

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 <u>Lillian Kerry</u>	Daytime Telephone Number <u>734-271-5982</u>	
Mailing Address <u>153 Luella Ave</u>		
City <u>Ann Arbor</u>	State <u>mi</u>	Zip <u>48103</u>

Section 2. Alleged Violator		
Name <u>Jeremy Glick</u>		
Mailing Address <u>1663 Snowberry Ridge Rd</u>		
City <u>Ann Arbor</u>	State <u>mi</u>	Zip <u>48103</u>

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

Section(s) of the MCFA violated:

MCL 169.247, Sec 47(4)

Explain how those sections were violated:

"Friends of Scio Nature Preserves and Pathways" (SNPP) filed a statement of organization form for local ballot question committee with the Washtenaw Co. Clerk's office, election Division on Jan. 31, 202. MCL 169.247 requires that printed matter having reference to an election, a candidate or a ballot question have identification that contains information about the source of funds for printed material. Specifically, MCL 169.247 Sec 47(4) requires that the Ballot question committee printed material identification contain words paid for "with regulated funds".

mertplus.com/mertsuserguide/index.php?n=MANUALS.Appendix
Evidence that supports those allegations (attach copies of pertinent documents and other information):

1. SNPP Statement of organization
2. Photo of website
3. photo of yard sign (2)
4. postcard
5. Jeremy Glick bio

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

Jillie M. Kory
Signature of Complainant

7/9/20
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 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

SOS, Disclosure

From: Jillian Kerry <jmkerry731@gmail.com>
Sent: Thursday, July 9, 2020 10:30 PM
To: SOS, Disclosure
Subject: Scio Nature Preserve and Pathways millage Ballot Campaign Violation Complaint
Attachments: SNPP Yard Sign.zip

CAUTION: This is an External email. Please send suspicious emails to abuse@michigan.gov

Hello,

I am submitting a complaint against the Ballot question committee " for campaign finance identification violation.

Included in the Zip file:

1. Complaint
2. Statement of Organization
3. Photos of website
4. Photos of yard signs (2)
5. Photo of postcard
6. Jeremy Glick bio

--

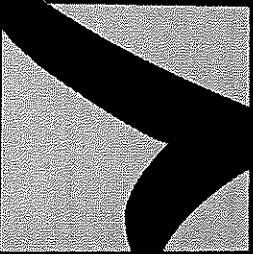
Thank you,
Jillian Michele Kerry
for Scio Township Supervisor
with Slate "Responsible Leadership for Scio"
734-271-5982



©2020 by Friends of Scio Nature Preserves and Pathways.

Paid for by Friends of SNPP | 1663 Snowberry Ridge Rd. Ann Arbor, MI 48103

Proudly created with Wix.com

SCIO  AUG 4

PARKS

& PATHWAYS

PAID FOR BY TRUSTEES OF SCION, THE PRESERVE & PATHWAYS, THE SNOWBERRY, ROSE FORD, ANN ARBOR, MI 48106

© 2004 SCION, INC. ALL RIGHTS RESERVED. S

& PAT

PAID FOR BY FRIENDS OF SCIO NATURE PRESERVES & PATHWAYS, 1661 SNOWBERRY RIDGE ROAD, ANN ARBOR, MI 48101



Jeremy Glick

LEGISLATIVE DIRECTOR , MICHIGAN STATE REPRESENTATIVE LAURIE POHUTSKY

Jeremy Glick is an Ann Arbor native, currently serving as Legislative Director to State Representative Laurie Pohutsky (D-Livonia). Prior to this, Jeremy has worked in both chambers of the Michigan Legislature, first for Former State Representative Adam Zemke (D-Ann Arbor), then for State Senator Erika Geiss (D-Taylor), in addition to working on multiple political campaigns. Jeremy holds a BA in Political Science and French from the University of Michigan – Ann Arbor.

CONTACT
in 

SCIO AUG 4 PARKS & PATHWAYS



Over the past few years, the residents and leaders of Scio Township have demonstrated their commitment to preserving the natural areas of our community and ensuring access to parks and preserves for residents in all corners of the township. Now, more than ever, COVID-19 has shown us just how important these resources are to our community.

In 2010, a Township commission on pathways issued a report recommending the creation of a network of shared-use pathways. Work began on the Zeeb Road pathway but stalled due to lack of funding. Then the Transportation Alternatives Planning Committee (TAP), launched in 2017, developed a concept plan for a system of pathways and a funding strategy that will allow people to move safely through the Township without using a motorized vehicle.

If approved, the Parks & Pathways millage will support two major initiatives. First, it will enable the township to provide access and develop trails within Scio natural preserves, as well as provide new picnic and recreational opportunities in our parks. Second, it will fund development of a comprehensive system of pathways that will enable Scio residents to safely walk or bike to areas around the township including the newly accessible preserves and parks, the Border to Border (B2B) trail on Huron River Drive, retail in the Jackson corridor and to adjacent communities.

