



STATE OF MICHIGAN  
RUTH JOHNSON, SECRETARY OF STATE  
DEPARTMENT OF STATE  
LANSING

November 14, 2012

Susan Burek  
10144 Tanksley Court  
Willis, Michigan 48191

Dear Ms. Burek:

The Department of State (Department) received a formal complaint filed against you by Lynda Dew, alleging that you violated the Michigan Campaign Finance Act (MCFA or Act), 1976 PA 388, MCL 169.201 et seq. The investigation and resolution of these complaints is governed by section 15 of the Act and the corresponding administrative rules, R 169.51 et seq. Copies of the complaint and supporting documentation are enclosed with this letter.

The MCFA and corresponding administrative rules require a person who produces printed material that relates to an election to include the phrase "Paid for by [name and address of the person who paid for the item]." MCL 169.247(1), R 169.36(2). A knowing violation constitutes a misdemeanor offense punishable by a fine of up to \$1,000.00, imprisonment for up to 93 days, or both. MCL 169.247(5).

In support of her complaint, Ms. Dew provided pictures of a sign which states "WRITE IN SUSAN BUREK 4 TREASURER" and a flyer which states "I hope you will consider me as a **WRITE-IN** vote for **treasurer (BUREK)** on **November 6<sup>th</sup>**." (Emphasis supplied.) It appears that there is no paid-for-by statement on the sign or flyer.

The purpose of this letter is to inform you of the Department's examination of these matters and your right to respond to the allegations before the Department proceeds further. It is important to understand that the Department is neither making this complaint nor accepting the allegations as true.

**If you wish to file a written response to this complaint, you are required to do so within 15 business days of the date of this letter.** Your response may include any written statement or additional documentary evidence you wish to submit. All materials must be sent to the Department of State, Bureau of Elections, Richard H. Austin Building, 1<sup>st</sup> Floor, 430 West Allegan Street, Lansing, Michigan 48918. If you fail to submit a response, the Department will render a decision based on the evidence furnished by the complainant.

A copy of your reply will be provided to Ms. Dew, who will have an opportunity to submit a rebuttal statement to the Department. After reviewing all of the statements and materials provided by the parties, the Department will determine whether "there may be reason to believe that a violation of [the MCFA] has occurred [.]" MCL 169.215(10). Note that the Department's enforcement powers include the possibility of entering a conciliation agreement, conducting an

Susan Burek  
November 14, 2012  
Page 2

administrative hearing, or referring this matter to the Attorney General for enforcement of the criminal penalty provided in section 47(5) of the Act.

If you have any questions concerning this matter, you may contact me at (517) 241-0395.

Sincerely,

A handwritten signature in cursive script that reads "Lori A. Bourbonais".

Lori A. Bourbonais  
Bureau of Elections  
Michigan Department of State

c: Lynda Dew

Michigan Department of State  
Campaign Finance Complaint Form

2012 NOV -7 PM 3:30

This complaint form may be used to file a complaint alleging that someone violated the Michigan Campaign Finance Act (the MCFA, 1976 PA 388, as amended; MCL 169.201 et seq.).

Please print or type all information.

I allege that the MCFA was violated as follows:

<b>Section 1. Complainant</b>		
Your Name LYNDA H. DEW	Daytime Telephone Number 734-461-0983	
Mailing Address 10444 Willow RD.		
City Willis	State MI	Zip 48191

<b>Section 2. Alleged Violator</b>		
Name SUSAN BUREK		
Mailing Address 10144 TANKSLEY CT.		
City Willis	State MI	Zip 48191

**Section 3. Alleged Violations** (Use additional sheet if more space is needed.)

Section(s) of the MCFA violated: 169.247

Explain how those sections were violated:

CAMPAIGN SIGNS, DOESN'T IDENTIFY WHO PAID FOR THEM  
CAMPAIGN LETTER MAILED TO VOTERS, DOESN'T IDENTIFY WHO PAID FOR IT  
WEB SITE, WWW.WRITEIN SUSANBUREK4TREASURER.COM, DOESN'T IDENTIFY

Evidence that supports those allegations (attach copies of pertinent documents and other information): who paid for it.

photos enclosed

**Section 4. Certification (Required)**

*I certify that to the best of my knowledge, information, and belief, formed after a reasonable inquiry under the circumstances, each factual contention of this complaint is supported by evidence.*

