



**NOTICE OF PUBLIC MEETING  
AND POSSIBLE EXECUTIVE SESSION OF THE  
STATE OF ARIZONA  
CITIZENS CLEAN ELECTIONS COMMISSION**

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**Location:**       **Citizens Clean Elections Commission**  
**1616 West Adams, Suite 110**  
**Phoenix, Arizona 85007**

**Date:**           **Thursday, June 22, 2017**

**Time:**           **9:30 a. m.**

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the Commissioners of the Citizens Clean Elections Commission and the general public that the Citizens Clean Elections Commission will hold a regular meeting, which is open to the public on June 22, 2017. This meeting will be held at 9:30 a.m., at the Citizens Clean Elections Commission, 1616 West Adams, Suite 110, Phoenix, Arizona 85007. The meeting may be available for live streaming online at [www.livestream.com/cleanelections](http://www.livestream.com/cleanelections). Members of the Citizens Clean Elections Commission will attend either in person or by telephone, video, or internet conferencing.

The Commission may vote to go into executive session, which will not be open to the public, for the purpose of obtaining legal advice on any item listed on the agenda, pursuant to A.R.S. § 38-431.03 (A)(3). The Commission reserves the right at its discretion to address the agenda matters in an order different than outlined below.

The agenda for the meeting is as follows:

- I.       Call to Order.
- II.      Discussion and Possible Action on Commission Minutes for May 18, 2017 and June 12, 2017 meeting.
- III.     Discussion and Possible Action on Executive Director's Report.
- IV.     Discussion and Possible Action on 2017 Proposed Meeting Dates.
- V.      Discussion and Possible Action on the 5 Year Review Report submitted to Governor's Regulatory Review Council and Related Matters.

**The Commission may choose to go into executive session on item V for consultation with its attorneys regarding pending or contemplated litigation in order to consider its positions and instruct its attorneys.**  
**A.R.S. § 38-431.03(A)(4).**

- VI.     Discussion and Possible Action on Rule Amendment Proposals:
  - A.      Approved for Public Comment on Feb. 23

1. A.A.C. R2-20-702(B):
  - a) Option A – Ban on expenditures to political parties with clean elections funding.
  - b) Option B – Limit on expenditures to political parties of clean elections funding to voter information and political event fees.
  - c) Option C – Restriction of expenditures to political parties for campaign expenditures and additional documentation requirements.
2. A.A.C. R2-20-703.01 – Regulation of payments to Campaign Consultants by Participating candidates.

B. Proposed Rule Change - R2-20-402.01 – Random Audits of Participating Legislative Candidates

**The Commission may vote to go into executive session for the purpose of obtaining legal advice on Item VI of the agenda, pursuant to A.R.S. § 38-431.03 (A)(3).**

- VII. Discussion and possible action on Clean Elections Surcharge and related issues with the Arizona Administrative Office of the Courts

**The Commission may choose to go into executive session on Item VII for discussion or consultation with its attorneys to consider its position and instruct its attorneys regarding the public body's position regarding contracts, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation. A.R.S. § 38-431.03(A)(4).**

- VIII. Discussion and Possible Action on enforcement matter MUR17-01 – Jesus Rubalcava

- IX. Public Comment

This is the time for consideration of comments and suggestions from the public. Action taken as a result of public comment will be limited to directing staff to study the matter or rescheduling the matter for further consideration and decision at a later date or responding to criticism

- X. Adjournment.

This agenda is subject to change up to 24 hours prior to the meeting. A copy of the agenda background material provided to the Commission (with the exception of material relating to possible executive sessions) is available for public inspection at the Commission's office, 1616 West Adams, Suite 110, Phoenix, Arizona 85007.

Dated this 19<sup>th</sup> day of June, 2017.

Citizens Clean Elections Commission  
Thomas M. Collins, Executive Director

Any person with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting the Commission at (602) 364-3477. Requests should be made as early as possible to allow time to arrange accommodations.

THE STATE OF ARIZONA  
CITIZENS CLEAN ELECTIONS COMMISSION

REPORTER'S TRANSCRIPT OF PROCEEDINGS

Phoenix, Arizona

May 18, 2017

9:31 a.m.

COASH & COASH, INC.  
Court Reporting, Video & Videoconferencing  
1802 N. 7th Street, Phoenix, AZ 85006  
602-258-1440      staff@coashandcoash.com

By: Colette E. Ross, CR  
Certified Reporter  
Certificate No. 50658

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1 PUBLIC MEETING BEFORE THE CITIZENS CLEAN ELECTIONS  
2 COMMISSION convened at 9:31 a.m. on May 18, 2017, at the  
3 State of Arizona, Clean Elections Commission, 1616 West  
4 Adams, Conference Room, Phoenix, Arizona, commencing in  
5 the presence of the following board members:  
6  
7 Mr. Steve M. Titla, Chairperson  
8 Mr. Mark S. Kimble  
9 Ms. Amy B. Chan  
10 Mr. Galen D. Paton  
11  
12 OTHERS PRESENT  
13 Thomas M. Collins, Executive Director  
14 Paula Thomas, Executive Officer  
15 Sara Larsen, Financial Affairs Officer  
16 Mike Becker, Policy Director  
17 Alec Shaffer, Web Content Manager  
18 Amy Jicha, Legal Admin and VE Intern  
19 Joseph N. Roth, Osborn Maledon (telephonic)  
20 Joseph La Rue, Attorney General's Office  
21 Dana Walton, ADLCC  
22 Rhonda Barnes, House  
23 Joel Edman, AZ Advocacy Network  
24 Christina Caviglia, Riester  
25 Talei Hornback, Riester  
Jill Foley, Fester & Chapman  
Kevin Camberg, Fester & Chapman  
Jesus Rubalcava, Representative, Dist. 4 (telephonic)  
Joseph Kanefield, Ballard Sphar  
Chase Bales, Ballard Sphar  
Athena Salmon, Representative, Dist. 26  
Isela Blanc, Representative, Dist. 26  
Juan Mendez, Senator, Dist. 26

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1 CHAIRMAN TITLA: At this time why don't we call  
2 the meeting to order.  
3 This is the Citizens Clean Elections Commission  
4 meeting, Thursday, May 18th, 9:30 a.m. We have an agenda  
5 here. So we have, I, call to order, and we have done  
6 that.  
7 II, discussion and possible action on Commission  
8 minutes for April 20, 2017 and April 27, 2017.  
9 COMMISSIONER KIMBLE: Mr. Chairman.  
10 CHAIRMAN TITLA: Commissioner.  
11 COMMISSIONER KIMBLE: I move we approve the  
12 minutes for the meetings of April 20th, 2017 and April 27,  
13 2017.  
14 CHAIRMAN TITLA: Okay. There is a motion. Is  
15 there a second?  
16 COMMISSIONER PATON: Second.  
17 CHAIRMAN TITLA: Okay. We have got a second.  
18 All in favor say eye.  
19 (A chorus of ayes.)  
20 CHAIRMAN TITLA: Opposed.  
21 (No response.)  
22 CHAIRMAN TITLA: Abstained.  
23 (No response.)  
24 CHAIRMAN TITLA: Motion passed unanimously.  
25 So next we go to the Executive Director's

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1 report.  
2 MR. COLLINS: Yes. Mr. Chairman, Commissioners,  
3 real briefly on the Executive Director's report, you will  
4 find a couple items.  
5 We do have elections this past week. We had  
6 jurisdictional elections. We had a number of cities and  
7 towns. We have been doing some, we have been doing  
8 some -- we have done some work with them in providing  
9 information about that.  
10 We are working on putting together our July 13th  
11 roundtable event. And we are excited to announce that the  
12 keynote speaker for that event is going to be Jaime Casap,  
13 who is the chief education evangelist for Google, which  
14 is, which should be a really interesting presentation. He  
15 is an impressive guy, featured in the New York Times this  
16 Sunday in fact. So I am pretty pleased to have him coming  
17 to talk to us about engaging folks and the election  
18 officials and stakeholders that we will have at that  
19 event.  
20 I wanted to get a couple of real quick points.  
21 The Legacy Foundation Action Fund matter at the Arizona  
22 Supreme Court, we filed and Legacy Foundation filed their  
23 supplemental, we both filed our supplemental briefs  
24 simultaneously on Friday. Those are attached for your  
25 review. And the oral argument is currently scheduled for

09:34:52-09:36:19 Page 5

1 September 11th. That issue principally has to do with  
2 whether or not, you know, Legacy Foundation can get back  
3 into court, having failed to take action within the time  
4 allotted for their appeal of the administrative order.  
5 A couple of other news items I just want to real  
6 quickly mention before we move on to page 2. You know,  
7 the Republic has reported that the County Recorder's  
8 Office has begun processing state voter registration forms  
9 that may not have provided proof of citizenship on them as  
10 statute appears to require. There is a link in your  
11 materials which you can read the story at your, at your  
12 leisure. I will mention that, you know, why does that  
13 matter to clean elections, it is really for, two reasons.  
14 One, under current thinking of the -- well, I  
15 shouldn't say current. Under the thinking of the  
16 Secretary of State's Office and the Attorney General's  
17 Office, heretofore, a person who uses a state form that  
18 did not provide proof of citizenship wasn't eligible to  
19 sign a candidate petition or give a qualifying  
20 contribution. So how this plays into that will be of some  
21 importance.  
22 Additionally, from a voter education perspective  
23 is, if we are going to have one county that does things  
24 one way and it is not clear what the other counties are  
25 going to do, we are going to want to be able to be

<p>09:36:38-09:38:01 Page 6</p> <p>1 consistent about what we tell folks what they are required 2 to bring as far as voter registration requirements. 3 We right now operate in a bifurcated system 4 where, because as a result of a federal litigation, folks 5 who use the federal postcard form promulgated by the 6 Election Assistance Commission, which requires them to 7 attest to their citizenship, are registered for federal 8 elections but not for state elections. And so there is a 9 bifurcated process there. 10 What the Recorder in Maricopa County is doing, 11 at least according to the news reports, is adopting a 12 position that he can use a state form, which is a 13 different form and not a form that was subject to 14 litigation I just described, or that we defended, I should 15 say, in the litigation I just described -- and by we I 16 mean when I was at the AG's office -- and looking up and 17 sort of checking and seeing if those folks are in fact 18 citizens. 19 The legal issue, as I described as briefly as I 20 could in the note there, is A.R.S. 166 -- A.R.S. 16-166 21 says that if sufficient proof or evidence is not provided, 22 the County Recorder is to reject that. So there is a 23 question about whether or not -- you know, what does that 24 mean and what flexibility is there. So, you know, we do 25 have something to keep our eye on.</p>	<p>09:39:46-09:41:14 Page 8</p> <p>1 filed on that. You know, we will keep you updated to the 2 extent that's something that is of interest to you all as 3 we go forward. 4 But that's the news, as it were. Unless anyone 5 has any questions, that completes my report. 6 CHAIRMAN TITLA: Commissioners, any questions 7 for Director Collins? 8 (No response.) 9 CHAIRMAN TITLA: Director Collins, I have a 10 question for you. You write in your report that Recorder 11 Fontes is exploring going through mail only elections -- 12 MR. COLLINS: Sure. 13 CHAIRMAN TITLA: -- in 2017. Are there other 14 jurisdictions that follow that procedure? 15 MR. COLLINS: Mr. Chairman, Commissioners, so as 16 you can see from the earlier part of the report, some 17 jurisdictions are already in all mail elections. The 18 Recorder's Office has been building towards -- Mr. Fontes 19 made an announcement about this on television about, I 20 want to say, a month and a half ago that he would like to 21 see Maricopa County go to all mail elections. Gina and 22 Alec and I attended an informational session with the 23 Recorder's Office last week on that. And I think that we 24 are talking about 2017. So they are still in the process 25 of, in Maricopa, of ascertaining how many, how many</p>
<p>09:38:19-09:39:32 Page 7</p> <p>1 I will note since this was produced, the League 2 of Women of Voters, Rivko, can't be here today but wanted 3 me to mention to you that the League believes that what 4 Recorder Fontes is doing is appropriate. We haven't taken 5 a position on it. I have -- you can read the story and 6 see where different attorneys are, you know. I certainly 7 have my experience from when I worked on this issue at the 8 AG's office, and others of course who have worked on this 9 issue may have their views, but that's in flux. 10 I also added late, you will see in the back of 11 your packet, a note about a story that came out about the 12 legal standard for initiative petitions, which I think we 13 will want to keep our eye on. Although the Commission 14 itself is not in the process of doing initiatives, we do 15 come out of an initiative. And the legislature passed the 16 law this past year that says that initiative petitions 17 will be reviewed under what is called a strict compliance 18 standard. 19 That standard means that basically, to 20 oversimplify, any error in the process would result 21 potentially in those petitions or certain sheets being 22 tossed out. It is a different standard that applies to 23 candidate petitions. And it is the same standard that 24 applies to referendum petitions and, I believe, recall 25 petitions. So there is some litigation that has been</p>	<p>09:41:35-09:43:05 Page 9</p> <p>1 jurisdictions are affected. 2 And what mail only really means is not so much 3 that you have to mail back your ballot but it will simply 4 mean that, you know, you will have essentially ballot 5 centers where you would deliver your early ballot to a, to 6 a fixed location in addition to mail it. So right now, 7 you know, all of, a really high percentage, I don't have 8 an exact figure but somewhere in the, around 80 percent of 9 folks, are, you know, participate by mail in some way, 10 either because they vote their ballot and mail it back or 11 they vote their ballot and bring it to a ballot polling 12 place on election day. The contours of this plan on a 13 countywide basis would be to create ballot centers where 14 folks who have gotten their ballots could come in and drop 15 them off in addition to having the option to mail them in, 16 which they always have. 17 So we are there in part because, like any 18 jurisdiction, we try to supplement the voter education 19 efforts that they make and so, you know, we have -- we 20 will be, as the county, like all jurisdictions go through, 21 sort of fleshing this out. We will be working to see how 22 we can, on a cost efficient basis, ensure that folks have, 23 you know, good information about how this is going to work 24 and whether or not it is going to -- and how they can get 25 their ballot back and counted.</p>

<p>09:43:23-09:44:25 Page 10</p> <p>1 We are not really in a posture to take a 2 position on how the Recorder or the individual 3 jurisdictions want to run their elections. You know, 4 Phoenix, for example, runs its own election system, you 5 know, separately. That's not really our interest or role. 6 Our role is more in terms of ensuring that whatever 7 jurisdictions are doing, you know, we are ensuring that 8 our voter education materials are, you know, consistent 9 with that so folks are getting good information and have a 10 source that they can go to that gives accurate 11 information. 12 So we are tracking that and in conversations 13 with them related to that. And we will see how that goes 14 moving forward. 15 CHAIRMAN TITLA: Thank you, Mr. Collins. 16 COMMISSIONER PATON: Mr. Chairman, I have a 17 question. 18 CHAIRMAN TITLA: Commissioner Paton. 19 COMMISSIONER PATON: So I presume the reason for 20 this is cost efficiency. 21 MR. COLLINS: Yeah. Mr. Chairman, Commissioner 22 Paton, I believe that's right. I think that, if you can 23 get to a place where you have, where you have ballot 24 centers that are effective and laid out in a way that 25 are -- that works for voters, you should be able to see</p>	<p>09:46:23-09:47:14 Page 12</p> <p>1 You know, the manpower, person power associated with 2 manning those polling places is an issue. On the other 3 hand, you know, there are folks who believe that that's 4 just part of the process and ought to be. So we are right 5 now in a position where we are, again, weighing in on the 6 policy question. 7 COMMISSIONER PATON: So our, I mean our concern 8 is that it is fair for everybody. 9 MR. COLLINS: Right. Our concern, right, our 10 concern is voters get -- I am sorry. 11 Mr. Chairman, Commissioner Paton, our concern is 12 that, whatever happens in Maricopa County and statewide in 13 2017 that, when folks come to the Clean Elections website 14 or look at Clean Elections produced voter education 15 materials, that they are getting accurate information 16 about how they can vote in this election. 17 COMMISSIONER PATON: Thank you. 18 CHAIRMAN TITLA: Any further questions, 19 Commissioners? 20 (No response.) 21 CHAIRMAN TITLA: If not, why don't we go on to 22 the next item, IV, discussion and possible action and 23 final comprehensive audit approval of Jesus Rubalcava, 24 participating candidates for 2016 election cycle. 25 MR. COLLINS: Thank you, Mr. Chairman. And I</p>
<p>09:44:51-09:46:02 Page 11</p> <p>1 some cost savings as a county. 2 The 2017 is not a full scale, you know, 3 statewide election or consolidated election dates in 2017, 4 but they are not, you know, we are not talking about, you 5 know, sort of -- it is a good year, I mean if you are 6 going to do this quickly, which Recorder Fontes clearly is 7 doing in the sense that he has announced he wants to do 8 this and is moving forward in this calendar year, the 9 benefit of that is potentially cost savings. The benefit 10 of doing it in an election year that's off county, off 11 state is the scope should be lower to see if it, if it is 12 something that works, so... 13 COMMISSIONER PATON: Like the State of Oregon, I 14 believe, is all mail. 15 MR. COLLINS: That is correct. And over time, 16 you know, I think there is a sense, and I don't want to 17 speak for all of the county election officials because I 18 certainly can't, but my impression has been that, you 19 know, generally speaking, most county election directors 20 and recorders are favorably disposed towards mail 21 elections in one form or another because of the cost 22 savings. 23 If you think about precinct based elections, you 24 know, you are talking about deploying hundreds of machines 25 all over the place, and the equipment itself has costs.</p>	<p>09:47:30-09:48:58 Page 13</p> <p>1 will mention real quickly I believe Representative 2 Rubalcava is on the telephone. And he will be, I guess, 3 available to answer questions and/or talk to you in a 4 moment. 5 I wanted to preface my comments by saying, you 6 know, we have the auditors, independent auditors who 7 performed this audit are here, Kevin Camberg and Jill 8 Foley. They are here in the audience in case you have 9 technical questions about the audit itself. Sara is 10 obviously here and has been overseeing the audit. 11 Just to put the audit in context, after our 12 primary random audits, we had what we deemed were 13 sufficient questions about some of the accounting there to 14 do a full audit. The question before you today is 15 acceptance of the audit, which is really to say you accept 16 that the audit has been performed. There may be other 17 things that come out of this audit. But those are a 18 separate question that's not before you today. The 19 question before you is the audit itself. Any questions 20 you may have about it, there are other, there are other 21 issues that may develop out of this audit, but those 22 aren't in front of you today. 23 The way we felt the best way to proceed was to 24 review the audit on its own terms and then any subsequent 25 actions that, you know, I may recommend or may come up</p>

<p>09:49:18-09:50:29 Page 14</p> <p>1 with would be in a separate context. We believe that's 2 the most appropriate way to proceed. 3 I don't have very much to add beyond what Sara 4 has written in the memo, other than to say that, you know, 5 there are some issues with, well, accounting and inflows 6 and outflows into accounts, among other things. 7 Mr. Rubalcava had an opportunity to review this audit and 8 respond to it, and that response is incorporated into the 9 audit. 10 We are simply asking for you to approve the 11 audit. And I don't really have much to add beyond that. 12 If you have questions for either Mr. Camberg or Ms. Foley 13 or for Sara, they are here. And then, of course, I think 14 Mr. Rubalcava is on the line if he -- if you have 15 questions for him or if he wants to address the Commission 16 in some kind of way. 17 But, again, the issue here is not to do, or not 18 do a thing with respect to Mr. Rubalcava's status or in 19 any kind of -- but, rather, to just deal with the audit 20 itself, and other questions that may be implicit in this 21 audit will be dealt with in another process, another 22 proceeding. 23 CHAIRMAN TITLA: Commissioners, any questions? 24 COMMISSIONER PATON: Mr. Chairman. 25 CHAIRMAN TITLA: Commissioner Paton.</p>	<p>09:52:01-09:53:14 Page 16</p> <p>1 Director to file an internal complaint in an appropriate 2 time that then will get its own separate response from the 3 candidate or -- and then that would -- that, and then 4 assuming that happens, which it hasn't yet, that hasn't 5 been done -- 6 COMMISSIONER PATON: Correct. 7 MR. COLLINS: -- but assuming that that happens, 8 that candidate then has the right to, you know, respond to 9 an internal complaint to -- if that internal complaint 10 leads to a reason to believe memorandum, the candidate has 11 a right to appear at that proceeding and provide further 12 information. 13 Subsequent to that, there is, assuming that 14 there are three votes for reason to believe, there is an 15 investigative process, after which there is briefing 16 where, you know, where the Commission will be briefed, but 17 the candidate will have an opportunity to brief the 18 Commission. And that will be an independent decision by 19 the Commission. 20 Subsequent to that, if that were to, if that -- 21 if the Commission were to find probable cause and impose 22 penalties, the candidate has the opportunity to go to the 23 administrative office, administrative hearing office. 24 That then comes back to the Commission and subsequently it 25 goes to Superior Court.</p>
<p>09:50:42-09:51:33 Page 15</p> <p>1 COMMISSIONER PATON: So the auditors are here. 2 MR. COLLINS: Yes. 3 COMMISSIONER PATON: Would they be back at a 4 different time before any actions were taken? 5 I don't know the procedures for this. I mean 6 they are here. Maybe they -- is this appropriate for them 7 to say certain things about explaining it to us? I mean 8 there are pages and pages here. 9 MR. COLLINS: Right. 10 COMMISSIONER PATON: And of course I am not a 11 CPA. 12 MR. COLLINS: Fair. Mr. Chairman. 13 COMMISSIONER PATON: So I don't know what your, 14 the whole scheme of this is. 15 MR. COLLINS: No, fair question. 16 COMMISSIONER PATON: That's my concern, I guess. 17 MR. COLLINS: Fair question, Commissioner Paton 18 and -- Mr. Chairman, Commissioner Paton. The way I would 19 put it is like this. And I don't know if either Sara or 20 any of the others would want to talk about what the audit 21 process was. 22 The distinction I am trying to draw is between a 23 post audit, you know, putting aside this, any -- doesn't 24 matter. Let's talk about any candidate at this juncture 25 in the cycle. The statute puts the onus on the Executive</p>	<p>09:53:24-09:54:12 Page 17</p> <p>1 COMMISSIONER PATON: So I guess, Mr. Chairman, 2 if I may, I mean we have Mr. Rubalcava here. He made an 3 effort to get on the phone. 4 MR. COLLINS: Right. 5 COMMISSIONER PATON: And so at the very least, I 6 think we should hear from him. 7 MR. COLLINS: Sure. 8 COMMISSIONER PATON: And then if you don't think 9 it is needed for us to listen to the auditors now, then I 10 just think that, number one, the other Commissioners, if 11 we think that's a good idea to hear from them now -- 12 MR. COLLINS: Right, right. 13 COMMISSIONER PATON: -- but at the very least we 14 need to make the effort to listen to Mr. Rubalcava while 15 he is here. 16 MR. COLLINS: Mr. Chairman, Commissioner Paton, 17 I would agree with both of those things. In fact, if you 18 all are comfortable sort of talking about what the audit 19 process is, and then, Mr. Chairman, if you were to, you 20 know, turn it over to Mr. Rubalcava to make whatever 21 statement, I think we could do both those things so 22 everyone understands what an audit is, you know, what the 23 difference between an audit is and all these other 24 procedural steps I outlined for you. 25 COMMISSIONER PATON: All right. Thank you.</p>

<p>09:54:27-09:55:44 Page 18</p> <p>1 CHAIRMAN TITLA: Okay. Why dont we have Sara 2 start. 3 Sara, can you explain what you did. 4 MS. LARSEN: Good morning, Chairman, 5 Commissioners. So our independent auditors, Fester &amp; 6 Chapman, are here today. They conducted the primary 7 random audit of Mr. Rubalcava when he was selected, I 8 believe, last September. And because of the findings in 9 that audit that we presented to you, we had some concerns. 10 So we asked them to do a full audit, which was an 11 item-by-item review of the campaign finance reports and 12 bank statements. 13 So the audit is included in the summary that I 14 provided to you. And it is pretty in depth. I have also 15 done a fairly in depth memo on the background, the 16 summary, and any potential violations from the findings of 17 the auditors. And that memo was directed to you and to 18 Tom, because Tom is the one who has the ability, if he 19 sees fit, for any of those violations, to do an internal 20 complaint. 21 So right now it is just highlighting the things 22 that were found in the audit. And Jill Foley and Kevin 23 Camberg are here. They were the ones that had contact 24 with Mr. Rubalcava and requested the documentation from 25 him.</p>	<p>09:57:28-09:58:39 Page 20</p> <p>1 items over Christmas break where he had stored them at his 2 job at the school district. So this is more or less a 3 summary of his bank account activity for his campaign and 4 then a cross-referencing to what he reported on his 5 campaign finance reports. 6 And, you know, she really tied it together. We 7 just basically listed out everything that was in the 8 statements and summarized them and tried to categorize 9 them; although, with no support, they were possible 10 personal use or possible campaign use without support 11 behind it. So really what you have in our report is a 12 very comprehensive summary, but I believe Sara summarized 13 our large summary into something that's useable hopefully 14 for you. 15 CHAIRMAN TITLA: Any questions, Commissioners? 16 COMMISSIONER KIMBLE: Mr. Chairman. 17 CHAIRMAN TITLA: Commissioner Kimble. 18 COMMISSIONER KIMBLE: This is an overly 19 simplistic question from a non-CPA. But I have read this 20 several times. And I guess my bottom line question is: 21 Is there any evidence of campaign funds used for personal 22 noncampaign expenses, or are you unable to answer that 23 question because of the lack of records? 24 MR. CAMBERG: The latter. We really, I can't 25 really speak to it, other than we summarized what appears</p>
<p>09:56:00-09:57:09 Page 19</p> <p>1 No documentation was provided throughout this 2 process. So they utilized -- well, he did provide his 3 bank statements. So they utilized his bank statements and 4 campaign finance reports to ascertain which items had been 5 reported, which items had not been reported, which items 6 were potentially campaign expenses, even though there was 7 no documentation provided for those, and which items were 8 possibly personal use expenditures, and to really give us 9 an overview of what happened in the bank accounts. So 10 they did, they did that. 11 They did some pretty in depth spreadsheets and I 12 tried to provide a summary of that in my summary. But if 13 you have any questions, I am happy to answer those. 14 CHAIRMAN TITLA: Any questions for Sara, 15 Commissioners? 16 (No response.) 17 CHAIRMAN TITLA: Okay. Thank you, Sara. 18 And can we hear from Fester &amp; Chapman, PC? 19 MR. CAMBERG: Thank you, Mr. Chairman. 20 I don't have too much to add. She did a great 21 job of summarizing. Just the overall, normally we would 22 have done more work as far as there was no supporting 23 documentation. He wasn't, Mr. Rubalcava wasn't able to 24 locate the supporting documentation subsequent to -- as 25 you can see in his response, they had, someone moved his</p>	<p>09:59:00-09:59:46 Page 21</p> <p>1 to be campaign related and what appeared to not be in the 2 summary pages. But without the supporting documentation, 3 it is not a -- it is just our estimation; it is not based 4 on actual invoices. 5 COMMISSIONER CHAN: Mr. Chairman. 6 CHAIRMAN TITLA: Commissioner Chan. 7 COMMISSIONER CHAN: Mr. Chairman and -- I am 8 sorry. I do not know your name. 9 MR. CAMBERG: I am Kevin Camberg. 10 COMMISSIONER CHAN: Kevin Camberg, Mr. Camberg. 11 You know, I am not a CPA either. And I am just curious. 12 Have you participated in these types of audits before? I 13 wasn't sure if your firm had. You are the firm that does 14 these? 15 MR. CAMBERG: Yes, we have been engaged over 16 the years, the normal campaign audit. And we have had, I 17 think this is our second comprehensive audit that we have 18 completed over the years. 19 COMMISSIONER CHAN: Okay. Thank you. 20 And I don't know if this is actually a good 21 question for you or maybe for Sara, not to put anybody on 22 the spot too much. But, for example, in, and this is 23 actually from Sara's memo, which I think did pull 24 everything together beautifully, there are quite a few, I 25 think there are 16 noncampaign withdrawals that were</p>

<p>10:00:05-10:01:09 Page 22</p> <p>1 identified. And, again, you know, without support from 2 Mr. Rubalcava, it is difficult to know. But, for example, 3 just the overdraft fees, which is noted were numerous, 4 would those be considered a noncampaign expense or could 5 they ever be considered a campaign expense, do you know? 6 MR. CAMBERG: That's, statute would drive that. 7 Sara can speak to that. 8 MS. LARSEN: Chairman, Commissioner Chan, those 9 would be a noncampaign expenses. Participating candidates 10 are not required to go into debt, so having an overdraft 11 fee out of your bank account would make the assumption 12 that there was not funds in there to adequately support 13 whatever expenditure had been made. But without 14 documentation, again, for all the expenditures, it is hard 15 to align what was a campaign expense and what was a 16 personal expense. But I think that there are some fairly 17 obvious expenditures in there that would say that they 18 were personal expenditures rather than campaign 19 expenditures. 20 COMMISSIONER CHAN: Okay. 21 COMMISSIONER PATON: Are you going to continue? 22 COMMISSIONER CHAN: Well, Mr. Chairman, Sara, I 23 just wanted to say thank you. And I know today we are 24 just here voting on whether to accept the audit, and I 25 just was curious. Out of the 16 listed, you know,</p>	<p>10:02:52-10:03:44 Page 24</p> <p>1 on. 2 MR. COLLINS: Well, he came on early and then he 3 left. I don't know if he is going to come back or not. 4 CHAIRMAN TITLA: I thought he came on. Okay. 5 MR. COLLINS: He was on. 6 COMMISSIONER PATON: He was on and then he left. 7 CHAIRMAN TITLA: Excuse me. Go ahead. 8 MS. LARSEN: It's okay, thank you, Chairman. 9 Commissioner Paton, the \$9,209.72 that the 10 auditors found in the bank accounts, that was an amount 11 that was not reported on the campaign finance reports. So 12 we know that there was -- that's an aggregate of 13 expenditures that were made out of the bank account that 14 were not identifiable on the campaign finance reports. 15 So expenditures happened out of the campaign 16 bank account that were not reported. So that was a 17 failure to report. 18 COMMISSIONER PATON: But that amount is what we 19 are concerned about? Any other amounts? I guess I get 20 confused. 21 MS. LARSEN: So -- 22 COMMISSIONER PATON: Maybe I shouldn't be in the 23 weeds in here on all of this. I am just trying to 24 understand. 25 MR. COLLINS: If I could, Mr. Chairman,</p>
<p>10:01:28-10:02:43 Page 23</p> <p>1 noncampaign expenditures, I can see why we believe or you 2 believe or the CPAs believe they were noncampaign related, 3 because many of them are out-of-town, for example, trips. 4 It seems to be associated. And I don't want to get too 5 much into the nitty-gritty if, you know, if that's better 6 reserved for another time. But I just was curious about 7 that. 8 So thank you. And I am done. 9 CHAIRMAN TITLA: Commissioner Paton. 10 COMMISSIONER PATON: So I mean, as not being a 11 CPA and just trying to do math and so on, what it comes 12 down to is \$9,209 and change hasn't been found to be 13 documentation for it or campaign expenses. We have 14 documentation of the amount of money from clean elections, 15 is that correct, or -- I am on page 3 of your memorandum, 16 of the memorandum. 17 (A telephonic disturbance occurred.) 18 MS. LARSEN: Chairman, Commissioner Paton, the 19 \$9,000 -- 20 CHAIRMAN TITLA: Sara, one moment. 21 Mr. Rubalcava? 22 (No response.) 23 COMMISSIONER CHAN: I believe he left the 24 meeting, Mr. Chairman. 25 CHAIRMAN TITLA: Oh, he left? I thought he came</p>	<p>10:04:06-10:04:50 Page 25</p> <p>1 Commissioner Paton, I think the way I would summarize it 2 is this, that there are, based on what the auditors have 3 been unable to ascertain as final numbers, there are 4 substantial questions about virtually every expenditure, 5 whether they be campaign, personal or otherwise, that 6 occurred in this campaign. 7 COMMISSIONER PATON: So above, there are all 8 kinds of questions besides what I just asked. 9 (A telephonic disturbance occurred.) 10 CHAIRMAN TITLA: Do you have any more questions 11 for Sara, Commissioners? 12 (No response.) 13 CHAIRMAN TITLA: If not, I have a question 14 for -- 15 MS. THOMAS: Chairman, one moment, please. 16 Can you identify yourself from the phone, 17 please. 18 REPRESENTATIVE RUBALCAVA: Yes. This is 19 Representative Jesus Rubalcava. I dropped off and then I 20 just came back on. 21 MS. THOMAS: Okay. Thank you, sir. We are 22 still in session. One moment. 23 REPRESENTATIVE RUBALCAVA: Thank you. 24 CHAIRMAN TITLA: Commissioners, this is a 25 reminder this is just the beginning of the process. And</p>

<p>10:05:12-10:06:13 Page 26</p> <p>1 today we are asked to accept or not accept the audit, I 2 guess. And Mr. Rubalcava is on the line now, so he may 3 choose to respond or make a statement or, say, maybe 4 submit some needed documentation or something. 5 But we have a letter from Fester &amp; Chapman, PC, 6 dated April 28th, 2017. And the signature is Fester &amp; 7 Chapman, PC. Are you the one that signed it? 8 MR. CAMBERG: I am. 9 CHAIRMAN TITLA: You put Fester &amp; Chapman, PC? 10 MR. CAMBERG: We signed it with the name of our 11 firm, correct. 12 CHAIRMAN TITLA: Okay. And in the last, the 13 next to last paragraph you put down we were not engaged to 14 and did not conduct an examination, the objective of which 15 would be the expression of an opinion on the comprehensive 16 audit and review of the finance activity of Rubalcava for 17 House, is that correct? 18 MR. CAMBERG: Yes, because technically what we 19 are doing is an agreed upon procedure. It is not a 20 financial statement audit, and that's what that paragraph 21 is referring to. 22 CHAIRMAN TITLA: And, accordingly, you said that 23 we do express such an opinion, is that correct? 24 MR. CAMBERG: That's correct. 25 CHAIRMAN TITLA: So, additionally, you say that</p>	<p>10:07:49-10:08:50 Page 28</p> <p>1 So, essentially, under R2-20-406 you are 2 required to simply acknowledge the audit has been 3 completed. Actions to be taken subsequent that may be 4 based in part on the audit are handled pursuant to 5 R2-20-200 series. And that's referenced in R2-20-405. 6 So the approval is, in effect, to say that the 7 work was done and the subsequent actions that the 8 Commission may take via staff and itself are a jumping off 9 point that the rules contemplate after the acceptance of 10 the audit by the Commission and the forwarding the final 11 audit to the candidate after this meeting, assuming you 12 all approve it. 13 Does that make sense? 14 CHAIRMAN TITLA: Yeah. Thank you for the 15 clarification, Director Collins. 16 Anymore questions, Commissioners? 17 MR. CAMBERG: Mr. Chairman, I would just like to 18 add we don't give an opinion. We provide information. It 19 is for your -- the Commission to decide how to act upon 20 that information. 21 CHAIRMAN TITLA: Thank you. Now, in this 22 process that we are in, if you were engaged to conduct an 23 examination for an opinion, could you express an opinion? 24 MR. CAMBERG: Yes. That would be a different 25 engagement, but yeah, yes; although, it wouldn't be a</p>
<p>10:06:27-10:07:30 Page 27</p> <p>1 this report that you submitted to us today is intended 2 solely for the information and use of the Citizens Clean 3 Election Commission, is that correct? 4 MR. CAMBERG: That is correct. 5 CHAIRMAN TITLA: And it is not to be used for 6 any other purpose, is that correct? 7 MR. CAMBERG: Yes, because of the engagement, 8 how the engagement letter is worded. 9 CHAIRMAN TITLA: Okay. Now, based upon those 10 statements, how do we accept or not accept the document do 11 you think? 12 MR. CAMBERG: Well, it is intended for the 13 Commission's use. 14 MR. COLLINS: So if I may, Mr. Chairman. 15 CHAIRMAN TITLA: Okay. Director Collins. 16 MR. COLLINS: Mr. Chairman, pursuant to our 17 audit rules, following an audit report, the audit may 18 identify issues that weren't a referral for possible 19 enforcement procedures. That's what Sara's memo 20 essentially summarizes for my purposes. And then the 21 rules say the Commission will consider the final audit 22 report in an open meeting, which is what we are currently 23 doing. We are to provide the candidate with copies, which 24 we have done. And then following the approval of the 25 final audit report, we will forward it to the candidate.</p>	<p>10:09:07-10:09:45 Page 29</p> <p>1 financial statement. Audit opinion involves GAAP 2 financial statements -- 3 (Telephonic disturbance occurred.) 4 MR. CAMBERG: We could, to answer your question. 5 CHAIRMAN TITLA: Okay. Sounds like we are by 6 the ocean or something. 7 MR. CAMBERG: I think so. 8 COMMISSIONER CHAN: Mr. Chairman. 9 CHAIRMAN TITLA: Commissioner Chan. 10 COMMISSIONER CHAN: Perhaps prior to making a 11 motion to accept the audit, we could hear from 12 Mr. Rubalcava if he has any issue with what was contained 13 in the audit. 14 MR. COLLINS: Yeah, that would be a good idea. 15 It would also be helpful if he muted his phone. 16 MS. THOMAS: He is going to talk. 17 REPRESENTATIVE RUBALCAVA: Yes. 18 MR. COLLINS: Mr. Rubalcava, I think the 19 Chairman has given you the floor, if I am correct. 20 CHAIRMAN TITLA: Yes. 21 MR. COLLINS: Mr. Rubalcava, the floor is yours. 22 REPRESENTATIVE RUBALCAVA: Okay. Thank you. 23 So thank you, Chairman, and thank you, 24 Commissioners. 25 I wanted to basically just, well, thank -- you</p>

<p>10:10:08-10:11:33 Page 30</p> <p>1 know, that I have been working with the audit firm since 2 the primary audit with Jill Foley. And we have had plenty 3 of communication back and forth. 4 I did have a chance to review the final audit. 5 I didn't know whether I would be able to address the 6 Commission so I went ahead and wrote up a brief statement 7 of summary of what happened. As I mentioned in that 8 statement, there is -- I am not disputing the outcome of 9 the audit. And I do acknowledge and I am taking 10 responsibility that there was poor accounting and 11 practices during this campaign cycle. And there is, you 12 know, reasons that I explained in my response there as to 13 why one thing led to the next. 14 And so, you know, basically I wanted to make 15 myself available for you, you know, should you have any 16 questions. 17 I do understand now. I am learning the process 18 as we go along as well. I had never gone through anything 19 like this. And so I, you know, I just want to make myself 20 available should you have any questions, understanding now 21 that this is basically an approval of acknowledgment that 22 the audit has been completed. I thought there would be 23 other action taking place today. 24 CHAIRMAN TITLA: Any questions, Commissioners? 25 COMMISSIONER CHAN: Mr. Chairman.</p>	<p>10:12:44-10:13:54 Page 32</p> <p>1 Rubalcava. 2 Okay. We will go to the next item, discussion 3 of possible action on a five-year review report submitted 4 to Governor's Regulatory Review Council and related 5 matters. 6 Director Collins. 7 MR. COLLINS: Yes, Mr. Chairman. And I think 8 this can be brief. This is really just we are asking you 9 to approve the draft letter and draft report. 10 As you recall, at the, I don't know, two or 11 three, two GRRC meetings ago, I guess, the council 12 accepted in part and returned in part our five-year 13 report. This addresses the provisions that were returned 14 and also provides a cover letter explaining how we 15 believe -- you know, GRRC's counsel, Chris Klemmich, has 16 suggested that there is a substantial compliance standard 17 that might be applied. So we made an effort there in the 18 cover letter to articulate why putting aside our, you 19 know, reserving our procedural and substantive objections 20 to the actions that the council has taken, that 21 nevertheless the Commission has substantially complied 22 with what the council has asked for. 23 So we are simply asking that you, well, we are 24 asking you to approve the letter and the report to be 25 submitted after this meeting, probably tomorrow. If --</p>
<p>10:11:45-10:12:31 Page 31</p> <p>1 CHAIRMAN TITLA: Commissioner Chan. 2 COMMISSIONER CHAN: If Representative Rubalcava 3 doesn't dispute the audit, and the other Commissioners 4 don't have any questions, I would be comfortable, you 5 know, moving to accept the audit as it has been presented 6 to us today. 7 CHAIRMAN TITLA: Okay. There is a motion by 8 Commissioner Chan to accept the audit. Is there a second? 9 COMMISSIONER KIMBLE: I second it. 10 CHAIRMAN TITLA: Second by Commissioner Kimble. 11 All in favor say aye. 12 (A chorus of ayes.) 13 CHAIRMAN TITLA: Opposed. 14 (No response.) 15 CHAIRMAN TITLA: Abstained. 16 (No response.) 17 CHAIRMAN TITLA: Okay. The audit is accepted. 18 MR. COLLINS: And, Mr. Rubalcava, we will be in 19 touch with you with a final copy of this and any other 20 correspondence from us here in the next bit. 21 REPRESENTATIVE RUBALCAVA: Okay. 22 MR. COLLINS: So you are free to go. 23 REPRESENTATIVE RUBALCAVA: I appreciate it. 24 Thank you, Chairman. Thank you, Commissioners. 25 CHAIRMAN TITLA: Okay, thank you, Representative</p>	<p>10:14:12-10:14:55 Page 33</p> <p>1 you know, either way we are going to submit something. It 2 would be better to have you approve it, but if you don't 3 approve it, this is what we are submitting. 4 CHAIRMAN TITLA: Commissioners, any questions? 5 MR. COLLINS: Unless, well, unless you object, 6 unless you object. I mean absent an objection, this is 7 what we plan to submit, I guess would be a better way of 8 putting that. 9 CHAIRMAN TITLA: Okay. Any questions for the 10 director? 11 COMMISSIONER PATON: No questions. 12 CHAIRMAN TITLA: Okay. He is asking us to 13 approve the letter as submitted in our documentation. 14 MR. COLLINS: That's correct. That's correct. 15 That's correct, Chairman Titla. 16 COMMISSIONER KIMBLE: Mr. Chairman. 17 CHAIRMAN TITLA: Commissioner Kimble. 18 COMMISSIONER KIMBLE: I move we approve the 19 response to the Governor's Regulatory Review Council. 20 COMMISSIONER PATON: Okay. 21 CHAIRMAN TITLA: Okay. There is a motion by 22 Commissioner Kimble to approve the letter and report as 23 submitted in our documentation by the Director Collins. 24 Is there a second? 25 COMMISSIONER CHAN: I will second that,</p>

<p>10:15:01-10:15:57 Page 34</p> <p>1 Mr. Chairman. 2 CHAIRMAN TITLA: Second by Commissioner Chan. 3 So we will have a vote. 4 All in favor say aye. 5 (A chorus of ayes.) 6 CHAIRMAN TITLA: Opposed. 7 (No response.) 8 CHAIRMAN TITLA: Any abstained. 9 (No response.) 10 CHAIRMAN TITLA: The motion passes. It is 11 approved for submittal, Director Collins. 12 MR. COLLINS: Thank you. 13 CHAIRMAN TITLA: Okay. The next item is VI, 14 Item VI, discussion and possible action on rule amendment 15 proposals approved for public comment on February 23rd: 16 A. A.A.C. R2-20-702(B). And we have options 17 here. 18 Option 1. Option A, ban on expenditures to 19 political parties with clean elections funding. 20 2. Option B, limit on expenditures 21 political parties of clean elections funding to voter 22 information and political event fees. 23 3. Option C, restriction of expenditures to 24 political parties for campaign expenditures and additional 25 documentation requirements.</p>	<p>10:17:40-10:18:47 Page 36</p> <p>1 come and testify on this. So we do want to make sure that 2 they are heard on the record and get that, get that into 3 the public record. 4 Again, the question, if you want to, out of 5 deference to Commissioner Meyer, wait until he is here to 6 vote, that is your discretion. 7 I will also say one other caveat is that, 8 because these rules are tailored to clean elections 9 funding, they cannot affect anyone's use of seed money or 10 other contributions that they are receiving that are 11 permitted that are not clean funding. And what that means 12 is that, if you were to vote and it wasn't unanimous, it 13 wouldn't be effective until January 1, but no one will be 14 receiving clean money until January 1. So there is no 15 prejudice to anyone if there is not a vote today. 16 So all that having been said, I think it is 17 imperative that the folks who are here, particularly the 18 state representatives who are here, have taken time out of 19 their day to testify are here and can talk to you, and you 20 can engage with them about their opinions about this, and 21 then we have that on the record going forward. And then 22 at that point you all can make, you know, a judgment among 23 yourselves about how you want to proceed in view of 24 Commissioner Meyer's absence. If you want to proceed 25 today, tomorrow, that's really a discussion for you all to</p>
<p>10:16:12-10:17:27 Page 35</p> <p>1 Mr. Collins. 2 MR. COLLINS: Yes. Chairman Titla, I want to 3 preface this in a couple different ways. First, as is 4 apparent, Commissioner Meyer was unable to attend today's 5 meeting because of a conflict that was unmovable. So two 6 thoughts. 7 One, it is really your discretion in terms of 8 the, as the Commission, to adopt or not adopt these rules 9 today. The way the statute works is we have to circulate 10 them for 60 days. But that doesn't mean after 60 days, 11 you know, you must vote on them or not vote on them. So 12 if it is the Commission's judgment to not -- to wait until 13 Commissioner Meyer is available, that's reasonable. 14 However, that having been said, we have at least 15 one, two, three, four, five people here who do want to 16 testify on these rules. And we haven't gotten a lot of 17 written public comments, so this will be the bulk of our 18 public comment. And I think that what we want to do, 19 whether we vote on this today, is get that public comment, 20 make sure you all have it, if you don't vote on it today, 21 give you time to digest it. We will also have minutes for 22 you for you to review before the next meeting. 23 So we have three representatives from the House 24 of Representatives who are here -- or two or three -- two 25 representatives who have taken time out of their day to</p>	<p>10:19:04-10:20:24 Page 37</p> <p>1 make. 2 And then obviously there are policy decisions 3 within the A, B, and C choices for party interaction. 4 Just to -- the 30,000 foot view is A is sort of a ban on 5 the use of clean money with parties. B is a, you know, 6 mailing lists and admissions to events at \$200 or less. 7 And then C is a different approach, a more comprehensive 8 approach that essentially creates a prophylactic for both 9 candidates and, frankly, party, and we have the exact same 10 language for consultants, to ensure that folks are 11 documenting things and have something to hold over their, 12 whether through their consultant or a party staffer that 13 they are paying for services to say, look, we need to have 14 this documented so that, you know, when and if, you know, 15 there is an audit, you have, hey, boom, here it is, here 16 is what we got, here is what we paid, here is what it is. 17 So there are three, under the party issue, there are three 18 distinct approaches. 19 And then the third one is paralleled with the 20 consultant approach, because, in my personal view, 21 different -- Commissioners may have different views about 22 this, but my personal view is that a consultant with 23 multiple candidates under his or her umbrella is not 24 different substantially from a party with multiple 25 candidates under his or her umbrella because of the</p>