Paid for by Friends of Scio Township
Nature Preserves & Pathways
1663 Snowberry Ridge Rd
Ann Arbor, MI 48103



PRSRT STD
U.S. POSTAGE PAID
Detroit, MI
Permit No. 1026




Or Current Resident


Ann Arbor MI 48103-9373



Q. Did the Township ask residents whether they wanted parks and pathways?

Yes. Over the past 30 years, Scio Township has formed multiple study groups—and conducted numerous surveys and public forums—to explore the need for parks, natural open spaces, and pedestrian pathways. Again and again, participants have indicated strong support for more public open spaces, greater access to nature, protection of the township's rural character, and safe recreational opportunities for walking and bicycling. In addition, a public hearing was convened prior to the Board of Trustees' vote to place the millage on the ballot. The Township will continue to seek input from residents as we move forward to create pathways and enhance public access to natural areas.

Q. Why an election?

Because this is an increase in a Scio Township tax, it is appropriate that the residents should decide whether or not to implement it.

Q. Can I vote for the millage using an Absentee Ballot?

Yes. In fact, because of the COVID-19 crisis, we encourage all voters to use an absentee ballot.

Q. How can I obtain an Absentee Ballot?

The Scio Township clerk maintains a Permanent Absentee Voters List for those wishing to receive an application for an Absentee Voter Ballot for every election. You can add your name to the absentee voter list by sending an email to the Township at clerk@scio-township.org. You can also leave a voicemail, asking to be placed on the Permanent Absentee Voters List, by calling (734) 369-9400. In both cases, be sure to include your full first and last name, along with your address. The Township office is located at 827 N. Zeeb Road, Ann Arbor, MI 48103.


Learn more or get involved at www.supportsciosparks.com



MICHIGAN DEPARTMENT OF STATE
BUREAU OF ELECTIONS

ORIGINAL OR AMENDED

STATEMENT OF ORGANIZATION FORM FOR LOCAL BALLOT QUESTION COMMITTEES FILED WITH COUNTY CLERK
Information on this form is made public.

1. Committee ID #: B-2020-001	*2. Type of Filing: <input checked="" type="checkbox"/> Original: <input type="checkbox"/> Amendment to Items:		Eff. Date: 1/31/20
*3. Date Committee was Formed: 1/31/20			
*4. Full Name of Committee: Friends of Scio Nature Preserves and Pathways			
5. Acronym or Abbreviation (if any): SNPP			
*6. Complete Committee Mailing Address (May be PO Box): 1663 Snowberry Ridge Rd, Ann Arbor, MI 48103			
*7. Complete Committee Street Address (May not be PO Box): 1663 Snowberry Ridge Rd, Ann Arbor, MI 48103			
*Committee Phone: 734-223-8419		*Committee Email Address: jersglick@gmail.com	
Committee Fax #:		Committee Website Address:	
*8. Treasurer Name and Complete Address: Jeremy Glick 1663 Snowberry Ridge Rd Ann Arbor, MI 48103			
Phone #: 734-223-8419		Email Address: jersglick@gmail.com	
9. Designated Record Keeper Name and Complete Address:			
Phone #:		Email Address:	
*10. REPORTING WAIVER REQUEST: <input type="checkbox"/> YES, I/WE WANT TO APPLY FOR THE REPORTING WAIVER. The committee does not expect to spend or receive in excess of \$1,000 in an election. I/We understand that if the committee does not spend or receive in excess of \$1,000 in an election, the committee does not owe Pre, Post, and Quarterly Campaign Statements. I/We further understand that the Reporting Waiver will be automatically lost if the committee exceeds the \$1,000 threshold and all required campaign statements must be filed. A Reporting Waiver does not exempt a committee from filing Late Contribution Reports. <input checked="" type="checkbox"/> NO, I/WE DO NOT WANT TO APPLY FOR THE REPORTING WAIVER. The committee expects to spend or receive in excess of \$1,000 in an election. I/We understand that the committee owes Pre, Post, and Quarterly Campaign Statements even if the committee does not spend or receive in excess of \$1,000 in an election. I/We further understand that the Reporting Waiver cannot be requested retroactively to avoid filing requirements and to avoid paying late filing fees. Further information regarding Reporting Waivers can be found in Appendix C of the Committee Manual.			
*11. Name and Address of Depositories or Intended Depositories of committee funds. (Michigan Bank, Credit Union or Savings & Loan Association) *Official Depository (name and address): Bank of Ann Arbor - 125 S. Fifth Ave, Ann Arbor Secondary Depository (name and address):			
12. List the specific ballot proposal(s) involved using the official ballot designation if available and mark support or oppose as appropriate: <input checked="" type="checkbox"/> Support <input type="checkbox"/> Oppose Description: Indicate the ballot proposal district below by selecting County (include the county name), Multi-County or Local (include the name of the jurisdiction). If multi-county, list the county where the greatest number of voters eligible to vote on the proposal reside. <input type="checkbox"/> County <input type="checkbox"/> Multi-County <input checked="" type="checkbox"/> Local Scio Township			
13. Verification: I/We certify that all reasonable diligence was used in the preparation of the above statement and that the contents are true, accurate and complete to the best of my/our knowledge or belief. I/We certify that all reasonable diligence will be used in the preparation of each statement electronically filed by this committee and that the contents of each statement will be true, accurate and complete to the best of my/our knowledge or belief.			
*Current Treasurer 		*Designated Record Keeper (If Applicable) Date: 1/31/19	

