

1 contribution.

2 CHAIRMAN D. DUMEZICH: So the total fine is
3 3,000?

4 MS. M. THOMPSON: It's 3,000, correct.

5 CHAIRMAN D. DUMEZICH: You would be
6 agreeing to 750, plus mailing costs; agreed?

7 MR. M. SHUBLAK: Correct.

8 CHAIRMAN D. DUMEZICH: Thank you. You're
9 free to go. Anyone else at that table, second
10 table?

11 VICE CHAIR A. LONG: Nope.

12 CHAIRMAN D. DUMEZICH: This side of the
13 room -- second, we're done -- third -- anybody
14 in third, first-time offender -- this side of
15 the room, third -- third row, come on down.

16 MR. R. WARREN: Rick Warren, Case No. 20,
17 or 2011-6105-235.

18 CHAIRMAN D. DUMEZICH: Okay. Spell your
19 last name, sir?

20 MR. R. WARREN: W-A-R-R-E-N.

21 CHAIRMAN D. DUMEZICH: Okay. How much are
22 your fines, sir?

23 MR. R. WARREN: It should be one day, \$50.

24 MS. M. THOMPSON: This is on page 15. This
25 is Rick Warren for State Representative, Cause

1 No. 2011-6105-235. He has never been before the
2 commission, has a proposed civil penalty of
3 \$54.36. He filed at 12:11 and his committee's
4 closed.

5 CHAIRMAN D. DUMEZICH: Okay, 25 percent
6 plus mailing costs. Back on this side, next
7 row.

8 MR. R. DOYLE: Oh, I'm sorry.

9 CHAIRMAN D. DUMEZICH: Come on. I actually
10 thought you were with him.

11 MR. R. DOYLE: Nope, never met him before.
12 I'm sure he's a fine man, though. Cause No.
13 11-321.

14 CHAIRMAN D. DUMEZICH: Even though he's
15 violated the law?

16 MR. R. DOYLE: I'm sure he didn't mean to.

17 CHAIRMAN D. DUMEZICH: Okay. Cause No.
18 11-321. I have many clients that have been
19 accused of violating the law in the past, too.

20 MS. M. THOMPSON: That's, again, under your
21 orange tab, it's a corporation, NITCO, Cause No.
22 11-321 contributed to Citizens for Chuck, and
23 excuse me, 2008 corporations, for the amount of
24 2,600. Citizens for Chuck refunded 600 and it's
25 three -- the proposed civil penalty is three

1 times the excess amount which is 1,800.

2 MR. R. DOYLE: And for the record, I filed
3 an appearance. My name is Rick Doyle,
4 D-O-Y-L-E.

5 MS. M. THOMPSON: I'm sorry.

6 MR. R. DOYLE: No, that's fine, and my
7 appearance is on file. I am also currently the
8 general manager of NITCO, and that's all I'm
9 going to say because you told me to be quiet.

10 CHAIRMAN D. DUMEZICH: Very good, 25
11 percent plus mailing costs.

12 MR. R. DOYLE: Yes, sir.

13 CHAIRMAN D. DUMEZICH: You're out of here.

14 MR. R. DOYLE: Thank you, sir.

15 CHAIRMAN D. DUMEZICH: Anyone else in that
16 row?

17 MR. G. HAHN: Mr. Chairman, my name is Greg
18 Hahn, H-A-H-N. With me is Mr. Bill Salin,
19 chairman of the board of Salin Bank & Trust.
20 It's No. 11-326.

21 MS. M. THOMPSON: That's again under the
22 corporations tab on the 2009 excess corporations
23 page. It's Salin Bank & Trust, Cause No.
24 11-2326, contributed to Hoosiers for Richard
25 Murdock in the amount of 5,200, Hoosiers for

1 Richard Murdock refunded the 200, and it's three
2 times the amount, which is 200.

3 MS. A. TAYLOR: 600.

4 MS. M. THOMPSON: 600, I'm sorry.

5 CHAIRMAN D. DUMEZICH: 600?

6 MS. M. THOMPSON: Yeah.

7 CHAIRMAN D. DUMEZICH: 150 plus mailing
8 costs.

9 MR. G. HAHN: Yes, sir. Thank you.

10 CHAIRMAN D. DUMEZICH: Take care. Anyone
11 else left in that row?

12 (No response.)

13 CHAIRMAN D. DUMEZICH: On the other side --
14 come on up -- name, sir?

15 MR. R. FISHER: Rhett Fisher, Ancon
16 Construction, Case No. 11-322, and that's
17 R-H-E-T-T, F-I-S-H-E-R.

18 MS. M. THOMPSON: That's under your
19 corporation 2008, second page, Ancon
20 Construction, Inc., Cause 11-322, contributed to
21 Committee to Elect Dave Miller for State
22 Representative. The proposed civil penalty is
23 three times the amount of 9,000.

24 COMMISSION MEMBER S. RIORDAN: More than
25 9,000?

1 VICE CHAIR A. LONG: Is 9,000.

2 MS. M. THOMPSON: It is 9,000.

3 MR. R. FISHER: Oh, I was going to go back.

4 CHAIRMAN D. DUMEZICH: I was going to refer
5 you to get with Mr. Hahn there for a second.

6 MR. R. FISHER: Exactly.

7 MS. M. THOMPSON: Total is 9,000.

8 CHAIRMAN D. DUMEZICH: Okay. It's
9 25 percent of the \$9,000.

10 MR. R. FISHER: 2,250?

11 CHAIRMAN D. DUMEZICH: Yes, plus mailing
12 costs.

13 MR. R. FISHER: Sure.

14 CHAIRMAN D. DUMEZICH: You're out of here.

15 MR. R. FISHER: Okay.

16 CHAIRMAN D. DUMEZICH: Same row, let's go.

17 MR. B. HALE: My name is Benjamin, Hale,
18 H-A-L-E, Cause No. 2011-6078-231.

19 CHAIRMAN D. DUMEZICH: What's the amount of
20 the fine, sir?

21 MR. B. HALE: \$350.

22 CHAIRMAN D. DUMEZICH: First time offense?

23 MR. B. HALE: Yes.

24 CHAIRMAN D. DUMEZICH: They're confirming
25 that. If that's the case, then...

1 MS. M. THOMPSON: Page 14.

2 CHAIRMAN D. DUMEZICH: 25 percent and go --
3 first time and the fine is 350?

4 MS. M. THOMPSON: Yes.

5 CHAIRMAN D. DUMEZICH: Okay.

6 MR. B. HALE: Thank you.

7 CHAIRMAN D. DUMEZICH: Next -- anybody else
8 in that row -- there's one fellow sitting there
9 in that jacket -- back on this side, next row --
10 any first-time offenders on the right side of
11 the room left -- okay, come on.

12 MR. D. SUBLETTE: Afternoon, Mr. Chairman,
13 members of the committee, Derek Sublette with
14 Clark Quinn, Cause No. 2011-5990-298.

15 CHAIRMAN D. DUMEZICH: First-time offender?

16 MR. D. SUBLETTE: Yes, sir.

17 CHAIRMAN D. DUMEZICH: How much?

18 MR. D. SUBLETTE: There was no fine
19 assessed in this letter that we received.

20 MS. M. THOMPSON: Page 39.

21 VICE CHAIR A. LONG: 39.

22 MS. M. THOMPSON: Sowers for State
23 Representative, 2011-5990-298, proposed civil
24 penalty of \$1,004.02.

25 CHAIRMAN D. DUMEZICH: 25 percent plus

1 mailing costs.

2 MR. D. SUBLETTE: Yes, sir. Thank you.

3 CHAIRMAN D. DUMEZICH: Sir, come on down --
4 left side of the room, any first-time offenders
5 left on the left side of the room -- you're
6 next, okay.

7 UNIDENTIFIED SPEAKER: I want to get the
8 whole thing waived.

9 CHAIRMAN D. DUMEZICH: That's later.
10 You're up.

11 MR. D. MIZELLE: Donus Mizelle,
12 M-I-Z-E-L-L-E, Cause No. 2011-319.

13 CHAIRMAN D. DUMEZICH: Okay. First-time
14 offender, sir?

15 MR. D. MIZELLE: Yes.

16 CHAIRMAN D. DUMEZICH: How much is it?

17 MR. D. MIZELLE: I don't have any idea.

18 MS. A. TAYLOR: It's 3,000.

19 CHAIRMAN D. DUMEZICH: It's 3,000.

20 VICE CHAIR A. LONG: Let's see, wait a
21 minute, that's three times.

22 MS. M. THOMPSON: It's three times the
23 amount of the excess contribution.

24 VICE CHAIR A. LONG: The excess is how
25 much?

1 MR. D. MIZELLE: 1,000.

2 CHAIRMAN D. DUMEZICH: 1,000.

3 MS. M. THOMPSON: 1,000.

4 VICE CHAIR A. LONG: So it's \$750, is what
5 it is?

6 MS. A. TAYLOR: Uh-huh.

7 MS. M. THOMPSON: Yes.

8 CHAIRMAN D. DUMEZICH: Okay, very good.
9 Anybody -- any other first-timer?

10 MR. K. SUDDETH: Yeah.

11 CHAIRMAN D. DUMEZICH: Come on in, the
12 water's warm.

13 MR. K. SUDDETH: Kevin Suddeth, SUDDETH,
14 Cause No. 2011-5980-207, first-time offender,
15 \$300 so it's \$75.

16 CHAIRMAN D. DUMEZICH: \$75 and mailing.
17 Let's go. Okay, second-time offenders -- raise
18 your hand if you're a second-time offender and
19 you want to take the 50 percent deal?

20 VICE CHAIR A. LONG: What was the page on
21 the last one, ladies?

22 MS. M. THOMPSON: Page 7.

23 CHAIRMAN D. DUMEZICH: Mr. Suddeth, get
24 your number -- get your number right here.

25 MR. K. SUDDETH: 2011-5980-207.

1 CHAIRMAN D. DUMEZICH: They've got to
2 confirm this information.

3 MS. A. TAYLOR: Yeah.

4 MS. M. THOMPSON: Yes.

5 VICE CHAIR A. LONG: What page is he on?

6 MS. M. THOMPSON: Page 7.

7 CHAIRMAN D. DUMEZICH: Are you a
8 first-timer, sir, that's reconsidering?

9 MR. D. GUTWEIN: Yes, sir.

10 CHAIRMAN D. DUMEZICH: Come on down.

11 MR. D. GUTWEIN: I only argued one fine on
12 my traffic ticket and I lost that so.

13 CHAIRMAN D. DUMEZICH: I've got to tell
14 you, this was trending crappy for you from the
15 start.

16 MR. D. GUTWEIN: I guess I'll speak for FTC
17 Products.

18 MS. M. THOMPSON: This is on the
19 corporation tab under 2008, FTC Products, Cause
20 11-320, contributed to Friends of Douglas
21 Gutwein, never been before the commission,
22 proposed civil penalty three times the amount of
23 3,000.

24 COMMISSION MEMBER S. RIORDAN: Wait a
25 minute, wait a minute, three times the amount of

1 3,000 --

2 MS. M. THOMPSON: It is 3,000.

3 COMMISSION MEMBER S. RIORDAN: -- or three
4 times --

5 MS. M. THOMPSON: No, it is 3,000.

6 COMMISSION MEMBER S. RIORDAN: -- the
7 amount and the total penalty is 3,000?

8 MS. M. THOMPSON: It's the way I'm saying
9 it. The total penalty is 3,000.

10 COMMISSION MEMBER S. RIORDAN: Okay.

11 MS. M. THOMPSON: The total penalty is
12 3,000.

13 COMMISSION MEMBER S. RIORDAN: And so the
14 deal, should you choose to accept it, is 25
15 percent of 3,000; is that correct?

16 MR. D. GUTWEIN: Which is -- which is?

17 CHAIRMAN D. DUMEZICH: \$750.

18 MR. D. GUTWEIN: I know, and that was my
19 question, the overage --

20 CHAIRMAN D. DUMEZICH: You're done talking.
21 Mail it in.

22 MR. D. GUTWEIN: Okay.

23 CHAIRMAN D. DUMEZICH: You're out of here.

24 MR. D. GUTWEIN: Thank you.

25 COMMISSION MEMBER S. RIORDAN: Wait a

1 minute, I'm sorry, sir, what was your name
2 again?

3 MR. D. GUTWEIN: Douglas Gutwien. I'm the
4 president of FTC Products.

5 COMMISSION MEMBER S. RIORDAN: And you are
6 also the recipient also of the contribution?

7 MR. D. GUTWEIN: I was.

8 COMMISSION MEMBER S. RIORDAN: Got it.

9 MR. D. GUTWEIN: Of the loan -- of the
10 loan. Let's state it like it is.

11 COMMISSION MEMBER S. RIORDAN: No, I
12 understand.

13 MR. D. GUTWEIN: Okay.

14 COMMISSION MEMBER S. RIORDAN: It doesn't
15 matter to me what it is.

16 MR. D. GUTWEIN: Okay. All right. Send me
17 a bill. Thank you.

18 CHAIRMAN D. DUMEZICH: If you call me in my
19 office, I'll bill you.

20 MR. D. GUTWEIN: Okay.

21 CHAIRMAN D. DUMEZICH: Okay. Any
22 second-time offenders, second-time offenders for
23 50 percent -- going once, going twice, going
24 three times -- third time offenders for
25 75 percent -- going once, twice, three times --

1 okay.

2 (No response.)

3 CHAIRMAN D. DUMEZICH: I'd entertain a
4 motion to accept all the reductions and fines
5 that we've had at this point in time.

6 VICE CHAIR A. LONG: So moved.

7 COMMISSION MEMBER J. MEYER: Second.

8 CHAIRMAN D. DUMEZICH: There's a motion on
9 the floor -- second it?

10 COMMISSION MEMBER J. MEYER: Second it.

11 CHAIRMAN D. DUMEZICH: All in favor of the
12 motion to approve the reductions that we've
13 heard in the prior cattle call, indicate by
14 saying aye?

15 COMMISSION MEMBERS: Aye.

16 CHAIRMAN D. DUMEZICH: All opposed, nay?

17 (No response.)

18 CHAIRMAN D. DUMEZICH: No nays, 4-0,
19 carries -- the motion carries, okay. State your
20 name and cause number?

21 MR. J. CHAVEZ: Jack Chavez, CHAVEZ, Cause
22 No. 2011-6090-233. Good afternoon, Chairman
23 Dumezich, and members of the commission.

24 CHAIRMAN D. DUMEZICH: Stop for a second.

25 MR. J. CHAVEZ: Yes, sir.

1 CHAIRMAN D. DUMEZICH: They've got to find
2 that and they're going to tell us what's in the
3 record.

4 MS. M. THOMPSON: Page 14, Committee to
5 elect Jack Chavez for State Representative,
6 Cause No. 2011-6090-233, has never been before
7 the commission and has a proposed civil penalty
8 of \$304.36.

9 CHAIRMAN D. DUMEZICH: And he's charged
10 with?

11 MS. M. THOMPSON: Late 2010 annual report.

12 CHAIRMAN D. DUMEZICH: Okay.

13 MR. J. CHAVEZ: Rather than reading all of
14 this, I'll just keep it really quick. I was in
15 a caucus to be nominated for House District 12.
16 I came down here, filed the appropriate
17 paperwork. I was told I could set up my
18 committee right then or there or come back later
19 if I win and set it up rather than driving all
20 the way down here from Lake County.

