

BEFORE THE OFFICE OF CAMPAIGN FINANCE  
DISTRICT OF COLUMBIA BOARD OF ELECTIONS AND ETHICS  
FRANK D. REEVES MUNICIPAL BUILDING  
2000-14<sup>th</sup> STREET, N.W., SUITE 420  
WASHINGTON, D.C. 20009  
(202) 671-0550

IN THE MATTER OF )  
)  
The Honorable Shahidah Nicole Hamlett ) DATE: January 25, 2012  
ANC 7A03 ) DOCKET NO.: 11A-018A  
3208 G Street, SE )  
Washington, DC 20019 )

**ORDER**

This matter came before the Office of Campaign Finance (OCF) based upon respondent's motion for reconsideration of the Order of the Director issued on December 16, 2011. On December 16, 2011, the Director entered an Order in this matter which imposed a fine of \$2,000.00 for failure to timely file an ANC Summary Financial Statement on or before April 1, 2011, with the proviso that the respondent file a written statement in reasonable explanation of the filing delinquency within 10 days of receipt of the Order. On January 5, 2012, the respondent filed such statement.

**Summary of Evidence**

In the Motion, the respondent stated that she did not receive the Director's Order until January 4, 2012 as she was out of town, hence the late filing of her explanation. Respondent stated that she neither raised nor expended funds in support of her campaign. She further stated that she was not aware of OCF's Summary Financial Statement or of the requirement to file it. Moreover, respondent stated that when she became aware of the filing requirement, she contacted OCF to request that it be mailed to her, but was informed that she was required to file online and to obtain a PIN number to do so. Finally, the respondent stated that she lost her employment, and neglected to open her mail for a period of time, as she devoted her time to her job search, and ultimately establishing her own daycare business.

**Findings of Fact**

Having reviewed the respondent's motion and the record herein, I find that:

1. Respondent was a candidate for ANC office during the November 2010 General Elections in the District of Columbia.
2. Respondent failed to timely file the required ANC Summary Financial Statement due on or before April 1, 2011.
3. Respondent filed the required ANC Summary Financial Statement on October 18, 2011, without explanation for the filing delinquency.
4. On January 5, 2012, respondent filed the required explanation for the filing delinquency, which was deemed to be reasonable and credible.
5. Respondent is currently in compliance with the statute.

**Conclusions of Law**

1. Pursuant to the Order In the Matter of: Shahidah Nicole Hamlett, Docket No. 11A-018, a fine in the amount of \$2,000.00 was imposed upon respondent herein.
2. In accordance with a proviso in the Order of the Director dated December 16, 2011, the respondent filed a written explanation for the filing delinquency.
3. Respondent violated 3 DCMR Section 3002.5.
4. In accordance with D.C. Official Code §1-1103.05(b)(3), the respondent may be fined a maximum of \$2,000.00 for failing to timely file an ANC Summary Financial Statement.
5. For good cause shown pursuant to 3DCMR §3711.6, the Director of Campaign Finance (Director) may modify, rescind, dismiss or suspend any fine.
6. Respondent's explanation for the filing delinquency constitutes good cause for suspension of the fine.

**Recommendation**

In view of the foregoing and information included in the record, I hereby recommend that the Director suspend the fine in this matter.

\_\_\_\_\_  
**Date**

\_\_\_\_\_/s/\_\_\_\_\_  
**Jean Scott Diggs**  
**Senior Hearing Officer**

**Concurrence**

In view of the foregoing, I hereby concur with the Recommendation.

\_\_\_\_\_  
**Date**

\_\_\_\_\_/s/\_\_\_\_\_  
**William O. SanFord**  
**General Counsel**

**ORDER OF THE DIRECTOR**

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

\_\_\_\_\_  
**Date**

\_\_\_\_\_/s/\_\_\_\_\_  
**Cecily E. Collier-Montgomery**  
**Director**

**SERVICE OF ORDER**

This is to certify that I have served a true copy of the foregoing Order on the Honorable Shahidah Nicole Hamlett by regular mail on January 25, 2012.

\_\_\_\_\_/s/\_\_\_\_\_

**NOTICE**

Pursuant to 3DCMR §3711.5 (March 2007), any fine imposed by the Director shall become effective on the 16<sup>th</sup> 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 of 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 420, 2000-14<sup>th</sup> Street, N.W., Washington, D.C. 20009.