Fracassi, Adam (MDOS)

From: SOS, Elections
Sent: Monday, July 13, 2020 8:49 AM
To: Fracassi, Adam (MDOS)
Subject: FW: Question Regarding Scio Township Elections

From: Jeremy Glick <jersglick@gmail.com>
Sent: Friday, July 10, 2020 1:18 PM
To: SOS, Disclosure <Disclosure@michigan.gov>; SOS, Elections <Elections@michigan.gov>
Subject: Question Regarding Scio Township Elections

CAUTION: This is an External email. Please send suspicious emails to abuse@michigan.gov

To Whom it May Concern,

I am following up on a call I received from the Washtenaw County Clerk's Office yesterday, July 9, regarding a complaint filed with the SOS elections division against two committees for which I serve as treasurer. Those two committees are Moving Scio Forward PAC, and Friends of Scio Nature Preserves and Pathways (SNPP) PAC.

The complaint filed against both committees is in regards to a missing section of the paid for statement on recently printed campaign materials. In both instances, the disclosures were listed as "paid for by" followed by the committee name and address. The words "with regulated funds" were accidentally omitted. This was done 100% unintentionally. It is our goal to always be honest regarding full disclosure of who has paid for election materials. This is evidenced by our including of the committee names and addresses, despite the error of omitting the phrase "with regulated funds".

In order to remedy this situation to the fullest extent possible, and as quickly as possible, I am reaching out to confirm the actions which have already been taken by both committees, and seek guidance on any further actions or fines which need to be settled. Thus far we have added a label to all yard signs and remaining literature with the proper disclosure. We have also contacted our political print shop to update our disclosure and ensure future errors did not occur.

It is always our intention to be fully transparent, and to comply with election laws to the fullest extent in allowing voters to make informed decisions, based on knowing who is paying for campaign materials. Despite this accidental omission, I believe both committees have made a good-faith attempt to comply with disclosure on the original printed materials, and have been proactive and forthright in correcting this oversight.

Please do not hesitate to contact me via email, or via phone at (734) 223-8419, regarding these matters. Thank you in advance for your guidance.

Sincerely,
Jeremy Glick

Fracassi, Adam (MDOS)

From: Fracassi, Adam (MDOS)
Sent: Friday, July 24, 2020 1:06 PM
To: jersglick@gmail.com
Subject: RE: Kerry v. SNPP - Campaign Finance Complaint
Attachments: Warning Letter.pdf; SNPP Yard Sign.zip; FW: Question Regarding Scio Township Elections

Mr. Glick,

Please see the attached. If you have any questions, please let me know.

Adam Fracassi, Election Law Specialist
Michigan Bureau of Elections
P.O. Box 20126
Lansing, Michigan 48901



STATE OF MICHIGAN
JOCELYN BENSON, SECRETARY OF STATE
DEPARTMENT OF STATE
LANSING

July 24, 2020

Friends of Scio Nature Preserves and Pathways
Jeremy Glick
1663 Snowberry Ridge Road
Ann Arbor, MI 48103

Re: *Kerry v. Glick*
Campaign Finance Complaint
No. 2020-07-51-47

Dear Friends of Scio Nature Preserves and Pathways & Mr. Glick:

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. A copy of the complaint is enclosed.

The complaint was submitted to the Department and alleges that certain campaign materials you produced fails to contain a proper paid for by statement. Specifically, Ms. Kerry alleges that you have failed to include the phrase "with regulated funds." In an email sent to the Department dated July 13, 2020, you indicated that this was an oversight and you had corrected the disclosure required.

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). Materials produced by anyone other than a candidate or the candidate committee are required to include the phrase "with regulated funds" after the paid for by statement. MCL 169.247(4). 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).

Upon review, the evidence submitted supports the conclusion that a potential violation of the Act has occurred. Because it urges voters to support the passage of a ballot question using words of express advocacy, the flyer is covered by the gambit of the Act and must include the paid for by statement outlined under section 47. MCL 169.206(2)(j). Although the mailer contains a paid for by statement, the phrase "with regulated funds" has been omitted entirely. Since this phrase is absent, the evidence supports the conclusion that a potential violation has occurred.

After reaching this conclusion, the Act 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.*

Given this, the Department concludes that a formal warning is a sufficient resolution to the complaint and 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 and the phrase “with regulated funds.”

Note that all printed materials containing words of express advocacy produced in the future must include this identification statement. For all materials currently in circulation, the paid for by statement must be corrected. If this information has been included in your materials and you wish to rebut the Department’s conclusion, you must respond in writing to the Department within 15 business days of the date of this letter otherwise the Department will treat the complaint as resolved.

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).

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Fracassi", with a stylized flourish at the end.

Adam Fracassi
Bureau of Elections
Michigan Department of State

Enclosure
c: Jillian Kerry, via email