



## Summary of Final Board Determination

**Robert Cornegy, Jr.**  
**Candidate, 2013, City Council District 36**  
**Program participant: \$160,878 in public funds received**

**1. Failing to provide bank account statements \$500**

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), 3-719(1); Board Rule 4-01(f). The Campaign did not provide statements for its Capital One bank account from May 2014 – present, and did not provide evidence that the bank account was closed.

The Board assessed a penalty of \$500 for this violation.

**2. Filing a late disclosure statement \$375**

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), 3-719(1); Board Rules 1-09, 3-02. The Campaign filed Disclosure Statement 5 155 days late.

The Board assessed a penalty of \$375 for this violation.

**3. Accepting an over-the-limit contribution No Penalty**

Campaigns are prohibited from accepting contributions 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); Board Rules 1-04(c)(1), (h).

The Campaign accepted a contribution in excess of the doing business limit and refunded the over-the-limit portion three days after the deadline.

The Board did not assess a penalty for this violation.

**4. Accepting a contribution from a corporation \$250**

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), 3-719(2)(b); Board Rules 1-04(c)(1), (e), (g), 1-05.

The Campaign accepted an in-kind contribution from Vanguard Independent Democratic



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Association, a corporation. The Campaign did not pay for the cost of production and distribution of a palm card, a portion of which featured the candidate. The cost of the Candidate's portion of the palm card is an in-kind contribution.

The Board assessed a penalty of \$250 for this violation.

### **5. Failing to document a transaction \$100**

Campaigns are required to document all financial transactions, including loans, in-kind contributions, and joint expenditures. *See* Admin. Code §§ 3-703(1)(d), (g), (11), (12), 3-715, 3-719(1)(b); Board Rules 1-09, 4-01(a), (c), (g), (k), 4-03. The Campaign did not report or document costs for a joint petition with another campaign.

The Board assessed a penalty of \$100 for this violation.

### **6. Failing to demonstrate that spending was in furtherance of the campaign \$100**

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), 4-01(e). The Campaign reported a \$300 advance from an individual, but did not provide documentation explaining how \$87.77 of that amount was spent.

The Board assessed a penalty of \$100 for this violation.

### **7. Making impermissible post-election expenditures \$225**

After an election and before repaying leftover campaign funds to the Board, participants may spend campaign funds only to pay campaign-related expenses incurred in the preceding election and for "routine activities involving nominal cost associated with winding up a campaign and responding to the post-election audit." *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 impermissible post-election expenditures totaling \$901.29. These included payments to Stamps.com and NationBuilder, as well as \$682.66 in unreported expenditures made after the last disclosure statement filing deadline.

The Board assessed a penalty of \$225 for these violations.