21 I decided to open the committee. I was,
22 however, told if I lost the caucus, the committee
23 was dead. I took -- I understood that to be
24 correct. I was then nominated to run for county
25 treasurer, which I accepted.

1 To make sure I didn't have two committees
2 floating out there, I decided to mail in the CFA,
3 despite having been told it was canceled out and
4 all the fight with my defeat in that caucus, I
5 mailed in that CFA ending that committee in
6 question in August.

7 I realize now that such an important document,
8 I should have sent certified mail. I would like to
9 state that in any other committee, in running for
10 county treasurer, I was never late in filing my
11 CFAs and I would like to thank the entire election
12 division for keeping in contact with the candidates
13 because I did receive a letter notifying me of
14 being late on the annual on January 22nd, which was
15 a Saturday.

16 I contacted someone and was able to e-mail in
17 my annual, closing my committee, and so I thank you
18 for your help in that regard. Also, as far as the
19 communication goes, if my committee was still open,
20 I was never sent a letter stating that I was late
21 for the other deadlines for the CFAs -- I never got
22 anything in regards to that.

23 Having gotten no correspondence from
24 Indianapolis, I was really under the impression
25 that the committee was closed. That letter that I

1 finally got in January stating I passed the
2 deadline was the first letter I received, and let
3 it be stated, I did not get to run for state rep,
4 therefore, I did not raise any dollars -- a \$300
5 fine for raising zero dollars and my belief that it
6 was closed seems kind of steep, especially,
7 considering I'm unemployed at the moment, and
8 that's all I've got. Thank you for your time.

9 CHAIRMAN D. DUMEZICH: Close the hearing.
10 First of all, any questions?

11 (No response.)

12 CHAIRMAN D. DUMEZICH: Hearing none, close
13 the hearing. Entertain a motion with respect to
14 Mr. Chavez for state rep.

15 VICE CHAIR A. LONG: When did you get the
16 closing of the committee?

17 MS. M. THOMPSON: The date he filed the
18 report was on the 24th.

19 VICE CHAIR A. LONG: I thought he said he
20 filed something in August and that he disbanded
21 that committee.

22 MS. A. TAYLOR: He opened the committee in
23 June. There was nothing in August.

24 CHAIRMAN D. DUMEZICH: He said he mailed it
25 in regular mail. They apparently didn't get it.

1 You understand that these people here, while
2 they're very helpful, they cannot give you legal
3 advice.

4 I, personally, believe there was probably a
5 misinterpretation of what you were told, and
6 they're very well versed on the rules here and they
7 did not misinform you. If there was a
8 communication error, I apologize for it. To the
9 extent you heard something else, can't account for
10 it. With that being said, motion -- no dollars in
11 or out?

12 VICE CHAIR A. LONG: This is similar to the
13 one we had earlier. I'd be inclined to dismiss
14 it.

15 CHAIRMAN D. DUMEZICH: I have a motion on
16 the floor to dismiss.

17 VICE CHAIR A. LONG: Motion inclined to
18 dismiss.

19 CHAIRMAN D. DUMEZICH: Is anyone else
20 seconding that -- no, a motion on the floor to
21 dismiss.

22 COMMISSION MEMBER J. MEYER: Second.

23 CHAIRMAN D. DUMEZICH: Hearing a second,
24 any discussion?

25 (No response.)

1 CHAIRMAN D. DUMEZICH: Hearing no
2 discussion, calling a vote -- all in favor of
3 dismissing the motion, say aye?

4 COMMISSION MEMBERS: Aye.

5 CHAIRMAN D. DUMEZICH: All opposed, nay?
6 (No response.)

7 CHAIRMAN D. DUMEZICH: 4-0, the ayes have
8 it. It's dismissed.

9 VICE CHAIR A. LONG: Thank you for coming
10 down.

11 MR. J. CHAVEZ: Thank you very much. Thank
12 you for allowing me the time. Have a good day.

13 VICE CHAIR A. LONG: We do try to move fast
14 but we do listen.

15 MR. J. CHAVEZ: Thank you. I appreciate
16 it.

17 CHAIRMAN D. DUMEZICH: Let's see, this row
18 right up here -- sir, come on up.

19 MR. J. BARKER: Hi, my name is John Barker,
20 B-A-R-K-E-R. My cause number is 2011-6076-230.
21 I was contacted by the Libertarian Party to run
22 as an inactive candidate.

23 COMMISSION MEMBER S. RIORDAN: As a what?

24 MR. J. BARKER: As an inactive candidate.
25 I wasn't actually going to run, I was going to

1 be on the ballot. I went to the Libertarian
2 state office and filled out some paperwork with
3 Christopher Spangle. On my paperwork, there was
4 a date that was wrong on it. He sent me the
5 notification that he couldn't submit my
6 paperwork with that date being in the wrong
7 place.

8 I notified him at that point in time that I
9 was not going to be able to lend my name to the
10 cause, as I had been contracted for a writing
11 project, and I spend 14 to 20 days a month in LA
12 and New York.

13 So I was under the impression that there was
14 no committee. I was informed that that paperwork
15 was not submitted, and I got -- I got these two
16 letters, my brother opened them, they had been sent
17 to my house, and that's where I sit.

18 CHAIRMAN D. DUMEZICH: You never had any
19 intent to open a campaign, that's your
20 testimony?

21 MR. J. BARKER: No, I went down there and
22 filled out the paperwork and --

23 CHAIRMAN D. DUMEZICH: But after you filled
24 out the paperwork, you thought it was in error
25 and you told him at that time not to submit it?

1 MR. J. BARKER: He sent me a letter and
2 said that I needed to send back the paperwork.
3 I needed to refill it out with the correct date,
4 in which case, I told him that I would not be
5 able to help out their cause.

6 MS. M. THOMPSON: He did file statement of
7 organization.

8 MR. J. BARKER: I did not submit the
9 paperwork with the correct date.

10 COMMISSION MEMBER S. RIORDAN: Do we --
11 okay, so what's the allegation, failure to file
12 the...

13 VICE CHAIR A. LONG: Annual.

14 MS. M. THOMPSON: The annual report.

15 MS. A. TAYLOR: Annual report.

16 COMMISSION MEMBER S. RIORDAN: Okay. So
17 there is a statement of organization on file?

18 MS. M. THOMPSON: Yes.

19 COMMISSION MEMBER S. RIORDAN: Can you show
20 it to him and see if that's his signature?

21 CHAIRMAN D. DUMEZICH: I think what he said
22 was he signed it and he told them don't file it.

23 MR. J. BARKER: Yes, this is my signature.
24 I did fill out the paperwork but I was notified
25 that I...

1 CHAIRMAN D. DUMEZICH: It was incorrect?

2 MR. J. BARKER: Yes, sir.

3 CHAIRMAN D. DUMEZICH: And you told them
4 not to file it and they did?

5 MR. J. BARKER: Yes, sir.

6 COMMISSION MEMBER S. RIORDAN: So it's not
7 a -- we don't have a fraud situation here?

8 VICE CHAIR A. LONG: No.

9 MR. J. BARKER: No, no, I did fill out the
10 paperwork.

11 CHAIRMAN D. DUMEZICH: No, we just have
12 bad -- bad records here -- close the hearing, a
13 motion?

14 VICE CHAIR A. LONG: Motion to dismiss it.

15 CHAIRMAN D. DUMEZICH: Got a motion to
16 dismiss.

17 COMMISSION MEMBER J. MEYER: Second.

18 CHAIRMAN D. DUMEZICH: Hearing a second,
19 any discussion?

20 (No response.)

21 CHAIRMAN D. DUMEZICH: All in favor of
22 dismissing the fine against, what's the name
23 of...

24 VICE CHAIR A. LONG: Mr. Barker.

25 CHAIRMAN D. DUMEZICH: Mr. Barker, Mr. John

1 Barker for state rep, indicate by saying aye?

2 COMMISSION MEMBERS: Aye.

3 MR. J. BARKER: May I ask one question?

4 CHAIRMAN D. DUMEZICH: No, not now. All
5 opposed, say nay?

6 (No response.)

7 CHAIRMAN D. DUMEZICH: 4-0, motion carries.

8 MR. J. BARKER: Is there anything else I
9 need to do to ensure that I don't -- that my
10 committee is dissolved like I'm done.

11 VICE CHAIR A. LONG: He's over now?

12 MS. A. TAYLOR: He needs to close it.

13 COMMISSION MEMBER S. RIORDAN: He's what?

14 MS. A. TAYLOR: You need to file a final
15 report and close the committee.

16 CHAIRMAN D. DUMEZICH: Well, I think based
17 on our -- based on what we just said, there was
18 never intent to open a committee, but you know
19 what, file the forms and make sure it gets
20 closed so you don't stay on the docket.

21 MR. J. BARKER: And who do I contact to...

22 CHAIRMAN D. DUMEZICH: One of these ladies.

23 MR. J. BARKER: Okay.

24 CHAIRMAN D. DUMEZICH: I'm not -- I mean,
25 I'm not real happy that you would even consider

1 lending your name just to be on a ballot and not
2 running. That's -- I almost feel that's an
3 abuse of process.

4 MR. J. BARKER: I'm sorry.

5 CHAIRMAN D. DUMEZICH: Better judgment
6 should prevail in the future. If you're not
7 going to -- if you're not going to put an effort
8 forward and you're doing it merely to confuse
9 voters, that's a problem here, okay.

10 MR. J. BARKER: I'm sorry. I was told it
11 was a common practice.

12 CHAIRMAN D. DUMEZICH: It's a common
13 practice.

14 MR. J. BARKER: That's what he told me.

15 CHAIRMAN D. DUMEZICH: Sometimes people
16 lie. Anybody else in front, first row -- come
17 on -- state your name for the record, sir, and
18 spell it.

19 MR. J. McMILLIN: Jud McMillin,
20 M-c-M-I-L-L-I-N. I'm a representative and I'm
21 here on behalf of a constituent. I have zero
22 information for you, so hopefully, this can be
23 very quick.

24 CHAIRMAN D. DUMEZICH: Do you have a cause
25 number?

1 MR. J. McMILLIN: Yes, I have -- they gave
2 me a folder.

3 CHAIRMAN D. DUMEZICH: Give them the cause
4 number.

5 MR. J. McMILLIN: Cause No. 2011-6029-109,
6 and the name should be Team Patterson, and I
7 apologize for not having filed an entered
8 appearance but I didn't find out about this
9 until last night about 9:00 so here I am.

10 CHAIRMAN D. DUMEZICH: But you're properly
11 authorized to represent this committee?

12 MR. J. McMILLIN: Yes.

13 CHAIRMAN D. DUMEZICH: Wait until they tell
14 us what's going on.

15 MR. J. McMILLIN: Okay. It was set for
16 1:00, if that makes a sentence.

17 CHAIRMAN D. DUMEZICH: Oh, it does. It
18 makes a huge difference.

19 MS. A. TAYLOR: I'm going oh, oh.

20 MS. M. THOMPSON: No wonder I can't find
21 it. It's on Page 4 and Page 58 of the 1:00
22 set.

23 COMMISSION MEMBER S. RIORDAN: Page 58?

24 MS. M. THOMPSON: Uh-huh. Team Patterson,
25 Cause No. 2011-6029-109, this first one was for

1 a statement of organization, his proposed civil
2 penalty is 654.02, and on what page?

3 MS. A. TAYLOR: Page 58.

4 MS. M. THOMPSON: On 58 --

5 VICE CHAIR A. LONG: The other one is on
6 Page 58?

7 MS. M. THOMPSON: Yes.

8 MS. A. TAYLOR: Yes.

9 MS. M. THOMPSON: Cause No. 2011-6029-222,
10 it's 2010 annual, has not been filed, and it's a
11 proposed civil penalty of \$1,004.36.

12 MR. J. McMILLIN: With that being said, the
13 proper thing to do for me is probably not
14 knowing anything just to ask this board to
15 continue this matter, but in the interest of
16 moving this, if you want to hear what I have, I
17 will tell you that, but I will leave that in
18 your province. That's -- that's your call. I
19 don't want to get these guys in trouble for
20 something they don't need to be in trouble for
21 something they don't need to be in trouble for
22 without having discussed thoroughly with
23 somebody first.

24 CHAIRMAN D. DUMZICH: You can't make
25 adequate representations. You're asking us to

1 continue just based on the fact that you've just
2 been retained, that's fine.

3 VICE CHAIR A. LONG: So moved to grant
4 that.

5 CHAIRMAN D. DUMEZICH: Hear a motion for
6 continuance, a second?

7 COMMISSION MEMBER J. MEYER: Second.

8 CHAIRMAN D. DUMEZICH: I hear a second, any
9 discussion?

10 (No response.)

11 CHAIRMAN D. DUMEZICH: Motion to continue,
12 all in favor, indicate by saying aye?

13 COMMISSION MEMBERS: Aye.

14 CHAIRMAN D. DUMEZICH: All opposed, nay?

15 (No response.)

16 VICE CHAIR A. LONG: If it's closed by the
17 next meeting, it probably would be better.

18 MR. J. McMILLIN: I appreciate it.

19 VICE CHAIR A. LONG: Unless the person
20 wants to go forward -- I'm not sure whether or
21 not if they want to run again.

22 MR. J. McMILLIN: No, they do not. They
23 didn't know what they were getting into and
24 that's what got them here. Thank you very much.

25 CHAIRMAN D. DUMEZICH: Sure. First row

1 anybody else -- second row -- come on up.

2 MR. M. SHUBLAK: Mr. Chairman, members of
3 the commission, Mark Shublak, spelled
4 S-H-U-B-L-A-K, representing Wells County
5 Republic Central Committee, Cause No.
6 2011-6047-20.

7 VICE CHAIR A. LONG: 20?

8 MR. M. SHUBLAK: Correct.

9 VICE CHAIR A. LONG: I thought it sounded
10 4777, it's the first one, Wells County
11 Republican Central Committee. I was pleased
12 with myself. The first one I've found today.

13 MS. M. THOMPSON: He does have a 20, it's
14 on Page 2.

15 VICE CHAIR A. LONG: Oh, okay.

16 MS. M. THOMPSON: This is Wells County
17 Republican Central Committee, Cause, and this is
18 on Page 1, 2011-6047-77, they were late on --

19 MR. M. SHUBLAK: That's me.

20 MS. M. THOMPSON: Pardon?

21 VICE CHAIR A. LONG: It's another case.
22 You've got another one.

23 MS. M. THOMPSON: No, it's a different --
24 you've got a different number.

25 VICE CHAIR A. LONG: It's 77.

1 MS. M. THOMPSON: .77, proposed civil
2 penalty is \$1,004.36, and then again on Page 2
3 for his annual report, 2011-6047-20, that's
4 \$1,004.02.

5 VICE CHAIR A. LONG: We have two different
6 people representing on each...

7 MS. M. THOMPSON: He's a different case.

8 CHAIRMAN D. DUMEZICH: No, he's got a
9 different number.

10 VICE CHAIR A. LONG: You've got both Wells
11 County Cases?

12 MR. M. SHUBLAK: No, just one.

13 VICE CHAIR A. LONG: Somebody else got a
14 Wells County case.

15 (No response.)

