



Summary of Final Board Determination

Gale Brewer

Borough President, 2013 Transition and Inauguration Entity (“TIE”)

1. Accepting an over-the-limit donation.

No Penalty

TIEs are prohibited from accepting donations in excess of the applicable limit (\$3,500 for 2013 borough president TIEs). *See* Admin. Code §§ 3-801(2)(b), (4); Board Rules 11-04(b), (c), (d). “To the extent not repaid by the date of the candidate’s inauguration into office, a loan received by [a TIE] shall be deemed a donation...” Admin. Code § 3-801(4); *see also* Board Rule 11-04(d). Board Rule 11-04(g) allows an elected candidate to self-fund her TIE as long as the TIE does not accept donations from other sources.

Gale Brewer’s TIE accepted a loan from Brewer on January 10, 2014. This loan was issued after the Elected Candidate’s inauguration and it therefore constituted a donation to the TIE. Because the TIE had previously accepted donations from third parties and a \$3,500 donation from Brewer (on November 14, 2013), the full donation attributable to the January loan was in excess of the donation limit.

The Board did not assess a penalty for this violation.