



## Summary of Final Board Determination

**James Van Bramer**  
Candidate, 2017, City Council District 26  
Nonparticipant  
Karina De La Cruz, Treasurer of Van Bramer 2017

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

**1. Failing to report transactions \$154**

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), 3-719(1); Board Rules 1-09, 3-02, 3-03(a), (c), (d), (e), 4-01.

The Campaign failed to report transactions totaling \$7,716.17 (debits totaling \$7,596.67, and a credit in the amount of \$119.50) that appear on its bank statements.

The Board assessed total penalties of \$154 for these violations.

**2. Failing to demonstrate compliance with cash receipts reporting and documentation requirements \$165**

Campaigns are required to report all cash receipts, deposit them into the bank account listed on the candidate's filer registration and/or certification within ten business days of receipt, and provide the deposit slips for the account to the Board. *See* Admin. Code §§ 3-703(1)(d), (g), (6), (10), (11), (12), 3-719(1); Board Rules 1-04(a), (b), 2-06(a), 3-03(c), 4-01(a), (b)(1), (3), (f).

The Campaign reported \$1,825 in cash receipts, but the deposit slips provided only account for \$1,165 in cash receipts, a difference of \$660. This constitutes a variance of 36.16% between the cash receipts reported and documented by the Campaign.

The Board assessed a penalty of \$165 for this violation.

**3. Accepting over-the-limit contributions \$4,263**

Campaigns are prohibited from accepting contributions (monetary or in-kind) in excess of the applicable contribution limit. *See* Admin. Code §§ 3-702(8), 3-703(1)(f), (11), 3-719(2); Board Rules 1-04(c)(1), (h), 1-07(c). In addition, campaigns may not accept contributions in excess of the "doing business" contribution limits from individuals or entities that have business dealings with the City: \$250 (for candidates for City Council). *See* Admin. Code §§ 3-702(8), (18), (20), 3-703 (1-a), (1-b), 3-719(2); Board Rules 1-04(c)(1), (h).



## **Summary of Final Board Determination**

The Campaign accepted and untimely refunded contributions from seven individuals or entities in excess of the limit.

The Campaign accepted and failed to refund contributions totaling \$3,750 (\$1,000 over the limit) from an individual.

The Campaign accepted and untimely refunded contributions totaling \$300 (\$50 over the doing business limit) from an individual who was listed on the Doing Business Database (“DBDB”) at the time of the contributions. Additionally, the Campaign accepted contributions totaling \$500 (\$250 over the limit) from a second individual, and \$300 (\$50 over the limit) from a third individual, both of whom were listed on the DBDB at the time of the contributions and did not document refunds.

The Board assessed total penalties of \$4,263 for these violations.

### **4. Accepting a contribution from a limited liability company \$350**

Campaigns may not accept a campaign contribution 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), 3-719(2)(b); Board Rules 1-04(c)(1), (e), (g), 1-05.

The Campaign accepted and failed to refund a \$100 contribution from O. Gonzalez Properties LLC.

The Board assessed a penalty of \$350 for this violation.

### **5. Accepting contributions from unregistered political committees \$2,750**

Campaigns may not accept a contribution (monetary or in-kind) from a political committee unless the political committee is registered with the CFB or registers with the CFB within 10 days of receipt of the contribution. *See* Admin. Code §§ 3-702(11), 3-703(1)(k), 3-707, 3-719(2)(b); Board Rules 1-04(c)(1), (d), (g), 1-05.

The Campaign accepted a \$500 contribution from Sheet Metal Workers, an unregistered political committee, on April 25, 2017. The committee registered with the CFB on June 15, 2017, more than 10 days after the contribution.

The Campaign accepted and failed to refund contributions totaling \$1,750 from New York Admin Employees, an unregistered political committee.

The Board assessed total penalties of \$2,750 for these violations.