

## Campaign Finance Complaint Form Michigan Department of State

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.*). All information on the form must be provided along with an original signature and evidence. **Please print or type all information.**

I allege that the MCFA was violated as follows:

Section 1. Complainant		
Your Name <i>Lu Anne Kozma</i>	Daytime Telephone Number <i>231-547-2828</i>	
Mailing Address <i>9330 Woods Road</i>		
City <i>Charlevoix</i>	State <i>MI</i>	Zip <i>49720</i>

Section 2. Alleged Violator		
Name <i>Sherry A. Wells</i>		
Mailing Address <i>315 W. Troy St.</i>		
City <i>Ferndale</i>	State <i>MI</i>	Zip <i>48220</i>

Section 3. Alleged Violations (Use additional sheet if more space is needed.)
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Section(s) of the MCFA violated:

*47*

Explain how those sections were violated:

*Candidate's website, [www.sherryawells.net](http://www.sherryawells.net), has no content about her 2018 campaign for Michigan State Board of Education and no required identifier and disclaimer. The website is entirely about her run for Mayor of Ferndale in 2013. This is the candidate's third run for State Board of Education.*

Evidence that supports those allegations (attach copies of pertinent documents and other information):

*1) copy of candidate's campaign literature referencing the website: [sherryawells.net](http://sherryawells.net)*

*2) Candidate's Facebook page dated Oct 24 acknowledging that she knows she is in violation that her website she is promoting in this campaign has content only of her Ferndale mayoral campaign.*

*3) screenshots dated Oct 24, 2018 of the candidate's website.* *4) copy of candidate's website*

*5) copy of Sherry A Wells for Mayor Facebook page*  
*6) Disk with these screenshots*

RECEIVED/FILED  
 MICHIGAN DEPT OF STATE  
 2018 OCT 26 PM 3:46  
 SAVORNA STATION

**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.*

X

LuAnne Kozma  
Signature of Complainant

October 24, 2018  
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:*

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X

LuAnne Kozma  
Signature of Complainant

October 24, 2018  
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 with an **original signature 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

Sherry A. Wells For State Board of Education

## Our Schools Must Be



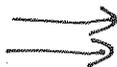
1. Public and NEVER "For-Profit"
2. Funded for the Future
3. Community Organized,  
NOT Corporate Driven

For more information about Sherry's Campaign  
and her vision for Michigan's educational  
future, please visit:

[www.sherryawells.net](http://www.sherryawells.net)

Facebook: Sherry A. Wells For State Board of Education  
248-761-3218

Paid for by the Committee to Elect Sherry A. Wells  
315 W Troy St., Ferndale MI 48220





**Our Values:**

**Ecological Wisdom**

**Social Justice**

**Grassroots Democracy**

**Nonviolence**

*- Join us today for a better tomorrow.*

[www.michgreenparty.org](http://www.michgreenparty.org)

313-815-2025

[www.facebook.com/migreens/](http://www.facebook.com/migreens/)





Sherry A. Wells (Grn)  
Attorney



## Voting Guide Links

- Your Voting Guide
- Election Day Polling Place
- Voting in Your State
- Personalized Ballot
- Debates and Forums

## Upcoming Debates and Forums

Williamston MI Community Schools  
Board of Education Candidate Forum  
6:30 pm

Ann Arbor MI Library Lot Proposal  
Forum  
7:00 pm

Tecumseh MI Board of Education  
Candidate Forum  
7:00 pm

[View Entire Event Calendar](#)  
[View Event List](#)

## State Voter Information

Select a state to view its voting

## Biographical Information

**Website** [sherryawells.net](http://sherryawells.net)

### Facebook

<http://Sherry A Wells for State Board of Education>

**Occupation / Current Position** Attorney, Author, Publisher, Public Speaker, Genealogy Researcher, Community Activist

**Education** Assoc. Arts, Grand Rapids Jr. College; B.A. Education, K to Jr. High, minors Spanish, Political Science, Michigan State University; J.D. Law Degree, Wayne State University.

## 1. Describe your qualifications and experience for State Board of Education and explain your reasons for running. How would you be an asset?

### Sherry A. Wells:

Attended public schools in Detroit, rural Kent County. Due to "teacher surplus," teaching certificate expired. Instructed intro. law classes, wrote a text. Presented Esperanto at foreign language teacher conferences. Involved parent at schools, ran for local school board, elected to city charter commission. I do my "homework:" attend State Board of Education and school board and related meetings across Michigan to listen and learn. "Poverty is the biggest obstacle to education"--children must be our primary investment, with the community not corporations at the forefront. An attorney on the board would be an asset.

