

**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** ) Date: January 25, 2012  
 )  
Annaliza Gobantes Bacatano ) Docket No.: 11F-129  
Supervisory Psychiatric Nurse )  
Department of Mental Health )

**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 D.C. Official Code §1-1106.02 (2001 Edition), ANNALIZA GOBANTES BACATANO, Supervisory Psychiatric Nurse, Department of Mental Health, failed to timely file a Financial Disclosure Statement (hereinafter FDS), for calendar year 2010 on or before May 15, 2011 as required by D.C. Official Code §1-1106.02, and by the extended filing date sanctioned by OCF on June 10, 2011.

By Notice of Hearing, Statement of Violations and Order of Appearance dated December 20, 2011, OCF ordered ANNALIZA GOBANTES BACATANO to appear at a scheduled hearing on January 4, 2012 and show cause why she 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**

On January 4, 2012, ANNALIZA GOBANTES BACATANO (hereinafter Respondent), appeared pro se to answer to the above-cited allegation(s). Laura McQueen, Legal Instrument Examiner, appeared on behalf of OCF. Mrs. McQueen testified that the Respondent failed to timely file the required FDS for calendar year 2010 on or before May 15, 2011 and failed to file by the extended filing date June 10, 2011; and therefore, Respondent is in violation of the D.C. Official Code §1-1106.02 (2001 Edition).

Respondent testified that she separated/retired from DC government in September 2010. Respondent acknowledged that the address and contact information provided to OCF by her Agency employer was Respondent's permanent address prior to April 2010. Respondent asserted that in April 2010, she moved to a new address due to irreconcilable family matters. Respondent's estranged circumstance, coupled with a change in address, likely caused delay in Respondent's receipt of the necessary information she needed to timely satisfy her filing obligation.

**IN THE MATTER OF: Annaliza Gobantes Bacatano**  
**Page 2**

Consequently, Respondent took action to correct her noncompliance and filed the required FDS, on January 4, 2012, immediately following the scheduled hearing.

In consideration of the foregoing record in this matter, OCF finds that Respondent has no prior history of FDS filing delinquencies and is currently in compliance with the statute.

**Findings of Fact**

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

1. Respondent served as Supervisory Psychiatric Nurse within Department of Mental Health.
2. Respondent failed to file a FDS with OCF for calendar year 2010 on or before the extended date June 10, 2011.
3. By Notice of Hearing, Statement of Violations and Order of Appearance dated December 20, 2011, OCF ordered Respondent to appear at a scheduled hearing on January 4, 2012.
4. Respondent provided credible testimony for the untimely filing in that, Respondent did not receive the necessary information she need to timely satisfy her filing obligation because she moved to a new address in April 2010, due to her estranged family circumstance; but corrected her noncompliance by filing at the scheduled hearing.
5. Respondent filed the required FDS January 4, 2012.
6. Respondent does not have a history of FDS filing delinquencies and is currently in compliance with the statute.

**Conclusions of Law**

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

1. Respondent violated D.C. Official Code §1-1106.02.
2. The penalty established at D.C. Official Code §1-1103.05(b)(3), and 3 DCMR §§3711.2(aa), 3711.2 and 3711.4 (March 2007, as amended) for failure to timely file a Financial Disclosure Statement required by D.C. Official Code §1-1106.02 is a fine of \$50.00 per day for each business day subsequent to the due date.

**IN THE MATTER OF: Annaliza Gobantes Bacatano**

**Page 3**

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 a Financial Disclosure Statement.
4. For good cause shown pursuant to 3 DCMR §3711.6, the Director of Campaign Finance (Director) may modify, rescind, dismiss or suspend any fine.
- 5 Respondent provided credible testimony for the untimely filing in that, Respondent did not receive the necessary information she need to timely satisfy her filing obligation because she moved to a new address in April 2010, due to her estranged family circumstance; but corrected her noncompliance by filing at the scheduled hearing.

**Recommendation**

In view of the foregoing and information included in the record, and in accordance with the D.C. Official Code §1-1103.05(b)(3), a maximum fine of \$2,000 is appropriate in this matter; however, **I HEREBY RECOMMEND** that the Director **SUSPEND** the imposition of a fine herein.

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

\_\_\_\_\_  
**Kalvanetta K. Peete**  
**Hearing Officer**

**Concurrence**

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

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

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

**ORDER OF THE DIRECTOR**

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

\_\_\_\_\_  
Date

\_\_\_\_\_  
Cecily E. Collier-Montgomery  
Director

**SERVICE OF ORDER**

I HEREBY CERTIFY that a copy of the foregoing has been furnished to ANNALIZA GOBANTES BACATANO this \_\_\_\_\_ day of January, 2012 by US Mail and/or Certified Mail.

**NOTICE**

*Pursuant to 3DCMR §3711.5, 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, payment of any fine is due within 10 days of the effective date of this order, Submit payment via check or money order, payable to the D.C. Treasurer, c/o Office of Campaign Finance, Suite 433, 2000 Fourteenth Street, N.W., Washington, D.C. 20009. This Order may be appealed within 15 days following issuance this Order, by written request to the **D.C. Board of Election and Ethics**.*