



STATE OF MAINE  
COMMISSION ON GOVERNMENTAL ETHICS  
AND ELECTION PRACTICES  
135 STATE HOUSE STATION  
AUGUSTA, MAINE  
04333-0135

To: Commissioners

From: Jonathan Wayne, Executive Director  
Benjamin Dyer, Political Committee and Lobbyist Registrar

Date: April 15, 2016

Re: Request for Waiver of Late-Filing Penalty by Androscoggin County Republican Committee

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## **INTRODUCTION**

Local party activists in Maine's three political parties may choose to form committees at the municipal or county levels (*e.g.*, the Portland Democratic Committee or the Knox County Republican Committee). During non-election (odd-numbered) years, these local party committees must file up to two campaign finance reports on July 15<sup>th</sup> and January 15<sup>th</sup> of the year ("semiannual reports"). Party committees are exempt from these reporting requirements, if their total contributions and total expenditures for the year are less than \$1,500.

During February 2015, the Androscoggin County Republican Committee (ACRC) collected more than \$4,000 in small contributions, which required the ACRC to file campaign finance reports on 7/15/2015 and 1/15/2016. Neither report was filed on time. According to the current leadership of the committee, the previous ACRC treasurer did not file the 7/15/2015 report in order to conceal that he had taken committee funds as an

unauthorized loan. The ACRC selected new officers in January 2016. On 1/17/2016, the new committee treasurer filed both reports late (186 and 2 days late, respectively).

**LEGAL REQUIREMENTS**

As part of the nonelection year filing schedule, if a local party committee surpasses \$1,500 in either contributions or expenditures during the calendar year, the committee must file a July semiannual report with the Commission on July 15<sup>th</sup>, covering the time period from January 1<sup>st</sup> through June 30<sup>th</sup> and a January semiannual report covering the time period from July 1<sup>st</sup> through December 31<sup>st</sup>. (21-A M.R.S.A. §1017-A(4-B)(B))

If a local party committee is late in filing the required semiannual report, the amount of the penalty is set by a formula which takes into consideration the amounts unreported, the number of prior violations within a two-year period, and the number of days the report is late. (21-A M.R.S.A. §1017-A(5)), (21-A M.R.S.A. §1020-A(4))

**DISCUSSION**

The ACRC exceeded the \$1,500 reporting threshold in February of 2015. Accordingly, the committee was required to file campaign finance reports on 7/15/2015 and 1/15/2016. Based on the statutory formula, the preliminary penalty amounts total \$652.14, calculated as follows:

<b>Late Report</b>	<b>Date Filed</b>	<b>Financial Activity</b>	<b>Penalty Rate</b>	<b>Days Late</b>	<b>Preliminary Penalty</b>
2015 July Semiannual	1/17/2016	\$13,272.31	2%	186	\$500.00*
2016 January Semiannual	1/17/2016	\$3,803.66	2%	2	\$152.14

\* statutory maximum penalty

The ACRC selected new officers in early January 2016. The ACRC requests a waiver of these late filing penalties through a letter dated 2/7/2016 from its new treasurer, Mr. Leslie Gibson. Mr. Gibson explains that the reports were not filed “due to the malfeasance and dereliction of duty on the parts of our now ex-treasurer [Mark Ramsay] and ex-chairman [Stavros Mendros].” He states that the former treasurer took an unauthorized loan against committee funds and that the ex-chairman did not perform his oversight duties. Mr. Gibson filed both reports for the committee after he gained access to the bank account records for the committee.

A news article from late December 2015 is attached to provide some supplemental information for you. The ACRC Chair (Patti Gagne) and Vice Chair (Jason Greene) are expected to attend your April 27, 2016 meeting in support of the committee’s waiver request.

#### **STAFF RECOMMENDATION**

The potential misuse of party committee funds by former ACRC officers is not within the Ethics Commission’s jurisdiction. Our agency only has jurisdiction whether the ACRC met the financial reporting requirements. Without an extensive investigation, the Commission staff is in no position to verify the allegations of the current ACRC officers against the former treasurer and chairman.

However, the following facts are known to the Commission staff: Mark Ramsey was the treasurer of the ACRC when the 2015 July Semiannual report was due. He previously

timely filed all of the required reports for the ACRC since the July 2013. The ACRC did not file the 2015 July Semiannual report by July 15, 2015. The committee reported to Commission staff that Mr. Ramsey had resigned and been replaced as treasurer by Les Gibson on January 7, 2016. Mr. Gibson filed the ACRC's 2015 July and 2016 January Semiannual reports on January 17, 2016.

If the allegations that Mr. Ramsay misused funds are true, it seems difficult to fault the current leadership of the ACRC for actions by former officers. Under these unique circumstances, a monetary penalty may have lesser deterrent value.

The failure by a local party committee to file semiannual reports can be a serious matter. In this instance, over \$13,000 in contributions were reported more than six months late. In mitigation, although the unreported amounts were relatively large for a local party committee, the unreported transactions occurred in an off-election year and the expenditures were for operating expenditures, primarily related to the Lincoln Day Dinner fundraiser in February of 2015. Given all factors, the Commission staff recommends determining that the two semiannual reports were filed late and waiving any monetary penalty.<sup>1</sup>

Thank you for your consideration of this memo.

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<sup>1</sup> Should the Commission wish to impose a monetary penalty, Commission staff notes that in the past two years (2014-2016) the Commission has generally been lenient in granting waivers to local party committees, because of frequent turnover in the position of committee treasurers and the long gaps between required reports (sometimes years). During the past two years, the Commission has imposed the following reduced penalties against local party committees: \$150 (late IE report), \$100 (late pre-election report), full waiver (late semiannual report), \$200 (late 24-hour report), \$150 (late semiannual report), and \$50 (late semiannual report).

2/7/2016

Leslie E. Gibson, Treasurer  
Androscoggin County Republican Committee

Mr. Benjamin P. Dyer  
Political Committee and Lobbyist Registrar  
Maine Ethics Commission

**Dear Mr. Dyer**

This letter is submitted as a formal request of waiver of the fines levied against the Androscoggin County Republican Committee for late filing of the required 2015 committee financial reports to the Maine Ethics Commission. We feel a waiver request is wholly appropriate given the extenuating circumstances behind the late report filing which I will now explain.