<p>10:20:44-10:21:42 Page 38</p> <p>1 ability to -- to the same issues with respect to is money 2 going here, there, or anywhere is going to happen. Not 3 everyone may share that view, but, practically speaking, 4 once you have one entity that everybody is working with, 5 you know, you have got, you have similar issues. Now, 6 different people have different views about what parties 7 are, and that's a separate question, so... 8 That's all my preface. So I would, 9 Mr. Chairman, recommend, if you are comfortable with this, 10 turn -- you know, we have four or five people to testify. 11 And, you know, you are free to ask them questions about, 12 you know, what they think and what their -- I don't -- you 13 know, what their positions are on things. And then we can 14 go from there, if that works for you. 15 CHAIRMAN TITLA: Okay. If it is okay with the 16 Commissioners, I would suggest that we hear from these 17 people. And we have a couple representatives. Why don't 18 we hear from the honorable representatives then. 19 Can you identify yourself for the record. 20 REPRESENTATIVE SALMON: Thank you. 21 Representative Athena Salmon from District 26. 22 I want to note that Representative Isela Blanc 23 from District 26 was here to testify as well. She had a 24 House administrative committee hearing that she had to 25 step out to. But this is something that she also is</p>	<p>10:23:19-10:24:30 Page 40</p> <p>1 I know that, you know, it is, that the 2 Commission could or could not argue, that the seed money 3 is technically private money since that's not coming from 4 public funds. But when I use the party services, which I 5 did use services rendered by the party, I used the voter 6 file purchased by the party in an app that the party had 7 to help digest that information, that made our canvass or 8 door-to-door efforts incredibly successful to have that on 9 us. 10 But the seed money, as it stands, has to be 11 spent in the primary election. So going on into the 12 general election, I would have no, I guess you could say, 13 seed funds and private funds to be able to contract and 14 have some services provided by my party. Specifically 15 that's when, the general election, that's when I use party 16 services. 17 The firm that we worked with in the primary 18 election had just enough capacity to help us over the hump 19 for the primary elections, but when the general election 20 came and you have all these other ballot priorities and 21 candidates, they could not work with us. The only vendor 22 that we had that we trusted and knew would provide a 23 quality product when promoting myself as a candidate for 24 District 26 was the party. And they did a phenomenal job. 25 They helped us reach doors that we just could not reach on</p>
<p>10:21:59-10:23:05 Page 39</p> <p>1 concerned and watching. 2 So after reviewing the three rules, I want to 3 make it very clear that if Option A or Option B were to 4 pass, if the Commission were to adopt these rules, I would 5 have to seriously reconsider whether or not I would run as 6 a clean elections candidate in the future. 7 For me clean elections was not only the most 8 viable choice, it was the choice that most closely aligned 9 with my ideology. I believe that elections and candidates 10 and elected officials should be advocating for the public, 11 should be focused on the voters in their district. And 12 that's what clean elections empowered me to do. 13 In my race, I spent my time fundraising, talking 14 to my voters, asking for the small dollar contributions. 15 My district fortunately has been electing clean election 16 candidates for the past ten years, I guess going on to 11, 17 12, you know, in this upcoming cycle. So this is 18 something that, you know, you go to our meetings and 19 people ask are you running clean and something that our 20 voters value. 21 My fear with Option A and B is that cutting 22 ties, cutting me off as a candidate affiliated with the 23 Democratic party, cutting me off from my party's services, 24 the services that they can render, hinders my ability to 25 be a competitive candidate.</p>	<p>10:24:47-10:25:52 Page 41</p> <p>1 a volunteer basis. We needed paid staff to do that. And 2 for me, the background that I come is very, and the 3 campaigns I run, is very intensive on door-to-door, 4 face-to-face contact with voters. 5 And for me, Option C makes the most sense. My 6 only concern with Option C -- so, I am a fan of 7 transparency. That's the other thing that I think is 8 beautiful about clean elections. Because I get the 4,000 9 seed money, and then I get the 300 \$5 contributions, and 10 that's matched by, through clean election funding, every 11 single reporting period you don't have to worry about did 12 a PAC just drop a check right before the deadline. So you 13 don't know. Right? Like it is very transparent. People, 14 my voters know this reporting deadline doesn't matter 15 because she got her money clean. And to me that's very 16 important. 17 But Option C, so, makes the most sense because I 18 do believe in transparency. And I think we could improve 19 clean elections and the reporting processes. And I think 20 the public should know. Like if the public, if my voters, 21 if other people want to see like exactly how the money is 22 being spent, that's great. 23 My concern is I believe in there it talks about 24 when you can pay for services rendered. And during our 25 primary election, we did work with a small firm that</p>

<p>10:26:08-10:27:03 Page 42</p> <p>1 specializes in door-to-door contact voter engagement. And 2 had we not been able to pay them up front, they probably 3 couldn't have worked with us because they are a small 4 local business. 5 And so my concern right now is, with the warning 6 around that portion, I encourage you guys to relook at 7 that, because my fear is that a small Arizona local 8 business would not have the capacity or the means to work 9 with clean elections candidates in the future, which would 10 narrow our choices when we are trying to contract for 11 services with the vendors who are out there. 12 I feel like I covered most of my points. I am, 13 I will be here. I am open for questions right now. I 14 will be sitting here for the rest of this conversation, 15 so... 16 CHAIRMAN TITLA: Thank you, ma'am. 17 Any questions -- 18 COMMISSIONER PATON: I have. 19 CHAIRMAN TITLA: -- for the representative? 20 Commissioner Paton. 21 COMMISSIONER PATON: Thank you for your 22 presentation. 23 I guess my concern is when we had like ten 24 candidates all writing checks to a party, and this is 25 supposed to be independent money from the state, it</p>	<p>10:28:36-10:29:57 Page 44</p> <p>1 lot of time in that. 2 COMMISSIONER PATON: I am sorry. 3 REPRESENTATIVE SALMON: Yeah. 4 COMMISSIONER PATON: But the picture of writing 5 checks to a party of -- you are getting a certain amount 6 of money. And we saw candidates writing checks of 10-, 7 \$12,000 to a party. To me, just, it bothers me as far as 8 the independence of this, of the clean elections money. 9 I have been a part of campaigns before. And I 10 know in the instances that I have been a part of them, the 11 campaign chairman gets the accountants and whoever else 12 organizes these kinds of things. And it is separate from 13 the party, especially when you are in the primary. In the 14 primary, you know, the party doesn't really want to, you 15 know, back one instead of somebody else. 16 Do you understand my concern, I guess? 17 REPRESENTATIVE SALMON: Yeah, I know. 18 Absolutely. 19 So my campaign, I, I don't have the exact number 20 memorized. I think it was \$3600. So in terms of the 21 checks and candidates who wrote to the party, I wrote the 22 party, or the ADLCC -- no, the Democratic party, sorry -- 23 a 3600 check. But, and I can't speak for other 24 candidates, I can only speak for myself, but I was getting 25 services in return to further my candidacy and my</p>
<p>10:27:24-10:28:29 Page 43</p> <p>1 just -- I guess, why can't you just find a campaign 2 chairman and the other people that help the campaign 3 chairman separate from your party? I don't understand 4 that. 5 REPRESENTATIVE SALMON: So for me, I was my own 6 campaign chairman. And -- 7 COMMISSIONER PATON: That's hard. 8 REPRESENTATIVE SALMON: I did everything. 9 But I think the party already has the structure 10 in place. Because when you are, when you are running the 11 campaign that I am running, which is a field campaign, you 12 need someone. So you need like an organizer, and you need 13 organizers below the organizers who are then doing the 14 work in the community to bring in volunteers, to organize 15 and cut the list for the volunteers and the paid staff to 16 walk and knock on those doors, and someone to then go 17 through and call those people. And to build that 18 independently, that would, that would take a lot of time 19 out of my day as a candidate to try and build that from 20 scratch independently. And, so there would be an 21 inefficiency. And the most important thing in a campaign 22 is not money. The most important thing is the time. 23 So -- 24 COMMISSIONER PATON: But -- 25 REPRESENTATIVE SALMON: -- we would be losing a</p>	<p>10:30:14-10:31:16 Page 45</p> <p>1 campaign. 2 And I mean you could look at the data. You 3 compare 2012 to 2016, and voter turnout increased in my 4 district. And so, you know, there is indicators that what 5 was happening was what was supposed to happen, which was 6 people, organizers, canvassers going door to door and 7 talking about my candidacy and encouraging people to vote. 8 And so, for me, it doesn't -- if it is the party 9 that does it or if there is another firm that could be 10 more competitive and actually has a capacity to do it, I 11 just want the work done. And in my instance, it was the 12 party that was the most competitive and most viable 13 option. 14 And the other thing, too, that I would just add 15 is I ran as a Democrat. Like, so to separate clean 16 election candidates to start creating this arbitrary rule 17 that says, well, if you are running clean you can't use 18 the Democratic party services or the Republican party 19 services, then it further disincentivizes me from running 20 clean in the future because I am a Democrat. And when I 21 am at the legislature and the House of Representatives, I 22 caucus with the Democrats. 23 And so that is part of our political system. 24 And that's why I think it is important to still have that 25 as an option. It is not mandatory. Like I -- you know,</p>

<p>10:31:32-10:32:26 Page 46</p> <p>1 but it is in terms of the kind of campaign that I wanted 2 to run and the kind of impact I wanted to have in my 3 district, realizing that we needed to hire outside help 4 and seeing what was available, in my instance, in my 5 district, in my -- given the funding I had, working with 6 the Democratic party was the best choice. And I feel like 7 they did a really good job. 8 I think we are in this boat and we are here and 9 you guys are trying to address this, is we need more 10 transparency so that without a doubt you can say, oh, 11 like, okay, so that money went to hire an organizer and 12 two fellows and, you know, they said they were going to 13 recruit this many volunteers and target these many doors. 14 And I think that's fair. 15 You know, when we worked with a firm in our 16 primary that wasn't the party, we said this is how many 17 doors you can hit, or you are supposed to hit. I don't 18 have these numbers memorized. I apologize. And then 19 midway through, when they weren't reaching their goal, we 20 asked them to give us a refund. And they gave us a 21 refund, and then hit the rest of the doors that they were 22 supposed to hit. 23 So the accountability piece can be better. And 24 I think that's what you guys are trying to improve. But 25 to completely cut us off from the party resources, it just</p>	<p>10:34:11-10:35:15 Page 48</p> <p>1 REPRESENTATIVE SALMON: So I think it 2 is not make a -- "political party for services such as 3 consulting." 4 So maybe I misread it. Maybe, so does that -- 5 so let me ask for a clarification. If I am working with a 6 firm that isn't the party, I can do an advanced 7 placement -- or payment. 8 COMMISSIONER KIMBLE: I guess I will let 9 Mr. Collins respond. But I am asking if your concern is 10 about R2-20-703.01(C). 11 MR. COLLINS: So I can clarify this. 12 REPRESENTATIVE SALMON: Okay. 13 MR. COLLINS: The language is basically the 14 same. They are different because they are, at least as I 15 read it, they are different because of the way that we 16 broke down the rules in A, B, and C. 17 The upshot is, and we can clarify this without a 18 substantive change, that you can't advance money without a 19 receipt. So, in other words, let's assume you are 20 subscribing to a newspaper. You pay, you know, \$30 and 21 you are going to get the newspaper for a month. You get a 22 receipt that says you have subscribed to the newspaper for 23 a month. That's an advanced payment, but you have a 24 receipt that tells you what it is for. 25 And so if you read (C)(1) in 703.01 and (C)(2)</p>
<p>10:32:41-10:34:03 Page 47</p> <p>1 doesn't make sense, because I am running as a Democrat. 2 Why wouldn't I be able to use those resources if it is 3 going to further my candidacy? 4 COMMISSIONER KIMBLE: Mr. Chairman. 5 CHAIRMAN TITLA: Mr. Kimble. 6 COMMISSIONER KIMBLE: Representative, let me 7 make sure I understand your objection to the one point 8 that you raised about advanced payments. 9 So is this, and I will also ask Mr. Collins 10 about this, is this under the campaign consultants rule 11 that you are talking about, where it says a participating 12 candidate may not advance a campaign consultant for 13 services? Because I am also looking at the option, the 14 original Option C, a participating candidate may, and then 15 this talks about may not make an advanced payment to a 16 political party. 17 So your concern is about making advanced 18 payments to a campaign consultant? 19 REPRESENTATIVE SALMON: So I guess in general. 20 But I think it would have a -- if we were prohibited from 21 doing that, advance payment to the party, I mean the party 22 would probably figure it out, because they have just a lot 23 more scale. But for consultants, especially local firms, 24 they don't have that scale. So I think -- 25 COMMISSIONER KIMBLE: So you are --</p>	<p>10:35:38-10:37:00 Page 49</p> <p>1 together, not advance and only provide payments upon 2 receipt of an itemized, timely invoice, basically you 3 can't advance cash. You can get, you can buy ahead of 4 time provided you know what you are buying. 5 So if it is a thing like we are going to pay, 6 our view is, if you are going to pay for, I don't know, I 7 am going to buy, you know, a thousand mailers or whatever, 8 a thousand handbills, I don't have to have a handbill in 9 hand but I do have to have a receipt that says I have paid 10 for a thousand handbills. And then if it turns out you 11 don't get a thousand handbills, then the resulting 12 difference ought to be returned to you. That's the way we 13 intend the rule to operate. And that's what we think it 14 says. 15 If the language is confusing, we don't think it 16 would be a substantial change to, I don't think it would 17 be a substantial change to tweak that and make it clear if 18 folks wanted to for the next meeting. But that's, the 19 upshot is that what we don't want to have happen is, to 20 your point and to Commissioner Kimble's point, we don't 21 want to have -- and we fix a lot of this stuff in the 22 process of Sara's and Amy's and other desk reviewers of 23 the campaign, but we did have some, you know, some line 24 items and campaign finance reports that seemed very vague. 25 Those got fixed. And those also got, we got, you know,</p>

<p>10:37:18-10:38:11 Page 50</p> <p>1 sworn evidence about all those things in the enforcement 2 process. However, this would prevent that. It would say 3 you can't write a 12,000 line item for miscellaneous, 4 which you didn't do but was done and corrected. And you 5 would have to have what it is before you pay the money. 6 That's our goal. 7 COMMISSIONER KIMBLE: Whether that is from a 8 political committee or a private consultant. 9 MR. COLLINS: Right, right. It is like a 10 purchase order. Like we issue purchase orders here to our 11 marketing firm or to our auditing firm that says, you 12 know, this is how much, this is what you are going to do, 13 you are going to charge against this purchase order; if 14 there is an amount left over that you didn't use, then we 15 are not going to obviously pay you that or you are going 16 to give it back. We do the same thing with interagency 17 service agreements. We do it with the Attorney General's 18 Office. It is based on a pro rata basis. We advance 19 funds. They return funds when they haven't been used. 20 COMMISSIONER KIMBLE: Okay. So -- 21 MR. COLLINS: But it is all itemized in terms of 22 what the services are. 23 COMMISSIONER KIMBLE: Okay. So do you still 24 have problems with that with that clarification, or are 25 you okay with it?</p>	<p>10:39:25-10:40:33 Page 52</p> <p>1 on this today just because our other Commissioner is not 2 here. And, again, it is up to the Commission. But what I 3 would like to suggest is that we just make sure with 4 staff, I know we have gotten at least a couple of other, I 5 think, just members of the public who are considering 6 running clean who had thoughts on this, and I would of 7 course like to make sure that you and the other members 8 have your concerns addressed. 9 It sounds like with Commissioner Kimble's 10 questioning, we discovered that maybe we are on the same 11 page, that you maybe, even under this rule, could still 12 operate the way that you needed to. And my understanding 13 has been that, you know, especially when you are just 14 starting out, I think that candidates need the parties' 15 support. That's kind of what the parties do. I think 16 that what we were trying to do is solve a problem that we 17 saw as kind of a slush fund for the parties or the 18 consultants perhaps with kind of vague invoicing or 19 receipts. 20 So, but maybe if the other Commissioners are in 21 agreement, perhaps we could just ask staff to make sure 22 that we are addressing any concerns that you do have that 23 are outstanding and come back at our next meeting to 24 finalize these proposals, Mr. Chairman. 25 CHAIRMAN TITLA: Commissioners? Kimble?</p>
<p>10:38:20-10:39:10 Page 51</p> <p>1 REPRESENTATIVE SALMON: Yeah, the clarification 2 makes sense, and that's, I think, how things operate now. 3 MR. COLLINS: Yeah. 4 REPRESENTATIVE SALMON: So yeah. 5 COMMISSIONER KIMBLE: Okay. So you would not be 6 making a payment to either a political party or a 7 consultant without a bill or some itemized statement 8 saying this is what you are paying for ahead of time. 9 REPRESENTATIVE SALMON: That's correct. And to 10 me, that's really important, too, because otherwise you 11 don't have anything to hold them accountable to. 12 COMMISSIONER KIMBLE: Okay. 13 REPRESENTATIVE SALMON: So, you know, that, and 14 if that's how you put that in writing, then that makes 15 sense. And, yeah, I think that should be happening, 16 absolutely. 17 COMMISSIONER KIMBLE: Okay. Thank you. 18 CHAIRMAN TITLA: Commissioner Chan. 19 COMMISSIONER CHAN: Mr. Chairman, Representative 20 Salmon, thank you so much for being here. I know that 21 your time is so valuable, and I know we have another 22 elected member here, and I just really appreciate both of 23 your time to kind of provide us this feedback. 24 I think, I hope you guys wouldn't mind, I don't 25 know how the other Commissioners feel, if we didn't vote</p>	<p>10:40:42-10:42:01 Page 53</p> <p>1 COMMISSIONER KIMBLE: Well, I am supportive of 2 that, but I am also very interested in hearing from the 3 other people who have come here. 4 COMMISSIONER CHAN: Absolutely. 5 REPRESENTATIVE SALMON: Thank you. 6 CHAIRMAN TITLA: Representative, thank you for 7 your presentation. I really learned a lot. And this 8 feedback that you gave us was very good, because we just 9 look at the rules and review the rules, and without 10 feedback from yourself, a person like yourself in the 11 representative capacity, then we would be, I think, short 12 of information, so very good information. It sounds like 13 you run an intense grassroots campaign in your district. 14 And it sounds like you did a good job. You are here as an 15 elected representative. So congratulations. 16 But looking at the language, Director Collins, 17 it seems that it is kind of conflicting or vague to me, 18 and now that the representative has brought this out, 19 because if you look at R2-20-703.01(C)(1), it says that a 20 participating candidate may not advance a campaign 21 consultant for services such as consulting, 22 communications, and other advertising purchases and other 23 campaign services. So I am confused what not advance 24 means, not advance a campaign consultant. 25 And then (2) says that a participating candidate</p>

<p>10:42:15-10:43:25 Page 54</p> <p>1 may only provide payment for such services as described in 2 subsection (C)(1) of this rule upon receipt of an 3 itemized -- 4 MR. COLLINS: Sure. 5 CHAIRMAN TITLA: So I would suggest that we 6 clarify that not advance a campaign consultant. I don't 7 know what that means. 8 MR. COLLINS: Yes. Mr. Chairman, Commissioners, 9 I am of the view to, subject to correction by Mr. La Rue, 10 that that's, that that change, because of what we think 11 the language says, will not be a substantial change, would 12 be a technical change, and that we could do that for the 13 next meeting without any problem, without having to 14 recirculate for 60 days, is my view. 15 So that's, that, you know, we may hear 16 differently down the road, but provisionally I believe 17 that's a reason -- I mean for purposes of having all of 18 these rules in a form we want them, that's a, more of a 19 nuance change than a substantial change. And I think we 20 can do that well within our discretion and within the APA, 21 even though the APA doesn't apply to us. So I think 22 that's exactly the kind of change we can make for the next 23 meeting. 24 CHAIRMAN TITLA: Okay. And I agree with 25 Commissioner Chan, that we hold off on voting on this</p>	<p>10:45:17-10:46:34 Page 56</p> <p>1 that. 2 But I do want to speak to the idea that there is 3 this fine line of like -- I understand that I am taking 4 public money and that there is things I cannot do with it 5 and that I should not do. But part of what we are doing 6 with this is to empower the public to be a part of the 7 political process. And the political process is already 8 set up with parties. And so, to me, it feels like it is a 9 part of political speech, or like freedom of political 10 speech to declare what party we are working with. And, 11 but these objectives of part C would make everything a lot 12 clearer. 13 And so I believe -- I guess what I don't want to 14 see, though, is a discouraging of people from using clean 15 elections. And so we have already voiced how hard it is 16 to -- I mean vendors are not set up to even deal with 17 clean election candidates normally. They don't write 18 their plans to deal with clean election candidates. They 19 don't have their billing and checking set up to deal with 20 clean election candidates. So it is already an education 21 process for us as it is. And even with Option C we will 22 have to sit down and totally write the rules and have to 23 make sure that our vendors have the ability to do this. 24 And we will take on that, that responsibility. 25 So I mean I guess I just want to let you know</p>
<p>10:43:42-10:45:01 Page 55</p> <p>1 until Commissioner Meyer is here because he is an integral 2 part of our Commission and we can, I think, do that, if 3 that's okay. 4 Let's hear from the other representatives here. 5 REPRESENTATIVE MENDEZ: Hello. My name is Juan 6 Mendez. I am the state senator from District 26. 7 I don't want to reiterate too much of what my 8 counterpart in the House said, but I do want to speak to 9 some of the questions that were brought up. 10 I do welcome the change that people are 11 suggesting. That would make all this easier for me. I 12 guess I don't want to come up here and complain. But it 13 already is hard being a clean elections candidate in the 14 political reality that we have. And I understand what it 15 means to be clean. And I am really appreciative and 16 grateful for your stewardship of this program. It is -- 17 that's the only reason I would be, I am in office, is 18 because of this clean election system. 19 I think everybody should be, I believe everybody 20 should be running as a clean candidate so that we can 21 remove the impression of special-interest controlling 22 candidates. And so I do, I welcome, I mean I appreciate 23 your concern about the optics of what this looks like when 24 we cut checks and what the public can see. And so I do 25 think the transparency that comes in Option C will address</p>	<p>10:46:46-10:48:08 Page 57</p> <p>1 that I am happy with how we are going forward if Option C 2 is what we think would be able to work with that. 3 CHAIRMAN TITLA: Any questions for Senator 4 Mendez? 5 Commissioner Paton. 6 COMMISSIONER PATON: I guess besides the optics, 7 when I view clean elections, I view it as being 8 independent. And I know that the -- that you are a part 9 of a party. But when you have to, when you write checks 10 to me, to the party, then that gives the party a chance to 11 maybe strong-arm you and forcing you to do something that 12 the party wants. Maybe you want to be independent and do 13 something a little bit different, and, but you are writing 14 checks to them. Whereas, if you didn't write checks to 15 the party, you would have a political consultant, campaign 16 people, whatever -- I know we are not talking about 17 \$500,000 or anything like that. But I have been part of 18 campaigns before. And I know that the party has power to 19 kind of grind you down to accept what the party in general 20 wants to do. 21 I just feel like this takes away -- it may be 22 semantics, but to me it is important that, instead of 23 writing a check to a party, you could have a campaign 24 person that may be associated with them somehow or 25 whatever, but engage them privately and write the check to</p>

<p>10:48:19-10:49:20 Page 58</p> <p>1 them.</p> <p>2 REPRESENTATIVE MENDEZ: Yes.</p> <p>3 COMMISSIONER PATON: These other things that we</p> <p>4 were talking about, I have no problem with any of that.</p> <p>5 It is just that I don't trust the parties --</p> <p>6 REPRESENTATIVE MENDEZ: I mean --</p> <p>7 COMMISSIONER PATON: -- to -- especially</p> <p>8 somebody starting out. Because I was part of somebody</p> <p>9 that started out, and I know the things that they were</p> <p>10 doing to this person. And I thought this was</p> <p>11 unconscionable. This is America. You should be able to</p> <p>12 do what -- run as a citizen. And to have them say, you</p> <p>13 know, this is a primary, what are you doing in a primary,</p> <p>14 you know, we already have somebody slated for that, and</p> <p>15 that aggravated me. I didn't know that was a part of</p> <p>16 elections.</p> <p>17 And so when you are starting out and you are</p> <p>18 having basically to write, because everybody else is</p> <p>19 writing checks to the party, and so you are writing, you</p> <p>20 feel like you have to, and I feel like you may have to</p> <p>21 knuckle down to what they want you to do.</p> <p>22 Do you understand what I am saying?</p> <p>23 REPRESENTATIVE MENDEZ: So I have got a couple</p> <p>24 things I can maybe put out that will help you understand</p> <p>25 where there is big differences.</p>	<p>10:50:46-10:52:00 Page 60</p> <p>1 them --</p> <p>2 COMMISSIONER PATON: And we are saying in B</p> <p>3 that's perfectly all right.</p> <p>4 REPRESENTATIVE MENDEZ: So that's one, that's</p> <p>5 one thing. But I mean that's just how, that is an example</p> <p>6 of how they allow me to do things upscale that are</p> <p>7 practical to the campaign. We are going to them just to</p> <p>8 access voters. They --</p> <p>9 COMMISSIONER PATON: So that's already in B.</p> <p>10 REPRESENTATIVE MENDEZ: But I believe we can't</p> <p>11 stretch the idea of -- special interests is a word that</p> <p>12 gets thrown around a lot. But a party is a political</p> <p>13 party with a platform. It can't be viewed as a special</p> <p>14 interest the way, you know, a corporation is or a, you</p> <p>15 know, a PAC or a nonprofit.</p> <p>16 COMMISSIONER PATON: So I guess when, when we</p> <p>17 had testifying before about this, there was a whole list</p> <p>18 of candidates. And there was like 10 or 12, eight, nine,</p> <p>19 10 or 12 people writing checks to the Democratic party of</p> <p>20 varying amounts. And to me that just smacks of the party</p> <p>21 could take advantage of that.</p> <p>22 And me being here, it just seems like this money</p> <p>23 should be independent. You are getting money from the</p> <p>24 state. You don't want special interest money. But then</p> <p>25 you want to just give it to a party who could tell you how</p>
<p>10:49:34-10:50:35 Page 59</p> <p>1 But the first thing, I may -- I have never -- I,</p> <p>2 too, am always my campaign chairman for my party, or for</p> <p>3 my candidacy. So I mean I understand the scenario that</p> <p>4 you put forward and how you do that. But I am -- you can</p> <p>5 explain it again later, but that might, from how I</p> <p>6 understood it, lead to less transparency, to where we</p> <p>7 would still be able to do what we want to do, but you</p> <p>8 wouldn't know about it. So I feel that's what you</p> <p>9 shouldn't do.</p> <p>10 COMMISSIONER PATON: No, you would write a check</p> <p>11 to your campaign person. They would have to write a</p> <p>12 receipt to you, so on. It is just not you are not doing</p> <p>13 it to the party.</p> <p>14 REPRESENTATIVE MENDEZ: So like an intermediary</p> <p>15 maybe. But what we end up fighting with with the party is</p> <p>16 much more over the scale and size and what the mailer is</p> <p>17 going to look like. There is never -- the organization or</p> <p>18 the entity that you described is much more on the</p> <p>19 political PAC side, it has nothing to do with the party,</p> <p>20 that we never engage with in any kind of monetary way.</p> <p>21 That doesn't get our money.</p> <p>22 So our money goes directly to the organizational</p> <p>23 effort, the part that we couldn't build on ourselves, in a</p> <p>24 very practical way that just the -- I use my party as a</p> <p>25 way to access the VAN, the voter, the voter file. Without</p>	<p>10:52:18-10:53:14 Page 61</p> <p>1 to -- and maybe I am totally off about that. But just, to</p> <p>2 me, I have had some experiences with that, where that's --</p> <p>3 and I don't want to beat a dead horse here for anybody.</p> <p>4 Go ahead. I am sorry.</p> <p>5 CHAIRMAN TITLA: Thank you, Commissioner Paton.</p> <p>6 Any other statement?</p> <p>7 COMMISSIONER CHAN: Mr. Chairman.</p> <p>8 CHAIRMAN TITLA: Commissioner Chan.</p> <p>9 COMMISSIONER CHAN: Just thank you also for</p> <p>10 being here today. And I am sorry that we were not able to</p> <p>11 hear from Representative Blanc.</p> <p>12 CHAIRMAN TITLA: Senator, thank you for coming</p> <p>13 to us.</p> <p>14 And I think that, Commissioners, he is a</p> <p>15 senator, the honorable senator, and also he is a citizen</p> <p>16 of the State of Arizona. And he brings out a good point</p> <p>17 in the statement that he made about making -- I think what</p> <p>18 I got from him is that the rules that we create here</p> <p>19 should be clear enough for the average citizen to</p> <p>20 understand so that the citizens do not have to hire</p> <p>21 attorneys to interpret the rules for them. The rules</p> <p>22 should be clear enough so that they understand what we are</p> <p>23 trying to, you know, write here. So let's keep that in</p> <p>24 mind.</p> <p>25 And I think that it is good to review the</p>

<p>10:53:36-10:54:35 Page 62</p> <p>1 Citizens Clean Elections Act and the reason it was passed 2 by the public. The people of Arizona said that they 3 declare our intent to create a clean election system that 4 will improve the integrity of Arizona state government by 5 diminishing the influence of special interest money and 6 that will encourage citizen participation in the political 7 process and promote freedom of speech under the US and 8 Arizona Constitutions. 9 So I think that the more we can have access to 10 the public and their participation in their system, under 11 the clean elections as mandated by the public, I think 12 that the better we will be. 13 But thank you, Senator, for your statement. 14 And any other representatives here? 15 MR. COLLINS: I know we have, Mr. Chairman, I 16 know we have two other folks who were interested in 17 testifying, or one other. I don't know, Joel and Dana. 18 CHAIRMAN TITLA: Can you identify yourself for 19 the record, sir. 20 MR. EDMAN: Yeah. My name is Joel Edman. I am 21 the executive director of the Arizona Advocacy Network. 22 Those of you I haven't met yet you probably 23 remember my predecessor, Samantha Pstross. And we at 24 Advocacy Network are huge fans of clean elections. It is, 25 a core part of our mission is to protect clean elections.</p>	<p>10:56:12-10:57:26 Page 64</p> <p>1 will just echo the concern about sort of tweaking the 2 rule. I did read it to mean that you couldn't do any 3 advanced payments whatsoever. I think if it is the rule 4 as Tom laid it out, I think, makes a lot of sense. 5 So that's all I have. I just wanted to sort of 6 say that AzAN is a huge clean elections fan and basically 7 agrees with what has been said so far this morning. 8 CHAIRMAN TITLA: Okay. Thank you for your 9 statement. 10 Any questions for -- 11 MR. EDMAN: Thank you. 12 CHAIRMAN TITLA: Okay. Any other comment by 13 anyone here? 14 MR. COLLINS: Your call. 15 MS. WALTON: My name is Dana Walton. I am the 16 executive director of the Arizona Democratic Legislative 17 Campaign Committee. We say ADLCC because it rolls off the 18 tongue a little bit better. 19 So we are the arm of the Democratic party that 20 services solely on legislative races. But I, on a daily 21 basis, encourage candidates to run, and oftentimes it is 22 to run clean, because as we talk about here and as has 23 been mentioned, a huge part of a first entry to politics, 24 which the legislature often is, running clean and having 25 access to this money and being able to spend more time on</p>
<p>10:54:48-10:55:52 Page 63</p> <p>1 So we do a lot of work at the Capitol with Tom on the 2 repealer bill this session, and we continue to going 3 forward. 4 And I don't have a lot substantive to add to 5 what the elected officials who have run clean before. I 6 have never run for office before. So their personal 7 experience, I think, is a lot more valuable than anything 8 I would have to say. Although, I echo their concerns, 9 because it is something I have heard from candidates, that 10 a strict bar on paying parties for anything or limiting it 11 to just those two items in Option B would seriously 12 discourage candidates from running clean. 13 And, you know, I think the transparency provided 14 in Option C and, further, transparency generally is a 15 really valuable part of the clean elections system. And 16 you all can impose rules that provide that kind of 17 transparency on an ongoing basis. And so I think that the 18 right balance to strike between providing that 19 transparency and not discouraging participation in the 20 system is something that I really worry about going 21 forward. You know, we already have a, unfortunately, less 22 robust system than, of course, we did before the Supreme 23 Court. And I worry about any, you know, further 24 discouragement from candidates running clean. 25 And along the issue of the advanced payments, I</p>	<p>10:57:43-10:58:46 Page 65</p> <p>1 talking to voters is crucial to their first campaign. 2 So we, as an organization, are in support of 3 Option C. Greater transparency is certainly something 4 that we want not just from political parties but also from 5 consultants who work with these clean candidates. 6 Option A and Option B certainly would make it 7 significantly harder for our candidates to run and to 8 address some of the concerns I think that you had, which I 9 am sure you will ask. It is simply that there is no use 10 in reinventing the wheel, particularly for some of these 11 candidates who are running for the first time and may not 12 have necessarily the networks to really grow and engage 13 new folks in sort of this operation. 14 And campaigns are ever changing. So we need 15 some professionals to help these candidates, particularly 16 running for the first time, to learn the ropes, and not 17 just the bare bones techniques in running for office, but 18 these newer. Right? There is digital ads, there is 19 Facebook, there are all these things that require trained 20 professionals to assist these candidates in sort of 21 learning how to utilize. So Option A and B, I think, and 22 utilizing -- eliminating utilizing the political party for 23 those purposes would really hinder a lot of our 24 candidates' ability to run. 25 We have a 30-district strategy at ADLCC. And,</p>

<p>10:59:05-10:59:52 Page 66</p> <p>1 like I said, a huge part of that is asking those folks to 2 run clean so that they can really put the time and effort 3 that they need to in their campaigns. 4 So with that, if you have any other further 5 questions... 6 CHAIRMAN TITLA: Any questions? 7 COMMISSIONER KIMBLE: Mr. Chairman. 8 CHAIRMAN TITLA: Mr. Kimble. 9 COMMISSIONER KIMBLE: Ms. Walton, you have no 10 problem with, in Option C, providing an itemized written 11 bill, receipt, whatever, in advance of service provided? 12 MS. WALTON: Absolutely not. I believe that 13 last cycle, which is, I believe, where a lot of this is 14 coming from, that should have been provided to legislative 15 candidates up front, and not just legislative candidates. 16 Right? There are other candidates who received complaints 17 regarding their buy-in into the coordinated campaign 18 operation. 19 So I was not a part of this discussion, 20 unfortunately. Had I been, they would have been received. 21 I function much better in a structured environment, and I 22 believe that's what the invoice allows for. 23 COMMISSIONER KIMBLE: Okay. Thank you. 24 CHAIRMAN TITLA: Any more questions? 25 COMMISSIONER CHAN: Mr. Chairman.</p>	<p>11:01:09-11:01:42 Page 68</p> <p>1 Senator Mendez mentioned, when we are arguing with the 2 candidate or trying to make sure that they are 3 implementing something in their campaign only, it is that 4 we want you all to knock more doors. Oftentimes those are 5 sort of the larger discussions that we are having with 6 candidates, that I think was mentioned before, is a 7 concern of, you know, the party coming in and 8 strong-arming candidates. That certainly is not our 9 intention. Our intention is to make sure that these 10 candidates are receiving services in their district for 11 the financial investment that they have made into the 12 party. 13 COMMISSIONER PATON: I have a question. 14 CHAIRMAN TITLA: Commissioner. 15 COMMISSIONER PATON: But you concede to me 16 that -- 17 MS. WALTON: Absolutely. 18 COMMISSIONER PATON: -- it is possible. I mean 19 you look back through politics over the years -- 20 MS. WALTON: Yes. 21 COMMISSIONER PATON: -- Tammany Hall and, you 22 know, just over the years -- 23 MS. WALTON: Right. 24 COMMISSIONER PATON: -- that that's a 25 possibility.</p>
<p>10:59:59-11:00:51 Page 67</p> <p>1 CHAIRMAN TITLA: Commissioner Chan. 2 COMMISSIONER CHAN: I would just like to add 3 that, you know, I feel like the Democratic party has been 4 overrepresented here today -- I am sure this could happen 5 in any party -- I think, you know, just because of what 6 happened last cycle, I think, involved of course the 7 Democratic party, so... But I think that this rule will 8 prevent it from happening in the future for certain, any 9 party. 10 MS. WALTON: I believe so, too. 11 And Tom and I have talked a lot about Option C 12 actually. I think there is a lot of really good things in 13 it that will prevent some of this confusion and/or 14 frustration on behalf of the Commission, that you see 15 these clean election candidates running and they are 16 buying into the party operation at, you know, \$12,000, 17 which was mentioned before. 18 I can assure you that those candidates did 19 receive equal amount of services for their buy-in. So 20 Elizabeth Brown, who ran in LD12, who did buy in at 21 \$12,000, she was the only legislative candidate running in 22 the ballot there. And that meant that she was receiving 23 data back from all those voter contact goals that were 24 given to the staff in the district. 25 So the number one thing that we often, I think</p>	<p>11:01:51-11:02:44 Page 69</p> <p>1 MS. WALTON: Yes. 2 COMMISSIONER PATON: And so that's my concern. 3 MS. WALTON: Yeah. It is certainly not that I 4 do not respect, Commissioner, where you are coming from 5 and those concerns. I guess I want to be here to tell 6 you, as a whole Commission, that that certainly is not our 7 intention. 8 You know, we are here to make sure that these 9 candidates have the best chance to run a comprehensive and 10 modern campaign. That is what I do day in and day out as 11 a trained professional. I've been working in campaigns 12 specifically for about ten years now. 13 So, you know, we, we just really want to make 14 sure that our candidates are using their time and 15 resources as wisely as possible. So sometimes reinventing 16 the wheel really eliminates a candidate from utilizing 17 their time, which we always tell candidates during our 18 candidate trainings your two most fleeting resources are 19 your time and your money. And with clean elections 20 candidates, we know how much money they are going to get. 21 We know when they are going to get it. So that means 22 their time and implementing their campaign is the most 23 important resource there. So our intention is to make 24 sure that they are using that wisely. 25 COMMISSIONER PATON: So of the people you</p>

<p>11:03:03-11:03:56 Page 70</p> <p>1 have -- excuse me. Of the people that you have running in 2 the 30 districts, how many of them are a part of your 3 system that -- are all of the Democrats in your system? 4 MS. WALTON: Our program? So we invite everyone 5 to be a part of our program. We offer baseline services 6 to everyone. And that is because some of them, right, are 7 current caucus members who are running in districts that 8 look completely different from some of those new 9 candidates who are running in other parts of the state 10 that look vastly different. And so, yes, we try to invite 11 everyone to be a part of our program. 12 COMMISSIONER PATON: Do they all accept, I 13 guess? 14 MS. WALTON: Yeah, for the most part, certainly. 15 And when you are offering services, I think some 16 of our, specifically, legislators like Athena and Juan are 17 a perfect example, they have done this for a cycle, but 18 beyond that, they were politically involved beforehand and 19 so they knew more or less what they were getting into. 20 Some of our candidates who are first-time 21 candidates, this is really their first entry into 22 politics. And so they haven't really had time to build 23 the network that you would need to find an independent 24 campaign chairman who is not then either employed by the 25 party or work directly with them.</p>	<p>11:05:22-11:06:39 Page 72</p> <p>1 MS. WALTON: Overwhelmed with the amount of work 2 they get? Certainly, you know, a huge part of why -- 3 again, when Tom and I first spoke about these rules, that 4 we were pro Option C is because it -- working with a 5 candidate or campaign, you should be willing to undertake 6 some of what goes on or some of the regulations that 7 candidates have to provide or live under. 8 I personally think it would be fine if you 9 received a mail piece. I work with vendors all the time 10 and set expectations of what they have to do. There are 11 certainly, when candidates run traditionally, other 12 requirements and laws that the mail houses have to work 13 under, even on the independent expenditure side. Right? 14 The candidate has to -- i.e., a piece has to go to 15 everyone in the district that's being impacted. 16 So in my personal opinion, and it may not be 17 popular to say so, I am not of the opinion that that is a 18 huge burden. 19 COMMISSIONER KIMBLE: Thank you. 20 CHAIRMAN TITLA: Ma'am, in your experience in 21 campaigns where a first-time person starts a campaign and 22 they want to employ people for the campaign, like 23 consultants or people in communications or field 24 employees, canvassers, mailers, auto dialers, telephone, 25 town halls, or electronic communications, or other</p>
<p>11:04:09-11:05:05 Page 71</p> <p>1 And a huge part of it, too, is making sure that 2 those connections can help grow their networks outside of 3 the party. And that is something we certainly encourage 4 them to do, and really working with them on, you know, 5 learning sort of the basic lessons in campaign techniques, 6 so... 7 CHAIRMAN TITLA: Any further questions? 8 COMMISSIONER KIMBLE: Mr. Chairman. 9 CHAIRMAN TITLA: Commissioner Kimble. 10 COMMISSIONER KIMBLE: One other question, 11 Ms. Walton. This may not be fair, but one of the comments 12 we received, and I am asking you this just as someone who 13 was in this field -- 14 MS. WALTON: Sure. 15 COMMISSIONER KIMBLE: -- which I am not, deals 16 with a number, a different concern, saying that one of our 17 stipulations in Option C would be that the Commission 18 should be provided documentation from a mail house printer 19 or other source, et cetera, et cetera. And this comment 20 says this sets an undue burden on the printing house; it 21 has been my experience print shops do not respond in a 22 timely manner. 23 Is this a, is this -- I don't know how to say 24 this. Is this a legitimate concern? Is this a major 25 issue, that print shops are a big problem?</p>	<p>11:07:00-11:08:08 Page 73</p> <p>1 advertising purchases and campaign purchases, would these 2 companies or these people agree to produce an invoice 3 without getting paid? 4 MS. WALTON: So I believe it would depend on the 5 type of services, service that you are attempting to 6 offer. Right? So to Athena's point, or Representative 7 Salmon, I apologize, if you are employing a firm that 8 specifically goes out and does door knocking, right, so 9 they are providing -- and the service really that they are 10 providing is the voter contact on behalf your campaign 11 and, ideally, returning to you data and information on 12 specifically those voters that they talked to, 13 specifically if you are talking to a firm and they are a 14 smaller firm, a local firm -- we have a few of them here 15 in Arizona and they do great work -- it would be hard to 16 undertake an overhead expense to employ the necessary 17 people through their own organization to go out and knock 18 those doors without any sort of initial service. 19 If you are working with -- so this is one of the 20 points, too, that I had thought about -- if you are 21 working with a larger firm who can sort of cover that 22 overhead initially, and then you not have to pay them 23 until the service is rendered, then the candidate's 24 expenses, right, it is going to be a more expensive 25 service, because you are using a larger firm that</p>

<p>11:08:21-11:09:17 Page 74</p> <p>1 typically will charge candidates a little bit more than, 2 say, a local firm. And that is a huge concern of ours 3 when we are talking legislative candidates. Right? We 4 want to make sure they are getting the most bang for the 5 buck, particularly because they are running under this 6 service of \$42,000, right, is what it is up to. 7 So we want to, again, it goes back to making 8 sure that they are utilizing -- sorry, I am repeating 9 myself -- they are working with firms that can sort of 10 take on that cost. So if you are rendering payments after 11 the service is done, it would certainly be, I think, 12 harder for these smaller firms to provide those services 13 to the candidates. And they would actually have to 14 probably pay more or go to a larger firm who could take on 15 that overhead. 16 The Democratic party, as Athena mentioned, does 17 have the capacity, because there are other organizations 18 and entities sort of buying into the coordinated campaign 19 and receiving these services as well. So they have the 20 opportunity to take on some of that overhead. 21 But, additionally, the Democratic party is a 22 nonprofit. We are not trying to make money off of what we 23 are providing, whereas a consulting firm certainly is, 24 so... 25 The other services, though, some of them may be</p>	<p>11:10:27-11:11:13 Page 76</p> <p>1 MR. COLLINS: -- rule to make it clear, and then 2 we will bring it back. There will be another -- that 3 extends an opportunity for folks who want to submit 4 written comment for the next month, and then, of course, 5 folks who have opinions that might be more consistent 6 with -- you know, obviously we have a diversity of views 7 up here, so there are other folks that might come to the 8 next meeting who might share different views. So that's 9 all going good. 10 Representative Blanc has come back. 11 If you would like to speak, I am not -- I mean 12 it is up to the Chairman. 13 COMMISSIONER PATON: Representative, the 14 Honorable. 15 REPRESENTATIVE BLANC: Thank you so much, 16 Mr. Chairman and Commissioners. I really appreciate your 17 time. 18 I just wanted to come and tell you a little bit 19 about myself as a first-time clean elections candidate and 20 now representative, just kind of give you a different 21 perspective. 22 Sorry. I am out of breath. 23 COMMISSIONER PATON: Calm down. 24 REPRESENTATIVE BLANC: I ran over here. 25 You know, I remember 1998 when the clean</p>
<p>11:09:36-11:10:06 Page 75</p> <p>1 able, particularly if you are paying an individual to 2 implement as a digital campaign strategy, and they -- you 3 know, you know them more personally or they are a friend, 4 you could probably, they could probably wait to be paid 5 after that service was rendered. But specifically for 6 consulting firms who then have to employ additional people 7 to go out and provide the service, my assumption is that 8 rendering the payment once the service is over is going to 9 be really hard for those consulting firms to implement. 10 CHAIRMAN TITLA: Okay. Thank you for your 11 comments. 12 MS. WALTON: Absolutely. No other? 13 CHAIRMAN TITLA: Any other questions? 14 (No response.) 15 MS. WALTON: Thank you so much. And thank you 16 for your consideration. 17 CHAIRMAN TITLA: Okay. Thank you. 18 Let's see. Where were we at? 19 MR. COLLINS: So, Mr. Chairman, my 20 understanding -- 21 CHAIRMAN TITLA: We are deciding not to decide 22 today? 23 MR. COLLINS: Right. And we were going to, we 24 are going to tweak the -- 25 CHAIRMAN TITLA: Rules?</p>	<p>11:11:38-11:13:04 Page 77</p> <p>1 elections was on the ballot. And I remember voting yes. 2 And I remember voting yes because for me, as an Arizona 3 citizen, I was really concerned with what I was seeing in 4 our politics. And since that time, close to 20 years, it 5 saddens me to say that money and politics has only gotten 6 worse, and especially the last ten years. 7 So for me, when you look at my resumé, it says 8 nothing about having or creating a political career. I 9 was a mom, still am. I have a 21 and an 18-year-old. I 10 guess you can say my politics started when I became a PTA 11 president. And I became a PTA president because I really 12 wanted to be invested in my community, not only my 13 children's education, but the children who were attending 14 the school. 15 Aside from helping in one campaign, former 16 Congressman Harry Mitchell, I was really not involved in 17 politics. And I helped Congressman Harry Mitchell because 18 he was a former high school teacher of mine and I knew 19 that he would certainly represent me well. 20 The reason I share this is because, for me, it 21 is an important part of my story. I would have never in 22 my lifetime thought or considered running for any 23 position, not even a school board position. And so when I 24 look at the intent of the clean elections, it is to give 25 people like me an opportunity to run, someone like me, who</p>