16 VICE CHAIR A. LONG: Okay. So you've just
17 got the one, No. 20?

18 MR. M. SHUBLAK: Yes, sir.

19 VICE CHAIR A. LONG: Okay.

20 COMMISSION MEMBER S. RIORDAN: Is anyone
21 here on behalf of Wells County Republican
22 Central Committee on Cause No. 77?

23 MR. M. SHUBLAK: Yes, both. I apologize I
24 may have only entered the appearance on Matter
25 No. 20.

1 COMMISSION MEMBER S. RIORDAN: Okay, I just
2 don't...

3 MR. M. SHUBLAK: I am representing the
4 Wells County party on all matters.

5 COMMISSION MEMBER S. RIORDAN: Okay.

6 VICE CHAIR A. LONG: Okay.

7 COMMISSION MEMBER S. RIORDAN: So can we
8 take them both now?

9 CHAIRMAN D. DUMEZICH: Yeah.

10 COMMISSION MEMBER S. RIORDAN: All right.

11 MR. M. SHUBLAK: Mr. Chairman, members of
12 the commission, Wells County Republican Party
13 fully acknowledges the violations. The
14 treasurer literally is an 80-year-old lady who
15 took this role on with aid and assistance of a
16 attorney, who subsequently got elected judge,
17 was unable to perform those advisory duties.

18 The party has retained counsel. They have
19 received advice on general campaign finance
20 matters. The party did timely file with the local
21 authority. Again, we acknowledge they did not
22 timely file with the state commission. This being
23 their first offense, we would respectfully request
24 that you consider waiving the penalties in this
25 case and the party commits to diligently and timely

1 file their reports in the future.

2 VICE CHAIR A. LONG: The statement of
3 organization, has that been filed now?

4 MS. M. THOMPSON: Yes, it has.

5 MS. A. TAYLOR: Yes.

6 MR. M. SHUBLAK: I should add that all
7 reports have been filed. The treasurer did work
8 cooperatively with Michelle and members of the
9 staff.

10 COMMISSION MEMBER S. RIORDAN: So they're
11 current on everything else?

12 MS. M. THOMPSON: Yes.

13 MS. A. TAYLOR: Yes.

14 CHAIRMAN D. DUMEZICH: Any questions, any
15 further questions?

16 (No response.)

17 CHAIRMAN D. DUMEZICH: Close the hearing.

18 VICE CHAIR A. LONG: I move to dismiss 77
19 and reduce it to 25 percent on 20.

20 CHAIRMAN D. DUMEZICH: There's a motion on
21 the floor to reduce 77 --

22 VICE CHAIR A. LONG: Dismiss 77.

23 CHAIRMAN D. DUMEZICH: Dismiss 77 and
24 reduce 20 by 75 percent?

25 VICE CHAIR A. LONG: Correct.

1 CHAIRMAN D. DUMEZICH: Do I hear a second?

2 COMMISSION MEMBER J. MEYER: Second.

3 CHAIRMAN D. DUMEZICH: Hearing a second,
4 any discussion?

5 (No response.)

6 CHAIRMAN D. DUMEZICH: Hearing none,
7 there's a motion on the floor to -- all the
8 numbers are getting me, to --

9 VICE CHAIR A. LONG: Dismiss 77.

10 CHAIRMAN D. DUMEZICH: Yeah, dismiss 77 and
11 reduce the penalty in 20 by 75 percent, all
12 in -- plus mailing costs, all in favor of the
13 motion, indicate by saying aye?

14 COMMISSION MEMBERS: Aye.

15 CHAIRMAN D. DUMEZICH: All opposed, nay?

16 (No response.)

17 CHAIRMAN D. DUMEZICH: 4-0, motion carries.

18 MR. M. SHUBLAK: Thank you, members.

19 VICE CHAIR A. LONG: Thank you for coming
20 down. I'm glad to see you headed in the right
21 direction.

22 MR. J. BARNETT: Mr. Chairman and members
23 of the commission, my name is John Barnett,
24 B-A-R-N-E-T-T.

25 VICE CHAIR A. LONG: And I need to

1 disclose, although he looks a lot older than I
2 am, Mr. Barnett and I went to college together.
3 We're fraternity brothers. Hi, John, how are
4 you?

5 MR. J. BARNETT: Fine.

6 VICE CHAIR A. LONG: John Vincent Barnett.
7 You can tell he was an upper classman. That's
8 why I still remember that.

9 COMMISSION MEMBER S. RIORDAN: I'd also
10 like to disclose that until February 28th, 2011,
11 Mr. Barnett and I were associated with the same
12 law firm, but that is no longer the case.

13 VICE CHAIR A. LONG: We won't hold that too
14 much against you.

15 MR. J. BARNETT: Thank you. I'm here
16 representing Advance America on Cause No.
17 11-325, and Miss Thompson, I think is
18 distributing some materials which we prepared
19 for our brief presentation, and I'm joined today
20 by Ron Hicks, H-I-C-K-S, who is director of
21 government affairs for Advance America.

22 What -- what occurred here, Mr. Chairman, and
23 members of the commission, is an inadvertent
24 excessive contribution -- I don't know if she -- do
25 you need to say something now or it's my turn to .

1 talk?

2 COMMISSION MEMBER S. RIORDAN: Let's have
3 Michelle give us the rundown.

4 CHAIRMAN D. DUMEZICH: Michelle, can you
5 tell us what you have on your record and tell us
6 where it is located in our binder?

7 MS. M. THOMPSON: Yes, this is Advance Case
8 and Cash Advance Centers. It's in your
9 corporation on the 2009 excess, Cause 11-325,
10 contributed to several house representatives.
11 This was self-reported, they brought it to our
12 attention, and the civil penalty is \$4,520.

13 CHAIRMAN D. DUMEZICH: Okay.

14 MR. C. BARMAN: As soon as we discovered
15 it, Mr. Chairman, and members of the commission
16 that we inadvertently over contributed in 2009,
17 we immediately notified the commission that that
18 happened in May of 2010, actually, as we were
19 preparing for our contributions for 2010.
20 That's all explained Exhibit No. 2, the letter
21 in Exhibit 2.

22 Concurrent with that, we began to seek refunds
23 from members of the house of representatives that
24 had received contributions from Advance America.
25 That process -- the letter is outlined as Exhibit

1 No. 4. As a result of seeking contributions, my
2 colleagues and I were able to recover 29 checks
3 from 26 representatives totaling \$4,950 so...

4 CHAIRMAN D. DUMEZICH: Were there any
5 representatives that didn't give you the money
6 back?

7 MR. J. BARNETT: No, there were none, but
8 there were some that got money that we didn't
9 solicit, but those that we solicited, all are
10 accounted for.

11 CHAIRMAN D. DUMEZICH: Okay, just making
12 sure.

13 MR. J. BARNETT: And so we've corrected the
14 over excessive contribution. Also, in Exhibit 6
15 it outlines the rather cumbersome procedure that
16 we have right now, in terms of soliciting
17 contributions from members of companies.

18 Mr. Hicks and I have adopted a new internal
19 control, and instead of working this up and down
20 this chain, I'm going to give my request directly
21 to Mr. Hicks. He and I are both well aware of the
22 Indiana law now and can assure you that any mistake
23 that occurred in 2009 will not occur again.

24 We know and understand the law and will
25 scrupulously abide by it, so we'd ask your favor in

1 dismissing this case.

2 CHAIRMAN D. DUMEZICH: Any questions?

3 (No response.)

4 CHAIRMAN D. DUMEZICH: The record is
5 closed. Entertain a motion -- the number in
6 question is \$4,550; is that correct, or have I
7 butchered the number?

8 VICE CHAIR A. LONG: 4,520, I believe,
9 isn't it?

10 CHAIRMAN D. DUMEZICH: 4,520.

11 MS. M. THOMPSON: The overage is 4,520, so
12 three times that amount, makes it \$13,560.

13 VICE CHAIR A. LONG: We have
14 historically -- when people have gone and
15 self-reported and then taken and recovered it
16 all back, have gone above and beyond the normal
17 reduction, that's my memory.

18 CHAIRMAN D. DUMEZICH: That would be
19 consistent with my memory as well, and
20 especially, when they're represented by fine
21 counsel that you guys seem to hang around with.

22 VICE CHAIR A. LONG: You know, I -- because
23 of my relationship, I may be a little reluctant
24 to take the lead on making the motion but...

25 CHAIRMAN D. DUMEZICH: I've got an idea.

1 I'd entertain a motion from my right.

2 COMMISSION MEMBER J. MEYER: I will make
3 the motion that we follow the historical
4 approach of, what is it, 25 percent of the --

5 CHAIRMAN D. DUMEZICH: Yeah, but they're
6 self-reporting and they collected it back, so I
7 think we went to 10 percent.

8 VICE CHAIR A. LONG: I think we did, too.

9 COMMISSION MEMBER J. MEYER: Okay, so
10 10 percent of the excess amount.

11 CHAIRMAN D. DUMEZICH: In this case, it's
12 4,520 times three divided by 10 plus mailing
13 costs, it's going to be about...

14 MS. A. TAYLOR: So it will be \$1,356.

15 VICE CHAIR A. LONG: I don't think there's
16 any mailing costs on these.

17 MS. M. THOMPSON: No.

18 MS. A. TAYLOR: No.

19 CHAIRMAN D. DUMEZICH: No mailing costs.

20 COMMISSION MEMBER J. MEYER: Then I make a
21 motion that we assess, or reduce the fine to
22 that amount with no mailing costs.

23 CHAIRMAN D. DUMEZICH: Motion to reduce the
24 fine to 10 percent?

25 COMMISSION MEMBER J. MEYER: Yes, to

1 \$1,356.

2 CHAIRMAN D. DUMEZICH: Do I hear a
3 second -- I can second from the chair, I'll do
4 that -- hearing a motion and second, all in
5 favor say, aye?

6 COMMISSION MEMBERS: Aye.

7 CHAIRMAN D. DUMEZICH: All opposed, nay?

8 (No response.)

9 CHAIRMAN D. DUMEZICH: Hearing none, 4-0,
10 the motion carries.

11 VICE CHAIR A. LONG: Appreciate the
12 responsible way y'all dealt with this. It's a
13 good deal.

14 MR. J. BARNETT: Thank you.

15 VICE CHAIR A. LONG: It's what it's all
16 about. When you've got an organization with
17 different people, it's easy to get away from
18 you.

19 MR. J. BARNETT: Thank you very much.

20 CHAIRMAN D. DUMEZICH: Second row, no --
21 third row -- third row -- oh, second row here,
22 I'm sorry. Come on up, sir.

23 MR. B. ELLISON: My name is Brian Ellison,
24 B-R-I-A-N, E-L-L-I-S-O-N, Cause No.
25 2011-6047-77.

1 MS. A. TAYLOR: Wait a minute. I gave you
2 that number?

3 MR. B. ELLISON: Yes.

4 MS. A. TAYLOR: I gave you the wrong
5 number.

6 CHAIRMAN D. DUMEZICH: Could you read the
7 correct number into the record?

8 MS. M. THOMPSON: Yeah. It's Cause No.
9 2011-5939-199. This is -- he's never been
10 before the commission before and his proposed
11 civil penalty is \$404.36 and the committee is
12 closed.

13 MR. B. ELLISON: I wasn't familiar with the
14 rules. When I lost the primary, I thought I was
15 done, but after I got the letter, which I had
16 moved, so by the time I got the letter, it was
17 the end of January, and by the time -- you know,
18 I took care of it as fast as I could and closed
19 out my committee.

20 CHAIRMAN D. DUMEZICH: How much money went
21 through your committee, roughly?

22 MR. B. ELLISON: I spent \$1,900.

23 CHAIRMAN D. DUMEZICH: Okay.

24 VICE CHAIR A. LONG: Propose the 400.

25 CHAIRMAN D. DUMEZICH: Propose the 400 --

1 any questions?

2 (No response.)

3 CHAIRMAN D. DUMEZICH: Close the hearing.

4 Any motions?

5 VICE CHAIR A. LONG: Motion to reduce it to
6 25 percent.

7 CHAIRMAN D. DUMEZICH: There's a motion on
8 the floor to reduce the hearing to 25 percent
9 plus mailing costs.

10 VICE CHAIR A. LONG: Of course.

11 CHAIRMAN D. DUMEZICH: Do I hear a second?

12 COMMISSION MEMBER J. MEYER: Second.

13 CHAIRMAN D. DUMEZICH: Any discussion?

14 (No response.)

15 CHAIRMAN D. DUMEZICH: Hearing none, there
16 is a motion on the -- all in favor of the motion
17 to reduce the fine to 25 percent plus mailing
18 cost, all in favor indicate by saying aye?

19 COMMISSION MEMBERS: Aye.

20 CHAIRMAN D. DUMEZICH: All opposed, nay?

21 (No response.)

22 CHAIRMAN D. DUMEZICH: 4-0, motion carries.

23 Thank you, sir.

24 MR. T. MILLER: Terry Miller, M-I-L-L-E-R,

25 No. 2011-6030-262.

1 MS. A. TAYLOR: Page 26.

2 MS. M. THOMPSON: Cause No. 2011-6030-262,
3 has settled one other time with us and has a
4 proposed civil penalty of \$154.36.

5 VICE CHAIR A. LONG: What page did you say?

6 MS. A. TAYLOR: Page 26.

7 MS. M. THOMPSON: I'm sorry, 26.

8 VICE CHAIR A. LONG: About this is what --
9 262, okay. I'm sorry.

10 MR. T. MILLER: This was a question of late
11 filing on a pre-election report that was due
12 noon on October 15th. I have the post office
13 express mail receipt that was dated 10/08 on
14 October 15th, 2008, so it was received somewhere
15 at the zip code by 10:08, ahead of the 12:00
16 deadline, so I do not think it's an accurate
17 charge.

18 CHAIRMAN D. DUMEZICH: May we see what you
19 have?

20 MR. T. MILLER: Yes.

21 CHAIRMAN D. DUMEZICH: What day was it due?

22 MS. A. TAYLOR: October 15th.

23 VICE CHAIR A. LONG: Do we have a C.
24 Metcalf?

25 MS. A. TAYLOR: Yes.

1 MR. T. MILLER: I think it was just in the
2 mail room and didn't get up to the office.

3 CHAIRMAN D. DUMEZICH: Yep. May we keep
4 this for our records?

5 MR. T. MILLER: Sure.

6 CHAIRMAN D. DUMEZICH: Any questions?

7 (No response.)

8 CHAIRMAN D. DUMEZICH: Hearing none,
9 entertain a motion.

10 VICE CHAIR A. LONG: Move to dismiss.

11 CHAIRMAN D. DUMEZICH: Motion to --

12 COMMISSION MEMBER S. RIORDAN: Second.

13 CHAIRMAN D. DUMEZICH: -- dismiss and
14 seconded. Any discussion?

15 (No response.)

16 CHAIRMAN D. DUMEZICH: Hearing none, motion
17 to dismiss Mr. Metcalf's (sic) fines -- all in
18 favor say aye?

19 COMMISSION MEMBERS: Aye.

20 CHAIRMAN D. DUMEZICH: All opposed, nay?

21 (No response.)