The 2015 biannual reports were not filed due to malfeasance and dereliction of duty on the parts of our now ex-treasurer and ex-chairman. Our ex-treasurer had taken an unauthorized loan against committee funds and in an effort to prevent this action from being uncovered he neglected to file the required financial reports to the Maine Ethics Commission. In addition, our now ex-chairman was derelict in his duties of exercising the required oversight on all financial actions and requirements as outlined in our committee bylaws and state regulation. Neither of these gentlemen is no longer associated with our committee and a new leadership team has been elected. I have all faith and confidence moving forward that this type of unfortunate situation will not be repeated.

Therefore, for the reasons stated in the previous paragraph, we respectfully request that the fines levied against our committee be waived, due to the unauthorized actions, and dereliction of duty, committed by two individuals and in no way reflects the actions of the committee as a whole.

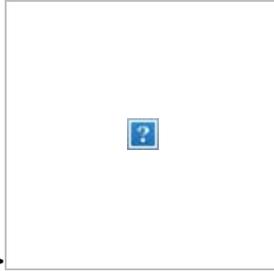
Thank you for your consideration of our request.

Respectfully,

Leslie E. Gibson, Treasurer  
Androscoggin County Republican Committee

**From:** [Joanna Said](#)  
**To:** [Dyer, Benjamin P](#)  
**Cc:** [Les Gibson](#); [Mike Marcotte](#); [Jason Greene](#); [Dr. Thomas Shields](#); [Ken Quinn](#); [Lois Snowe Mello](#); [Lois Snowe-Mello](#)  
**Subject:** Androscoggin County Republican Committee INTERIM Treasurer Appointed  
**Date:** Friday, January 08, 2016 3:58:16 PM  
**Attachments:** [Letter to Ethics 1 8 16 re. Interim Treasurer LG.docx](#)

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Joanna R. Said, Secretary  
Androscoggin County Republican Committee  
c/o: 176 Bear Mountain Road  
Livermore, ME 04253, [mjsaid88@yahoo.com](mailto:mjsaid88@yahoo.com)  
207-897-4824

January 7, 2016

Benjamin P. Dyer, Political Committee Registrar  
Maine Ethics Commission  
135 State House Station  
Augusta, ME 04333  
[Benjamin.P.Dyer@maine.gov](mailto:Benjamin.P.Dyer@maine.gov)  
<!--[if !supportLineBreakNewLine]-->  
<!--[endif]-->  
Dear Mr. Dyer:

My purpose in writing is to inform you that, in light of the recent necessary resignation of the former treasurer of the Androscoggin County Republican Committee (Mark Ramsay), the executive committee has appointed an interim Treasurer.

Mr. Les Gibson has accepted this responsibility, and will assist us in getting the past due filings completed and with any other duties as needed, until we have a new elected Treasurer. He is also running for election to this officer position later this month.

Mr. Gibson will need assistance with getting set up to complete these filings, and with some basic understanding of how to proceed. We recognize that this may be a difficult task, since he will not be completely familiar with the transactions that occurred over the past year. If you can give him further assistance as necessary, we would greatly appreciate that.

Please feel free to contact me if you need any further information from myself or from the executive committee in order to proceed.

You can contact Mr. Les Gibson at: 177 Marsh Road, Sabattus, ME 04280, 207-212-8271, and 207-442-5524. His email address is: les45@yahoo.com.

The executive committee is very eager to get this important matter taken care of properly as soon as possible. Thank you so much for your assistance.

Sincerely yours,

Joanna R. Said  
Secretary  
Androscoggin County Republican Committee

<!--[if !supportLineBreakNewLine]-->  
<!--[endif]-->

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**Our current employment opportunities:**

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- Construction personnel (openings in all positions)
- Paving personnel (openings in all positions)
- Road Service Mechanic (Familiar with CAT, Blaw Knox and Ingersoll Rand Equipment)
- Engineering Technicians
- Shop Mechanic (Familiar with CAT, Blaw Knox and Ingersoll Rand Equipment)
- Class A and B Truck Drivers (Tank and Haz-Mat endorsements a plus)



*An affirmative action/equal opportunity e*

NEWS Posted **December 8, 2015** | Updated **December 9, 2015**

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# Treasurer of Androscoggin County Republican Committee resigns amid questions about finances

While one committee member describes the issue as an 'internal matter' that's been resolved, Chairman Stavros Mendros says nearly \$8,000 was missing from the party's bank accounts.

BY KEVIN MILLER STAFF WRITER

[kmiller@pressherald.com](mailto:kmiller@pressherald.com) | [@KevinMillerPPH](https://twitter.com/KevinMillerPPH) | 207-791-6312

Share      Comment

The treasurer of the Androscoggin County Republican Committee resigned last week after the local party chairman raised questions about whether nearly \$8,000 in committee funds had been “lost” or misappropriated.

Mark Ramsay tendered his resignation as treasurer on Dec. 1 “for personal reasons,” he said Tuesday. But the decision comes after Androscoggin Republican Chairman Stavros Mendros said he learned that nearly \$8,000 was missing from the party’s bank account. While that money has reportedly since been repaid, Mendros’ handling of the issue and his decision not to immediately inform other committee leaders has led to calls for the chairman’s resignation, setting up a potential showdown later this

Mendros said he met Monday with Androscoggin County District Attorney Andrew Robinson to pass along the information and request an investigation. Mendros said other leadership within the Androscoggin County Republican Party failed to address the situation to his satisfaction and he accused committee members of attempting to “cover up” the missing funds – an allegation rebutted by other committee members.

“I leave it entirely in the DA’s hands, but he told me he will look into it,” Mendros said Tuesday. “Hopefully the money gets paid back, but that is not my decision. I just want people to know we brought it forward.”

Robinson could not be reached for comment Tuesday afternoon.

Ramsay said Tuesday that he “could neither confirm nor deny” Mendros’ suggestions that he withdrew the money but said he stepped down as treasurer last week “for personal reasons.”

“There has been an internal matter with the executive committee that has been addressed,” Ramsay said. “Any funds in question are fully restored.”

The issue began on Nov. 20 when Stavros said bank employees informed him there were insufficient funds to cover a \$300 withdrawal request. Ramsay was the only other person with a debit card connected to the committee’s bank account, so Mendros said legal counsel advised him not to tell anyone else until he could “confront the treasurer face to face.” But a meeting never happened, and Mendros did not reach out to the committee’s other leaders until Nov. 30, when he called for an emergency meeting later that evening.

By that time, other executive committee members had also heard about the allegedly missing funds. The executive committee met the following day but without Mendros present or participating.