<p>11:13:24-11:14:53 Page 78</p> <p>1 is not wealthy by any means. 2 I remember when my children were young, I worked 3 part time, because my first role was to be a mom and to 4 forego financial benefit, and standing in front of 5 curtains and deciding if I could afford to pay the \$15 for 6 these new curtains that I thought I needed. The answer at 7 that time was no. 8 I also am not at all politically connected. 9 Many who talk to me, I say, tell them I am very green. 10 They will name people in politics that I know nothing of. 11 It could be anyone, other than the people that I know who 12 represent me in my city council and in my legislative 13 district and congressional district. 14 Why is it important? Because I took a chance 15 with two phenomenal people right behind me, Representative 16 Salmon, who I am sure gave an amazing report, because she, 17 I call her the clean elections guru, she is passionate and 18 understands this much more, better than I, and same with 19 Senator Mendez. And they took a risk with me. They asked 20 me to join and be a part of their team, someone with no 21 political savvy, someone that is not at all connected to 22 wealth or money, certainly not at all connected to any 23 lobbyists or people who want to drive their interests in 24 politics. 25 And so the first step of even deciding to run</p>	<p>11:17:05-11:18:24 Page 80</p> <p>1 sun went down all the way through the end of May. 2 And I can further tell you that between June and 3 primary election day, I knocked on doors every single day 4 with my seat mates starting at 9:00 a.m. until 1 p.m., 5 sometimes going to our favorite taco place, and then 6 starting back again at 4:00 and walking until the sun went 7 down. 8 And the reason I am describing these events to 9 you is because that's what clean elections allowed me to 10 do. It allowed me to spend time talking to my 11 constituents. It allowed me not to worry about where the 12 money was going to come from, because I had to work to get 13 300 qualifying contributions and over 1200 signatures. So 14 for someone like me, who is not at all politically 15 connected, I was able to do it because I had two amazing 16 people. And Juan Mendez, who this was his third election, 17 so he understood how to use clean elections a lot better 18 than I. 19 And I have got to tell you we would sit at the 20 dinner table and have discussions about our financial 21 reports. And you know because the three of us were 22 audited. And we used our money the best way we knew how. 23 But I have to tell you that, as a clean 24 elections candidate, if you are not politically savvy, as 25 I was, it is intimidating, and even reading through the</p>
<p>11:15:17-11:16:42 Page 79</p> <p>1 for office for a person like me is incredibly 2 intimidating. The first and most difficult decision for 3 me was even deciding to run. And when I decided to run, 4 it is because I was guided by these two people that I 5 absolutely adore and I see as my mentors, and because I 6 believe in the clean elections system. And I believe in 7 the clean elections system because I want to stay true to 8 my values. I want to represent the people from my 9 district, from the community I grew up in. And clean 10 elections has allowed me to do that as a representative. 11 And I have to tell you I spent 95 percent of my 12 time knocking on doors because clean elections allowed me 13 to do that. I can tell you of the many faces and the many 14 people that live in my district. And I can tell you what 15 their number one concern is, because I had those 16 conversations at the door. 17 I can tell you that between January and 18 March 31st of 2016, when I was working full time, first 19 things first, I had to leave that job because it's a state 20 agency. And I can tell you between my 8:00 to 5:00 job I 21 came home and I started knocking on doors to collect those 22 \$5 qualifying contributions until 7:30 and 8:00, along 23 with my seat mates. I can tell you when I left my job 24 starting on April 1st, it became an earlier walk, starting 25 at 4:00 as opposed to 5:00, 5:30, and walking until the</p>	<p>11:18:45-11:20:40 Page 81</p> <p>1 rules. So the fact that we are considering to change and 2 make it harder for candidates and now representatives like 3 me, I looked at those rules and I am credibly intimidated, 4 because I was already intimidated by the process that we 5 currently have, because I wanted to make sure I was 6 following every single rule, which I did. I saved every 7 receipt. We looked over every piece of mail carefully. 8 We would call Sara for support and advice and 9 clarification on anything that I did not understand. And 10 as we know, the process to run for office is already made 11 incredibly difficult for a mom of two that never imagined 12 running for public office. 13 So I looked back. You know, the clean elections 14 is to allow more citizens like me to run for office. It 15 reduces the influence of interest money, making the 16 officeholders beholden to the voters, and I have been, and 17 I continue to be; allows officeholders to spend time 18 speaking to the public and not having to worry about 19 raising funds. It has. 20 Rose Mofford said, God rest her soul, that she 21 saw firsthand the negative influence of money and 22 politics. And that was close to 20 years ago. She 23 recalled a time when policymakers, politicians spent more 24 time connecting with their constituents and their voters. 25 She talked about the importance of taking money out of</p>

<p>11:21:10-11:23:00 Page 82</p> <p>1 politics. And she understood that it threatened the very 2 principle of democracy. 3 You know you have done a phenomenal job already. 4 And I ask you to seriously consider some of these rules. 5 And I am sure you have heard from many why. They could be 6 barriers for people like me. And I, a citizen who voted 7 for the clean elections in 1998, voted because I trusted 8 the system to allow people like me to run for office and 9 actually be a voice. 10 So I just wanted to share that with you, because 11 I think it is important to help you understand the 12 positive impact that it has had on my life and how proud I 13 am to be a clean elections candidate and how I am 14 committed to stay a clean elections candidate, because I 15 believe in this process, but, more importantly, because it 16 makes me a better policymaker. And this is what Arizona 17 citizens wanted close to 20 years ago. And I don't have 18 to tell you. There are people that continue to try to 19 destroy a system that is working for people like me. So I 20 ask that you not, or that you at least consider the rules, 21 because we do need some help sometimes. 22 I use the voter files that are provided from the 23 Democratic party. It is an essential tool for me to be 24 effective. This isn't about handing over money to 25 political organizations. This is just an opportunity to</p>	<p>11:24:41-11:25:53 Page 84</p> <p>1 we are just making these rules even harder. I looked 2 through it, and I have a hard, had a hard time really 3 understanding the process. Right? So I am already trying 4 to -- I feel like I kind of have a foothold of the current 5 process. 6 And I mean maybe you can help me understand what 7 we are trying to solve, the problem we are trying to 8 solve. Can someone help me understand that? 9 COMMISSIONER KIMBLE: I will let Mr. Collins 10 address that. 11 MR. COLLINS: Well, yeah. The problem, 12 Representative Blanc, Mr. Chairman, Representative Blanc, 13 the issue we are trying to solve is this. In the 2014 14 election we had a number of expenditures that were made to 15 the Democratic party in one form or another. Not all the 16 folks who made those expenditures did a good job of 17 documenting those payments on their campaign finance 18 reporting forms. Those forms, because they failed to be 19 sufficiently detailed, gave rise to a complaint that said 20 basically, hey, you can't just write a miscellaneous check 21 for \$12,000 to a party. And that is correct. That is 22 true. That is a violation of the law if that is in fact 23 true. 24 So what we undertook as staff is a comprehensive 25 effort to try to audit those candidates who were already</p>
<p>11:23:21-11:24:20 Page 83</p> <p>1 help us be a little bit more effective and knowing who we 2 are speaking to. 3 I appreciate your time. Thank you. 4 CHAIRMAN TITLA: Thank you for your comments, 5 Representative. 6 Any other questions? 7 COMMISSIONER KIMBLE: Mr. Chairman. 8 CHAIRMAN TITLA: Commissioner Kimble. 9 COMMISSIONER KIMBLE: Representative Blanc, 10 thank you very much for coming today. And thank you for 11 your service. 12 I just want to, want to make clear, or want you 13 to make clear, are there any one of these options that you 14 would favor, or would you favor no option at all? 15 REPRESENTATIVE BLANC: Well, Commissioner 16 Kimble, I will be honest with you. I am not really sure 17 why we are considering these options. Maybe we should 18 have asked those questions. But I certainly do not favor 19 A or B. C is a little bit more doable; although, I think 20 there needs to be some clarity. 21 There are so many challenges in running a 22 campaign. And, you know, I was looking at it. And I am 23 sure Representative Salmon did a phenomenal job. Like I 24 said, she reads everything incredibly clearly and really 25 has a complete understanding. But my fear is that we are,</p>	<p>11:26:10-11:27:18 Page 85</p> <p>1 subject to audit, their transactions to the Democratic 2 party. We collected evidence, sworn affidavits about how 3 those monies were expended. And we did all that, and 4 ultimately the staff recommended and the Commission 5 concurred that there wasn't reason to believe the 6 violation occurred. 7 However, what that revealed to us is one of two 8 things. I mean if you have listened to Commissioner 9 Paton, you know his concern relates to the party's 10 relationship with the candidates and that that may be 11 problematic. The other issue is that what it also meant 12 was that candidates were not being protected by the party 13 from the potential liability that they face for not 14 reporting. 15 So Option A and B deal with the substantive 16 question of, policy question of ought candidates be 17 involved with the party with clean money, which is one 18 question. And then Option C deals with a distinct 19 question, but a question we also ought to have an answer 20 to if we work through A and B, which is how can candidates 21 protect themselves from the party in terms of not getting 22 sufficient documentation for what they paid for. Because 23 if you are giving money to the party, you are violating 24 the law. And if the party is giving money to you, they 25 are violating the law, with the exception of if you are a</p>

<p>11:27:30-11:28:27 Page 86</p> <p>1 nominee under 1516, in which case the whole world -- there 2 is a different world there now that's, you know, that we 3 can talk about. 4 But that's, that's the reason. The reason is 5 because the complaints were filed. The responses -- the 6 complaints were not, it turns out to be, good in the sense 7 that they led to discipline, but they did demonstrate that 8 there is a need to protect candidates and give candidates 9 some leverage to talk to parties and consultants and say, 10 look, I have got to be able to produce to the Commission 11 something that says I got what I paid for. And then, if 12 you do get audited, you will have that, instead of having 13 to, you know, put together a bunch of affidavits and stuff 14 like that. So this is all designed to protect candidates 15 one way or another. 16 REPRESENTATIVE BLANC: And I appreciate that -- 17 MR. COLLINS: That's the answer. 18 REPRESENTATIVE BLANC: -- Mr. Collins. So make 19 it simple. Define that to the invoice, which I think was 20 yellow highlighted -- 21 MR. COLLINS: Right. 22 REPRESENTATIVE BLANC: -- has to really 23 perfectly identify. But I think, if I read in there, 24 payments have to be made after service is rendered, which 25 can be a barrier to some degree. So simplify it in a way</p>	<p>11:30:17-11:31:28 Page 88</p> <p>1 those invoices, the services rendered, the hours worked, 2 without really creating this huge massive change, but just 3 define it more clearly so it reads simply. I guess that's 4 what I am asking you guys, the Commissioners, to do. 5 I certainly understand there is a need for 6 transparency. And I can tell you I sat with the auditors 7 that were here earlier. And my friend who was my 8 treasurer was accounting for every penny. And he probably 9 spent more time with the accountant than she had imagined 10 because there was not a problem with his accounting or my 11 accounting, it was a system that we were using to collect 12 the \$4,000 and how they were reporting the monies. 13 But my point is just make it more clear and 14 defined without adding all of these extra, what appeared 15 to be rules or, in my view, just more barriers. Just make 16 it clear and defined, these are the expectations because 17 we want to protect you as a candidate from conspicuous 18 consultants or the party that may not offer you the 19 protection it may boast or not. More clear and defined, 20 transparency, this is the expectation on the invoices, 21 et cetera, that's what I ask. 22 COMMISSIONER KIMBLE: Thank you. 23 CHAIRMAN TITLA: Thank you, Representative. 24 REPRESENTATIVE BLANC: Thank you so much. 25 CHAIRMAN TITLA: Thank you, appreciate it.</p>
<p>11:28:47-11:29:56 Page 87</p> <p>1 that is clear and well defined. 2 And I guess I understand maybe the concerns with 3 like handing over money to the Democratic party 4 potentially from something that happened three years ago. 5 Just more clear and defined, and that's how you will 6 protect us but then not create a barrier. 7 COMMISSIONER KIMBLE: Mr. Chairman. 8 CHAIRMAN TITLA: Commissioner Kimble. 9 COMMISSIONER KIMBLE: Representative Blanc, I 10 guess I would add to what Mr. Collins said. I think, 11 speaking only for myself, I am looking for two things. 12 Number one, I don't want to make it harder for people to 13 run as a clean election candidate. Number two, I want 14 some transparency for where money is spent, whether it is 15 spent with the party or with a consultant. 16 And your concern about advanced payments is a 17 good one, which your seat mate brought up. And it is one 18 that we are going to clarify. Because I think we agree 19 that you should be able to make payments in advance of the 20 service delivered, as long as you have an itemized bill, 21 receipt, something saying what you are paying for. 22 REPRESENTATIVE BLANC: And I certainly 23 appreciate that for certain. And I would agree with the 24 transparency. And, for me, I just -- make it simple. Be 25 very clear and defined in what expectations you have on</p>	<p>11:31:44-11:32:53 Page 89</p> <p>1 Okay. So let's go through the next item, Item 2 VII, discussion. 3 COMMISSIONER KIMBLE: Mr. Chairman, do we need 4 to vote on whether we are going to continue this item? 5 MR. COLLINS: No, no. We will just continue. 6 That's fine. There is no vote necessary. We will take it 7 as a direction from you all to put it on the next agenda. 8 It is not a big deal. 9 As this item -- Joe Kanefield and Chase Bales 10 are here to update you on our discussions with the courts. 11 Question, do you guys want to do that this month 12 or are you, or are you -- do you want to wait until next 13 month because we are -- you know. 14 COMMISSIONER CHAN: Mr. Chairman, members, I 15 need to leave by 12:30 to make an appointment for my son's 16 therapy. So it depends on how long it is going to be. 17 MR. COLLINS: All right. Well, so I don't know. 18 Joe, what do you want to do? Do you want to 19 give a -- 20 MR. KANEFIELD: Mr. Chair, members of the 21 Commission, we have discussed this item before. We would 22 give you a brief overview of our discussions with the 23 administrative office of the courts. We would probably 24 want to do that in executive session given that there is 25 legal issues here. I don't think it would take very long</p>

<p>11:33:10-11:33:50 Page 90</p> <p>1 if you want to try and do it. But we would be happy to 2 table this until next month. There is no rush to do this 3 today if you are running short on time, so... 4 COMMISSIONER PATON: Mr. Chairman. 5 CHAIRMAN TITLA: Commissioner Paton. 6 COMMISSIONER PATON: I would feel more 7 comfortable if Commissioner Meyer was here to hear 8 whatever we would hear. 9 MR. COLLINS: It is all, it is up to you guys. 10 I don't have an opinion. 11 CHAIRMAN TITLA: Why don't we table it until 12 next month. 13 MR. KANEFIELD: Mr. Chair, if I may, personal 14 privilege. I just want to say hello to Commissioner Chan 15 and welcome her. What a wonderful addition to the 16 Commission. We have worked together for many years. So 17 happy to see her. 18 COMMISSIONER CHAN: Thank you. 19 CHAIRMAN TITLA: Thank you. Thank you. 20 MR. COLLINS: What we might do is have a -- have 21 Joe and I get you some summary of where we are that's 22 privileged in another context so you would have it for the 23 next meeting. 24 CHAIRMAN TITLA: Okay. Thank you. 25 MR. COLLINS: That brings us to the last item</p>	<p>11:35:23-11:36:24 Page 92</p> <p>1 policies. So, for example, the Secretary of State's 2 procedures manual may be subject to a lawsuit with a 3 guarantee of fees. 4 There are ways you can structure lawsuits to get 5 fees almost no matter what. And so we have always 6 anticipated that, if we were to be sued and lose, we would 7 pay fees. So it is not really something that we think is 8 of super significance. We think it is more, I personally 9 think it is more interesting how it looks like a clean 10 elections thing but, you know, in the drafting of it there 11 are lots of little exceptions to the APA. And because it 12 says an exception from, you know, Title 41 Chapter 6, 13 well, that could be a lot of people who are on the hook 14 for fees other than clean elections. It is really 15 unclear. I think we were the target, but I am not sure 16 that we are the only target that they hit. And I also 17 don't think that the short title reflected what the bill 18 ultimately ended up being, which could be problematic if 19 it were ever challenged. And we do think there are Voter 20 Protection Act issues. 21 That's the only, that's really the only bill 22 that passed that we feel any serious, not even serious, 23 but we feel is worth noting. Other than that, you know, 24 there was no repealer. You know, we will see where we are 25 next year. And I don't know if Mike has anything to add</p>
<p>11:34:10-11:35:12 Page 91</p> <p>1 before public comment and adjournment, which is the 2 legislative session, which ended, so can we all relax. 3 The only bill that causes us some marginal 4 concern is a bill called 1072. It started out to be a 5 rewrite of the administrative process of administrative 6 appeals. It ended up being a bill that says that you can 7 get attorneys fees if you challenge a rule, policy, or law 8 administrated by somebody who is not subject to Title 41 9 Chapter 6. 10 COMMISSIONER CHAN: Is that only us, 11 Mr. Chairman and Tom? 12 MR. COLLINS: That's a really interesting 13 question. It is very weird. It is written in a way that 14 it seems like it is intended to get at us. And the short 15 title doesn't refer to this. So there is not really, 16 there wasn't really good public notice on this. 17 There are two reasons why it is confusing. The 18 first is that, as far as the APA is concerned, there are 19 all kinds of things that exempt from APA. For example, 20 something, I think the agriculture department's rules 21 related to peanut farming are exempted from the APA. So 22 now, if you challenge those rules, you can get attorney's 23 fees. The other group that, since this is a blanket 24 exception from the APA, are groups that are excepted from 25 GRRC, which is all elected officials who might have</p>	<p>11:36:39-11:37:04 Page 93</p> <p>1 that I haven't. And Mike has been tracking this stuff 2 diligently. And that's where we are. 3 So other than that, Mr. Chairman, if you don't 4 have any questions about that, it is public comment and 5 then adjournment, I guess. 6 CHAIRMAN TITLA: Any questions, Commissioners, 7 on this item? 8 (No response.) 9 CHAIRMAN TITLA: Okay. The next one is Item IX, 10 public comment. Do we have any public comment in the 11 audience? 12 (No response.) 13 CHAIRMAN TITLA: Okay. Do we have a motion to 14 adjourn? 15 COMMISSIONER KIMBLE: Mr. Chairman, I move we 16 adjourn. 17 CHAIRMAN TITLA: Motion by Commissioner Kimble 18 to adjourn. 19 COMMISSIONER CHAN: Second. 20 CHAIRMAN TITLA: Second by Commissioner Chan. 21 All in favor say aye. 22 (A chorus of ayes.) 23 CHAIRMAN TITLA: Okay. We are adjourned. 24 (The proceeding concluded at 11:37 a.m.) 25</p>

1 STATE OF ARIZONA )  
2 COUNTY OF MARICOPA )

3 BE IT KNOWN that the foregoing proceedings were  
4 taken before me; that the foregoing pages are a full,  
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11 outcome hereof.

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13 obligations set forth in ACJA 7-206(F)(3) and ACJA 7-206  
14 (J)(1)(g)(1) and (2). Dated at Phoenix, Arizona, this  
15 20th day of May, 2017.

16 

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20 Certificate No. 50658

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THE STATE OF ARIZONA  
CITIZENS CLEAN ELECTIONS COMMISSION

REPORTER'S TRANSCRIPT OF PUBLIC MEETING

Phoenix, Arizona

June 12, 2017

2:02 p.m.

COASH & COASH, INC.  
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1 PUBLIC MEETING BEFORE THE CITIZENS CLEAN  
2 ELECTIONS COMMISSION convened at 2:02 p.m. on June 12,  
3 2017, at the State of Arizona, Clean Elections  
4 Commission, 1616 West Adams, Conference Room, Phoenix,  
5 Arizona, in the presence of the following Board members:  
6 Mr. Steve M. Titla, Chairperson (Telephonic)  
7 Mr. Mark S. Kimble (Telephonic)  
8 Mr. Damien Meyer, Acting Chairperson  
9 Mr. Galen D. Paton (Telephonic)

6 OTHERS PRESENT:

7 Thomas M. Collins, Executive Director  
8 Paula Thomas, Executive Officer  
9 Sara Larsen, Financial Affairs Officer  
10 Gina Roberts, Voter Education Manager  
11 Mike Becker, Policy Director  
12 Alec Shaffer, Web Content Manager  
13 Amy Jicha, Legal Admin and VE Intern  
14 Paula Bickett, Attorney General's Office  
15 Mary O'Grady, Osborn Maledon  
16 Chris Klemminich, GRRC Staff Attorney

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02:03:18-02:04:12

1 CHAIRPERSON TITLA: Yeah, Steve Titla here.  
2 COMMISSIONER KIMBLE: Mark Kimble.  
3 COMMISSIONER PATON: Galen Paton.  
4 ACTING CHAIRPERSON MEYER: And then Damien  
5 Meyer is here as well. So we have four out of five  
6 commissioners.  
7 Item Number II on the agenda is discussion  
8 and possible action on the executive director's report.  
9 Mr. Collins?  
10 MR. COLLINS: Yes. Commissioners, I used  
11 that in case there was something that happened in the  
12 last 24 hours to tell you -- and I can't remember. I  
13 think there might have been one thing, but I've  
14 forgotten it.  
15 I will take this opportunity to ask you all  
16 for purposes of our court reporter to make sure you  
17 identify yourselves before you begin speaking so that  
18 we can have the most efficient --  
19 ACTING CHAIRPERSON MEYER: Transcript.  
20 MR. COLLINS: -- transcript. Yes.  
21 So with that, that concludes the executive  
22 director's report.  
23 Thank you.  
24 ACTING CHAIRPERSON MEYER: Any questions  
25 from the commissioners on the executive director's

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02:02:13-02:03:14

1 PROCEEDING

2

3 MR. COLLINS: Okay. Commissioner --  
4 Commissioner Titla or Chairman Titla?  
5 CHAIRPERSON TITLA: Yeah.  
6 MR. COLLINS: Hi. This is Tom. So we have  
7 Commissioner Meyer in the room. With your -- if you  
8 think it might -- it might be easier if we -- if we ran  
9 the meeting through Commissioner Meyer just for the  
10 sake of convenience because he's in the room and can  
11 see who is here and whom might like to speak.  
12 Does that work for you?  
13 CHAIRPERSON TITLA: Yeah. Yeah. That's  
14 good.  
15 MR. COLLINS: Okay. So, Commissioner  
16 Meyer, all we'd ask you to do is go ahead and call the  
17 meeting to order and -- and then we'll go from -- we'll  
18 go from there.  
19 ACTING CHAIRPERSON MEYER: All right. Good  
20 afternoon. I'm Commissioner Damien Meyer. We're going  
21 to call to order the meeting duly scheduled for  
22 June 12, 2017, at 2:00 o'clock p.m., the meeting of the  
23 Citizens Clean Elections Commission.  
24 Let's call to order.  
25 Who's on the line?

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02:04:16-02:05:29

1 report?  
2 (No response.)  
3 ACTING CHAIRPERSON MEYER: Okay. Hearing  
4 none, we'll move to Item III, discussion and possible  
5 action on the 5-Year Review Report submitted to the  
6 Governor's Regulatory Review Council and related  
7 matters. Item A is the purported notice of rule  
8 expiration issued by GRRC chairwoman.  
9 MR. COLLINS: So, Mr. Chairman,  
10 commissioners, for purposes of sort of a description,  
11 I'd like to kind of give an overview of III A through D  
12 sort of describing why we're here, with your  
13 indulgence. And then at some point, we'll need to --  
14 we'll look for a motion to go into executive session.  
15 I'd also note that we have in attendance --  
16 the Governor's Regulatory Review Council's staff  
17 attorney is here as is the Attorney General's Office.  
18 In the event that they want to make public comment on  
19 this agenda item, we'll have to make a decision. It  
20 might be best -- it may or may not be best for them to  
21 do that, if they want to do it, before we go into  
22 executive session or after. It's really up to them,  
23 but -- but just those -- so that's sort of the lay --  
24 lay of the land.  
25 So what I wanted to do real quickly

<p>02:05:30-02:07:09 Page 6</p> <p>1 summarizing for those who are here and those who are 2 watching on the camera, we're here for -- as the agenda 3 identifies, we're here for a couple of different 4 reasons. 5 So the state of play right now is that last 6 week the Governor's Regulatory Review Council filed a 7 purported notice of expiration which I believe you-all 8 have a copy of that. I filed an objection to that 9 notice as well as a copy of the Commission's own notice 10 regarding the validity of its rules which the 11 Commission voted for unanimously in December of 2016 12 for this eventuality. That notice has been on our 13 website since that time or since before that time and 14 then it was reaffirmed at that time, and so it seemed 15 like an appropriate time to publish that. 16 As of Friday, the Secretary of State had 17 told the press that they plan to run both notices in 18 the Administrative Register. Should that happen, we 19 will know by no later than June 30th whether those have 20 run. The -- so that's the headline. 21 The -- moving down the list here, the 22 meeting itself -- a couple of different things I wanted 23 to specifically note. First, the GRRC voted to return 24 the report that the Commission submitted on May 19th. 25 You know, we were hopeful that that report which had,</p>	<p>02:08:46-02:10:18 Page 8</p> <p>1 record were not substantive. In other words, not one 2 of them addressed R2-20-109, 110 and 111, which are the 3 three rules that were subject to the report that was 4 submitted on May 19th. 5 Additionally, the council let stand its 6 purported expiration. As you know, the council took an 7 action whereby it was of the belief it had expired or 8 set for expiration certain rules and it let that 9 decision stand. Why does that matter -- and that then 10 led to the notice I mentioned earlier. Why does that 11 matter? 12 Well, for two particular reasons that we 13 ultimately -- some of which we'll need to explore in 14 executive session, but just to lay the factual 15 predicate here, GRRC in executive session -- they went 16 into executive session and they went into the executive 17 session with the Attorney General's Office on the Clean 18 Elections Commission item which was Item F of their 19 agenda. The Attorney General's Office had previously 20 declared a conflict on that agenda item which was, in 21 fact, noted at the outset of the GRRC meeting. 22 Additionally, the purported notice of 23 expiration extends whatever action GRRC believes it 24 took on two -- in 2 of 2016 to current R2-20-109 and 25 R2-20-111, and we don't know when they took action to</p>
<p>02:07:13-02:08:42 Page 7</p> <p>1 we thought, some more conciliatory language in it would 2 pass muster. It did not with council. What I want to 3 specifically call out is that the reasoning for the 4 report -- the council doesn't believe it's obligated to 5 do this, but in any event, particular councilors 6 identified issues. 7 The council, as I said, does not believe 8 that the council itself has to identify issues, but 9 there are two issues that specific councilors 10 identified were, one, they disagreed with the 11 Commission's factual recitation of the GRRC's actions 12 in February of 2016. There were up to two councilors 13 who expressed some agreement with that and then a third 14 counselor believed that information that was included 15 in the cover letter ought to have been better included 16 in the report. 17 That particular objection, so to speak, 18 whatever you want to call it, was a little ironic 19 because we've been previously asked to take out -- or 20 we had the impression we were asked to take out 21 information from the report and put it in the cover 22 letter. So that it's been reversed. 23 The more important point, however, is that 24 none -- none of those two reasons which the only 25 reasons that I am aware of or that were given on the</p>	<p>02:10:22-02:11:51 Page 9</p> <p>1 evaluate those rules in their new light. As I noted, 2 the return of report didn't even mention those rules 3 substantively and we don't know when the decision to 4 articulate that that would not only be applied to a 5 revised R2-20-109 and 111, but to their entirety, 6 including rules that simply didn't exist or sub rules, 7 I guess, subparts of rules that didn't exist in 2016. 8 So that is kind of the lay of the land. I 9 felt in calling this meeting in conjunction with 10 Chairman Titla that our next Commission meeting is the 11 23rd, but that is an awful long time to go in something 12 that's moving fairly quickly to get you up to speed on 13 where we are legally and get advice of counsel as 14 necessary. 15 So that sort of sums up where I am. If you 16 have questions related to those facts, I am open to 17 them and then I guess I would suggest to Commissioner 18 Meyer that we ask if there's anyone who wants to make 19 public comment on those facts as I've articulated them 20 after the Commission has had a chance to ask any 21 questions. 22 ACTING CHAIRPERSON MEYER: Thank you, Tom. 23 I do not have any questions. 24 Do any of the commissioners on the phone 25 have any questions? And if you do, please state your</p>

<p>02:11:54-02:13:30 Page 10</p> <p>1 name before you ask. 2 COMMISSIONER KIMBLE: Mr. Acting Chairman, 3 this is Commissioner Kimble. I have a question. 4 ACTING CHAIRPERSON MEYER: Sure. Go ahead. 5 COMMISSIONER KIMBLE: Tom, I would like to 6 do what we can in open session. Tell me if you can 7 answer this in open session. We have three distinctive 8 entities that we're dealing with here. It's the 9 Attorney General's Office and GRRC. 10 Can you talk a little bit about -- you 11 talked about where we stand with GRRC. 12 Can you talk about, in open session, where 13 we stand with the other two now? 14 MR. COLLINS: Mr. Chairman, Commissioner 15 Kimble, I mean, I'm assuming you mean the Attorney 16 General's Office and the Secretary's Office? 17 COMMISSIONER KIMBLE: That's correct. 18 MR. COLLINS: Yes, I think I can. With 19 respect to the Attorney General's Office, I want to be 20 a little careful because that relationship itself is an 21 attorney-client relationship. I can say that -- that 22 we are working on those issues to the extent that they 23 have any -- well, we're working on those issues, I 24 think, in a way that is respectful on both sides. And 25 I'll be able to get into a little more detail on that</p>	<p>02:15:29-02:16:43 Page 12</p> <p>1 Again, I would say that over the course of 2 the last three months, we have done a great deal on 3 both our side and the Secretary of State's side with 4 Secretary Regan and Deputy Secretary Miller to develop, 5 I think, a closer working relationship. And so that -- 6 you know, it's hard to predict that, but I think that 7 we're in -- you know, I don't know how much to predict 8 from that, but I don't want to -- but to the best -- I 9 haven't had further -- I haven't had communication with 10 them that would throw any of that work yet into any 11 kind of -- any kind of jeopardy. 12 Does that answer your question? 13 COMMISSIONER KIMBLE: Okay. Thank you. I 14 have some more detailed questions about that, but I 15 have a feeling that we should wait until executive 16 session. 17 MR. COLLINS: Okay. 18 ACTING CHAIRPERSON MEYER: Any other 19 commissioners have any questions for Tom on the factual 20 background? 21 (No response.) 22 ACTING CHAIRPERSON MEYER: Hearing none, is 23 there a motion to move into executive session? 24 MR. COLLINS: I think -- 25 ACTING CHAIRPERSON MEYER: I'm sorry.</p>
<p>02:13:34-02:15:26 Page 11</p> <p>1 in executive session, but nevertheless, I think that we 2 have a -- have a -- not necessarily an understanding 3 but at least a -- are coming at things from a mutually 4 respectful angle at this point. And I appreciate the 5 Attorney General's Office and the Solicitor General and 6 the members of the Solicitor General's Office efforts 7 in that respect. 8 In an ideal world -- well, I guess I'll 9 leave it there. Going forward we'll see where that 10 works at, but we are -- we are in a place where I think 11 we're having -- we're poised to have a conversation 12 subsequent to your all being read in and talking -- 13 discussing this with our counsel to have a productive 14 conversation, I would say. 15 With respect to the Secretary of State's 16 office, we have not sought out additional communication 17 with the Secretary's office yet. Reading the press 18 accounts in the -- Mr. Duda's coverage in the -- in the 19 Yellow Sheet Report of the Arizona News Service left 20 things at -- you know, at sort of a -- this is from 21 them -- their perspective, at least as Matt Roberts 22 articulated it, an odd set of circumstances. When and 23 if they require -- it's necessary for us to engage with 24 them on this specific set of facts, you know, we hope 25 we can do that in a -- in a productive way.</p>	<p>02:16:44-02:18:10 Page 13</p> <p>1 Before that, can we have any public comment on these 2 issues? 3 MR. COLLINS: Chris, did you want to 4 comment? 5 If you could introduce yourself for the 6 record just like you guys do. 7 MR. KLEMINICH: Acting Chairman Meyer, 8 members, my name is Chris Klemminich. I'm one of the 9 staff attorneys with the Governor's Regulatory Review 10 Council. My presence here today is simply to answer 11 any questions that you might have. I did want to, I 12 guess, shed some light on one detail that Director 13 Collins shared in his recitation of the facts. 14 Pertaining to the order -- the expiration order of 15 Rule 109 and 111, the question was when did that 16 happen? 17 GRRC's position is that that happened from 18 the beginning, from February 2nd, 2016, when the order 19 was initially made that has been extended or was 20 extended three times, but the order -- there's some 21 language involved and when we talk about requiring the 22 repeal of particular sections of Rule 109 and what was 23 at the time (F) 2 through 12 and (G), what we are 24 talking about as a legal matter is an amendment of 25 Rule 109, according to the Secretary of State's keeper</p>

<p>02:18:13-02:19:55 Page 14</p> <p>1 of the Administrative Code, and A.R.S. 41-1056(E). 2 Technically what the council was doing 3 there is requiring the amendment of Rule 109 because it 4 found that the rule was materially flawed. So the 5 order -- the statute requires when the council makes 6 such a finding and requires a rule -- or portions of 7 the rule to be amended, if that is not followed, as was 8 the case here, the entire rule expires. So -- and I 9 wanted to be clear about that. 10 With regard to Rule 111, the council has 11 determined that the rule was simply renumbered. It was 12 not -- those provisions which were in Rule 109(G) were 13 simply moved to Rule 111, and the council feels that 14 there's no effect given to its order if compliance is 15 simply based upon renumbering rather than the removal 16 of the provision which it identified as materially 17 flawed. So I just wanted to be clear about that, and 18 I'm happy to answer questions about that or anything 19 else that the council has done. 20 ACTING CHAIRPERSON MEYER: Any 21 commissioners on the phone have any questions? 22 (No response.) 23 ACTING CHAIRPERSON MEYER: Okay. Hearing 24 none, it's Mr. Klemnich? 25 MR. KLEMINICH: Yes.</p>	<p>02:21:14-02:22:51 Page 16</p> <p>1 repealed was the determination made by the council that 2 the rules are materially flawed. 3 MR. COLLINS: Mr. Chairman, commissioners, 4 for what it's worth, I think that's -- I think that 5 largely captures our disagreement. We -- you know, in 6 terms of the Commission staff's observations, the 7 minute's of the February meeting itself, there's simply 8 no way, in our view, to glean even that inference is 9 our -- is our view, but yeah. So that's -- but that 10 would -- in general terms, that's the -- one of the 11 issues we've raised in the past and have -- well, and 12 GRRC has responded as Chris has responded. 13 ACTING CHAIRPERSON MEYER: I don't have any 14 further questions. 15 Do any of the commissioners on the phone 16 have a follow-up question? 17 (No response.) 18 ACTING CHAIRPERSON MEYER: Okay. Thank 19 you, Mr. Klemnich. 20 MR. KLEMINICH: Thank you. 21 ACTING CHAIRPERSON MEYER: Any other public 22 comment at this time? 23 MS. BICKETT: Commissioner Meyer, Chair, 24 members of the Commission, I'm Paula Bickett on behalf 25 of the Attorney General's Office. I just want to</p>
<p>02:19:57-02:21:10 Page 15</p> <p>1 MR. COLLINS: Klemnich. 2 ACTING CHAIRPERSON MEYER: Sorry? 3 MR. COLLINS: No, sorry. 4 ACTING CHAIRPERSON MEYER: Mr. Klemnich, I 5 think you said, you know, when the council makes such a 6 finding. 7 When was that finding made? And then what 8 record is there of that finding that the rule is 9 materially flawed is the question I have. 10 MR. KLEMINICH: The finding was made at 11 the -- at the February 2nd meeting, February 2nd, 2016. 12 There's a difference of opinion between council staff 13 and Commission staff regarding -- and correct me if I'm 14 wrong, Director Collins, but I believe the Commission 15 has taken the position that the finding that a rule is 16 material flawed had to be included in a motion that was 17 made in that meeting. That's not the council's 18 position. The statute only requires that after 19 determining that a rule is materially flawed, then the 20 council can vote to require amendment or repeal of a 21 rule. 22 So there's no express requirement in 23 statute that there be an expressed determination that a 24 rule is materially flawed. Implicit in the council's 25 order to require the offending provisions to be</p>	<p>02:22:54-02:23:48 Page 17</p> <p>1 confirm and agree with the characterization of Director 2 Collins' comments, and I don't have any further 3 comments. Any questions, though, I'm available here to 4 answer. 5 ACTING CHAIRPERSON MEYER: Thank you, 6 Ms. Bickett. 7 Commissioners, any questions for 8 Ms. Bickett from the AG's office? 9 (No response.) 10 ACTING CHAIRPERSON MEYER: Hearing none, 11 thank you. 12 Any other public comment? 13 (No response.) 14 ACTING CHAIRPERSON MEYER: Okay. Should we 15 now move into the executive session? 16 Commissioners, does anyone want to make a 17 motion that we move to executive session? 18 COMMISSIONER KIMBLE: This is Mark Kimble. 19 I move we move into executive session. 20 ACTING CHAIRPERSON MEYER: Is there a 21 second? 22 COMMISSIONER PATON: Second. Galen Paton. 23 ACTING CHAIRPERSON MEYER: All right. We 24 have a motion to move into executive session. There's 25 been a first and a second.</p>

<p>02:23:49-03:20:04 Page 18</p> <p>1 All in favor of moving into executive 2 session say aye. 3 (Chorus of ayes.) 4 ACTING CHAIRPERSON MEYER: All opposed, 5 nay? Anyone? 6 (No response.) 7 ACTING CHAIRPERSON MEYER: No. So 8 four-zero, unanimous, that we move into executive 9 session. 10 (The following section of the meeting is in 11 executive session and bound under separate cover.) 12 * * * * * 13 (End of executive session. Public meeting 14 resumes at 3:19 p.m.) 15 ACTING CHAIRPERSON MEYER: All right. 16 We're going to reconvene the Citizens Clean Elections 17 Commission meeting. We were just in executive session. 18 That's now closed. The public has been allowed back 19 into the meeting. 20 Tom, we've allowed for public comment. We 21 don't need to do that again now, correct? 22 MR. COLLINS: For the sake of formality, we 23 should just see if anyone else wants to make further 24 public comment. Well, first -- well, no, we don't need 25 more further comment on this agenda item. We do have a</p>	<p>03:21:05-03:21:52 Page 20</p> <p>1 Is there a second? 2 CHAIRPERSON TITLA: Steve Titla. 3 ACTING CHAIRPERSON MEYER: Okay. 4 Commissioner -- Chairman Titla has seconded. The 5 motion has been moved and seconded. 6 All in favor say aye. 7 (Chorus of ayes.) 8 ACTING CHAIRPERSON MEYER: Any opposition? 9 (No response.) 10 ACTING CHAIRPERSON MEYER: Okay. Motion 11 carries four to zero. 12 The third motion, I move we approve counsel 13 and the executive director to keep the Arizona 14 Secretary of State's Office advised as necessary. 15 Is there a second to that motion? 16 COMMISSIONER PATON: Gale Paton. Second. 17 ACTING CHAIRPERSON MEYER: Okay. It's been 18 moved and seconded. 19 All in favor say aye. 20 (Chorus of ayes.) 21 ACTING CHAIRPERSON MEYER: Any opposition? 22 (No response.) 23 ACTING CHAIRPERSON MEYER: Okay. The 24 motion carries four to zero. 25 Our next agenda item -- I moved my papers</p>
<p>03:20:07-03:21:04 Page 19</p> <p>1 public comment item down the way, but I apologize. 2 ACTING CHAIRPERSON MEYER: All right. So 3 we have some -- coming out of executive session we have 4 some motions. 5 I'd like to start -- I'd like to make a 6 motion. I move that we approve the executive director 7 and counsel to communicate with GRRC regarding meeting 8 issues and the notice as well as refile the return 9 report. 10 Anyone in favor of the motion? That's my 11 motion. Is there a second? 12 COMMISSIONER KIMBLE: This is Mark Kimble. 13 I second that motion. 14 ACTING CHAIRPERSON MEYER: Okay. There's 15 been a motion made and seconded. 16 All in favor say aye. 17 (Chorus of ayes.) 18 ACTING CHAIRPERSON MEYER: Any opposition? 19 (No response.) 20 ACTING CHAIRPERSON MEYER: Okay. Motion 21 carries four to zero. 22 The next motion, I move that we approve our 23 legal counsel and the executive director, Mr. Collins, 24 to communicate with the Attorney General's Office on 25 these related matters of the motion.</p>	<p>03:21:56-03:22:30 Page 21</p> <p>1 around so much I don't even know where my agenda is. 2 MR. COLLINS: We're on public comment. 3 ACTING CHAIRPERSON MEYER: The next -- the 4 next agenda item is Item IV, public comment. We 5 allowed comment earlier, but we're going to allow 6 additional comment. 7 (No response.) 8 ACTING CHAIRPERSON MEYER: Hearing none. 9 MR. COLLINS: Motion to adjourn. 10 ACTING CHAIRPERSON MEYER: Can I have a 11 motion to adjourn the meeting -- oh, Commissioner 12 Titla. 13 CHAIRPERSON TITLA: Motion to adjourn. 14 ACTING CHAIRPERSON MEYER: Is there a 15 second? I'll second that. 16 COMMISSIONER KIMBLE: Second. 17 MR. COLLINS: All right. All in favor say 18 aye. 19 (Chorus of ayes.) 20 ACTING CHAIRPERSON MEYER: Any opposition? 21 (No response.) 22 ACTING CHAIRPERSON MEYER: Motion carries 23 four to zero, and we are adjourned. 24 Thank you, Commissioners. 25 (Whereupon, the proceedings concluded at</p>

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1 STATE OF ARIZONA )  
2 COUNTY OF MARICOPA )  
3 BE IT KNOWN the foregoing proceedings were  
4 taken by me; that I was then and there a Certified  
5 Reporter of the State of Arizona, and by virtue thereof  
6 authorized to administer an oath; that the proceedings  
7 were taken down by me in shorthand and thereafter  
8 transcribed into typewriting under my direction; that  
9 the foregoing pages are a full, true, and accurate  
10 transcript of all proceedings and testimony had and  
11 adduced upon the taking of said proceedings, all done to  
12 the best of my skill and ability.  
13 I FURTHER CERTIFY that I am in no way  
14 related to nor employed by any of the parties thereto  
15 nor am I in any way interested in the outcome hereof.  
16 DATED at Phoenix, Arizona, this 13th day of  
17 June, 2016.  
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20 LILIA MONARREZ, RPR, CR #50699  
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# CITIZENS CLEAN ELECTIONS COMMISSION

## EXECUTIVE DIRECTOR REPORT

June 22, 2017

### **Announcements:**

- The public can view Commission meetings live via the internet at [www.livestream.com/cleanelections](http://www.livestream.com/cleanelections). A link is available on our website.

### **Voter Education:**

- The next consolidated election date is August 29, 2017 and the next voter registration deadline is Monday, July 31st. The following jurisdictions are conducting elections:
  - Phoenix (candidate)
  - Prescott (candidate and ballot measures)
  - Tucson (candidate)
  - Yuma (candidate)
- The roundtable is on July 13<sup>th</sup> from 8:30 a.m. – 4:30 p.m.

### **2018 Candidate Information:**

- The first day to collect \$5 qualifying contributions is August 1<sup>st</sup> (Qualifying Period begins).
- Participating Legislative Candidates: **7**
- Participating Statewide Candidates: **5**
- Clean Elections Training Workshops will start July 20, 2017.

### **Enforcement – 2017 Election Cycle:**

Complaints Pending: 1

- MUR 17-001 – Jesus Rubalcava

### **Enforcement – 2014 Election Cycle:**

Complaints Pending: 3

- MUR 14-006, -015 (consolidated/conciliated): Horne - pending completion of items in conciliation agreement.
- MUR 14-007: Legacy Foundation Action Fund (LFAF) – Arizona Supreme Court
  - Legacy and the Commission filed Supplemental Briefs Friday May 12. These are attached as Exhibits 1 and 2. Oral Argument is currently set for September 11, 2017
- MUR 14-027: Veterans for a Strong America (VSA)

### **Miscellaneous**

- Commission staff is working on additional rule change proposals regarding candidate transactions or reimbursements to the Clean Elections Fund. We anticipate these changes will make transactions with the Commission more efficient, cost effective, and transparent.

We will present these new rule changes to the Commission in meeting this summer or early fall.

- The Maricopa County Records office is proposing changes to the way voters will cast their ballots. <http://www.azcentral.com/story/news/local/phoenix/2017/06/20/county-recorder-adrian-fontes-changes-voting-system-fall-2017/391279001/>. This news article is attached as Exhibit 1 to the ED Report.

# Soon you could cast your ballot anywhere in Maricopa County

Rebekah L. Sanders , The Republic | [azcentral.com](http://azcentral.com) 6:00 a.m. MT June 20, 2017

Maricopa County is considering a switch to all-mail voting. Republic political reporter Rebekah L. Sanders speaks with Elections Director Reynaldo "Rey" Valenzuela about what voters can expect. [Rebekah L. Sanders/azcentral.com](http://Rebekah.L.Sanders/azcentral.com)

More than 1 million Maricopa County voters eligible to participate this fall in city council, school board and other local elections are about to experience big changes in how they cast their ballots.

The most noticeable changes:

- Every voter will receive a mail-in ballot, not just people on the early voting list.
- Traditional polling places will go away. Voters who have lost or spoiled their mail-in ballots, or who prefer to vote in person, will be able to visit any one of dozens of "ballot centers," giving them more location options than before.
- Voters checking in at a ballot center will use a computer kiosk to scan their ID or enter personally identifiable information to receive a ballot, instead of handing the ID to a poll worker. Then a ballot will be printed for them.
- There will be fewer ballot centers than the current number of polling places, but the ballot centers will have more check-in lines, equipment and staffing, and more locations will be open more days before the election for early voting than previously.

Yavapai, Yuma, Cochise, Graham and Santa Cruz counties use a generally similar process.

The new system makes it easier for voters to participate, lessens wait times and cuts costs, according to Maricopa County Recorder Adrian Fontes. He is holding demonstrations of the system across the Valley and speaking to community groups to get the word out.

"This really is the next step in modernizing our election system, and I think that's something everybody across the board wants to see," Fontes said. "We're enhancing the voter experience. We're opening up more access to the ballot box. We're making it easier for U.S. citizens to vote. We're not sacrificing anything when it comes to security or identity."

**RELATED:** [Was your vote endangered by Russian hackers?](#)

## 'This is how America does it'

But some voters have voiced confusion and concern, questioning the security and necessity of the changes.

GOP activists recently grilled Fontes, a Democrat, in a testy meeting of Legislative District 23.

One man said he did not want to vote by mail.

"I take my grandkids (to the polling place). This is how America does it. (Mail voting is) like mailing a bill or mailing a flier. I don't want that. I want to go to a polling place and hit a button. This is my privilege," he told Fontes, according to a video of the May 11 meeting. "I hope you consider the future of the people of this country and never take a polling place away from them."

Fontes reassured the voter that he could still cast a ballot in person. But the incident underlined the communication challenge election staffers have encountered explaining [their goal of sending ballots to all voters](#) and switching traditional polling places to ballot centers.

"You want to go to a ballot center and walk in with your grandkids and get that sticker? You can. We are not taking away in-person voting under the vote-by-mail system," Fontes told the man. "All we're doing is expanding the availability of elections."

**READ:** [Were up to 58,000 citizens in Maricopa County denied right to vote?](#)

## Confusion continues

Other Republicans said they left the Scottsdale meeting skeptical.

"I felt like for everything he said, at the end of the sentence it left you with more questions than answers," said Lisa James, a GOP political consultant who attended.

An email blast to Valley conservatives, based on messaging from the Recorder's Office, added to the confusion.

"New County Recorder Adrian Fontes plans to do away with ID at the polls," Republican Legislative District 4 precinct committeeman Richard Hopkins warned in a widely read newsletter last month. "Promotional material he has sent out indicates the goal is to do away with ID at the polls. Suggest that your county supervisor be contacted and urged not to fund this."

At least one activist followed through in an email to the Maricopa County Board of Supervisors.

Hopkins, a Buckeye school-board member, was partially right.

He received a Recorder's Office handout from a ballot center demo that said: "Vote-by-Mail removes 'ID at the polls' requirement (Signature is your proof of identity)."

But that statement is not exactly right. Voters still must provide identification at the ballot center. The difference: A computer will do the checking, not a poll worker.

