

**Michigan Department of State  
Campaign Finance Complaint Form**

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.**

2019 MAY 14 AM 9:06

I allege that the MCFA was violated as follows:

Section 1. Complainant		
Your Name <b>EBAN MORALES</b>		Daytime Telephone Number <b>313 587-8303</b>
Mailing Address <b>97 CONNECTICUT</b>		
City <b>HIGHLAND PARK</b>	State <b>MI</b>	Zip <b>48203</b>
Section 2. Alleged Violator		
Your Name <b>LINDA WHEELER</b>		
Mailing Address <b>106 MC LEAN ST.</b>		
City <b>Highland Park</b>	State <b>MI</b>	Zip <b>48203</b>
Section 3. Alleged Violations (Use additional sheet if more space is needed.)		

Section(s) of the MCFA violated:

Explain how those sections were violated:

**THIS COMMITTEE FOR BALLOT QUESTION NOT PROPERLY REGISTERED NOR FUNDS COLLECTED REPORTED FOR HUNDREDS OF FLYERS, MAILERS, SIGNS, FOOD, ETC.**

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

**THIS INDIVIDUAL A FORMER CHARTER COMMISSION MEMBER DISCHARGED IN 2017 CAMPAIGNED DURING A SPECIAL ELECTION DOING FLYERS, MAILERS AND LAWN SIGNS THROUGHOUT THE CITY AND WITH CITY EMPLOYEES IN FEDERALLY FUNDED SENIOR BUILDINGS WHICH HAVE BEEN HANDS OFF. HER COMMITTEE VOTE YES FOR THE PEOPLES CHARTER WAS NOT REGISTERED AND FUNDS COLLECTED TO DO THIS CAMPAIGN.**





**VOTE YES**  
The People's  
Charter  
TUESDAY MAY 7TH

**VOTE YES**  
The People's  
Charter  
TUESDAY MAY 7TH

**VOTE YES**  
The People's  
Charter  
TUESDAY MAY 7TH



## VOTE Tuesday, May 7, 2019

Your Elected Charter Commissioners worked several years to deliver to Highland Parker's the People's Charter. They followed the law and completed their job.

**Vote YES for the People's Charter**



Alexis Ramsey  
Vice Chair



Annie Banks



Shamayne Harris  
Chair



Mark Ashley Price



Margaret Lewis Jackson



Lucy "Namdi" Frye



Linda Wheeler

*Let's "Return Highland Park to Excellence"*



On Tuesday, May 7, 2019

# Vote YES!

on the People's Charter

*"Return Highland Park  
to Excellence"*

Vote Yes for the People's Charter  
106 McLean St.  
Highland Park, MI 48203



\*\*\*\*\*5-DIGIT 48212  
\*\*\*\*\*AUTO\*\*5-DIGIT 48212  
525 T1 P1

Presorted Std  
U.S. Postage  
**Paid**  
Permit No. 6067  
Detroit, MI



## THE FACTS About the Highland Park City Charter

**Fact 1** The Citizens of Highland Park voted to revise its Charter in November of 2014

**Fact 2** The Citizens also Voted for the Initial Charter Commission Members

**Fact 3** The Commissioners had three years to complete their work. They officially Completed their work and submitted the revised Charter to the City Clerk. The Clerk signed that she received the Charter on November 3, 2017.

**Fact 4** On January 12, a letter was sent to the Legal Counsel for the Charter Commission from the Governor of the State of Michigan, stating after Legal Review from the Attorney General's Office, that the Governor approved the Proposed Revised Charter to be placed on the ballot May 8, 2018 or at such other date as may be proposed by the City Clerk.

**Fact 5** The Highland Park City Attorney advised the City Clerk and the Highland Park City Council that after reviewing the letter from the Governor and the Legal Review from the Attorney General's Office, that the revised City Charter

Paid for by Vote Yes for the People's Charter

should be placed on the ballot for the citizens of Highland Park to consider approving or rejecting. The City Council with no other Legal opinion at that time decided to vote NOT to place the revised charter on the ballot.