Jason Greene, a member of the county Republican executive committee, said the members called Ramsay during that Dec. 1 meeting to ask for his resignation and for a repayment of any funds.

“He resigned immediately and then he restored the funds within one week,” Greene

said. Greene added that the committee considered the matter “resolved” as of Tuesday morning, although he said that the committee plans to comb through past bank statements to ensure no other money is missing.

The political tensions over the episode intensified Tuesday, however, when Mendros sent out a press release detailing his suspicions about the missing money and accusing executive committee members of trying to “cover up” the incident.

“It needs to be all out in the open,” Mendros said of his decision to involve the district attorney’s office. “People need to have confidence in our committee.”

Greene bristled at the suggestions of a potential cover-up or that the other executive committee members attempted to keep Mendros out of the loop.

“It’s not true we kept information from him,” Greene said. “He was invited to join (the Dec. 1 meeting) by phone, and he chose not to attend and he chose not to join by phone. We offered him a chance to be part of the resolution and he chose not to be.”

Instead, the other executive committee members voted 5-0 during that meeting to request Mendros’ resignation as county chairman because he did not involve them earlier after learning about the financial discrepancy. If Mendros does not resign, Greene said he and the other executive committee members plan to ask the full Androscoggin County Republican Committee to vote to remove him from office on Dec. 17. Such a vote would require endorsement from two-thirds of those present at the meeting.

Rick Bennett, chairman of the Maine Republican Party, said the state party has not been formally asked to get involved in the issue of the missing Androscoggin County Republican funds.

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Commission on Governmental Ethics and Election Practices  
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Office: 45 Memorial Circle, Augusta, Maine  
Website: [www.maine.gov/ethics](http://www.maine.gov/ethics)  
Phone: 207-287-4179  
Fax: 207-287-6775

## 2015 CAMPAIGN FINANCE REPORT

### FOR PARTY COMMITTEES

COMMITTEE		TREASURER	
ANDROSCOGGIN COUNTY REPUBLICAN COMMITTEE 176 BEAR MOUNTAIN RD LIVERMORE, ME 04253 PHONE: (207) 897-4824 EMAIL: MJSAID88@YAHOO.COM		LES GIBSON 177 MARSH RD SABATTUS, ME 04280 PHONE: (207) 212-8271 EMAIL: LESG45@YAHOO.COM	
REPORT	DUE DATE	REPORTING PERIOD	
JULY SEMIANNUAL REPORT	07/15/2015	01/01/2015 - 06/30/2015	

#### FINANCIAL ACTIVITY SUMMARY

RECEIPTS	TOTAL FOR PERIOD	TOTAL FOR YEAR
1. CASH CONTRIBUTIONS (SCHEDULE A)	\$13,272.41	\$13,272.41
2. OTHER CASH RECEIPTS (INTEREST, ETC.)	\$0.00	\$0.00
3. LOANS (SCHEDULE C)	\$0.00	\$0.00
4. TOTAL RECEIPTS (LINE 1 + 2 + 3)	\$13,272.41	\$13,272.41
EXPENDITURES		
5. EXPENDITURES TO SUPPORT OR OPPOSE (SCHEDULE B)	\$0.00	\$0.00
6. OPERATING EXPENDITURES (SCHEDULE B-1)	\$7,696.07	\$7,696.07
7. LOAN REPAYMENTS (SCHEDULE C)	\$0.00	\$0.00
8. TOTAL PAYMENTS (LINE 5 + 6 + 7)	\$7,696.07	\$7,696.07
OTHER ACTIVITY		
9. IN-KIND CONTRIBUTIONS (SCHEDULE A-1)	\$0.00	\$0.00
10. TOTAL LOAN BALANCE AT END OF PERIOD (SCHEDULE C)	\$0.00	
11. TOTAL UNPAID DEBTS AT END OF PERIOD (SCHEDULE D)	\$0.00	

I, LES GIBSON, CERTIFY THAT THE INFORMATION CONTAINED IN THIS REPORT IS TRUE, ACCURATE, AND COMPLETE TO THE BEST OF MY KNOWLEDGE.

REPORT FILED BY: LES GIBSON  
REPORT FILED ON: 01/17/2016  
LAST MODIFIED: 01/17/2016  
PRINTED: 03/14/2016  
COMMITTEE ID: 1215

**SCHEDULE A  
CASH CONTRIBUTIONS**

- For contributors who gave more that \$50, the names, address, occupation, and employer must be reported. If "information requested" is listed instead of occupation and employer, the candidate is waiting to receive that information.
- Cash contributions of \$50 or less can be added together and reported as a lump sum.
- Contributor Types

- |  |  |
|--|--|
| 1 = Individual                           | 9 = Candidate / Candidate Committee    |
| 2 = Candidate/ Spouse/ Domestic Partner  | 10 = General Treasury Transfer         |
| 3 = Commercial Source                    | 11 = Transfer from Previous Campaign   |
| 4 = Nonprofit Organization               | 12 = Contributors giving \$50 or less  |
| 5 = Political Action Committee           | 13 = Contributors giving \$100 or less |
| 6 = Political Party Committee            | 14 = Contributors giving \$200 or less |
| 7 = Ballot Question Committee            | 15 = MCEA Payment                      |
| 8 = Other Candidate/ Candidate Committee | 16 = Financial Institution             |

DATE RECEIVED	CONTRIBUTOR	OCCUPATION AND EMPLOYER	TYPE	AMOUNT
2/5/2015	CONTRIBUTORS GIVING \$200 OR LESS		14	\$760.00
2/17/2015	CONTRIBUTORS GIVING \$200 OR LESS		14	\$2,435.00
2/23/2015	CONTRIBUTORS GIVING \$200 OR LESS		14	\$1,015.00
3/3/2015	CONTRIBUTORS GIVING \$200 OR LESS		14	\$1,275.00
3/7/2015	CONTRIBUTORS GIVING \$200 OR LESS		14	\$40.00
3/9/2015	CONTRIBUTORS GIVING \$200 OR LESS		14	\$2,744.00
3/9/2015	CONTRIBUTORS GIVING \$200 OR LESS		14	\$1,480.00
3/11/2015	CONTRIBUTORS GIVING \$200 OR LESS		14	\$500.00
3/16/2015	CONTRIBUTORS GIVING \$200 OR LESS		14	\$1,491.00
3/25/2015	CONTRIBUTORS GIVING \$200 OR LESS		14	\$530.00
4/6/2015	CONTRIBUTORS GIVING \$200 OR LESS		14	\$370.00
4/17/2015	CONTRIBUTORS GIVING \$200 OR LESS		14	\$422.41
4/23/2015	CONTRIBUTORS GIVING \$200 OR LESS		14	\$210.00
<b>TOTAL CASH CONTRIBUTIONS</b>				<b>\$13,272.41</b>