NOV. 1, 2012

X

*Lynda H. Dew*  
Signature of Complainant

*Nov. 1, 2012*  
Date

**Section 5. Certification without Evidence (Supplemental to Section 4)**

Section 15(6) of the MCFA (MCL 169.215) requires that the signed certification found in section 4 of this form be included in every complaint. However, if, after a reasonable inquiry under the circumstances, you are unable to certify that certain factual contentions are supported by evidence, you may also make the following certification:

*I certify that to the best of my knowledge, information, or belief, there are grounds to conclude that the following specifically identified factual contentions are likely to be supported by evidence after a reasonable opportunity for further inquiry. Those specific contentions are:*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

X

\_\_\_\_\_  
Signature of Complainant

\_\_\_\_\_  
Date

Section 15(8) of the MCFA provides that a person who files a complaint with a false certification is responsible for a civil violation of the MCFA. The person may be required to pay a civil fine of up to \$1,000.00 and some or all of the expenses incurred by the Michigan Department of State and the alleged violator as a direct result of the filing of the complaint.

Mail or deliver the completed complaint form and evidence to the following address:

Michigan Department of State  
Bureau of Elections  
Richard H. Austin Building – 1st Floor  
430 West Allegan Street  
Lansing, Michigan 48918

also

Search

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IMG\_0153.JPG

Actions



*This photo was  
taken by me  
Lynda Paw*

# Augusta Township Trustee Susan Burek turns to write in campaign after narrow primary loss

By TOM PERKINS (/USERS/PROFILE/?UID=11013) AnnArbor.com Freelance Journalist  
Posted on Thu, Oct 25, 2012 : 4:45 p.m.

Augusta Township Treasurer Susan Burek is mounting a write-in campaign after narrowly losing (<http://www.annarbor.com/news/augusta-township-political-picture-remains-complicated-contentious-after-primary/#comments>) her primary battle.

Lynda Dew, who aligns with the opposition to Burek's voting block on the board, defeated Burek 315-312 votes.



A Susan Burek campaign sign.

Tom Perkins | For AnnArbor.com

Nevel Overton Slack is the Republican candidate for the treasurer's office.

"I believe because of the extremely light turn-out, a three-vote difference is not showing any clear choice from the voters," Burek said. "Many people I have spoken to since did not understand the importance of voting at the primary. Judging by the overwhelming positive response I am getting from the residents during my campaign, I am glad I have continued the race."

Residents will have to write in Burek's name in a blank space next to a blank bubble on the ballot.

Burek is part of the current voting block of Trustee Bill Tobler, Clerk Kathy Giszczak and Trustee Brian Shelby.

Tags: Augusta Township (/tag/Augusta Township/), election 2012 (/tag/election 2012/)



Tom Perkins is a freelance reporter for AnnArbor.com.

(/users/profile/?UID=11013)

*This photo was printed off ANN ARBOR.COM*

Also tagged Augusta Township (/tag/Augusta Township/):

Sheriff's Department discusses proposed police millage with Augusta Township (/news/ann-arbor-sheriffs-department-discusses-proposed-police-millage-with-augusta-township-residents/)



Previous story: Augusta Township to ask voters to approve millage to reinstate police coverage. Two deputies would reduce response time and help the Washtenaw County Sheriff's Department prevent crime from occurring. ...

(/news/ysiland/sheriffs-department-discusses-proposed-police-millage-with-augusta-township-residents/)

Also tagged election 2012 (/tag/election 2012/):

WT PO : Ann Arbor voters face parks millage renewal on Nov. ballot (/news/ann-arbor-voters-face-parks-millage-renewal-on-nov-ballot/)

Posted recently in News (/news/):

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*Dear Resident:*

My name is Susan Burek. I am your current township treasurer, and as you probably know by now, I lost the Democratic primary for treasurer by just **three votes**. It was an extremely light turn-out even by the normally low numbers we usually have. Rebuttal to my opponent's smear campaign was not aggressive enough. After much heartfelt thought, and with the encouragement from many supporters, I have decided to continue on and run a registered write-in campaign. I hope my write-in campaign will give a better choice to you and the community in the general election on **November 6th**.