## 2. What actions would you recommend to improve our education system?

### Sherry A. Wells:

Prioritize, not profitize, our public schools--for-profit charter schools need to be abolished and

*candidate's website*

Home

Sherry A Wells Bio

My Campaign

More on the Issues

# ***Sherry A Wells***

*Your Mayor for Our Town*

**Sherry A. Wells  
For Mayor of Ferndale**

*Wells On the Issues:*

## **FINANCES**

As income reduced, the city, residents and businesses all cut expenses. Working with our excellent city staff, we—the mayor and council—can seek and inform residents about solutions from all sources: from other municipalities, from associations, conferences and publications.

At city council meetings this year, I presented ways the city can save money by all of us recycling. Bringing in tax-paying and employing businesses continues to be important, but also those that meet everyday needs.

## **TRANSPARENCY**

- Residents lack information about city decisions and functioning. You will get those explanations when I'm your Mayor.



Sherry A. Wells

***Campaign Flyer***

*Read Sherry's campaign*

At city council meetings this year, I presented ways the city can save money by all of us recycling. Bringing in tax-paying and employing businesses continues to be important, but also those that meet everyday needs.



Sherry A. Wells

## TRANSPARENCY

- Residents lack information about city decisions and functioning. You will get those explanations when I'm your Mayor.
- I will invite more citizen participation and expression of concerns, needs and vision as I did during the Charter Revision process.
- As mayor, I will be responsive to citizens' questions and concerns.

## TRIALOGUE

I envision a cohesive, balanced community of residents, businesses, and government with an active "trialogue". We have so much to build upon already and I will facilitate that improved communication.

## SUSTAINABILITY

Sustainability is not a buzz word. As a community, we must encourage self-reliance by looking locally for most of our needs; by seeking businesses, which use local resources for local production, to fill local needs. Residents can expand the community garden, Time Bank and non-motorized transit concepts.

*Continued on More Issues page*

## Campaign Flyer

Read Sherry's campaign flyer [HERE](#) in Adobe PDF format.

*Save it. Email it to a friend. Print it and distribute it to your neighbors.*

*Most computers have the software to read PDFs, but if you need it, download it for free from the [Adobe Website](#).*

**Vote for Sherry on November 5th**

**Contact Sherry at:**

**Sherry A. Wells**  
[sherwells@tm.net](mailto:sherwells@tm.net)  
**(248) 543-5297**



## **TRIALOGUE**

I envision a cohesive, balanced community of residents, businesses, and government with an active "trialogue". We have so much to build upon already and I will facilitate that improved communication.

*Most computers have the software to read PDFs, but if you need it, download it for free from the [Adobe Website](#).*

## **SUSTAINABILITY**

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**Vote for Sherry on November 5th**

**Contact Sherry at:**

**Sherry A. Wells**  
**[sherwells@tm.net](mailto:sherwells@tm.net)**  
**(248) 543-5297**  
**cell 248-219-8477**

*[Continued on More Issues page](#)*

*By working together on these issues, we can all survive and thrive through the current economic situation and beyond.*

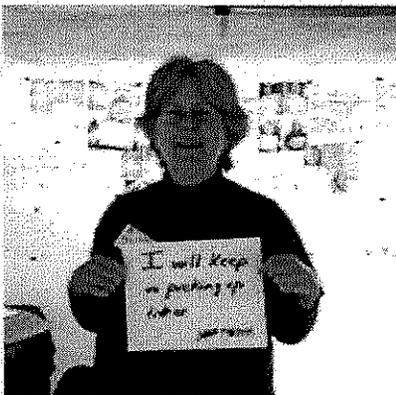




Sherry A. Wells for State Board of Education



LuAnne



Like

Follow

Share



Green Uprising

October 17 at 1:12 PM



Like Page

Green candidates are being locked out from debates across the country. The most common reason given for excluding them is "not polling well enough" - in polls that don't even mention them as an option.

[http://www.gp.org/green\\_candidates\\_barred\\_from\\_debate\\_polls](http://www.gp.org/green_candidates_barred_from_debate_polls)

## Sherry A. Wells for State Board of Education

@sherryforstateboard

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Posts

Events

Photos

Community

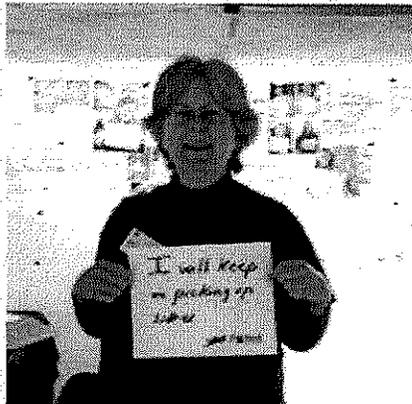
Info and Ads

What do  
Arizona,  
Massachusetts,  
Michigan  
Minnesota,  
New Jersey,  
Ohio & Pennsylvania  
have in common?  
They've banned Greens  
from Debates