**SCHEDULE B-1  
OPERATING EXPENDITURES**

EXPENDITURES TYPES				
CNS	Campaign consultants	POL	Polling and survey research	
CON	Contribution to other candidate, party, committee	POS	Postage for U.S. Mail and mail box fees	
EQP	Equipment (office machines, furniture, cell phones, etc.)	PRO	Other professional services	
FND	Fundraising events	PRT	Print media ads only (newspapers, magazines, etc.)	
FOD	Food for campaign events, volunteers	RAD	Radio ads, production costs	
LIT	Print and graphics (flyers, signs, palmcards, t-shirts, etc.)	SAL	Campaign workers' salaries and personnel costs	
MHS	Mail house (all services purchased)	TRV	Travel (fuel, mileage, lodging, etc.)	
OFF	Office rent, utilities, phone and internet services, supplies	TVN	TV or cable ads, production costs	
OTH	Other	WEB	Website design, registration, hosting, maintenance, etc.	
PHO	Phone banks, automated telephone calls			
DATE OF EXPENDITURE	PAYEE	REMARK	TYPE	AMOUNT
1/9/2015	Androscoggin Chamber of Commerce 415 Lisbon Street Lewiston, ME 04243-0059	ANNUAL MEMBERSHIP FEE	OTH	\$140.00
1/10/2015	GODADDY.COM WEB HOSTING 14455 N HAYDEN ROAD SUITE 226 SCOTTSDALE, AZ 85260	WEB HOSTING	OFF	\$18.34
1/14/2015	Hilton Garden Inn 14 Great Falls Plaza Auburn, ME 04210	LDD VENUE DEPOSIT	FND	\$375.00
1/26/2015	CONSTANT CONTACT RESERVOIR PLACE 1601 TRAPELO ROAD WALTHAM, MA 02451	EMAIL SERVICES	OFF	\$20.00
1/30/2015	USPS 49 ASH STREET LEWISTON, ME 04240	POSTAGE	POS	\$49.00
2/6/2015	WOMENS HOSPITAL ASSOCIATION GIFT SHOP 300 MAIN STREET LEWISTON, ME 04240	RAFFLE PRIZE	FND	\$21.72
2/12/2015	Staples Office Supplies 855 Lisbon St Lewiston, ME 04240	MISCELLANEOUS OFFICE SUPPLIES	OFF	\$34.89
2/19/2015	Staples Office Supplies 855 Lisbon St Lewiston, ME 04240	OFFICE SUPPLIES	OFF	\$32.47
2/21/2015	Hilton Garden Inn 14 Great Falls plaza Auburn, ME 04210	LDD VENUE FEE	FND	\$1,250.00
2/26/2015	CONSTANT CONTACT RESERVOIR PLACE 1601 TRAPELO ROAD WALTHAM, MA 02451	EMAIL SERVICES	PRO	\$20.00
3/5/2015	Staples Office Supplies 855 Lisbon St Lewiston, ME 04240	OFFICE SUPPLIES	OFF	\$56.63

3/5/2015	WALMART SUPERCENTER 100 MOUNT AUBURN AVE AUBURN, ME 04210	MISCELLANEOUS SUPPLIES	OTH	\$52.59
3/7/2015	Hilton Garden Inn 14 Great Falls plaza Auburn, ME 04210	LDD VENUE FEE	FND	\$3,708.60
3/7/2015	Maine Awards 7-9-11 Westminster Street Lewiston, ME 04240	LDD AWARDS	FND	\$153.27
3/7/2015	PENMOR LITHOGRAPH 8 LEXINGTON STREET LEWISTON, ME 04240	LDD PRINTING SERVICES	LIT	\$600.30
3/23/2015	CABELAS 100 CABELAS BLVD SCARBOROUGH, ME 04074	FUNDRAISER PRIZE.	FND	\$34.62
4/19/2015	POLAND SPRING TRADING POST 481 MAIN STREET POLAND, ME 04274	FUNDRAISER RAFFLE PRIZE	FND	\$650.00
4/20/2015	OFFICEMAX 88 UNION STREET AUBURN, ME 04210	MISCELLANEOUS OFFICE SUPPLIES	OFF	\$29.00
4/24/2015	BLAIS FLOWERS 539 WEBSTER ST LEWISTON, ME 04240	FUNERAL ARRANGEMENT	OTH	\$95.90
5/2/2015	BJ'S WHOLESALE MOUNT AUBURN AVE AUBURN, ME 04210	FUNDRAISER RAFFLE PRIZE	FND	\$213.74
5/20/2015	USPS 49 ASH STREET LEWISTON, ME 04240	PO BOX RENTAL FEE	POS	\$100.00
5/27/2015	CONSTANT CONTACT RESERVOIR PLACE 1601 TRAPELO ROAD WALTHAM, MA 02451	EMAIL SERVICES	PRO	\$20.00
6/26/2015	CONSTANT CONTACT RESERVOIR PLACE 1601 TRAPELO ROAD WALTHAM, MA 02451	EMAIL SERVICES	PRO	\$20.00
<b>TOTAL OPERATING EXPENDITURES</b>				<b>\$7,696.07</b>



Commission on Governmental Ethics and Election Practices  
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REPORT	DUE DATE	REPORTING PERIOD	
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#### FINANCIAL ACTIVITY SUMMARY

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6. OPERATING EXPENDITURES (SCHEDULE B-1)	\$1,580.00	\$9,276.07
7. LOAN REPAYMENTS (SCHEDULE C)	\$0.00	\$0.00
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11. TOTAL UNPAID DEBTS AT END OF PERIOD (SCHEDULE D)	\$0.00	

I, LES GIBSON, CERTIFY THAT THE INFORMATION CONTAINED IN THIS REPORT IS TRUE, ACCURATE, AND COMPLETE TO THE BEST OF MY KNOWLEDGE.

