



**New York City Campaign Finance Board**  
100 Church Street, 12<sup>th</sup> Floor, New York, NY 10007  
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September 10, 2015

**By First Class Mail and C-ACCESS**

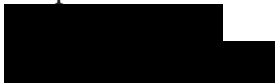
Jelani Mashariki



Kuzaliwa Campbell



People for Jelani



**FINAL BOARD DETERMINATION – EC2013 CAMPAIGN**

The New York City Campaign Finance Board (“Board”), at a meeting held on September 10, 2015, made the following final determination concerning the Jelani Mashariki 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 \$1,619 in penalties as follows:

1. A penalty of \$182 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 \$5,111.00 in cash receipts but the deposit slips the Campaign has provided only account for \$4,380.00 in cash receipts, a difference of \$731.00 or 14.30%.

**Candidate ID Number: 1607-P**

2. A penalty of \$1,287 for failing to demonstrate that spending was in furtherance of the campaign. *See* Admin. Code § 3-703(1)(l); Board Rule 1-04(c)(1), (e). The Campaign made an erroneous \$130 payment to a vendor on January 10, 2014. The Campaign failed to review its bank statements and activity for several months – from November 2013 to January 2014 – during which \$5,020 was stolen from its bank account. The Campaign’s lack of internal controls prevented it from being able to recoup the \$5,020.

3. A penalty of \$100 for making impermissible post-election expenditures. *See* Admin. Code §§ 3-702(21)(a)(8), 3-703(1)(d), (g), (6), (11), 3-710(2)(c); Board Rules 1-03(a), 1-08(b), 5-03(e)(2). The Campaign made two post-election expenditures: \$30 to Mailchimp on November 14, 2013, and \$30 to Mailchimp on December 16, 2013, that due to the timing, amount, and/or purpose are improper.

4. A penalty of \$50 for late response 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 Campaign submitted its response to the Draft Audit Report one day late.

#### **Public Funds Calculation**

The Board determined that the Campaign must return Public Funds as follows:

<b>Type of Repayment<sup>1</sup></b>	<b>Amount</b>
1. Final Bank Balance	\$9,326.23
2. Qualified Expenditure Deficit	\$100

The Final Bank Balance Amount of \$9,326.23 is the largest amount. Accordingly, the Committee and Candidate named above will be responsible for repaying \$9,326.23.

**The Board determined that the amount due is \$10,945.23 (\$1,619 in penalties and \$9,326.23 in public funds).**

You must pay to the Board the full amount due of \$10,945.23 no later than **December 17, 2015**. Checks should be made payable to the “New York City Election Campaign Finance Fund,” and mailed to the attention of Mark Griffin, Associate Counsel, New York City Campaign Finance Board, 100 Church Street, 12<sup>th</sup> Floor, New York, NY 10007 or delivered to the offices of the Board.

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<sup>1</sup> For explanations of the types of repayments, see the Public Funds Notice sent to the Campaign on June 2, 2015.

If the Board is not in receipt of the full \$10,945.23 by **December 17, 2015**, 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 Candidate, the Treasurer and the Committee for the penalty amount and the Committee and the Candidate for the public funds amount. In addition, you will be ineligible for public funds in any future election until this debt is paid in full.

You may challenge a public funds calculation in a petition for Board reconsideration within thirty days of the date of the Final Audit Report as set forth in Board Rule 5-02(a). However, the Board will not consider the petition unless the Campaign submits new information and/or documentation and shows good cause for its previous failure to provide this information or documentation.

You may also 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 have any questions concerning this Final Board Determination, please contact Mark Griffin, Associate Counsel, at (212) 409-1863 or mgriffin@nyccfb.info.



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Sue Ellen Dodell  
General Counsel

**NEW YORK CITY  
CAMPAIGN FINANCE BOARD**

signature on original

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