

**BEFORE THE OFFICE OF CAMPAIGN FINANCE  
DISTRICT OF COLUMBIA BOARD OF ELECTIONS  
FRANK D. REEVES MUNICIPAL BUILDING  
2000 14<sup>TH</sup> STREET, N.W., SUITE 433  
WASHINGTON, D.C. 20009  
Telephone: (202) 671-0547  
Fax: (202) 671-0658**

<b>IN THE MATTER OF</b>	)	Date: March 6, 2015
	)	
Winifred Y. Carson-Smith, Treasurer	)	Docket No.: 14C-070(a)
Carson-Smith for DNC	)	
1937 11 <sup>th</sup> Street, NW	)	
Washington, D.C. 20001	)	

**ORDER**

**Statement of Case**

This matter came before the Office of Campaign Finance (“OCF”) Office of the General Counsel following a determination by its Public Information and Records Management Division (“PIRM”) that pursuant to the District of Columbia Campaign Finance Act of 2011, D.C. Official Code § 1-1163.09(b) (2012) and the District of Columbia Municipal Regulations, 3 DCMR § 3017.2 (August 2013), Winifred Y. Carson-Smith, Treasurer for Carson-Smith for DNC principal campaign committee, failed to file the October 10, 2014 Report of Receipts and Expenditures (“October 10<sup>th</sup> R&E report”), which was due on October 10, 2014.

**Summary of Evidence**

On December 8, 2014, OCF submitted to Respondent, via regular and certified mail, an Order of the Director imposing a fine of \$250.00. Respondent filed the October 10<sup>th</sup> R&E report on November 20, 2014; however, Respondent failed to pay this fine. Furthermore, Respondent did not request a Motion for Reconsideration or request a new hearing with the Board of Elections. Therefore, OCF prepared to submit a Petition for Enforcement of the December 8, 2014 Order to the Board of Elections.

On January 21, 2015, Respondent appeared for a pre-hearing conference at the Board of Elections for another matter and agreed to resolve outstanding issues regarding the December 8, 2014 Order. During this pre-hearing conference, Respondent and OCF agreed that Respondent would pay a reduced fine of \$50.00 by January 28, 2015.

On January 28, 2015, Respondent submitted a check for \$50.00 and complied with the January 21, 2015 agreement. Therefore, Respondent addressed and satisfied any outstanding matter stated in the December 8, 2014 Order.

**Recommendation**

In view of the foregoing and information included in the record, **I HEREBY RECOMMEND** that the Director VACATE the December 8, 2014 Order imposing a fine of \$250.00.

March 6, 2015

Date

Lesley Brown

**Lesley Brown**  
**Hearing Officer**

**Concurrence**

In view of the foregoing, **I HEREBY CONCUR** with the Recommendation.

March 6, 2015

Date

William O. Sanford

**William O. Sanford**  
**General Counsel**

**ORDER OF THE DIRECTOR**

**IT IS ORDERED** that the December 8, 2014 Order imposing a fine of \$250.00 is VACATED.

March 6, 2015

Date

Cecily E. Collier-Montgomery

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

**In the Matter of: Winifred Y. Carson-Smith, Treasurer for Carson-Smith for DNC**  
**Docket No.: 14C-070(a)**  
**Page 2**

**CERTIFICATE OF SERVICE**

**THIS IS TO CERTIFY** that a true copy of the **ORDER TO VACATE** was served on Treasurer Winifred Y. Carson-Smith, via regular mail at 1937 11<sup>th</sup> Street, NW, Washington, DC 20001 and by electronic mail at [wycarsonsmith@gmail.com](mailto:wycarsonsmith@gmail.com) on this 6<sup>th</sup> day of March 2015.

ZB

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**Notice**

Any party adversely affected by an Order of the Director may: (1) file a Motion for Reconsideration (Motion) with the OCF within five (5) days after receipt of an Order, provided that relevant evidence was omitted from consideration at the hearing (3 DCMR § 3709.13); or (2) obtain review of the Order by filing a request for a **hearing de novo** with the Board of Elections within fifteen (15) days from the date of issuance of an Order. Any fine imposed by the Director, pursuant to § 3711.2 shall become effective on the sixteenth (16<sup>th</sup>) day following the issuance of a decision or Order; provided that, the Respondent does not request a **hearing de novo** with the Board of Elections. Fines imposed shall be paid within ten (10) days of the effective date of the issued Order of the Director. Make payment by check or money order payable to: District of Columbia Treasurer. Send payment to the *Office of Campaign Finance, Frank D. Reeves Municipal Building, 2000 14<sup>th</sup> Street NW, Suite 433, Washington, DC 20009.*