REPORT FILED BY: LES GIBSON  
REPORT FILED ON: 01/17/2016  
LAST MODIFIED: 01/17/2016  
PRINTED: 03/14/2016  
COMMITTEE ID: 1215

**SCHEDULE A  
CASH CONTRIBUTIONS**

- For contributors who gave more than \$50, the names, address, occupation, and employer must be reported. If "information requested" is listed instead of occupation and employer, the candidate is waiting to receive that information.
- Cash contributions of \$50 or less can be added together and reported as a lump sum.
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2 = Candidate/ Spouse/ Domestic Partner

10 = General Treasury Transfer

3 = Commercial Source

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4 = Nonprofit Organization

12 = Contributors giving \$50 or less

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13 = Contributors giving \$100 or less

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14 = Contributors giving \$200 or less

7 = Ballot Question Committee

15 = MCEA Payment

8 = Other Candidate/ Candidate Committee

16 = Financial Institution

DATE RECEIVED	CONTRIBUTOR	OCCUPATION AND EMPLOYER	TYPE	AMOUNT
7/20/2015	CONTRIBUTORS GIVING \$200 OR LESS		14	\$3,083.66
10/23/2015	CONTRIBUTORS GIVING \$200 OR LESS		14	\$400.00
11/30/2015	CONTRIBUTORS GIVING \$200 OR LESS		14	\$320.00
<b>TOTAL CASH CONTRIBUTIONS</b>				\$3,803.66

**SCHEDULE B-1  
OPERATING EXPENDITURES**

<b>EXPENDITURES TYPES</b>				
CNS	Campaign consultants	POL	Polling and survey research	
CON	Contribution to other candidate, party, committee	POS	Postage for U.S. Mail and mail box fees	
EQP	Equipment (office machines, furniture, cell phones, etc.)	PRO	Other professional services	
FND	Fundraising events	PRT	Print media ads only (newspapers, magazines, etc.)	
FOD	Food for campaign events, volunteers	RAD	Radio ads, production costs	
LIT	Print and graphics (flyers, signs, palmcards, t-shirts, etc.)	SAL	Campaign workers' salaries and personnel costs	
MHS	Mail house (all services purchased)	TRV	Travel (fuel, mileage, lodging, etc.)	
OFF	Office rent, utilities, phone and internet services, supplies	TVN	TV or cable ads, production costs	
OTH	Other	WEB	Website design, registration, hosting, maintenance, etc.	
PHO	Phone banks, automated telephone calls			
<b>DATE OF EXPENDITURE</b>	<b>PAYEE</b>	<b>REMARK</b>	<b>TYPE</b>	<b>AMOUNT</b>
7/26/2015	CONSTANT CONTACT RESERVOIR PLACE 1601 TRAPELO ROAD WALTHAM, MA 02451	EMAIL SERVICES	PRO	\$20.00
8/26/2015	CONSTANT CONTACT RESERVOIR PLACE 1601 TRAPELO ROAD WALTHAM, MA 02451	EMAIL SERVICES	PRO	\$20.00
9/27/2015	CONSTANT CONTACT RESERVOIR PLACE 1601 TRAPELO ROAD WALTHAM, MA 02451	EMAIL SERVICES	PRO	\$20.00
10/19/2015	JIM SORCEK 20 TALL PINES DRIVE LEWISTON, ME 04240	PAID CAMPAIGN WORKER SALARY	SAL	\$300.00
10/26/2015	JIM SORCEK 20 TALL PINES DRIVE LEWISTON, ME 04240	PAID CAMPAIGN WORKER SALARY	SAL	\$300.00
10/27/2015	CONSTANT CONTACT RESERVOIR PLACE 1601 TRAPELO ROAD WALTHAM, MA 02451	EMAIL SERVICES	PRO	\$20.00
11/2/2015	JIM SORCEK 20 TALL PINES DRIVE LEWISTON, ME 04240	PAID CAMPAIGN WORKER SALARY	SAL	\$300.00
11/13/2015	JIM SORCEK 20 TALL PINES DRIVE LEWISTON, ME 04240	PAID CAMPAIGN WORKER SALARY	SAL	\$300.00
11/30/2015	JIM SORCEK 20 TALL PINES DRIVE LEWISTON, ME 04240	PAID CAMPAIGN WORKER SALARY	SAL	\$300.00
<b>TOTAL OPERATING EXPENDITURES</b>				<b>\$1,580.00</b>



STATE OF MAINE  
COMMISSION ON GOVERNMENTAL ETHICS  
AND ELECTION PRACTICES  
135 STATE HOUSE STATION  
AUGUSTA, MAINE  
04333-0135

January 25, 2016

Les Gibson, Treasurer  
Androscoggin County Republican Committee  
117 Marsh Rd  
Sabattus, ME 04280

Re: Late Filing of 2015 July Semiannual Report

Dear Mr. Gibson,

The Commission staff has made a preliminary determination that the Androscoggin County Republican Committee (the Party) was late in filing its 2015 July Semiannual Report due July 15, 2015. The report was not filed until January 17, 2016. Under the Commission's statutes, the late filing of a report triggers an enforcement process. (21-A M.R.S.A. § 1020-A(4-A)). Based on the amount of financial activity in the reports, the number of calendar days the reports were late, and the Party's history of violations, the commission staff has determined that a penalty of \$500.00 is owed. (Please see attached penalty matrix for the calculation)

The Party may make a written request that the Commission waive the violations or penalties in whole or in part. Any request for a waiver must be made within 14 calendar days of your receipt of this notice. The request must be in writing and contain a full explanation of the reasons the Party filed late. Upon receiving your request, the Commission staff will schedule your appeal for an upcoming Commission meeting.

The Commission may waive the penalty if it determines that the report was late due to mitigating circumstances, which are defined as (1) a valid emergency; (2) an error made by the Commission staff; or (3) relevant evidence that the Party made a bona fide effort to file the report on time. Also, the Commission may waive the penalty if it is disproportionate to the level of experience of the person filing the report or the harm suffered by the public from the late disclosure.

Please call me at (207) 287-6221 or send me an email at [benjamin.p.dyer@maine.gov](mailto:benjamin.p.dyer@maine.gov) if you have questions.

Sincerely,

A handwritten signature in cursive script that reads "Benjamin P. Dyer".

Benjamin P. Dyer  
Political Committee and Lobbyist Registrar

Enclosure: payment receipt & penalty matrix

OFFICE LOCATED AT: 45 MEMORIAL CIRCLE, AUGUSTA, MAINE  
WEBSITE: [WWW.MAINE.GOV/ETHICS](http://WWW.MAINE.GOV/ETHICS)

Payment Receipt

Mail payment to:

The Maine Ethics Commission  
135 State House Station  
Augusta, ME 04333

Make checks payable to: "Treasurer, State of Maine."