Lynda Dew is friends with some very incompetent and extremely egotistic past and present board members who are in it for their own personal gain and power. This is Lynda's **fourth time since 1996** to try to be on the board. Why does she keep trying? Her personality can be rude, abrasive and bullying, so you can be sure she has been part the infighting which would continue. She is not a team player. She was hired in 1996 as deputy treasurer. She brought absolutely no qualified experience to the table except she was a friend of Jane Frank, the treasurer. Three years later both Lynda and Jane resigned. Allegations of thousands of dollars of missing cash soon surfaced from the treasurer's office. The State took over the books for a year, but ultimately the accounting issues were never resolved. Today, Lynda pleads ignorance of the whole situation. I know from experience that the treasurer and deputy treasurer work closely together for a required checks and balances within both positions. If she was doing her job correctly, she has to know what happened. Her subsequent 2001 trustee appointment, again by her friends, lasted just one year. Inaccurately filed paperwork disqualified Dew from running in 2002. Finally elected to the board in 2004 as trustee, she was later appointed as treasurer in 2007, again by her friends, when treasurer Bill Babut suddenly resigned. She kept Janice Blair on as deputy treasurer who ultimately cost the township insurer \$60K in a lawsuit. Lynda lost again in 2008, defeated by a wide margin in the general election by Angela Sherbine. If you read through all the padding on Dew's "bio", she has no information of what she exactly accomplished during that one year as treasurer.

I moved to Augusta Township in 1999. I campaigned as trustee in 2010, losing in the general election by 5%. Because of that strong showing, along with my good professional skills, I was appointed in 2011 as treasurer. Although I am not an accountant or CPA (neither is Dew), what I do have is 30+ years of educated, professional experience as a technical computer programmer/analyst, with project management skills. I am currently employed as an analyst with Ford Motor Company in Regent Court at World Headquarters. While learning our daily tasks, my deputy and I successfully completed integration of a new BS&A software upgrade linking the tax module to the general ledger. I have implemented a new online payment feature that has potential to add credit card payments. I continued the work of our previous treasurer Sherbine to collect \$50K in delinquent personal property tax. This money was owed even as far back as when Lynda Dew was treasurer, for which she made no effort to collect. But my greatest accomplishment by far was my recent vote with Giszczak, Tobler and Shelby to pay off our \$1.1M USDA debt, making our township debt-free, and **saving \$600K in future interest payments**.

Thank you for your time and I hope you will consider me as a **WRITE-IN** vote for treasurer (**BUREK**) on **November 6th**. I hope to meet you soon as I go door to door, and I will welcome the chance to talk to you and listen to your concerns. I would appreciate your vote not only because I am honest and hardworking, but because I have the intention to do the right thing for our community. Our township is at a critical cross-road, and your write-in vote for me is extremely important at this time.

*Sincerely,*

*Susan Burek*

Susan Burek; Treasurer

**Vote November 6<sup>th</sup>. Visit my website [www.WriteinBUREK4tree](http://www.WriteinBUREK4tree)**

*actual letter mailed  
given to me by  
a resident*

*Lynda Dew*



STATE OF MICHIGAN  
RUTH JOHNSON, SECRETARY OF STATE  
DEPARTMENT OF STATE  
LANSING

November 29, 2012

Lynda H. Dew  
10444 Willow Road  
Willis, Michigan 48191

Dear Ms. Dew:

The Department of State received a response to the complaint you filed against Susan Burek, which concerns an alleged violation of the Michigan Campaign Finance Act, 1976 P.A. 388, MCL 169.201 *et seq.* A copy of the response is provided as an enclosure with this letter.

If you elect to file a rebuttal statement, you are required to send it within 10 business days of the date of this letter to the Bureau of Elections, Richard H. Austin Building, 1<sup>st</sup> Floor, 430 West Allegan Street, Lansing, Michigan 48918.

Sincerely,

A handwritten signature in cursive script that reads "Lori A. Bourbonais".