**Fact 6** Three citizens sued the Clerk and the City Council for not placing the Charter on the ballot in accordance with the legal guidance of the Governor's Office, the Attorney General's Office and the Highland Park City Attorney's Office.

**Fact 7** After a year of legal wrangling back and forth, the Court ordered the City Clerk to place the revised Charter on the ballot for a Tuesday May 7<sup>th</sup> Election.

**Fact 8** The legal bill for the Council's ill-advised behavior cost the City of Highland Park approximately \$ 100,000.00 Dollars.

**Fact 9** It's the City Clerk's job as Chief Elections Officer to make sure citizens understand what's on the ballot. The only information formally about the charter is on the city's website.

**Fact 10** Unbelievably, the City Council and the City Clerk to this day are still suing in court, costing the City more money to block the right of the citizens to vote on the Charter.

PAID FOR BY

## Vote YES! - May 7<sup>th</sup> on the People's Charter





# YES

Precinct's 1, 8, 14, 15, 18, 20, 23

Vote YES on the Revised City Charter

# Meetings

The Revised Charter Explained

**TUESDAY, APRIL 9th, 2019**

**Bishop Moore**

99 Manchester Parkway

11:00 a.m. - 12:30 p.m.

**Labelle Towers**

33 Labelle St.

1:00 p.m. - 2:30 p.m.

**THURSDAY, APRIL 11th, 2019**

**Gabrielle**

14201 Second Ave.

11:00 a.m. - 12:30 p.m.

**Bella Vista Glen**

396 Glendale Ave.

1:00 p.m. - 2:30 p.m.

**SATURDAY, APRIL 13th, 2019**

**Downes Manor**

13725 John R. St.

11:00 a.m. - 12:30 p.m.

**Buena Vista Glendale**

2 E. Buena Vista

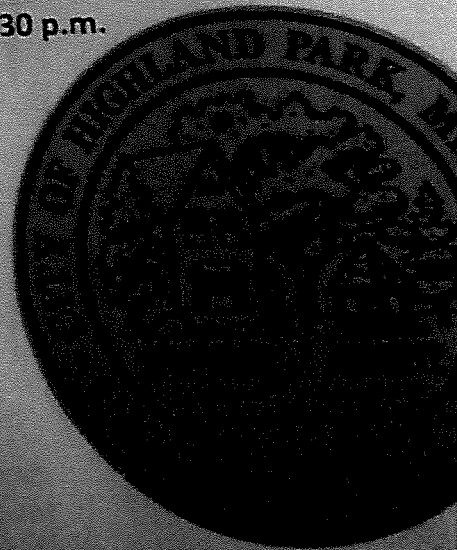
1:00 p.m. - 2:30 p.m.

**MAKE  
YOUR VOTE  
COUNT!**

On Tuesday, May, 7th, 2019 - We the People will  
get to vote on the first City Charter Revisions since 1968.

The newly revised charter changes the City from one Ward  
into three Districts "This is truly the Peoples Charter"...

... Which gives residents mandatory input to City government  
which requires the Administrative & legislative branches of our  
government to hold meetings twice a year in each of the 3 districts.







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

May 17, 2019

Linda Wheeler  
106 McLean Street  
Highland Park, Michigan 48203

Dear Ms. Wheeler:

The Department of State (Department) received a formal complaint filed by Eban Morales against you, 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 this complaint is governed by section 15 of the Act and the corresponding administrative rules, R 169.51 *et seq.* A copy of the complaint and supporting documentation is enclosed with this letter.

Section 24 requires committees to file a statement of organization with the proper filing official within 10 days after the committee is formed. MCL 169.224(1). Section 24 details specific requirements for all statement of organizations that must be filed. See MCL 169.224(2)-(3). A candidate who fails to form a candidate committee within 10 days is subject to a civil fine up to \$1,000. MCL 169.221(13). A committee that fails to file a statement of organization shall pay a late filing fee of \$10.00 per business day the report isn't filed not to exceed \$300. MCL 169.224(1). A person failing to file a statement of organization after 30 days, is guilty of a misdemeanor punishable by a fine up to \$1,000.