Les Gibson, Treasurer  
Androscoggin County Republican Committee  
117 Marsh Rd  
Sabattus, ME 04280

**Violation:** Late 2015 July Semiannual Report  
**Amount Due:** \$500.00

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**Party Name:** Androscoggin County Republican Committee  
**Prior Violations:** N/A

Report Name	Activity Amount	Due Date	Days Late	Penalty Prescribed	Statutory Maximum Penalty
2015 July Semiannual	\$13,272.41	7/15/2015	186	2%	\$500.00

The penalty for late filing of a required report is a percentage of the total contributions or expenditures for the filing period, whichever is greater, multiplied by the number of calendar days the report is filed late, as follows:

For the first violation, 2%  
For the second violation, 4%  
For the third and each subsequent violation, 6%

**A penalty begins to accrue at 11:59 p.m. on the day the report is due.**

**A required report that is sent by certified or registered United States mail and postmarked at least 2 days before the deadline is not subject to penalty.**

Violations accumulate on reports with filing deadlines in a 2-year period that begins on January 1st of each even-numbered year. Waiver of a penalty does not nullify the finding of a violation.

**MAXIMUM PENALTIES**  
21-A M.R.S.A. Section 1020-A(5-A)(D)  
\$500 for reports required under section 1017-A, subsection 4-B.



STATE OF MAINE  
COMMISSION ON GOVERNMENTAL ETHICS  
AND ELECTION PRACTICES  
135 STATE HOUSE STATION  
AUGUSTA, MAINE  
04333-0135

January 25, 2016

Les Gibson, Treasurer  
Androscoggin County Republican Committee  
117 Marsh Rd  
Sabattus, ME 04280

Re: Late Filing of 2016 January Semiannual Report

Dear Mr. Gibson,

The Commission staff has made a preliminary determination that the Androscoggin County Republican Committee (the Party) was late in filing its 2016 January Semiannual Report due January 15, 2016. The report was not filed until January 17, 2016. Under the Commission's statutes, the late filing of a report triggers an enforcement process. (21-A M.R.S.A. § 1020-A(4-A)). Based on the amount of financial activity in the reports, the number of calendar days the reports were late, and the Party's history of violations, the commission staff has determined that a penalty of \$152.14 is owed. (Please see attached penalty matrix for the calculation)

The Party may make a written request that the Commission waive the violations or penalties in whole or in part. Any request for a waiver must be made within 14 calendar days of your receipt of this notice. The request must be in writing and contain a full explanation of the reasons the Party filed late. Upon receiving your request, the Commission staff will schedule your appeal for an upcoming Commission meeting.

The Commission may waive the penalty if it determines that the report was late due to mitigating circumstances, which are defined as (1) a valid emergency; (2) an error made by the Commission staff; or (3) relevant evidence that the Party made a bona fide effort to file the report on time. Also, the Commission may waive the penalty if it is disproportionate to the level of experience of the person filing the report or the harm suffered by the public from the late disclosure.

Please call me at (207) 287-6221 or send me an email at [benjamin.p.dyer@maine.gov](mailto:benjamin.p.dyer@maine.gov) if you have questions.

Sincerely,

A handwritten signature in cursive script that reads "Benjamin P. Dyer".

Benjamin P. Dyer  
Political Committee and Lobbyist Registrar

Enclosure: payment receipt & penalty matrix

OFFICE LOCATED AT: 45 MEMORIAL CIRCLE, AUGUSTA, MAINE  
WEBSITE: [WWW.MAINE.GOV/ETHICS](http://WWW.MAINE.GOV/ETHICS)

Payment Receipt

Mail payment to:

The Maine Ethics Commission  
135 State House Station  
Augusta, ME 04333

Make checks payable to: "Treasurer, State of Maine."

Les Gibson, Treasurer  
Androscoggin County Republican Committee  
117 Marsh Rd  
Sabattus, ME 04280

**Violation:** Late 2016 January Semiannual Report  
**Amount Due:** \$152.14

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**Party Name:** Androscoggin County Republican Committee  
**Prior Violations:** N/A

Report Name	Activity Amount	Due Date	Days Late	Penalty Prescribed	Penalty
2016 January Semiannual	\$3,803.66	1/15/2016	2	2%	\$152.14

The penalty for late filing of a required report is a percentage of the total contributions or expenditures for the filing period, whichever is greater, multiplied by the number of calendar days the report is filed late, as follows:

For the first violation, 2%  
For the second violation, 4%  
For the third and each subsequent violation, 6%

**A penalty begins to accrue at 11:59 p.m. on the day the report is due.**

**A required report that is sent by certified or registered United States mail and postmarked at least 2 days before the deadline is not subject to penalty.**

Violations accumulate on reports with filing deadlines in a 2-year period that begins on January 1st of each even-numbered year. Waiver of a penalty does not nullify the finding of a violation.

**MAXIMUM PENALTIES**  
21-A M.R.S.A. Section 1020-A(5-A)(D)  
\$500 for reports required under section 1017-A, subsection 4-B.

## **§1017-A. REPORTS OF CONTRIBUTIONS AND EXPENDITURES BY PARTY COMMITTEES**

**1. Contributions.** A party committee shall report all contributions in cash or in kind from a single contributor that in the aggregate total more than \$200. The party committee shall report the name, mailing address, occupation and place of business of each contributor. Contributions of \$200 or less must be reported, and these contributions may be reported as a lump sum.

[ 2009, c. 190, Pt. A, §8 (AMD) .]

**2. Expenditures to influence a campaign.** A party committee shall report all expenditures made to influence a campaign, as defined in section 1052, subsection 1. The party committee shall report:

A. The name of each candidate, political committee, political action committee or party committee; [2007, c. 443, Pt. A, §17 (AMD).]

B. The office sought by a candidate and the district that the candidate seeks to represent; and [1991, c. 839, §23 (NEW); 1991, c. 839, §33 (AFF).]

C. The date, amount and purpose of each expenditure. [2007, c. 443, Pt. A, §17 (AMD).]

[ 2011, c. 389, §16 (AMD) .]

