

April 18, 2012

**OFFICE OF THE DIRECTOR**

April 18, 2012 Testimony of Cecily E. Collier-Montgomery on the OCF FY 2013 Performance Report and FY 2013 Performance Plan before the Committee on Government Operations, Council of the District of Columbia.

OCF Responses on FY 13 Performance, submitted April 10, 2012 to the Committee on Government Operations, Council of the District of Columbia.

**OFFICE OF THE GENERAL COUNSEL**

**PUBLIC INFORMATION AND RECORDS MANAGEMENT DIVISION**

The following is an accounting of PIRMs production stats:

**PRINCIPAL CAMPAIGN COMMITTEES/POLITICAL ACTION COMMITTEES  
March 10<sup>th</sup> Report of Receipts & Expenditures**

- 99 Total number of Required filers (54PCCs – 45PACs)
- 87 Total number of Timely filers (50PCCs – 37PACs)
- 2 Total number of Extensions filers (0PCC – 2PAC)
- 2 Total number of Late Filers (0PCC - 2PAC)
- 8 Total number of Failures to file (4PCCs – 4PACs)
- 10 Total number of OGC referrals (4PCCs – 6PACs)
- 77 Total number of Electronic Filings (47PCCs – 30PACs)
- 67 Total number of Certified E-Filings (47PCCs – 20PACs)

**March 26<sup>th</sup> 8 Day Pre-Primary R&E Reports (Principal Campaign Committees Only)**

- 34 Total number of Required filers
- 27 Total number of Required timely filers
- 0 Total number of Extension filers
- 7 Total number of Failures to file
- 7 Total number of OGC referrals
- 27 Total number of Electronic Filings
- 25 Total number of Certified E-Filings

**LOBBYIST REGISTRATION FEES** (as of 03/30/12)

- 201 Total number of New Lobbyists Registered for 2012
- 201 Registration Fees collected in the amount of \$43,750 from New Lobbyists

**New Candidates and Committees registered for 2012 Special Elections**

- Jack Jacobson/Jack Jacobson for DC (School Board, Ward-2).....3/15/2011
- Ann Wilcox (City Council, At-Large).....3/23/2011

**REPORTS ANALYSIS AND AUDIT DIVISION**

The following is an accounting of RAAD’s production stats:  
March 2012

**122 Reviews Completed**

- 0 Lobbyists
- 45 PAC
- 2 CSF (Includes Amended Filings)
- 0 US S/R
- 75 PCC (Includes amended filings)
- 0 Exploratory Committee
- 0 FDS
- 0 Initiative/Referendum
- 27 Audit Letters (RFAI) Sent
- 3 Follow-up letters sent
- 19 Cases Resolved
- 5 Case Referred to the Office of General Counsel (DC Latino Caucus PAC, Orange At-Large (failure to respond to RFAI), Orange At-Large (questionable contributions), Kevin Robinson (questionable contributions, and Mayor Gray CSF (questionable contributions).
- 0 Cases Terminated
- 0 Hearing Attended
- 1 Outreach Education Seminars Attended
- 0 Outside Seminars Attended

**Periodic Random Audits – Lobbyist Activity Reports –July 10, 2011 Filings**

1. **Bruce C. Bereano (Lobbyist)/EnerNOC, Inc. (Compensating Registrant)** – A Informal Hearing with the OCF General Counsel is scheduled for April 17, 2012 at 1:30 p.m.

**Periodic Random Audits – Lobbyists Activity Reports – January 10, 2012 Filings**

1. **Curtis Boykin, Lobbyist/Verizon Wireless (Compensating Registrant)** – The Statement of Findings was issued on March 2, 2012. The Final Audit Report was issued on April 13, 2012.
2. **Joanne Waiters, Lobbyist/American Council of Life Insurers (Compensating Registrant).** - The Final Audit Report was issued on March 23, 2012.

3. **Kim Williams, Lobbyist/American Lung Association (Compensating Registrant)** – The Final Audit Report was issued on March 30, 2012.
4. **Robert Willis, Lobbyist/AFLAC (Compensating Registrant)** - The Statement of Findings was issued on March 26, 2012.