22 MR. T. MILLER: Thank you.

23 CHAIRMAN D. DUMEZICH: 4-0, motion carries.

24 VICE CHAIR A. LONG: Motion to dismiss Mr.
25 Miller's fine.

1 CHAIRMAN D. DUMEZICH: I thought it was
2 Metcalf.

3 MS. M. THOMPSON: Pardon me?

4 CHAIRMAN D. DUMEZICH: It says here it was
5 Metcalf.

6 MS. M. THOMPSON: No, that was who signed
7 for it.

8 CHAIRMAN D. DUMEZICH: Sorry. Six hours of
9 this.

10 VICE CHAIR A. LONG: It was signed by this
11 Metcalf.

12 CHAIRMAN D. DUMEZICH: Believe me, my
13 speech was a lot smoother earlier in the day;
14 sore throat and stumbling on the words. I
15 apologize.

16 UNIDENTIFIED SPEAKER: Good afternoon.
17 Roche Diagnostics, Cause No. 11-324.

18 MS. M. THOMPSON: It's under your
19 corporations 2009 excess. Roche Diagnostics
20 Corporation, Cause No. 11-324, contributed to
21 the Indiana Business for Responsive Government
22 in the amount of \$4,500. Roche self-reported
23 this as well.

24 COMMISSION MEMBER S. RIORDAN: And what's
25 the proposed penalty?

1 MS. M. THOMPSON: 9,000, it's only two
2 times the amount.

3 CHAIRMAN D. DUMEZICH: And it was
4 self-reported?

5 MS. M. THOMPSON: Correct.

6 UNIDENTIFIED SPEAKER: Thank you, Chairman
7 Dumezich and members of the commission. I have
8 with me today Joyce Irwin, who is the national
9 director and head of government affairs of Roche
10 Diagnostics International.

11 We'd like to say outset that Roche Diagnostics
12 found the error here. We self-reported. We sought
13 and received refunds for both of the checks that
14 were written in error.

15 We also took internal remedial action put in
16 place, checks and balances, had a meeting with
17 senior staff for training purposes and we have
18 meeting minutes to reflect those, if you need those
19 for those purposes.

20 As to the two checks in question, one was
21 written on February 11th. It was written at the
22 behest of vice president at Roche Diagnostics who
23 was on the Chamber Pac Board, and as part of the
24 membership of Pac Board, it was expected that each
25 person who's on the Pac Board write a check.

1 The second check was intended for a dinner for
2 Best Places to Work. Unfortunately, our accounts
3 payable person wrote a check to the wrong entity,
4 so the second check clearly was written by accounts
5 payable.

6 We reached out to the Chamber of Commerce.
7 Both checks were refunded to Roche Diagnostics, a
8 \$2,500 check and the \$2,000 check. Neither check
9 were intended for distribution. Joyce Irwin, who's
10 here with me, controls all of the contributions by
11 Roche Diagnostics.

12 She is aware of the law and has been in
13 compliance with the law each and every year --
14 never had a violation towards us, this is the first
15 time we're before you, we would ask that the case
16 be dismissed.

17 CHAIRMAN D. DUMEZICH: Well, in light of
18 the fact there was really no intent to write the
19 second check to that payee, but rather, it was a
20 clerical error?

21 UNIDENTIFIED SPEAKER: Yes.

22 MS. J. IRWIN: Yes. And in fact, we put in
23 additional controls in our accounts payable so
24 that it wouldn't happen again and set up a
25 separate system for all political checks, so we

1 took additional steps with our accounts payable
2 as well.

3 CHAIRMAN D. DUMEZICH: Okay. Any other
4 questions?

5 (No response.)

6 CHAIRMAN D. DUMEZICH: Hearing none, let's
7 close the hearing. I'd entertain a motion to
8 dismiss.

9 VICE CHAIR A. LONG: So moved.

10 COMMISSION MEMBER J. MEYER: Second.

11 CHAIRMAN D. DUMEZICH: Hearing a motion to
12 dismiss, it's been properly seconded, any
13 discussion?

14 (No response.)

15 CHAIRMAN D. DUMEZICH: Hearing none. All
16 in favor of the motion to dismiss, indicate by
17 saying aye?

18 COMMISSION MEMBERS: Aye.

19 CHAIRMAN D. DUMEZICH: All opposed?

20 (No response.)

21 CHAIRMAN D. DUMEZICH: Hearing none, motion
22 carries 4-0.

23 UNIDENTIFIED SPEAKER: Thank you.

24 MS. J. IRWIN: Thank you.

25 CHAIRMAN D. DUMEZICH: You're welcome.

1 This row right here -- this is it.

2 MR. J. BACHAN: Mr. Chairman and members of
3 the commission, Joseph Bachan, Cause No.
4 2011-5988-210.

5 MS. A. TAYLOR: It's on Page 7.

6 MS. M. THOMPSON: Joseph Bachan for Office,
7 Cause No. 2011-5988-210, has never been before
8 the commission, proposed civil penalty 754.36,
9 and the committee is closed.

10 VICE CHAIR A. LONG: Mr. Bachan, if you
11 want to go ahead and address?

12 MR. J. BACHAN: Okay. What happened was
13 that I had actually signed up for the election.
14 My candidacy was contested by other members on
15 the board, or on the election before actually
16 the primary.

17 I was removed from the election, and when that
18 happened at that time, I thought everything was
19 done, because I wrote a letter down to the
20 commission saying I wasn't going to be contesting,
21 meaning it was invalid because of an error I made
22 on the documents -- I didn't want to cause in
23 trouble so I just let it go.

24 And when I was done I spoke to somebody at the
25 commission and they said yeah, you're off the

1 election, everything is done. I assumed at that
2 time everything was done.

3 When I got the letter at the end of January
4 saying I was late for a form, I assume that it was,
5 you know, one part -- you know, I didn't do the
6 other part or something like that. So I tried to
7 make a phone call down, but because I live in Lake
8 County, I don't get out of work until after you
9 guys are closed. By chance, it was a snow day. I
10 called in on the day that we hit a snow day, and I
11 talked to Mrs. Thompson.

12 She was helpful in telling me what I needed to
13 do. I immediately filled out a form and faxed it
14 to her, and they told me I would need to come down
15 here, that you guys would send me a letter saying
16 that I was going to get a fine and for me to ignore
17 that letter, which I felt really nervous about
18 doing it, but then the form would come, and she
19 said, you know, they would schedule me a meeting.

20 So I guess here I am and throwing myself on
21 your mercy. I was tempted to come up and do the
22 200, the 25 percent, but I was hoping for the best.

23 VICE CHAIR A. LONG: You filed and then you
24 were challenged?

25 MR. J. BACHAN: I was challenged.

1 VICE CHAIR A. LONG: Was sustained until
2 you were taken off the ballot?

3 MR. J. BACHAN: So I was taken off. I
4 never raised any money or anything, never spent
5 any money.

6 VICE CHAIR A. LONG: And you didn't run?

7 MR. J. BACHAN: I didn't run.

8 CHAIRMAN D. DUMEZICH: Okay. Any other
9 questions?

10 (No response.)

11 CHAIRMAN D. DUMEZICH: Hearing none --

12 VICE CHAIR A. LONG: Move to dismiss.

13 CHAIRMAN D. DUMEZICH: Hearing closed.

14 VICE CHAIR A. LONG: Oh, I'm sorry.

15 CHAIRMAN D. DUMEZICH: We have a motion on
16 the floor to dismiss.

17 COMMISSION MEMBER J. MEYER: Second.

18 CHAIRMAN D. DUMEZICH: Hearing a second,
19 any discussion?

20 (No response.)

21 CHAIRMAN D. DUMEZICH: Motion to dismiss,
22 all in favor say aye?

23 COMMISSION MEMBERS: Aye.

24 CHAIRMAN D. DUMEZICH: Opposed?

25 (No response.)

1 MR. J. BACHAN: Thank you. Miss Thompson,
2 if you're here, thank you for your help.

3 CHAIRMAN D. DUMEZICH: 4-0, motion carries.

4 VICE CHAIR A. LONG: Miss Thompson always
5 does a good job.

6 MR. J. BACHAN: Have a good day.

7 CHAIRMAN D. DUMEZICH: Yes, sir.

8 MR. G. SMOLKA: My name is George Smolka.
9 I am the former treasurer of the Green Party and
10 there's some outstanding...

11 CHAIRMAN D. DUMEZICH: Can you spell your
12 name, sir?

13 MR. G. SMOLKA: George S-M-O-L-K-A.

14 CHAIRMAN D. DUMEZICH: Okay. And could you
15 read us the number?

16 MR. G. SMOLKA: The cause number,
17 unfortunately, my request really only included
18 one of them, so if you would be to kind as to
19 append. The cause number is 2011-4730-34, 58
20 and 4.

21 MS. A. TAYLOR: Pages 2, 22 and 36.

22 CHAIRMAN D. DUMEZICH: Okay. And sir, you
23 are?

24 MR. W. STANT: I am the current treasurer
25 of the Indiana Green Party and Mr. Smolka asked

1 me to attend the hearing with him.

2 CHAIRMAN D. DUMEZICH: And your name is.

3 MR. W. STANT: William Stant.

4 CHAIRMAN D. DUMEZICH: Spell it, please.

5 MR. W. STANT: W-I-L-L-I-A-M, Stant,

6 S-T-A-N-T.

7 CHAIRMAN D. DUMEZICH: Okay.

8 MS. M. THOMPSON: Mr. Chairman, this is for
9 a motion for reconsider the 2009 annual fine,
10 which was \$1,004.02. This committee has been
11 before the board one other time, and on Page 22,
12 it's Cause No. 2011-4734-34, it's a motion to
13 reconsider the 2010 pre-elects, which is 154.36,
14 and on Page 36, 2011-4730-58 is a motion to
15 reconsider the 2010 preprimary, which is 154.02.

16 CHAIRMAN D. DUMEZICH: Okay. You may
17 speak, and limit your comments to five minutes.

18 MR. G. SMOLKA: Well, my health has not
19 been good, and unfortunately, I have not been
20 able to attend to the document in the proper
21 manner and I ask for leniency on the part of the
22 commission.

23 CHAIRMAN D. DUMEZICH: Sir, any comments?

24 MR. W. STANT: My understanding is that in
25 following the Indiana Green Party Congress on

1 November 13th of last year, I was -- at which I
2 was elected to replace Mr. Smolka as treasurer,
3 that what happened was a couple days later, the
4 co-coordinator, Pam Raider and I sent and filled
5 out a CFA-3 and we put it in the mail, and it
6 never got there -- we don't know, but when I
7 called for the deadline -- the first report, I
8 believe, was due on March 1st.

9 I discovered, when talking to Miss Thompson,
10 that they still had Mr. Smolka on the record as
11 treasurer, and so that supports his evidence that
12 he submitted in appendix to this motion to
13 reconsider explaining that he was receiving
14 correspondence that he didn't think he needed to
15 open, because as far as he was concerned, he was no
16 longer treasurer so...

17 CHAIRMAN D. DUMEZICH: Okay. Any
18 questions?

19 VICE CHAIR A. LONG: Is everything filed
20 now?

21 MR. W. STANT: I just filed the CFA-3 today
22 before coming to the meeting.

23 CHAIRMAN D. DUMEZICH: What was the amount
24 of money that went through the committees, rough
25 guess?

1 MR. W. STANT: Never more than \$1,200.

2 CHAIRMAN D. DUMEZICH: Okay. Hearing no
3 more questions, close the hearing, and entertain
4 a motion.

5 VICE CHAIR A. LONG: I'm inclined -- I
6 think Mr. Smolka's credibility is very high and
7 sympathetic to the health problems he had, I
8 would be inclined -- well, I move to dismiss
9 4730-4 and reduce No. 34 and 58 to 25 percent
10 plus mailing.

11 CHAIRMAN D. DUMEZICH: There is a motion on
12 the floor to dismiss --

13 VICE CHAIR A. LONG: Dismiss the \$1,000
14 fine.

15 CHAIRMAN D. DUMEZICH: Yeah, dismiss the
16 \$1,000 fine and impose the 25 percent on the
17 other two fines.

18 VICE CHAIR A. LONG: On the 150.

19 CHAIRMAN D. DUMEZICH: That's a motion, do
20 I hear a second?

21 COMMISSION MEMBER J. MEYER: Second.

22 CHAIRMAN D. DUMEZICH: We have a motion and
23 second to dismiss the \$1,000 fine and pay
24 25 percent on the other two fines, plus mailing
25 costs, all in favor say aye?

1 COMMISSION MEMBERS: Aye.

2 CHAIRMAN D. DUMEZICH: All opposed, nay?

3 (No response.)

4 VICE CHAIR A. LONG: So \$75.

5 CHAIRMAN D. DUMEZICH: 4-0, motion carries.

6 MR. G. SMOLKA: Thank you, gentlemen.

7 VICE CHAIR A. LONG: Thank you all for

8 coming down.

9 CHAIRMAN D. DUMEZICH: Sir, hurry.

10 MR. P. DIJAK-ROBINSON: Paul Diyak,

11 D-I-J-A-K -- hyphen, Robinson, Cause No.

12 2011-6072-267.

13 CHAIRMAN D. DUMEZICH: Your name, sir?

14 MR. P. DIJAK-ROBINSON: Paul

15 Diyak-Robinson.

16 CHAIRMAN D. DUMEZICH: And Robinson,

17 that's...

18 MR. P. DIJAK-ROBINSON: Diyak-Robinson.

19 MS. A. TAYLOR: On Page 28.

20 VICE CHAIR A. LONG: No. 28?

21 MS. M. THOMPSON: Yes. Committee to Elect

22 Paul Diyak-Robinson, Cause No. 2011-6072-267,

23 has never been before the commission, has a

24 proposed civil penalty of 204.36.

25 VICE CHAIR A. LONG: It's a pre-election?

1 MS. M. THOMPSON: This is a pre-election
2 report.

3 CHAIRMAN D. DUMEZICH: Okay, you're side of
4 it, sir.

5 MR. P. DIJAK-ROBINSON: This is my fourth
6 campaign, and I was under the impression that
7 Beth White's office is where I always filed the
8 campaign election, first with the state level.
9 The forms before, they were filed by our
10 director, who's out of town and travel a lot.

11 On the 13th, I filed the one with White's
12 office. I thought I was in compliance. When I
13 found out I was not and got the letter, I sent it
14 in right away. It four days later than the filing
15 deadline.

16 It was an oversight. I thought I was in
17 compliance and I was in good shape and I took care
18 of it so -- but I didn't realize I was not in
19 compliance.

20 VICE CHAIR A. LONG: What were you running
21 for?

22 MR. P. DIJAK-ROBINSON: House District 100.
23 This campaign, there were no funds raised.

24 CHAIRMAN D. DUMEZICH: No funds raised at
25 all?

1 MR. P. DIJAK-ROBINSON: On this campaign,
2 correct.

3 COMMISSION MEMBER S. RIORDAN: Is it
4 closed?

5 MR. P. DIJAK-ROBINSON: It is.

6 MS. A. TAYLOR: Let me check.

7 MR. P. DIJAK-ROBINSON: I had it disbanded.
8 January 13th, I brought that in, and stamped.

9 MS. M. THOMPSON: You closed it on your
10 annual report?

11 MR. P. DIJAK-ROBINSON: It's the CFA-4.
12 This was annual disband and it was starched. I
13 have a copy, if you wish.

14 MS. M. THOMPSON: It's not in his file
15 because we haven't entered those yet.

16 CHAIRMAN D. DUMEZICH: Okay. Do you need
17 the original?

18 MS. M. THOMPSON: You already filed this
19 with us?

20 MR. P. DIJAK-ROBINSON: Uh-huh on the 13th
21 of January.

22 CHAIRMAN D. DUMEZICH: So we got a disband,
23 any further questions?

24 MS. M. THOMPSON: He has checked it
25 disbanded.

1 CHAIRMAN D. DUMEZICH: Okay. Hearing none,
2 consider a motion?

3 VICE CHAIR A. LONG: Close the hearing?

4 CHAIRMAN D. DUMEZICH: Yeah, close the
5 hearing.

6 VICE CHAIR A. LONG: Okay, I didn't want to
7 get ahead of you again. I move to dismiss this
8 cause.

9 CHAIRMAN D. DUMEZICH: Hearing a motion to
10 dismiss?

11 COMMISSION MEMBER J. MEYER: Second.

12 CHAIRMAN D. DUMEZICH: A motion to dismiss,
13 second, discussion?

14 (No response.)

