



Michigan Department of State
Campaign Finance Complaint Form
 BUREAU OF ELECTIONS • RICHARD H. AUSTIN BUILDING - 1st Floor
 430 W. ALLEGAN STREET • LANSING, MICHIGAN 48918

This complaint form may be used to file a complaint alleging that someone violated the Michigan Campaign Finance Act (MCFA). For instructions on how to complete this form, see the Campaign Finance Complaint Guidebook & Procedures document. All spaces are required unless otherwise indicated.

Section 1. Complainant			
Your Name Mike Duggan		Daytime Telephone Number (989) 205-8307	
Mailing Address 1101 E. M-61			
City Harrison	State MI	Zip 48625	
Email (optional)		[REDACTED]	

Section 2. Alleged Violator			
Name Karen Ann Hallberger			
Mailing Address 806 Oaklawn St.			
City Harrison	State MI	Zip 48625	
Email (optional)		[REDACTED]	

RECEIVED/FILED
 MICHIGAN DEPT OF STATE
 2019 NOV 5 PM 8:39
 ELECTIONS GREAT SEAL

Section 3. Allegations (Use additional sheets if more space is needed.)

Section(s) of the MCFA alleged to be violated: _____

Explain how those sections were violated:


Karen Hallberger ran for Clare County Road Commissioner
in November of 2018 election. Attached please find
Bureau of Election document that Karen Hallberger
filled stating she would not expend over \$1,000.
She violated this by expending more than \$2,500.
on next sheet see details of estimated expenditure
 Evidence included with the submission of the complaint that supports the allegations:

Re

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


Signature of Complainant

10-27-19
Date

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

If, after a reasonable inquiry under the circumstances, you are unable to certify that certain factual contentions are supported by evidence as indicated above, you may 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:

Clare Cleaver Newspaper Advertisement 5 @ \$48 = \$240
Clare Review Newspaper Advertisement 5 @ \$50 = \$250
Radio 98.5 Advertisement at least 20 @ \$50 = \$1,000
Campaign Signs on roads 100 @ \$10 = \$1,000

Total = \$2,490

X


Signature of Complainant

10-27-19
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.

Section 6. Submission

Once completed, mail or hand deliver the complaint form with your evidence to the address below. The complaint is considered filed upon receipt by the Bureau of Elections.

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



STATEMENT OF ORGANIZATION FORM FOR LOCAL CANDIDATE COMMITTEES FILED WITH A COUNTY CLERK

Information on this form is made public.

Committee ID #: 150320 *2. Type of Filing: Original: Amendment to Items: Eff. Date:

3. Full Name of Committee (must include Candidate's first and last name):
Karen Ann Hulliberger

4a. Candidate Full Name: Last Name Hulliberger First Name Karen M.I. A.

4b. Political Party (if applicable): Republican *4c. County of Residence: Clare

4d. Office Sought: Clare County Road Commissioner *4e. District or Jurisdiction:

5. Date Committee was Formed: 4-3-18

6a. Committee Phone: 989 429-7557 6b. Committee Fax #: 6c. Committee Email Address: nhulliberger@gmail.com 6d. Committee Website Address:

7a. Complete Committee Mailing Address (May be PO Box):
806 Oaklawn Harrison MI 48625

7b. Complete Committee Street Address (May not be PO Box):
806 Oaklawn Harrison MI 48625

B. Treasurer Name and Complete Address:
Dena Woods
phone #: 265 W. Maple St Email Address: Dwoodsfamily@gmail.com
21/125 Harrison MI 48625

Designated Record Keeper Name and Complete Address:
Dena Woods Email Address: Same as above
phone #: 265 W. Maple St
21/125 Harrison

10. REPORTING WAIVER REQUEST:
 YES, I/We WANT TO APPLY FOR THE REPORTING WAIVER. The committee does not expect to receive or expend in excess of \$1,000 in an election. We understand that if the committee does not spend or received 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.
 NO, I/We DO NOT WANT TO APPLY FOR THE REPORTING WAIVER. The committee expects to receive or expend in excess of \$1,000 in an election. We understand that the committee owes Pre, Post, Quarterly Statements even if the committee does not spend or receive in excess of \$1,000 in an election. I 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) Which this item must be completed, an account does not have to be opened until the first contribution is received.
*Official Depository (name and address):
Secondary Depository (name and address):

1. 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. If filing campaign statements electronically, we further agree that the signatures below shall serve as the signatures that verify the accuracy and completeness of each statement filed electronically by the committee. 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. (Sign Name and Date)

Candidate: Karen Hulliberger Date: 4-23-18 *Current Treasurer: Dena Woods Date: 4/23/18
Designated Record Keeper (if Applicable): Dena Woods Date: 4/23/18

October 27, 2019

Attachment to Complaint Form:

Two checks @ \$500.00 Clare County Republican Party (estimated).

