

**BEFORE THE OFFICE OF CAMPAIGN FINANCE
DISTRICT OF COLUMBIA BOARD OF ELECTIONS
1015 HALF STREET, S.E., SUITE 775
WASHINGTON, D.C. 20003**

IN THE MATTER OF)	
)	
DC LP PAC)	
J.V. LeBeaume, Treasurer)	Docket No: 2021 P-016
1832 Park Road, NW)	
Washington, DC 20010)	

ORDER

Statement of the Case

This matter came before the Office of Campaign Finance (“OCF”) Office of the General Counsel following a determination by the Public Information and Records Management Division (PIRM) that J. V. LeBeaume, Treasurer of the DC LP PAC (“committee”), failed to file the October 10, 2021 Report of Receipts and Expenditures (R&E Report) pursuant to D.C. Official Code Section 1-1163.09(a)(b).

By Notice of Hearing, Statement of Violations and Order of Appearance dated November 1, 2021, OCF ordered J.V. LeBeaume (“Respondent”) to appear at a scheduled teleconference hearing on November 17, 2021 and show cause why the committee should not be found in violation of D.C. Official Code § 1-1163.09(a) and 1-1163.09(b).

Summary of Evidence

On September 14, 2021, PIRM mailed Respondent a letter and reminded the committee that the R&E Report for October 10, 2021 needed to be filed with the OCF. The Respondent was informed that the actual due date for filing the report was Tuesday October 12, 2021. The committee failed to file the R&E Report, and did not request an extension, therefore they were not in compliance with D.C. Official Code 1-1163.09 (b).

On November 17, 2021 the Respondent, appeared on behalf of the committee, and participated in the teleconference hearing. The OCF/PIRM was represented by Laura McQueen.

Mr. LeBeaume represented that he has been the committee's treasurer since the year 2014. He stated that when he received notice that the committee was not in compliance with the filing requirements, he said that was a "surprise to me.". Respondent stated that apparently he failed to use the proper 4 digit code. He further stated that he made several attempts to file the R&E Report. When he put in the code the computer indicated that there was an error. He stated that after receiving the Notice of Hearing, he again attempted to file the report on November 13, 2021. This time he was successful.

Findings of Fact

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

1. The Respondent is the treasurer of the DC LP PAC.
2. Respondent treasurer stated that he has held the treasurer's post since 2014.
3. At all times pertinent, the Respondent was required to file the October 10, 2021 Report of Receipts and Expenditures.
4. The Respondent filed the R&E Report on November 13, 2021.
5. Respondent attributed the failure to timely file the R&E Report to his failure to use the proper 4 digit code assigned to the PAC by the PIRM division.
6. Respondent stated that the PAC has not been active for the past year.
7. The Respondent expressed remorse for not timely filing the R&E Report and failure to comply with the campaign finance law in a timely fashion.
8. The Respondent is in violation of DC Official Code 1-1163.09 (a) and D.C. Official Code 1-1163.09(b) for failure to timely file the October 10, 2021 R&E Report.
9. Respondent filed the October 10th Report on November 13, 2021. On the day the Report was filed it was nineteen (19) business days past due.

Conclusions of Law

1. At all times pertinent, the Respondent was required to file an October 10, 2021 Report of Receipts and Expenditures.

2. Respondent filed the October 10, 2021 Report on November 13, 2021. On the date the report was filed it was nineteen (19) business days past due.
3. The Respondent is in violation of D.C. Official Code 1-1163.09 (a) and D.C. Official Code 1-1163.09 (b).
4. 3 DCMR 3711.2 (f) establishes a fifty dollar fine for failure to timely file a Report of Receipts and Expenditures.
5. Pursuant to 3 DCMR 3711.1 the fine of fifty dollars (\$50) shall attach for each day of non-compliance, excluding holidays and weekends; up to a maximum of **\$950**.
6. The Director may ministerially impose fines upon the candidate, treasurer, committee, or designated agent, pursuant to 3 DCMR 3711.8.
7. Pursuant to 3 DCMR 3711.8 the Director for good cause shown may modify, rescind, dismiss, or suspend any fine.
8. The Respondent and PAC have routinely complied with the filing requirements and is not known to be delinquent filers at OCF, and because of this Respondent was admonished by the OGC that future violations of the campaign finance laws could result in penalties and fines.

Recommendation

In view of the foregoing and information included in the record, I HEREBY RECOMMEND that the Director find the committee and Respondent in violation of the campaign finance law and suspend the fine of \$950 with an admonishment to timely file future R&E Reports.

November 30, 2021
Date

/s/Leonard G. Muhammad
Leonard G. Muhammad
Attorney-Advisor

Concurrence

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

November 30, 2021
Date

/s/ William O. SanFord
William O. SanFord
General Counsel

ORDER OF THE DIRECTOR

IT IS ORDERED that the DC LP PAC is in violation of D.C. Official Code 1-1163.09(a) and D.C. Official Code 1-1163.09 (b). For good cause shown the fine in the amount of \$950 is suspended.

November 30, 2021

Date

/s/ *Cecily E. Collier Montgomery*

Cecily E. Collier-Montgomery
Director

CERTIFICATE OF SERVICE

THIS IS TO CERTIFY that a true copy of the **ORDER** has been electronically mailed to J.V. LeBeaume at: DCLLPAC@gmail.com this _1st day of December 2021.

/s/ Leonard Muhammad

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, 1015 Half Street S.E., Suite 775, Washington, DC 20003*.