15 CHAIRMAN D. DUMEZICH: There's a motion to
16 dismiss, all in favor say aye?

17 COMMISSION MEMBERS: Aye.

18 CHAIRMAN D. DUMEZICH: All opposed?

19 (No response.)

20 CHAIRMAN D. DUMEZICH: 4-0, it's dismissed,
21 you're done.

22 MR. P. DIJAK-ROBINSON: Thank you.

23 CHAIRMAN D. DUMEZICH: Next. I tried to
24 get you to come up earlier?

25 MS. K. YANKAUSKAS: Who me?

1 CHAIRMAN D. DUMEZICH: Yeah. I was waving
2 you up. What's your name, ma'am?

3 MS. K. YANKAUSKAS: It's Kate Yankauskas.
4 I wrote it down. It's hard to spell. Do you
5 want the cause number?

6 CHAIRMAN D. DUMEZICH: Yep.

7 MS. K. YANKAUSKAS: 2011-5948-200. Of
8 course, I'm very nervous. I feel like a broken
9 record.

10 VICE CHAIR A. LONG: Just give us a second
11 so we can catch up with you.

12 MS. K. YANKAUSKAS: Oh, I'm sorry.

13 MS. A. TAYLOR: Page 18. This is Cause No.
14 2011-5948-200, has had one other settlement
15 agreement with us before, has a proposed civil
16 penalty of 454.36.

17 MS. K. YANKAUSKAS: Can I start now?

18 CHAIRMAN D. DUMEZICH: Yes.

19 MS. K. YANKAUSKAS: I feel like a broken
20 record. I plead to being naive and
21 inexperienced. This is my first time running my
22 husband's campaign which may or may not be a
23 mistake. Believe me, I've learned a lot.

24 I did file the preprimary report. It was late
25 again because of the time zone -- we're on Central

1 Time, it's Eastern here, and I was a few minutes
2 late, I think, but nonetheless, and I did pay that,
3 I think, \$50 fine.

4 And so my husband lost in the primary and so I
5 thought well, it's basically over, but then in
6 September I received this letter, and just being
7 inexperienced, I just read just the first line in
8 bold and then I pretty much dismissed it.

9 It says candidates not on the 2010 general
10 election, please disregard this notice so -- and it
11 was about filing so I disregarded it and didn't
12 read it any further.

13 CHAIRMAN D. DUMEZICH: So he lost, he
14 didn't raise any money or didn't do anything?

15 MS. K. YANKAUSKAS: No, and then I -- then
16 I got the letter in January saying I needed to
17 file the post-primary one, and that's the one
18 that's late, and I think it's 8 days late so
19 when I --

20 CHAIRMAN D. DUMEZICH: Does the committee
21 still exist; is the committee still open?

22 MS. K. YANKAUSKAS: I think it is. I
23 called and talked to somebody because I left \$50
24 in the checking account in case something came
25 up, but what, I don't...

1 CHAIRMAN D. DUMEZICH: I think she's
2 suggesting the size of the fine.

3 MS. A. TAYLOR: It's still open.

4 VICE CHAIR A. LONG: Is it still open,
5 Abbey?

6 MS. A. TAYLOR: Yes.

7 CHAIRMAN D. DUMEZICH: Any more questions?

8 VICE CHAIR A. LONG: Do you have, and I'm
9 not suggesting you close it, if you don't want
10 to, but I mean, is it your desire that this
11 committee go away or do you want to keep it
12 active?

13 MS. K. YANKAUSKAS: Well, there's a chance
14 he might run again, but he'll probably get a
15 different treasurer.

16 VICE CHAIR A. LONG: Well, that's -- I'm
17 not going to comment on that.

18 CHAIRMAN D. DUMEZICH: If he continues to
19 run, you should get a different husband. It's
20 very tough on spouses, very tough on spouses.

21 MS. K. YANKAUSKAS: Well, I think it's
22 mutual so...

23 VICE CHAIR A. LONG: But she's current then
24 on everything filed?

25 MS. A. TAYLOR: Yes.

1 CHAIRMAN D. DUMEZICH: Close the hearing,
2 entertain a motion?

3 VICE CHAIR A. LONG: Move to reduce it to
4 25 percent.

5 CHAIRMAN D. DUMEZICH: Motion on the floor
6 to reduce it to 25 percent plus mailing costs,
7 do I hear a second?

8 COMMISSION MEMBER J. MEYER: Second.

9 CHAIRMAN D. DUMEZICH: Hearing a second,
10 any discussion?

11 (No response.)

12 CHAIRMAN D. DUMEZICH: Hearing none,
13 motion -- everyone in favor of the motion to
14 reduce the motion to 25 percent plus mailing
15 costs, indicate by saying aye?

16 COMMISSION MEMBERS: Aye.

17 CHAIRMAN D. DUMEZICH: All opposed,
18 indicate with nay?

19 (No response.)

20 CHAIRMAN D. DUMEZICH: Hearing none, 4-0,
21 motion carries.

22 MS. K. YANKAUSKAS: Thank you. Most
23 expensive lesson learned.

24 MR. M. VOEGELE: Good afternoon, Mr.
25 Chairman and members of the commission. Martin

1 W. Voegele, "V" as in Victor, O-E-G-E-L-E, Cause
2 No. 2011-5424-294 -- I hope I got that right.

3 CHAIRMAN D. DUMEZICH: First name?

4 MR. M. VOEGELE: Martin.

5 MS. A. TAYLOR: Page 38.

6 MS. M. THOMPSON: This is Cause No.
7 2011-5424-294, has been before the board one
8 other time, has a proposed civil penalty of
9 154.02.

10 MR. M. VOEGELE: I opened my campaign
11 committee in '06, when I ran as an independent
12 candidate for state representative in District
13 67, lost -- ran again in 2008, lost again,
14 thought I was done, and Miss Duncan decided in
15 the midst of things that she was going to
16 retire -- well, I'll throw my name in the
17 primary, is exactly what which.

18 We had a good race. We had a crowded race.
19 We had 7 candidates in the primary. We had a lot
20 of cooperation between candidates, and in fact,
21 when the pre-election reports were done, I notified
22 everybody that, you know, we better get this done,
23 and I've got a copy of mine here, that I think it
24 went up to the 9th and I had actually filed my
25 paperwork the 12th.

1 I made my mistake by putting in the mail. I
2 trusted the government to mail it, and
3 unfortunately, it didn't make it, and could I ask
4 the ladies, did it ever -- did it ever show up in
5 the mail?

6 MS. M. THOMPSON: I don't know.

7 MR. M. VOEGELE: But the ladies were real
8 nice. They -- they notified me. I had a copy
9 of it already. It wasn't like I didn't have it.
10 By the time I got my letter, they had it by
11 close of business that day.

12 At the time I had spent \$242 in expenditures
13 and I had \$307 left in the campaign fund so I
14 didn't have an awful lot. At the end of the -- I
15 did file my annual report. I did disband.

16 I didn't spend an awful lot on this campaign.
17 I spent \$2,300. My final check was -- I sent the
18 rest of -- my campaign finance money, I sent to the
19 food for the poor. It was \$177 and something odd
20 ball cents, and I'm done.

21 I know I've been in front of you people
22 before. I want to say that I really appreciate
23 everything the Election Division has done. The
24 ladies and the counsels have all been wonderful,
25 wonderful to me. I loved running.

1 I think I would have liked winning, but
2 unfortunately, it didn't happen, and if you can
3 entertain the thought of maybe dismissing my case,
4 I would be forever grateful.

5 CHAIRMAN D. DUMEZICH: Is his campaign
6 still open, his committee?

7 MS. A. TAYLOR: I don't know. His annual
8 report is not in here so I can't tell.

9 MS. M. THOMPSON: I can't tell. We do have
10 the envelope.

11 MS. A. TAYLOR: But we do have the envelope
12 postmarked April 12th, delivered April 27th.

13 MR. M. VOEGELE: Oh, dear God.

14 VICE CHAIR A. LONG: What he's giving you
15 to look at copy, is it the annual?

16 MS. M. THOMPSON: Is this your...

17 MR. M. VOEGELE: That's a copy of my
18 annual.

19 MS. M. THOMPSON: A copy of the annual
20 report shows that he has disbanded it.

21 VICE CHAIR A. LONG: And it's file marked?

22 MS. M. THOMPSON: This one is not.

23 MR. M. VOEGELE: That's just my own
24 personal copy that...

25 CHAIRMAN D. DUMEZICH: Okay, they've got

1 it.

2 MS. M. THOMPSON: But we have it.

3 MR. M. VOEGELE: We've got 15 days from
4 Greensburg.

5 CHAIRMAN D. DUMEZICH: He dropped that in
6 mail. They got the envelope. Any questions?

7 (No response.)

8 CHAIRMAN D. DUMEZICH: Hearing none,
9 entertain a motion -- 15 days in the U.S. mail
10 is an awfully long time, but we've got it post
11 marked.

12 VICE CHAIR A. LONG: Post marked timely.

13 CHAIRMAN D. DUMEZICH: Yeah, by -- way
14 ahead of time.

15 MR. M. VOEGELE: And I will admit that in
16 the rule book, it doesn't say the postmark
17 really count, but I made a fair faith -- I made
18 a good faith effort to get it here. And in
19 fact, when I filed my final annual report, I --

20 VICE CHAIR A. LONG: Quit talking -- you're
21 working against yourself now. Quit talking.

22 MR. M. VOEGELE: Okay, I'm good.

23 VICE CHAIR A. LONG: Hearing closed?

24 CHAIRMAN D. DUMEZICH: Hearing closed.

25 VICE CHAIR A. LONG: Move to dismiss?

1 CHAIRMAN D. DUMEZICH: Hearing amotion to
2 dismiss, do I hear a second?

3 COMMISSION MEMBER J. MEYER: Second.

4 CHAIRMAN D. DUMEZICH: Hearing a second,
5 the motion on the floor to dismiss, all in favor
6 say aye?

7 COMMISSION MEMBERS: Aye.

8 CHAIRMAN D. DUMEZICH: Opposed?

9 (No response.)

10 CHAIRMAN D. DUMEZICH: Hearing none, motion
11 carries 4-0.

12 MR. M. VOEGELE: Thank you very much.

13 VICE CHAIR A. LONG: Fine charity, that's
14 the way I looked at it.

15 CHAIRMAN D. DUMEZICH: Yeah.

16 VICE CHAIR A. LONG: That was a good --
17 good move to donate it to charity, and as far as
18 I'm concerned, that was good enough.

19 MR. M. VOEGELE: Thank you.

20 CHAIRMAN D. DUMEZICH: State your name?

21 MR. B. HYATT: Brad Hyatt, H-Y-A-T-T, and
22 my cause number is 2011-6069-265.

23 MS. A. TAYLOR: Page 27.

24 VICE CHAIR A. LONG: 27?

25 MS. M. THOMPSON: Yes. This is Cause No.

1 2011-6069-265, never been before the commission
2 before, has a proposed civil penalty of \$554.36.

3 CHAIRMAN D. DUMEZICH: Okay.

4 MR. B. HYATT: I was late filing my
5 pre-election paperwork. I didn't raise any
6 money in the campaign at all, that was my intent
7 from the beginning. Took advantage of all
8 opportunities to freely put myself out there.

9 Interestingly got the highest percentage -- of
10 people in my party running for state office, I
11 received the highest percentage of vote and didn't
12 spend any money, and you know, I -- the fine that's
13 proposed is a paycheck for me.

14 CHAIRMAN D. DUMEZICH: Any questions?

15 (No response.)

16 CHAIRMAN D. DUMEZICH: Hearing closed --
17 first time?

18 VICE CHAIR A. LONG: Yeah.

19 CHAIRMAN D. DUMEZICH: Entertain a motion
20 to reduce to 25 percent?

21 VICE CHAIR A. LONG: So moved.

22 CHAIRMAN D. DUMEZICH: Second?

23 COMMISSION MEMBER J. MEYER: Second.

24 CHAIRMAN D. DUMEZICH: There's a motion on
25 the floor for 25 percent plus mailing costs, all

1 in favor say aye?

2 COMMISSION MEMBERS: Aye.

3 CHAIRMAN D. DUMEZICH: Opposed?

4 (No response.)

5 CHAIRMAN D. DUMEZICH: 4-0, the ayes have
6 it.

7 MR. B. HYATT: Thanks.

8 CHAIRMAN D. DUMEZICH: Yes, sir.

9 MR. M. KELLER: Mr. Chairman, members of
10 the commission, my name is Mike Keller. It's
11 K-E-L-L-E-R. My cause number is 5699-183.

12 CHAIRMAN D. DUMEZICH: Have you been before
13 the committee before, Mr. Keller?

14 MR. M. KELLER: I have not been before the
15 committee. I had a cause once before for being
16 a day late and I paid my fine of \$50 plus the
17 mailing costs.

18 MS. A. TAYLOR: Page 3.

19 MS. M. THOMPSON: This is Cause No.
20 2011-5699-183, has been before the board one
21 other time, has a proposed civil penalty of
22 \$1,004.36.

23 CHAIRMAN D. DUMEZICH: Tell me your side of
24 it, sir?

25 MR. M. KELLER: Yes, sir. Thank you very

1 much. I was on the general election ballot in
2 2008. I ran for state representative. As my
3 filing, my annual filing for 2009, I was at zero
4 dollars. I carelessly failed to check the box
5 that says the final disband.

6 I've not been on the ballot since. I have not
7 raised any money. There has not been any activity
8 since the 2000 filing, and I would respectfully ask
9 to dismiss my case.

10 VICE CHAIR A. LONG: He's still open, isn't
11 he?

12 MS. A. TAYLOR: Yes.

13 MR. M. KELLER: And I have a form here to
14 go ahead and be closed.

15 CHAIRMAN D. DUMEZICH: Close the hearing.

16 VICE CHAIR A. LONG: I'm going to move to
17 table this until the next meeting, and if he's
18 got it all disbanded and closed, then I intend
19 to -- if you will remind me, to make a motion to
20 dismiss this.

21 CHAIRMAN D. DUMEZICH: Okay. There's a
22 motion to table, do I hear second?

23 VICE CHAIR A. LONG: You don't have to come
24 back.

25 MR. M. KELLER: Can I -- can I ask one

1 quick question, sir?

