



## Summary of Final Board Determination

### **I. Dashia Imperiale**

Candidate, EC 2017, City Council District 1, Manhattan

Program participant: \$25,025 in public funds received

Naomi Peña, Treasurer of NY Warriors 4 Dashia

The Board determined that the Campaign failed to comply with the Campaign Finance Act and Board rules, and assessed violations and penalties as detailed below.

#### **1. Failing to report transactions \$59**

Campaigns are required to report all financial transactions in disclosure statements filed according to the schedule provided by the Board. *See* Admin. Code §§ 3-703(1)(d), (g), (6), (11), (12); Board Rules 1-09, 3-02, 3-03(a), (c), (d), (e), 4-01.

The Campaign failed to report transactions totaling \$2,974.59. <sup>4</sup>

The Board assessed total penalties of \$59 for these violations.

#### **2. Filing a late disclosure statement VNP**

Campaigns are required to file complete and timely disclosure statements on scheduled dates. *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 filed Disclosure Statement 16, originally due on January 16, 2018, on May 21, 2018, 125 days late. Filing a disclosure statement more than 30 days late is considered a failure to file.

The Board did not assess a penalty for this violation.

#### **3. Failing to demonstrate that spending was in furtherance of the campaign \$132**

Campaigns are required to demonstrate that all spending was in furtherance of the campaign. *See* Admin. Code §§ 3-702(21)(a), (b); 3-703(1)(d), (g), (6), (11); Board Rules 1-03(a), 1-08(p), 4-01(e). Expenditures for computer hardware, software, and other office technology purchased less than two weeks before the election are not presumed to be campaign related. *See* Admin. Code § 3-702(21)(a)(7).

The Campaign made expenditures totaling \$531.15 that it did not demonstrate were in furtherance of the campaign.

The Board assessed total penalties of \$132 for these violations.

**4. Failing to respond to the Draft Audit Report**

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 Board 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). Candidates who fail to respond to the Draft Audit Report may be subject to a penalty of up to 10% of total public funds received. *See* Admin. Code § 3-711(2)(b).

The Campaign received the Draft Audit Report (the “DAR”) on October 5, 2018 with a response due date of November 5, 2018. The Campaign requested and received four extensions to respond to the DAR, with a final response deadline of January 11, 2019. The Campaign failed to submit a response.

The Board assessed a penalty of \$1,442 for this violation.