Like a grocery self-checkout, voters wave their driver's license or voter-registration card under a laser and the computer brings up their identity and prints a ballot. If voters forget one of those two forms of identification, they can enter their name, birth date, address and Social Security or voter-registration number to check in. Failing that, voters can submit the usual provisional ballot, which undergoes additional scrutiny.

Hopkins and others still worry that an impostor could vote with a stolen ID if a poll worker does not compare the photo ID to the face of the person requesting the ballot. Yuma and Cochise counties, which use similar ballot centers, require a poll worker to take ID, officials told *The Arizona Republic*.

"Let's take this to an absurd level. I believe you agree that Vladimir Putin should not vote in the United States. Agreed? How do I know that if I don't take his ID?" an attendee at the LD23 meeting asked Fontes, drawing loud applause.

Fontes did not clearly answer at the meeting. But he later explained that an impostor would have to steal an ID, go to the ballot center before the voter has cast a ballot (otherwise the impostor's ballot would not count) and forge a signature.

**MORE:** [Former AG: Voter-registration fix is 'reasonable'](#)

## Is the new system more secure?

In the new system, all ballot envelopes — whether mailed or submitted at a ballot center — will go through signature verification. Currently, only mail-in ballots, which in some elections make up as much as 97 percent of the votes cast, require signature verification but do not require photo ID.

"We've never gone to someone's living room under the vote-by-mail system and asked them to show us an ID in their living room," Fontes said. "So the security systems that already exist under the current (early-vote system) will exist under our ballot-by-mail system."

"We actually think it's more secure" because trained election workers review signatures, instead of a volunteer poll worker who checks an ID, Chief Deputy Recorder Keely Varvel said.

The Recorder's Office is also considering requiring voters at the ballot centers to key in their Social Security number along with scanning their ID.

However, there could be another security concern in the new plan: When a voter checks in and the computer prints the ballot, a poll worker hands the ballot to the voter.

When ballot centers aren't busy, it may be easy for poll workers to know which ballot should be given to which voter. But when there are crowds, that could become difficult.

Yuma and Cochise counties require poll workers, before handing a newly printed ballot over, to check receipts that voters receive upon check-in.

### Fontes: System is efficient, innovative

Election officials are talking about the new plan with community members now, so there is plenty of time to iron out problems before November, Fontes said. And with ballot centers open longer before Election Day than early polling places were in previous elections, there will be more opportunities to troubleshoot, he added.

If all goes well, Fontes hopes to replicate the new system in all elections in Maricopa County, not just local ones, in 2018.

But he'll have to convince the Arizona Legislature and the Maricopa County Board of Supervisors to sign off on the plan. State Sen. Bob Worsley, R-Mesa, [introduced a bill this year, but it did not advance](#).

Fontes touts arguments about government efficiency and innovation that conservatives in those political bodies may warm to.

He cites millions of dollars in potential savings because he can use new, less-expensive technology, can open fewer ballot-center locations and won't have to print more in-person ballots than necessary.

The new all-mail system is another step in the major overhaul of the election office Fontes promised when he campaigned last year against longtime Recorder Helen Purcell, whose failed experiment with a new voting system during the presidential-preference election led to long wait times and angry voters.

Ironically, the ballot centers that Fontes plans to use this year are similar to what Purcell tried in the March 2016 election. But he insists with a big boost in equipment, staffing and locations, and better education for voters ahead of time, the new system will work smoothly.

"I actually think we're gonna have a hell of a lot of people standing around waiting for voters to show up," Fontes said.

And since voters can go to any ballot center, the plan should reduce the thousands of provisional ballots from voters that visit the wrong polling place that have [slowed vote counts in past elections](#).

Even Hopkins, the Buckeye Republican, despite his concerns, generally supports the plan.

"To me it seems like it would be more cost effective and give people more opportunity to vote," he said. "I went in there (to the ballot center demonstration) with a closed mind that it's going to be terrible. And I came out thinking most of it was pretty good."

**READ MORE:**

[Fear the fork: ASU precinct in Maricopa County fit for a devil](#)

[Officials warn drivers about common roadway killer](#)

[How asphalt slab racked up \\$90K in back taxes](#)

***Proposed Commission Meeting Dates for  
July - December 2017***

<b>Month</b>	<b>Date</b>	<b>State Holiday</b>
<b>*July</b>	<b>*20<sup>th</sup></b>	<i>Tuesday, July 4<sup>th</sup>, Independence Day</i> <i>*Due to Roundtable, July meeting likely to be canceled, Tom will provide update*</i>
<b>August</b>	<b>31<sup>st</sup></b>	
<b>September</b>	<b>28<sup>th</sup></b>	<i>Monday, Sept 4<sup>th</sup>, Labor Day</i>
<b>October</b>	<b>19<sup>th</sup></b>	<i>Monday, Oct 9<sup>th</sup>, Columbus Day</i>
<b>November</b>	<b>16<sup>th</sup></b>	<i>Friday, Nov 10<sup>th</sup> Veteran's Day &amp; Thursday, Nov 23<sup>rd</sup>, Thanksgiving Day</i>
<b>December</b>	<b>14<sup>th</sup></b>	<i>Monday, Dec 25<sup>th</sup>, Christmas Holiday</i>

*In the event additional meetings are required or changes need to be made, staff will work directly with each member to secure at least a quorum. All above proposed meeting dates are on Thursday, scheduled to begin at 9:30 a.m.*



**ITEM IV**

## **R2-20-702(B) Option A:**

A participating candidate's payment from a campaign bank account to a political committee or civic organization including a person with tax exempt status under section 501(a) of the internal revenue code or an unincorporated association is not a contribution if the payment is reasonable in relation to the value received. Payment of customary charges for services rendered, such as for printing and obtaining voter or telephone lists, and payment of not more than \$200 per person to attend a political event open to the public or to party members shall be considered reasonable in relation to the value received. Clean elections funding shall not be used for an expenditure to any political party and such an expenditure shall be deemed an illegal contribution.

## **R2-20-702(B) Option B:**

A participating candidate's payment from a campaign bank account to a political committee or civic organization including a person with tax exempt status under section 501(a) of the internal revenue code or an unincorporated association entity is not a contribution if the payment is reasonable in relation to the value received. Payment of customary charges for services rendered such as for printing and obtaining voter or telephone lists, and payment of not more than \$200 per person to attend a political event open to the public or to party members shall be considered reasonable in relation to the value received. No other payments are permitted to political parties with clean elections funding.

## **R2-20-702(B) Option C:**

~~A participating candidate's payment from a campaign account to a political committee or civic organization entity is not a contribution if the payment is reasonable in relation to the value received. Payment of customary charges for services rendered such as for printing voter or telephone lists, and payment of not more than \$200 per person to attend a political event open to the public or to party members shall be considered reasonable in relation to the value received.~~

A participating candidate may:

1. Make a payment from the candidate's campaign bank account:
  - a. To a political committee or civic organization including a person with tax exempt status under section 501(a) of the internal revenue code or an unincorporated association. The payment is not a contribution if the payment is reasonable in relation to the value received.
  - b. For customary charges for services rendered, such as for printing and obtaining voter or telephone lists, shall be considered reasonable in relation to the value received.
  - c. Of not more than \$200 per person to attend a political event open to the public or to

party members shall be considered reasonable in relation to the value received.

2. Only make an advanced payment to a political party for services such as consulting, communications, field employees, canvassers, mailers, auto-dialers, telephone town halls, electronic communications and other advertising purchases and other campaign services if an itemized invoice identifying the value of the service is provided directly to the participating candidate at the time of the advanced payment.
  - a. Payment in the absence of an itemized invoice or advanced payment for such services shall be deemed a contribution to the political party.
  - b. Payment may be advanced for postage upon the receipt of a written estimate and so long as any balance is returned to the candidate if the advance exceeds the actual cost of the postage.
  - c. Payment may be advanced for advertising that customarily requires pre-payment upon the receipt of a written estimate and so long as any balance is returned to the

candidate if the advance exceeds the actual cost of the advertisement.

- d. A political party may not mark up or add any additional charge to the value of services provided to the particular candidate. All expenditures must be for the services used by the particular participating candidate.
- e. The Commission shall be included in the mail batch for all mailers and invitations. The Commission shall also be provided with documentation from the mail house, printer or other original source showing the number of mailers printed and the number of households to which a mailer was sent. Failure to provide this information within 7 days after a mailer has been mailed may be considered as evidence the mailer was not for direct campaign purposes.

## **R2-20-703.01 Campaign Consultants** (NEW RULE)

- A. For purposes of this rule "Campaign Consultant" means any person paid by a participating candidate's campaign or who provides services that are ordinarily charged to a person, except services provided for in A.R.S. 16-911(6)(b).
- B. A participating candidate may engage campaign consultants.
- C. A participating candidate may only advance a campaign consultant for services such as consulting, communications, field employees, canvassers, mailers, auto-dialers, telephone town halls, electronic communications and other advertising purchases and other campaign service if an -itemized invoice identifying the value of the services is provided directly to that particular candidate at the time of the advance payment. ~~The invoice shall also identify the consultant's mark up, percentage or other additional charge above the actual cost of the service provided~~
1. Providing payment for such services as described in subsection (C) of this rule in the absence of an itemized invoice or advance payment for such services shall be deemed not to be a direct campaign expenditure.

2. A participating candidate may advance payment for postage upon the receipt of a written estimate and so long as any balance is returned to the candidate if the advance exceeds the actual cost of postage.

3. A participating candidate may advance payment for advertising that customarily requires pre-payment upon the receipt of a written estimate and so long as any balance is returned to the candidate if the advance exceeds the actual cost of the advertisement.

D. The Commission shall be included in the mail batch for all mailers and invitations. The Commission shall also be provided with documentation from the mail house, printer or other original source showing the number of mailers printed and the number of households to which a mailer was sent. Failure to provide this information within 7 days after the mailer has been mailed may be considered as evidence the mailer was not for direct campaign purposes.

~~E. Any consultant engaged by a participating candidate shall provide the participating candidate and the Commission with a sworn affidavit identifying all other clients who are: candidates for any office in the state of Arizona, political committees, a person~~

~~with tax exempt status under section 501(a) of the internal revenue code, or an unincorporated association, or corporations engaged independent expenditures in the state of Arizona. This affidavit shall be updated monthly beginning the first of the month of every month of the remaining election cycle. In the event the relationship is terminated a sworn affidavit so stating shall be provided to the participating candidate and the commission within 5 days.~~

PROPOSED

**R2-20-402.01. ~~Random a~~Audits of participating legislative candidates.**

To ensure compliance with the Act and Commission rules, the Commission shall conduct ~~random~~ audits of all participating legislative candidates after each election ~~primary election period and each general election period~~. Candidates who win their primary election will not be subject to an audit until after the general election. ~~Random a~~Audits shall include the review of campaign finance reports for the entire election cycle and related documentation in accordance with procedures established by the Commission. The Commission may hire independent accounting firms to carry out the ~~random~~ audits. ~~The selection of legislative candidates for audit shall be determined by random lot at a Commission meeting. Candidates shall not be subject to selection for random audit for the general election period that were selected for random audit following the primary election period.~~

**From:** Pamela Powers Hannley  
**To:** [CCEC Mailbox](#)  
**Cc:** [Pamela Powers Hannley](#); [Pamela Powers](#)  
**Subject:** comment on proposed CCEC rule changes  
**Date:** Monday, June 19, 2017 5:27:37 PM

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Greetings, everyone,

As a Clean Elections candidate and a current member of the Arizona House of Representatives, I would like to comment on the proposed rule changes which will be voted on at the 6/22 meeting.

First of all, thank you so much for tackling this topic. I don't like what happened in 2016 regarding transferring all or most Clean Elections funds from certain candidates to political parties or consultants, and I welcome reform by the commission.

**I prefer R2-20-702(B) Option C plus the new rule R2-20-703.01 Campaign Consultants.** These two rules together tackle the entire problem because it addresses parties and consultants. My only concern about Option C is item e because of the added complexity and short time frame. I understand the intent of C:e, but perhaps there is a simpler way to gain that information. Please - yes on these two.

**R2-20-702(B) Option A would be very bad for Clean Elections candidates** because it would preclude us from buying legitimate services from a political party. Under Option A, Democratic candidates would not have access to the Democratic Party's VAN database for targeting mailings, phone banking and walks or for voter contact data-gathering. Option A would force Clean Elections candidates to run without that valuable information or to buy it from national vendors, which could be expensive and of variable quality. Option A also doesn't address funds transferred to consultants. No on Option A.

**R2-20-702(B) Option B allows candidates to buy lists from political parties but not other services** like renting the predictive dialer. Option B also doesn't address funds transferred to consultants. No on Option B.

Thanks for the opportunity to comment. I believe that Clean Elections should be strengthened and expanded-- not diminished.

Rep. Pamela Powers Hannley

### **Pamela Powers Hannley, MPH**

Representative, Arizona House, LD9

<http://powersforthepeople.net/>

Facebook: <https://www.facebook.com/PamelaPowersHannleyforHouse/>

AZ House email: [ppowershannley@azleg.gov](mailto:ppowershannley@azleg.gov)

Vice Chair: Public Banking Institute

<http://www.publicbankinginstitute.org/>

Co-Director: Arizonans for a New Economy

Website: <http://ArizonaPublicBanking.org>

Facebook: <https://www.facebook.com/ArizonaPublicBanking>

Twitter: @p2hannley @AZProgressives @AZPublicBank

**From:** evecshapiro@gmail.com  
**To:** [CCEC Mailbox](#)  
**Subject:** rule changes  
**Date:** Tuesday, June 06, 2017 7:59:36 PM

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R2-20-702 Option C and the new rule R2-20-703.01 are worthwhile changes in the clean election law because they would clean up what has been happening with both political parties and make the system more transparent– without excessive burden on people who run clean. I support both of these proposals. Thanks, Eve Shapiro MD.

**From:** elinor brecher  
**To:** [CCEC Mailbox](#)  
**Subject:** rule changes  
**Date:** Monday, June 05, 2017 10:02:10 AM

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I was unable to connect through the "submit comment" tab on the website, so I will send it this way: Given how important Clean Elections are to fair elections at every level of state government, excluding the corrupting influence of dark money, I support option C of the proposed revisions. Option C would make the clean elections process more transparent.

Thank you--

Elinor J. Brecher  
3231 N. Riverbend Circle E.  
Tucson, AZ 85750  
305-332-1634

**From:** Barbara Warren  
**To:** [CCEC Mailbox](#)  
**Subject:** Comments on new proposed rules  
**Date:** Saturday, June 03, 2017 9:39:44 PM

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I would like to emphasize that Clean Elections are essential to fair and non-corrupt elections of our State government representatives, senators, corporation commissioners, and others. This process reduces or eliminates the forces of dark money and corruption in our States elections. I strongly support clean elections.

I also strongly support ONLY Option C of the proposed revisions, although Section F seems unnecessarily cumbersome and restrictive. Option C would otherwise bring greater transparency to the clean elections process. I do not support Option A or Option B.

Thank you

Barbara H. Warren, MD  
LD9  
Tucson, Arizona

**From:** Phil Lopes  
**To:** [CCEC Mailbox](#)  
**Subject:** Vote on proposed rule changes  
**Date:** Wednesday, May 31, 2017 9:18:17 AM

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I strongly support option C and the new rule regarding campaign consultants. Options A and B would do damage to the process.

Thanks for the opportunity to comment.

**Phil Lopes**

**From:** rfgraap@comcast.net  
**To:** [CCEC Mailbox](#)  
**Subject:** New rules  
**Date:** Monday, May 29, 2017 5:35:49 PM

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I support the following:

R2-20--702 Options C

R2-20-703.01

Raymond Graap  
6100 N. Zorrela Segundo  
Tucson, Az. 85718

**From:** Howard L. Johnson  
**To:** [CCEC Mailbox](#)  
**Subject:** upcoming vote on rule changes  
**Date:** Wednesday, May 24, 2017 5:13:17 PM

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Ladies and gentlemen,

On this upcoming vote, please support rule R2-20-702 Option C and the new rule R2-20-703.01.....

In advance, Thank you for voting as I have suggested.

*Sincerely,*

***Howard L. Johnson***

<http://www.youtube.com/user/hljimesa>

*Beware of false knowledge, it is more dangerous than ignorance – George Bernard Shaw*

**From:** ralph atchue  
**To:** [CCEC Mailbox](#)  
**Subject:** Pending Clean Election Rule Changes  
**Date:** Monday, April 24, 2017 1:48:17 PM

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## Clean Elections Commission

I am seriously considering running for the AZ State Senate in LD11. It is my intention to run under the existing Clean Elections provisions and rules. It is my sincere belief that the election process and public perception of that process is best served and enhanced via Clean Elections.

After reviewing the proposed rule changes, however, I am deeply concerned. I am an advocate of increased transparency in the election and political processes. However, I find that much of the proposed rule changes in both options A and B, would create an unfair disadvantage for Clean Election candidates. The enactment of rule changes in either option A or B would have a negative impact on my decision to run for office

It is my hope that the Clean Elections Commissions continues to find ways to strengthen this important election process so that the voters of Arizona will gain confidence in our electoral process.

Ralph Atchue  
3968 W Mustang Ct  
Eloy AZ 85131  
520 251-8247

**From:** Brandon Dwyer  
**To:** [CCEC Mailbox](#)  
**Subject:** Comment on proposed rules changes R2-20-702(B)  
**Date:** Tuesday, April 04, 2017 5:45:50 AM

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Good day.

My name is Brandon Dwyer. I was a clean elections candidate for the 2016 election cycle and am currently thinking about running as a clean candidate again in 2018.

R2-20-702(B) Option A.

I would not run as a clean elections candidate again. Chances are I wouldn't run in 2018 if this option passed.

R2-20-702(B) Option B.

I used my normal campaign funds to purchase access to the voter file. I would have trouble running as a clean elections candidate again. More likely I wouldn't run in 2018 if this option passed.

R2-20-702(B) Option C. Sets out some great starting ground rules. If these rules were in place before the 2016 campaign it would have made life easier. I only have objections with one section.

R2-20-702(B) Option C Section F. *The Commission shall also be provided with documentation from the mail house, printer or other original source showing the number of mailers printed and the number of households to which a mailer was sent. Failure to provide this information within seven days after a mailer has been mailed may be considered as evidence the mailer was not for direct campaign purposes.*

This sets an undo burden on the printing house. It has also been my experience that print shops typically do not respond in a timely manner if at all. Many times I had to physically show up to their place of business to get a response or solve a problem. The candidate should submit the final invoices to the clean elections commission within seven business days. This extra burden will cause some print shops to turn away candidates.

Getting a print shop to do anything in a timely manor let alone extra uncompensated paperwork will lead to multiple violations from multiple campaigns.

Thanks for listening

Brandon Dwyer

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Educate your children to self-control, to the habit of holding passion and prejudice and evil tendencies subject to an upright and reasoning will, and you have done much to abolish misery from their future and crimes from society.

Benjamin Franklin

**From:** [Thomas Collins](#)  
**To:** [Alec Shaffer](#)  
**Subject:** FW: Rule Proposals for Commission Meeting 2/23  
**Date:** Monday, June 19, 2017 3:22:18 PM

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**From:** Constantin Querard [<mailto:grassrootspartners@cox.net>]  
**Sent:** Tuesday, February 28, 2017 9:06 AM  
**To:** Thomas Collins  
**Subject:** Re: Rule Proposals for Commission Meeting 2/23

I reread Option C and think I made a mistake. Does it only apply to expenditures made through political parties (as opposed to actual consultants/vendors)?

If so, then the disclosure you're asking for would allow you to ensure there is no markup and that's okay.

When I read it the first time I thought all of the disclosure regarding profit margins etc would apply to all vendors and that would really interfere with private businesses, but since parties aren't for-profit ventures, it is probably fine. And you could include additional messaging like radio/TV/online in that case...

CQ

On 2/22/17, 2:42 PM, "Thomas Collins" <[Thomas.Collins@azcleaselections.gov](mailto:Thomas.Collins@azcleaselections.gov)> wrote:

Are you ok with me sharing some of these thoughts with the commission on both 702 and 703.01?

**From:** Constantin Querard [<mailto:grassrootspartners@cox.net>]  
**Sent:** Tuesday, February 21, 2017 11:07 PM  
**To:** Thomas Collins  
**Subject:** Re: Rule Proposals for Commission Meeting 2/23

I forgot to mention 703.01

Ugh...

So much more paperwork and hassle... Why is it the business of any of my clients who my other clients are? And why would government feel it has a compelling interest in inserting itself into a private contract and forcing that disclosure? Same goes for requiring everyone to disclose their profit margins for each client and for each job? That's nobody's business and I've been making that argument since 2004. That starts getting into trade secrets and how I literally do business. Why would that sort of information be subject to a FOIA request by my competition?

And we're in trouble if we forget to send you a copy of something we're mailing? Bad idea, but why exclude autodialers, TV and Radio ads, online buys, etc? I'm not sure what problem this is supposed to fix, but it just sets up a whole new bunch of stuff you can get in trouble for, and eventually running Clean isn't worth the risk...

Sorry if I sound too harsh. I know you're working hard on this stuff and the effort is appreciated. Its tricky trying to craft a solution to the problem...

CQ

On 2/20/17, 5:02 PM, "Thomas Collins" <[Thomas.Collins@azcleanelections.gov](mailto:Thomas.Collins@azcleanelections.gov)> wrote:  
All,

Attached please find draft rules that will be presented to the Commission at its meeting Thursday. The meeting thursday is to open the public comment period if the Commission votes to do so. Proposals are, of course, subject to change.

Let me know if you have questions.

Thanks, Tom

**From:** [Thomas Collins](#)  
**To:** [Alec Shaffer](#)  
**Subject:** FW: Rule Proposals for Commission Meeting 2/23  
**Date:** Monday, June 19, 2017 3:22:03 PM

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**From:** Constantin Querard [<mailto:grassrootspartners@cox.net>]  
**Sent:** Tuesday, February 28, 2017 10:02 AM  
**To:** Thomas Collins  
**Subject:** Re: Rule Proposals for Commission Meeting 2/23

Okay. Well to the degree you are requiring parties to provide goods/services at cost, you need to know their costs... That doesn't extend to private contractors/vendors, and they're going to object to what are essentially their trade secrets (how they do their business) being subjected to FOIA requests by their competition. Since CCEC isn't requiring private vendors to provide anything at cost, I don't think you or the general public needs to know their internal accounting.

That'll be my comment... Feel free to share...

On 2/28/17, 9:55 AM, "Thomas Collins" <[Thomas.Collins@azcleaselections.gov](mailto:Thomas.Collins@azcleaselections.gov)> wrote:

We wrote it to have itemization on both. But obviously we expect and invite comment to the contrary.

**From:** Constantin Querard [<mailto:grassrootspartners@cox.net>]  
**Sent:** Tuesday, February 28, 2017 9:50 AM  
**To:** Thomas Collins  
**Subject:** Re: Rule Proposals for Commission Meeting 2/23

And the breakdown of costs is parties only as well?

On 2/28/17, 9:43 AM, "Thomas Collins" <[Thomas.Collins@azcleaselections.gov](mailto:Thomas.Collins@azcleaselections.gov)> wrote:  
No mark up for parties. Correct.

**From:** [Thomas Collins](#)  
**To:** [Alec Shaffer](#)  
**Subject:** FW: Rule Proposals for Commission Meeting 2/23  
**Date:** Monday, June 19, 2017 3:22:09 PM

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**From:** Constantin Querard [mailto:grassrootspartners@cox.net]  
**Sent:** Tuesday, February 28, 2017 9:50 AM  
**To:** Thomas Collins  
**Subject:** Re: Rule Proposals for Commission Meeting 2/23

And the breakdown of costs is parties only as well?

On 2/28/17, 9:43 AM, "Thomas Collins" <[Thomas.Collins@azcleaselections.gov](mailto:Thomas.Collins@azcleaselections.gov)> wrote:

No mark up for parties. Correct.

**STATE OF ARIZONA**  
**CITIZENS CLEAN ELECTIONS COMMISSION**  
MUR: No. 17-01 JESUS RUBALCAVA  
STATEMENT OF REASONS OF EXECUTIVE DIRECTOR

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On behalf of the Citizens Clean Elections Commission (“Commission”), the Executive Director hereby provides the Statement of Reasons showing reason to believe that violations of the Citizens Clean Elections Act and or the Commission rules (collectively, the “Act”) may have occurred.

**I. Procedural Background**

Jesus Rubalcava (“Respondent”), a 2016 participating candidate for State Representative of Legislative District 4, was selected for a random primary election audit on September 15, 2016. Based on findings from the random audit (**Exhibit A**), the Commission approved a comprehensive audit and review for Respondent and Respondent’s candidate campaign committee on January 19, 2017. On April 28, 2017, the independent auditors, Fester & Chapman P.C., submitted the final comprehensive audit to the Commission (**Exhibit B**).

On May 23, 2017, the Executive Director served Respondent with an internal Complaint regarding the findings of the comprehensive audit and review (**Exhibit C**). The Complaint alleges Respondent may have violated the Clean Elections Act and Rules by: (1) accepting contributions other than individual contributions and \$5 qualifying contributions; (2) making expenditures in excess of the personal money contribution limit; (3) making expenditures in excess of the adjusted primary election spending limit; (4) making expenditures in excess of the adjusted general election spending limit; (5) failing to comply with A.R.S. §16-948 regarding campaign accounts; and (6) failing to comply with A.R.S. §16-953 regarding the return of unused monies to the Citizens Clean Elections Fund. The Complaint also noticed Respondent of potential reporting violations and related penalties.

On May 30, 2017, Respondent submitted a Response to the Complaint (**Exhibit D**).

Because of the audit and Respondent’s related admissions noted below, it is clear that numerous violations may have occurred. The failure to document transactions properly, coupled with the usage of funds and dual bank accounts noted in the audits, gives rise to potentially serious violations. An investigation will determine whether there is probable cause to believe a violation has occurred, as well as the scope of the violation.

**II. Alleged Violations**

**A. Exceeding early contribution limit**

Pursuant to A.R.S. §16-941(A)(1), a participating candidate shall not accept any contributions, other than a limited number of five-dollar qualifying and early individual contributions.

The auditors found that Respondent made transfers from a separate bank account to the campaign bank account totaling \$1,869.33 and made additional deposits, whose purpose cannot be determined, into the campaign bank account in the amount of \$3,945.54. Respondent's Amended June 30<sup>th</sup> Report details that Respondent collected \$1,415 in qualifying contributions (**Exhibit E**). Respondent's Amended Qualifying Period Recap Report details that Respondent received \$177 in personal and family contributions, \$525 in early individual contributions, and \$60 in small contributions (**Exhibit F**). The total combined amount of received contributions as reported by Respondent is \$2,177. Respondent deposited into his bank account a total of \$5,814.87 (not including Clean Elections Funding); this is \$3,637.87 more than the total combined qualifying contributions, individual contributions, small contributions, and personal and family contributions Respondent reported on his campaign finance reports.

In his Response, Respondent states he did accept contributions other than the \$5 qualifying contributions, but he received early contributions from individuals and referenced his campaign finance reports as an exhibit. However, the campaign finance reports referenced by Respondent do not match the deposits made in the bank account. Moreover, Respondent does not "disput[e] the outcome of the audit." Clean Elections Commission Meeting, 5/18/2017, Tr. 30:8-11 ("I do acknowledge and I am taking responsibility that there was poor accounting and practices during this campaign cycle.") (**Exhibit G**); *accord* Response at 1 ("Please acknowledge that I am not by any means challenging the results of the review, nor I am denying any wrong doing."). Additionally, Respondent failed to provide sufficient documentation for all campaign activity in his campaign finance reports, pursuant to R2-20-104. As such, the auditors and Commission staff are unable to determine if contributions comply with the limits. A.R.S. § 16-941(A)(1) ("[A] participating candidate. . . [s]hall not accept any contributions, other than a limited number of five-dollar qualifying contributions as specified in section 16-946 and early contributions as specified in section 16-945, except in the emergency situation specified in section 16-954, subsection F.").

For the reasons set forth above, I recommend the Commission find reason to believe a violation may have occurred.

### **B. Exceeding the limit for expenditures paid with personal monies**

Pursuant to A.R.S. §16-941(A)(2), a participating legislative candidate shall not make expenditures of more than a total of seven hundred and twenty dollars of the candidate's personal monies.

The auditors found that Respondent had made transfers from a separate bank account to the campaign bank account totaling \$1,869.33 and made additional deposits, whose purpose cannot be determined, into the campaign bank account in the amount of \$3,945.54. If Respondent only received \$2,000 from his qualifying contributions, early individual contributions, and small contributions combined, as reported on his campaign finance reports, then Respondent received \$3,814.87 in personal and family contributions. Respondent only reported receiving \$177 in personal and family contributions.

In his Response, Respondent states he contributed \$177 of his personal money to his campaign. However, Respondent failed to provide sufficient documentation for all campaign activity, as required by R2-20-104. Again, Respondent does not “disput[e] the outcome of the audit.” Clean Elections Commission Meeting, 5/18/2017, Tr. 30:8-11 (“I do acknowledge and I am taking responsibility that there was poor accounting and practices during this campaign cycle.”); *accord* Response at 1 (“Please acknowledge that I am not by any means challenging the results of the review, nor I am denying any wrong doing.”). As such, the auditors and Commission staff are unable to determine if use of personal monies is within the limits. A.R.S. § 16-941(A)(2)(“[A] participating candidate. . . shall not make expenditures of more than a total of five hundred dollars of the candidate's personal monies for a candidate for the legislature or more than one thousand dollars for a candidate for statewide office.”).

For the reasons set forth above, I recommend the Commission find reason to believe a violation may have occurred.

### **C. Exceeding general election spending limit**

Pursuant to A.R.S. §§16-941(A)(3) and -941(A)(4), a participating candidate shall not make expenditures exceeding the adjusted primary spending limit (\$16,044) and adjusted general spending limit (\$1,415).

The auditors found that Respondent made a total of \$3,677.16 in expenditures from the campaign bank account during the general election period (August 31, 2016 through November 8, 2016). Respondent’s adjusted general election spending limit was \$1,415 since Respondent was not contested in the general election. Respondent made a total of \$2,262.16 in excess expenditures during the general election period.

In his Response, Respondent states that he “did not exceed the amount of the general election spending limit.” He also states that he did not receive general election funding because he was unopposed and learned that he was unopposed in late September. However, Respondent did receive general funding on August 31, 2016 (**Exhibit H**) but it was determined that Respondent would be unopposed in the general election; therefore, the next day on September 1, 2016, Respondent was notified by the Executive Director, through e-mail and overnight delivery, that he would need to return \$22,651 in general election funding and he could only retain the amount of the \$5 qualifying contributions (\$1,415) he submitted to the Secretary of State’s Office (**Exhibit I**). Respondent acknowledged the notification the same day but did not return the general election funds until September 28, 2016.

Respondent also provides his campaign finance reports as evidence that he did not exceed the general election spending limit. However, the auditors found that Respondent’s campaign finance reports do not accurately reflect the campaign finance activity in the Respondent’s campaign bank account. Respondent does not “disput[e] the outcome of the audit.” Clean Elections Commission Meeting, 5/18/2017, Tr. 30:8-11 (“I do acknowledge and I am taking responsibility that there was poor accounting and practices during this campaign cycle.”); *accord* Response at 1 (“Please acknowledge that I am not by any means challenging the results of the review, nor I am denying any wrong doing.”). The auditors found that \$2,829.61 in expenditures

from the campaign bank account during the general election period were not reported on Respondent's campaign finance reports.

The auditors requested supporting documentation for the expenditures but Respondent claimed to have been unable to "locate the box" containing the information. Every Clean Elections candidate has the burden of proving expenditures are made for direct campaign purposes, pursuant to A.A.C. R2-20-104(C). We are unable to determine whether expenditures were for direct campaign purposes and in compliance with the adjusted general spending limit. A.R.S. § 16-941(A)(4)("[A] participating candidate . . . [s]hall not make expenditures in the general election period in excess of the adjusted general election spending limit.").

For the reasons set forth above, I recommend the Commission find reason to believe a violation may have occurred.

**D. Failure to return unused monies to the Commission after the primary and general elections and exceeding the primary election spending limit.**

Pursuant to A.R.S. § 16-941(A)(5), participating candidates must comply with A.R.S. §16-953 stating that at the end of the primary and general elections participating candidates must return monies in the campaign account to the Commission.

The auditors found a transfer from the Respondent's campaign bank account to Respondent's personal account equaling \$604.42. Respondent made \$4,653.41 in non-campaign withdrawals from the campaign bank account. An additional \$3,635.41 was withdrawn and auditors were unable to provide a determinable purpose. Participating candidates must return Clean Elections funding that was not used for direct campaign purposes, as required by R2-20-704(B).

On October 18, 2016, the auditors contacted Respondent regarding a high ending balance on the Primary Recap Report (**Exhibit J**). At that time Respondent should have returned \$7,046.72 in unspent primary election funding based on the timely filing of his Primary Recap Report (**Exhibit K**). On November 1, 2016, Respondent filed amendments to his campaign finance reports. The new ending balance on the Amended Primary Recap Report was -\$2.44 (**Exhibit L**).

The auditors found that Respondent made \$17,501.51 in expenditures from the campaign bank account during the primary election period. Since Respondent could have only potentially deposited \$18,221 into the campaign bank account during the primary period (based upon primary election funding, early contributions, \$5 qualifying contributions, small contributions and personal contributions), Respondent should have returned to the Clean Elections Fund at least \$710.49. This does not take into account the expenditures that were made for personal use and should have also been returned to the fund. Moreover, absent evidence to support the expenditures during the primary, Respondent may have exceeded the primary spending limit he took on himself.

Respondent states that “according to the reports filed with the Arizona Secretary of State, there wasn’t [sic] any unused monies that were not returned to the Citizens Clean Elections Commission.” And that because his personal bank account and campaign account were linked, he “began to use the filing report with the Secretary of State as [his] accounting and balance.” However, Respondent amended his reports several months after the transactions had taken place so it is improbable that he was able to utilize the Secretary of State’s campaign finance reporting system to keep track of his campaign finance activity. Confirming this, Respondent does not “disput[e] the outcome of the audit.” Clean Elections Commission Meeting, 5/18/2017, Tr. 30:8-11 (“I do acknowledge and I am taking responsibility that there was poor accounting and practices during this campaign cycle.”); *accord* Response at 1 (“Please acknowledge that I am not by any means challenging the results of the review, nor I am denying any wrong doing.”).

For the reasons set forth above, I recommend the Commission find reason to believe a violation may have occurred. A.R.S. § 16-941(A)(3) (“[A] [participating candidate. . . [s]hall not make expenditures in the primary election period in excess of the adjusted primary election spending limit.”); § 16-941(A)(5)([A] participating candidate. . . [s]hall comply with section . . .section 16-953 regarding returning unused monies to the citizens clean elections fund described in this article.”).

#### **E. Failure to conduct campaign activity through a single bank account**

Pursuant to A.R.S. § 16-941(A)(5), participating candidates must comply with A.R.S. § 16-948 stating that all financial campaign activity must be conducted through a single campaign account and a participating candidate shall not make any deposits into the campaign bank account other than early and qualifying contributions. A.R.S. § 16-948(C) and R2-20-114(A) require candidates who establish a petty cash account to adhere to an aggregate limit of \$1,420 and each expenditure may not exceed \$160. Participating candidates utilizing petty cash accounts must include additional, detailed information on their campaign finance reports, as required by A.A.C. R2-20-115.

On June 15, 2016, Respondent physically received his check for the primary election. Bank records show that \$16,044 was deposited into a personal bank account and \$13,280.22 was transferred from Respondent’s personal bank account to a campaign bank account on June 17, 2016. The difference of \$2,763.78 was not transferred to the campaign account. The auditors noted transfers from a separate bank account to the campaign account equaling \$1,869.33 and other deposits with undeterminable purposes equating to \$3,945.54. The deposits cannot be verified due to Respondent’s failure to provide supporting documentation.

Respondent neglected to establish a petty cash account and provide detailed information on campaign finance reports. The auditors found ATM withdrawals totaling \$683.50 that Respondent failed to document on his campaign finance reports. The withdrawals cannot be verified due to the lack of supporting documentation. Respondent does not “disput[e] the outcome of the audit.” Clean Elections Commission Meeting, 5/18/2017, Tr. 30:8-11 (“I do acknowledge and I am taking responsibility that there was poor accounting and practices during this campaign cycle.”); *accord* Response at 1 (“Please acknowledge that I am not by any means challenging the results of the review, nor I am denying any wrong doing.”).

For the reasons set forth above, I recommend the Commission find reason to believe a violation may have occurred. A.R.S. § 16-941(A)(5) ([A] participating candidate . . . [s]hall comply with section 16-948 regarding campaign accounts. . . .”).

#### **F. Failure to report expenditures and receipts**

Pursuant to A.R.S. § 16-941, participating candidates shall comply with A.R.S. § 16-948 stating that candidates are required to report expenditures made directly from their campaign bank account, as required by A.R.S. § 16-948(C). Information to be provided on the campaign finance reports includes recipient’s full name, address, nature of good and services, and compensation. A.A.C. R2-20-703 requires candidates to report all receipts and disbursements from the campaign account similarly. In addition, A.A.C. R2-20-115 contends that participating candidates maintain books and records of financial transactions in a single location, and such records be accessible upon request.

The auditors found that Respondent failed to report an aggregate of \$9,209.72 in expenditures and \$4,852.55 in deposits on his campaign finance reports. It could not be determined if an additional \$1,362.32 was reported because of insufficient records.

Respondent states that out of confusion he “began to use the filing report with the Secretary of State as [his] accounting and balance.” As required by A.A.C. R2-20-110, participating candidates’ campaign finance reports are to include all receipts and disbursements for their current campaign account. However, Respondent does not “disput[e] the outcome of the audit.” Clean Elections Commission Meeting, 5/18/2017, Tr. 30:8-11 (“I do acknowledge and I am taking responsibility that there was poor accounting and practices during this campaign cycle.”); *accord* Response at 1 (“Please acknowledge that I am not by any means challenging the results of the review, nor I am denying any wrong doing.”). The comprehensive audit revealed several expenditures were made and not reported. Respondent made reference to his campaign finance reports submitted to the Secretary of State as proof against allegations of excess spending, but information in reports is recorded by the candidate and numerous expenditures and deposits were never documented by Respondent.

For the reasons set forth above, I recommend the Commission find reason to believe a violation may have occurred. A.R.S. § 16-942(B); Ariz. Admin. Code R2-20-109 (2016).

#### **G. Failure to utilize Clean Elections funding for direct campaign expenditures**

Pursuant to A.R.S. §16-941, participating candidates shall comply with A.R.S. §16-948 stating that Clean Elections funding must be utilized only for direct campaign expenditures. Additionally, A.A.C. R2-20-702(C) prohibits participating candidates from using funds within the candidate’s campaign account for personal use.

Auditors noted that Respondent transferred \$604.42 from his campaign bank account to Respondent’s personal account. Respondent made \$4,653.41 in non-campaign withdrawals from the campaign bank account. An additional \$3,635.41 was withdrawn and auditors were unable to provide a determinable purpose. Non-campaign withdrawals are exemplified by, but not limited

to, Respondent's expenditures for: airline fees, hotel fees in the states of Tennessee, California, and the District of Columbia, and AT&T bill payments.

However, Respondent failed to provide sufficient documentation for all campaign activity including possible direct campaign expenditures, as required by R2-20-104. . Respondent does not "disput[e] the outcome of the audit." Clean Elections Commission Meeting, 5/18/2017, Tr. 30:8-11 ("I do acknowledge and I am taking responsibility that there was poor accounting and practices during this campaign cycle."); *accord* Response at 1 ("Please acknowledge that I am not by any means challenging the results of the review, nor I am denying any wrong doing."). As such, the auditors and Commission staff are unable to determine if any of the expenditures were for direct campaign purposes as required by A.R.S. §§16-941 and -948, A.A.C. R2-20-104 and R2-20-702(C) .

For the reasons set forth above, I recommend the Commission find reason to believe a violation may have occurred. *See* A.R.S. § 16-941(A).

### **III. Investigation After Reason to Believe Finding**

If the Commission determines by an affirmative vote of at least three (3) of its members that it has reason to believe a respondent has violated a statute or rule over which the Commission has jurisdiction, the Commission shall notify such respondent of the Commission's finding setting forth: (i) the sections of the statute or rule alleged to have been violated; (ii) the alleged factual basis supporting the finding; and (iii) an order requiring compliance within fourteen (14) days. During that period, the Respondent may provide any explanation to the Commission, comply with the order, or enter into a public administrative settlement with the Commission. A.R.S. § 16-957(A) & A.A.C. R2-20-208(A).

After the Commission finds reason to believe that a violation of a statute or rule over which the Commission has jurisdiction has occurred, the Commission shall conduct an investigation. A.A.C. R2-20-209(A). The Commission may authorize the Executive Director to subpoena all of the Respondent's records documenting disbursements, debts, or obligations to the present, and may authorize further audits. I request that the Commission authorize such subpoenas now to allow the investigation to proceed in due course.

After fourteen (14) days and upon completion of the investigation, the Executive Director will recommend whether the Commission should find probable cause to believe that a violation of a statute or rule over which the Commission has jurisdiction has occurred. A.A.C. R2-20-214(A). Upon a finding of probable cause that the alleged violator remains out of compliance, by an affirmative vote of at least three (3) of its members, the Commission may issue of an order and assess civil penalties pursuant to A.R.S. § 16-957(B), including removal from office. A.A.C. R2-20-217. The Commission may order the repayment of funds expended in violation of A.A.C. R2-20-702. A.A.C. R2-20-704(B).

Dated this 19<sup>th</sup> day of June, 2017  
Thomas M. Collins, Executive Director

# EXHIBIT A

**CITIZENS CLEAN ELECTIONS COMMISSION**

**Report on Agreed-Upon Procedures**

**Jesus Rubalcava  
Participating Candidate for  
State Representative – District No. 4  
Primary Election 2016**

**Independent Accountants' Report on  
Applying Agreed-Upon Procedures**

Chairman and Members of the Commission  
Citizens Clean Elections Commission  
Phoenix, Arizona

We (the Contractor) have performed the procedures enumerated below, which were specified and agreed to by the State of Arizona Citizens Clean Elections Commission (the Commission), solely to assist the Commission in evaluating whether Rubalcava for House (the Candidate) Campaign Finance Reports for both the Pre-Primary (June 1, 2016 to August 18, 2016) and the Post-Primary (August 19, 2016 to September 19, 2016) reporting periods were prepared in compliance with Title 16, Articles 1 and 2 of the Arizona Revised Statutes, Campaign Contributions and Expenses, and the Citizens Clean Elections Act, and whether the reports complied with the rules of the Citizens Clean Elections Commission. The Candidate's management is responsible for the Pre-Primary and Post-Primary Campaign Finance Reports. This agreed-upon procedures engagement was conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants. The sufficiency of these procedures is solely the responsibility of those parties specified in this report. Consequently, we make no representation regarding the sufficiency of the procedures described below either for the purpose for which this report has been requested or for any other purpose.

The procedures and the associated findings are as follows:

1. Preliminary Procedures
  - a) Commission Staff will obtain a copy of the candidate's campaign finance report for the reporting period and provide the records to the Contractor.

**Finding**

We obtained both the Pre-Primary (June 1, 2016 to August 18, 2016) and Post-Primary (August 19, 2016 to September 19, 2016) Campaign Finance Reports from the Arizona Secretary of State's website.

- b) Perform a desk review of the receipts reported in the candidate's campaign finance report as follows:

- (i) Determine whether the candidate accepted contributions only from individuals.

**Finding**

The contributions received during the periods reviewed appeared to be only from individuals.

- (ii) Determine whether any contributions received from individuals exceed the early contribution limit.

**Finding**

Contributions received from individuals during the periods reviewed did not exceed the \$160 early contribution limit.

- (iii) Check compliance with the maximum early contribution limits.

**Finding**

Early contributions received during the periods reviewed did not exceed the \$4,011 limit for a legislative candidate.

- (iv) Check compliance with the maximum personal contribution limits.

**Finding**

Early contributions received during the periods reviewed did not exceed the \$720 limit for a legislative candidate.

- c) Perform a desk review of the disbursements reported in the candidate's campaign finance report to identify any unusual items requiring follow-up during fieldwork.

**Finding**

We noted six disbursements to family members of the candidate, however the Campaign finance report did not indicate that the expenditures were made to family members. Per the Citizens Clean Elections Act & Rules Manual rule R2-20-701(C)(4), all payments made to family members or to enterprises owned in whole or part by the candidate or a family member shall be clearly itemized and indicated as such in all campaign finance reports.

In addition, there were three loans outstanding on the Post-Primary finance report that were made to the Campaign by the Candidate in December 2015, totaling \$69.93, that do not appear to have been repaid to the Candidate. In addition, supporting documentation for these loans was not maintained by the Campaign. Per the Citizens Clean Elections Act & Rule Manual rule R2-20-104(E), if the loan is to be repaid, the loans shall be repaid promptly upon receipt of Clean Elections funds if the participating candidate qualifies for Clean Elections funding. The Campaign received its Clean Elections funding on June 15, 2016.

It was further noted that the Campaign finance report had significantly fewer transactions than what was shown on the Campaign bank statements. Per discussion with the Candidate, the financial institution linked his personal bank account with the Campaign bank account, and therefore when he used his personal debit card, the Campaign bank account was debited. We noted approximately forty-one personal transactions consisting of out of state restaurant purchases, travel and other non-Campaign related items on the Campaign bank statement, totaling \$3,461.74; three ATM withdrawals, totaling \$243.50; five overdraft fees, totaling \$175.00; and three transfers from the Campaign bank account to the Candidate's personal bank account, totaling \$223.42. The Candidate indicated that he reimbursed the Campaign for these personal transactions, however deposits for these specific amounts was not provided. We noted eleven possible reimbursements to the Campaign on the bank statements, totaling \$2,270.19.

- d) Contact the candidate or the campaign treasurer, as appropriate, to schedule a date to perform fieldwork. Discuss the nature of the documentation, which will be needed to perform the engagement and ascertain the location of the necessary documentation.

### **Finding**

We contacted the Candidate to discuss the agreed-upon procedures, the timing of our procedures, and the documentation needed.

## 2. Fieldwork Procedures

- a) Commission staff will contact the candidate to request the records for an agreed-upon procedures attest engagement. Candidates chosen for a Primary Election Audit shall provide records from the Pre-Primary Election Report and the Post-Primary Election Report. Candidates chosen for a General Election Audit shall provide records from the Pre-General Election Report and the Post-General Election Report.

### **Finding**

Commission staff sent an initial notice of primary random audit selection to the Candidate and informed the Candidate that we would be contacting him. We then communicated to the Candidate in a written request, the purpose of the engagement, agreed-upon procedures to be performed, documentation needed and potential future requirements of the Candidate.

- b) Commission staff will provide the records to the Contractor upon receipt. The Contractor shall contact the candidate and/or his or her representative(s) to discuss the purpose of the engagement, the general procedures to be performed and potential future requirements of the candidate, such as possible repayments to the Fund.

### **Finding**

See comment in a) above.

- c) The Contractor shall contact or conduct an interview with the candidate and/or his or her representative(s) to discuss the bookkeeping policies and procedures utilized by the campaign committee.

### **Finding**

The Candidate provided written bookkeeping policies and procedures utilized by the campaign committee.

- (i) Review the names of the candidate's family members. Family members include parents, grandparents, spouse, children, siblings and a parent or spouse of any of those persons.

### **Finding**

We obtained and reviewed the names of the Candidate's family members.

- (ii) Review bank statements for each of the months in the reporting period and perform the following:
- Select a sample of deposits and withdrawals from the bank statements and determine that the transaction is properly reflected in the candidate's records and campaign finance report.

