

March 13, 2012

OFFICE OF THE DIRECTOR

March 22, 2012 Testimony of Cecily E. Collier-Montgomery on the OCF FY 2011 Performance Report and FY 2012 Performance Plan before the Committee on Government Operations, Council of the District of Columbia.

OCF Responses on FY 11 Performance, submitted February 15, 2012 to the Committee on Government Operations, Council of the District of Columbia.

A19-0318, the “Campaign Finance Reform and Conflict of Interest Public Disclosure Amendment Act of 2011”, date signed by The Mayor, February 27, 2012. Projected DC Law Date: Friday, April 13, 2012.

**PRINCIPAL CAMPAIGN COMMITTEES/POLITICAL ACTION COMMITTEES
January 31st Report of Receipts & Expenditures**

- 134 Total number of Required Filers (70PCCs – 64PACs)
- 114 Total number of Timely Filers (60PCCs – 54PACs)
- 0 Total number of Extensions (0PCC – 0PAC)
- 20 Total number of Failures to File (10PCCs – 10PACs)
- 20 Total number of OGC Referrals (10PCCs – 10PACs)

- 90 Total number of Electronic Filings (49PCCs – 41PACs)
- 79 Total number of Certified E-Filings (48PCCs – 31PACs)

LOBBYIST REGISTRATION FEES (as of 02/29/12)

- 192 Total number of New Lobbyists Registered for 2012
- 192 Registration Fees collected in the amount of \$43,900.00 from New Lobbyists

New Candidates and Committees registered for 2012 Elections
February 2012

- Rae Zapata/Zapata Win 5 2012 (City Council, Ward-5).....02/06/2012
- Drew Hubbard/Hubbard for Ward 5 (City Council, Ward-5).....02/06/2012
- John Cheeks/Ward 5 for Cheeks (City Council, Ward -5).....02/09/2012

REPORTS ANALYSIS AND AUDIT DIVISION (RAAD)

The following is an accounting of RAAD's production stats:
February 2012

Reviews Completed of Financial Reports –133

- 2 Lobbyists
- 54 Political Action Committees
- 5 Citizen-Service Programs (Includes amended filings)
- 0 US Senator/Representative Fund Programs
- 72 Principal Campaign Committees (Includes amended filings)
- 0 Exploratory Committees
- 0 Financial Disclosure Statements
- 3 Initiative/Referendum Committees
- 32 Audit Letters/Requests for Additional Information
- 3 Follow-up letters sent
- 19 Cases Resolved
 - 4 Cases Referred to the Office of the General Counsel (Bruce Bereano, Lobbyist; Chavous Wd-7, Biddle At-Large, and Brown 2012, PCCs)
- 1 Cases Terminated
- 0 Hearings Attended
- 1 Outreach Education Seminars Attended
- 0 Outside Seminars Attended

Periodic Random Audits – Lobbyist Activity Report – July 10, 2011 Filings

- 1) **Bruce C. Bereano (Lobbyist)/EnerNOC, Inc. (Compensating Registrant)** – The Audit staff for a second time referred this lobbyist to the OCF General Counsel because the lobbyist failed to attend scheduled meetings with the Audit Manager.

Periodic Random Audits – Lobbyist Activity Reports – January 10, 2012 Filings

1. Curtis Boykin, Lobbyist/Verizon Wireless (Compensating Registrant)
2. Joanne Waiters, Lobbyist/American Council of Life Insurers (Compensating Registrant)
3. Kim Williams, Lobbyist/American Lung Association (Compensating Registrant)
4. Robert Willis, Lobbyist/AFLAC (Compensating Registrant)

Note: The Audit Notification Letters were sent out on February 13, 2012

Periodic Random Audits – Continuing Committees – January 31, 2012 Filings

1. Orange At-Large
2. Mara 2010

Note: The Audit Notification Letters were sent out on February 13, 2012

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 requested and granted until March 19, 2012.

OFFICE OF THE GENERAL COUNSEL (OGC)

2012 MONTHLY IN-TAKE/OUTPUT REPORT

OFFICE OF GENERAL COUNSEL

March 13, 2012

	January	February	March	April	May	June	
Opinion Request Received		1					
Opinion Request Completed		1					
Complaints Received		0					
Internal Queries		0					
Preliminary Investigations Initiated		1					
Preliminary Investigations Orders Issued		0					
Full Investigations Initiated		0					
Full Investigations Orders Issued		0					

Informal Hearings Referred		15					
Informal Hearings Completed		7					
Informal Hearings Orders Issued		29*					
Petitions for Enforcement Referrals to BOEE		0					

*This figure represents 21 FDS Orders which did not impose fines, 6 Failure to Timely File Orders which did not impose fines and 2 Failure to Timely File Orders which imposed a total of \$4,000.00 in fines.

Board Statistics for February, 2012

Board Meeting March 13, 2012

1. Actual Matters referred

PCC	9
PAC's	6
Lobbyist	0
Constituent Services	0
FDS	0
Statehood Fund	0

2. Notices of Hearings

First Notices	12
Second Notices	20

3. Notices and Orders Vacated	27
4. Hearings Conducted	7
5. Orders which imposed fines	2
6. Fines imposed	\$4,000.00
7. Fines collected	\$0
8. Investigations completed Orders issued	0
9. Petitions for Enforcement	0

INTERPRETATIVE OPINIONS

March 13, 2012

#12-01 Requestor: Jan Witold Baran and D. Mark Renaud of Wiley Rein, LLP

Submitted: January 23, 2012

Issue: Limits on contributions to PACs during election years

Status: Issued February 22, 2012

#12-02 Requestor: Donald Dinan, Esq., of Roetzel & Andress

Submitted: February 23, 2012

Issue: Registration requirements

Status: Pending

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

LIST OF OPEN OCF INVESTIGATIONS

March 13, 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: Administratively closed pursuant to the
felony convictions of CM Thomas and witnesses
essential to completion of the investigation

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: Order issued February 3, 2012.

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: Pending.

SHOW CAUSE PROCEEDINGS

March 13, 2012

NONE