2 CHAIRMAN D. DUMEZICH: Second.

3 COMMISSION MEMBER J. MEYER: Second.

4 MR. M. KELLER: Or is there somebody in the
5 election commission I can ask the question to,
6 as far as the filing?

7 CHAIRMAN D. DUMEZICH: Yep, you can talk to
8 them.

9 MR. M. KELLER: Okay.

10 CHAIRMAN D. DUMEZICH: There's a motion on
11 the floor to table this matter until a certain
12 time in the future, June 27th, all in favor of
13 the motion, indicate by saying aye?

14 COMMISSION MEMBERS: Aye.

15 CHAIRMAN D. DUMEZICH: Opposed?

16 (No response.)

17 CHAIRMAN D. DUMEZICH: Motion carries 4-0.
18 Yes, sir.

19 MR. A. WOLF: Andrew Wolf, 2011-6110-251.

20 VICE CHAIR A. LONG: I saw that one just a
21 minute ago.

22 MR. A. WOLF: I submitted a brief last
23 week. I apologize for the paperwork.

24 VICE CHAIR A. LONG: Don't ever apologize
25 for filing stuff with us.

1 MS. A. TAYLOR: It's on Page 21.

2 MR. A. WOLF: I haven't been before the
3 commission before. I think my proposed fine is
4 \$454. It's regarding a CFA-4 that was filed 6
5 to 8 days late. It was a post-convention CFA-4
6 that was filed 6 to 8 days late due to some bad
7 advice I received from the county clerk.

8 I think you'll see in my brief the evidence,
9 according to my argument, and I don't want to
10 rehash that, but I did file this motion to dismiss
11 because of the bad advice I received from the
12 county clerk that told me that CFA-4 wasn't
13 actually due.

14 I had intended on filing an amended CFA-1 and
15 a CFA-4 as a courtesy copy and then sending it on
16 to the IED -- well, she did accept the amended the
17 CFA-1, and I included the file stamp copy of that,
18 but she refused to accept the CFA-4 because she
19 said it wasn't due.

20 I went ahead and sent the IED the amended
21 CFA-1, but not the CFA-4. They did send me a
22 notice a couple of days after July 27th, when the
23 thing was due, and the day I received the notice, I
24 turned around and submitted the CFA-4.

25 And in addition, this was a zero campaign, no

1 funds raised, no funds spent, and the proposed
2 penalty of 454 seems overly punitive, and I would
3 respectfully request that the commission dismiss
4 the action.

5 CHAIRMAN D. DUMEZICH: Any questions?

6 (No response.)

7 CHAIRMAN D. DUMEZICH: Are you running
8 again?

9 MR. A. WOLF: No.

10 VICE CHAIR A. LONG: His last one was
11 closing his committee?

12 MR. A. WOLF: Yeah, I actually did that
13 twice because I wasn't sure that the first one
14 had been submitted correctly or not.

15 VICE CHAIR A. LONG: Sorry, the chronology
16 so that I can understand, is the -- is the
17 nomination report, is what we're saying he's
18 delinquent in?

19 MS. A. TAYLOR: Correct.

20 MS. M. THOMPSON: Yes.

21 VICE CHAIR A. LONG: About that's the
22 CFA-1?

23 MS. A. TAYLOR: 4.

24 MS. M. THOMPSON: 4.

25 VICE CHAIR A. LONG: 4, I'm sorry.

1 MR. A. WOLF: The 4 that's dated July 15, I
2 think, is that form, and that's the form that
3 the county clerk actually refused, so because
4 she refused it, I didn't send it to the IED
5 until I received notice that I should have.

6 VICE CHAIR A. LONG: You signed it July the
7 15th, and we received it on the 5th of August?

8 MS. A. TAYLOR: Yes.

9 CHAIRMAN D. DUMEZICH: Just because you
10 tried to give it to Laporte County.

11 MR. A. WOLF: Yeah.

12 CHAIRMAN D. DUMEZICH: She said no, so you
13 didn't...

14 MR. A. WOLF: The CFA-1 is stamped July
15 15th, the CFA-4 isn't stamped because she
16 refused the CFA-4. So when I received the
17 notice on August 2nd, I think it was, from the
18 IED, I turned around that day and sent the CFA-4
19 to the IED that was due -- it was sent August
20 2nd, I think it was due July 27th, so it was
21 about 6 to 8 days late.

22 CHAIRMAN D. DUMEZICH: You understand that
23 the people working in those offices don't give
24 you legal advice; right?

25 MR. A. WOLF: Absolutely.

1 CHAIRMAN D. DUMEZICH: Okay.

2 MR. A. WOLF: And as an attorney myself, I
3 should know better.

4 CHAIRMAN D. DUMEZICH: You can read the
5 statute, and he made an attempt -- he made an
6 attempt to comply.

7 VICE CHAIR A. LONG: I'm ready to make a
8 motion.

9 CHAIRMAN D. DUMEZICH: Hearing closed.

10 VICE CHAIR A. LONG: I move to dismiss it.

11 CHAIRMAN D. DUMEZICH: Motion on the floor
12 to dismiss it, do I hear a second?

13 COMMISSION MEMBER J. MEYER: Second.

14 CHAIRMAN D. DUMEZICH: Hearing a second,
15 any discussion?

16 (No response.)

17 CHAIRMAN D. DUMEZICH: No discussion.

18 Motion on the floor to dismiss, --

19 MR. A. WOLF: Thank you.

20 CHAIRMAN D. DUMEZICH: -- all in favor say
21 aye?

22 COMMISSION MEMBERS: Aye.

23 CHAIRMAN D. DUMEZICH: Opposed?

24 (No response.)

25 CHAIRMAN D. DUMEZICH: The ayes have it.

1 MR. B. LOYD: My name is Brett Loyd,
2 L-O-Y-D, and hearing number is 5887-303.

3 MS. A. TAYLOR: This is on Page 44.

4 MS. M. THOMPSON: This is Cause No.
5 2011-5887-303.

6 MS. A. TAYLOR: This is a large
7 contribution.

8 MS. M. THOMPSON: This is a large
9 contribution report that should have been filed,
10 his proposed civil penalty is \$1,004.36.

11 CHAIRMAN D. DUMEZICH: Okay, first time
12 before the committee?

13 MS. M. THOMPSON: First time, yes.

14 CHAIRMAN D. DUMEZICH: Okay, background,
15 sir?

16 MR. B. LOYD: It's the first time I ran for
17 office, I ran for the Indiana Statehouse, work
18 for UPS, and the large contribution that she's
19 talking about was a thousand dollar check from
20 myself to keep my campaign running -- I'm sure,
21 you know, amidst all the chili feeds, and also I
22 have the CFA-11 in question here, and I also put
23 on there I'm not sure the thousand dollars, but
24 I also kept track of my mileage for my vehicle
25 because I consider that a contribution.

1 There was no attempt to obscure any money, and
2 I think I went above and beyond by even keeping
3 track of my mileage and putting that on there as
4 in-kind. I fell within that 25-day window so that
5 may also have been a reason for it.

6 And so I filed the CFA-4 on time, and when
7 they got it, of course, and put it in, it showed
8 within that window this thousand dollars, which I
9 kept as a loan, and I'm sure it's very clear to the
10 board, but those never ran before, it says when a
11 candidate receives a donation of a thousand
12 dollars, that's also from yourself.

13 CHAIRMAN D. DUMEZICH: But it was a loan
14 from you?

15 MR. B. LOYD: And I kept it as a loan so it
16 would be obvious to me so that's how that
17 happened.

18 CHAIRMAN D. DUMEZICH: For the sake of full
19 disclosure, I've represented UPS over the years,
20 including a major tax case for them in the '90s
21 so...

22 VICE CHAIR A. LONG: I can disclose that
23 they bring me a lot of hunting things from
24 Cabela's and things and they always get them
25 there on time.

1 CHAIRMAN D. DUMEZICH: And it's also the
2 only carrier I use because of the relationship
3 so...

4 MR. B. LOYD: And the fine is a thousand
5 dollars on a thousand dollars donation so I
6 respectfully request that you waive the fee and
7 my account is still active.

8 CHAIRMAN D. DUMEZICH: Any questions?

9 VICE CHAIR A. LONG: Close the hearing.

10 CHAIRMAN D. DUMEZICH: Close the hearing.

11 VICE CHAIR A. LONG: Motion to dismiss.

12 CHAIRMAN D. DUMEZICH: A motion to dismiss
13 on the floor, do I hear a second?

14 COMMISSION MEMBER J. MEYER: Second.

15 CHAIRMAN D. DUMEZICH: Hearing a second,
16 any discussion?

17 (No response.)

18 CHAIRMAN D. DUMEZICH: Hearing none,
19 there's a motion to dismiss, all in favor say
20 aye?

21 COMMISSION MEMBERS: Aye.

22 CHAIRMAN D. DUMEZICH: All opposed?

23 (No response.)

24 CHAIRMAN D. DUMEZICH: 4-0, motion is
25 carried. Let's go, next.

1 MR. D. DESSAUER: David Dessauer, Cause No.
2 2011-5993-259. I hope I'm the quickest, I have
3 a little boy in the hospital, that's the only
4 reason I was late; do you want to see the bill?

5 CHAIRMAN D. DUMEZICH: Nope -- give it to
6 him and let him see the bill, and we're going to
7 keep it if you give it to us.

8 MR. D. DESSAUER: You can keep it.

9 MS. M. THOMPSON: Page 25.

10 MR. D. DESSAUER: I have three other kids I
11 had to take care so I just.

12 COMMISSION MEMBER S. RIORDAN: What page?

13 MS. A. TAYLOR: Page 25.

14 MS. M. THOMPSON: Cause No. 2011-5993-259,
15 has never been before the commission before, has
16 a proposed civil penalty of \$204.36.

17 VICE CHAIR A. LONG: Pre-election report?

18 MS. M. THOMPSON: Yes.

19 CHAIRMAN D. DUMEZICH: Okay, any questions?

20 (No response.)

21 CHAIRMAN D. DUMEZICH: I take it that what
22 you're saying is because of the injury to your
23 child in the hospital, you didn't get the form
24 done on time?

25 MR. D. DESSAUER: Right.

1 CHAIRMAN D. DUMEZICH: When did you
2 subsequently file the form?

3 MR. D. DESSAUER: It was on the 15th --
4 that was a Friday, I did it on Monday. I was
5 able to get done over the weekend.

6 MS. M. THOMPSON: The 19th.

7 CHAIRMAN D. DUMEZICH: Okay, any questions?

8 (No response.)

9 CHAIRMAN D. DUMEZICH: Hearing none, close
10 the hearing. Can I entertain a motion -- I hope
11 the child's okay?

12 MR. D. DESSAUER: Oh, yeah.

13 VICE CHAIR A. LONG: I'm going to move to
14 dismiss it.

15 CHAIRMAN D. DUMEZICH: Motion to dismiss.

16 COMMISSION MEMBER J. MEYER: Second.

17 CHAIRMAN D. DUMEZICH: Hearing a motion to
18 dismiss and second, any discussion?

19 (No response.)

20 CHAIRMAN D. DUMEZICH: Hearing none, all in
21 favor of the motion to dismiss, indicate by
22 saying aye?

23 COMMISSION MEMBERS: Aye.

24 CHAIRMAN D. DUMEZICH: All opposed?

25 (No response.)

1 CHAIRMAN D. DUMEZICH: Hearing none, 4-0,
2 motion carries.

3 MR. D. DESSAUER: Thank you very much.

4 CHAIRMAN D. DUMEZICH: Next person -- come
5 on, hurry, please -- hurry, hurry, hurry.

6 MR. J. RAINWATER: Jim Rainwater,
7 R-A-I-N-W-A-T-E-R, Cause No. 2011-6100-250.

8 CHAIRMAN D. DUMEZICH: Ever been before the
9 commission before?

10 MR. J. RAINWATER: No, sir, first time
11 running a campaign also.

12 CHAIRMAN D. DUMEZICH: What is it that you
13 were alleged to have done?

14 MR. J. RAINWATER: I was three days late
15 filing on my very first C-1.

16 MS. A. TAYLOR: It's on Page 21.

17 CHAIRMAN D. DUMEZICH: Okay. Let them tell
18 us. I just wanted to get a little flavor for
19 it.

20 MS. M. THOMPSON: Cause No. 2011-6100-250,
21 has never been before the commission before, has
22 a proposed civil penalty of 154.36, and again,
23 this is a nomination report.

24 MR. J. RAINWATER: It was my first time
25 ever filling out a report. I made the mistake,

1 again, of mailing it. It was due on the 27th of
2 July, and I had -- during that week I was at a
3 children's camp, which I do every year, and as
4 soon as I received -- came home on the 30th, I
5 had the letter in the mail. That day, I ran
6 right to the nearest fax machine and I re-faxed
7 it -- no one has ever seen it. I don't know
8 what happened to it.

9 Again, I was under the impression it was my
10 own fault for not reading the manual, which I even
11 now have uploaded on my phone to correct any future
12 mistakes so I can't make that claim coming before
13 you again, if I ever do, that I actually carry the
14 campaign manual with me at all times now.

15 CHAIRMAN D. DUMEZICH: That can be the
16 oddest app I've ever heard.

17 MR. J. RAINWATER: It's just a PDF app and
18 download PDF, but again, you know, it was not
19 intentional. The only money in my campaign was
20 \$200 that I placed there myself. This campaign
21 was really for -- for me, it was to prepare
22 me for this upcoming election.

23 CHAIRMAN D. DUMEZICH: Okay. Any
24 questions?

25 (No response.)

1 CHAIRMAN D. DUMEZICH: Hearing none,
2 hearing closed.

3 VICE CHAIR A. LONG: Move to reduce it to
4 25 percent plus cost of mailing.

5 CHAIRMAN D. DUMEZICH: There's a motion on
6 the floor to reduce to 25 percent, reducing it
7 by 75 percent, plus the cost of mailing, do I
8 hear a second?

9 COMMISSION MEMBER J. MEYER: Second.

10 CHAIRMAN D. DUMEZICH: Hearing a second,
11 any discussion?

12 (No response.)

13 CHAIRMAN D. DUMEZICH: Hearing none,
14 there's a -- all in favor of the motion to
15 reduce the fine by 75 percent to 25 percent plus
16 mailing costs, indicate by saying aye?

17 COMMISSION MEMBERS: Aye.

18 CHAIRMAN D. DUMEZICH: Opposed?

19 (No response.)

20 CHAIRMAN D. DUMEZICH: Hearing none, 4-0,
21 the ayes have it, the fine is reduced.

22 MR. T. SADLER: Evening. I am Tim Sadler,
23 S-A-D-L-E-R. I'm here for 2010-5258-46 and
24 2010-4678-44, Sadler for Auditor and Friends of
25 Dr. McGoff for Secretary of State. Both

1 committees -- I moved several times, both
2 committees have no resources, no income, no
3 expenses for the time, and both are closed.

4 VICE CHAIR A. LONG: So 40 and 41?

5 MS. A. TAYLOR: There are several pages,
6 which committee do you want to start with?

7 MR. T. SADLER: I missed all the
8 quarterlies.

9 CHAIRMAN D. DUMEZICH: When you're moving,
10 are you filling out the CFA?

11 MR. T. SADLER: I did not.

12 CHAIRMAN D. DUMEZICH: You did?

13 MR. T. SADLER: I did not.

14 CHAIRMAN D. DUMEZICH: You understand when
15 you're in a position, you have to notify.

16 MR. T. SADLER: Yeah, it's my fault.

17 CHAIRMAN D. DUMEZICH: Okay.

18 MR. T. SADLER: It's my fault, I didn't --
19 well, I didn't actually move, we redid the
20 house, so I kept moving but never actually
21 moving so I -- I collected houses for a while.