### **Finding**

We selected five deposits and five withdrawals from the bank statements for the periods reviewed and determined that none appeared to be properly recorded in the Candidate's campaign finance reports.

The five withdrawals tested were personal purchases, made by the Candidate, totaling \$1,454.72. Per discussion with the Candidate, the financial institution linked his personal bank account with the Campaign bank account, and therefore when he used his personal debit card, the Campaign bank account was debited. He indicated that he reimbursed the Campaign for the personal purchases, however deposits for these specific amounts was not provided. He further indicated that the errors continued after he notified the financial institution.

The five deposits tested, per discussion with the Candidate, were reimbursements to the Campaign for personal purchases made in error by the financial institution, totaling \$1,717.99.

It was further noted that the Campaign finance report included the Primary Election Commission funding totaling \$16,044.00 on 6/15/16. The Campaign bank account did not include a corresponding deposit for this amount, however it did include a transfer from the Candidate's personal bank account for \$13,280.22, which represents a variance of \$2,763.78 of Commission monies that does not appear to have been deposited into the Campaign bank account. Per the Citizens Clean Elections Act & Rules Manual rule 16-948(A), a participating candidate shall conduct all financial activity through a single campaign account of the candidate's campaign committee.

- Perform a proof of receipts and disbursements for the reporting period.

### **Finding**

After performing proof of cash procedures, we calculated a Post-Primary ending cash balance of \$20,181.06, however the Amended Post-Primary campaign finance report reflected an ending balance of \$23,202.06, reflecting a variance of \$3,021.00, and indicating that the Campaign overspent by this amount. Per the Citizens Clean Elections Act & Rules Manual rule 16-941 (A)(3), a participating candidate: shall not make expenditures in the primary election period in excess of the adjusted primary election spending limit.

In addition, during this testwork it was noted that ten of the expenditure items in the Post-Primary campaign finance report, totaling \$2,214.50, had not cleared the bank as of September 30, 2016. Per discussion with the Candidate, he paid these vendors with cash, however no petty cash fund had been set up for the Campaign, and these expenditures were not reported as reimbursements to the Candidate on the Campaign finance report.

- d) Judgmentally select a sample of early contributions reported in the candidate's campaign finance report and agree to supporting documentation, which reflects the name of the contributor (for all contributions) and for individuals who contributed greater than \$50, which reflects the contributor's address, occupation and employer.

### **Finding**

We reviewed the supporting documentation for one early contribution (total population) reported in the Candidate's campaign finance report, and determined the name of the contributor for the contribution was included on the support. For individuals who contributed greater than \$50, we determined that the contributor's address, occupation and employer were also included on the support.

- (i) For other types of cash receipts reported in the candidate's campaign finance report, review supporting documentation and review for compliance with regulatory rules and laws and agree the receipt to inclusion in the campaign account bank statement.

**Finding**

No other types of cash receipts were reported in the Candidate's campaign finance reports during the periods reviewed.

- (ii) For in-kind contributions, review the supporting documentation and determine the methodology utilized to value the contribution and assess the reasonableness.

**Finding**

No in-kind contributions were reported in the Candidate's campaign finance reports during the periods reviewed.

- e) Judgmentally select a sample of cash expenditures reported in the candidate's campaign finance report and perform the following:
  - (i) Review supporting invoice or other documentation and agree amount to the amount reported in the candidate's finance report.

**Finding**

We reviewed five expenditures and agreed amounts to supporting invoices or other documentation and to the Candidate's finance report, with no exceptions noted.

- (ii) Determine that the name, address and nature of goods or services provided agree to the information reported in the candidate's campaign finance report.

**Finding**

We reviewed five expenditures and agreed the name, address and nature of goods or services provided to the information reported in the Candidate's Campaign finance report with no exceptions noted, however three of the expenditures tested were made were to family members of the Candidate and the Campaign finance report did not indicate that they were family members. Per the Citizens Clean Elections Act & Rules Manual rule R2-20-701(C)(4), all payments made to family members or to enterprises owned in whole or part by the candidate or a family member shall be clearly itemized and indicated as such in all campaign finance reports.

Agree the amount of the expenditure to the campaign account bank statement.

**Finding**

We reviewed five expenditures and agreed amounts to the campaign account bank statements with one exception. The Campaign finance report included a \$264.50 expenditure for newspaper advertising, however this amount was not present on the Campaign bank statement. Per discussion with the Candidate, he paid this vendor in cash, however no petty cash fund had been set up for the Campaign and this expenditure was not reported as a reimbursement to the Candidate on the Campaign finance report.

- (iii) Determine whether the expenditure was made for a direct campaign purpose. Direct campaign purpose includes, but is not limited to, materials, communications, transportation, supplies and expenses used toward the election of the candidate.

**Finding**

We reviewed five expenditures and agreed the name, address and nature of goods or services provided to the information reported in the Candidate's Campaign finance report with no exceptions noted.

- If the expenditure is a joint expenditure made in conjunction with other candidates, determine that the amount paid represents the candidate's proportionate share of the total cost.

**Finding**

None of the expenditures we tested appeared to be for joint expenditures.

- f) Determine whether any petty cash funds have been established and, if so, determine how expenditures from these funds have been reflected in the accounting records. Determine whether aggregate petty cash funds exceed the limit of \$1,420.

**Finding**

Based on inquiry of the Candidate, the Candidate did not establish a petty cash fund during the periods reviewed, however per review of the Campaign bank statement, several ATM withdrawals were made and per discussion with the Candidate, multiple vendors were paid with cash.

- (i) If applicable, judgmentally select a sample of expenditures made from the Candidate's petty cash fund(s) and obtain supporting documentation for the expenditure. Determine whether the expenditure was for a direct campaign expense and whether the expenditure was in excess of the \$160 limit on petty cash expenditures.

**Finding**

Based on inquiry of the Candidate, the Candidate did not establish a petty cash fund during the periods reviewed.

- g) Determine whether a legal defense fund has been established.

**Finding**

Based on inquiry of the Candidate, the campaign did not establish a legal defense fund.

- (i) If a legal defense fund was established, how were these funds accounted for?

**Finding**

Based on inquiry of the Candidate, the campaign did not establish a legal defense fund.

- h) Contact the Candidate and/or his or her representative(s) to discuss the preliminary engagement findings and recommendations that the Contractor anticipates presenting to the CCEC. During this conference, the Contractor will advise the Candidate and/or his or her representative(s) of their right to respond to the preliminary findings and the projected timetable for the issuance of the final issuance of the report.

**Finding**

We discussed our findings with the Candidate and the Candidate did not provide responses to our findings.

We were not engaged to and did not conduct an examination, the objective of which would be the expression of an opinion on the Pre-Primary and Post-Primary Campaign Finance Reports of Rubalcava for House. Accordingly, we do not express such an opinion. Had we performed additional procedures, other matters might have come to our attention that would have been reported to you.

This report is intended solely for the information and use of the Citizens Clean Elections Commission, and is not intended to be and should not be used by anyone other than this specified party.

*Foster & Chapman P.C.*

December 13, 2016

# EXHIBIT B

**CITIZENS CLEAN ELECTIONS COMMISSION**

**Report on Agreed-Upon Procedures**

**Jesus Rubalcava  
Participating Candidate for  
State Representative – District No. 4  
2016 Election Cycle Finance Activity Comprehensive Review**

**Independent Accountants' Report on  
Applying Agreed-Upon Procedures**

Chairman and Members of the Commission  
Citizens Clean Elections Commission  
Phoenix, Arizona

We (the Contractor) have performed the procedures enumerated below, which were specified and agreed to by the State of Arizona Citizens Clean Elections Commission (the Commission), solely to assist the Commission in evaluating whether Rubalcava for House (the Candidate), Campaign Finance Reports, Campaign bank account and corresponding documentation for expenditures and contributions for the 2016 election cycle (January 15, 2016 to January 31, 2017) were prepared or maintained in compliance with Title 16, Articles 1 and 2 of the Arizona Revised Statutes, Campaign Contributions and Expenses, and the Citizens Clean Elections Act, and whether the reports complied with the rules of the Citizens Clean Elections Commission. The Candidate's management is responsible for the Campaign Finance Reports. This agreed-upon procedures engagement was conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants. The sufficiency of these procedures is solely the responsibility of those parties specified in this report. Consequently, we make no representation regarding the sufficiency of the procedures described below either for the purpose for which this report has been requested or for any other purpose.

The procedures and the associated findings are as follows:

1. The Contractor shall review bank statements for each of the months in the election cycle and perform the following:
  - a) Select 100% of the deposits and withdrawals from the campaign bank statements and determine that the transaction is properly reflected in the candidate's records and campaign finance report.

### **Finding**

The Candidate provided the Campaign bank statements for all months of the election cycle, however the Candidate indicated that he was unable to identify or locate any documentation supporting the deposits and withdrawals from the Campaign bank statements. The attached Bank Statement Deposit Summary and Bank Statement Withdrawal Summary describe the deposits and withdrawals noted in the Campaign bank statements.

- b) Select 100% of cash disbursements and withdrawals from the campaign bank statement and perform the following:
  - (i) Review supporting invoice or other documentation and agree amount to the amount reported in the candidate's finance report.

### **Finding**

The Candidate indicated that he was unable to identify or locate any documentation supporting the withdrawals from the Campaign bank statements. The attached Bank Statement Withdrawal Summary describe the withdrawals noted in the Campaign bank statements.

- (ii) Determine that the name, address and nature of goods or services provided agree to the information reported in the candidate's campaign finance report.

### **Finding**

The Candidate indicated that he was unable to identify or locate any documentation supporting the withdrawals from the Campaign bank statements, therefore the name, address and nature of goods or services provided could not be agreed to the information reported in the Candidate's Campaign finance report. The attached Bank Statement Withdrawal Summary describe the withdrawals noted in the Campaign bank statements.

- (iii) Determine whether the expenditure was made for a direct campaign purpose. Direct campaign purpose includes, but is not limited to, materials, communications, transportation, supplies and expenses used toward the election of the candidate.

**Finding**

The Candidate indicated that he was unable to identify or locate any documentation supporting the withdrawals from the Campaign bank statements, therefore expenditures made for a direct Campaign purpose could not be determined. The attached Bank Statement Withdrawal Summary describe the withdrawals noted in the Campaign bank statements.

- If the expenditure is a joint expenditure made in conjunction with other candidates, determine that the amount paid represents the candidate's proportionate share of the total cost.

**Finding**

The Candidate indicated that he was unable to identify or locate any documentation supporting the withdrawals from the Campaign bank statements, therefore joint expenditures were unable to be identified. The attached Bank Statement Withdrawal Summary describe the withdrawals noted in the Campaign bank statements.

- c) Determine whether a legal defense has been established.

**Finding**

Based on inquiry of the Candidate, the Campaign did not establish a legal defense.

- (i) Has any Clean funding been used to pay for legal services?

**Finding**

Based on inquiry of the Candidate, the Campaign did not establish a legal defense.

- (ii) What is the cost or value of legal services being provided for the comprehensive audit and review of the finance activity?

**Finding**

Based on inquiry of the Candidate, the Campaign did not establish a legal defense.

- d) Contact the Candidate and/or his or her representative(s) to discuss the preliminary engagement findings and recommendations that the Contractor anticipates presenting to the CCEC. During this notification, the Contractor will advise the Candidate and/or his or her representative(s) of their right to respond to the preliminary findings and the projected timetable for the issuance of the final issuance of the report.

**Finding**

We discussed our findings with the Candidate and the Candidate provided responses to our findings, which are included on pages 14-15 of this report.

We were not engaged to and did not conduct an examination, the objective of which would be the expression of an opinion on the comprehensive audit and review of the finance activity of Rubalcava for House. Accordingly, we do not express such an opinion. Had we performed additional procedures, other matters might have come to our attention that would have been reported to you.

This report is intended solely for the information and use of the Citizens Clean Elections Commission, and is not intended to be and should not be used by anyone other than this specified party.

*Foster & Chapman P.C.*

April 28, 2017

## Bank Statement Deposit Summary

### January 2016

Date	Amount	Description	On Finance Report?
1/4/2016	\$ 200.00	ATM Cash Deposit	Undeterminable, significant number of contributions noted on report
1/4/2016	\$ 3.00	ATM Cash Deposit	No
1/4/2016	\$ 200.00	ATM Cash Deposit	Undeterminable, significant number of contributions noted on report
1/11/2016	\$ 2.00	Transfer from personal bank account	No
<b>\$ 405.00</b>		<b>January Deposit Total:</b>	

January totals from above		Campaign Finance Report Totals	
\$ 2.00	Transfers from separate account	Included in Campaign Finance Report	\$ -
\$ 400.00	Possible Campaign Deposits	Not included in Campaign Finance Report	\$ 5.00
\$ 3.00	Purpose not determinable	Undeterminable	\$ 400.00
\$ 405.00			\$ 405.00

### February 2016

Date	Amount	Description	On Finance Report?
No deposit activity noted			

### March 2016

Date	Amount	Description	On Finance Report?
3/10/2016	\$ 25.00	ATM Check Deposit	Yes
3/31/2016	\$ 100.00	ATM Cash Deposit	Yes
3/31/2016	\$ 60.00	ATM Cash Deposit	Undeterminable, significant number of contributions noted on report
<b>\$ 185.00</b>		<b>March Deposit Total:</b>	

March totals from above		Campaign Finance Report Totals	
\$ -	Transfers from separate account	Included in Campaign Finance Report	\$ 125.00
\$ 125.00	Possible Campaign Deposits	Not included in Campaign Finance Report	\$ -
\$ 60.00	Purpose not determinable	Undeterminable	\$ 60.00
\$ 185.00			\$ 185.00

### April 2016

Date	Amount	Description	On Finance Report?
4/4/2016	\$ 70.00	ATM Cash Deposit	Undeterminable, significant number of contributions noted on report
4/15/2016	\$ 30.00	Transfer from personal account	No
4/18/2016	\$ 30.00	Transfer from personal account	No
<b>\$ 130.00</b>		<b>April Deposit Total:</b>	

April totals from above		Campaign Finance Report Totals	
\$ 60.00	Transfers from separate account	Included in Campaign Finance Report	\$ -
\$ -	Possible Campaign Deposits	Not included in Campaign Finance Report	\$ 60.00
\$ 70.00	Purpose not determinable	Undeterminable	\$ 70.00
\$ 130.00			\$ 130.00

### May 2016

Date	Amount	Description	On Finance Report?
5/6/2016	\$ 600.00	Transfer from personal account	No
5/11/2016	\$ 607.12	eDeposit IN Branch/Store	Undeterminable
5/11/2016	\$ 75.00	ATM Check Deposit	Yes
5/12/2016	\$ 500.00	Transfer from personal account	No
5/17/2016	\$ 100.00	ATM Cash Deposit	Undeterminable, significant number of contributions noted on report
5/23/2016	\$ 25.00	ATM Check Deposit	Undeterminable, significant number of contributions noted on report
5/31/2016	\$ 90.00	Transfer from personal account	No
<b>\$ 1,997.12</b>		<b>May Deposit Total:</b>	

May totals from above		Campaign Finance Report Totals	
\$ 1,190.00	Transfers from separate account	Included in Campaign Finance Report	\$ 75.00
\$ 75.00	Possible Campaign Deposits	Not included in Campaign Finance Report	\$ 1,190.00
\$ 732.12	Purpose not determinable	Undeterminable	\$ 732.12
\$ 1,997.12			\$ 1,997.12

**June 2016**

Date	Amount	Description	On Finance Report?
6/2/2016	\$ 100.20	ATM Check Deposit	Undeterminable, significant number of contributions noted on report
6/2/2016	\$ 45.00	Transfer from personal account	No
6/9/2016	\$ 52.85	Transfer from personal account	No
6/13/2016	\$ 53.00	Transfer from personal account	No
6/17/2016	\$ 13,280.22	Transfer from personal account	This is presumed to be part of the Commission Primary Election funding. Total funding = \$16,044.00, difference of \$2,763.78.
	<b>\$ 13,531.27</b>	<b>June Deposit Total:</b>	

June totals from above		Campaign Finance Report Totals	
\$ 150.85	Transfers from separate account	Included in Campaign Finance Report	\$ 13,280.22
\$ 13,280.22	Possible Campaign Deposits	Not included in Campaign Finance Report	\$ 150.85
\$ 100.20	Purpose not determinable	Undeterminable	\$ 100.20
\$ 13,531.27			\$ 13,531.27

**July 2016**

Date	Amount	Description	On Finance Report?
		No deposit activity noted	

**August 2016**

Date	Amount	Description	On Finance Report?
8/4/2016	\$ 770.14	ATM Check Deposit	No
8/8/2016	\$ 77.00	eDeposit IN Branch/Store	Yes
8/9/2016	\$ 350.00	ATM Cash Deposit	No
8/29/2016	\$ 20.00	ATM Cash Deposit	No
8/29/2016	\$ 9.00	Transfer from personal account	No
8/30/2016	\$ 50.00	Transfer from personal account	No
	<b>\$ 1,276.14</b>	<b>August Deposit Total:</b>	

August totals from above		Campaign Finance Report Totals	
\$ 59.00	Transfers from separate account	Included in Campaign Finance Report	\$ 77.00
\$ 77.00	Possible Campaign Deposits	Not included in Campaign Finance Report	\$ 1,199.14
\$ 1,140.14	Purpose not determinable	Undeterminable	\$ -
\$ 1,276.14			\$ 1,276.14

**September 2016**

Date	Amount	Description	On Finance Report?
9/6/2016	\$ 24,066.00	eDeposit IN Branch/Store	Yes
9/6/2016	\$ 320.00	ATM Cash Deposit	No
9/19/2016	\$ 500.00	ATM Cash Deposit	No
	<b>\$ 24,886.00</b>	<b>September Deposit Total:</b>	

September totals from above		Campaign Finance Report Totals	
\$ -	Transfers from separate account	Included in Campaign Finance Report	\$ 24,066.00
\$ 24,066.00	Possible Campaign Deposits	Not included in Campaign Finance Report	\$ 820.00
\$ 820.00	Purpose not determinable	Undeterminable	\$ -
\$ 24,886.00			\$ 24,886.00

**October 2016**

Date	Amount	Description	On Finance Report?
10/3/2016	165.00	Transfer from personal account	No
10/5/2016	115.00	Transfer from personal account	No
10/12/2016	60.00	Transfer from personal account	No
10/24/2016	500.00	ATM Cash Deposit	No
10/24/2016	520.08	ATM Check Deposit	No
10/25/2016	33.00	Transfer from personal account	No
10/27/2016	34.48	Transfer from personal account	No
	<b>\$ 1,427.56</b>	<b>October Deposit Total:</b>	

October totals from above		Campaign Finance Report Totals	
\$ 407.48	Transfers from separate account	Included in Campaign Finance Report	\$ -
\$ -	Possible Campaign Deposits	Not included in Campaign Finance Report	\$ 1,427.56
\$ 1,020.08	Purpose not determinable	Undeterminable	\$ -
\$ 1,427.56			\$ 1,427.56

**November 2016**

<b>Date</b>	<b>Amount</b>	<b>Description</b>	<b>On Finance Report?</b>
		No deposit activity noted	

**December 2016**

<b>Date</b>	<b>Amount</b>	<b>Description</b>	<b>On Finance Report?</b>
		No deposit activity noted	

**Total Period Deposits**

\$	0.58	Beginning Bank Balance, 01/01/16
\$	1,869.33	Transfers from separate account
\$	38,023.22	Possible Campaign Deposits
\$	3,945.54	Purpose not determinable
\$	43,838.67	

**Campaign Finance Report Totals**

Beginning Bank Balance, 01/01/16	\$	0.58
Included in Campaign Finance Report	\$	37,623.22
Not included in Campaign Finance Report	\$	4,852.55
Undeterminable	\$	1,362.32
	\$	43,838.67

## Bank Statement Withdrawal Summary

### January 2016

Date	Amount	Vendor or Check #	Possible Campaign Purpose	Purpose	On Finance Report?
1/4/2016	\$ 100.00	ATM Withdrawal	Not determinable	n/a	No
1/4/2016	\$ 2.12	Family Dollar	Not determinable	n/a	No
1/4/2016	\$ 100.00	ATM Withdrawal	Not determinable	n/a	No
1/7/2016	\$ 100.00	ATM Withdrawal	Not determinable	n/a	No
1/11/2016	\$ 54.00	Transfer to personal account	No	n/a	No
1/11/2016	\$ 30.00	Western Union	No	n/a	No
1/11/2016	\$ 19.10	Pride Travel Center	Yes	Fuel	Yes
	<b><u>\$ 405.22</u></b>	<b>January Withdrawal Total</b>			

January totals from above	Campaign Finance Report Totals
\$ 300.00 ATM Withdrawals	Included in Campaign Finance Report \$ 386.12
\$ 54.00 Transfers to personal account	Not included in Campaign Finance Report \$ 19.10
\$ 30.00 Non-Campaign Withdrawals	<u>\$ 405.22</u>
\$ 19.10 Possible Campaign Withdrawals	
\$ 2.12 Purpose not determinable	
<u>\$ 405.22</u>	

### February 2016

Date	Amount	Vendor or Check #	Possible Campaign Purpose	Purpose	On Finance Report?
No bank statement activity noted					

### March 2016

Date	Amount	Vendor or Check #	Possible Campaign Purpose	Purpose	On Finance Report?
3/17/2016	\$ 2.82	Quiktrip Tolleson AZ	Not determinable	n/a	No
3/18/2016	\$ 19.99	Western Union	No	n/a	No
3/18/2016	\$ 2.00	Swa Inflight Service	No	n/a	No
	<b><u>\$ 24.81</u></b>	<b>March Withdrawal Total</b>			

March totals from above	Campaign Finance Report Totals
\$ - ATM Withdrawals	Included in Campaign Finance Report \$ -
\$ - Transfers to personal account	Not included in Campaign Finance Report \$ 24.81
\$ 21.99 Non-Campaign Withdrawals	<u>\$ 24.81</u>
\$ - Possible Campaign Withdrawals	
\$ 2.82 Purpose not determinable	
<u>\$ 24.81</u>	

### April 2016

Date	Amount	Vendor or Check #	Possible Campaign Purpose	Purpose	On Finance Report?
4/1/2016	\$ 10.25	Quiktrip Tolleson AZ	Not determinable	n/a	No
4/1/2016	\$ 60.00	ATM Withdrawal	No	n/a	No
4/4/2016	\$ 4.37	Burger King #9984 Buckeye AZ	Not determinable	n/a	No
4/4/2016	\$ 54.99	Western Union	No	n/a	No
4/6/2016	\$ 100.00	Check #101	Yes	Table fee for Yuma Co Fair	Yes
4/18/2016	\$ 10.01	Shell Service Station Gila Bend AZ	Not determinable	n/a	No
4/18/2016	\$ 27.99	Western Union	No	n/a	No
4/20/2016	\$ 4.82	Quiktrip Phoenix AZ	Not determinable	n/a	No
4/22/2016	\$ 8.00	Transfer to personal account	No	n/a	No
4/25/2016	\$ 5.41	Starbucks L3257 Los Angeles CA	No	n/a	No
	<b><u>\$ 285.84</u></b>	<b>April Withdrawal Total</b>			

April totals from above	Campaign Finance Report Totals
\$ 60.00 ATM Withdrawals	Included in Campaign Finance Report \$ 100.00
\$ 8.00 Transfers to personal account	Not included in Campaign Finance Report \$ 185.84
\$ 88.39 Non-Campaign Withdrawals	<u>\$ 285.84</u>
\$ 100.00 Possible Campaign Withdrawals	
\$ 29.45 Purpose not determinable	
<u>\$ 285.84</u>	

**May 2016**

Date	Amount	Vendor or Check #	Possible Campaign Purpose	Purpose	On Finance Report?
5/9/2016	\$ 319.00	Transfer to personal account	No	n/a	No
5/11/2016	\$ 80.00	ATM Withdrawal	No	n/a	No
5/12/2016	\$ 59.50	Sams Club	Not determinable	n/a	No
5/23/2016	\$ 20.00	Sams Club	Yes	Fuel	Yes
5/31/2016	\$ 95.69	Renaissance Hotel Phoenix AZ	Not determinable	n/a	No
<b>\$ 574.19 May Withdrawal Total</b>					

May totals from above	
\$ 80.00	ATM Withdrawals
\$ 319.00	Transfers to personal account
\$ -	Non-Campaign Withdrawals
\$ 20.00	Possible Campaign Withdrawals
\$ 155.19	Purpose not determinable
\$ 574.19	

Campaign Finance Report Totals	
Included in Campaign Finance Report	\$ 20.00
Not included in Campaign Finance Report	\$ 554.19
	\$ 574.19

**June 2016**

Date	Amount	Vendor or Check #	Possible Campaign Purpose	Purpose	On Finance Report?
6/1/2016	\$ 52.13	Reathrey Sekon Phoenix AZ	Not determinable	n/a	No
6/1/2016	\$ 24.65	Lin's Buffet Phoenix AZ	Not determinable	n/a	No
6/2/2016	\$ 80.00	ATM Withdrawal	No	n/a	No
6/6/2016	\$ 18.91	Popeye's #10632 Phoenix AZ	Not determinable	n/a	No
Submittal of \$5 qualifying contributions					
6/8/2016	\$ 1,415.00	Check #102	Yes		Yes
6/9/2016	\$ 35.00	Overdraft fee	No	n/a	No
6/13/2016	\$ 12.52	Dial Cab CO. Washington DC	No	n/a	No
6/13/2016	\$ 53.00	Cobalt Washington DC	No	n/a	No
6/13/2016	\$ 197.70	Uber	No	n/a	No
6/14/2016	\$ 35.00	Overdraft fee	No	n/a	No
6/14/2016	\$ 35.00	Overdraft fee	No	n/a	No
6/21/2016	\$ 14.97	Cracker Barrel 1780 S Yuma AZ	Yes	Meal expense	Yes
6/21/2016	\$ 23.00	Sam's Club Phoenix AZ	Not determinable	n/a	No
6/22/2016	\$ 439.19	AT&T*Bill Payment	No	n/a	No
6/22/2016	\$ 10.86	Panda Express #153 Goodyear AZ	Not determinable	n/a	No
6/23/2016	\$ 23.50	Love S Country0000 Gila Bend AZ	Not determinable	n/a	No
6/23/2016	\$ 12.41	McDonald's F1373 Washington DC	No	n/a	No
6/24/2016	\$ 25.00	American Air001028 Fort Worth TX	No	n/a	No
6/24/2016	\$ 21.80	Phx Delux Burger N Phoenix AZ	Not determinable	n/a	No
6/24/2016	\$ 28.45	Taxicharge- Washin Washington DC	No	n/a	No
6/24/2016	\$ 10.58	Dial Cab CO. Washington DC	No	n/a	No
6/24/2016	\$ 46.00	El Paso Cafe Arlington VA	No	n/a	No
6/24/2016	\$ 2,699.00	Check #103	Yes	Campaign literature & signs	Yes
6/27/2016	\$ 200.00	Southwest Title Loan	No	n/a	No
6/27/2016	\$ 63.50	ATM Withdrawal	No	n/a	No
6/27/2016	\$ 2.50	ATM fee	No	n/a	No
6/27/2016	\$ 46.00	Cafe Paradiso Washington DC	No	n/a	No
6/27/2016	\$ 12.16	Uber	No	n/a	No
6/27/2016	\$ 12.88	Uber	No	n/a	No
6/27/2016	\$ 25.00	District Kitchen L Washington DC	No	n/a	No
6/27/2016	\$ 8.80	Filiberto's Mexica Buckeye AZ	Yes	Meal expense	Yes
6/28/2016	\$ 25.17	Omni Shoreham Washington DC	No	n/a	No
6/28/2016	\$ 25.01	American Tap Room Arlington VA	No	n/a	No
6/28/2016	\$ 55.00	Sky Harbor Parking Phoenix AZ	No	n/a	No
6/28/2016	\$ 149.64	Omni Shoreham Washington DC	No	n/a	No
6/28/2016	\$ 29.00	Circle K 00225 Gila Bend AZ	Not determinable	n/a	No
6/29/2016	\$ 800.00	Check #104	Yes	VAN	Yes
6/30/2016	\$ 200.00	Check #107	Yes	Canvass	Yes
6/30/2016	\$ 104.96	Lowe's	Yes	Pounder/Wire	Yes
6/30/2016	\$ 30.43	Lowe's	Yes	Pounder	Yes
6/30/2016	\$ 3,374.91	Check #106	Yes	Signs/Lit/Paper	Yes
<b>\$ 10,478.63 June Withdrawal Total</b>					

<b>June totals from above</b>	
\$ 143.50	ATM Withdrawals
\$ -	Transfers to personal account
\$ 1,483.21	Non-Campaign Withdrawals
\$ 8,648.07	Possible Campaign Withdrawals
\$ 203.85	Purpose not determinable
<b>\$ 10,478.63</b>	

<b>Campaign Finance Report Totals</b>	
Included in Campaign Finance Report	\$ 8,648.07
Not included in Campaign Finance Report	\$ 1,830.56
	<b>\$ 10,478.63</b>

**July 2016**

<b>Date</b>	<b>Amount</b>	<b>Vendor or Check #</b>	<b>Possible Campaign Purpose</b>	<b>Purpose</b>	<b>On Finance Report?</b>
7/1/2016	\$ 100.00	Check #108	Not determinable	n/a	No
7/1/2016	\$ 150.00	Check #111	Not determinable	n/a	No
7/5/2016	\$ 7.01	The Home Depot 402 Yuma AZ	Not determinable	n/a	No
7/5/2016	\$ 255.85	Check #105	Yes	Rebar	Yes
7/6/2016	\$ 300.00	Cashed Check #116	Yes	Canvass	Yes
7/7/2016	\$ 29.00	Shell Service Station Gila Bend AZ	Not determinable	n/a	No
7/7/2016	\$ 138.42	Transfer to personal account	No	n/a	No
7/7/2016	\$ 29.41	Lin's Buffet Phoenix AZ	Not determinable	n/a	No
7/7/2016	\$ 100.00	ATM Withdrawal	No	n/a	No
7/7/2016	\$ 200.00	Check #114	Not determinable	n/a	No
7/7/2016	\$ 200.00	Check #112	Not determinable	n/a	No
7/8/2016	\$ 281.72	Frys Food 2626 83Rd Av Phoenix AZ	Not determinable	n/a	No
7/11/2016	\$ 30.88	Marisco's MI Lindo Phoenix AZ	Not determinable	n/a	No
7/11/2016	\$ 23.00	Sam's Club Avondale AZ	Not determinable	n/a	No
7/12/2016	\$ 26.00	Sam's Club Phoenix AZ	Not determinable	n/a	No
7/13/2016	\$ 110.00	Main Event/Mty Air CA	No	n/a	No
7/13/2016	\$ 30.00	Cracker Barrel 1780 S Yuma AZ	Not determinable	n/a	No
7/14/2016	\$ 186.96	Southwest	No	n/a	No
7/14/2016	\$ 15.00	Southwest	No	n/a	No
7/14/2016	\$ 5.47	Taco Bell #23212 Buckeye AZ	Not determinable	n/a	No
7/14/2016	\$ 15.00	Southwest	No	n/a	No
7/14/2016	\$ 24.00	Arco #42258 Ampm Yuma AZ	Yes	Fuel	Yes
7/14/2016	\$ 130.00	Cashed Check #120	Yes	Canvass	Yes
7/14/2016	\$ 852.86	Check #118	Yes	Lawn signs	Yes
7/14/2016	\$ 200.00	Check #115	Yes	Canvass	Yes
7/15/2016	\$ 49.40	Michaels Stores Inc206 Goodyear AZ	Not determinable	n/a	No
7/18/2016	\$ 40.88	Hooters Yuma Yuma AZ	Not determinable	n/a	No
7/18/2016	\$ 24.99	Western Union	No	n/a	No
7/18/2016	\$ 430.87	Hilton Advance Pur Memphis TN	No	n/a	No
7/18/2016	\$ 18.95	Uber	No	n/a	No
7/18/2016	\$ 18.81	Uber	No	n/a	No
7/18/2016	\$ 15.00	Chevron 0307165 Alpine CA	No	n/a	No
7/18/2016	\$ 22.00	Frys Food & Drug 11203 Yuma AZ	Not determinable	n/a	No
7/19/2016	\$ 54.00	Hilton Garden Inn San Diego CA	No	n/a	No
7/19/2016	\$ 86.00	Coaster Saloon San Diego CA	No	n/a	No
7/19/2016	\$ 14.99	Smartfinal499 Phoenix AZ	Not determinable	n/a	No
7/19/2016	\$ 23.50	Circle K 03397 Buckeye AZ	Yes	Fuel	Yes
7/19/2016	\$ 35.00	Transfer to personal account	No	n/a	No
7/19/2016	\$ 190.00	Check #119	Yes	Tradeshelper, Salt River Project	Yes
7/20/2016	\$ 8.20	Sheraton Phoenix P Phoenix AZ	Not determinable	n/a	No
7/20/2016	\$ 29.11	Uber	No	n/a	No
7/21/2016	\$ 35.00	Overdraft Fee	No	n/a	No
7/21/2016	\$ 22.00	Barrio Cafe T43003 Phoenix AZ	Not determinable	n/a	No
7/22/2016	\$ 35.00	Overdraft Fee	No	n/a	No
<b>\$ 4,594.28</b>	<b>July Withdrawal Total</b>				

<b>July totals from above</b>	
\$ 100.00	ATM Withdrawals
\$ 173.42	Transfers to personal account
\$ 1,074.69	Non-Campaign Withdrawals
\$ 1,976.21	Possible Campaign Withdrawals
\$ 1,269.96	Purpose not determinable
<b>\$ 4,594.28</b>	

<b>Campaign Finance Report Totals</b>	
Included in Campaign Finance Report	\$ 1,976.21
Not included in Campaign Finance Report	\$ 2,618.07
	<b>\$ 4,594.28</b>

**August 2016**

<b>Date</b>	<b>Amount</b>	<b>Vendor or Check #</b>	<b>Possible Campaign Purpose</b>	<b>Purpose</b>	<b>On Finance Report?</b>
8/5/2016	\$ 50.00	Transfer to personal account	No	n/a	No
8/5/2016	\$ 16.50	Sam's Club Avondale AZ	Not determinable	n/a	No
8/8/2016	\$ 57.87	Wal-Mart Super Center Phoenix AZ	Not determinable	n/a	No
8/8/2016	\$ 20.00	Circle K 03397 Buckeye AZ	Not determinable	n/a	No
8/8/2016	\$ 10.93	Little Caesars #32 Buckeye AZ	Not determinable	n/a	No
8/8/2016	\$ 48.57	Target T- 1515 N Litch Goodyear AZ	Not determinable	n/a	No
8/9/2016	\$ 150.00	Venmo 855-812-4430 NY	Not determinable	n/a	No
8/9/2016	\$ 378.84	AT&T*Bill Payment	No	n/a	No
8/17/2016	\$ 200.00	Check	Not determinable	n/a	No
8/22/2016	\$ 13.00	Charlie's Phoenix Phoenix AZ	Not determinable	n/a	No
8/24/2016	\$ 20.00	Loves Cntry St Gila Bend AZ	Not determinable	n/a	No
8/29/2016	\$ 44.54	American Air	No	n/a	No
8/29/2016	\$ 25.00	LA Tasca (King Str Alexandria VA	No	n/a	No
8/29/2016	\$ 18.19	Uber	No	n/a	No
8/30/2016	\$ 12.10	Georgetown Market Arlington VA	No	n/a	No
8/30/2016	\$ 27.00	Sky Harbor Parking Phoenix AZ	No	n/a	No
8/30/2016	\$ 55.00	Pullanos Pizza Glendale AZ	Not determinable	n/a	No
<b>\$ 1,147.54 August Withdrawal Total</b>					

<b>August totals from above</b>	
\$ -	ATM Withdrawals
\$ 50.00	Transfers to personal account
\$ 505.67	Non-Campaign Withdrawals
\$ -	Possible Campaign Withdrawals
\$ 591.87	Purpose not determinable
<b>\$ 1,147.54</b>	

<b>Campaign Finance Report Totals</b>	
Included in Campaign Finance Report	\$ -
Not included in Campaign Finance Report	\$ 1,147.54
	<b>\$ 1,147.54</b>

**September 2016**

<b>Date</b>	<b>Amount</b>	<b>Vendor or Check #</b>	<b>Possible Campaign Purpose</b>	<b>Purpose</b>	<b>On Finance Report?</b>
9/7/2016	\$ 300.00	Check #192	Yes	Canvass	Yes
9/7/2016	\$ 300.00	Check #191	Yes	Canvass	Yes
9/8/2016	\$ 10.00	Quiktrip Phoenix AZ	Not determinable	n/a	No
9/12/2016	\$ 28.00	Charlie's Phoenix	Not determinable	n/a	No
9/13/2016	\$ 48.54	Pullanos Pizza Glendale AZ	Not determinable	n/a	No
9/13/2016	\$ 197.10	Tm *Sia	No	n/a	No
9/15/2016	\$ 250.00	Check #198	Not determinable	n/a	No
9/15/2016	\$ 300.00	Check #197	Not determinable	n/a	No
9/19/2016	\$ 11.20	American Air	No	n/a	No
9/19/2016	\$ 75.00	American Air	No	n/a	No
9/19/2016	\$ 36.33	Birrieria Obregon Phoenix AZ	Not determinable	n/a	No
9/19/2016	\$ 142.37	My Ticket Tracker	No	n/a	No
9/20/2016	\$ 21.00	Arco #42533 Ampm Phoenix AZ	Not determinable	n/a	No
9/23/2016	\$ 56.00	Mariscos Altata Phoenix AZ	Not determinable	n/a	No
9/23/2016	\$ 306.50	Centurylink/Speedp	No	n/a	No
9/26/2016	\$ 127.21	Fairfield Inn & Su Phoenix AZ	No	n/a	No
9/26/2016	\$ 8.28	Federicos Buckeye AZ	Not determinable	n/a	No
9/26/2016	\$ 27.00	Circle K 00225 Gila Bend AZ	Not determinable	n/a	No
9/29/2016	\$ 35.00	Arizona List Tucson AZ	Not determinable	n/a	No
9/29/2016	\$ 247.55	4Imprint	Yes	Table runner	Yes
<b>\$ 2,527.08 September Withdrawal Total</b>					

<b>September totals from above</b>	
\$ -	ATM Withdrawals
\$ -	Transfers to personal account
\$ 859.38	Non-Campaign Withdrawals
\$ 847.55	Possible Campaign Withdrawals
\$ 820.15	Purpose not determinable
<b>\$ 2,527.08</b>	

<b>Campaign Finance Report Totals</b>	
Included in Campaign Finance Report	\$ 847.55
Not included in Campaign Finance Report	\$ 1,679.53
	<b>\$ 2,527.08</b>

**October 2016**

<b>Date</b>	<b>Amount</b>	<b>Vendor or Check #</b>	<b>Possible Campaign Purpose</b>	<b>Purpose</b>	<b>On Finance Report?</b>
10/11/2016	60.00	Under Review Sport Surprise AZ	Not determinable	n/a	No
10/18/2016	520.08	Marriott San Jose San Jose CA	No	n/a	No
10/19/2016	200.00	Check	Not determinable	n/a	No
10/19/2016	300.00	Check	Not determinable	n/a	No
10/21/2016	35.00	NSF Return Item Fee	No	n/a	No
10/24/2016	22,651.00	Check	Yes	Return of CCEC funds	Yes
10/25/2016	35.00	Overdraft Fee	No	n/a	No

**\$ 23,801.08 October Withdrawal Total**

<b>October totals from above</b>	
\$ -	ATM Withdrawals
\$ -	Transfers to personal account
\$ 590.08	Non-Campaign Withdrawals
\$ 22,651.00	Possible Campaign Withdrawals
\$ 560.00	Purpose not determinable
<b>\$ 23,801.08</b>	

<b>Campaign Finance Report Totals</b>	
Included in Campaign Finance Report	\$ 22,651.00
Not included in Campaign Finance Report	\$ 1,150.08
	<b>\$ 23,801.08</b>

**November 2016**

<b>Date</b>	<b>Amount</b>	<b>Vendor or Check #</b>	<b>Possible Campaign Purpose</b>	<b>Purpose</b>	<b>On Finance Report?</b>
No withdrawal activity noted					

**December 2016**

<b>Date</b>	<b>Amount</b>	<b>Vendor or Check #</b>	<b>Possible Campaign Purpose</b>	<b>Purpose</b>	<b>On Finance Report?</b>
No withdrawal activity noted					

<b>Total Election Cycle Withdrawals</b>	
\$ 683.50	ATM Withdrawals
\$ 604.42	Transfers to personal account
\$ 4,653.41	Non-Campaign Withdrawals
\$ 34,261.93	Possible Campaign Withdrawals
\$ 3,635.41	Purpose not determinable
<b>\$ 43,838.67</b>	

<b>Campaign Finance Report Totals</b>	
Included in Campaign Finance Report	\$ 34,628.95
Not included in Campaign Finance Report	\$ 9,209.72
	<b>\$ 43,838.67</b>

April 28, 2017

To: Chairman and Members of the Commission  
Citizens Clean Elections Commission

From: Jesus Rubalcava, Participating Candidate  
for State Representative – District No. 4

Re: 2016 Election Cycle Finance Activity Comprehensive Review

Dear Chairman and Members,

I would like to start off by thanking you for the opportunity to participate as a participating candidate in the 2016 Election Cycle. Please acknowledge that I am not by any means challenging the results of the review, nor am I denying any wrong doing. More so, this is acknowledgement that my campaign finances were not effectively run and that my lesson has been learned. Moving forward, should I be given the opportunity, I now know what to do and what not to do. This letter is to explain and clarify some questions you may have in regards to the issues and concerns brought before you.

It is important to know that this was my first time running for such position. I had never had to file full campaign accounts and never had to form a committee for the purpose of running for office. Many things I did not know. For example, I did not know that I needed to set up a petty cash account. I did not know where or how to disclose family members that worked for my campaign. I did not know that I needed to hire legal counsel. I did call the Citizens Clean Elections Commission office twice to ask for 1) what or how much to pay individuals working for the campaign and 2) where to obtain a mileage reimbursement form. I did not receive a concrete answer for either questions, rather was told to attend the CCEC Orientation again. Again, this is not justification or an excuse.

The biggest issue with my campaign was that I used my bank account that linked with my campaign account. For example, I would deposit a check into what I thought was one account and it would end up

in another. Another example, I would use my campaign debit card for a transaction and it would withdraw from my personal account. Because this was so confusing to me, I began to use the filing report with the Secretary of State as my accounting and balance.

I was not able to provide additional documentation other than my bank statements for the following reason. I am a Special Education teacher in the Buckeye Elementary School District. When going through my initial audit, I had all of my campaign documents in my classroom. Over holiday break, I was moved into different classrooms 2 times. During this time, many of my personal belongings and documents were misplaced. I still have not been able to relocate them.

I ask the commission to please consider the reasoning for such flaws in this campaign finance. I accept the report on findings as a way to acknowledge and learn from what was done incorrectly and how to do things the correct way. I am willing to accept the consequences of my wrongdoing and ask that the commission allow me to take corrective actions in order to comply; whether this be repaying back any unaccounted monies and fees set forth by the commission.

Thank you for your time and consideration.

Sincerely,

A handwritten signature in black ink, appearing to read 'JR' with a long horizontal flourish extending to the right.

Jesus A Rubalcava

# EXHIBIT C

**Doug Ducey**  
Governor

**Thomas M. Collins**  
Executive Director



**Steve M. Titla**  
Chair

**Damien R. Meyer**  
**Mark S. Kimble**  
**Galen D. Paton**  
**Amy B. Chan**  
Commissioners

**State of Arizona**  
**Citizens Clean Elections Commission**

1616 W. Adams - Suite 110 - Phoenix, Arizona 85007 - Tel (602) 364-3477 - Fax (602) 364-3487 - [www.azcleaselections.gov](http://www.azcleaselections.gov)

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**NOTICE OF COMPLAINT AND OPPORTUNITY TO RESPOND**

**Via Federal Express and E-mail**

May 23, 2017

The Honorable Jesus Rubalcalva  
Arizona House of Representatives  
1700 W. Washington  
Phoenix, AZ 85007

806 W. Margaret St.  
Gila Bend, AZ 85337

**RE: CCEC MUR #17-01**

Dear Representative Rubalcalva:

This letter serves as an internal complaint against you by the Executive Director of the Arizona Citizens Clean Elections Commission.

**Complaint**

Recently, the Arizona Citizens Clean Elections Commission accepted an audit of your campaign finances from the 2016 election. This comprehensive review, which followed a random audit related to the primary period, raised a number of issues related to the financing of your campaign as a participating candidate under the Citizens Clean Elections Act. Indeed, the audit provides substantial evidence that you may have violated a number of provisions of the Clean Elections Act and Rules.

According to the audit, you are unable to locate any documentation supporting your withdrawals from the campaign bank account, nor the identities or any contact information relating to goods and services purchases reported on your campaign finance reports, documentation of direct campaign expenditures or joint expenditures. The two audit reviews also confirm that you maintained more than one bank account that was used for campaign purposes throughout the campaign. Additionally, the reviews show that at no time did you deposit the entirety of your primary clean funding into your campaign bank account, that more than the primary and general limits applicable to you passed through the campaign bank account, and that bank account records and your campaign finance reports do not match. Among other things, the auditors were unable to reconcile deposits with claimed contributions noted on your campaign finance reports.

These allegations raise numerous potential violations. Participating candidates:

1. Shall not accept any contributions, other than a limited number of five-dollar qualifying contributions as specified in section 16-946 and early contributions as specified in section 16-945, except in the emergency situation specified in section 16-954, subsection F.
2. Shall not make expenditures of more than a total of five hundred dollars of the candidate's personal monies for a candidate for the legislature or more than one thousand dollars for a candidate for statewide office.
3. Shall not make expenditures in the primary election period in excess of the adjusted primary election spending limit.
4. Shall not make expenditures in the general election period in excess of the adjusted general election spending limit.
5. Shall comply with section 16-948 regarding campaign accounts and section 16-953 regarding returning unused monies to the citizens clean elections fund described in this article.

A.R.S. § 16-941(A). The audits provide evidence none of these requirements were complied with.

For example, A.R.S. § 16-953 (A) and (B) provide that “[a]t the end of the [primary or general] election period, a participating candidate. . . shall return to the fund all monies in the candidate's campaign account above an amount sufficient to pay any unpaid bills for expenditures made during the . . . election period and for goods or services directed to the . . . election.” In the absence of evidence that monies provided from the Clean Elections Commission were used for campaign expenditures, any unaccounted dollars became due to the fund under A.R.S. §§ 16-941 and 953.

Likewise, A.R.S. § 16-948 provides that a participating candidate “shall conduct *all financial activity* through a single campaign account of the candidate's campaign committee. A participating candidate shall not make any deposits into the campaign account other than those permitted under section 16-945 or 16-946.” (Emphasis added). Here, the audit reports are replete with indications you used more than one bank account and made multiple deposits from undetermined sources. This provides substantial evidence of ongoing violations on A.R.S. 16-941(A)(5) throughout the campaign, as well as 941(A)(1) and (A)(2).

Additionally, the auditors were unable to determine if direct campaign expenditures, joint expenditures, or other expenditures and contributions were made or accepted and properly reported. *See* Ariz. Admin. Code §§ R2-20-104, 109, 110, 111, 702, 703, 704 (2016).

Penalties for violating the Citizens Clean Elections Act and Rules include fines, repayment, and other penalties, including, in certain cases, removal from office. *See* A.R.S. §16-942(A)-(D); Ariz. Admin. Code §§ R2-20-222, -704.