Two checks @ \$500.00 estimated from a supporter (Dan Hostetler or his business Colonville Country Store 7047 E. Colonville Road Clare, MI 48617, 989-386-8686).

Possible cash received from Dan Hostetler possibly \$1,000?



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

November 14, 2019

Karen Hulliberger
806 Oaklawn St
Harrison, MI 48625-9113

Re: *Duggan v. Hulliberger*
Campaign Finance Complaint
No. 2019-11-54-35

Dear Ms. Hulliberger:

The Department of State (Department) received a formal complaint filed by Mike Duggan against you alleging that you violated the Michigan Campaign Finance Act (MCFA or Act), 1976 PA 388, MCL 169.201 *et seq.* A copy of the complaint and supporting documentation is enclosed with this letter.

The MCFA requires candidates and committees file contributions and expenditures with the appropriate filing official by specific dates. MCL 169.233(1) – (3). The MCFA requires a committee that receives or expends more than \$1,000 during any election to file campaign finance reports in compliance with the Act. MCL 169.233(6). Section 35 exempts committees from filing reports upon the granting of a reporting waiver when the candidate certifies that she does not intend to spend or receive in excess of \$1,000. MCL 169.235. A person who knowingly omits or underreports expenditures required to be disclosed by the Act is subject to a civil fine of not more than \$1,000 or the amount of the expenditures omitted or underreported, whichever is greater. MCL 169.233(11).

Mr. Duggan alleges that your committee was granted the reporting waiver but has exceeded the reporting threshold of \$1,000 and has failed to file accurate reports.

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. The investigation and resolution of this complaint are governed by section 15 of the Act and the corresponding administrative rules, R 169.51 *et seq.* For more information on the investigative process, please see the enclosed manual.

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, 1st Floor, 430 West

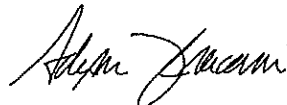
Karen Hulliberger
November 14, 2019
Page 2

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 answer will be provided to Mr. Duggan, 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 administrative hearing, or referring this matter to the Attorney General for enforcement of the penalty provided in section 33(11) of the Act.

If you have any questions concerning this matter, you may contact me at (517) 373-2540.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Fracassi".

Adam Fracassi
Bureau of Elections
Michigan Department of State

c: Mike Duggan

11/27/19

Karen Hulliberger

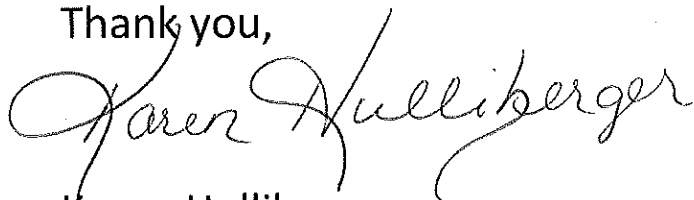
806 Oaklawn

Harrison, MI 48625

To whom it may concern,

In regards to Mike Duggans allegations regarding the 2018 campaign funds. Mr. Duggans allegations were totally fictitious and falsified. They were obviously numbers that my former opponent in the 2018 Clare County Road Commission made up on his own. Enclosed are copies of my receipts and monies donated. This complaint is done by Mr. Duggan purely out of retaliatory actions.

Thank you,

A handwritten signature in cursive script that reads "Karen Hulliberger". The signature is written in black ink and is positioned above the printed name.

Karen Hulliberger

I. Complaint Requirements

Section 15 governs the filing and processing of complaints. The complaint must include all of the following:

- The complainant's name, address and telephone number
- Respondent's name and address
- A description of how the MCFA was violated
- Evidence supporting the allegation
- The certification statement as outlined in Section 15(6)
- The complainant's signature

No evidence was provided by Mr. Duggan, just numbers he fabricated on his own!

The failure to submit a complaint that furnishes all of the above must result in a dismissal. In the dismissal, the complainant will be notified of which required elements are missing, be provided a copy of the Department's created form, and provided the opportunity to correct the missing information.

