



## **Summary of Final Board Determination**

### **Alicia Barksdale**

**Candidate, 2013, City Council District 7, Manhattan**

**Program participant: \$0 public funds received**

#### **1. Failing to provide bank/merchant account statements \$267**

Campaigns are required to provide copies of all bank and merchant account statements for accounts used for each election. *See* Admin. Code §§ 3-703(1)(d), (g), (11); Board Rule 4-01(f).

The Campaign failed to provide any statements for its PayPal account, or a copy of its merchant agreement with PayPal.

The Board assessed a penalty of \$267 for these violations.

#### **2. Failing to demonstrate compliance with cash receipts reporting and documentation requirements \$79**

Campaigns are required to report all cash receipts, deposit them into the bank account listed on the candidate's filer registration and/or certification, and provide the deposit slips for the account to the Board. *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 \$4,457 in cash receipts, but the deposit slips the Campaign provided show \$3,862 in cash receipts, a difference of \$595 (a variance of 13.35%).

The Board assessed a penalty of \$79 for this violation.

#### **3. Failing to demonstrate compliance with reporting requirements for disbursements \$535**

Campaigns are required to demonstrate compliance with the reporting requirements and are required to provide bank records, including bank statements and deposit slips. *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 \$4,547.87 in disbursements, but the bank statements the Campaign provided show \$9,806.48 in disbursements, a difference of \$5,258.61 (a variance of over 100%).

The Board assessed a penalty of \$535 for this violation.



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### **4. Accepting contributions from corporations, limited liability companies, or partnerships \$187**

Campaigns may not accept, either directly or by transfer, a campaign contribution or loan, or guarantee or other security for such loan, from any corporation, limited liability company (LLC), or partnership. *See* N.Y.C. Charter § 1052(a)(13); Admin. Code §§ 3-702(8), 3-703(1)(l); Board Rules 1-04(c)(1), (e), (g), 1-05.

The Campaign received a \$100 contribution from Functions, Inc. and a \$250 contribution from Paul Martin Attorney at Law, both of which it promptly refunded.

The Board assessed a penalty of \$187 for these violations.

### **5. Failing to respond to the Initial Documentation Request \$267**

Campaigns are required to maintain records, such as copies of checks, invoices, and bank records, to verify financial transactions reported in disclosure statements, and campaigns are required to provide such records to the Board upon request and to respond to specific questions regarding compliance with the Act and Rules. *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 failed to respond to the Initial Documentation Request.

The Board assessed a penalty of \$267 for this violation.

### **6. Late response to the Draft Audit Report \$133**

Campaigns are required to maintain records, such as copies of checks, invoices, and bank records, to verify financial transactions reported in disclosure statements, and campaigns are required to provide such records to the Board upon request and to respond to specific questions regarding compliance with the Act and Rules. *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 failed to respond to the Draft Audit Report. However, because the Campaign's response to the Penalty Notice substantively addressed major findings in the Draft Audit Report, the Campaign's submission is considered a late response to the Draft Audit Report.

The Board assessed a penalty of \$133 for this violation.