WWW.GP.ORG

GP.ORG

Green candidates barred from debate and polls in midterms protest media bias



Like Follow Share

GP.ORG

### Green candidates barred from debate and polls in midterms protest media bias

2 Comments

Like

Comment

Share



## Sherry A. Wells for State Board of Education

@sherryforstateboard

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Oldest

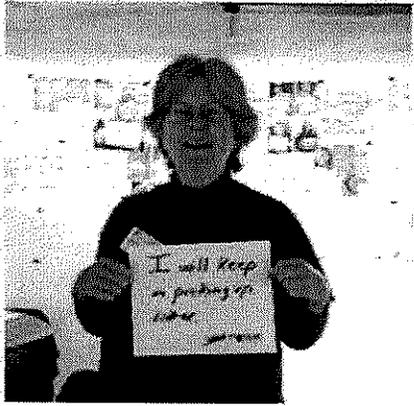


Kelly Organ Hi Sherry, maybe it would help if you would have some more information available online? I am sorry you didn't get to speak in the debate, but it's very hard to learn about what you stand for as a candidate if you don't have any info or a website. Please direct me if I am mistaken.

Like · Reply · 2d



Sherry A. Wells for State Board of Education vote411.org is the League of Women Voters website and I answered its incisive questions. And those by Ballotpedia though I've had to email them to ask why they weren't posted or the photo either that I sent. But those very forums ARE important. My campaign manager--a volunteer as is everyone working with and for Green Party Candidates here in Michigan--has been unable to get around to updating my website --it still says Sherry A Wells for Mayor at sherryawells.net but I'm the same person, simply running now for a statewide office.



# Sherry A. Wells for State Board of Education

@sherryforstateboard

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- Info and Ads

Like Follow Share



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**VOTE411.ORG**  
 VOTE411.ORG  
 Vote411.org | Vote411.org

Like · Reply · 2d

Kelly Organ OK, thank you!  
 Like · Reply · 1d

Sherry A. Wells for State Board of Education Do you live in Michigan? Not clear from your FB profile.  
 Like · Reply · 1d

Write a reply...



Write a comment...

Sherry A Wells for Mayor



# Sherry A Wells for Mayor

Home

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Posts

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Create a Page

Like Follow Share

Create Post

Write a post...

Photo/Video Tag Friends Check in

## Posts



Sherry A Wells for Mayor

September 30 at 3:21 PM

Third time's the charm. See Sherry A. Wells for State Board of Education FB page!

Like Comment Share



Sherry A Wells for Mayor

June 27, 2014

I have been nominated, and accepted, as the Michigan Green Party candidate for Member, State Board of Education. Stay tuned as I update this page and my website: sherryawells.net to reflect that.





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

November 7, 2018

Sherry Wells  
315 West Troy Street  
Ferndale, Michigan 48220

Re: *Kozma v. Wells*  
Campaign Finance Complaint  
No. 2018-10-91-47

Dear Ms. Wells:

The Department of State (Department) has received a formal complaint alleging you have violated MCL 169.247 of the Michigan Campaign Finance Act (MCFA) by failing to include a complete and correct identification statement on certain campaign-related materials.

The MCFA and corresponding administrative rules require a person who produces printed material that relates to an election 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(6).

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.*

Ms. Kozma alleges that your campaign website and Facebook page fails to contain a proper paid for by statement and only makes reference to your 2013 mayoral campaign. A copy of the complaint and supporting materials is enclosed with this correspondence. The Department first notes that it has no legal authority to regulate the specific text of a candidate's website beyond the authority granted by the MCFA.

Sherry Wells  
November 7, 2018  
Page 2

Upon review, it appears that the paid for by statement is omitted entirely from your website in violation of MCL 169.247.<sup>1</sup> Given this, the Department is hereby advising you that MCL 169.247(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. For all materials currently in circulation that refer to your candidacy, the paid for by statement must be corrected/included. If you have paid for your website, design of it, or for recurring web hosting charges, the website must contain a proper paid for by statement.

Please be advised that 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. A knowing violation is a misdemeanor offense and may merit referral to the Attorney General for enforcement action. MCL 169.247(6), 215(10).

The Department considers the instant action closed and resolved.

Sincerely,



Adam Fracassi  
Bureau of Elections  
Michigan Department of State

c: LuAnne Kozma

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<sup>1</sup> This determination is made only to the campaign website. The Department has repeatedly told candidates that no paid for by statement is required on free social media platforms such as Facebook.