Use of the Department's form is not mandatory, but it helps ensure compliance with the Act's requirements.

II. Submitting the Complaint

Pursuant its authority under the Act, the Department has developed a form for the filing of campaign finance complaints. This section walks through the forms requirements and how to fill out the form. Copies of the form are available on the Department's [website](#).

Section 1: Complainant Information

First, the person filing the complaint must fill out section 1. This section requests the complainant provide his or her name, mailing address, and contact information. An email address is requested but is not mandatory. Should an email address be provided, the Department will communicate via email.

Section 1. Complainant		
Your Name	Daytime Telephone Number	
Mailing Address		
City	State	Zip
Email (optional)		

Except for an email address, these sections are mandatory. MCL 169.215(6)(a)-(c). Failure to fill out the required information may result in a dismissal. Please note the Department cannot investigate anonymous complaints.



Search mail

Compose

Inbox 4,473

Starred

Snoozed

Important

Sent

Drafts 65

Categories

Social 5,434



Country

Fwd: Karen Inbox x

Nathan Hulliberger
to me

3:27 PM (1 min)

----- Forwarded message -----

From: **stef powell** <stefanie_powell@hotmail.com>
Date: Mon, Dec 2, 2019, 1:40 PM
Subject: Karen
To: nhulliberger@gmail.com <nhulliberger@gmail.com>

I donated 50 signs that I made to Karen hulliberger for her election free of charge

Chuck Powell
[Get Outlook for iOS](#)

Reply Forward

No recent chats
[Start a new one](#)

Also a ad from Clare County
Review ^{post} the week of October 2018
@ \$150⁰⁰ I was unable to locate
my receipt. But if needed I
can contact the Review



Clare County Cleaver
 P O Box 436
 Harrison, MI 48625

Invoice	
Date	Invoice #
11/1/2018	1266

Bill To
Karen Hulliberger 375 N First Street Harrison MI 48625

PAID
 02/15/2019

P.O. No.	Terms

Description	Qty	Rate	Amount
Display Advertisement-color ad/Road Commissioner		100.00	100.00

Thank you for your business! Please find tear sheet enclosed.	Subtotal	\$100.00
	Sales Tax (6.0%)	\$0.00
	Total	\$100.00
	Payments/Credits	-\$100.00
	Balance Due	\$0.00



Clare County Cleaver
 P O Box 436
 Harrison, MI 48625

Invoice	
Date	Invoice #
10/4/2018	1208

Bill To
Karen Hulliberger 375 N First Street Harrison MI 48625

PAID
 11/13/2018

P.O. No.	Terms

Description	Qty	Rate	Amount
Display Advertisement-"For Clare County Road Commissioner"		60.00	60.00

Thank you for your business!	Subtotal	\$60.00
	Sales Tax (6.0%)	\$0.00
	Total	\$60.00
	Payments/Credits	-\$60.00
	Balance Due	\$0.00



Clare County Cleaver
 P O Box 436
 Harrison, MI 48625

Invoice	
Date	Invoice #
9/6/2018	1156

Bill To
Karen Hulliberger 375 N First Street Harrison MI 48625

PAID
 02/15/2019

P.O. No.	Terms

Description	Qty	Rate	Amount
Display Advertisement- 9/6/18-2 x 6 B/W ad		60.00	60.00
Print Job-8/31/18-Flyers "Vote"		18.75	18.75T
Graphic Design-flyer set-up		10.00	10.00
Print Job-9/5/18-Flyers "Vote"		18.75	18.75T

Subtotal	\$107.50
Sales Tax (6.0%)	\$2.25
Total	\$109.75
Payments/Credits	-\$109.75
Balance Due	\$0.00



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

December 12, 2019

Mike Duggan
1101 E. M-61
Harrison, MI 48625

Dear Mr. Duggan:

The Department of State received a response to the complaint you filed against Karen Hulliberger, which concerns an alleged violation of the Michigan Campaign Finance Act (MCFA), 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, 1st Floor, 430 West Allegan Street, Lansing, Michigan 48918.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Fracassi".