**Periodic Random Audits – Continuing Committees – January 31, 2012 Filing**

1. **Orange At-Large** – An extension was requested by the Candidate and was granted until April 10, 2012.
2. **Mara 2010** – The Audit fieldwork is in progress. The Audit staff has requested additional information.

**Full Field Audit – Investigative Audit**

1. **Gray For Mayor** – The Preliminary Audit Report (PAR) was issued on December 16, 2011. An extension to submit the Committee’s Response was required and granted until March 19, 2012. A partial response was received from the Committee on March 19, 2012. The Committee requested and was granted an additional extension until April 6, 2012.

**FOIA Request**

1. The City Paper
2. The Washington Post
3. The Washington Times

2012 MONTHLY IN-TAKE/OUTPUT REPORT

OFFICE OF GENERAL COUNSEL

April 18, 2012

	January	February	March	April	May	June	
Opinion Request Received			0				
Opinion Request Completed			1				
Complaints Received			0				

Internal Queries			0				
Preliminary Investigations Initiated			0				
Preliminary Investigations Orders Issued			0				
Full Investigations Initiated			1				
Full Investigations Orders Issued			3				
Informal Hearings Referred			14				
Informal Hearings Completed			2				
Informal Hearings Orders Issued			12*				
Petitions for Enforcement Referrals to BOEE			0				

\*This figure represents 4 FDS Orders and 8 Failure to Timely File Orders in which no fines were imposed.

Board Statistics for March, 2012

Board Meeting April 18, 2012

1. Actual Matters referred	
PCC	8
PAC's	5
Lobbyist	0
Constituent Services	1
FDS	0
Statehood Fund	0
2. Notices of Hearings	
First Notices	11
Second Notices	7
3. Notices and Orders Vacated	12
4. Hearings Conducted	2
5. Orders which imposed fines	0
6. Fines imposed	0
7. Fines collected	0
8. Investigations completed Orders issued	3
9. Petitions for Enforcement	0

**INTERPRETATIVE OPINIONS**

April 18, 2012

#12-02 Requestor: Donald Dinan, Esq., of Roetzel & Andress  
Submitted: February 23, 2012  
Issue: Registration requirements  
Status: Issued March 21, 2012

(All Interpretative Opinions are on-line@ [www.ocf.dc.gov](http://www.ocf.dc.gov))

**LIST OF OPEN OCF INVESTIGATIONS**

April 18, 2012

OCF FI 2011-103 Complainant: Internally Generated March 15, 2011  
Respondent: Sulaimon Brown for Mayor  
Principal Campaign Committee  
Infraction: Reporting Violations  
Status: This matter was referred to the Audit  
Division for a Full Field Audit;  
upon completion and issuance of the Final Audit Report,  
OCF will determine whether an investigation is  
warranted.

OCF FI 2011-104 Complainant: Internally Generated March 15, 2011  
Respondent: Gray for Mayor  
Principal Campaign Committee  
Infraction: Reporting Violations  
Status: This matter was referred to the Audit  
Division for a Full Field Audit;  
The Preliminary Audit has been completed and upon  
completion and issuance of the Final Audit Report, OCF  
will determine whether an investigation is warranted.

OCF PI 2012-102

Complainant: Bob Kabel initiated January 13, 2012

Respondents: Gertrude Stein Democratic Club and  
DC Democratic State Committee

Infraction: Misuse of government resources

Status: Investigation completed

Order will issue 04/17/2012

OCF FI-2012-103

Complainant: Dorothy Brizill initiated March 8, 2012

Respondents: Michael D. Brown for Senate  
Principal Campaign Committee

Infraction: Failure to include disclaimers on Campaign Literature

Status: Investigation completed

Order will issue 04/17/2012

OCF FI-2012-104

Complainant: Robert Kabel initiated January 13, 2012

Respondent: John Salatti  
Principal Campaign Committee

Infraction: Failure to timely file a Statement of Organization

Status: Investigation completed

Order will issue 04/17/2012

**SHOW CAUSE PROCEEDINGS**

April 18, 2012

NONE