



New York City Campaign Finance Board
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September 15, 2016

By First Class Mail and C-ACCESS

Francesca Castellanos



Mercedes Regalado



Francesca 2013
502 West 173rd Street, #2B
New York, NY 10032

FINAL BOARD DETERMINATION – EC2013 CAMPAIGN

The New York City Campaign Finance Board (“Board”), at a meeting held on September 15, 2016 made the following final determination concerning the Francesca Castellanos 2013 Campaign (“Campaign”):

Violations and Penalties

The Board determined that the Candidate, the Treasurer, and the Committee named above violated the New York City Campaign Finance Act (“Act”) and Board Rules and are jointly and severally liable for paying \$1,913 in penalties as follows:

1. A penalty of \$99 for failing to provide bank account statements. *See* Admin. Code §§ 3-703(1)(d), (g), (11); Board Rule 4-01(f). The Campaign failed to provide statements for its Popular Community Bank account from inception-present. The penalty was reduced from the Board’s penalty guidelines because of the size of the Campaign and the fact that it did not receive public funds.

Candidate ID Number: DT-P

2. A penalty of \$297 for failing to demonstrate compliance with reporting requirements for receipts or disbursements. *See* Admin. Code §§ 3-703(1)(d), (g), (6), (11), (12); Board Rules 1-09, 3-03(c), (d), (e), 4-01. The Campaign reported \$4,132.00 in receipts, but the bank statements account for \$6,090.55 in receipts, a difference of \$1,958.55 or -47%. The Campaign reported \$3,196.64 in disbursements, but the bank statements account for \$6,090.55 in disbursements, a difference of \$2,893.91 or -91%. The penalty was reduced from the Board's penalty guidelines because of the size of the Campaign and the fact that it did not receive public funds.
3. A penalty of \$41 for failing to demonstrate compliance with cash receipts reporting and documentation requirements. *See* Admin. Code §§ 3-703(1)(d), (g), (6), (10), (11), (12); Board Rules 1-04(a), (b), 2-06(a), 3-03(c), 4-01(a), (b)(1), (3), (f). The Campaign reported \$3,327 in cash receipts but the deposit slips account for \$4,162 in cash receipts, a difference of \$835 or -25.10%. The penalty was reduced from the Board's penalty guidelines because of the size of the Campaign and the fact that it did not receive public funds.
4. A penalty of \$10 for failing to report transactions. *See* Admin. Code §§ 3-703(1)(d), (g), (6), (11), (12); Board Rules 1-09, 3-03(c), (d), (e), 4-01. The Campaign failed to report 12 transactions that appeared on the bank statements. The penalty was reduced from the Board's penalty guidelines because of the size of the Campaign and the fact that it did not receive public funds.
5. A penalty of \$466 for failing to file and late filing of disclosure statements. *See* N.Y.C. Charter § 1052(a)(8); Admin. Code §§ 3-703(6), (12), 3-708(8); Board Rules 1-09, 3-02. The Campaign failed to file disclosure statements 12 and 16 and was late in filing disclosure statements 10 and 11. The penalty was reduced from the Board's penalty guidelines because of the size of the Campaign and the fact that it did not receive public funds.
6. A penalty of \$500 for failing to respond to the Initial Documentation Request. *See* Admin. Code §§ 3-703(1)(d), (g), (6), (11), (12), 3-708(5), 3-710(1); Board Rules 1-09(a), 4-01, 4-05(a). The response to the Initial Documentation Request was due on February 21, 2014, but the Campaign failed to respond.
7. A penalty of \$500 for failing to respond to the Draft Audit Report. *See* Admin. Code §§ 3-703(1)(d), (g), (6), (11), (12), 3-708(5), 3-710(1); Board Rules 1-09(a), 4-01, 4-05(a). The response to the Draft Audit Report was due on March 2, 2015, but the Campaign failed to respond.

The Board determined that the amount due is \$1,913.

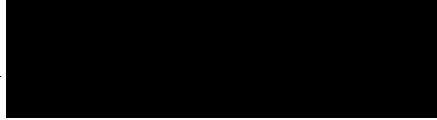
You must pay to the Board the full amount due of \$1,913 no later than **November 14, 2016**. Checks should be made payable to the "New York City Election Campaign Finance Fund," and mailed to the attention of Joseph Gallagher, Associate Counsel, New York City Campaign Finance Board, 100 Church Street, 12th Floor, New York, NY 10007 or delivered to the offices of the Board.

If the Board is not in receipt of the full \$1,913 by **November 14, 2016**, the candidate's name and the unpaid amount will be posted on the Board's Website and the Board may initiate a civil action against the Committee, the Candidate, and the Treasurer to compel payment. In addition, you will be ineligible for public funds in any future election until this debt is paid in full.

You may challenge this final determination, within four months, in the New York State Supreme Court pursuant to Article 78 of the Civil Practice Law and Rules.

If you need additional time to pay this amount or if you have any questions concerning this Final Board Determination, please contact Joseph Gallagher, Associate Counsel, at (212) 409-1865 or jgallagher@nyccfb.info.

Signature on Original



Sue Ellen Dodell
General Counsel

**NEW YORK CITY
CAMPAIGN FINANCE BOARD**

SED/JG