Adam Fracassi
Bureau of Elections
Michigan Department of State

c: Karen Hulliberger



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

December 26, 2019

Mike Duggan
1101 E. M-61
Harrison, MI 48625

Dear Mr. Duggan:

The Department of State received an additional piece of evidence in response to the complaint you filed against Karen Hulliberger, which concerns an alleged violation of the Michigan Campaign Finance Act (MCFA), 1976 P.A. 388, MCL 169.201 *et seq.* A copy of the response is provided as an enclosure with this letter.

Because of the additional piece of evidence, the Department is providing you with an additional 10 business days from the date of this letter to file a rebuttal statement. 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, 1st Floor, 430 West Allegan Street, Lansing, Michigan 48918.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Fracassi".

Adam Fracassi
Bureau of Elections
Michigan Department of State

c: Karen Hulliberger



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

2019 DEC 10 AM 11:10

November 14, 2019

Karen Hulliberger
806 Oaklawn St
Harrison, MI 48625-9113

Re: *Duggan v. Hulliberger*
Campaign Finance Complaint
No. 2019-11-54-35

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Mr. Duggan alleges that your committee was granted the reporting waiver but has exceeded the reporting threshold of \$1,000 and has failed to file accurate reports.

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. The investigation and resolution of this complaint are governed by section 15 of the Act and the corresponding administrative rules, R 169.51 *et seq.* For more information on the investigative process, please see the enclosed manual.

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INVOICE



Invoice #: IN-1181152608
Invoice Date: 11/18/2018
Contract #: 844028
Page: 1
Net Amount Due: \$469.20

Advertiser: KAREN HULLIBERGER FOR CLARE CT
806 OAKLAWN
HARRISON, MI 49625

Station(s): WUPS-FM

Advertiser: KAREN HULLIBERGER FOR CLARE CT
Product: CLARE CTY ROAD COMMISSION
Estimate #:
Agency Client Code:
Buyer Name:

Salesperson(s): Corinne Williamson
Terms: DUE UPON RECEIPT

Day	Date	Time	Ln	Length	Product	ISCI	Rate
WED	10/31/18	06:48a	2	30	CLARE CTY ROAD COMMISSION		\$20.40
WED	10/31/18	10:15a	2	30	CLARE CTY ROAD COMMISSION		\$20.40
WED	10/31/18	12:36p	2	30	CLARE CTY ROAD COMMISSION		\$20.40
WED	10/31/18	03:45p	2	30	CLARE CTY ROAD COMMISSION		\$20.40
THU	11/01/18	09:35a	2	30	CLARE CTY ROAD COMMISSION		\$20.40
THU	11/01/18	10:49a	2	30	CLARE CTY ROAD COMMISSION		\$20.40
THU	11/01/18	03:20p	2	30	CLARE CTY ROAD COMMISSION		\$20.40
THU	11/01/18	05:37p	2	30	CLARE CTY ROAD COMMISSION		\$20.40
FRI	11/02/18	08:18a	2	30	CLARE CTY ROAD COMMISSION		\$20.40
FRI	11/02/18	10:20a	2	30	CLARE CTY ROAD COMMISSION		\$20.40
FRI	11/02/18	01:50p	2	30	CLARE CTY ROAD COMMISSION		\$20.40
FRI	11/02/18	02:47p	2	30	CLARE CTY ROAD COMMISSION		\$20.40
SAT	11/03/18	09:42a	3	30	CLARE CTY ROAD COMMISSION		\$12.75
SAT	11/03/18	10:34a	3	30	CLARE CTY ROAD COMMISSION		\$12.75
SAT	11/03/18	05:25p	3	30	CLARE CTY ROAD COMMISSION		\$12.75
SAT	11/03/18	06:32p	3	30	CLARE CTY ROAD COMMISSION		\$12.75
SUN	11/04/18	06:33a	4	30	CLARE CTY ROAD COMMISSION		\$10.20
SUN	11/04/18	09:44a	4	30	CLARE CTY ROAD COMMISSION		\$10.20
SUN	11/04/18	11:18a	4	30	CLARE CTY ROAD COMMISSION		\$10.20
SUN	11/04/18	02:20p	4	30	CLARE CTY ROAD COMMISSION		\$10.20
SUN	11/04/18	03:46p	4	30	CLARE CTY ROAD COMMISSION		\$10.20
SUN	11/04/18	04:48p	4	30	CLARE CTY ROAD COMMISSION		\$10.20
SUN	11/04/18	05:47p	4	30	CLARE CTY ROAD COMMISSION		\$10.20
MON	11/05/18	07:20a	5	30	CLARE CTY ROAD COMMISSION		\$20.40
MON	11/05/18	11:34a	5	30	CLARE CTY ROAD COMMISSION		\$20.40
MON	11/05/18	12:48p	5	30	CLARE CTY ROAD COMMISSION		\$20.40
MON	11/05/18	02:41p	5	30	CLARE CTY ROAD COMMISSION		\$20.40
MON	11/05/18	03:36p	5	30	CLARE CTY ROAD COMMISSION		\$20.40

