

**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: August 27, 2014
	)	
Jackie Reyes, Treasurer	)	Docket No: 14R-034
Friends of Jim Graham Constituent Services	)	
Fund	)	
2233 18th Street, NW #104	)	
Washington, DC 20009	)	

**ORDER**

**Statement of Case**

This matter came before the Office of Campaign Finance (“OCF”) Office of the General Counsel following a determination by its Reports Analysis and Audit Division (“RAAD”) that: **JACKIE REYES**, Treasurer of the Friends of Jim Graham Constituent Services Fund failed to provide a timely response to the Request for Additional Information dated July 2, 2014, on or before July 17, 2014, pursuant to the District of Columbia Campaign Finance Act of 2011, D.C. Official Code § 1-1163.03(a)(1)(A) (2012) and the District of Columbia Municipal Regulations 3 DCMR § 3403.2 (August 2013).

By Notice of Hearing, Statement of Violations and Order of Appearance dated July 25, 2014, OCF ordered Treasurer Jackie Reyes (“Respondent”) to appear at a scheduled hearing on August 7, 2014 and show cause why the Respondent should not be found in violation of the D.C. Official Code § 1-1163.03(a)(1)(A) and 3 DCMR § 3403.2 and fined accordingly.

**Summary of Evidence**

On July 2, 2014, the Audit Division (“Audit”) issued a Request for Additional Information (“RFAI”) on the basis of a desk review of the Constituent Service Program’s July 1<sup>st</sup> Report of Receipts and Expenditures (“R&E”), which was filed with the OCF on July 1, 2014. The review revealed that on Schedule B, Itemized Expenditures, the Respondent reported expenditures that required further explanation and documentation. As such, Respondent was required provide Audit with a more detailed explanation and documentation to substantiate the itemized expenditures, by July 17, 2014. Respondent failed to comply; therefore, the matter was referred to the Office of the General Counsel (“OGC”) for enforcement. Respondent was ordered to appear at a scheduled hearing on August 12, 2014.

However, Respondent took action to correct the noncompliance and submitted the required documentation to Audit for view. On or about August 7, 2014, Audit advised that Respondent had satisfied the RFAI. Therefore, the hearing was cancelled. The constituent service program is now in compliance with the applicable statute(s) cited herein.

**Findings of Fact**

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

1. Respondent is the treasurer of the Friends of Jim Graham Constituent Service Program.
2. On July 2, 2014, the Audit Division issued a Request for Additional Information ("RFAI"), to Respondent on the basis of a desk review of the constituent service program's July 1<sup>st</sup> Report of Receipts and Expenditures.
3. Respondent was required to submit a detailed explanation and documentation to substantiate the expenditures reported on Schedule B of the July 1<sup>st</sup> Report by July 17, 2014; however, Respondent failed to comply.
4. By Notice of Hearing, Statement of Violations and Order of Appearance dated August 4, 2014, Respondent was ordered to appear at a scheduled hearing on August 12, 2014.
5. Respondent took action to correct the noncompliance and submitted the requested documentation to Audit for review.
6. On or about August 8, 2014, Audit advised that Respondent had satisfied the RFAI; and therefore, the hearing was cancelled.
7. The constituent service program is now in compliance with the applicable statute(s) herein.

**Conclusion of Law**

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

1. Respondent violated D.C. Official Code § 1-1163.03(a)(1)(A) and 3 DCMR § 3403.2.
2. 3 DCMR § 3711.1 provides that, "[u]pon a determination... that a violation has occurred, the Director may ministerially impose fines upon the offending party".
3. 3 DCMR § 3711.1 provides that each allegation shall constitute a separate violation and a fine shall attach for each day of non-compliance for each violation.
4. 3 DCMR § 3711.2(q) establishes a fifty dollar (\$50) fine for failure to file additional information requested by the Director, up to a maximum of \$700.00, pursuant to D.C. Official Code § 1-1163.35(3).
5. For good cause shown pursuant to 3 DCMR § 3711.7, the Director of Campaign Finance may modify, rescind, dismiss or suspend any fine.
6. Respondent was required to submit a detailed explanation and documentation to substantiate the expenditures reported on Schedule B of the July 1<sup>st</sup> Report by July 17, 2014; however, Respondent failed to comply.
7. Respondent took action to correct the noncompliance and submitted the requested documentation to Audit for review

**In the Matter of: Friends of Jim Graham Constituent Services Fund**

**Docket no.: 14R-034**

**Page 3**

8. On or about August 8, 2014, Audit advised that Respondent had satisfied the RFAI; and therefore, the hearing was cancelled.
9. The constituent service program is now in compliance with the applicable statute(s) herein.

**Recommendation**

In view of the foregoing and information included in the record, **I HEREBY RECOMMEND** that the Director suspend the imposition of any fine in this matter.

August 27, 2014  
Date

Kalvanetta K. Peete  
Kalvanetta K. Peete  
Hearing Officer

**Concurrence**

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

August 27, 2014  
Date

William O. Sanford  
William O. Sanford  
General Counsel

**ORDER OF THE DIRECTOR**

**IT IS ORDERED** that the imposition of a fine is hereby suspended in this matter.

August 27, 2014  
Date

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

CERTIFICATE OF SERVICE

**THIS IS TO CERTIFY** that a true copy of the **ORDER** has been served on Jackie Reyes, Treasurer, via regular at 2233 18th Street, NW #104, Washington, DC 20009 on this 27<sup>th</sup> day of August, 2014.

A handwritten signature in black ink, consisting of several overlapping loops and a vertical stroke, positioned above a horizontal line.

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**, 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.