### Opportunity for Response

Commission rules require notification to be given to the Respondent of a Complaint. Ariz. Admin. Code § R2-20-204(A). Additionally, the rules provide that you be advised of compliance procedures. Those procedures are set forth in Article 2 of the Commission’s Rules (Arizona Administrative Code Sections R2-20-201 to R2-20-228) as well as the Clean Elections

Act (specifically Arizona Revised Statutes §§ 16-940 to 16-961), which are available on the Commission website at [www.azcleanelections.gov](http://www.azcleanelections.gov).

The Commission's rules provide that a Respondent "be afforded an opportunity to demonstrate that no action should be taken on the basis of a complaint by submitting, *within five days from receipt of a written copy of the complaint*, a letter or memorandum setting forth reasons why the Commission should take no action." Ariz. Admin. Code R2-20-205(A). Your response must be notarized, or the Commission will not consider it. Ariz. Admin. Code R2-20-205(C). Generally, a failure to respond to a complaint within five days may be viewed as an admission to the allegations. *Id.*

Commission rules require that you be given this notice and Complaint. The issuance of this notice and Complaint do not constitute a finding related to the Complaint. A finding, if any, may be made only after the Commission has reviewed the matter. Additionally, I would recommend you seek legal counsel, as the Commission and its staff cannot provide legal advice to you.

Please contact us if you have any questions at (602) 364-3477 or by e-mail at [ccec@azcleanelections.gov](mailto:ccec@azcleanelections.gov).

Sincerely,



Thomas M. Collins  
Executive Director  
Arizona Citizens Clean Elections Commission

Enclosure: Approved Audit Report

cc: Sara Larsen, Financial Affairs & Compliance Officer (email only)



**CITIZENS CLEAN ELECTIONS COMMISSION**

**Report on Agreed-Upon Procedures**

**Jesus Rubalcava  
Participating Candidate for  
State Representative – District No. 4  
Primary Election 2016**

**Independent Accountants' Report on  
Applying Agreed-Upon Procedures**

Chairman and Members of the Commission  
Citizens Clean Elections Commission  
Phoenix, Arizona

We (the Contractor) have performed the procedures enumerated below, which were specified and agreed to by the State of Arizona Citizens Clean Elections Commission (the Commission), solely to assist the Commission in evaluating whether Rubalcava for House (the Candidate) Campaign Finance Reports for both the Pre-Primary (June 1, 2016 to August 18, 2016) and the Post-Primary (August 19, 2016 to September 19, 2016) reporting periods were prepared in compliance with Title 16, Articles 1 and 2 of the Arizona Revised Statutes, Campaign Contributions and Expenses, and the Citizens Clean Elections Act, and whether the reports complied with the rules of the Citizens Clean Elections Commission. The Candidate's management is responsible for the Pre-Primary and Post-Primary Campaign Finance Reports. This agreed-upon procedures engagement was conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants. The sufficiency of these procedures is solely the responsibility of those parties specified in this report. Consequently, we make no representation regarding the sufficiency of the procedures described below either for the purpose for which this report has been requested or for any other purpose.

The procedures and the associated findings are as follows:

1. Preliminary Procedures

- a) Commission Staff will obtain a copy of the candidate's campaign finance report for the reporting period and provide the records to the Contractor.

**Finding**

We obtained both the Pre-Primary (June 1, 2016 to August 18, 2016) and Post-Primary (August 19, 2016 to September 19, 2016) Campaign Finance Reports from the Arizona Secretary of State's website.

- b) Perform a desk review of the receipts reported in the candidate's campaign finance report as follows:

- (i) Determine whether the candidate accepted contributions only from individuals.

**Finding**

The contributions received during the periods reviewed appeared to be only from individuals.

- (ii) Determine whether any contributions received from individuals exceed the early contribution limit.

**Finding**

Contributions received from individuals during the periods reviewed did not exceed the \$160 early contribution limit.

- (iii) Check compliance with the maximum early contribution limits.

**Finding**

Early contributions received during the periods reviewed did not exceed the \$4,011 limit for a legislative candidate.

- (iv) Check compliance with the maximum personal contribution limits.

**Finding**

Early contributions received during the periods reviewed did not exceed the \$720 limit for a legislative candidate.

- c) Perform a desk review of the disbursements reported in the candidate's campaign finance report to identify any unusual items requiring follow-up during fieldwork.

**Finding**

We noted six disbursements to family members of the candidate, however the Campaign finance report did not indicate that the expenditures were made to family members. Per the Citizens Clean Elections Act & Rules Manual rule R2-20-701(C)(4), all payments made to family members or to enterprises owned in whole or part by the candidate or a family member shall be clearly itemized and indicated as such in all campaign finance reports.

In addition, there were three loans outstanding on the Post-Primary finance report that were made to the Campaign by the Candidate in December 2015, totaling \$69.93, that do not appear to have been repaid to the Candidate. In addition, supporting documentation for these loans was not maintained by the Campaign. Per the Citizens Clean Elections Act & Rule Manual rule R2-20-104(E), if the loan is to be repaid, the loans shall be repaid promptly upon receipt of Clean Elections funds if the participating candidate qualifies for Clean Elections funding. The Campaign received its Clean Elections funding on June 15, 2016.

It was further noted that the Campaign finance report had significantly fewer transactions than what was shown on the Campaign bank statements. Per discussion with the Candidate, the financial institution linked his personal bank account with the Campaign bank account, and therefore when he used his personal debit card, the Campaign bank account was debited. We noted approximately forty-one personal transactions consisting of out of state restaurant purchases, travel and other non-Campaign related items on the Campaign bank statement, totaling \$3,461.74; three ATM withdrawals, totaling \$243.50; five overdraft fees, totaling \$175.00; and three transfers from the Campaign bank account to the Candidate's personal bank account, totaling \$223.42. The Candidate indicated that he reimbursed the Campaign for these personal transactions, however deposits for these specific amounts was not provided. We noted eleven possible reimbursements to the Campaign on the bank statements, totaling \$2,270.19.

- d) Contact the candidate or the campaign treasurer, as appropriate, to schedule a date to perform fieldwork. Discuss the nature of the documentation, which will be needed to perform the engagement and ascertain the location of the necessary documentation.

### **Finding**

We contacted the Candidate to discuss the agreed-upon procedures, the timing of our procedures, and the documentation needed.

2. Fieldwork Procedures

- a) Commission staff will contact the candidate to request the records for an agreed-upon procedures attest engagement. Candidates chosen for a Primary Election Audit shall provide records from the Pre-Primary Election Report and the Post-Primary Election Report. Candidates chosen for a General Election Audit shall provide records from the Pre-General Election Report and the Post-General Election Report.

**Finding**

Commission staff sent an initial notice of primary random audit selection to the Candidate and informed the Candidate that we would be contacting him. We then communicated to the Candidate in a written request, the purpose of the engagement, agreed-upon procedures to be performed, documentation needed and potential future requirements of the Candidate.

- b) Commission staff will provide the records to the Contractor upon receipt. The Contractor shall contact the candidate and/or his or her representative(s) to discuss the purpose of the engagement, the general procedures to be performed and potential future requirements of the candidate, such as possible repayments to the Fund.

**Finding**

See comment in a) above.

- c) The Contractor shall contact or conduct an interview with the candidate and/or his or her representative(s) to discuss the bookkeeping policies and procedures utilized by the campaign committee.

**Finding**

The Candidate provided written bookkeeping policies and procedures utilized by the campaign committee.

- (i) Review the names of the candidate's family members. Family members include parents, grandparents, spouse, children, siblings and a parent or spouse of any of those persons.

### **Finding**

We obtained and reviewed the names of the Candidate's family members.

- (ii) Review bank statements for each of the months in the reporting period and perform the following:
- Select a sample of deposits and withdrawals from the bank statements and determine that the transaction is properly reflected in the candidate's records and campaign finance report.

### **Finding**

We selected five deposits and five withdrawals from the bank statements for the periods reviewed and determined that none appeared to be properly recorded in the Candidate's campaign finance reports.

The five withdrawals tested were personal purchases, made by the Candidate, totaling \$1,454.72. Per discussion with the Candidate, the financial institution linked his personal bank account with the Campaign bank account, and therefore when he used his personal debit card, the Campaign bank account was debited. He indicated that he reimbursed the Campaign for the personal purchases, however deposits for these specific amounts was not provided. He further indicated that the errors continued after he notified the financial institution.

The five deposits tested, per discussion with the Candidate, were reimbursements to the Campaign for personal purchases made in error by the financial institution, totaling \$1,717.99.

It was further noted that the Campaign finance report included the Primary Election Commission funding totaling \$16,044.00 on 6/15/16. The Campaign bank account did not include a corresponding deposit for this amount, however it did include a transfer from the Candidate's personal bank account for \$13,280.22, which represents a variance of \$2,763.78 of Commission monies that does not appear to have been deposited into the Campaign bank account. Per the Citizens Clean Elections Act & Rules Manual rule 16-948(A), a participating candidate shall conduct all financial activity through a single campaign account of the candidate's campaign committee.

- Perform a proof of receipts and disbursements for the reporting period.

### **Finding**

After performing proof of cash procedures, we calculated a Post-Primary ending cash balance of \$20,181.06, however the Amended Post-Primary campaign finance report reflected an ending balance of \$23,202.06, reflecting a variance of \$3,021.00, and indicating that the Campaign overspent by this amount. Per the Citizens Clean Elections Act & Rules Manual rule 16-941 (A)(3), a participating candidate: shall not make expenditures in the primary election period in excess of the adjusted primary election spending limit.

In addition, during this testwork it was noted that ten of the expenditure items in the Post-Primary campaign finance report, totaling \$2,214.50, had not cleared the bank as of September 30, 2016. Per discussion with the Candidate, he paid these vendors with cash, however no petty cash fund had been set up for the Campaign, and these expenditures were not reported as reimbursements to the Candidate on the Campaign finance report.

- d) Judgmentally select a sample of early contributions reported in the candidate's campaign finance report and agree to supporting documentation, which reflects the name of the contributor (for all contributions) and for individuals who contributed greater than \$50, which reflects the contributor's address, occupation and employer.

### **Finding**

We reviewed the supporting documentation for one early contribution (total population) reported in the Candidate's campaign finance report, and determined the name of the contributor for the contribution was included on the support. For individuals who contributed greater than \$50, we determined that the contributor's address, occupation and employer were also included on the support.

- (i) For other types of cash receipts reported in the candidate's campaign finance report, review supporting documentation and review for compliance with regulatory rules and laws and agree the receipt to inclusion in the campaign account bank statement.

**Finding**

No other types of cash receipts were reported in the Candidate's campaign finance reports during the periods reviewed.

- (ii) For in-kind contributions, review the supporting documentation and determine the methodology utilized to value the contribution and assess the reasonableness.

**Finding**

No in-kind contributions were reported in the Candidate's campaign finance reports during the periods reviewed.

- e) Judgmentally select a sample of cash expenditures reported in the candidate's campaign finance report and perform the following:
  - (i) Review supporting invoice or other documentation and agree amount to the amount reported in the candidate's finance report.

**Finding**

We reviewed five expenditures and agreed amounts to supporting invoices or other documentation and to the Candidate's finance report, with no exceptions noted.

- (ii) Determine that the name, address and nature of goods or services provided agree to the information reported in the candidate's campaign finance report.

**Finding**

We reviewed five expenditures and agreed the name, address and nature of goods or services provided to the information reported in the Candidate's Campaign finance report with no exceptions noted, however three of the expenditures tested were made were to family members of the Candidate and the Campaign finance report did not indicate that they were family members. Per the Citizens Clean Elections Act & Rules Manual rule R2-20-701(C)(4), all payments made to family members or to enterprises owned in whole or part by the candidate or a family member shall be clearly itemized and indicated as such in all campaign finance reports.

Agree the amount of the expenditure to the campaign account bank statement.

**Finding**

We reviewed five expenditures and agreed amounts to the campaign account bank statements with one exception. The Campaign finance report included a \$264.50 expenditure for newspaper advertising, however this amount was not present on the Campaign bank statement. Per discussion with the Candidate, he paid this vendor in cash, however no petty cash fund had been set up for the Campaign and this expenditure was not reported as a reimbursement to the Candidate on the Campaign finance report.

- (iii) Determine whether the expenditure was made for a direct campaign purpose. Direct campaign purpose includes, but is not limited to, materials, communications, transportation, supplies and expenses used toward the election of the candidate.

**Finding**

We reviewed five expenditures and agreed the name, address and nature of goods or services provided to the information reported in the Candidate's Campaign finance report with no exceptions noted.

- If the expenditure is a joint expenditure made in conjunction with other candidates, determine that the amount paid represents the candidate's proportionate share of the total cost.

**Finding**

None of the expenditures we tested appeared to be for joint expenditures.

- f) Determine whether any petty cash funds have been established and, if so, determine how expenditures from these funds have been reflected in the accounting records. Determine whether aggregate petty cash funds exceed the limit of \$1,420.

**Finding**

Based on inquiry of the Candidate, the Candidate did not establish a petty cash fund during the periods reviewed, however per review of the Campaign bank statement, several ATM withdrawals were made and per discussion with the Candidate, multiple vendors were paid with cash.

- (i) If applicable, judgmentally select a sample of expenditures made from the Candidate's petty cash fund(s) and obtain supporting documentation for the expenditure. Determine whether the expenditure was for a direct campaign expense and whether the expenditure was in excess of the \$160 limit on petty cash expenditures.

**Finding**

Based on inquiry of the Candidate, the Candidate did not establish a petty cash fund during the periods reviewed.

- g) Determine whether a legal defense fund has been established.

**Finding**

Based on inquiry of the Candidate, the campaign did not establish a legal defense fund.

- (i) If a legal defense fund was established, how were these funds accounted for?

**Finding**

Based on inquiry of the Candidate, the campaign did not establish a legal defense fund.

- h) Contact the Candidate and/or his or her representative(s) to discuss the preliminary engagement findings and recommendations that the Contractor anticipates presenting to the CCEC. During this conference, the Contractor will advise the Candidate and/or his or her representative(s) of their right to respond to the preliminary findings and the projected timetable for the issuance of the final issuance of the report.

**Finding**

We discussed our findings with the Candidate and the Candidate did not provide responses to our findings.

We were not engaged to and did not conduct an examination, the objective of which would be the expression of an opinion on the Pre-Primary and Post-Primary Campaign Finance Reports of Rubalcava for House. Accordingly, we do not express such an opinion. Had we performed additional procedures, other matters might have come to our attention that would have been reported to you.

This report is intended solely for the information and use of the Citizens Clean Elections Commission, and is not intended to be and should not be used by anyone other than this specified party.

*Foster & Chapman P.C.*

December 13, 2016

# EXHIBIT B

**CITIZENS CLEAN ELECTIONS COMMISSION**

**Report on Agreed-Upon Procedures**

**Jesus Rubalcava  
Participating Candidate for  
State Representative – District No. 4  
2016 Election Cycle Finance Activity Comprehensive Review**

**Independent Accountants' Report on  
Applying Agreed-Upon Procedures**

Chairman and Members of the Commission  
Citizens Clean Elections Commission  
Phoenix, Arizona

We (the Contractor) have performed the procedures enumerated below, which were specified and agreed to by the State of Arizona Citizens Clean Elections Commission (the Commission), solely to assist the Commission in evaluating whether Rubalcava for House (the Candidate), Campaign Finance Reports, Campaign bank account and corresponding documentation for expenditures and contributions for the 2016 election cycle (January 15, 2016 to January 31, 2017) were prepared or maintained in compliance with Title 16, Articles 1 and 2 of the Arizona Revised Statutes, Campaign Contributions and Expenses, and the Citizens Clean Elections Act, and whether the reports complied with the rules of the Citizens Clean Elections Commission. The Candidate's management is responsible for the Campaign Finance Reports. This agreed-upon procedures engagement was conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants. The sufficiency of these procedures is solely the responsibility of those parties specified in this report. Consequently, we make no representation regarding the sufficiency of the procedures described below either for the purpose for which this report has been requested or for any other purpose.

The procedures and the associated findings are as follows:

1. The Contractor shall review bank statements for each of the months in the election cycle and perform the following:
  - a) Select 100% of the deposits and withdrawals from the campaign bank statements and determine that the transaction is properly reflected in the candidate's records and campaign finance report.

**Finding**

The Candidate provided the Campaign bank statements for all months of the election cycle, however the Candidate indicated that he was unable to identify or locate any documentation supporting the deposits and withdrawals from the Campaign bank statements. The attached Bank Statement Deposit Summary and Bank Statement Withdrawal Summary describe the deposits and withdrawals noted in the Campaign bank statements.

- b) Select 100% of cash disbursements and withdrawals from the campaign bank statement and perform the following:
  - (i) Review supporting invoice or other documentation and agree amount to the amount reported in the candidate's finance report.

**Finding**

The Candidate indicated that he was unable to identify or locate any documentation supporting the withdrawals from the Campaign bank statements. The attached Bank Statement Withdrawal Summary describe the withdrawals noted in the Campaign bank statements.

- (ii) Determine that the name, address and nature of goods or services provided agree to the information reported in the candidate's campaign finance report.

**Finding**

The Candidate indicated that he was unable to identify or locate any documentation supporting the withdrawals from the Campaign bank statements, therefore the name, address and nature of goods or services provided could not be agreed to the information reported in the Candidate's Campaign finance report. The attached Bank Statement Withdrawal Summary describe the withdrawals noted in the Campaign bank statements.

- (iii) Determine whether the expenditure was made for a direct campaign purpose. Direct campaign purpose includes, but is not limited to, materials, communications, transportation, supplies and expenses used toward the election of the candidate.

**Finding**

The Candidate indicated that he was unable to identify or locate any documentation supporting the withdrawals from the Campaign bank statements, therefore expenditures made for a direct Campaign purpose could not be determined. The attached Bank Statement Withdrawal Summary describe the withdrawals noted in the Campaign bank statements.

- If the expenditure is a joint expenditure made in conjunction with other candidates, determine that the amount paid represents the candidate's proportionate share of the total cost.

**Finding**

The Candidate indicated that he was unable to identify or locate any documentation supporting the withdrawals from the Campaign bank statements, therefore joint expenditures were unable to be identified. The attached Bank Statement Withdrawal Summary describe the withdrawals noted in the Campaign bank statements.

- c) Determine whether a legal defense has been established.

**Finding**

Based on inquiry of the Candidate, the Campaign did not establish a legal defense.

- (i) Has any Clean funding been used to pay for legal services?

**Finding**

Based on inquiry of the Candidate, the Campaign did not establish a legal defense.

- (ii) What is the cost or value of legal services being provided for the comprehensive audit and review of the finance activity?

**Finding**

Based on inquiry of the Candidate, the Campaign did not establish a legal defense.

- d) Contact the Candidate and/or his or her representative(s) to discuss the preliminary engagement findings and recommendations that the Contractor anticipates presenting to the CCEC. During this notification, the Contractor will advise the Candidate and/or his or her representative(s) of their right to respond to the preliminary findings and the projected timetable for the issuance of the final issuance of the report.

**Finding**

We discussed our findings with the Candidate and the Candidate provided responses to our findings, which are included on pages 14-15 of this report.

We were not engaged to and did not conduct an examination, the objective of which would be the expression of an opinion on the comprehensive audit and review of the finance activity of Rubalcava for House. Accordingly, we do not express such an opinion. Had we performed additional procedures, other matters might have come to our attention that would have been reported to you.

This report is intended solely for the information and use of the Citizens Clean Elections Commission, and is not intended to be and should not be used by anyone other than this specified party.

*Foster & Chapman P.C.*

April 28, 2017

## Bank Statement Deposit Summary

### January 2016

Date	Amount	Description	On Finance Report?
1/4/2016	\$ 200.00	ATM Cash Deposit	Undeterminable, significant number of contributions noted on report
1/4/2016	\$ 3.00	ATM Cash Deposit	No
1/4/2016	\$ 200.00	ATM Cash Deposit	Undeterminable, significant number of contributions noted on report
1/11/2016	\$ 2.00	Transfer from personal bank account	No
	<u>\$ 405.00</u>	<b>January Deposit Total:</b>	

January totals from above		Campaign Finance Report Totals	
\$ 2.00	Transfers from separate account	Included in Campaign Finance Report	\$ -
\$ 400.00	Possible Campaign Deposits	Not included in Campaign Finance Report	\$ 5.00
\$ 3.00	Purpose not determinable	Undeterminable	\$ 400.00
<u>\$ 405.00</u>			<u>\$ 405.00</u>

### February 2016

Date	Amount	Description	On Finance Report?
No deposit activity noted			

### March 2016

Date	Amount	Description	On Finance Report?
3/10/2016	\$ 25.00	ATM Check Deposit	Yes
3/31/2016	\$ 100.00	ATM Cash Deposit	Yes
3/31/2016	\$ 60.00	ATM Cash Deposit	Undeterminable, significant number of contributions noted on report
	<u>\$ 185.00</u>	<b>March Deposit Total:</b>	

March totals from above		Campaign Finance Report Totals	
\$ -	Transfers from separate account	Included in Campaign Finance Report	\$ 125.00
\$ 125.00	Possible Campaign Deposits	Not included in Campaign Finance Report	\$ -
\$ 60.00	Purpose not determinable	Undeterminable	\$ 60.00
<u>\$ 185.00</u>			<u>\$ 185.00</u>

### April 2016

Date	Amount	Description	On Finance Report?
4/4/2016	\$ 70.00	ATM Cash Deposit	Undeterminable, significant number of contributions noted on report
4/15/2016	\$ 30.00	Transfer from personal account	No
4/18/2016	\$ 30.00	Transfer from personal account	No
	<u>\$ 130.00</u>	<b>April Deposit Total:</b>	

April totals from above		Campaign Finance Report Totals	
\$ 60.00	Transfers from separate account	Included in Campaign Finance Report	\$ -
\$ -	Possible Campaign Deposits	Not included in Campaign Finance Report	\$ 60.00
\$ 70.00	Purpose not determinable	Undeterminable	\$ 70.00
<u>\$ 130.00</u>			<u>\$ 130.00</u>

### May 2016

Date	Amount	Description	On Finance Report?
5/6/2016	\$ 600.00	Transfer from personal account	No
5/11/2016	\$ 607.12	eDeposit IN Branch/Store	Undeterminable
5/11/2016	\$ 75.00	ATM Check Deposit	Yes
5/12/2016	\$ 500.00	Transfer from personal account	No
5/17/2016	\$ 100.00	ATM Cash Deposit	Undeterminable, significant number of contributions noted on report
5/23/2016	\$ 25.00	ATM Check Deposit	Undeterminable, significant number of contributions noted on report
5/31/2016	\$ 90.00	Transfer from personal account	No
	<u>\$ 1,997.12</u>	<b>May Deposit Total:</b>	

May totals from above		Campaign Finance Report Totals	
\$ 1,190.00	Transfers from separate account	Included in Campaign Finance Report	\$ 75.00
\$ 75.00	Possible Campaign Deposits	Not included in Campaign Finance Report	\$ 1,190.00
\$ 732.12	Purpose not determinable	Undeterminable	\$ 732.12
<u>\$ 1,997.12</u>			<u>\$ 1,997.12</u>

June 2016			
Date	Amount	Description	On Finance Report?
6/2/2016	\$ 100.20	ATM Check Deposit	Undeterminable, significant number of contributions noted on report
6/2/2016	\$ 45.00	Transfer from personal account	No
6/9/2016	\$ 52.85	Transfer from personal account	No
6/13/2016	\$ 53.00	Transfer from personal account	No
6/17/2016	\$ 13,280.22	Transfer from personal account	This is presumed to be part of the Commission Primary Election funding.
	\$ 13,531.27	<b>June Deposit Total:</b>	Total funding = \$16,044.00, difference of \$2,763.78.

June totals from above		Campaign Finance Report Totals	
\$ 150.85	Transfers from separate account	Included in Campaign Finance Report	\$ 13,280.22
\$ 13,280.22	Possible Campaign Deposits	Not included in Campaign Finance Report	\$ 150.85
\$ 100.20	Purpose not determinable	Undeterminable	\$ 100.20
\$ 13,531.27			\$ 13,531.27

July 2016			
Date	Amount	Description	On Finance Report?
No deposit activity noted			

August 2016			
Date	Amount	Description	On Finance Report?
8/4/2016	\$ 770.14	ATM Check Deposit	No
8/8/2016	\$ 77.00	eDeposit IN Branch/Store	Yes
8/9/2016	\$ 350.00	ATM Cash Deposit	No
8/29/2016	\$ 20.00	ATM Cash Deposit	No
8/29/2016	\$ 9.00	Transfer from personal account	No
8/30/2016	\$ 50.00	Transfer from personal account	No
	\$ 1,276.14	<b>August Deposit Total:</b>	

August totals from above		Campaign Finance Report Totals	
\$ 59.00	Transfers from separate account	Included in Campaign Finance Report	\$ 77.00
\$ 77.00	Possible Campaign Deposits	Not included in Campaign Finance Report	\$ 1,199.14
\$ 1,140.14	Purpose not determinable	Undeterminable	\$ -
\$ 1,276.14			\$ 1,276.14

September 2016			
Date	Amount	Description	On Finance Report?
9/6/2016	\$ 24,066.00	eDeposit IN Branch/Store	Yes
9/6/2016	\$ 320.00	ATM Cash Deposit	No
9/19/2016	\$ 500.00	ATM Cash Deposit	No
	\$ 24,886.00	<b>September Deposit Total:</b>	

September totals from above		Campaign Finance Report Totals	
\$ -	Transfers from separate account	Included in Campaign Finance Report	\$ 24,066.00
\$ 24,066.00	Possible Campaign Deposits	Not included in Campaign Finance Report	\$ 820.00
\$ 820.00	Purpose not determinable	Undeterminable	\$ -
\$ 24,886.00			\$ 24,886.00

October 2016			
Date	Amount	Description	On Finance Report?
10/3/2016	165.00	Transfer from personal account	No
10/5/2016	115.00	Transfer from personal account	No
10/12/2016	60.00	Transfer from personal account	No
10/24/2016	500.00	ATM Cash Deposit	No
10/24/2016	520.08	ATM Check Deposit	No
10/25/2016	33.00	Transfer from personal account	No
10/27/2016	34.48	Transfer from personal account	No
	\$ 1,427.56	<b>October Deposit Total:</b>	

October totals from above		Campaign Finance Report Totals	
\$ 407.48	Transfers from separate account	Included in Campaign Finance Report	\$ -
\$ -	Possible Campaign Deposits	Not included in Campaign Finance Report	\$ 1,427.56
\$ 1,020.08	Purpose not determinable	Undeterminable	\$ -
\$ 1,427.56			\$ 1,427.56

**November 2016**

<b>Date</b>	<b>Amount</b>	<b>Description</b>	<b>On Finance Report?</b>
No deposit activity noted			

**December 2016**

<b>Date</b>	<b>Amount</b>	<b>Description</b>	<b>On Finance Report?</b>
No deposit activity noted			

<b>Total Period Deposits</b>			<b>Campaign Finance Report Totals</b>		
\$	0.58	Beginning Bank Balance, 01/01/16	Beginning Bank Balance, 01/01/16	\$	0.58
\$	1,869.33	Transfers from separate account	Included in Campaign Finance Report	\$	37,623.22
\$	38,023.22	Possible Campaign Deposits	Not included in Campaign Finance Report	\$	4,852.55
\$	3,945.54	Purpose not determinable	Undeterminable	\$	1,362.32
\$	43,838.67			\$	43,838.67

## Bank Statement Withdrawal Summary

### January 2016

Date	Amount	Vendor or Check #	Possible Campaign Purpose	Purpose	On Finance Report?
1/4/2016	\$ 100.00	ATM Withdrawal	Not determinable	n/a	No
1/4/2016	\$ 2.12	Family Dollar	Not determinable	n/a	No
1/4/2016	\$ 100.00	ATM Withdrawal	Not determinable	n/a	No
1/7/2016	\$ 100.00	ATM Withdrawal	Not determinable	n/a	No
1/11/2016	\$ 54.00	Transfer to personal account	No	n/a	No
1/11/2016	\$ 30.00	Western Union	No	n/a	No
1/11/2016	\$ 19.10	Pride Travel Center	Yes	Fuel	Yes
		<b>\$ 405.22</b> January Withdrawal Total			

January totals from above	
\$ 300.00	ATM Withdrawals
\$ 54.00	Transfers to personal account
\$ 30.00	Non-Campaign Withdrawals
\$ 19.10	Possible Campaign Withdrawals
\$ 2.12	Purpose not determinable
<b>\$ 405.22</b>	

Campaign Finance Report Totals	
Included in Campaign Finance Report	\$ 386.12
Not included in Campaign Finance Report	\$ 19.10
	<b>\$ 405.22</b>

### February 2016

Date	Amount	Vendor or Check #	Possible Campaign Purpose	Purpose	On Finance Report?
No bank statement activity noted					

### March 2016

Date	Amount	Vendor or Check #	Possible Campaign Purpose	Purpose	On Finance Report?
3/17/2016	\$ 2.82	Quiktrip Tolleson AZ	Not determinable	n/a	No
3/18/2016	\$ 19.99	Western Union	No	n/a	No
3/18/2016	\$ 2.00	Swa Inflight Service	No	n/a	No
		<b>\$ 24.81</b> March Withdrawal Total			

March totals from above	
\$ -	ATM Withdrawals
\$ -	Transfers to personal account
\$ 21.99	Non-Campaign Withdrawals
\$ -	Possible Campaign Withdrawals
\$ 2.82	Purpose not determinable
<b>\$ 24.81</b>	

Campaign Finance Report Totals	
Included in Campaign Finance Report	\$ -
Not included in Campaign Finance Report	\$ 24.81
	<b>\$ 24.81</b>

### April 2016

Date	Amount	Vendor or Check #	Possible Campaign Purpose	Purpose	On Finance Report?
4/1/2016	\$ 10.25	Quiktrip Tolleson AZ	Not determinable	n/a	No
4/1/2016	\$ 60.00	ATM Withdrawal	No	n/a	No
4/4/2016	\$ 4.37	Burger King #9984 Buckeye AZ	Not determinable	n/a	No
4/4/2016	\$ 54.99	Western Union	No	n/a	No
4/6/2016	\$ 100.00	Check #101	Yes	Table fee for Yuma Co Fair	Yes
4/18/2016	\$ 10.01	Shell Service Station Gila Bend AZ	Not determinable	n/a	No
4/18/2016	\$ 27.99	Western Union	No	n/a	No
4/20/2016	\$ 4.82	Quiktrip Phoenix AZ	Not determinable	n/a	No
4/22/2016	\$ 8.00	Transfer to personal account	No	n/a	No
4/25/2016	\$ 5.41	Starbucks L3257 Los Angeles CA	No	n/a	No
		<b>\$ 285.84</b> April Withdrawal Total			

April totals from above	
\$ 60.00	ATM Withdrawals
\$ 8.00	Transfers to personal account
\$ 88.39	Non-Campaign Withdrawals
\$ 100.00	Possible Campaign Withdrawals
\$ 29.45	Purpose not determinable
<b>\$ 285.84</b>	

Campaign Finance Report Totals	
Included in Campaign Finance Report	\$ 100.00
Not included in Campaign Finance Report	\$ 185.84
	<b>\$ 285.84</b>

**May 2016**

Date	Amount	Vendor or Check #	Possible Campaign Purpose	Purpose	On Finance Report?
5/9/2016	\$ 319.00	Transfer to personal account	No	n/a	No
5/11/2016	\$ 80.00	ATM Withdrawal	No	n/a	No
5/12/2016	\$ 59.50	Sams Club	Not determinable	n/a	No
5/23/2016	\$ 20.00	Sams Club	Yes	Fuel	Yes
5/31/2016	\$ 95.69	Renaissance Hotel Phoenix AZ	Not determinable	n/a	No
	<b>\$ 574.19</b>	<b>May Withdrawal Total</b>			

May totals from above	
\$ 80.00	ATM Withdrawals
\$ 319.00	Transfers to personal account
\$ -	Non-Campaign Withdrawals
\$ 20.00	Possible Campaign Withdrawals
\$ 155.19	Purpose not determinable
\$ 574.19	

Campaign Finance Report Totals	
Included in Campaign Finance Report	\$ 20.00
Not included in Campaign Finance Report	\$ 554.19
	<b>\$ 574.19</b>

**June 2016**

Date	Amount	Vendor or Check #	Possible Campaign Purpose	Purpose	On Finance Report?
6/1/2016	\$ 52.13	Reathrey Sekon Phoenix AZ	Not determinable	n/a	No
6/1/2016	\$ 24.65	Lin's Buffet Phoenix AZ	Not determinable	n/a	No
6/2/2016	\$ 80.00	ATM Withdrawal	No	n/a	No
6/6/2016	\$ 18.91	Popeye's #10632 Phoenix AZ	Not determinable	n/a	No
				Submittal of \$5 qualifying contributions	
6/8/2016	\$ 1,415.00	Check #102	Yes		Yes
6/9/2016	\$ 35.00	Overdraft fee	No	n/a	No
6/13/2016	\$ 12.52	Dial Cab CO. Washington DC	No	n/a	No
6/13/2016	\$ 53.00	Cobalt Washington DC	No	n/a	No
6/13/2016	\$ 197.70	Uber	No	n/a	No
6/14/2016	\$ 35.00	Overdraft fee	No	n/a	No
6/14/2016	\$ 35.00	Overdraft fee	No	n/a	No
6/21/2016	\$ 14.97	Cracker Barrel 1780 S Yuma AZ	Yes	Meal expense	Yes
6/21/2016	\$ 23.00	Sam's Club Phoenix AZ	Not determinable	n/a	No
6/22/2016	\$ 439.19	AT&T*Bill Payment	No	n/a	No
6/22/2016	\$ 10.86	Panda Express #153 Goodyear AZ	Not determinable	n/a	No
6/23/2016	\$ 23.50	Love S Country0000 Gila Bend AZ	Not determinable	n/a	No
6/23/2016	\$ 12.41	McDonald's F1373 Washington DC	No	n/a	No
6/24/2016	\$ 25.00	American Air001028 Fort Worth TX	No	n/a	No
6/24/2016	\$ 21.80	Phx Delux Burger N Phoenix AZ	Not determinable	n/a	No
6/24/2016	\$ 28.45	Taxicharge- Washin Washington DC	No	n/a	No
6/24/2016	\$ 10.58	Dial Cab CO. Washington DC	No	n/a	No
6/24/2016	\$ 46.00	El Paso Cafe Arlington VA	No	n/a	No
6/24/2016	\$ 2,699.00	Check #103	Yes	Campaign literature & signs	Yes
6/27/2016	\$ 200.00	Southwest Title Loan	No	n/a	No
6/27/2016	\$ 63.50	ATM Withdrawal	No	n/a	No
6/27/2016	\$ 2.50	ATM fee	No	n/a	No
6/27/2016	\$ 46.00	Cafe Paradiso Washington DC	No	n/a	No
6/27/2016	\$ 12.16	Uber	No	n/a	No
6/27/2016	\$ 12.88	Uber	No	n/a	No
6/27/2016	\$ 25.00	District Kitchen L Washington DC	No	n/a	No
6/27/2016	\$ 8.80	Filiberto's Mexica Buckeye AZ	Yes	Meal expense	Yes
6/28/2016	\$ 25.17	Omni Shoreham Washington DC	No	n/a	No
6/28/2016	\$ 25.01	American Tap Room Arlington VA	No	n/a	No
6/28/2016	\$ 55.00	Sky Harbor Parking Phoenix AZ	No	n/a	No
6/28/2016	\$ 149.64	Omni Shoreham Washington DC	No	n/a	No
6/28/2016	\$ 29.00	Circle K 00225 Gila Bend AZ	Not determinable	n/a	No
6/29/2016	\$ 800.00	Check #104	Yes	VAN	Yes
6/30/2016	\$ 200.00	Check #107	Yes	Canvass	Yes
6/30/2016	\$ 104.96	Lowe's	Yes	Pounder/Wire	Yes
6/30/2016	\$ 30.43	Lowe's	Yes	Pounder	Yes
6/30/2016	\$ 3,374.91	Check #106	Yes	Signs/Lit/Paper	Yes
	<b>\$ 10,478.63</b>	<b>June Withdrawal Total</b>			

June totals from above	
\$ 143.50	ATM Withdrawals
\$ -	Transfers to personal account
\$ 1,483.21	Non-Campaign Withdrawals
\$ 8,648.07	Possible Campaign Withdrawals
\$ 203.85	Purpose not determinable
<b>\$ 10,478.63</b>	

Campaign Finance Report Totals	
Included in Campaign Finance Report	\$ 8,648.07
Not included in Campaign Finance Report	\$ 1,830.56
	<b>\$ 10,478.63</b>

**July 2016**

Date	Amount	Vendor or Check #	Possible Campaign Purpose	Purpose	On Finance Report?
7/1/2016	\$ 100.00	Check #108	Not determinable	n/a	No
7/1/2016	\$ 150.00	Check #111	Not determinable	n/a	No
7/5/2016	\$ 7.01	The Home Depot 402 Yuma AZ	Not determinable	n/a	No
7/5/2016	\$ 255.85	Check #105	Yes	Rebar	Yes
7/6/2016	\$ 300.00	Cashed Check #116	Yes	Canvass	Yes
7/7/2016	\$ 29.00	Shell Service Station Gila Bend AZ	Not determinable	n/a	No
7/7/2016	\$ 138.42	Transfer to personal account	No	n/a	No
7/7/2016	\$ 29.41	Lin's Buffet Phoenix AZ	Not determinable	n/a	No
7/7/2016	\$ 100.00	ATM Withdrawal	No	n/a	No
7/7/2016	\$ 200.00	Check #114	Not determinable	n/a	No
7/7/2016	\$ 200.00	Check #112	Not determinable	n/a	No
7/8/2016	\$ 281.72	Frys Food 2626 83Rd Av Phoenix AZ	Not determinable	n/a	No
7/11/2016	\$ 30.88	Marisco's MI Lindo Phoenix AZ	Not determinable	n/a	No
7/11/2016	\$ 23.00	Sam's Club Avondale AZ	Not determinable	n/a	No
7/12/2016	\$ 26.00	Sam's Club Phoenix AZ	Not determinable	n/a	No
7/13/2016	\$ 110.00	Main Event/Mty Air CA	No	n/a	No
7/13/2016	\$ 30.00	Cracker Barrel 1780 S Yuma AZ	Not determinable	n/a	No
7/14/2016	\$ 186.96	Southwest	No	n/a	No
7/14/2016	\$ 15.00	Southwest	No	n/a	No
7/14/2016	\$ 5.47	Taco Bell #23212 Buckeye AZ	Not determinable	n/a	No
7/14/2016	\$ 15.00	Southwest	No	n/a	No
7/14/2016	\$ 24.00	Arco #42258 Ampm Yuma AZ	Yes	Fuel	Yes
7/14/2016	\$ 130.00	Cashed Check #120	Yes	Canvass	Yes
7/14/2016	\$ 852.86	Check #118	Yes	Lawn signs	Yes
7/14/2016	\$ 200.00	Check #115	Yes	Canvass	Yes
7/15/2016	\$ 49.40	Michaels Stores Inc206 Goodyear AZ	Not determinable	n/a	No
7/18/2016	\$ 40.88	Hooters Yuma Yuma AZ	Not determinable	n/a	No
7/18/2016	\$ 24.99	Western Union	No	n/a	No
7/18/2016	\$ 430.87	Hilton Advance Pur Memphis TN	No	n/a	No
7/18/2016	\$ 18.95	Uber	No	n/a	No
7/18/2016	\$ 18.81	Uber	No	n/a	No
7/18/2016	\$ 15.00	Chevron 0307165 Alpine CA	No	n/a	No
7/18/2016	\$ 22.00	Frys Food & Drug 11203 Yuma AZ	Not determinable	n/a	No
7/19/2016	\$ 54.00	Hilton Garden Inn San Diego CA	No	n/a	No
7/19/2016	\$ 86.00	Coaster Saloon San Diego CA	No	n/a	No
7/19/2016	\$ 14.99	Smartfinal499 Phoenix AZ	Not determinable	n/a	No
7/19/2016	\$ 23.50	Circle K 03397 Buckeye AZ	Yes	Fuel	Yes
7/19/2016	\$ 35.00	Transfer to personal account	No	n/a	No
7/19/2016	\$ 190.00	Check #119	Yes	Tradeshelper, Salt River Project	Yes
7/20/2016	\$ 8.20	Sheraton Phoenix P Phoenix AZ	Not determinable	n/a	No
7/20/2016	\$ 29.11	Uber	No	n/a	No
7/21/2016	\$ 35.00	Overdraft Fee	No	n/a	No
7/21/2016	\$ 22.00	Barrio Cafe T43003 Phoenix AZ	Not determinable	n/a	No
7/22/2016	\$ 35.00	Overdraft Fee	No	n/a	No
<b>\$ 4,594.28</b>	<b>July Withdrawal Total</b>				

July totals from above	
\$ 100.00	ATM Withdrawals
\$ 173.42	Transfers to personal account
\$ 1,074.69	Non-Campaign Withdrawals
\$ 1,976.21	Possible Campaign Withdrawals
\$ 1,269.96	Purpose not determinable
<b>\$ 4,594.28</b>	

Campaign Finance Report Totals	
Included in Campaign Finance Report	\$ 1,976.21
Not included in Campaign Finance Report	\$ 2,618.07
	<b>\$ 4,594.28</b>

**August 2016**

Date	Amount	Vendor or Check #	Possible Campaign Purpose	Purpose	On Finance Report?
8/5/2016	\$ 50.00	Transfer to personal account	No	n/a	No
8/5/2016	\$ 16.50	Sam's Club Avondale AZ	Not determinable	n/a	No
8/8/2016	\$ 57.87	Wal-Mart Super Center Phoenix AZ	Not determinable	n/a	No
8/8/2016	\$ 20.00	Circle K 03397 Buckeye AZ	Not determinable	n/a	No
8/8/2016	\$ 10.93	Little Caesars #32 Buckeye AZ	Not determinable	n/a	No
8/8/2016	\$ 48.57	Target T- 1515 N Litch Goodyear AZ	Not determinable	n/a	No
8/9/2016	\$ 150.00	Venmo 855-812-4430 NY	Not determinable	n/a	No
8/9/2016	\$ 378.84	AT&T*Bill Payment	No	n/a	No
8/17/2016	\$ 200.00	Check	Not determinable	n/a	No
8/22/2016	\$ 13.00	Charlie's Phoenix Phoenix AZ	Not determinable	n/a	No
8/24/2016	\$ 20.00	Loves Cntry St Gila Bend AZ	Not determinable	n/a	No
8/29/2016	\$ 44.54	American Air	No	n/a	No
8/29/2016	\$ 25.00	LA Tasca (King Str Alexandria VA	No	n/a	No
8/29/2016	\$ 18.19	Uber	No	n/a	No
8/30/2016	\$ 12.10	Georgetown Market Arlington VA	No	n/a	No
8/30/2016	\$ 27.00	Sky Harbor Parking Phoenix AZ	No	n/a	No
8/30/2016	\$ 55.00	Pullanos Pizza Glendale AZ	Not determinable	n/a	No
<b>\$ 1,147.54</b>		<b>August Withdrawal Total</b>			

<b>August totals from above</b>	
\$ -	ATM Withdrawals
\$ 50.00	Transfers to personal account
\$ 505.67	Non-Campaign Withdrawals
\$ -	Possible Campaign Withdrawals
\$ 591.87	Purpose not determinable
<b>\$ 1,147.54</b>	

<b>Campaign Finance Report Totals</b>	
Included in Campaign Finance Report	\$ -
Not included in Campaign Finance Report	\$ 1,147.54
	<b>\$ 1,147.54</b>

**September 2016**

Date	Amount	Vendor or Check #	Possible Campaign Purpose	Purpose	On Finance Report?
9/7/2016	\$ 300.00	Check #192	Yes	Canvass	Yes
9/7/2016	\$ 300.00	Check #191	Yes	Canvass	Yes
9/8/2016	\$ 10.00	Quiktrip Phoenix AZ	Not determinable	n/a	No
9/12/2016	\$ 28.00	Charlie's Phoenix	Not determinable	n/a	No
9/13/2016	\$ 48.54	Pullanos Pizza Glendale AZ	Not determinable	n/a	No
9/13/2016	\$ 197.10	Tm *Sia	No	n/a	No
9/15/2016	\$ 250.00	Check #198	Not determinable	n/a	No
9/15/2016	\$ 300.00	Check #197	Not determinable	n/a	No
9/19/2016	\$ 11.20	American Air	No	n/a	No
9/19/2016	\$ 75.00	American Air	No	n/a	No
9/19/2016	\$ 36.33	Birrieria Obregon Phoenix AZ	Not determinable	n/a	No
9/19/2016	\$ 142.37	My Ticket Tracker	No	n/a	No
9/20/2016	\$ 21.00	Arco #42533 Ampm Phoenix AZ	Not determinable	n/a	No
9/23/2016	\$ 56.00	Mariscos Altata Phoenix AZ	Not determinable	n/a	No
9/23/2016	\$ 306.50	Centurylink/Speedp	No	n/a	No
9/26/2016	\$ 127.21	Fairfield Inn & Su Phoenix AZ	No	n/a	No
9/26/2016	\$ 8.28	Federicos Buckeye AZ	Not determinable	n/a	No
9/26/2016	\$ 27.00	Circle K 00225 Gila Bend AZ	Not determinable	n/a	No
9/29/2016	\$ 35.00	Arizona List Tucson AZ	Not determinable	n/a	No
9/29/2016	\$ 247.55	4Imprint	Yes	Table runner	Yes
<b>\$ 2,527.08</b>		<b>September Withdrawal Total</b>			

<b>September totals from above</b>	
\$ -	ATM Withdrawals
\$ -	Transfers to personal account
\$ 859.38	Non-Campaign Withdrawals
\$ 847.55	Possible Campaign Withdrawals
\$ 820.15	Purpose not determinable
<b>\$ 2,527.08</b>	

<b>Campaign Finance Report Totals</b>	
Included in Campaign Finance Report	\$ 847.55
Not included in Campaign Finance Report	\$ 1,679.53
	<b>\$ 2,527.08</b>

**October 2016**

Date	Amount	Vendor or Check #	Possible Campaign Purpose	Purpose	On Finance Report?
10/11/2016	60.00	Under Review Sport Surprise AZ	Not determinable	n/a	No
10/18/2016	520.08	Marriott San Jose San Jose CA	No	n/a	No
10/19/2016	200.00	Check	Not determinable	n/a	No
10/19/2016	300.00	Check	Not determinable	n/a	No
10/21/2016	35.00	NSF Return Item Fee	No	n/a	No
10/24/2016	22,651.00	Check	Yes	Return of CCEC funds	Yes
10/25/2016	35.00	Overdraft Fee	No	n/a	No
<b>\$ 23,801.08</b>		<b>October Withdrawal Total</b>			

October totals from above	
\$ -	ATM Withdrawals
\$ -	Transfers to personal account
\$ 590.08	Non-Campaign Withdrawals
\$ 22,651.00	Possible Campaign Withdrawals
\$ 560.00	Purpose not determinable
<b>\$ 23,801.08</b>	

Campaign Finance Report Totals	
Included in Campaign Finance Report	\$ 22,651.00
Not included in Campaign Finance Report	\$ 1,150.08
	<b>\$ 23,801.08</b>

**November 2016**

Date	Amount	Vendor or Check #	Possible Campaign Purpose	Purpose	On Finance Report?
No withdrawal activity noted					

**December 2016**

Date	Amount	Vendor or Check #	Possible Campaign Purpose	Purpose	On Finance Report?
No withdrawal activity noted					

Total Election Cycle Withdrawals	
\$ 683.50	ATM Withdrawals
\$ 604.42	Transfers to personal account
\$ 4,653.41	Non-Campaign Withdrawals
\$ 34,261.93	Possible Campaign Withdrawals
\$ 3,635.41	Purpose not determinable
<b>\$ 43,838.67</b>	

Campaign Finance Report Totals	
Included in Campaign Finance Report	\$ 34,628.95
Not included in Campaign Finance Report	\$ 9,209.72
	<b>\$ 43,838.67</b>

April 28, 2017

To: Chairman and Members of the Commission  
Citizens Clean Elections Commission

From: Jesus Rubalcava, Participating Candidate  
for State Representative – District No. 4

Re: 2016 Election Cycle Finance Activity Comprehensive Review

Dear Chairman and Members,

I would like to start off by thanking you for the opportunity to participate as a participating candidate in the 2016 Election Cycle. Please acknowledge that I am not by any means challenging the results of the review, nor am I denying any wrong doing. More so, this is acknowledgement that my campaign finances were not effectively run and that my lesson has been learned. Moving forward, should I be given the opportunity, I now know what to do and what not to do. This letter is to explain and clarify some questions you may have in regards to the issues and concerns brought before you.