*I apologize - I forgot to mail this receipt with my last envelope
Thank you Karen Hulliberger*

INVOICE



Invoice #: IN-1181152608
Invoice Date: 11/18/2018
Contract #: 844028
Page: 2
Net Amount Due: \$469.20

Remit To:
PLEASE SEE NEW REMIT ADDRESS
Black Diamond Broadcasting
P.O. Box 6016
Traverse City, MI 49696

Invoice Totals	
Total Spots:	28
Gross Amount:	\$469.20
Agency Commission:	\$0.00
Net Amount Due:	\$469.20

FOR BILLING QUESTIONS PLEASE CALL 231-627-2341

FOR THE FORM TO PAY YOUR INVOICE BY CREDIT CARD, PLEASE CALL 231-922-4981 EXT 105



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

2019 NOV 10 AM 11:10

November 14, 2019

Karen Hulliberger
806 Oaklawn St
Harrison, MI 48625-9113

Re: *Duggan v. Hulliberger*
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SUN	11/04/18	02:20p	4	30	CLARE CTY ROAD COMMISSION		\$10.20
SUN	11/04/18	03:46p	4	30	CLARE CTY ROAD COMMISSION		\$10.20
SUN	11/04/18	04:48p	4	30	CLARE CTY ROAD COMMISSION		\$10.20
SUN	11/04/18	05:47p	4	30	CLARE CTY ROAD COMMISSION		\$10.20
MON	11/05/18	07:20a	5	30	CLARE CTY ROAD COMMISSION		\$20.40
MON	11/05/18	11:34a	5	30	CLARE CTY ROAD COMMISSION		\$20.40
MON	11/05/18	12:48p	5	30	CLARE CTY ROAD COMMISSION		\$20.40
MON	11/05/18	02:41p	5	30	CLARE CTY ROAD COMMISSION		\$20.40
MON	11/05/18	03:36p	5	30	CLARE CTY ROAD COMMISSION		\$20.40

*I apologize - I forgot to mail this receipt with my last envelope
 Thank you Karen Hulliberger*

INVOICE



Invoice #: IN-1181152608
Invoice Date: 11/18/2018
Contract #: 844028
Page: 2
Net Amount Due: \$469.20

Remit To:
PLEASE SEE NEW REMIT ADDRESS
Black Diamond Broadcasting
P.O. Box 6016
Traverse City, MI 49696

Invoice Totals	
Total Spots:	28
Gross Amount:	\$469.20
Agency Commission:	\$0.00
Net Amount Due:	\$469.20

FOR BILLING QUESTIONS PLEASE CALL 231-627-2341

FOR THE FORM TO PAY YOUR INVOICE BY CREDIT CARD, PLEASE CALL 231-922-4981 EXT 105



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

December 12, 2019

Mike Duggan
1101 E. M-61
Harrison, MI 48625

Dear Mr. Duggan:

The Department of State received a response to the complaint you filed against Karen Hulliberger, which concerns an alleged violation of the Michigan Campaign Finance Act (MCFA), 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, 1st Floor, 430 West Allegan Street, Lansing, Michigan 48918.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Fracassi".

Adam Fracassi
Bureau of Elections
Michigan Department of State

c: Karen Hulliberger



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

RECEIVED BY 90
2020 JAN 29 PM 1:58
SECTIONAL CLERK SEAL

December 26, 2019

Mike Duggan
1101 E. M-61
Harrison, MI 48625

Dear Mr. Duggan:

The Department of State received an additional piece of evidence in response to the complaint you filed against Karen Hulliberger, which concerns an alleged violation of the Michigan Campaign Finance Act (MCFA), 1976 P.A. 388, MCL 169.201 *et seq.* A copy of the response is provided as an enclosure with this letter.

Because of the additional piece of evidence, the Department is providing you with an additional 10 business days from the date of this letter to file a rebuttal statement. 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, 1st Floor, 430 West Allegan Street, Lansing, Michigan 48918.

