

**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	)	DATE: July 27, 2007
	)	
Sheila Carson-Carr	)	DOCKET NO.: 07A-045
Candidate, ANC 7A01	)	
515 – 46 <sup>th</sup> Street, SE	)	
Washington, DC 20019	)	

**ORDER**

**Statement of the Case**

This matter came before the Office of Campaign Finance (hereinafter OCF) Office of the General Counsel following a determination by its Public Information and Records Management Division, that pursuant to 3DCMR §3002.5 (March 2007), Sheila Carson-Carr, ANC 7A01, failed to timely file, an ANC Summary Financial Statement of Candidate for the Office of Member of an Advisory Neighborhood Commission (ANC Summary Financial Statement) for the 2006 General Election, on or before December 7, 2006, as required by 3DCMR §3002.5, and also failed to file on or before the OCF sanctioned extended filing deadline of March 13, 2007.

By Notice of Hearing, Statement of Violations and Order of Appearance dated April 6, 2007, OCF ordered Sheila Carson-Carr (hereinafter respondent), to appear at a scheduled hearing on April 20, 2007, and show cause why she should not be found in violation of Chapter 3, District of Columbia Municipal Regulations, §3002.5, and fined accordingly.

**Summary of Evidence**

OCF alleges that the respondent failed to timely file the required ANC Summary Financial Statement for the 2006 General Election, on or before March 13, 2007. Respondent failed to appear at the scheduled hearing referenced herein, after service by regular and certified mail, or to submit an affidavit in explanation of the failure to timely file the required ANC Summary Financial Statement.

**Findings of Fact**

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

1. Respondent was a candidate for Advisory Neighborhood Commissioner in the 2006 General Election.
2. Respondent was required to file an ANC Summary Financial Statement on or before March 13, 2007.
3. Respondent to date has not filed the required ANC Summary Financial Statement with OCF.
4. Respondent to date has not provided an explanation for failing to timely file an ANC Summary Financial Statement with OCF.
5. Respondent is not in compliance with the regulation.

**Conclusions of Law**

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

1. Respondent violated 3DCMR §3002.5.
2. The penalty established at D.C. Official Code §1-1103.05(b)(3), and 3DCMR §3711.2(ee) for failure to timely file an ANC Summary Financial Statement, as required by 3DCMR §3002.5, is a fine of \$30.00 per day for each business day subsequent to the due date.
3. 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.
4. For good cause shown pursuant to 3DCMR §3711.6, the Director of Campaign Finance (Director) may modify, rescind, dismiss or suspend any fine.

**THE MATTER OF: Sheila Carson-Carr**  
**Page 3**

**Recommendation**

In view of the foregoing and information included in the record, I hereby recommend that the Director impose a fine of \$2,000.00 in this matter.

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

\_\_\_\_\_  
**Jean Scott Diggs**  
**Hearing Officer**

**Concurrence**

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

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

\_\_\_\_\_  
**Kathy S. Williams**  
**General Counsel**

**ORDER OF THE DIRECTOR**

**IT IS ORDERED** that a fine of \$2,000.00 be hereby imposed in this matter.

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**Date**

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

**SERVICE OF ORDER**

This is to certify that I have served a true copy of the foregoing Order on Sheila Carson-Carr by regular and certified mail on July 27, 2007.

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**NOTICE**

Pursuant to 3DCMR §3711.5 (1999), 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.