

January 11, 2012

OFFICE OF THE DIRECTOR

December 8, 2011 – Testimony before the Committee on Small and Local Business Development of the Council of the District of Columbia on FY 2011 Agency Compliance on Expendable Budget Spending with Certified Small Business Enterprises

OFFICE OF THE GENERAL COUNSEL

PUBLIC INFORMATION AND RECORDS MANAGEMENT DIVISION

The following is an accounting of PIRMs production stats:
December 2011

PRINCIPAL CAMPAIGN COMMITTEES (PCCs) & POLITICAL ACTION COMMITTEES (PACs)

December 10th Report of Receipts & Expenditures

- 80 Total number of required filers (38PCCs – 40PACs)
- 68 Total number of required timely filers (31PCCs - 37PACs)
- 0 Total number of extension filers (0PCCs - 0PACs)
- 12 Total number of failures to file (9PCCs - 3PACs)
- 12 Total number of OGC referrals (9PCCs - 3PACs)

- 55 Total number of Electronic Filings (29PCCs - 26PACs)
- 50 Total number of Certified E-Filings (28PCCs - 22PACs)

LOBBYIST REGISTRATION FEES (as of 12/23/11) For Calendar Year 2011

- 274 Total number of New Lobbyists Registered for 2011
- 274 Registration Fees collected in the amount of \$51,960 from New Lobbyists for 2011

LOBBYIST REGISTRATION FEES (as of 01/04/2012) For Calendar Year 2012

- 5 Total number of New Lobbyists Registered for 2012
- 5 Total number Fees collected in the amount of \$1,250 from New Lobbyists for 2012

New Candidates and Committees registered for 2012 Elections

December 2011

- Gary Ric Feenster/GRF-City Council Ward 8 (City Council, Ward-8.....11/08/2011
- Marion Barry/Barry for Ward 8 Re-Election Cmte. (City Council, Ward-8).....11/10/2011
- Natalie Williams/Cmte. To Elect Natalie Williams (City Council, Ward -.....11/14/2011

REPORTS ANALYSIS AND AUDIT DIVISION

The following is an accounting of RAAD's production stats:

December 2011

69 Reviews Completed

- 0 Lobbyists
- 37PAC (Includes Amended Filings)
- 1 CSF (Includes Amended Filings)
- 1 US S/R
- 30 PCC (Includes Amended Filings)
- 0 Exploratory Committee
- 0 FDS
- 0 Initiative/Referendum
- 11 Audit Letters (RFAI) Sent
- 1 Follow-up letters sent
- 1 Cases Resolved
- 0 Cases Referred to the Office of General Counsel
- 2 Cases Terminated
- 0 Hearings Attended
- 0 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)** – The Audit staff referred this lobbyist to the OCF General Counsel on November 10, 2011. An informal hearing is scheduled for Wednesday, January 11, 2012.

Periodic Random Audits –Constituent Service Programs – October 1, 2011 Filings

1. **Ward 8 Constituent Service Fund** – The Final Audit Report was issued on December 7, 2011.
2. **Friends of Jim Graham** – The Statement of Findings (SOF) was issued on December 6, 2011. The CSP requested and was granted an extension to respond to the SOF until January 6, 2012.

Full Field Audit – Investigative Audit

1. **Gray For Mayor** – The Preliminary Audit Report (PAR) was issued on December 16, 2011. The Response of the Committee is due on January 16, 2012.

Reviews/Investigations

1. **Sulaimon Brown for Mayor** – The Audit staff issued its findings to the OCF Office of the General Counsel on December 19, 2011.

2011 MONTHLY IN-TAKE/OUTPUT REPORT

OFFICE OF GENERAL COUNSEL

	July	August	September	October	November	December	
Opinion Request Received						1	
Opinion Request Completed						0	
Complaints Received						0	
Internal Queries						0	
Preliminary Investigations Initiated						0	
Preliminary Investigations Orders Issued						0	
Full Investigations Initiated						0	
Full Investigations Orders Issued						0	
Informal Hearings						14	

Referred							
Informal Hearings Completed						1	
Informal Hearings Orders Issued						55*	
Petitions for Enforcement Referrals to BOEE						0	

*This figure represents 5 Failure to Timely File Orders in which fine \$6,200.00 in fines were imposed, 35 Failure to Timely File Order in which no fine was imposed, 5 FDS Orders in which no fines were imposed, 9 FDs orders in which \$18,000.00 on fines were imposed and 1 Show Cause Order in which a \$1,000.00 fine was imposed.

Board Statistics

Board Statistics for December, 2011

Board Meeting January 11, 2012

1. Actual Matters referred	
PCC	9
PAC's	5
Lobbyist	0
Constituent Services	0
FDS	0
Statehood Fund	0
2. Notices of Hearings	3
First Notices	0
Second Notices	3

3. Notices and Orders Vacated	40
4. Hearings Conducted	1
5. Orders which imposed fines	15
6. Fines imposed	\$25,200.00
7. Fines collected	\$0.00
8. Investigations completed Orders issued	1
9. Petitions for Enforcement	0

INTERPRETATIVE OPINIONS

January 11, 2012

#11-04 Requestor: Advisory Neighborhood Commissioner, Albrette Ransom

Submitted: December 29, 2011

Issue: Conflict of Interest

Status: Pending

(All Interpretative Opinions are on-line@ www.ocf.dc.gov)

LIST OF OPEN OCF INVESTIGATIONS

January 11, 2012

OCF FI 2011-105(a) & (b) Complainant: Bob Kabel initiated March 22, 2011
Respondents: Harry Thomas, Jr. and Victoria Leonard- Chambers
Councilmember for Ward 5
Infraction: Conflict of Interest
Status: Final disposition of this matter is likely to be administrative closure pursuant to the recent resignation and guilty plea to two felonies by Mr. Thomas.

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 2011-102

Complainant: Bob Kabel initiated September 6, 2011

Respondents: Constituent Services Funds for 10 Councilmembers

Infraction: Misuse of CSP funds

Status: Investigation completed, Order pending

SHOW CAUSE PROCEEDINGS

January 11, 2012

OCF 11C-006

Complainant: Internally Generated

Respondent: Friends of Calvin Gurley

Infraction: Failure to comply with disclosure and
reporting requirements

Originated: September 30, 2011

Status: Order issued December 29, 2011

OCF 11C-008 Complainant: Dorothy Brizill

Respondent: Biddle 2012

Infraction: Failure to comply with registration requirements

Originated: November 12, 2011

Status: Order issued January 11, 2012