It is important to know that this was my first time running for such position. I had never had to file full campaign accounts and never had to form a committee for the purpose of running for office. Many things I did not know. For example, I did not know that I needed to set up a petty cash account. I did not know where or how to disclose family members that worked for my campaign. I did not know that I needed to hire legal counsel. I did call the Citizens Clean Elections Commission office twice to ask for 1) what or how much to pay individuals working for the campaign and 2) where to obtain a mileage reimbursement form. I did not receive a concrete answer for either questions, rather was told to attend the CCEC Orientation again. Again, this is not justification or an excuse.

The biggest issue with my campaign was that I used my bank account that linked with my campaign account. For example, I would deposit a check into what I thought was one account and it would end up

in another. Another example, I would use my campaign debit card for a transaction and it would withdraw from my personal account. Because this was so confusing to me, I began to use the filing report with the Secretary of State as my accounting and balance.

I was not able to provide additional documentation other than my bank statements for the following reason. I am a Special Education teacher in the Buckeye Elementary School District. When going through my initial audit, I had all of my campaign documents in my classroom. Over holiday break, I was moved into different classrooms 2 times. During this time, many of my personal belongings and documents were misplaced. I still have not been able to relocate them.

I ask the commission to please consider the reasoning for such flaws in this campaign finance. I accept the report on findings as a way to acknowledge and learn from what was done incorrectly and how to do things the correct way. I am willing to accept the consequences of my wrongdoing and ask that the commission allow me to take corrective actions in order to comply; whether this be repaying back any unaccounted monies and fees set forth by the commission.

Thank you for your time and consideration.

Sincerely,

A handwritten signature in black ink, appearing to read 'JR' with a stylized flourish.

Jesus A Rubalcava



# EXHIBIT D

May 30, 2017

To: Tom Collins  
Citizens Clean Elections Commission

From: Jesus Rubalcava  
2016 Participating Candidate

RE: Notice of Complaint/Opportunity to Respond

Dear Executive Director Collins & Commission Members:

Thank you for the opportunity to respond to this complaint. Please acknowledge that I am not by any means challenging the results of the review, nor am I denying any wrong doing. More so, this is acknowledgement that my campaign finances were not effectively run and that my lesson has been learned. Moving forward, should I be given the opportunity, I now know what to do and what not to do. This memo is to explain and/or clarify the complaints brought forth.

**Complaint #1.**

I did accept contributions other than the \$5 contributions because it was my understanding that a candidate was allowed to receive early contributions with a limit on the amount a candidate could receive. According to the Citizens Clean Elections Commission and as posted on their website "individuals may contribute up to a maximum of \$160". The following Exhibit A. demonstrates the amounts received and the individuals who contributed.

*Exhibit A.*

Name / Address	Date	Amount	Cycle To Date
Wilson, Sandi 22943 W Durango St, Buckeye, AZ 85326 Manager, Palo Verde Elementary School District 49	12/08/2015	\$5.00	\$5.00
Bacon, Julia 8098 E Theresa Dr, Scottsdale, AZ 85255 Homemaker, Self	02/22/2016	\$100.00	\$100.00
Navarrete, Otoniel PO Box 18611, Phoenix, AZ 85005 Retired, None	02/25/2016	\$100.00	\$100.00
Ogle, Kathe 20418 N 98th Pl, Scottsdale, AZ 85255 homemaker, Homemaker	02/25/2016	\$100.00	\$100.00
Alvarado, M L 3834 W Ocotillo Rd, Phoenix, AZ 85019 Retired, Retired	03/04/2016	\$25.00	\$25.00

**Complaint #2.**

I did contribute \$177.00 of my personal money to the campaign. According to the Citizens Clean Elections Commission and website, it states that " Candidates may contribute his or her personal funds up to a maximum amount of \$740 for candidates for the legislature and \$1,460 for candidates running for a statewide office." Please see Exhibit B.

*Exhibit B.*

Schedule C1 - Personal and family contributions Covers period 11/25/2014 to 11/8/2016

Name / Address	Date	Amount	Cycle To Date
Rubalcava, Jesus A 806 W Margaret St, Gila Bend, AZ 85337 Educator, Palo Verde ESD	12/04/2015	\$100.00	\$177.00
Rubalcava, Jesus A 806 W Margaret St, Gila Bend, AZ 85337 Educator, Palo Verde ESD	08/08/2016	\$77.00	\$177.00

**Complaint #3.**

According to the campaign finance reports submitted to the Secretary of State, I did not exceed the amount of the adjusted primary election spending limit. A copy of the finance reports filed with the Arizona Secretary of State are available for your review: Exhibit C, Exhibit D, Exhibit E, Exhibit G, and Exhibit H.

**Complaint #4.**

According to the campaign finance reports submitted to the Secretary of State, I did not exceed the amount of the adjusted general election spending limit. I did not receive funding for the general election because I was unopposed and learned I was unopposed until late September. The only expenditures were made were for payments made to individuals helping take down

signs after the election or those individuals working on the campaign in the case that I would have General Election opposition. A copy of the finance reports filed with the Arizona Secretary of State are available for your review: Exhibit C, Exhibit D, Exhibit E, Exhibit G, and Exhibit H.

**Complaint #5.**

According to the reports filed with the Arizona Secretary of State, there wasn't any unused monies that were not returned to the Citizens Clean Elections Commission. If I am mistaken, I ask that I be allowed to make the necessary arrangements to pay back whatever amount the commission feels is owed.

Executive Director Collins and Commission, please know that this was my first time running for such position. I had never had to file full campaign accounts and never had to form a committee for the purpose of running for office. Many things I did not know. For example, I did not know that I needed to set up a petty cash account. I did not know where or how to disclose family members that worked for my campaign. I did not know that I needed to hire legal counsel. The biggest issue with my campaign was that I used my bank account that linked with my campaign account. For example, I would deposit a check into what I thought was one account and it would end up in another. Another example, I would use my campaign debit card for a transaction and it would withdraw from my personal account. Because this was so confusing to me, I began to use the filing report with the Secretary of State as my accounting and balance. I ask the commission to please consider the reasoning for such flaws in this campaign finance. I accept the report on findings as a way to acknowledge and learn from what was done incorrectly and how to do things the correct way. I am willing to accept the consequences of my wrongdoing and ask that the commission allow me to take corrective actions in order to comply; whether this be repaying back any unaccounted monies and fees set forth by the commission.

Thank you for your time and consideration.

Sincerely,



Jesus A Rubalcava



*Margaret Perry*  
Commission expires Nov 9, 2018

Exhibit C

# State of Arizona



## Campaign Finance Report

**Treasurer:** Nevarez, Rosa  
 PO Box 863, Gila Bend, AZ 85337  
**Phone:** (602) 295-2102  
**Email:** [jesusarubalcava@gmail.com](mailto:jesusarubalcava@gmail.com)  
**Candidate Name:** Rubalcava, Jesus A  
**Office Sought:** State Representative - District 4

**Rubalcava for House**  
**Committee #:** 201600368

### Amended 2016 Interim Report

**Election Cycle:** 2015-2016  
**Date Filed:** May 12, 2016  
**Reporting Period:** January 1, 2016-January 11, 2016

### Summary of Finances

Cash Balance at Beginning of Reporting Period:	\$127.00
Total Cash Receipts this Reporting Period:	\$10.00
Total Cash Disbursements this Reporting Period:	\$19.10
Cash Balance at End of Reporting Period:	\$117.90

## Summary of Activity

Income	Schedule	This Period			Total to Date
		Cash	Other	Total	
Personal and Family Contributions	C1	\$0.00	\$0.00	\$0.00	\$100.00
Individual Contributions	C2	\$0.00	\$0.00	\$0.00	\$5.00
Contributions from Political Committees	C3	\$0.00	\$0.00	\$0.00	\$0.00
Business Contributions	C4	\$0.00	\$0.00	\$0.00	\$0.00
Small Contributions	C5	\$0.00	\$0.00	\$0.00	\$60.00
CCEC Funding and Matching	C6	\$0.00	\$0.00	\$0.00	\$0.00
Qualifying Contributions	C7	\$10.00	\$0.00	\$10.00	\$10.00
Loans Made to this Committee	L1	\$0.00	\$0.00	\$0.00	\$0.00
Other Receipts, Including Interest and Dividends	R1	\$0.00	\$0.00	\$0.00	\$0.00
Transfers from Other Committees	T1	\$0.00	\$0.00	\$0.00	\$0.00
Cash Surplus from Previous Committee	S1	\$0.00	\$0.00	\$0.00	\$0.00
<b>Total Income</b>		\$10.00	\$0.00	\$10.00	\$175.00

Expenditures	Schedule	This Period			Total to Date
		Cash	Other	Total	
Operating Expenses	E1	\$19.10	\$0.00	\$19.10	\$127.03
Independent Expenditures	E2	\$0.00	\$0.00	\$0.00	\$0.00
Contributions to Other Committees	E3	\$0.00	\$0.00	\$0.00	\$0.00
Other Expenses	E4	\$0.00	\$0.00	\$0.00	\$0.00
Transfers to Other Committees	T1	\$0.00	\$0.00	\$0.00	\$0.00
Loans Made by This Committee	L2	\$0.00	\$0.00	\$0.00	\$0.00
Expenditure of In-Kind Contributions	C8	\$0.00	\$0.00	\$0.00	\$0.00
Disposal of Surplus Cash	S1	\$0.00	\$0.00	\$0.00	\$0.00
<b>Total Expenditures</b>		\$19.10	\$0.00	\$19.10	\$127.03
Bill Payments for Previous Expenditures	D1	\$0.00	\$0.00	\$0.00	\$0.00
<b>Total Cash Disbursed</b>		\$19.10	\$0.00	\$19.10	\$0.00

**Schedule C7 - Qualifying contributions**

Name:	Sanchez, Teresa	Date	Amount	Cycle To Date
Address:		01/01/2016	\$5.00 Cash	\$5.00
Name:	Gonzalez, Armida	01/04/2016	\$5.00 Cash	\$5.00
Address:				
Total of Clean Elections Qualifying Contributions			\$10.00	
Total of Refunds Given			\$0.00	
Net Total of Qualifying Contributions			\$10.00	

Exhibit D

# State of Arizona



## Campaign Finance Report

Treasurer: Nevarez, Rosa  
 PO Box 863, Gila Bend, AZ 85337  
 Phone: (602) 295-2102  
 Email: [jesusarubalcava@gmail.com](mailto:jesusarubalcava@gmail.com)  
 Candidate Name: Rubalcava, Jesus A  
 Office Sought: State Representative - District 4

Rubalcava for House  
 Committee #: 201600368

### Amended 2016 Primary Recap Report

Election Cycle: 2015-2016  
 Date Filed: September 4, 2016  
 Reporting Period: August 24, 2016-August 30, 2016

#### Summary of Finances

Cash Balance at Beginning of Reporting Period:	\$2,747.56
Total Cash Receipts this Reporting Period:	\$0.00
Total Cash Disbursements this Reporting Period:	\$2,750.00
Cash Balance at End of Reporting Period:	(\$2.44)

### Summary of Activity

Income	Schedule	This Period			Total to Date
		Cash	Other	Total	
Personal and Family Contributions	C1	\$0.00	\$0.00	\$0.00	\$177.00
Individual Contributions	C2	\$0.00	\$0.00	\$0.00	\$525.00
Contributions from Political Committees	C3	\$0.00	\$0.00	\$0.00	\$0.00
Business Contributions	C4	\$0.00	\$0.00	\$0.00	\$0.00
Small Contributions	C5	\$0.00	\$0.00	\$0.00	\$60.00
CCEC Funding and Matching	C6	\$0.00	\$0.00	\$0.00	\$16,044.00
Qualifying Contributions	C7	\$0.00	\$0.00	\$0.00	\$0.00
Loans Made to this Committee	L1	\$0.00	\$0.00	\$0.00	\$0.00
Other Receipts, including Interest and Dividends	R1	\$0.00	\$0.00	\$0.00	\$0.00
Transfers from Other Committees	T1	\$0.00	\$0.00	\$0.00	\$0.00
Cash Surplus from Previous Committee	S1	\$0.00	\$0.00	\$0.00	\$0.00
<b>Total Income</b>		\$0.00	\$0.00	\$0.00	\$16,806.00

Expenditures	Schedule	This Period			Total to Date
		Cash	Other	Total	
Operating Expenses	E1	\$0.00	\$0.00	\$0.00	\$4,497.09
Independent Expenditures	E2	\$0.00	\$0.00	\$0.00	\$0.00
Contributions to Other Committees	E3	\$0.00	\$0.00	\$0.00	\$0.00
Other Expenses	E4	\$2,750.00	\$0.00	\$2,750.00	\$12,381.28
Transfers to Other Committees	T1	\$0.00	\$0.00	\$0.00	\$0.00
Loans Made by This Committee	L2	\$0.00	\$0.00	\$0.00	\$0.00
Expenditure of In-Kind Contributions	C8	\$0.00	\$0.00	\$0.00	\$0.00
Disposal of Surplus Cash	S1	\$0.00	\$0.00	\$0.00	\$0.00
<b>Total Expenditures</b>		\$2,750.00	\$0.00	\$2,750.00	\$16,878.37
Bill Payments for Previous Expenditures	D1	\$0.00	\$0.00	\$0.00	\$0.00
<b>Total Cash Disbursed</b>		\$2,750.00	\$0.00	\$2,750.00	\$0.00

Exhibit E

# State of Arizona



## Campaign Finance Report

**Treasurer: Nevarez, Rosa**  
 PO Box 863, Gila Bend, AZ 85337  
 Phone: (602) 295-2102  
 Email: [jesusarubalcava@gmail.com](mailto:jesusarubalcava@gmail.com)  
**Candidate Name: Rubalcava, Jesus A**  
**Office Sought: State Representative - District 4**

**Rubalcava for House**  
**Committee #: 201600368**

### Amended 2016 June 30th Report

Election Cycle: 2015-2016  
 Date Filed: November 1, 2016  
 Reporting Period: January 1, 2016-May 31, 2016

### Summary of Finances

Cash Balance at Beginning of Reporting Period:	\$127.00
Total Cash Receipts this Reporting Period:	\$1,935.00
Total Cash Disbursements this Reporting Period:	\$2,089.16
Cash Balance at End of Reporting Period:	(\$27.16)

**Summary of Activity**

Income	Schedule	This Period			Total to Date
		Cash	Other	Total	
Personal and Family Contributions	C1	\$0.00	\$0.00	\$0.00	\$100.00
Individual Contributions	C2	\$520.00	\$0.00	\$520.00	\$525.00
Contributions from Political Committees	C3	\$0.00	\$0.00	\$0.00	\$0.00
Business Contributions	C4	\$0.00	\$0.00	\$0.00	\$0.00
Small Contributions	C5	\$0.00	\$0.00	\$0.00	\$60.00
CCEC Funding and Matching	C6	\$0.00	\$0.00	\$0.00	\$0.00
Qualifying Contributions	C7	\$1,415.00	\$0.00	\$1,415.00	\$1,415.00
Loans Made to this Committee	L1	\$0.00	\$0.00	\$0.00	\$0.00
Other Receipts, including Interest and Dividends	R1	\$0.00	\$0.00	\$0.00	\$0.00
Transfers from Other Committees	T1	\$0.00	\$0.00	\$0.00	\$0.00
Cash Surplus from Previous Committee	S1	\$0.00	\$0.00	\$0.00	\$0.00
<b>Total Income</b>		<b>\$1,935.00</b>	<b>\$0.00</b>	<b>\$1,935.00</b>	<b>\$2,100.00</b>

Expenditures	Schedule	This Period			Total to Date
		Cash	Other	Total	
Operating Expenses	E1	\$2,089.16	\$0.00	\$2,089.16	\$2,197.09
Independent Expenditures	E2	\$0.00	\$0.00	\$0.00	\$0.00
Contributions to Other Committees	E3	\$0.00	\$0.00	\$0.00	\$0.00
Other Expenses	E4	\$0.00	\$0.00	\$0.00	\$0.00
Transfers to Other Committees	T1	\$0.00	\$0.00	\$0.00	\$0.00
Loans Made by This Committee	L2	\$0.00	\$0.00	\$0.00	\$0.00
Expenditure of In-Kind Contributions	C8	\$0.00	\$0.00	\$0.00	\$0.00
Disposal of Surplus Cash	S1	\$0.00	\$0.00	\$0.00	\$0.00
<b>Total Expenditures</b>		<b>\$2,089.16</b>	<b>\$0.00</b>	<b>\$2,089.16</b>	<b>\$2,197.09</b>
Bill Payments for Previous Expenditures	D1	\$0.00	\$0.00	\$0.00	\$0.00
<b>Total Cash Disbursed</b>		<b>\$2,089.16</b>	<b>\$0.00</b>	<b>\$2,089.16</b>	<b>\$0.00</b>

Exhibit F

# State of Arizona



## Campaign Finance Report

Rubalcava for House  
Committee #: 201600368

Treasurer: Nevarez, Rosa  
PO Box 863, Gila Bend, AZ 85337  
Phone: (602) 295-2102  
Email: [jesusarubalcava@gmail.com](mailto:jesusarubalcava@gmail.com)  
Candidate Name: Rubalcava, Jesus A  
Office Sought: State Representative - District 4

### Amended 2016 Post-Primary Election Report

Election Cycle: 2015-2016  
Date Filed: November 1, 2016  
Reporting Period: August 19, 2016-September 19, 2016

#### Summary of Finances

Cash Balance at Beginning of Reporting Period:	\$2,747.56
Total Cash Receipts this Reporting Period:	\$24,066.00
Total Cash Disbursements this Reporting Period:	\$3,614.50
Cash Balance at End of Reporting Period:	\$23,199.06

Report ID: 163937

### Summary of Activity

Income	Schedule	This Period		Total to Date
		Cash	Other	
Personal and Family Contributions	C1	\$0.00	\$0.00	\$177.00
Individual Contributions	C2	\$0.00	\$0.00	\$525.00
Contributions from Political Committees	C3	\$0.00	\$0.00	\$0.00
Business Contributions	C4	\$0.00	\$0.00	\$0.00
Small Contributions	C5	\$0.00	\$0.00	\$60.00
CCEC Funding and Matching	C6	\$24,066.00	\$0.00	\$40,110.00
Qualifying Contributions	C7	\$0.00	\$0.00	\$0.00
Loans Made to this Committee	L1	\$0.00	\$0.00	\$0.00
Other Receipts, including Interest and Dividends	R1	\$0.00	\$0.00	\$0.00
Transfers from Other Committees	T1	\$0.00	\$0.00	\$0.00
Cash Surplus from Previous Committee	S1	\$0.00	\$0.00	\$0.00
<b>Total Income</b>		<b>\$24,066.00</b>	<b>\$0.00</b>	<b>\$40,872.00</b>

Expenditures	Schedule	This Period		Total to Date
		Cash	Other	
Operating Expenses	E1	\$0.00	\$0.00	\$4,497.09
Independent Expenditures	E2	\$0.00	\$0.00	\$0.00
Contributions to Other Committees	E3	\$0.00	\$0.00	\$0.00
Other Expenses	E4	\$3,614.50	\$0.00	\$13,245.78
Transfers to Other Committees	T1	\$0.00	\$0.00	\$0.00
Loans Made by This Committee	L2	\$0.00	\$0.00	\$0.00
Expenditure of In-Kind Contributions	C8	\$0.00	\$0.00	\$0.00
Disposal of Surplus Cash	S1	\$0.00	\$0.00	\$0.00
<b>Total Expenditures</b>		<b>\$3,614.50</b>	<b>\$0.00</b>	<b>\$17,742.87</b>
Bill Payments for Previous Expenditures	D1	\$0.00	\$0.00	\$0.00
<b>Total Cash Disbursed</b>		<b>\$3,614.50</b>	<b>\$0.00</b>	<b>\$0.00</b>

**Schedule C6 - Clean Elections funding and matching**

Name:	Date	Amount	Cycle To Date
Citizens Clean Election Commission 1616 W Adams, Suite 110, Phoenix, AZ 85007	09/06/2016	\$24,066.00 Cash	\$40,110.00
Trans. Type: CCEC Funding Received			
Total of Funding Received from Clean Elections		\$24,066.00	
Total of Funds Returned to Clean Elections		\$0.00	
Net Total of Funding from Clean Elections		\$24,066.00	

Exhibit G

# State of Arizona



## Campaign Finance Report

**Treasurer: Nevarez, Rosa**  
 PO Box 863, Gila Bend, AZ 85337  
 Phone: (602) 295-2102  
 Email: [jesusarubalcava@gmail.com](mailto:jesusarubalcava@gmail.com)  
**Candidate Name: Rubalcava, Jesus A**  
**Office Sought: State Representative - District 4**

**Rubalcava for House**  
 Committee #: 201600368

### Amended 2016 Pre-Primary Election Report

Election Cycle: 2015-2016  
 Date Filed: November 2, 2016  
 Reporting Period: June 1, 2016-August 18, 2016

#### Summary of Finances

Cash Balance at Beginning of Reporting Period:	(\$27.16)
Total Cash Receipts this Reporting Period:	\$14,706.00
Total Cash Disbursements this Reporting Period:	\$11,931.28
Cash Balance at End of Reporting Period:	\$2,747.56

## Summary of Activity

Income	Schedule	This Period		Total to Date
		Cash	Other	
Personal and Family Contributions	C1	\$77.00	\$0.00	\$77.00
Individual Contributions	C2	\$0.00	\$0.00	\$0.00
Contributions from Political Committees	C3	\$0.00	\$0.00	\$0.00
Business Contributions	C4	\$0.00	\$0.00	\$0.00
Small Contributions	C5	\$0.00	\$0.00	\$0.00
CCEC Funding and Matching	C6	\$16,044.00	\$0.00	\$16,044.00
Qualifying Contributions	C7	(\$1,415.00)	\$0.00	(\$1,415.00)
Loans Made to this Committee	L1	\$0.00	\$0.00	\$0.00
Other Receipts, including Interest and Dividends	R1	\$0.00	\$0.00	\$0.00
Transfers from Other Committees	T1	\$0.00	\$0.00	\$0.00
Cash Surplus from Previous Committee	S1	\$0.00	\$0.00	\$0.00
<b>Total Income</b>		<b>\$14,706.00</b>	<b>\$0.00</b>	<b>\$14,706.00</b>

Expenditures	Schedule	This Period		Total to Date
		Cash	Other	
Operating Expenses	E1	\$2,300.00	\$0.00	\$2,300.00
Independent Expenditures	E2	\$0.00	\$0.00	\$0.00
Contributions to Other Committees	E3	\$0.00	\$0.00	\$0.00
Other Expenses	E4	\$9,631.28	\$0.00	\$9,631.28
Transfers to Other Committees	T1	\$0.00	\$0.00	\$0.00
Loans Made by This Committee	L2	\$0.00	\$0.00	\$0.00
Expenditure of In-Kind Contributions	C8	\$0.00	\$0.00	\$0.00
Disposal of Surplus Cash	S1	\$0.00	\$0.00	\$0.00
<b>Total Expenditures</b>		<b>\$11,931.28</b>	<b>\$0.00</b>	<b>\$11,931.28</b>
Bill Payments for Previous Expenditures	D1	\$0.00	\$0.00	\$0.00
<b>Total Cash Disbursed</b>		<b>\$11,931.28</b>	<b>\$0.00</b>	<b>\$11,931.28</b>

# EXHIBIT E

# State of Arizona



## Campaign Finance Report

Rubalcava for House  
Committee #: 201600368

Treasurer: Nevarez, Rosa  
PO Box 863, Gila Bend, AZ 85337  
Phone: (602) 295-2102  
Email: [jesusarubalcava@gmail.com](mailto:jesusarubalcava@gmail.com)  
Candidate Name: Rubalcava, Jesus A  
Office Sought: State Representative - District 4

### Amended 2016 June 30th Report

Election Cycle: 2015-2016  
Date Filed: November 1, 2016  
Reporting Period: January 1, 2016-May 31, 2016

### Summary of Finances

Cash Balance at Beginning of Reporting Period:	\$127.00
Total Cash Receipts this Reporting Period:	\$1,935.00
Total Cash Disbursements this Reporting Period:	\$2,089.16
Cash Balance at End of Reporting Period:	(\$27.16)

Report ID: 163894

## Summary of Activity

Income	Schedule	This Period			Total to Date
		Cash	Other	Total	
Personal and Family Contributions	C1	\$0.00	\$0.00	\$0.00	\$100.00
Individual Contributions	C2	\$520.00	\$0.00	\$520.00	\$525.00
Contributions from Political Committees	C3	\$0.00	\$0.00	\$0.00	\$0.00
Business Contributions	C4	\$0.00	\$0.00	\$0.00	\$0.00
Small Contributions	C5	\$0.00	\$0.00	\$0.00	\$60.00
CCEC Funding and Matching	C6	\$0.00	\$0.00	\$0.00	\$0.00
Qualifying Contributions	C7	\$1,415.00	\$0.00	\$1,415.00	\$1,415.00
Loans Made to this Committee	L1	\$0.00	\$0.00	\$0.00	\$0.00
Other Receipts, including Interest and Dividends	R1	\$0.00	\$0.00	\$0.00	\$0.00
Transfers from Other Committees	T1	\$0.00	\$0.00	\$0.00	\$0.00
Cash Surplus from Previous Committee	S1	\$0.00	\$0.00	\$0.00	\$0.00
<b>Total Income</b>		\$1,935.00	\$0.00	\$1,935.00	\$2,100.00

Expenditures	Schedule	This Period			Total to Date
		Cash	Other	Total	
Operating Expenses	E1	\$2,089.16	\$0.00	\$2,089.16	\$2,197.09
Independent Expenditures	E2	\$0.00	\$0.00	\$0.00	\$0.00
Contributions to Other Committees	E3	\$0.00	\$0.00	\$0.00	\$0.00
Other Expenses	E4	\$0.00	\$0.00	\$0.00	\$0.00
Transfers to Other Committees	T1	\$0.00	\$0.00	\$0.00	\$0.00
Loans Made by This Committee	L2	\$0.00	\$0.00	\$0.00	\$0.00
Expenditure of In-Kind Contributions	C8	\$0.00	\$0.00	\$0.00	\$0.00
Disposal of Surplus Cash	S1	\$0.00	\$0.00	\$0.00	\$0.00
<b>Total Expenditures</b>		\$2,089.16	\$0.00	\$2,089.16	\$2,197.09
Bill Payments for Previous Expenditures	D1	\$0.00		\$0.00	\$0.00
<b>Total Cash Disbursed</b>		\$2,089.16			

**Schedule C2 - Individual contributions**

		<b>Date</b>	<b>Amount</b>	<b>Cycle To Date</b>
<b>Name:</b>	Bacon, Julia	02/22/2016	\$100.00	\$100.00
<b>Address:</b>	8098 E Theresa Dr, Scottsdale, AZ 85255		Cash	
<b>Occupation:</b>	Homemaker, Self			
<b>Memo:</b>	PayPal			
<b>Name:</b>	Navarrete, Otoniel	02/25/2016	\$100.00	\$100.00
<b>Address:</b>	PO Box 18611, Phoenix, AZ 85005		Cash	
<b>Occupation:</b>	Retired, None			
<b>Memo:</b>	PayPal			
<b>Name:</b>	Ogle, Kathe	02/25/2016	\$100.00	\$100.00
<b>Address:</b>	20418 N 98th Pl, Scottsdale, AZ 85255		Cash	
<b>Occupation:</b>	homemaker, Homemaker			
<b>Name:</b>	Alvarado, M L	03/04/2016	\$25.00	\$25.00
<b>Address:</b>	3834 W Ocotillo Rd, Phoenix, AZ 85019		Cash	
<b>Occupation:</b>	Retired, Retired			
<b>Name:</b>	Lucero, Joanna	03/17/2016	\$20.00	\$20.00
<b>Address:</b>	2301 N 40th Dr, Phoenix, AZ 85009		Cash	
<b>Occupation:</b>	Office Manager, Non-Profit			
<b>Name:</b>	Knecht, Kathy	03/20/2016	\$100.00	\$100.00
<b>Address:</b>	6727 W Corrine Dr, Peoria, AZ 85381		Cash	
<b>Occupation:</b>	student, studen			
<b>Name:</b>	Otondo, Lisa	05/11/2016	\$75.00	\$75.00
<b>Address:</b>	1037 S 8th Ave, Yuma, AZ 85364		Cash	
<b>Occupation:</b>	State Rep, State of AZ			
Total of Individual Contributions			\$520.00	
Total of Refunds Given			\$0.00	
Net Total of Individual Contributions			\$520.00	

**Schedule C7 - Qualifying contributions**

	Date	Amount	Cycle To Date
<b>Name:</b> Sanchez, Teresa <b>Address:</b>	01/01/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Gonzalez, Armida <b>Address:</b>	01/04/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Fusco, Anthony D Jr. <b>Address:</b>	01/12/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Harris, Louis W <b>Address:</b>	01/12/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Peten, Geraldine <b>Address:</b>	01/12/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Peters, Karen <b>Address:</b>	01/12/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Stromberg, Ingrid S <b>Address:</b>	01/12/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Weston Salsman, Mary <b>Address:</b>	01/12/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Taylor, Patrick <b>Address:</b>	01/13/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Nelson, Daniel <b>Address:</b>	01/14/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Nelson, Theresa <b>Address:</b>	01/14/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Orozco, Brandon <b>Address:</b>	01/18/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Orozco, Jennifer <b>Address:</b>	01/18/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Orozco, Kaylen <b>Address:</b>	01/18/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Jennings, Edward Jr <b>Address:</b>	01/29/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Jennings, Edward Sr <b>Address:</b>	01/29/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Muse, LaGina <b>Address:</b>	01/29/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Trexler, Marilyn <b>Address:</b>	01/29/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Marquez, Ana L <b>Address:</b>	01/30/2016	\$5.00 Cash	\$5.00

**Schedule C7 - Qualifying contributions**

	Date	Amount	Cycle To Date
Name: Amezcua, Abraham Address:	02/01/2016	\$5.00 Cash	\$5.00
Name: Amezcua, Edgar R Address:	02/01/2016	\$5.00 Cash	\$5.00
Name: Amezcua, Erika Address:	02/01/2016	\$5.00 Cash	\$5.00
Name: Bhakta, Natvarbhai M Address:	02/01/2016	\$5.00 Cash	\$5.00
Name: Birchfield, Glen Address:	02/01/2016	\$5.00 Cash	\$5.00
Name: Davis, Gina Address:	02/01/2016	\$5.00 Cash	\$5.00
Name: Davis, Laura Address:	02/01/2016	\$5.00 Cash	\$5.00
Name: Ortiz, Ruvi Address:	02/01/2016	\$5.00 Cash	\$5.00
Name: Poqui, Luz A Address:	02/01/2016	\$5.00 Cash	\$5.00
Name: Rodriguez, Manuela Address:	02/01/2016	\$5.00 Cash	\$5.00
Name: Smith, Elizabeth Address:	02/01/2016	\$5.00 Cash	\$5.00
Name: Conner, Marcia M Address:	02/03/2016	\$5.00 Cash	\$5.00
Name: Stanberry, Jody Address:	02/03/2016	\$5.00 Cash	\$5.00
Name: Carpenter, Earl Address:	02/08/2016	\$5.00 Cash	\$5.00
Name: Carpenter, Shirley Address:	02/08/2016	\$5.00 Cash	\$5.00
Name: Birchfield, Dayle G Address:	02/09/2016	\$5.00 Cash	\$5.00
Name: Nevarez, Pedro B Address:	02/09/2016	\$5.00 Cash	\$5.00
Name: Nevarez, Rosa I Address:	02/09/2016	\$5.00 Cash	\$5.00
Name: Raygoza, Gladis G Address:	02/09/2016	\$5.00 Cash	\$5.00

**Schedule C7 - Qualifying contributions**

	Date	Amount	Cycle To Date
<b>Name:</b> Sly, Agustina <b>Address:</b>	02/10/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Stanberry, Justin <b>Address:</b>	02/10/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Cavanaugh, Kelly <b>Address:</b>	02/11/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Neal, James E <b>Address:</b>	02/11/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Neal, Janie <b>Address:</b>	02/11/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Amezcua, Valerie <b>Address:</b>	02/13/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Carpenter, Joanne <b>Address:</b>	02/13/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Carpenter, Joshua <b>Address:</b>	02/13/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Figueroa, Jose <b>Address:</b>	02/13/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Gonzalez, Jose R <b>Address:</b>	02/13/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Hecht, Christina <b>Address:</b>	02/13/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Hipp, Mike <b>Address:</b>	02/13/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Knutson, Elizabeth <b>Address:</b>	02/13/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Lopez, Maria <b>Address:</b>	02/13/2016	\$5.00 Cash	\$10.00
<b>Name:</b> Loter, Tammy <b>Address:</b>	02/13/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Osequeda, Cynthia <b>Address:</b>	02/13/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Ruiz Melendrez, Fabiola <b>Address:</b>	02/13/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Sanchez, Ericka <b>Address:</b>	02/13/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Sanchez, Melissa <b>Address:</b>	02/13/2016	\$5.00 Cash	\$5.00

**Schedule C7 - Qualifying contributions**

	Date	Amount	Cycle To Date
Name: Taylor, Wanda M Address:	02/13/2016	\$5.00 Cash	\$5.00
Name: Villegas, Felipe Address:	02/13/2016	\$5.00 Cash	\$5.00
Name: Villegas, Josefina Address:	02/13/2016	\$5.00 Cash	\$5.00
Name: Villegas, Victor Address:	02/13/2016	\$5.00 Cash	\$5.00
Name: Dupree, Mattie L Address:	02/15/2016	\$5.00 Cash	\$5.00
Name: Lanford, Terry Address:	02/15/2016	\$5.00 Cash	\$5.00
Name: Basaldua, Rudy Address:	02/16/2016	\$5.00 Cash	\$5.00
Name: Celaya, Angelo Address:	02/16/2016	\$5.00 Cash	\$5.00
Name: Cipriano, Willalee Address:	02/16/2016	\$5.00 Cash	\$5.00
Name: Dempsey, Diane Address:	02/16/2016	\$5.00 Cash	\$5.00
Name: Dempsey, Terry Address:	02/16/2016	\$5.00 Cash	\$5.00
Name: Diaz, Augustine Address:	02/16/2016	\$5.00 Cash	\$5.00
Name: Laborin, Albert Address:	02/16/2016	\$5.00 Cash	\$5.00
Name: Manuel, Mary Address:	02/16/2016	\$5.00 Cash	\$5.00
Name: Mattia, Wilbert Address:	02/16/2016	\$5.00 Cash	\$5.00
Name: Miguel, Claret Address:	02/16/2016	\$5.00 Cash	\$5.00
Name: Ortega, Ida Address:	02/16/2016	\$5.00 Cash	\$5.00
Name: Ortiz, Edith Address:	02/16/2016	\$5.00 Cash	\$5.00
Name: Osequeda, Ramona Address:	02/16/2016	\$5.00 Cash	\$5.00

**Schedule C7 - Qualifying contributions**

	Date	Amount	Cycle To Date
<b>Name:</b> Rizo, Andrea <b>Address:</b>	02/16/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Sandoval, Lina <b>Address:</b>	02/16/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Sandoval, Martin <b>Address:</b>	02/16/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Sandoval, Revi <b>Address:</b>	02/16/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Estrella, Paula N <b>Address:</b>	02/17/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Hopkins, Richard <b>Address:</b>	02/17/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Manuel, Bonnie <b>Address:</b>	02/17/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Moreno, Jamie <b>Address:</b>	02/17/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Moreno, Lorraine <b>Address:</b>	02/17/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Moreno, Rosanne <b>Address:</b>	02/17/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Moreno, Rudy V <b>Address:</b>	02/17/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Ortega, Raymond Jr <b>Address:</b>	02/17/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Ortiz, Shiane <b>Address:</b>	02/17/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Osequeda, Alvina <b>Address:</b>	02/17/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Osequeda, Gualdalupe <b>Address:</b>	02/17/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Osequeda, Isidro <b>Address:</b>	02/17/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Osequeda, Mary <b>Address:</b>	02/17/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Pilone, Delberta <b>Address:</b>	02/17/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Pilone, Sharee <b>Address:</b>	02/17/2016	\$5.00 Cash	\$5.00

**Schedule C7 - Qualifying contributions**

	Date	Amount	Cycle To Date
Name: Ramirez, Eileen Address:	02/17/2016	\$5.00 Cash	\$5.00
Name: Ramirez, Irene Address:	02/17/2016	\$5.00 Cash	\$5.00
Name: Salsman, Rick Address:	02/17/2016	\$5.00 Cash	\$5.00
Name: Turner, Kristin Address:	02/17/2016	\$5.00 Cash	\$5.00
Name: Allaman, Kristopher Lee Address:	02/18/2016	\$5.00 Cash	\$5.00
Name: Cipriano, Arlinda Address:	02/18/2016	\$5.00 Cash	\$5.00
Name: Cipriano, Linda Address:	02/18/2016	\$5.00 Cash	\$5.00
Name: Burbage, Gloria Address:	02/19/2016	\$5.00 Cash	\$5.00
Name: Burbage, Manning Edward Address:	02/19/2016	\$5.00 Cash	\$5.00
Name: Gonzalez, Maria Address:	02/19/2016	\$5.00 Cash	\$5.00
Name: Mendoza, Clarence Address:	02/19/2016	\$5.00 Cash	\$5.00
Name: Mendoza, Maria Address:	02/19/2016	\$5.00 Cash	\$5.00
Name: Ramirez, Fernando Address:	02/19/2016	\$5.00 Cash	\$5.00
Name: Riggs, Christopher S Address:	02/19/2016	\$5.00 Cash	\$5.00
Name: Riggs, Patricia Address:	02/19/2016	\$5.00 Cash	\$5.00
Name: Sandoval, Bonnie Address:	02/19/2016	\$5.00 Cash	\$5.00
Name: Vasquez, Gilbert V Address:	02/19/2016	\$5.00 Cash	\$5.00
Name: Garcia, Irma Y Address:	02/21/2016	\$5.00 Cash	\$5.00
Name: Gomez, Maria Address:	02/21/2016	\$5.00 Cash	\$5.00

**Schedule C7 - Qualifying contributions**

	Date	Amount	Cycle To Date
<b>Name:</b> Miller, Daniel <b>Address:</b>	02/21/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Ramos, Maritza <b>Address:</b>	02/22/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Aguirre, Theresa <b>Address:</b>	02/25/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Flores, Roger M <b>Address:</b>	02/25/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Baker, Lorri <b>Address:</b>	02/26/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Burkhardt, Lori <b>Address:</b>	02/26/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Coronado, Graciela Y <b>Address:</b>	02/26/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Gray, Andrea R <b>Address:</b>	02/26/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Leon, Ana <b>Address:</b>	02/26/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Ochoa, Jose <b>Address:</b>	02/26/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Ochoa, Ruth C <b>Address:</b>	02/26/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Quintero, Magda V <b>Address:</b>	02/26/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Rodriguez, Maria S <b>Address:</b>	02/26/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Sessums, Vivien <b>Address:</b>	02/26/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Turner, Yovana <b>Address:</b>	02/26/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Villegas, Petronilo <b>Address:</b>	02/26/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Villegas, Sylvia <b>Address:</b>	02/26/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Stout, Edward A <b>Address:</b>	02/28/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Stout, Zachary A <b>Address:</b>	02/28/2016	\$5.00 Cash	\$5.00

**Schedule C7 - Qualifying contributions**

	Date	Amount	Cycle To Date
Name: Halcomb, Jennifer Address:	02/29/2016	\$5.00 Cash	\$5.00
Name: Lopez, Lizbet A Address:	02/29/2016	\$5.00 Cash	\$5.00
Name: Marquez, Robert Address:	02/29/2016	\$5.00 Cash	\$5.00
Name: Navarro, Hector Address:	02/29/2016	\$5.00 Cash	\$5.00
Name: Navarro, Viviana Address:	02/29/2016	\$5.00 Cash	\$5.00
Name: Rodriguez Villegas, Benito Address:	02/29/2016	\$5.00 Cash	\$5.00
Name: Stout, Rhonda M Address:	02/29/2016	\$5.00 Cash	\$5.00
Name: Barcenas, Nanci Address:	03/01/2016	\$5.00 Cash	\$5.00
Name: Artea, Sylvia Address:	03/02/2016	\$5.00 Cash	\$5.00
Name: Cleto, Araceli Address:	03/02/2016	\$5.00 Cash	\$5.00
Name: Gonzalez, Maria E Address:	03/02/2016	\$5.00 Cash	\$5.00
Name: Lopez, Darlene C Address:	03/02/2016	\$5.00 Cash	\$5.00
Name: Lopez, Jesus F Address:	03/02/2016	\$5.00 Cash	\$5.00
Name: Lopez, Maria Address:	03/02/2016	\$5.00 Cash	\$10.00
Name: Nieto, Ambrocio Address:	03/02/2016	\$5.00 Cash	\$5.00
Name: Perez, Felipe Address:	03/02/2016	\$5.00 Cash	\$5.00
Name: Perry, Peggy Address:	03/02/2016	\$5.00 Cash	\$5.00
Name: Ramirez, Adrian Address:	03/02/2016	\$5.00 Cash	\$5.00
Name: Rubalcava, Jesus Address:	03/02/2016	\$5.00 Cash	\$5.00

**Schedule C7 - Qualifying contributions**

	Date	Amount	Cycle To Date
<b>Name:</b> Vasquez, Robert <b>Address:</b>	03/02/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Araujo, Adrian <b>Address:</b>	03/03/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Araujo, Manuel <b>Address:</b>	03/03/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Hacker, Jaclyn <b>Address:</b>	03/03/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Manuel, Gloria J <b>Address:</b>	03/05/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Nevarez, Pedro F <b>Address:</b>	03/12/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Contreras, Ruby D <b>Address:</b>	03/13/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Cervantes, Irma <b>Address:</b>	03/23/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Constantino, Refugio <b>Address:</b>	03/23/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Narramore, Shelly <b>Address:</b>	03/29/2016	\$5.00 Cash	\$5.00
<b>Name:</b> romero, maria <b>Address:</b>	03/31/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Sowers, Lynn E <b>Address:</b>	04/01/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Garcia, Irma <b>Address:</b>	04/03/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Gonzalez, Ignacio <b>Address:</b>	04/05/2016	\$5.00 Cash	\$5.00
<b>Name:</b> VILLEGAS, SUMMER DONTAE <b>Address:</b>	04/05/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Ramirez, Leticia <b>Address:</b>	04/16/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Baldenegro, Jesus <b>Address:</b>	04/19/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Baldenegro, Rosantina <b>Address:</b>	04/19/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Garcia, Marcia <b>Address:</b>	04/26/2016	\$5.00 Cash	\$5.00

**Schedule C7 - Qualifying contributions**

	Date	Amount	Cycle To Date
Name: Gonzalez, Joshua Address:	04/26/2016	\$5.00 Cash	\$5.00
Name: Carlos, Isaac Address:	04/27/2016	\$5.00 Cash	\$5.00
Name: Celaya, Lillian V Address:	04/27/2016	\$5.00 Cash	\$5.00
Name: Cipriano, Dennis Address:	04/27/2016	\$5.00 Cash	\$5.00
Name: Cipriano, Linda S Address:	04/27/2016	\$5.00 Cash	\$5.00
Name: Coletta, Elizabeth Address:	04/27/2016	\$5.00 Cash	\$5.00
Name: Gonzalez Neblina, Melanie Address:	04/27/2016	\$5.00 Cash	\$5.00
Name: Leon, Miguel Address:	04/27/2016	\$5.00 Cash	\$5.00
Name: Manuel, Randall Address:	04/27/2016	\$5.00 Cash	\$5.00
Name: Miranda, Clarissa Address:	04/27/2016	\$5.00 Cash	\$5.00
Name: Neblina, Bessie Address:	04/27/2016	\$5.00 Cash	\$5.00
Name: Neblina, Cyrus P Address:	04/27/2016	\$5.00 Cash	\$5.00
Name: Osequeda, Sadina Address:	04/27/2016	\$5.00 Cash	\$5.00
Name: Ramirez, Leo Address:	04/27/2016	\$5.00 Cash	\$5.00
Name: Randall, Charlotte Address:	04/27/2016	\$5.00 Cash	\$5.00
Name: Reyna Gomez, Kathleen M Address:	04/27/2016	\$5.00 Cash	\$5.00
Name: Sizemore, Donna S Address:	04/27/2016	\$5.00 Cash	\$5.00
Name: Sizemore, Tim L Address:	04/27/2016	\$5.00 Cash	\$5.00
Name: Valenzuela, Nina N Address:	04/27/2016	\$5.00 Cash	\$5.00

**Schedule C7 - Qualifying contributions**

	Date	Amount	Cycle To Date
<b>Name:</b> Venegas, Frances E <b>Address:</b>	04/27/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Birchfield, Darcy <b>Address:</b>	04/28/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Dominguez, Kitty <b>Address:</b>	04/28/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Kreeger, Clyde <b>Address:</b>	04/28/2016	\$5.00 Cash	\$5.00
<b>Name:</b> McAnelly, Ruby <b>Address:</b>	04/28/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Ortiz, Juanaysa AB <b>Address:</b>	04/28/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Perez, Imelda <b>Address:</b>	04/28/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Garcia, Ethel <b>Address:</b>	04/29/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Gonzalez, Evangelina <b>Address:</b>	04/29/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Marquez, Luis <b>Address:</b>	04/29/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Sanchez, Miguel <b>Address:</b>	04/29/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Williams, Walter John <b>Address:</b>	04/29/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Getzwiler, Joe <b>Address:</b>	04/30/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Getzwiler, Theresa <b>Address:</b>	04/30/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Rodriguez, Enrique E <b>Address:</b>	05/01/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Ballesteros, Linda P <b>Address:</b>	05/02/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Birchfield, David <b>Address:</b>	05/02/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Cadavas, Isaac <b>Address:</b>	05/02/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Celaya, Daniel <b>Address:</b>	05/02/2016	\$5.00 Cash	\$5.00

