



CITY CLERK'S OFFICE

MEMORANDUM

DATE: November 6, 2008

TO: Steve Kemp, City Attorney

FROM: Rhonda Simmons, Acting City Clerk

SUBJECT: Committee to Elect Grace Vasquez – 08-00007

On October 8, 2008, your office issued a Compliance Order to the Committee to Elect Grace Vasquez regarding the Post-Primary Campaign Finance Report filed by the Committee on October 2, 2008. A review of all reports filed by the Committee has been completed. Attached is a detailed finding of the reports.

It has been determined that several discrepancies still exist within the reports. Due to the inconsistencies in the reports, my office is unable to determine the accuracy of the information provided. As the reports do not appear to be in compliance with Campaign Finance Laws and with respect to public transparency, I am referring this issue to your office. Please take any action deemed necessary.

Thank you for your attention to this matter.

Attachments: Detailed List of Discrepancies
Pre-Primary Report
Pre-Primary Report – 1st Amendment
Pre-Primary Report – 2nd Amendment
Post-Primary Report
Post-Primary Report – 1st Amendment
Post-Primary Report – 2nd Amendment
Pre-General Report

Items in red have not been previously reviewed by your office

Pre-Primary – Filed on 08/14/08

- 1) Page 2, Detailed Summary Report, lists expenditures. A schedule was not included in the filed report to reflect the detailed information regarding those expenditures.
- 2) Page 2, Detailed Summary Report, Columns A & B, line f, amount does not equal total contributions (subtract 4e from 4d).
- 3) Schedule E, 4a, the in-kind contribution was not listed as both a contribution and expenditure. Please amend accordingly.
- 4) Page 2, Detailed Summary Report, line 11, see #2 of this letter. Please amend totals on pages 1 and 2 accordingly.

Pre-Primary 1st Amendment – Filed on 09/15/08

No discrepancies were found in this report; however, discrepancies found in other reports necessitated a Second Amended Pre-Primary Report be filed.

Pre-Primary 2nd Amendment – Filed on 10/24/08

- 1) Schedule D, expenditure to USPS on 8/1 for \$8.40 was reported on the Committee's Post-Primary Report filed on 10/2. The expenditure was reported in an inaccurate reporting period and should have been reflected in this report.
- 2) Schedule D, expenditure to Wal-Mart on 8/6 for \$26.98 was reported on the Committee's Post-Primary Report filed on 10/2. The expenditure was reported in an inaccurate reporting period and should have been reflected in this report.
- 3) Schedule D, expenditure to Advent Sign on 8/6 for \$287.79 was reported on the Committee's Post-Primary Report filed on 10/13. The expenditure was reported in an inaccurate reporting period and should have been reflected in this report.

Post-Primary – Filed on 10/02/08

- 1) Page 1, line 7, columns A & B differ.
- 2) Page 1, line 5a, column B, is reserved for surplus from a previous campaign.
- 3) Page 1, line 5b, column A, is reserved for cash on hand at the beginning of this reporting period.
- 4) Page 2, Detailed Summary Page, please review Columns A and B, lines: f, 11, 16, and 18 for accuracy.
- 5) Page 2, Detailed Summary Page, line 12, Schedule D-2 was not filed to report the amount listed.
- 6) Schedule A, page 1, line 4a, last name is not reported.
- 7) Schedule A, page 1, line c, occupation is not reported.
- 8) Schedule A, page 2, line 4a occupation is not reported.
- 9) Schedule D, page 1, lines b and e, address is not reported.
- 10) Schedule D, page 2, lines 4a and b, address is not reported.
- 11) Schedule E, it appears in-kind contributions were received from corporations.

Post-Primary 1st Amendment – Filed on 10/13/08

- 1) Page 2, Detailed Summary Page, an amount is reported on line 4b but a schedule was not included in the report.

- 2) Page 2, Detailed Summary Page, an amount was reported on line 5a in the initial report but does not appear on the amended report along with the appropriate schedule.
- 3) Page 2, Detailed Summary Page, line 9, the amount reported is inconsistent with the initial report.
- 4) Schedule D, the items reported on the amended report are inconsistent with the initial report (see #3 of this letter).
- 5) Schedule E, the amount reported on line c is inconsistent with the initial report.
- 6) Schedule E, an in-kind contribution of water is reported, however the dollar amount reported and the type of contribution received is inconsistent with correspondence and receipts submitted to Steve Kemp, City Attorney.
- 7) Schedule E, line 4a, employer is not reported.
- 8) **Schedule D, line c, Advent Signs expenditure is reported in the wrong reporting period.**

Post-Primary 2nd Amendment – Filed on 10/24/08

- 1) Page 1, line 5d, column b, dollar amount is incorrect
- 2) Schedule C, dollar amount and schedule reported is inconsistent with previous reporting in Committee's Post-Primary Report filed on 10/13.
- 3) Schedule D, page 2, line 4a BP Graphics expenditure is not shown in any of the previous reports filed.
- 4) Schedule D, page 2, line c, date of Advent Signs expenditure is inconsistent with the Post-Primary Report filed on 10/2 and the Post-Primary Report filed on 10/13 and possibly should have been reflected in the Pre-Primary Report filed on 10/24.
- 5) Schedule D, page 1, line f, Wal-Mart expenditure was not previously reported and/or is inconsistent with prior reportings on the Post-Primary Report filed on 10/2. Expenditure does not appear on the Post-Primary Report filed on 10/13. Description is vague and possibly should have been reflected in the Pre-Primary Report filed on 10/24.
- 6) Schedule E, lines 4a and b, dates and dollar amounts are inconsistent with the amounts provided on the Post-Primary reports filed on 10/2 and 10/13.
- 7) Schedule E, line d, an in-kind contribution was reported for \$18.87 on 9/6. Previous correspondence indicates a gift card for \$30.00 was the actual contribution. While the campaign indicates only \$18.87 was expended and the balance was returned to the contributor, a \$30.00 contribution and the refund should be reported on the appropriate schedule and in the appropriate reporting period to accurately reflect the transactions.

Pre-General – Filed on 10/24/08

- 1) Page 1, line 5d, column b, dollar amount is incorrect.
- 2) Schedule D, should include an expenditure of \$21.50 to American Imaging and Printing, evident by a check copy submitted to the City Attorney's Office.