22 CHAIRMAN D. DUMEZICH: I understand.

23 MS. M. THOMPSON: We're going to start with
24 Sadler for State Auditor, he's on -- she's on
25 Page 41, 42 and 43. These are all motions to

1 reconsider. Cause No. 2010-5258-45, 46, 300 and
2 327.

3 MR. T. SADLER: I have spent enough time in
4 the doghouse so I'd appreciate any help.

5 VICE CHAIR A. LONG: Let's make sure
6 we're...

7 MR. T. SADLER: And both committees are
8 closed and all the money and...

9 MS. M. THOMPSON: Correct, Sadler is
10 closed.

11 COMMISSION MEMBER S. RIORDAN: So as in
12 Doris Ann Sadler?

13 MR. T. SADLER: Yes, my wife.

14 COMMISSION MEMBER S. RIORDAN: And did she
15 ever raise any money?

16 MR. T. SADLER: Not in this time. She
17 raised it before and we donated the balance to
18 charity and I thought I had closed it and --

19 COMMISSION MEMBER S. RIORDAN: You hadn't
20 close dit.

21 MR. T. SADLER: -- didn't, and that's why I
22 forgot about the McGoff one, because I thought I
23 was done.

24 COMMISSION MEMBER S. RIORDAN: So keeping
25 Sadler separate from the McGoff -- \$3,000 is lot

1 of money for a committee that never really
2 raised any money during this period and has been
3 closed.

4 MR. T. SADLER: We never raised or spent.

5 CHAIRMAN D. DUMEZICH: And it sounds as if
6 these are for amounts after the actual election
7 where he just didn't comply with the actual
8 filing?

9 COMMISSION MEMBER S. RIORDAN: Right, and
10 she didn't actually run?

11 MR. T. SADLER: No. She never actually sat
12 at the convention.

13 CHAIRMAN D. DUMEZICH: Let's close the
14 hearing as to Sadlers, if we don't have any
15 other questions, and I'll entertain a motion
16 there, in light of our past precedent.

17 COMMISSION MEMBER S. RIORDAN: I just want
18 the record to reflect that I'm going to move to
19 dismiss this, but I know that you've been here
20 before, a deadline on Doris Ann's campaign.

21 MR. T. SADLER: And that's when I thought I
22 closed it.

23 COMMISSION MEMBER S. RIORDAN: No, this was
24 a different one.

25 MR. T. SADLER: Yeah, right.

1 COMMISSION MEMBER S. RIORDAN: So

2 anyway, --

3 MR. T. SADLER: No, the same -- the same
4 account.

5 COMMISSION MEMBER S. RIORDAN: -- we gave
6 you a break, but I think she should get a break
7 again because --

8 MR. T. SADLER: Same account.

9 COMMISSION MEMBER S. RIORDAN: Okay, and we
10 gave you a break then so I think we should give
11 you a break again.

12 CHAIRMAN D. DUMEZICH: We keep giving him
13 breaks.

14 MR. T. SADLER: And I am done and they're
15 all closed and I am no longer a treasurer of
16 anything ever again.

17 COMMISSION MEMBER S. RIORDAN: Of anything
18 concerning Doris Ann Sadler for any office?

19 MR. T. SADLER: Definitely.

20 COMMISSION MEMBER S. RIORDAN: Okay, then
21 I'm going to move to dismiss.

22 VICE CHAIR A. LONG: Second.

23 CHAIRMAN D. DUMEZICH: Hearing a motion to
24 dismiss and a second, any discussion?

25 (No response.)

1 CHAIRMAN D. DUMEZICH: Hearing none, all in
2 favor of the motion to dismiss for the counts
3 against Doris Ann Sadler's campaign committee,
4 please indicate by saying aye?

5 COMMISSION MEMBERS: Aye.

6 CHAIRMAN D. DUMEZICH: Opposed?

7 (No response.)

8 CHAIRMAN D. DUMEZICH: Hearing none, motion
9 carries 4-0. Now let's deal with McGoff.

10 MR. T. SADLER: McGoff had \$58,000 in debt
11 and high hopes of some day paying it off and has
12 now closed that account, or is in the process of
13 closing that and waiving those fees, and I did
14 not file those same reports.

15 CHAIRMAN D. DUMEZICH: Same reports, and
16 what's the total amount due on...

17 MR. B. KING: \$3,000.

18 CHAIRMAN D. DUMEZICH: 3,000 bucks that he
19 owes us.

20 MR. T. SADLER: And no money was raised or
21 spent.

22 CHAIRMAN D. DUMEZICH: During this period?

23 MR. T. SADLER: For five years.

24 MS. A. TAYLOR: Page Nos 19, 40, 42, and
25 43.

1 CHAIRMAN D. DUMEZICH: So we've got 4,000
2 in total on the McGoff?

3 MS. M. THOMPSON: Yes.

4 CHAIRMAN D. DUMEZICH: Any questions
5 relative to McGoff?

6 (No response.)

7 CHAIRMAN D. DUMEZICH: You just -- during
8 this period, this campaign was not active -- it
9 didn't raise anything, it didn't spend anything?

10 MR. T. SADLER: It didn't have any
11 transactions, and all reports have been filed
12 now that show that.

13 MS. M. THOMPSON: Yes.

14 VICE CHAIR A. LONG: Everything is closed
15 out?

16 MS. M. THOMPSON: Yes.

17 MR. T. SADLER: Yes.

18 VICE CHAIR A. LONG: No money?

19 MR. T. SADLER: No, 58,000 in debt.

20 CHAIRMAN D. DUMEZICH: In debt to himself.

21 VICE CHAIR A. LONG: I'll I move to dismiss
22 it.

23 CHAIRMAN D. DUMEZICH: I think we're even.

24 VICE CHAIR A. LONG: Okay.

25 CHAIRMAN D. DUMEZICH: Do I hear a second?

1 COMMISSION MEMBER J. MEYER: Second.

2 CHAIRMAN D. DUMEZICH: Hearing a motion and
3 a second to dismiss, any discussion?

4 (No response.)

5 CHAIRMAN D. DUMEZICH: Hearing none --

6 MR. T. SADLER: Thank you very much for
7 your time.

8 CHAIRMAN D. DUMEZICH: We haven't voted
9 yet, you might want to stick around a second --
10 all in favor of dismissing the fines against
11 Citizens for McGoff, indicate by saying aye?

12 COMMISSION MEMBERS: Aye.

13 CHAIRMAN D. DUMEZICH: All opposed?

14 (No response.)

15 CHAIRMAN D. DUMEZICH: Hearing none, 4-0,
16 motion carries, you're gone. Never darken our
17 door again.

18 MR. T. SADLER: Don't worry about it.

19 CHAIRMAN D. DUMEZICH: Never.

20 MR. T. SADLER: Never.

21 CHAIRMAN D. DUMEZICH: I remember you.

22 MR. K. STEVENSON: That's right, since we
23 live next door to each other almost. My name is
24 Kenneth Stevenson, the case number or cause
25 number is 2011-5967-296. It's the first

1 campaign that I ever ran, first time I ever ran,
2 first report I was supposed and I was late
3 filing the...

4 MS. A. TAYLOR: It's on Page 38. This is
5 Cause No. 2011-5967-296, has never been before
6 the commission, has a proposed civil penalty of
7 \$1,004.02, and it's closed.

8 MR. K. STEVENSON: And at the time I only
9 had my hundred dollars in the account.

10 CHAIRMAN D. DUMEZICH: Questions?

11 VICE CHAIR A. LONG: You ran in the fall or
12 just in the primary?

13 MR. K. STEVENSON: I ran in the primary and
14 I ran in the general election. All the other
15 reports are filed after that. That was just the
16 first one.

17 VICE CHAIR A. LONG: Oh, I see what you
18 said.

19 CHAIRMAN D. DUMEZICH: Why was it so late?

20 MR. K. STEVENSON: Just an oversight, just
21 missed it. It was the first time -- you know,
22 you read that book through and sometimes it's --
23 you know, for a first time guy looking at it,
24 it's sometimes hard to tell when something is
25 and...

1 CHAIRMAN D. DUMEZICH: And he's waited here
2 all day -- any questions?

3 (No response.)

4 CHAIRMAN D. DUMEZICH: Hearing closed,
5 entertain a motion.

6 VICE CHAIR A. LONG: He's waited this long,
7 everything else has been filed, I move to
8 dismiss.

9 MR. K. STEVENSON: Thank you.

10 CHAIRMAN D. DUMEZICH: Motion to dismiss,
11 got a second?

12 COMMISSION MEMBER S. RIORDAN: Second.

13 CHAIRMAN D. DUMEZICH: We got a motion and
14 a second to dismiss, all in favor say aye?

15 COMMISSION MEMBERS: Aye.

16 CHAIRMAN D. DUMEZICH: All opposed?

17 (No response.)

18 CHAIRMAN D. DUMEZICH: Hearing none, 4-0,
19 you're done.

20 MR. K. STEVENSON: Thank you very much.

21 VICE CHAIR A. LONG: We've got some
22 continuances and a little clean-up.

23 MS. M. THOMPSON: We got some continuances
24 and a little clean-up here.

25 CHAIRMAN D. DUMEZICH: Sure.

1 COMMISSION MEMBER S. RIORDAN: Okay.

2 MS. M. THOMPSON: First of all, Mr.

3 Chairman and commission, while we were down
4 here, we got a settlement agreement for Demboski
5 (Phonetic) for Indiana and they've agreed to pay
6 the settlement and waive the hearing.

7 VICE CHAIR A. LONG: I thought there were
8 two of them.

9 MS. A. TAYLOR: There were six of them and
10 she paid \$300.

11 VICE CHAIR A. LONG: No, I mean, Gia
12 Quinta, weren't they also on that list?

13 MS. A. TAYLOR: Gia Quinta was already on
14 the list.

15 VICE CHAIR A. LONG: Okay.

16 COMMISSION MEMBER S. RIORDAN: Okay.

17 MS. M. THOMPSON: This is one that came
18 down the next day.

19 VICE CHAIR A. LONG: I just saw that
20 somebody had a paper earlier saying if that was
21 the settlement?

22 MS. A. TAYLOR: Yeah.

23 VICE CHAIR A. LONG: I move to approve the
24 settlement agreements as just reported.

25 CHAIRMAN D. DUMEZICH: There's a motion on

1 the floor to approve the settlement agreements
2 as purported by the staff, do I hear a second?

3 COMMISSION MEMBER J. MEYER: Second.

4 COMMISSION MEMBER S. RIORDAN: Second.

5 CHAIRMAN D. DUMEZICH: Got a second. Any
6 discussion?

7 (No response.)

8 CHAIRMAN D. DUMEZICH: Hearing none --

9 MS. A. TAYLOR: We're just that exciting.

10 MS. M. THOMPSON: Okay. Also, in your
11 packet you have a list.

12 CHAIRMAN D. DUMEZICH: Wait, wait, I've got
13 to finish the vote.

14 MS. M. THOMPSON: Oh, I thought you were
15 done.

16 CHAIRMAN D. DUMEZICH: No. All in favor
17 say aye?

18 COMMISSION MEMBERS: Aye.

19 CHAIRMAN D. DUMEZICH: All opposed?

20 (No discussion.)

21 CHAIRMAN D. DUMEZICH: Hearing none, 4-0,
22 motion carries, and the reports, the settlements
23 as reported by staff are accepted.

24 MS. M. THOMPSON: Okay.

25 VICE CHAIR A. LONG: Now we've got no

1 shows.

2 MS. M. THOMPSON: I have no shows. I have
3 an Attorney General list to turn over to the
4 Attorney General.

5 VICE CHAIR A. LONG: That's a report. I
6 saw that. I didn't think we needed to do
7 anything.

8 MS. M. THOMPSON: Okay.

9 CHAIRMAN D. DUMEZICH: Do we have any
10 action on that or do we just...

11 MS. M. THOMPSON: No, no action.

12 CHAIRMAN D. DUMEZICH: Okay, we're just
13 going to send them over.

14 MS. A. TAYLOR: Yes.

15 MS. M. THOMPSON: But I do have one to
16 administratively resolve who hasn't filed a
17 report in three years and has a balance of less
18 than a thousand in our packet -- Chino
19 (Phonetic) for Change.

20 VICE CHAIR A. LONG: Yeah, I saw that. Do
21 you need a motion on it or you just take it?

22 MS. A. TAYLOR: We do.

23 VICE CHAIR A. LONG: Very good. Move to
24 administratively dissolve Chinos for Change.

25 CHAIRMAN D. DUMEZICH: There's a motion on

1 the floor to administratively dissolve Gino for
2 Change.

3 VICE CHAIR A. LONG: Chino.

4 CHAIRMAN D. DUMEZICH: Chino. I thought he
5 was Italian, I'm sorry. I thought it was Gino.

6 VICE CHAIR A. LONG: Western Italian.

7 CHAIRMAN D. DUMEZICH: Do I hear a second?

8 COMMISSION MEMBER J. MEYER: Second.

9 CHAIRMAN D. DUMEZICH: Hearing a second,
10 any discussion on the motion?

11 (No response.)

12 CHAIRMAN D. DUMEZICH: Hearing none, all in
13 favor of dissolving, administratively dissolving
14 the committee Chinos for Change, please indicate
15 by saying aye?

16 COMMISSION MEMBERS: Aye.

17 CHAIRMAN D. DUMEZICH: Opposed?

18 (No response.)

19 CHAIRMAN D. DUMEZICH: Hearing none, 4-0,
20 motion passes, and the committee is dissolved,
21 administratively dissolved.

22 MS. M. THOMPSON: Now we have a list of
23 motions to continue, requests for motions to
24 continue.

25 MR. B. KING: Mr. Chairman, excuse me,

1 members of the commission, if I can interject,
2 on Page 18 there is an administrative cost for
3 Chino for Change that the commission may want to
4 dismiss.

5 MS. M. THOMPSON: That's up to you guys.

6 CHAIRMAN D. DUMEZICH: I understand the
7 administrative dissolution, but what's that?

8 MR. B. KING: This is where there was a
9 proposed finding or failure to report.

10 VICE CHAIR A. LONG: He didn't grace us
11 with his appearance.

12 CHAIRMAN D. DUMEZICH: Let's send it
13 over -- yeah, let's send it over to the attorney
14 general.

15 COMMISSION MEMBER S. RIORDAN: How much is
16 it?

17 CHAIRMAN D. DUMEZICH: A thousand bucks for
18 Chino. It's not change, okay.

19 COMMISSION MEMBER S. RIORDAN: It's not
20 chump change for Chino.

21 CHAIRMAN D. DUMEZICH: Yeah, that's right.

22 VICE CHAIR A. LONG: I would move that the
23 folks that have asked for a continuance, which
24 we've looked through, and I thumbed through them
25 as I was sitting here, be granted and that they

1 move over to our next meeting.

2 CHAIRMAN D. DUMEZICH: There's a motion to
3 continue the list which has been reviewed by the
4 members, do I hear a second?

5 COMMISSION MEMBER J. MEYER: Second.

6 CHAIRMAN D. DUMEZICH: Hearing a second,
7 any discussion?

8 (No response.)

