

**BEFORE THE OFFICE OF CAMPAIGN FINANCE
DISTRICT OF COLUMBIA BOARD OF ELECTIONS AND ETHICS
FRANK D. REEVES MUNICIPAL BUILDING
2000-14th STREET, N.W., SUITE 433
WASHINGTON, D.C. 20009
(202) 671-0550**

IN THE MATTER OF

Jana Berhow
Integrated Care Director
Department of Mental Health

) Date: October 6, 2011
)
) Docket No.: 11F-023
)
)

ORDER OF ADMINISTRATIVE DISMISSAL

This matter came before the Office of Campaign Finance (hereinafter OCF) upon inquiry conducted by OCF that pursuant to D.C. Official Code § 1-1106.02 (2001 Edition), JANA BERHOW (hereinafter Respondent) failed to timely file a Financial Disclosure Statement (FDS) for calendar year 2010 by May 15, 2011, as required by D.C. Official Code §1-1106.02, and also failed to file on or before the OCF sanctioned extended filing deadline of June 10, 2011.

WHEREAS Respondent served in a position within District of Columbia Government that required compliance with the aforementioned D.C. Code statutory provisions;

WHEREAS pursuant to D.C. Official Code § 1-1106.02(b), OCF relied on the listing of potential filer information submitted by the Agency of Respondent's engagement, which information contained Respondent's name;

WHEREAS it has been confirmed that Respondent's employment with District of Columbia Government is active and Respondent is currently engaged by the District of Columbia;

WHEREAS the address and contact information provided to OCF by the Agency for Respondent was accurate and Respondent did receive information necessary to satisfy the filing obligation at issue;

WHEREAS by Notice of Hearing and Statement of Violation and Order of Appearance dated August 1, 2011 and August 15, 2011, OCF ordered Respondent to appear for a scheduled hearing on August 12, 2011 and August 24, 2011;

WHEREAS Respondent took immediate action to contact OCF and advise that the Notice of Hearings were sent to Respondent in error because she had electronically filed the required FDS for calendar year 2010 on May 16, 2011.

WHEREAS it has been confirmed that Respondent did file the required FDS electronically with OCF on May 16, 2011;

WHEREAS Respondent has no prior history of untimely FDS filings and is currently in compliance with the statute;

IT IS ORDERED that the Notice of Hearing, Statement of Violations and Order of Appearance dated April 1, 2011 and August 15, 2011 is VACATED and the charge for failure to timely file a Financial Disclosure Statement for calendar year 2010 is DISMISSED and the imposition of a fine is hereby SUSPENDED.

Cecily E. Collier-Montgomery
Director

SERVICE OF ORDER

I HEREBY CERTIFY that a copy of the foregoing has been furnished to JANA BERHOW this _____ day of October, 2011 by US Mail and/or Certified Mail.

NOTICE

Pursuant to 3 DCMR §3711.5 (1999), any fine imposed by the Director shall become effective on the 16th day following the issuance of a decision and order, if the respondent does not request an appeal of this matter. If applicable, within 10 days from the effective date of this order, please make a check or money order payable to the D.C. Treasurer, c/o Office of Campaign Finance, Suite 433, 2000 14th Street, N.W., Washington, D.C. 20009.