Sincerely,

Adam Fracassi
Bureau of Elections
Michigan Department of State

c: Karen Hulliberger

thx for your time & effort on this case
Mike S DUGGAN
MSD
1-6-20

January 6, 2020

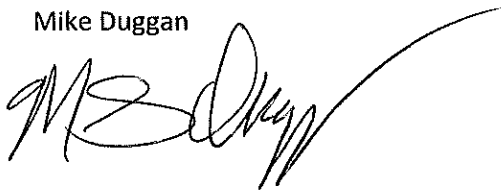
Duggan vs Hulliberger

No-2019-11-54-35

I believe Karen Hulliberger has miss stated some facts that i know she has not told the truth from Clare County Cleaver her correct amount was \$240, also she ran as many adds at Clare County reviews which are almost double cost of Clare County Cleaver she is donated 50 signs which is a lie her friends filled that out and she has closer to 300 signs instead of 50. Who paid for the rest Dan Hostetler clearly gave her cash and she is not reporting. She is well over \$800 now with no sign cost?

Thank you for your time

Mike Duggan

A handwritten signature in black ink, appearing to read 'Mike Duggan', with a long, sweeping flourish extending to the right.

1-6-20



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

June 3, 2020

Karen Hulliberger
806 Oaklawn St
Harrison, MI 48625-9113

Re: *Duggan v. Hulliberger*
Campaign Finance Complaint
No. 2019-11-54-35

Dear Ms. Hulliberger:

The Department of State (Department) has finished investigating the formal complaint filed by Mike Duggan against you alleging that you violated the Michigan Campaign Finance Act (MCFA or Act), 1976 PA 388, MCL 169.201 *et seq.* The letter concerns the disposition of the complaint.

Mr. Duggan filed his complaint with the Department on November 5, 2019 and alleged that you were granted a reporting waiver for the 2018 election in which you ran for the Clare County Road Commissioner. Mr. Duggan alleged that you expended more than \$2,500 on newspaper advertisements, radio advertisements, and campaign signs.

The Department notified you of the complaint via letter on November 14, 2019 and you filed a response by letter on November 17, 2019. In your response you stated that the campaign signs were donated to your campaign and that the following expenditures were made:

<u>Expenditure</u>	<u>Date of Invoice</u>	<u>Cost</u>
Clare County Review	10/2018	\$150.00
Clare County Cleaver	11/1/2018	\$100.00
Clare County Cleaver	10/4/2018	\$60.00
Clare County Cleaver	9/6/2018	\$109.75
98.5 UPS Radio	11/18/2018	469.20
Total		\$888.95

In support of these costs, your provided receipts and invoices demonstrating the above costs.

By letter dated December 12, 2019, the Department notified Mr. Duggan of his right to file a rebuttal. Mr. Duggan indicated that the correct amount of the Clare County Cleaver costs was \$240 and that you were donated more signs than indicated. No supporting evidence was provided with the rebuttal.

Karen Hulliberger
June 3, 2020
Page 2

The MCFA requires candidates and committees file contributions and expenditures with the appropriate filing official by specific dates. MCL 169.233(1) – (3). The MCFA requires a committee that receives or expends more than \$1,000 during any election to file campaign finance reports in compliance with the Act. MCL 169.233(6). Section 35 exempts committees from filing reports upon the granting of a reporting waiver when the candidate certifies that she does not intend to spend or receive in excess of \$1,000. MCL 169.235. A person who knowingly omits or underreports expenditures required to be disclosed by the Act is subject to a civil fine of not more than \$1,000 or the amount of the expenditures omitted or underreported, whichever is greater. MCL 169.233(11).

Upon review of the invoices provided, the Department concludes that the evidence provided is insufficient to support the conclusion that a potential violation has occurred. The total cost of the expenditures provided is \$888.95 – less than the \$1,000 reporting waiver threshold. While Mr. Duggan alleges that the costs represented by the invoices are not accurate, there is no evidence provided demonstrating this point.

Accordingly, the Department determines that the evidence is insufficient to support the conclusion that a potential violation has occurred. Therefore, the Department dismisses the complaint and will take no further enforcement action. In accordance with section 15 of the MCFA, the Department's entire file on this matter will be posted on its website.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Fracassi". The signature is fluid and cursive, with a large loop at the end.

Adam Fracassi
Bureau of Elections
Michigan Department of State

c: Mike Duggan