9 CHAIRMAN D. DUMEZICH: Hearing none,
10 everyone in favor of the motion to continue the
11 list reviewed by commission members, indicate by
12 saying aye?

13 COMMISSION MEMBERS: Aye.

14 CHAIRMAN D. DUMEZICH: All opposed, nay?

15 (No response.)

16 CHAIRMAN D. DUMEZICH: Hearing none, 4-0,
17 motion carries. I will enter a motion to...

18 COMMISSION MEMBER S. RIORDAN: Adjourn.

19 VICE CHAIR A. LONG: Oh, one more motion,
20 motion to impose the recommended proposed fines
21 on the defaulted individuals who did not appear
22 today for hearing and reduce those to orders for
23 our next meeting.

24 CHAIRMAN D. DUMEZICH: Tony -- he was
25 talking and you were talking so you've got to

1 make your motion again, I'm sorry.

2 VICE CHAIR A. LONG: Motion to default
3 individuals who were noticed for hearing today
4 and did not appear and to impose the recommended
5 fines and mailing costs.

6 CHAIRMAN D. DUMEZICH: There's a motion on
7 the floor to default those individuals who did
8 not show up for the fines involved and mailing
9 costs, do I hear a second -- still, do I hear a
10 second?

11 COMMISSION MEMBER J. MEYER: Second.

12 CHAIRMAN D. DUMEZICH: We have a second,
13 any discussion?

14 (No response.)

15 CHAIRMAN D. DUMEZICH: Hearing none, there
16 is a motion on the floor to default individuals
17 who did not show up for the full finds
18 associated with them, plus mailing costs, all in
19 favor say aye?

20 COMMISSION MEMBERS: Aye.

21 CHAIRMAN D. DUMEZICH: All opposed, nay?

22 (No response.)

23 CHAIRMAN D. DUMEZICH: 4-0, motion carries.

24 VICE CHAIR A. LONG: Motion to adjourn.

25 CHAIRMAN D. DUMEZICH: Nope, we've got one

1 more.

2 MR. B. KING: We have one more deceased
3 candidate. We have one more dead candidate to
4 do.

5 MS. A. TAYLOR: Yeah, we've got...

6 MS. M. THOMPSON: I've got a couple. From
7 the last meeting of 2009, you asked three
8 different committees if they would close, that
9 you would dismiss them, they did.

10 CHAIRMAN D. DUMEZICH: Okay.

11 MS. M. THOMPSON: File Nos. 5720, 5762 --
12 I'm sorry, we already did that one, he was
13 here -- just those two that you said that you
14 would dismiss if they closed their committees
15 and they did.

16 VICE CHAIR A. LONG: So moved.

17 CHAIRMAN D. DUMEZICH: Do I hear a second?

18 COMMISSION MEMBER J. MEYER: Second.

19 CHAIRMAN D. DUMEZICH: There is a motion on
20 the floor to --

21 VICE CHAIR A. LONG: Dismiss.

22 CHAIRMAN D. DUMEZICH: -- dissolve --

23 MS. M. THOMPSON: Dismiss.

24 MS. A. TAYLOR: Dismiss.

25 CHAIRMAN D. DUMEZICH: Dismiss, to dismiss,

1 and I don't know the numbers.

2 MS. M. THOMPSON: 5720 and --

3 CHAIRMAN D. DUMEZICH: 5720 --

4 MS. M. THOMPSON: -- 5762.

5 CHAIRMAN D. DUMEZICH: -- and 5762, all in
6 favor say aye?

7 COMMISSION MEMBERS: Aye.

8 CHAIRMAN D. DUMEZICH: All opposed?

9 (No response.)

10 CHAIRMAN D. DUMEZICH: Hearing none, 4-0,
11 motion carries. We have a deceased candidate?

12 MS. M. THOMPSON: We have a deceased
13 candidate 6099.

14 VICE CHAIR A. LONG: Somebody passed away?

15 CHAIRMAN D. DUMEZICH: Apparently.

16 VICE CHAIR A. LONG: I mean, they're
17 actually deceased or...

18 MS. M. THOMPSON: Yes. Yes.

19 VICE CHAIR A. LONG: What do we need, I
20 mean...

21 MS. M. THOMPSON: He filed his January
22 report.

23 MS. A. TAYLOR: No, his...

24 VICE CHAIR A. LONG: Do we have a pending
25 cause for the deceased candidate?

1 MS. M. THOMPSON: Yes.

2 MS. A. TAYLOR: Yes.

3 VICE CHAIR A. LONG: I move to dismiss it.
4 I'm sure he's a hell of a guy but...

5 CHAIRMAN D. DUMEZICH: There's a motion on
6 the floor to dismiss the fines for the deceased
7 candidate by the name of?

8 MS. A. TAYLOR: Hanaman (Phonetic).

9 CHAIRMAN D. DUMEZICH: Hanaman, there's a
10 motion on the floor, do I hear a second?

11 COMMISSION MEMBER S. RIORDAN: Second.

12 COMMISSION MEMBER J. MEYER: Second.

13 CHAIRMAN D. DUMEZICH: Any discussion?

14 (No response.)

15 CHAIRMAN D. DUMEZICH: Hearing no
16 discussion, all in favor of dismissing the
17 claims against the deceased candidate Hanaman,
18 please indicate by saying aye?

19 COMMISSION MEMBERS: Aye.

20 CHAIRMAN D. DUMEZICH: All opposed?

21 (No response.)

22 CHAIRMAN D. DUMEZICH: Motion carries 4-0.

23 MS. M. THOMPSON: We have one more. This
24 one was File No. 4774.

25 CHAIRMAN D. DUMEZICH: I'm really tired.

1 MS. M. THOMPSON: We assessed this
2 candidate the wrong fine, we would like to
3 change it and make it the correct...

4 VICE CHAIR A. LONG: How much did we assess
5 them?

6 MS. A. TAYLOR: We assessed him at \$1,000,
7 it should have been \$650 plus mailing.

8 VICE CHAIR A. LONG: You've got the cause
9 number, I move to correct the incorrect
10 assessment.

11 MS. A. TAYLOR: Cause No. 2009-4774-92.

12 COMMISSION MEMBER S. RIORDAN: How did we
13 find the error?

14 MS. A. TAYLOR: When we were creating the
15 orders.

16 COMMISSION MEMBER S. RIORDAN: Is he
17 somebody or she somebody who just didn't show up
18 and so they...

19 MS. A. TAYLOR: Correct.

20 MS. M. THOMPSON: Correct.

21 COMMISSION MEMBER S. RIORDAN: But now
22 we're looking at it, it's not really that much?

23 MS. M. THOMPSON: Huh-uh.

24 COMMISSION MEMBER S. RIORDAN: Okay.

25 CHAIRMAN D. DUMEZICH: Yeah, that's fair.

1 They got a deal and didn't even come in. Do we
2 have a motion?

3 VICE CHAIR A. LONG: We had a motion. I
4 don't know if we have a second?

5 CHAIRMAN D. DUMEZICH: Do we have a second
6 on the motion to reduce the fine from a thousand
7 to 650?

8 COMMISSION MEMBER S. RIORDAN: Second.

9 COMMISSION MEMBER J. MEYER: Second.

10 CHAIRMAN D. DUMEZICH: Hear a second --
11 there's a motion on the floor, any discussion?

12 (No response.)

13 CHAIRMAN D. DUMEZICH: Hearing none, all in
14 favor of reducing the fine a thousand to 650 on
15 File No. --

16 MS. M. THOMPSON: -- 4774.

17 CHAIRMAN D. DUMEZICH: Please indicate by
18 saying aye?

19 COMMISSION MEMBERS: Aye.

20 CHAIRMAN D. DUMEZICH: Opposed?

21 (No response.)

22 CHAIRMAN D. DUMEZICH: Hearing none, 4-0,
23 motion carries.

24 VICE CHAIR A. LONG: Do you and Leslie have
25 anything?

1 MS. L. BARNES: Yeah, but...

2 MS. A. TAYLOR: There is one more issue.

3 We had --

4 CHAIRMAN D. DUMEZICH: Oh, come on.

5 MS. M. THOMPSON: I had a list.

6 MS. A. TAYLOR: We had a list. We had a
7 new on-line filing system and things kind of
8 went a little wonky when we transferred
9 everything over, including the Thursday after
10 the January deadline and the Friday, so the two
11 days following the deadline, our on-line system
12 was unavailable to the public.

13 CHAIRMAN D. DUMEZICH: Our on-line was
14 offline?

15 MS. M. THOMPSON: Right.

16 MS. A. TAYLOR: It was offline, and there
17 was a PAC who was trying to file, albeit late,
18 but they were filing on Thursday and the web
19 site was down and they did not file until
20 Saturday, which they filed by fax on Saturday,
21 so we did not receive it until Monday, but I did
22 want to admit that they tried to file it
23 Thursday, but it was our fault because our web
24 site was down.

25 VICE CHAIR A. LONG: Thursday would have

1 been late?

2 MS. A. TAYLOR: Thursday would have been
3 late anyway.

4 CHAIRMAN D. DUMEZICH: Who's the PAC and
5 what's the number?

6 MS. A. TAYLOR: Go PAC Indiana, Cause No.
7 2011-6127-239.

8 VICE CHAIR A. LONG: I move that we accept
9 that as a Thursday. It was filed, so it...

10 CHAIRMAN D. DUMEZICH: There's a motion to
11 accept the Go Pac filing as of the Thursday
12 rather than the Monday when it was -- when it
13 was actually filed because of failures of our
14 system, do I hear a second?

15 COMMISSION MEMBER J. MEYER: Second.

16 CHAIRMAN D. DUMEZICH: Hearing a second,
17 discussion?

18 (No response.)

19 CHAIRMAN D. DUMEZICH: Hearing none --

20 COMMISSION MEMBER S. RIORDAN: Well, let me
21 ask a question, are we all caught up now and are
22 we're already into 2011 violations?

23 MS. M. THOMPSON: These were from the
24 annual report of 2010. We're getting ready to
25 have the pre-primary report, but yes, --

1 COMMISSION MEMBER S. RIORDAN: I understand
2 that.

3 MS. M. THOMPSON: -- we are caught up.

4 MS. A. TAYLOR: We are caught up.

5 COMMISSION MEMBER S. RIORDAN: So this
6 would be one of the first violations of 2011;
7 right?

8 MS. A. TAYLOR: It still falls under 2010.

9 COMMISSION MEMBER S. RIORDAN: Right, I
10 understand, but for this particular year, the
11 case number, this year?

12 MS. M. THOMPSON: Yeah, a lot of these were
13 in 2010.

14 VICE CHAIR A. LONG: Very nice work,
15 ladies.

16 CHAIRMAN D. DUMEZICH: Yeah, wonderful
17 work.

18 COMMISSION MEMBER J. MEYER: We still
19 haven't voted yet but...

20 CHAIRMAN D. DUMEZICH: Yeah, we still
21 haven't voted on this so...

22 COMMISSION MEMBER S. RIORDAN: Well, can we
23 actually vote on it -- I mean, have they
24 already -- have they received notice and all
25 that kind of stuff already?

1 VICE CHAIR A. LONG: We received notice
2 that they filed it.

3 MS. M. THOMPSON: Yeah, they were on our --

4 MS. A. TAYLOR: Yes.

5 COMMISSION MEMBER S. RIORDAN: Okay.

6 VICE CHAIR A. LONG: I'm just -- my motion
7 was only to say this is -- we're going to accept
8 it as of the day that they tried and we were
9 down -- take your word for it.

10 CHAIRMAN D. DUMEZICH: Okay. There's a
11 motion on the floor to accept Go Pac filing as
12 of Thursday when it was attempted by them, but
13 due to failures in our system, we could not
14 accept it rather than the Monday when it was
15 actually filed by fax, do I hear a second?

16 COMMISSION MEMBER J. MEYER: Second.

17 CHAIRMAN D. DUMEZICH: Any discussion?

18 (No response.)

19 CHAIRMAN D. DUMEZICH: Hearing none, anyone
20 in favor of accepting the Go Pac filing as of
21 the Thursday when they attempted to file rather
22 than the Monday when it was actually filed by
23 fax, please indicate by saying aye?

24 COMMISSION MEMBERS: Aye.

25 CHAIRMAN D. DUMEZICH: Against, nay?

1 (No response.)

2 CHAIRMAN D. DUMEZICH: 4-0, motion carries.

3 VICE CHAIR A. LONG: Counsel down here has
4 an issue.

5 MS. L. BARNES: Mr. Chairman, real quickly,
6 our hearing notices indicate to the committees
7 that the commission may consider written
8 testimony in lieu of a personal appearance. It
9 has been 2007 since this commission has
10 considered letters, I just would ask the
11 commission do you want us to still continue to
12 put that notice in our hearing notice out to the
13 committees?

14 Do you want us -- we have stacks of letters
15 where committees have submitted written testimony
16 in lieu of a personal appearance, and every hearing
17 since 2007, the commission has -- it's been the
18 will of the commission not to consider those
19 letters.

20 CHAIRMAN D. DUMEZICH: Yeah, let's hear --
21 let's not consider the letters.

22 MS. L. BARNES: So should we take that,
23 should we delete that provision in our hearing
24 notice where it says the commission may
25 consider?

1 CHAIRMAN D. DUMEZICH: Yes. Do we need a
2 motion to do that or can it just be by
3 instruction from the chairman?

4 MS. L. BARNES: Yeah, I think just an
5 instruction.

6 CHAIRMAN D. DUMEZICH: Instruction from the
7 chairman, please eliminate that.

8 COMMISSION MEMBER S. RIORDAN: It only
9 pertains to written in lieu of personal present
10 testimony, because when people come in person,
11 we'll consider whatever they give us; right?

12 MS. L. BARNES: Correct.

13 COMMISSION MEMBER S. RIORDAN: So as long
14 as it's clear in that regard.

15 MS. L. BARNES: We want to make sure that
16 it's clear. We just hate to mislead --

17 COMMISSION MEMBER S. RIORDAN: Right.

18 MS. L. BARNES: -- the committees or...

19 CHAIRMAN D. DUMEZICH: Brad's informed me
20 it's a new indoor record today.

21 VICE CHAIR A. LONG: Are we done; can I
22 move to adjourn now?

23 CHAIRMAN D. DUMEZICH: Yes, you may, sir.

24 VICE CHAIR A. LONG: I move to adjourn.

25 CHAIRMAN D. DUMEZICH: Do I hear a second

1 on Tony's motion to adjourn?

2 COMMISSION MEMBER J. MEYER: It's been
3 seconded -- I second it.

4 CHAIRMAN D. DUMEZICH: All in favor, say
5 aye?

6 COMMISSION MEMBERS: Aye.

7 CHAIRMAN D. DUMEZICH: Nay?

8 (No response.)

9 (Proceedings were adjourned.)

10 (Time noted: 6:09 p.m.)

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I, Rhonda J. Hobbs, RPR, and a Notary Public
 and Stenographic Reporter within and for the County
 of Hendricks, State of Indiana at large, do hereby
 certify that on the 14th day of March, 2011, I took
 down in stenograph notes the foregoing proceedings;

That the transcript is a full, true and
 correct transcript made from my stenograph notes.

IN WITNESS WHEREOF, I have hereunto set
 my hand and affixed my notarial seal this _____
 day of April, 2011.

 N O T A R Y P U B L I C

My Commission Expires:
 August 24, 2017
 County of Residence:
 Hendricks County