

**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 420
WASHINGTON, D.C. 20009
(202) 671-0550**

IN THE MATTER OF)	DATE: August 8, 2008
)	
Citizens for Good Government)	DOCKET NO.: 08P-018
Jesse L. Ingram, Treasurer)	
1822 Bunker Hill Road, NE)	
Washington, DC 20018)	

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 the Citizens for Good Government, Political Action Committee (hereinafter respondent PAC), for whom Jesse L. Ingram serves as treasurer, failed to timely file, on or before June 10, 2008, a June 10, 2008 Report of Receipts and Expenditures (hereinafter June 10, 2008 Report), as required by D.C. Official Code §1-1102.06(a) (2001 Edition).

By Notice of Hearing, Statement of Violations and Order of Appearance dated June 24, 2008, OCF ordered Jesse L. Ingram (hereinafter respondent treasurer), to appear at a scheduled hearing on July 2, 2008 and show cause why the respondent PAC should not be found in violation of the D.C. Campaign Finance Reform and Conflict of Interest Act of 1974, as amended by D.C. Official Code §§1-1101.01 et seq., and fined accordingly.

Summary of Evidence

The respondent treasurer appeared pro se on July 2, 2008. OCF was represented by Latia Gaskins, Clerical Assistant.

Ms. Gaskins alleged that the respondent PAC failed to timely file the statutorily required June 10, 2008 Report on or before June 10, 2008. The respondent treasurer conceded that the June 10, 2008 Report was not timely filed and stated that he assumed that because the respondent PAC is not supporting any candidates during this election cycle he was not required to file financial reports. He additionally stated that he was not aware that he was required to file a Notice of Non-Support with on or before January 31,

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2008, in order to eliminate the requirement that the PAC file reports for each reporting period during the current election cycle. Respondent treasurer also stated that he filed the report in question shortly after he received the Notice of Hearing from OCF.

A review of OCF's records confirmed that the respondent PAC's June 10, 2008 Report was received on June 29, 2008.

Findings of Fact

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

1. Respondent PAC was required to file a June 10, 2008 Report on or before June 10, 2008 in accordance with D.C. Official Code §1-1102.06(a).
2. Respondent PAC failed to timely file a June 10, 2008 Report with OCF.
3. Respondent treasurer filed a June 10, 2008 Report on June 29, 2008.
4. Respondent PAC is a first time registrant with no prior filing history with OCF.
5. Respondent PAC's June 10, 2008 Report reflects no receipts or expenditures during the reporting period.
6. Respondent PAC is currently in compliance with the statute.

Conclusions of Law

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

1. Respondent PAC violated D.C. Official Code §1-1102.06(a).
2. The penalty established at D.C. Official Code §1-1103.05(b) (3), 3DCMR §§3711.2(f), 3711.3 and 3711.4 for failure to timely file a June 10, 2008 Report required by D.C. Official Code § 1-1102.06 is a fine of \$50.00 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 PAC may be fined a maximum of \$650.00 for failing to timely file a June 10, 2008 Report.
4. For good cause shown pursuant to 3DCMR §3711.6, the Director of the Office of Campaign Finance (Director) may modify, rescind, dismiss or suspend any fine.

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5. Respondent PAC's status as a first time registrant considered with treasurer's explanation and submission of a report reflecting no activity during the reporting period in question provides good cause for favorable consideration.

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

William O. SanFord
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 the fine in this matter is hereby suspended.

Date

Cecily Collier-Montgomery
Director

This Order may be appealed to the Board of Elections and Ethics within 15 days from the date of issuance.

SERVICE OF ORDER

This is to certify that I have served a true copy of the foregoing Order on Jesse L. Ingram, by regular mail, on August 8, 2008.

NOTICE

Pursuant to 3DCMR §3711.5 (March 2007), 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 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, 2000-14th Street, N.W., Washington, D.C. 20009.