**3. Other expenditures.** Operational expenses and other expenditures that are not made to influence a campaign, as defined in section 1052, subsection 1 must be reported separately. The party committee shall report:

A. The name and address of each payee; [2009, c. 190, Pt. A, §10 (AMD).]

B. The purpose for the expenditure; and [2007, c. 443, Pt. A, §17 (AMD).]

C. The date and amount of each expenditure. [1993, c. 715, §2 (NEW).]

[ 2011, c. 389, §17 (AMD) .]

### **4. Filing schedule.**

[ 2003, c. 302, §2 (RP) .]

**4-A. Filing schedule.** A state party committee shall file its reports according to the following schedule.

A. Quarterly reports must be filed by 11:59 p.m.:

(1) On January 15th and must be complete up to December 31st;

(2) On April 10th and must be complete up to March 31st;

(3) On July 15th and must be complete up to June 30th; and

(4) On October 5th and must be complete up to September 30th. [2011, c. 367, §1 (AMD).]

B. General and primary election reports must be filed by 11:59 p.m.:

(1) On the 11th day before the date on which the election is held and must be complete up to the 14th day before that date; and

(2) On the 42nd day after the date on which the election is held and must be complete up to the 35th day after that date. [2007, c. 443, Pt. A, §17 (AMD).]

C. Preelection and post-election reports for special elections, referenda, initiatives, bond issues or constitutional amendments must be filed by 11:59 p.m.:

(1) On the 11th day before the date on which the election is held and must be complete up to the 14th day before that date; and

(2) On the 42nd day after the date on which the election is held and must be complete up to the 35th day after that date. [2011, c. 389, §18 (AMD).]

D. A state party committee that files an election report under paragraph B or C is not required to file a quarterly report under paragraph A when the deadline for that quarterly report falls within 10 days of the filing deadline established in paragraph B or C. [2003, c. 302, §3 (NEW).]

E. A state party committee shall report any single contribution of \$5,000 or more received or any single expenditure of \$1,000 or more made after the 14th day before the election and more than 24 hours before 5:00 p.m. on the day of the election within 24 hours of that contribution or expenditure. The committee is not required to include in this report expenditures for overhead expenses or compensation paid to an employee or other member of the campaign staff who has received payments at regular intervals that have been disclosed in previously filed campaign finance reports. As used in this paragraph, "overhead expenses" includes, but is not limited to, rent, utility payments, taxes, insurance premiums or similar administrative expenses. [2013, c. 334, §12 (AMD).]

[ 2013, c. 334, §12 (AMD) .]

**4-B. Filing schedule for municipal, district and county party committees.** Municipal, district and county party committees shall file reports according to the following schedule.

A. Reports filed during an election year must be filed with the commission by 11:59 p.m. on:

(1) July 15th and be complete as of June 30th;

(2) The 11th day before the date on which the general election is held and must be complete up to the 14th day before that date; and

(3) January 15th and be complete as of December 31st. [2009, c. 190, Pt. A, §12 (AMD).]

B. Reports filed during a nonelection year must be filed by 11:59 p.m. on:

(1) July 15th and be complete as of June 30th; and

(2) January 15th and be complete as of December 31st. [2007, c. 443, Pt. A, §17 (AMD).]

C. A committee shall report any single contribution of \$5,000 or more received or any expenditure of \$1,000 or more made after the 14th day before any election and more than 24 hours before 11:59 p.m. on the day of the election within 24 hours of that contribution or expenditure. The committee is not required to include in this report expenditures for overhead expenses or compensation paid to an employee or other member of the campaign staff who has received payments at regular intervals that have been disclosed in previously filed campaign finance reports. As used in this paragraph, "overhead expenses" includes, but is not limited to, rent, utility payments, taxes, insurance premiums or similar administrative expenses. [2013, c. 334, §13 (AMD).]

[ 2013, c. 334, §13 (AMD) .]

**4-C. Electronic filing.** State party committees shall file each report required by this section through an electronic filing system developed by the commission. The commission may make an exception to this electronic filing requirement if a party committee submits a written request that states that the party committee lacks access to the technology or the technological ability to file reports electronically. The request for an exception must be submitted by March 1st of the election year. The commission shall grant all reasonable requests for exceptions.

[ 2007, c. 443, Pt. A, §17 (AMD) .]

**5. Penalties.** A party committee is subject to the penalties in section 1020-A, subsection 4-A.

[ 2003, c. 1, §13 (COR) .]

**6. Notice; forms.** A state party committee shall notify all county, district and municipal party committees of the same political party of the party committee reporting requirements. The party committees shall obtain the necessary forms from the commission to complete the filing requirements.

[ 1991, c. 839, §23 (NEW); 1991, c. 839, §33 (AFF) .]

**7. Exemption.** Any party committee receiving and expending less than \$1,500 in one calendar year is exempt from the reporting requirements of this section for that year.

[ 1991, c. 839, §23 (NEW); 1991, c. 839, §33 (AFF) .]

**8. Municipal elections.** When a party committee makes contributions or expenditures on behalf of a candidate for municipal office subject to this subchapter, it shall file a copy of the reports required by this section with the clerk in that candidate's municipality.

[ 2011, c. 389, §19 (AMD); 2011, c. 389, §62 (AFF) .]

of perjury, as provided in Title 17 A, section 451, a statement under oath or affirmation whether the expenditure is made in cooperation, consultation or concert with, or at the request or suggestion of, the candidate or an authorized committee or agent of the candidate.

C. A report required by this subsection must be on a form prescribed and prepared by the commission. A person filing this report may use additional pages if necessary, but the pages must be the same size as the pages of the form. The commission may adopt procedures requiring the electronic filing of an independent expenditure report, as long as the commission receives the statement made under oath or affirmation set out in paragraph B by the filing deadline and the commission adopts an exception for persons who lack access to the required technology or the technological ability to file reports electronically. The commission may adopt procedures allowing for the signed statement to be provisionally filed by facsimile or electronic mail, as long as the report is not considered complete without the filing of the original signed statement.

**5. Exclusions.** An independent expenditure does not include:

- A. An expenditure made by a person in cooperation, consultation or concert with, or at the request or suggestion of, a candidate, a candidate's political committee or their agents;
- B. A telephone survey that meets generally accepted standards for polling research and that is not conducted for the purpose of changing the voting position of the call recipients or discouraging them from voting;
- C. A telephone call naming a clearly identified candidate that identifies an individual's position on a candidate, ballot question or political party for the purpose of encouraging the individual to vote, as long as the call contains no advocacy for or against any candidate; and
- D. A voter guide that consists primarily of candidates' responses to surveys and questionnaires and that contains no advocacy for or against any candidate.

