

**BEFORE THE OFFICE OF CAMPAIGN FINANCE
DISTRICT OF COLUMBIA BOARD OF ELECTIONS
FRANK D. REEVES MUNICIPAL BUILDING
2000 14th STREET, N.W., SUITE 433
WASHINGTON, D.C. 20009
Telephone: (202) 671-0547
Fax: (202) 671-0658**

**NOTICE OF HEARING, STATEMENT OF VIOLATIONS AND
ORDER OF APPEARANCE**

IN THE MATTER OF

Ward One Democrats
Treasurer Hector Huezo
2032 Belmont Rd., NW
Washington, DC 20009

) Date: October 4, 2016

) Docket No: 16P-013

ORDER

This matter came before the Office of Campaign Finance (“OCF”), Office of the General Counsel, following a determination by its Public Information and Records Management Division (“PIRM”), that pursuant to the Campaign Finance Act of 2011, D.C. Official Code § 1-1163.09(b) (2016) and the District of Columbia Municipal Regulations, 3 DCMR § 3017.2 (August 2016), Jonathan Steingart, (former) Treasurer for the **Ward One Democrats** political action committee failed to timely file the August 10th, 2016 Report of Receipts and Expenditures (“R&E report”) which was due by August 10, 2016.

In accordance with the District of Columbia Official Code § 1-1163.03(a)(1)(H), by Notice of Hearing, Statement of Violations and Order of Appearance dated August 22, 2016, OCF ordered Jonathan Steingart to appear at a scheduled hearing on Wednesday, September 7, 2016 and show cause why he should not be found in violation of the regulation and fined accordingly.

Summary of Evidence

On September 1, 2016, Chairperson Brian Footer submitted a notarized affidavit explaining the circumstances involving the committee’s failure to timely file the August 10th report of receipts and expenditures. The affidavit explains that the committee recently elected a new Executive Board, including a new chairperson and treasurer and that Mr. Jonathan Steingart is no longer the committee’s treasurer. Mr. Footer’s affidavit further explains that during this transition the committee failed to file a new *Acceptance of Treasurer* and *Acceptance of Chairperson* form.

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After receiving the August 22, 2016, Notice of Hearing, the newly elected Executive Board worked with OCF to file all the required forms along with the August 10th Report of Receipts and Expenditures. The August 10th report was filed on August 24, 2016.

Findings of Fact

Having reviewed the allegations and the record herein, I find:

1. Hector Huezo is the new Treasurer for the Ward One Democrats political action committee.
2. The committee was required to file a Report of Receipts and Expenditures with OCF by August 10, 2016.
3. The committee failed to file a Report of Receipts and Expenditures by the August 10, 2016 deadline.
4. The committee filed the August 10th Report of Receipts and Expenditures on August 24, 2016.
5. By Notice of Hearing, Statement of Violations and Order of Appearance dated August 22, 2016, OCF ordered Mr. Jonathan Steingart to appear for a scheduled hearing on September 7, 2016.
6. On September 1, 2016, the committee's chairperson, Mr. Brian Footer submitted a notarized affidavit explaining the circumstances involving the committee's failure to timely file the August 10th report of receipts and expenditures.
7. The affidavit explains that the committee recently elected a new Executive Board which included a new Treasurer and that during this transition the newly elected board members were unaware of the August 10th filing deadline.
8. Mr. Jonathan Steingart no longer serves as Treasurer for the committee.
9. Mr. Hector Huezo is the newly elected Treasurer for the committee.
10. The affidavit further states that the committee is now aware of their filing obligations and going forward will file their R&E reports in a timely manner.
11. The Ward One Democrats political action committee does not have a history of noncompliance.

Conclusion of Law

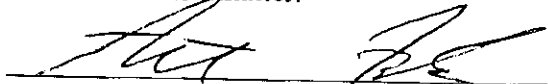
Based upon the record provided by OCF, I therefore conclude:

1. Respondent violated D.C. Official Code § 1-1163.09(b) and 3 DCMR § 3017.2.
2. The penalty established by 3 DCMR § 3711.2(f) for failure to file a Report of Receipts and Expenditures with OCF, as required by D.C. Official Code § 1-1163.09(b), is a fine of \$50.00 per day for each business day subsequent to the due date.
3. Pursuant to 3 DCMR § 3711.2(f) the Ward One Democrats political action committee may be fined a maximum of \$500.00.
4. For good cause shown pursuant to 3 DCMR § 3711.7, the Director of Campaign Finance (Director) may modify, rescind, dismiss or suspend any fine.
5. The Committee provided a credible explanation for their failure to file the August 10th report in a timely manner in that the committee recently elected a new Executive Board which included a new Treasurer and that during this transition the newly elected board members were unaware of the August 10th filing deadline.
6. The affidavit further states that the Committee is now aware of their filing obligations and going forward will file their R&E reports in a timely manner.
7. The Committee does not have a history of noncompliance.
8. The Committee's explanation for failure to timely file the required R&E report constitutes good cause for suspension of a fine.

Recommendation

In view of the foregoing and information included in the record, I **HEREBY RECOMMEND** that the Director suspend a fine in this matter.

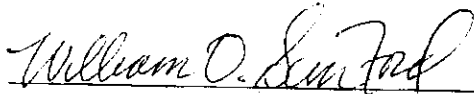
October 4, 2016
Date


Austin Franklin
Hearing Examiner

Concurrence

In view of the foregoing, I **HEREBY CONCUR** with the Recommendation.

October 4, 2016
Date


William O. Sanford
General Counsel

ORDER OF THE DIRECTOR

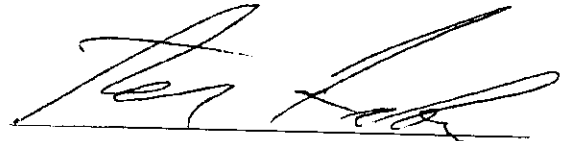
IT IS ORDERED that the fine in this matter is hereby suspended.

October 4, 2016
Date

Cecily E. Collier-Montgomery
Cecily E. Collier-Montgomery
Director

CERTIFICATE OF SERVICE

THIS IS TO CERTIFY that a true copy of the **ORDER** was served on Hector Huevo, Treasurer for the Ward One Democrats political action committee, via regular mail at 2032 Belmont Road, NW, Washington, D.C. 20009, this 4th day of October, 2016.

A handwritten signature in black ink, appearing to be 'Hector Huevo', written over a horizontal line.

Notice

Any party adversely affected by an Order of the Director may: (1) file a Motion for Reconsideration (Motion) with the OCF within five (5) days after receipt of an Order, provided that, relevant evidence was omitted from consideration at the hearing (3 DCMR §3709.13); or (2) obtain review of the Order by filing a request for a **hearing de novo** with the Board of Elections within fifteen (15) days from the date of issuance of an Order. Any fine imposed by the Director, pursuant to §3711.2 shall become effective on the sixteenth (16th) day following the issuance of a decision or Order; provided that, the Respondent does not request a **hearing de novo** with the Board of Elections. Fines imposed shall be paid within ten (10) days of the effective date of the issued Order of the Director. Make payment by check or money order, payable to: District of Columbia Treasurer. Send payment to the Office of Campaign Finance, Frank D. Reeves Municipal Building, 2000 14th Street NW, Suite 433, Washington, DC 20009.