Additionally, the Act requires ballot question committees to file certain campaign statements according to a set schedule. MCL 169.234(1). The failure to file regular campaign statements triggers late filing fees dependent upon the total amount raised. MCL 169.234(4).

Mr. Morales alleges that you failed to register the "Vote Yes for the People's Charter" committee. Mr. Morales states that you campaigned for the special election by creating and distributing flyers and yard signs, and that you accepted contributions and made expenditures without disclosing such contributions and expenditures.

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



Linda Wheeler  
May 17, 2019  
Page 2

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. Morales, 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 criminal penalties provided in section 24(1) of the Act.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Fracassi", written in a cursive style.

Adam Fracassi  
Bureau of Elections  
Michigan Department of State

c: Eban Morales



May 26, 2019

RECEIVED/FILED  
MICHIGAN DEPT OF STATE

MAY 31 PM 1:58

2019/05/31/GREAT SEAL

Linda G. Wheeler  
106 Mclean  
Highland Park, MI  
48203

Adam Fracassi  
Bureau of Elections  
Michigan Department of State

Dear Mr. Fracassi,

I wish to file a written response to this complaint filed by Eban Morales.  
Eban Morales alleges that I Linda G. Wheeler acting Treasurer of the committee  
"Vote Yes On The Peoples Charter" failed to register the committee.

I am attaching the Statement of Organization Form filed on March 25, 2019 with the Honorable  
Cathy M. Garrett Wayne County Clerk.  
This is a false accusation by Eban Morales

At the time of filing I selected Huntington Bank on the Statement of Organization Form. I wasn't  
aware an EIN number was required to open a committee bank account.

I applied for the EIN number and chose Comerica Bank instead. I informed Wayne County  
Clerk's office of this change of banking institution and I was instructed to go to the web site  
make the change of banks and they will send an Amended form to me.

I am attaching the Amended Statement of Organization Form. This form has the word Amended  
in the right hand corner in shadow which the copier did not pick up.

I am attaching Comerica Bank products and service letter proof of committee bank account.

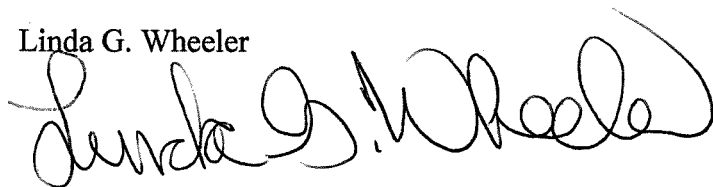
Due to miscommunication with the Wayne County Clerk's office the pre special campaign  
statement was filed late which resulted in late fee chargers.

I am attaching this letter. The Wayne County Clerk's office informed me that I may file a Good  
Cause Waiver. I filed but was rejected. I am attaching this letter. Our committee as required by  
law will pay the fine.

Eban Morales claims our committee Vote Yes On The Peoples Charter is not registered.  
We are registered and further more Mr. Morales, the people of Highland Park Voted Yes On The  
Peoples Charter.

Respectfully submitted,

Linda G. Wheeler

A handwritten signature in black ink, appearing to read "Linda G. Wheeler", written over the typed name.





MICHIGAN DEPARTMENT OF STATE  
BUREAU OF ELECTIONS

ORIGINAL OR AMENDED

STATEMENT OF ORGANIZATION FORM FOR LOCAL BALLOT QUESTION COMMITTEES

Information on this form is made public.