## **21-A § 1020. Failure to file on time (REPEALED)**

### **21-A § 1020-A. Failure to file on time**

**1. Registration.** A candidate that fails to register the name of a candidate, treasurer or political committee with the commission within the time allowed by section 1013-A, subsection 1 may be assessed a forfeiture of \$10. The commission shall determine whether a registration satisfies the requirements for timely filing under section 1013-A, subsection 1.

**2. Campaign finance reports.** A campaign finance report is not timely filed unless a properly signed or electronically submitted copy of the report, substantially conforming to the disclosure requirements of this subchapter, is received by the commission by 11:59 p.m. on the date it is due. Except as provided in subsection 7, the commission shall determine whether a report satisfies the requirements for timely filing. The commission may waive a penalty in whole or in part if the commission determines that the penalty is disproportionate to the size of the candidate's campaign, the level of experience of the candidate, treasurer or campaign staff or the harm suffered by the public from the late disclosure. The commission may waive the penalty in whole or in part if the commission determines the failure to file a timely report was due to mitigating circumstances. For purposes of this section, "mitigating circumstances" means:

- A. A valid emergency determined by the commission, in the interest of the sound administration of justice, to warrant the waiver of the penalty in whole or in part;

- B. An error by the commission staff;
- C. Failure to receive notice of the filing deadline; or
- D. Other circumstances determined by the commission that warrant mitigation of the penalty, based upon relevant evidence presented that a bona fide effort was made to file the report in accordance with the statutory requirements, including, but not limited to, unexplained delays in postal service or interruptions in Internet service.

**3. Municipal campaign finance reports.** Municipal campaign finance reports must be filed, subject to all the provisions of this subchapter, with the municipal clerk on forms prescribed by the Commission on Governmental Ethics and Election Practices. The municipal clerk shall send any notice of lateness required by subsection 6 and shall notify the commission of any late reports subject to a penalty.

**4. Basis for penalties. (REPEALED)**

**4-A. Basis for penalties.** The penalty for late filing of a report required under this subchapter is a percentage of the total contributions or expenditures for the filing period, whichever is greater, multiplied by the number of calendar days late, as follows:

- A. For the first violation, 2%;
- B. For the 2nd violation, 4%; and
- C. For the 3rd and subsequent violations, 6%.

Any penalty of less than \$10 is waived.

Violations accumulate on reports with filing deadlines in a two-year period that begins on January 1st of each even-numbered year. Waiver of a penalty does not nullify the finding of a violation.

A report required to be filed under this subchapter that is sent by certified or registered United States mail and postmarked at least 2 days before the deadline is not subject to penalty.

A registration or report may be provisionally filed by transmission of a facsimile copy of the duly executed report to the commission, as long as the facsimile copy is filed by the applicable deadline and an original of the same report is received by the commission within 5 calendar days thereafter.

**5. Maximum penalties. (REPEALED)**

**5-A. Maximum penalties.** Penalties assessed under this subchapter may not exceed:

A. Five thousand dollars for reports required under section 1017, subsection 2, paragraph B, C, D, E or H; section 1017, subsection 3-A, paragraph B, C, D, D-1 or F; and section 1017, subsection 4, except that if the financial activity reported late exceeds \$50,000, the maximum penalty is 100% of the amount reported late;

A-1. Five thousand dollars for reports required under section 1019 B, subsection 4, except that if the financial activity reported late exceeds \$50,000, the maximum penalty is 100% of the amount reported late;

B. Five thousand dollars for state party committee reports required under section 1017-A, subsection 4-A, paragraphs A, B, C and E, except that if the financial activity reported late exceeds \$50,000, the maximum penalty is 100% of the amount reported late;

C. One thousand dollars for reports required under section 1017, subsection 2, paragraphs A and F and section 1017, subsection 3-A, paragraphs A and E; or

D. Five hundred dollars for municipal, district and county committees for reports required under section 1017-A, subsection 4-B.

E. **(REPEALED)**

**6. Request for a commission determination.** If the commission staff finds that a candidate or political committee has failed to file a report required under this subchapter, the commission staff shall mail a notice to the candidate or political committee within 3 business days following the filing deadline informing the candidate or political committee that a report was not received. If a candidate or a political committee files a report required under this subchapter late, a notice of preliminary penalty must be sent to the candidate or political committee whose registration or campaign finance report was not received by 11:59 p.m. on the deadline date, informing the candidate or political committee of the staff finding of violation and preliminary penalty calculated under subsection 4-A and providing the candidate or political committee with an opportunity to request a determination by the commission. Any request for a determination must be made within 14 calendar days of receipt of the commission's notice. A candidate or political committee requesting a determination may either appear in person or designate a representative to appear on the candidate's or political committee's behalf or submit a sworn statement explaining the mitigating circumstances for consideration by the commission. A final determination by the commission may be appealed to the Superior Court in accordance with Title 5, chapter 375, subchapter 7 and the Maine Rules of Civil Procedure, Rule 80C.

**7. Final notice of penalty.** If a determination has been requested by the candidate or political committee and made by the commission, notice of the commission's final determination and the penalty, if any, imposed pursuant to this subchapter must be sent to the candidate and the political committee.

If a determination is not requested, the preliminary penalty calculated by the commission staff is final. The commission staff shall mail final notice of the penalty to the candidate and treasurer. A detailed summary of all notices must be provided to the commission.

**8. Failure to file report.** The commission shall notify a candidate who has failed to file a report required by this subchapter, in writing, informing the candidate of the requirement to file a report. The notice must be sent by certified mail. If a candidate fails to file a report after 2 notices have been sent by the commission, the commission shall send a final notice by certified mail informing the candidate of the requirement to file and that the matter may be referred to the Attorney General for criminal prosecution. A candidate who fails to file a report as required by this subchapter after the commission has sent the notices required by this subsection is guilty of a Class E crime.

**8-A. Penalties for failure to file report.** The penalty for failure to file a report required under this subchapter may not exceed the maximum penalties as provided in subsection 5-A.

**9. List of late-filing candidates.** The commission shall prepare a list of the names of candidates who are late in filing a report required under section 1017, subsection 2, paragraph C

or D or section 1017, subsection 3-A, paragraph B or C within 30 days of the date of the election and shall make that list available for public inspection.

**10. Enforcement.** A penalty assessed pursuant to this section that has not been paid in full within 30 days after issuance of a notice of the final determination may be enforced in accordance with section 1004-B.