Lori A. Bourbonais  
Bureau of Elections  
Michigan Department of State

c: Susan Burek

BUREAU OF ELECTIONS  
MI DEPT OF STATE

2012 NOV 20 PM 3: 04

November 22, 2012

Lori A. Bourbonais  
Bureau of Elections  
Richard H. Austin Building, 1<sup>st</sup> Floor  
430 W. Allegan  
Lansing, MI 48918

Dear Ms. Bourbonais:

In response to the formal complaint filed against me by Lynda Dew (new Augusta Township treasurer 2013), I am providing the following response:

In regards to the letter I sent out, it initially contained the proper "paid-for-by" statement on the bottom. After several revisions made by one of three editors, I am sorry to say the statement was unexpectedly deleted and was not noticed by any one of us by the final copy. I was also of the mindset that this was a personal letter for a small selective audience, so it simply did not click with me the missing statement. I was thinking of it as a personal letter rather than a campaign flyer. So I will admit the statement as required was unintentionally excluded on this letter.

The small signs were not created nor authorized by me for my campaign. They were made by an individual that chose on his own to support my campaign, who made them and placed them around the township. For my part, in my official campaigning, I used yard signs that, did indeed have the correct statement on them.

If you have any other questions, please feel free to contact me.

Sincerely,



Susan Burek (former Augusta Township Treasurer-2012)



STATE OF MICHIGAN  
RUTH JOHNSON, SECRETARY OF STATE  
DEPARTMENT OF STATE  
LANSING

February 21, 2013

Susan Burek  
10144 Tanksley Court  
Willis, Michigan 48191

Dear Ms. Burek:

The Department of State (Department) has completed its investigation of a complaint filed against you by Lynda Dew, which alleged that you violated section 47(1) of the Michigan Campaign Finance Act (MCFA or Act), 1976 PA 388, MCL 169.247(1), by failing to include a complete and correct identification statement on certain campaign-related material. This letter concerns the disposition of Ms. Dew's complaint.

The MCFA and corresponding administrative rules require a person who produces printed material that relates to an election to include the phrase "Paid for by [name and address of the person who paid for the item]." MCL 169.247(1), R 169.36(2). A knowing violation constitutes a misdemeanor offense punishable by a fine of up to \$1,000.00, imprisonment for up to 93 days, or both. MCL 169.247(5).

The Act also requires the Department to "endeavor to correct the violation or prevent a further violation by using informal methods [.]" if it finds that "there may be reason to believe that a violation ... has occurred [.]" MCL 169.215(10). The objective of an informal resolution is "to correct the violation or prevent a further violation [.]" *Id.*

The complaint was filed by Ms. Dew on November 7, 2012, and you filed a written response on November 28, 2012. Ms. Dew did not file a rebuttal statement.

Ms. Dew alleged that your campaign signs did not identify who paid for them and that you mailed a campaign letter which also failed to include an identification statement. Ms. Dew provided as evidence a picture of a campaign sign which states "WRITE IN SUSAN BUREK 4 TREASURER" and a flyer which states "I hope you will consider me as a **WRITE-IN** vote for treasurer (**BUREK**) on **November 6<sup>th</sup>**." (Emphasis provided.) It appeared that neither the sign nor the flyer contained a paid-for-by statement.

In response, you filed a letter which stated that the sign was not created or authorized by you or your committee, but created and placed by another individual on his own. You further asserted that signs authorized by your committee contained a proper paid-for-by statement. You did admit, however, that the paid-for-by statement was unintentionally omitted from the flyer.

While the Department believes that the evidence tends to show that some of your campaign material failed to contain a complete paid-for-by statement, section 15(10) of the MCFA requires

the Department to "endeavor to correct the violation or prevent a further violation by using informal methods such as a conference, conciliation, or persuasion.

The Department is advising you that section 47(1) and R 169.36(2) require you to print a complete and accurate identification statement on all campaign materials, consisting of the phrase "paid for by" followed by the full name and address of your committee. Note that all printed materials that refer to an election or your candidacy produced in the future must include this identification statement.

Please be advised that if the Department is unable to correct or prevent additional violations through informal methods, the act mandates the Department to ask the Attorney General to prosecute if a crime has been committed. MCL 169.215(10). A knowing violation of section 47 of the MCFA is a misdemeanor. MCL 169.247(5). This notice has served to remind you of your obligation under the Act to identify your printed matter, and may be used in future proceedings as evidence that tends to establish a knowing violation of the Act.

The Department now considers this matter closed and will take no further action against you at this time.

Sincerely,



Lori Bourbonais  
Bureau of Elections  
Michigan Department of State

c: Lynda Dew