



Summary of Final Board Determination

Delvis Valdes

Candidate, EC2017, City Council District 38

Program participant: \$89,076 public funds received

Nereira Piranio, Treasurer of Friends of Friends of Delvis Valdes

The Board assessed violations and penalties as detailed below.

1. Failing to document transactions

\$201

Campaigns are required to document all financial transactions. *See* Admin. Code §§ 3-703(1)(d), (g), (11), (12), 3-715; Board Rules 1-09, 4-01(a), (c), (g), (k), 4-03. Campaigns that do not pay their proportional share of a joint expenditure may be deemed to have accepted an in-kind contribution from the other campaigns involved in that expenditure. *See* Admin. Code § 3-715; Board Rule 1-08(h).

The Campaign failed to document a \$500 payment to a campaign worker and failed to document the attribution of the cost of joint expenditures made with Sal 2017, Eisenbach 2017, and O'Hara for Judge.

The Board assessed total penalties of \$201 for these violations.

2. Accepting a contribution from a corporation

\$250

Campaigns may not accept a 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); Board Rules 1-04(c)(1), (e), (g), 1-05. In-kind contributions include goods or services donated to a candidate free of charge or at a special discount not available to others. *See* Admin. Code § 3-702(8); Board Rule 1-02. The requirement that campaigns maintain records of all fundraising events does not apply to activities on an individual's residential premises, provided that the cost of the activities does not exceed \$500 and do not constitute an in-kind contribution. *See* Board Rule 4-01(i).

The Campaign held a fundraiser at La Nueva Salsa De Hoy, a corporation registered in New York, and did not pay for the use of the space. Therefore, the Campaign accepted an in-kind contribution from a corporation.

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

3. Failing to demonstrate that spending was in furtherance of the campaign

\$274

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). If a campaign makes multiple expenditures for similar or duplicative services or equipment during the



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same time period, those expenditures may be subject to additional scrutiny. *See* CFB Advisory Opinion No. 2007-3 (March 7, 2007).

The Campaign failed to demonstrate that overpayments to ConEdison and Verizon totaling \$2,195.32 were in furtherance of the campaign.

The Board assessed total penalties of \$274 for these violations.