**Schedule C7 - Qualifying contributions**

	Date	Amount	Cycle To Date
Name: Laborin, Leticia Address:	05/02/2016	\$5.00 Cash	\$5.00
Name: Miranda, Breanna D Address:	05/02/2016	\$5.00 Cash	\$5.00
Name: Miranda, Josie Address:	05/02/2016	\$5.00 Cash	\$5.00
Name: Montana, Jana Address:	05/02/2016	\$5.00 Cash	\$5.00
Name: Osequeda, Theresa Address:	05/02/2016	\$5.00 Cash	\$5.00
Name: Preston, Daniel III Address:	05/02/2016	\$5.00 Cash	\$5.00
Name: Smith, Vernon J Address:	05/02/2016	\$5.00 Cash	\$5.00
Name: Wurzaof, Betty L Address:	05/02/2016	\$5.00 Cash	\$5.00
Name: Anahill, Pamela Address:	05/04/2016	\$5.00 Cash	\$5.00
Name: Guerrero, Lorenia Address:	05/04/2016	\$5.00 Cash	\$5.00
Name: Lewis, Loretta Address:	05/04/2016	\$5.00 Cash	\$5.00
Name: Manuel, Diana F Address:	05/04/2016	\$5.00 Cash	\$5.00
Name: Wakeham, Jomarie Address:	05/04/2016	\$5.00 Cash	\$5.00
Name: Manuel, Grace Address:	05/05/2016	\$5.00 Cash	\$5.00
Name: Morgan, Monica K Address:	05/05/2016	\$5.00 Cash	\$5.00
Name: Hernandez, Serena Address:	05/06/2016	\$5.00 Cash	\$5.00
Name: Espinoza Ruiz, Ray Address:	05/07/2016	\$5.00 Cash	\$5.00
Name: Fernandez, Linsey Address:	05/07/2016	\$5.00 Cash	\$5.00
Name: Maxey, JoAnn Address:	05/07/2016	\$5.00 Cash	\$5.00

**Schedule C7 - Qualifying contributions**

	Date	Amount	Cycle To Date
<b>Name:</b> Mendoza, Melissa <b>Address:</b>	05/07/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Turner, Joshua <b>Address:</b>	05/07/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Gills, Betty <b>Address:</b>	05/08/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Birchfield, Yolanda <b>Address:</b>	05/09/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Rodriguez, Sofia <b>Address:</b>	05/09/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Taylor, Stephanie <b>Address:</b>	05/09/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Baldrige, Lynelle <b>Address:</b>	05/10/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Esquivel, Fidel <b>Address:</b>	05/10/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Fernandez, Fernando Jr <b>Address:</b>	05/10/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Fuentes, Brenda <b>Address:</b>	05/10/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Henry, Dianne G <b>Address:</b>	05/10/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Henry, Ron <b>Address:</b>	05/10/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Hipp, Marshall <b>Address:</b>	05/10/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Lopez, Annabelle M <b>Address:</b>	05/10/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Lopez, Dusty Ray <b>Address:</b>	05/10/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Papworth, Jennifer <b>Address:</b>	05/10/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Rios, James <b>Address:</b>	05/10/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Rios, Valerie J <b>Address:</b>	05/10/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Sikes, Tommy Lee <b>Address:</b>	05/10/2016	\$5.00 Cash	\$5.00

**Schedule C7 - Qualifying contributions**

	Date	Amount	Cycle To Date
<b>Name:</b> Tavernaro, Lois M <b>Address:</b>	05/10/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Turner, James <b>Address:</b>	05/10/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Turner, Lewis C <b>Address:</b>	05/10/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Espinoza, Delilah <b>Address:</b>	05/11/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Farmer, Molli <b>Address:</b>	05/11/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Mendez, Loretta L <b>Address:</b>	05/11/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Pablo, Anna <b>Address:</b>	05/11/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Rodriguez, Guillermo <b>Address:</b>	05/11/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Gonzalez, Beatriz <b>Address:</b>	05/12/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Hipp, Diana <b>Address:</b>	05/12/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Hoffman, Herman Jr <b>Address:</b>	05/12/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Navarro, Maritza I <b>Address:</b>	05/12/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Young, Victoria E <b>Address:</b>	05/12/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Aldama, Emmanuel <b>Address:</b>	05/13/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Alvarez, Miguel <b>Address:</b>	05/13/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Campa, Joaquin A <b>Address:</b>	05/13/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Curiel, Ramses <b>Address:</b>	05/13/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Galvan, Aurelio <b>Address:</b>	05/13/2016	\$5.00 Cash	\$5.00
<b>Name:</b> Hernandez, Kimberly Shanell <b>Address:</b>	05/13/2016	\$5.00 Cash	\$5.00

**Schedule C7 - Qualifying contributions**

	Date	Amount	Cycle To Date
Name: Ibarra, Jose Address:	05/13/2016	\$5.00 Cash	\$5.00
Name: Ramirez, Alejandro Address:	05/13/2016	\$5.00 Cash	\$5.00
Name: SANTANA, MARCO Address:	05/13/2016	\$5.00 Cash	\$5.00
Name: Turner, James Jr Address:	05/13/2016	\$5.00 Cash	\$5.00
Name: Velasco, Clarissa Address:	05/13/2016	\$5.00 Cash	\$5.00
Name: Basaldua, Dora Address:	05/14/2016	\$5.00 Cash	\$5.00
Name: Garcia, Abby Address:	05/14/2016	\$5.00 Cash	\$5.00
Name: Garduno, Hector Address:	05/14/2016	\$5.00 Cash	\$5.00
Name: Miller, Damian Address:	05/14/2016	\$5.00 Cash	\$5.00
Name: Ortiz, Tara Address:	05/14/2016	\$5.00 Cash	\$5.00
Name: Ruiz, Cecilia E Address:	05/14/2016	\$5.00 Cash	\$5.00
Name: Serratos, Sabrina Address:	05/14/2016	\$5.00 Cash	\$5.00
Name: Turner, Beverly Address:	05/14/2016	\$5.00 Cash	\$5.00
Name: Turner, John Address:	05/14/2016	\$5.00 Cash	\$5.00
Name: Turner, Stephany Address:	05/14/2016	\$5.00 Cash	\$5.00
Name: Villegas, Alfred Address:	05/14/2016	\$5.00 Cash	\$5.00
Name: Walls, Leah Ruth Address:	05/14/2016	\$5.00 Cash	\$5.00
Total of Clean Elections Qualifying Contributions		\$1,415.00	
Total of Refunds Given		\$0.00	
Net Total of Qualifying Contributions		\$1,415.00	

**Schedule E1 - Operating expenses**

		Date	Amount	Cycle To Date
<b>Name:</b>	Pride Travel Center	01/11/2016	\$19.10	\$19.10
<b>Address:</b>	5240 S Sunland Gin Rd, Eloy, AZ 85131		Cash	
<b>Category:</b>	Travel - Fuel			
<b>Name:</b>	Frys Food & Drug	01/25/2016	\$51.12	\$51.12
<b>Address:</b>	11203 S Interstate 8 Frontage Rd, Yuma, AZ 85367		Cash	
<b>Category:</b>	Travel - Fuel			
<b>Memo:</b>	51.12			
<b>Name:</b>	Shindigz	01/25/2016	\$104.94	\$104.94
<b>Address:</b>	One Party Place, South Whitley, IN 46787		Cash	
<b>Category:</b>	Event Expenses - Decorations/supplies			
<b>Memo:</b>	Parade/Float Supplies			
<b>Name:</b>	Sam's Club	01/29/2016	\$23.26	\$43.26
<b>Address:</b>	1459 N Dysart Rd, Avondale, AZ 85323		Cash	
<b>Category:</b>	Event Expenses - Other			
<b>Memo:</b>	Candy for parade			
<b>Name:</b>	Chevron/Shay Oil Company	02/08/2016	\$10.00	\$10.00
<b>Address:</b>	51 E 10th St, Yuma, AZ 85364		Cash	
<b>Category:</b>	Travel - Fuel			
<b>Name:</b>	One N Ten	02/08/2016	\$200.00	\$200.00
<b>Address:</b>	2700 N 3rd St, Ste 2011, Phoenix, AZ 85004		Cash	
<b>Category:</b>	Event Expenses - Other			
<b>Memo:</b>	Campaign Event Sponsor			
<b>Name:</b>	Southern Advertising & Sign Service	02/12/2016	\$200.00	\$200.00
<b>Address:</b>	90 W 28th St, Chattanooga, TN 37408		Cash	
<b>Category:</b>	Communications - Production cost			
<b>Memo:</b>	Graphic Design Work			
<b>Name:</b>	Little Italy Pizza	02/16/2016	\$45.00	\$45.00
<b>Address:</b>	502 E Pima, Gila Bend, AZ 85337		Cash	
<b>Category:</b>	Travel - Meals			
<b>Memo:</b>	Meals for canvassers			
<b>Name:</b>	VISTAPRINT	02/16/2016	\$35.79	\$35.79
<b>Address:</b>	100 Hayden Ave, , Lexington, MA 02421		Cash	
<b>Category:</b>	Communications - Other			
<b>Memo:</b>	Business Cards			
<b>Name:</b>	BK Carne Asada & Hot Dogs	02/17/2016	\$39.99	\$39.99
<b>Address:</b>	5118 S 12th Ave, Tucson, AZ 85706		Cash	
<b>Category:</b>	Travel - Meals			
<b>Memo:</b>	Meals for canvassers			

**Schedule E1 - Operating expenses**

		<b>Date</b>	<b>Amount</b>	<b>Cycle To Date</b>
<b>Name:</b>	Queensboro Shirts Co	02/29/2016	\$80.35	\$80.35
<b>Address:</b>	1400 Marstellar St, Wilmington, NC 28401		Cash	
<b>Category:</b>	Communications - Other			
<b>Memo:</b>	Polo Shirts			
<b>Name:</b>	Ventura, Ariana	02/29/2016	\$70.00	\$330.00
<b>Address:</b>	3046 W Pierce St, Phoenix, AZ 85009		Cash	
<b>Category:</b>	Miscellaneous - Petitions			
<b>Memo:</b>	Petition Circulators			
<b>Name:</b>	Ventura, Maria Guadalupe	02/29/2016	\$70.00	\$415.00
<b>Address:</b>	3046 W Pierce St, Phoenix, AZ 85009		Cash	
<b>Category:</b>	Miscellaneous - Petitions			
<b>Memo:</b>	Petition Circulators			
<b>Name:</b>	Direct Checks Unlimited	03/02/2016	\$31.90	\$31.90
<b>Address:</b>	PO Box 19000, Colorado Springs, CO 80935		Cash	
<b>Category:</b>	Miscellaneous - Other			
<b>Memo:</b>	Campaign Checkbooks			
<b>Name:</b>	Krispy Kreme	03/15/2016	\$9.78	\$9.78
<b>Address:</b>	1495 N Dysart Rd, Avondale, AZ 85323		Cash	
<b>Category:</b>	Travel - Meals			
<b>Memo:</b>	Canvassers breakfast			
<b>Name:</b>	Ventura, Maria Guadalupe	03/17/2016	\$65.00	\$415.00
<b>Address:</b>	3046 W Pierce St, Phoenix, AZ 85009		Cash	
<b>Category:</b>	Miscellaneous - Petitions			
<b>Memo:</b>	Petition Circulators			
<b>Name:</b>	YUMA CHEVRON	03/30/2016	\$12.93	\$12.93
<b>Address:</b>	100 S 4th Ave, , Yuma, AZ 85364		Cash	
<b>Category:</b>	Travel - Fuel			
<b>Name:</b>	Delgado, Wenceslao Delgado	03/31/2016	\$160.00	\$160.00
<b>Address:</b>	8619 W Papago St, Tolleson, AZ 85353		Cash	
<b>Category:</b>	Miscellaneous - Petitions			
<b>Memo:</b>	Petition Circulators			
<b>Name:</b>	Ventura, Ariana	04/01/2016	\$160.00	\$330.00
<b>Address:</b>	3046 W Pierce St, Phoenix, AZ 85009		Cash	
<b>Category:</b>	Miscellaneous - Petitions			
<b>Memo:</b>	Petitions/Canvass			
<b>Name:</b>	Yuma Democratic Party	04/06/2016	\$100.00	\$100.00
<b>Address:</b>	290 S 1st Ave, Ste 1, Yuma, AZ 85364		Cash	
<b>Category:</b>	Event Expenses - Other			
<b>Memo:</b>	Table fee for Yuma Co Fair			

**Schedule E1 - Operating expenses**

	Date	Amount	Cycle To Date
<b>Name:</b> Ventura, Ariana <b>Address:</b> 3046 W Pierce St, Phoenix, AZ 85009 <b>Category:</b> Miscellaneous - Petitions <b>Memo:</b> Petition Circulators	04/13/2016	\$100.00 Cash	\$330.00
<b>Name:</b> Amezcua, Abraham <b>Address:</b> 810 W Margaret St., Gila Bend, AZ 85337 <b>Category:</b> Miscellaneous - Petitions <b>Memo:</b> Petition Circulators	04/15/2016	\$100.00 Cash	\$100.00
<b>Name:</b> Amezcua, Valerie <b>Address:</b> 810 W Margaret St, Gila Bend, AZ 85337 <b>Category:</b> Miscellaneous - Petitions <b>Memo:</b> Petition Circulators	04/15/2016	\$100.00 Cash	\$100.00
<b>Name:</b> Ventura, Maria Guadalupe <b>Address:</b> 3046 W Pierce St, Phoenix, AZ 85009 <b>Category:</b> Miscellaneous - Other <b>Memo:</b> Canvass	04/18/2016	\$100.00 Cash	\$415.00
<b>Name:</b> Ventura, Maria Guadalupe <b>Address:</b> 3046 W Pierce St, Phoenix, AZ 85009 <b>Category:</b> Miscellaneous - Petitions <b>Memo:</b> Petitions/Canvass	05/11/2016	\$180.00 Cash	\$415.00
<b>Name:</b> Sam's Club <b>Address:</b> 1459 N Dysart Rd, Avondale, AZ 85323 <b>Category:</b> Travel - Fuel	05/23/2016	\$20.00 Cash	\$43.26
Total of Operating Expenses		\$2,089.16	
Total of Refunds, Rebates, and Credits Received		\$0.00	
Net Total of Operating Expenses		\$2,089.16	

**Schedule D1 - Committee Debt**

Item	Date	Amount
<b>Outstanding Debt Balance at Beginning of Period</b>  Original Amount of Debt: \$7.76 Original Transaction Date: 12/22/2015 <b>Debt Balance at End of Reporting Period</b>	12/22/2015	\$7.76
<b>Outstanding Debt Balance at Beginning of Period</b>  Original Amount of Debt: \$13.17 Original Transaction Date: 12/08/2015 <b>Debt Balance at End of Reporting Period</b>	12/08/2015	\$13.17
<b>Outstanding Debt Balance at Beginning of Period</b>  Original Amount of Debt: \$49.00 Original Transaction Date: 12/11/2015 <b>Debt Balance at End of Reporting Period</b>	12/11/2015	\$49.00
Total of Outstanding Debt Before Adjustments		\$69.93
Total Credits Against Outstanding Bills		\$0.00
Total Payments On Outstanding Bills		\$0.00
Total of Outstanding Debt After Adjustments		\$69.93



# EXHIBIT F

# State of Arizona



## Campaign Finance Report

Rubalcava for House  
Committee #: 201600368

Treasurer: Nevarez, Rosa  
PO Box 863, Gila Bend, AZ 85337  
Phone: (602) 295-2102  
Email: [jesusarubalcava@gmail.com](mailto:jesusarubalcava@gmail.com)  
Candidate Name: Rubalcava, Jesus A  
Office Sought: State Representative - District 4

**NO ACTIVITY THIS PERIOD**

### Amended 2016 Qualifying Period Recap Report

Election Cycle: 2015-2016  
Date Filed: August 29, 2016  
Reporting Period: August 19, 2016-August 23, 2016

### Summary of Finances

Cash Balance at Beginning of Reporting Period:	\$2,747.56
Total Cash Receipts this Reporting Period:	\$0.00
Total Cash Disbursements this Reporting Period:	\$0.00
Cash Balance at End of Reporting Period:	\$2,747.56

Report ID: 163939

## Summary of Activity

Income	Schedule	This Period			Total to Date
		Cash	Other	Total	
Personal and Family Contributions	C1	\$0.00	\$0.00	\$0.00	\$177.00
Individual Contributions	C2	\$0.00	\$0.00	\$0.00	\$525.00
Contributions from Political Committees	C3	\$0.00	\$0.00	\$0.00	\$0.00
Business Contributions	C4	\$0.00	\$0.00	\$0.00	\$0.00
Small Contributions	C5	\$0.00	\$0.00	\$0.00	\$60.00
CCEC Funding and Matching	C6	\$0.00	\$0.00	\$0.00	\$16,044.00
Qualifying Contributions	C7	\$0.00	\$0.00	\$0.00	\$0.00
Loans Made to this Committee	L1	\$0.00	\$0.00	\$0.00	\$0.00
Other Receipts, including Interest and Dividends	R1	\$0.00	\$0.00	\$0.00	\$0.00
Transfers from Other Committees	T1	\$0.00	\$0.00	\$0.00	\$0.00
Cash Surplus from Previous Committee	S1	\$0.00	\$0.00	\$0.00	\$0.00
<b>Total Income</b>		\$0.00	\$0.00	\$0.00	\$16,806.00

Expenditures	Schedule	This Period			Total to Date
		Cash	Other	Total	
Operating Expenses	E1	\$0.00	\$0.00	\$0.00	\$4,497.09
Independent Expenditures	E2	\$0.00	\$0.00	\$0.00	\$0.00
Contributions to Other Committees	E3	\$0.00	\$0.00	\$0.00	\$0.00
Other Expenses	E4	\$0.00	\$0.00	\$0.00	\$9,631.28
Transfers to Other Committees	T1	\$0.00	\$0.00	\$0.00	\$0.00
Loans Made by This Committee	L2	\$0.00	\$0.00	\$0.00	\$0.00
Expenditure of In-Kind Contributions	C8	\$0.00	\$0.00	\$0.00	\$0.00
Disposal of Surplus Cash	S1	\$0.00	\$0.00	\$0.00	\$0.00
<b>Total Expenditures</b>		\$0.00	\$0.00	\$0.00	\$14,128.37
Bill Payments for Previous Expenditures	D1	\$0.00		\$0.00	\$0.00
<b>Total Cash Disbursed</b>		\$0.00			

## Schedule D1 - Committee Debt

Item	Date	Amount
<b>Outstanding Debt Balance at Beginning of Period</b>	12/22/2015	\$7.76
Original Amount of Debt: \$7.76		
Original Transaction Date: 12/22/2015		
<b>Debt Balance at End of Reporting Period</b>		\$7.76
<b>Outstanding Debt Balance at Beginning of Period</b>	12/08/2015	\$13.17
Original Amount of Debt: \$13.17		
Original Transaction Date: 12/08/2015		
<b>Debt Balance at End of Reporting Period</b>		\$13.17
<b>Outstanding Debt Balance at Beginning of Period</b>	12/11/2015	\$49.00
Original Amount of Debt: \$49.00		
Original Transaction Date: 12/11/2015		
<b>Debt Balance at End of Reporting Period</b>		\$49.00
Total of Outstanding Debt Before Adjustments		\$69.93
Total Credits Against Outstanding Bills		\$0.00
Total Payments On Outstanding Bills		\$0.00
Total of Outstanding Debt After Adjustments		\$69.93



# EXHIBIT G

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THE STATE OF ARIZONA  
CITIZENS CLEAN ELECTIONS COMMISSION

REPORTER'S TRANSCRIPT OF PROCEEDINGS

Phoenix, Arizona

May 18, 2017

9:31 a.m.

COASH & COASH, INC.  
Court Reporting, Video & Videoconferencing  
1802 N. 7th Street, Phoenix, AZ 85006  
602-258-1440 staff@coashandcoash.com

By: Colette E. Ross, CR  
Certified Reporter  
Certificate No. 50658

**Coash & Coash, Inc.**  
**602-258-1440** **www.coashandcoash.com**

10:10:08-10:11:33 Page 30

1 know, that I have been working with the audit firm since  
2 the primary audit with Jill Foley. And we have had plenty  
3 of communication back and forth.  
4 I did have a chance to review the final audit.  
5 I didn't know whether I would be able to address the  
6 Commission so I went ahead and wrote up a brief statement  
7 of summary of what happened. As I mentioned in that  
8 statement, there is -- I am not disputing the outcome of  
9 the audit. And I do acknowledge and I am taking  
10 responsibility that there was poor accounting and  
11 practices during this campaign cycle. And there is, you  
12 know, reasons that I explained in my response there as to  
13 why one thing led to the next.  
14 And so, you know, basically I wanted to make  
15 myself available for you, you know, should you have any  
16 questions.  
17 I do understand now. I am learning the process  
18 as we go along as well. I had never gone through anything  
19 like this. And so I, you know, I just want to make myself  
20 available should you have any questions, understanding now  
21 that this is basically an approval of acknowledgment that  
22 the audit has been completed. I thought there would be  
23 other action taking place today.  
24 CHAIRMAN TITLA: Any questions, Commissioners?  
25 COMMISSIONER CHAN: Mr. Chairman.

10:11:45-10:12:31 Page 31

1 CHAIRMAN TITLA: Commissioner Chan.  
2 COMMISSIONER CHAN: If Representative Rubalcava  
3 doesn't dispute the audit, and the other Commissioners  
4 don't have any questions, I would be comfortable, you  
5 know, moving to accept the audit as it has been presented  
6 to us today.  
7 CHAIRMAN TITLA: Okay. There is a motion by  
8 Commissioner Chan to accept the audit. Is there a second?  
9 COMMISSIONER KIMBLE: I second it.  
10 CHAIRMAN TITLA: Second by Commissioner Kimble.  
11 All in favor say aye.  
12 (A chorus of ayes.)  
13 CHAIRMAN TITLA: Opposed.  
14 (No response.)  
15 CHAIRMAN TITLA: Abstained.  
16 (No response.)  
17 CHAIRMAN TITLA: Okay. The audit is accepted.  
18 MR. COLLINS: And, Mr. Rubalcava, we will be in  
19 touch with you with a final copy of this and any other  
20 correspondence from us here in the next bit.  
21 REPRESENTATIVE RUBALCAVA: Okay.  
22 MR. COLLINS: So you are free to go.  
23 REPRESENTATIVE RUBALCAVA: I appreciate it.  
24 Thank you, Chairman. Thank you, Commissioners.  
25 CHAIRMAN TITLA: Okay, thank you, Representative

10:12:44-10:13:54 Page 32

1 Rubalcava.  
2 Okay. We will go to the next item, discussion  
3 of possible action on a five-year review report submitted  
4 to Governor's Regulatory Review Council and related  
5 matters.  
6 Director Collins.  
7 MR. COLLINS: Yes, Mr. Chairman. And I think  
8 this can be brief. This is really just we are asking you  
9 to approve the draft letter and draft report.  
10 As you recall, at the, I don't know, two or  
11 three, two GRRC meetings ago, I guess, the council  
12 accepted in part and returned in part our five-year  
13 report. This addresses the provisions that were returned  
14 and also provides a cover letter explaining how we  
15 believe -- you know, GRRC's counsel, Chris Klemmich, has  
16 suggested that there is a substantial compliance standard  
17 that might be applied. So we made an effort there in the  
18 cover letter to articulate why putting aside our, you  
19 know, reserving our procedural and substantive objections  
20 to the actions that the council has taken, that  
21 nevertheless the Commission has substantially complied  
22 with what the council has asked for.  
23 So we are simply asking that you, well, we are  
24 asking you to approve the letter and the report to be  
25 submitted after this meeting, probably tomorrow. If --

10:14:12-10:14:55 Page 33

1 you know, either way we are going to submit something. It  
2 would be better to have you approve it, but if you don't  
3 approve it, this is what we are submitting.  
4 CHAIRMAN TITLA: Commissioners, any questions?  
5 MR. COLLINS: Unless, well, unless you object,  
6 unless you object. I mean absent an objection, this is  
7 what we plan to submit, I guess would be a better way of  
8 putting that.  
9 CHAIRMAN TITLA: Okay. Any questions for the  
10 director?  
11 COMMISSIONER PATON: No questions.  
12 CHAIRMAN TITLA: Okay. He is asking us to  
13 approve the letter as submitted in our documentation.  
14 MR. COLLINS: That's correct. That's correct.  
15 That's correct, Chairman Titla.  
16 COMMISSIONER KIMBLE: Mr. Chairman.  
17 CHAIRMAN TITLA: Commissioner Kimble.  
18 COMMISSIONER KIMBLE: I move we approve the  
19 response to the Governor's Regulatory Review Council.  
20 COMMISSIONER PATON: Okay.  
21 CHAIRMAN TITLA: Okay. There is a motion by  
22 Commissioner Kimble to approve the letter and report as  
23 submitted in our documentation by the Director Collins.  
24 Is there a second?  
25 COMMISSIONER CHAN: I will second that,

# EXHIBIT H

Doug Ducey  
Governor

Thomas M. Collins  
Executive Director



Mitchell C. Laird  
Chair

Thomas J. Koester  
Steve M. Titla  
Damien R. Meyer  
Mark S. Kimble  
Commissioners

State of Arizona  
Citizens Clean Elections Commission

1616 W. Adams - Suite 110 - Phoenix, Arizona 85007 - Tel (602) 364-3477 - Fax (602) 364-3487 - www.azcleanelections.gov

MEMORANDUM

To: Paula Thomas, Executive Officer  
Thru: Thomas M. Collins, Executive Director *TC*  
From: Sara A. Larsen, Financial Affairs & Compliance Officer  
Date: August 26, 2016  
Subject: Disbursement of 2016 *General Sack* Primary Election Funds

In accordance with A.A.C. R2-20-106, the Commission has determined that the candidate referenced below is not contested in the primary election and is advancing to the general election. Therefore, the candidate is qualified to receive general election funding in the amount of \$24,066.00. ✓

Candidate Name: Jesus A. Rubalcava ✓  
Office Sought: State Representative, Legislative District 4  
Vendor Number: 26006848070 ✓

I certify that this expenditure/transaction is for a valid public purpose and is consistent with all applicable statutes, laws, appropriations, grants, and contracts. I also certify that sufficient appropriation and monies are available for this expenditure/transaction, and that I am authorized to distribute these monies.

*General Funding*

Signature: *[Signature]* Date: *8/29/14*  
19000 6891

X *[Signature]*

Funding Received By

*8/31/10*  
Date

STATE OF ARIZONA REMITTANCE ADVICE

WARRANT NO.

217860966

AGY: ECA

AGENCY CONTACT: PAULA THOMAS

602-364-3477

INVOICE NO.	INVOICE DT.	INVOICE DESCRIPTION	DOCUMENT/LINE NO.	INVOICE AMT.	DISCOUNT AMT.	NET AMT.
		2016 GENERAL ELECTION	GAX, ECA, 2EC17066 / 1	\$24,066.00	\$0.00	\$24,066.00

IF REMITTANCE ADVICE ABOVE IS BLANK, SEE [HTTP://WWW.VENPAY.GAO.AZDOA.GOV/](http://www.venpay.gao.azdoa.gov/) FOR FURTHER DETAILS.

EVER WONDER WHERE YOUR PAYMENT FROM THE STATE IS? OR, WHICH STATE AGENCY PAID YOU THROUGH DIRECT DEPOSIT/ACH? VISIT OUR VENDOR PAYMENT WEBSITE, [HTTP://WWW.VENPAY.GAO.AZDOA.GOV/](http://www.venpay.gao.azdoa.gov/).



<b>VENDOR NAME:</b> Jesus Armando Rubalcava	<b>ISSUE DATE:</b>	<b>WARRANT AMOUNT:</b>
<b>VENDOR ID:</b> VC0000032595	08/29/2016	\$24,066.00

FOLD OR SEPARATE AT COLORED LINE BELOW

STATE OF ARIZONA

NOT GOOD AFTER  
VOID DATE SHOWN

91-113  
1221

DATE ISSUED
MO-DAY-YR
08/29/2016

VOID AFTER
MO-DAY-YR
02/25/2017

BANK
21

WARRANT NO.
7860966

DEPARTMENT  
ECA

DOCUMENT ID  
170000100663

PAY THIS AMOUNT
\$24,066.00

\*\*\*\*\*TWENTY FOUR THOUSAND SIXTY SIX AND 00/100 DOLLARS\*\*\*\*\*

PAY TO THE ORDER OF

Jesus Armando Rubalcava  
PO Box 863  
Gila Bend AZ 85337



*Ray C Brown*  
DEPARTMENT OF ADMINISTRATION

*Douglas A. Duay*  
COUNTERSIGNED GOVERNOR

PAYABLE THRU STATE SERVICING BANK OF STATE TREASURER OF ARIZONA

⑈ 7860966 ⑈ ⑆ 122101133 ⑆ 0000000000 21 ⑈

# EXHIBIT I

## Sara Larsen

---

**From:** Thomas Collins  
**Sent:** Thursday, September 01, 2016 2:57 PM  
**To:** jesusarubalcava@gmail.com  
**Cc:** Sara Larsen; Karlson, Kara (Kara.Karlson@azag.gov)  
**Subject:** Letter Regarding Excess Funds Distributed by CEC  
**Attachments:** Rubalcava Return Of Funds Letter.pdf

Mr. Rubalcava,

Please find the attached letter indicating that an excess amount of funding was made available to you for your general election campaign.

Please review the letter and feel free to contact us with questions. We are also delivering the letter by overnight mail.

Sincerely,

Tom Collins  
Executive Director  
Arizona Citizens Clean Elections Commission  
602-364-3477

**Doug Ducey**  
Governor

**Thomas M. Collins**  
Executive Director



**Mitchell C. Laird**  
Chair

**Steve M. Titla**  
**Damien R. Meyer**  
**Mark S. Kimble**  
**Galen D. Paton**  
Commissioners

**State of Arizona**  
**Citizens Clean Elections Commission**

1616 W. Adams - Suite 110 - Phoenix, Arizona 85007 - Tel (602) 364-3477 - Fax (602) 364-3487 - [www.azcleanelections.gov](http://www.azcleanelections.gov)

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Jesus Rubalcava  
806 W Margaret St.  
Gila Bend AZ 85337  
[jesusrubalcava@gmail.com](mailto:jesusrubalcava@gmail.com)

**Via Overnight Delivery and E-Mail**

Dear Mr. Rubalcava:

I am writing to follow up on the Commission's phone call this week related to whether you are opposed in your general election campaign. At this time, because the Commission cannot determine that there is a candidate that has qualified for the ballot pursuant to A.R.S. §§ 16-301, -341, or -343. *See* A.R.S. §§ 16-951(D), -961(F)(1), (2). Because of this the amount you received is in excess of the amount to which you are entitled under the Act. *See* Ariz. Admin. Code R2-20-704(B)(1). Accordingly, please return \$22,651 in a check payable to the Clean Elections Fund as soon as possible but no later than 30 days from September 1, 2016. Please contact me with any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Thomas M. Collins".

Thomas M. Collins  
Executive Director  
Arizona Citizens Clean Elections Commission

cc: Kara Karlson, Assistant Attorney General, Arizona Attorney General's Office (E-Mail only)  
Sara Larsen, Financial Affairs & Compliance Officer, CCEC (E-Mail only)

## Sara Larsen

---

**From:** Thomas Collins  
**Sent:** Thursday, September 01, 2016 3:16 PM  
**To:** Jesus Rubalcava  
**Cc:** Sara Larsen  
**Subject:** RE: Letter Regarding Excess Funds Distributed by CEC

Mr. Rubalcava,  
Thank you for your prompt reply.  
You have thirty days *from today*, September 1. So it is not due today.  
Thank you,  
Tom

---

**From:** Jesus Rubalcava [<mailto:jesusarubalcava@gmail.com>]  
**Sent:** Thursday, September 01, 2016 3:11 PM  
**To:** Thomas Collins  
**Subject:** Re: Letter Regarding Excess Funds Distributed by CEC

Thank you Mr. Collins for clarifying. I have a meeting this evening and do not have my campaign checkbook with me. The letter states I need to submit a check no later than today. I can't make it in to CEC today. Please advise.

Jesus Rubalcava

On Sep 1, 2016, at 2:56 PM, Thomas Collins <[Thomas.Collins@azcleaselections.gov](mailto:Thomas.Collins@azcleaselections.gov)> wrote:

Mr. Rubalcava,

Please find the attached letter indicating that an excess amount of funding was made available to you for your general election campaign.  
Please review the letter and feel free to contact us with questions. We are also delivering the letter by overnight mail.

Sincerely,

Tom Collins  
Executive Director  
Arizona Citizens Clean Elections Commission  
602-364-3477

<Rubalcava Return Of Funds Letter.pdf>

# EXHIBIT J

## Sara Larsen

---

**From:** Jill Foley <jfoley@f-cpc.com>  
**Sent:** Tuesday, October 18, 2016 4:14 PM  
**To:** Jesus Rubalcava  
**Cc:** Sara Larsen  
**Subject:** Primary Recap Report Balance

**Importance:** High

Dear Mr. Rubalcava,

I noted that your Campaign's Primary Recap Report had an ending cash balance of \$7,046.72. Generally we expect to see the Recap Reports have \$0 balances, or if there are remaining balances, the amount remaining is paid back to the Citizens Clean Elections Commission, because this is unused Primary Election funding. I did not see that you balance amount was paid back to the Commission in your Post-Primary report.

Can you please provide some insight on this?

Thank you,

*Jill*

Jill T. Foley, CPA  
Fester & Chapman P.C.  
4001 N. 3<sup>rd</sup> Street, Suite 275  
Phoenix, AZ 85012  
602-264-3077, ext. 215 (phone)  
602-265-6241 (Fax)  
[jfoley@f-cpc.com](mailto:jfoley@f-cpc.com)

This communication and any accompanying documents are confidential and privileged. They are intended for the sole use of the addressee. If you receive this transmission in error, you are advised that any disclosure, copying, distribution, or the taking of any action in reliance upon this communication is strictly prohibited. Moreover, any such disclosure shall not compromise or waive the attorney-client, accountant-client, or other privileges as to this communication or otherwise. If you have received this communication in error, please contact me at the above email address. Thank you.

Fester & Chapman.

# EXHIBIT K

# State of Arizona



## Campaign Finance Report

**Rubalcava for House  
Committee #: 201600368**

**Treasurer: Nevarez, Rosa  
PO Box 863, Gila Bend, AZ 85337  
Phone: (602) 295-2102  
Email: [jesusarubalcava@gmail.com](mailto:jesusarubalcava@gmail.com)  
Candidate Name: Rubalcava, Jesus A  
Office Sought: State Representative - District 4**

### 2016 Primary Recap Report

Election Cycle: **2015-2016**  
Date Filed: September 4, 2016  
Reporting Period: August 24, 2016-August 30, 2016

### Summary of Finances

Cash Balance at Beginning of Reporting Period:	\$9,796.72
Total Cash Receipts this Reporting Period:	\$0.00
Total Cash Disbursements this Reporting Period:	\$2,750.00
Cash Balance at End of Reporting Period:	\$7,046.72

Report ID: 159043

## Summary of Activity

Income	Schedule	This Period			Total to Date
		Cash	Other	Total	
Personal and Family Contributions	C1	\$0.00	\$0.00	\$0.00	\$100.00
Individual Contributions	C2	\$0.00	\$0.00	\$0.00	\$525.00
Contributions from Political Committees	C3	\$0.00	\$0.00	\$0.00	\$0.00
Business Contributions	C4	\$0.00	\$0.00	\$0.00	\$0.00
Small Contributions	C5	\$0.00	\$0.00	\$0.00	\$60.00
CCEC Funding and Matching	C6	\$0.00	\$0.00	\$0.00	\$16,044.00
Qualifying Contributions	C7	\$0.00	\$0.00	\$0.00	\$0.00
Loans Made to this Committee	L1	\$0.00	\$0.00	\$0.00	\$0.00
Other Receipts, including Interest and Dividends	R1	\$0.00	\$0.00	\$0.00	\$0.00
Transfers from Other Committees	T1	\$0.00	\$0.00	\$0.00	\$0.00
Cash Surplus from Previous Committee	S1	\$0.00	\$0.00	\$0.00	\$0.00
<b>Total Income</b>		\$0.00	\$0.00	\$0.00	\$16,729.00

Expenditures	Schedule	This Period			Total to Date
		Cash	Other	Total	
Operating Expenses	E1	\$0.00	\$0.00	\$0.00	\$0.00
Independent Expenditures	E2	\$0.00	\$0.00	\$0.00	\$0.00
Contributions to Other Committees	E3	\$0.00	\$0.00	\$0.00	\$0.00
Other Expenses	E4	\$2,750.00	\$0.00	\$2,750.00	\$9,682.28
Transfers to Other Committees	T1	\$0.00	\$0.00	\$0.00	\$0.00
Loans Made by This Committee	L2	\$0.00	\$0.00	\$0.00	\$0.00
Expenditure of In-Kind Contributions	C8	\$0.00	\$0.00	\$0.00	\$0.00
Disposal of Surplus Cash	S1	\$0.00	\$0.00	\$0.00	\$0.00
<b>Total Expenditures</b>		\$2,750.00	\$0.00	\$2,750.00	\$9,682.28
Bill Payments for Previous Expenditures	D1	\$0.00		\$0.00	\$0.00
<b>Total Cash Disbursed</b>		\$2,750.00			

## Schedule E4 - Other expenses

		Date	Amount	Cycle To Date
<b>Name:</b>	Amezcuca, Abraham	08/30/2016	\$200.00	\$200.00
<b>Address:</b>	810 W Margaret St., Gila Bend, AZ 85337		Cash	
<b>Memo:</b>	Phone Bank/GOTV			
<b>Name:</b>	Amezcuca, Edgar	08/30/2016	\$200.00	\$200.00
<b>Address:</b>	810 W Margaret St, Gila Bend, AZ 85337		Cash	
<b>Memo:</b>	Phone Bank/GOTV			
<b>Name:</b>	Amezcuca, Erika	08/30/2016	\$200.00	\$200.00
<b>Address:</b>	810 W Margaret St, Gila Bend, AZ 85337		Cash	
<b>Memo:</b>	Phone Bank/GOTV			
<b>Name:</b>	Amezcuca, Valerie	08/30/2016	\$200.00	\$200.00
<b>Address:</b>	810 W Margaret St, Gila Bend, AZ 85337		Cash	
<b>Memo:</b>	Phone Bank/GOTV			
<b>Name:</b>	Gonzalez, Gloria	08/30/2016	\$250.00	\$450.00
<b>Address:</b>	406 W Preston St, Gila Bend , AZ 85337		Cash	
<b>Memo:</b>	Phone Bank/GOTV/Canvass			
<b>Name:</b>	Gonzalez, Jose R	08/30/2016	\$300.00	\$500.00
<b>Address:</b>	406 W Preston St., Gila Bend , AZ 85337		Cash	
<b>Occupation:</b>	Town of Gila Bend			
<b>Memo:</b>	Phone Bank/GOTV			
<b>Name:</b>	Hector, Navarro	08/30/2016	\$300.00	\$300.00
<b>Address:</b>	314 E Fremont St, Gila Bend, AZ 85337		Cash	
<b>Occupation:</b>	Maricopa County Department of Transportation			
<b>Memo:</b>	Phone Bank/GOTV/Driver to Polls			
<b>Name:</b>	Miller, Damion	08/30/2016	\$250.00	\$450.00
<b>Address:</b>	2036 E Cristina St., San Luis, AZ 85349		Cash	
<b>Memo:</b>	Phone Bank/GOTV			
<b>Name:</b>	Miller, Daniel	08/30/2016	\$250.00	\$250.00
<b>Address:</b>	311 East Freemont, Gila Bend, AZ 85337		Cash	
<b>Occupation:</b>	Area Manager, WAL-Mart Stores Inc.			
<b>Memo:</b>	Phone Bank/GOTV			
<b>Name:</b>	Nevarez, Pedro	08/30/2016	\$300.00	\$300.00
<b>Address:</b>	315 E Fremont St, Gila Bend, AZ 85337		Cash	
<b>Occupation:</b>	Mechanic, Self Employed			
<b>Memo:</b>	Phone Bank/GOTV			
<b>Name:</b>	Nevarez, Rosa	08/30/2016	\$300.00	\$500.00
<b>Address:</b>	38739 W Interstate 8, Gila Bend , AZ 85337		Cash	
<b>Occupation:</b>	Maintenace , Paloma ESD			
<b>Memo:</b>	Phone Bank/GOTV/Driver to Polls			

Total of Other Expenses	\$2,750.00	
Total of Refunds, Rebates, and Credits Received	\$0.00	
Net Total of Other Expenses	\$2,750.00	



# EXHIBIT L

# State of Arizona



## Campaign Finance Report

**Rubalcava for House  
Committee #: 201600368**

**Treasurer: Nevarez, Rosa  
PO Box 863, Gila Bend, AZ 85337  
Phone: (602) 295-2102  
Email: [jesusarubalcava@gmail.com](mailto:jesusarubalcava@gmail.com)  
Candidate Name: Rubalcava, Jesus A  
Office Sought: State Representative - District 4**

### Amended 2016 Primary Recap Report

Election Cycle: **2015-2016**  
Date Filed: September 4, 2016  
Reporting Period: August 24, 2016-August 30, 2016

### Summary of Finances

Cash Balance at Beginning of Reporting Period:	\$2,747.56
Total Cash Receipts this Reporting Period:	\$0.00
Total Cash Disbursements this Reporting Period:	\$2,750.00
Cash Balance at End of Reporting Period:	(\$2.44)

Report ID: 163938

## Summary of Activity

Income	Schedule	This Period			Total to Date
		Cash	Other	Total	
Personal and Family Contributions	C1	\$0.00	\$0.00	\$0.00	\$177.00
Individual Contributions	C2	\$0.00	\$0.00	\$0.00	\$525.00
Contributions from Political Committees	C3	\$0.00	\$0.00	\$0.00	\$0.00
Business Contributions	C4	\$0.00	\$0.00	\$0.00	\$0.00
Small Contributions	C5	\$0.00	\$0.00	\$0.00	\$60.00
CCEC Funding and Matching	C6	\$0.00	\$0.00	\$0.00	\$16,044.00
Qualifying Contributions	C7	\$0.00	\$0.00	\$0.00	\$0.00
Loans Made to this Committee	L1	\$0.00	\$0.00	\$0.00	\$0.00
Other Receipts, including Interest and Dividends	R1	\$0.00	\$0.00	\$0.00	\$0.00
Transfers from Other Committees	T1	\$0.00	\$0.00	\$0.00	\$0.00
Cash Surplus from Previous Committee	S1	\$0.00	\$0.00	\$0.00	\$0.00
<b>Total Income</b>		\$0.00	\$0.00	\$0.00	\$16,806.00

Expenditures	Schedule	This Period			Total to Date
		Cash	Other	Total	
Operating Expenses	E1	\$0.00	\$0.00	\$0.00	\$4,497.09
Independent Expenditures	E2	\$0.00	\$0.00	\$0.00	\$0.00
Contributions to Other Committees	E3	\$0.00	\$0.00	\$0.00	\$0.00
Other Expenses	E4	\$2,750.00	\$0.00	\$2,750.00	\$12,381.28
Transfers to Other Committees	T1	\$0.00	\$0.00	\$0.00	\$0.00
Loans Made by This Committee	L2	\$0.00	\$0.00	\$0.00	\$0.00
Expenditure of In-Kind Contributions	C8	\$0.00	\$0.00	\$0.00	\$0.00
Disposal of Surplus Cash	S1	\$0.00	\$0.00	\$0.00	\$0.00
<b>Total Expenditures</b>		\$2,750.00	\$0.00	\$2,750.00	\$16,878.37
Bill Payments for Previous Expenditures	D1	\$0.00		\$0.00	\$0.00
<b>Total Cash Disbursed</b>		\$2,750.00			

## Schedule E4 - Other expenses

		Date	Amount	Cycle To Date
<b>Name:</b>	Amezcuca, Abraham	08/30/2016	\$200.00	\$200.00
<b>Address:</b>	810 W Margaret St., Gila Bend, AZ 85337		Cash	
<b>Memo:</b>	Phone Bank/GOTV			
<b>Name:</b>	Amezcuca, Edgar	08/30/2016	\$200.00	\$200.00
<b>Address:</b>	810 W Margaret St, Gila Bend, AZ 85337		Cash	
<b>Memo:</b>	Phone Bank/GOTV			
<b>Name:</b>	Amezcuca, Erika	08/30/2016	\$200.00	\$200.00
<b>Address:</b>	810 W Margaret St, Gila Bend, AZ 85337		Cash	
<b>Memo:</b>	Phone Bank/GOTV			
<b>Name:</b>	Amezcuca, Valerie	08/30/2016	\$200.00	\$200.00
<b>Address:</b>	810 W Margaret St, Gila Bend, AZ 85337		Cash	
<b>Memo:</b>	Phone Bank/GOTV			
<b>Name:</b>	Gonzalez, Gloria	08/30/2016	\$250.00	\$450.00
<b>Address:</b>	406 W Preston St, Gila Bend , AZ 85337		Cash	
<b>Memo:</b>	Phone Bank/GOTV/Canvass			
<b>Name:</b>	Gonzalez, Jose R	08/30/2016	\$300.00	\$500.00
<b>Address:</b>	406 W Preston St., Gila Bend , AZ 85337		Cash	
<b>Occupation:</b>	Town of Gila Bend			
<b>Memo:</b>	Phone Bank/GOTV			
<b>Name:</b>	Hector, Navarro	08/30/2016	\$300.00	\$300.00
<b>Address:</b>	314 E Fremont St, Gila Bend, AZ 85337		Cash	
<b>Occupation:</b>	Maricopa County Department of Transportation			
<b>Memo:</b>	Phone Bank/GOTV/Driver to Polls			
<b>Name:</b>	Miller, Damion	08/30/2016	\$250.00	\$450.00
<b>Address:</b>	2036 E Cristina St., San Luis, AZ 85349		Cash	
<b>Memo:</b>	Phone Bank/GOTV			
<b>Name:</b>	Miller, Daniel	08/30/2016	\$250.00	\$250.00
<b>Address:</b>	311 East Freemont, Gila Bend, AZ 85337		Cash	
<b>Occupation:</b>	Area Manager, WAL-Mart Stores Inc.			
<b>Memo:</b>	Phone Bank/GOTV			
<b>Name:</b>	Nevarez, Pedro	08/30/2016	\$300.00	\$300.00
<b>Address:</b>	315 E Fremont St, Gila Bend, AZ 85337		Cash	
<b>Occupation:</b>	Mechanic, Self Employed			
<b>Memo:</b>	Phone Bank/GOTV			
<b>Name:</b>	Nevarez, Rosa	08/30/2016	\$300.00	\$500.00
<b>Address:</b>	38739 W Interstate 8, Gila Bend , AZ 85337		Cash	
<b>Occupation:</b>	Maintenace , Paloma ESD			
<b>Memo:</b>	Phone Bank/GOTV/Driver to Polls			

Total of Other Expenses	\$2,750.00	
Total of Refunds, Rebates, and Credits Received	\$0.00	
Net Total of Other Expenses	\$2,750.00	

**Schedule D1 - Committee Debt**

Item	Date	Amount
<b>Outstanding Debt Balance at Beginning of Period</b>  Original Amount of Debt: \$7.76 Original Transaction Date: 12/22/2015 <b>Debt Balance at End of Reporting Period</b>	12/22/2015	\$7.76
<b>Outstanding Debt Balance at Beginning of Period</b>  Original Amount of Debt: \$13.17 Original Transaction Date: 12/08/2015 <b>Debt Balance at End of Reporting Period</b>	12/08/2015	\$13.17
<b>Outstanding Debt Balance at Beginning of Period</b>  Original Amount of Debt: \$49.00 Original Transaction Date: 12/11/2015 <b>Debt Balance at End of Reporting Period</b>	12/11/2015	\$49.00
Total of Outstanding Debt Before Adjustments		\$69.93
Total Credits Against Outstanding Bills		\$0.00
Total Payments On Outstanding Bills		\$0.00
Total of Outstanding Debt After Adjustments		\$69.93