**FILED**  
CATHY M. GARRETT  
WAYNE COUNTY CLERK  
FILED WITH COUNTY CLERK  
MAR 25 2019

BY *Cathy M. Garrett*

1. Committee ID #: <b>82-157108</b>	*2. Type of Filing: <input checked="" type="checkbox"/> Original: <input type="checkbox"/> Amendment to items:
*3. Date Committee was Formed:	
*4. Full Name of Committee: <b>VOTE YES ON THE PEOPLES CHARTER</b>	
5. Acronym or Abbreviation (if any):	
*6. Complete Committee Mailing Address (May be PO Box): <b>106 McLean Highland Park MI 48203</b>	
*7. Complete Committee Street Address (May not be PO Box): <b>106 McLEAN Highland PARK, MI 48203</b>	
*Committee Phone: <b>313-465-2394</b>	*Committee Email Address: <b>LG Wheeler@gmail.com</b>
Committee Fax #:	Committee Website Address:
*8. Treasurer Name and Complete Address: <b>Linda GAYE Wheeler</b>	
Phone #: <b>313-465-2394</b>	Email Address: <b>LG Wheeler@gmail.com</b>
9. Designated Record Keeper Name and Complete Address: <b>Linda GAYE Wheeler</b>	
Phone #: <b>313-465-2394</b>	Email Address: <b>LG Wheeler@gmail.com</b>
*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) <b>Huntington Bank, 1301 W. Bnile, Detroit, MI 48203</b> *Official Depository (name and address): <b>Linda G. Wheeler - 106 McLEAN Highland PARK, MI 48203</b> 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: <b>CHARTER</b> 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. <b>Wayne</b> <input checked="" type="checkbox"/> County <input type="checkbox"/> Multi-County <input checked="" type="checkbox"/> Local <b>Highland Park, MI</b>	
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: <b>Linda G. Wheeler</b>	*Designated Record Keeper (If Applicable): <b>03/25/19</b>





MICHIGAN DEPARTMENT OF STATE  
BUREAU OF ELECTIONS

STATEMENT OF ORGANIZATION RECEIPT  
AND  
COMMITTEE IDENTIFICATION NUMBER ASSIGNMENT

Vote Yes on the People's Charter  
Treasurer Linda Gaye Wheeler  
106 McLean  
Highland Park, MI 48203

Original Statement of Organization - Acknowledgement of Receipt

This acknowledges receipt of the **Original Statement of Organization** form the committee named above.

Date and time received:

March 25, 2019 2:14pm

Committee Identification Number Assignment

The identification number appearing below has been assigned to your committee. This number must be used on each page of all subsequent statements, report, correspondence or other communications filed or submitted by your committee.

USE THIS NUMBER ON ALL DOCUMENTS

82-157108

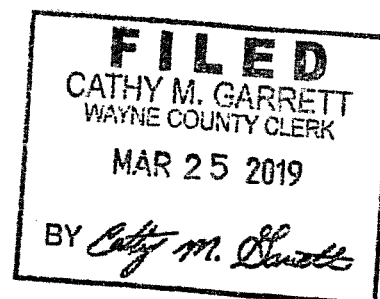
Signature

Wayne

County

Date

WC-CFIS-11/2011







MICHIGAN DEPARTMENT OF STATE  
BUREAU OF ELECTIONS

ORIGINAL OR AMENDED  
STATEMENT OF ORGANIZATION FORM FOR BALLOT QUESTION COMMITTEES  
Information on this form is made public

1. Committee ID#: 82-157108		*2. Type of Filing: <input type="checkbox"/> Original <input checked="" type="checkbox"/> Amendment to Items Eff. Date: 04/04/2019	
*3. Date Committee was Formed: 03/25/2019			
*4. Full Name of Committee: Vote Yes on The People's Charter			
5. Acronym or Abbreviation (if any):			
*6. Complete Committee Mailing Address (May be PO Box): 106 Mclean Highland Park MI 48203			
*7. Complete Committee Street Address (May not be PO Box): 106 Mclean Highland Park MI 48203			
*Committee Phone#: 313-465-2394		Committee E-mail Address: lgwheel106@gmail.com	
Committee Fax#:		Committee Website Address:	
*8. Treasurer Name and Complete Address :  Linda Wheeler Gaye 106 Mclean Highland Park, MI 48203  Phone#: 313-465-2394 E-mail Address: lgwheel106@gmail.com			
9. Designated Record Keeper Name and Complete Address:  Linda Wheeler Gaye 106 Mclean Highland Park , MI 48203  Phone#: 313-465-2394 E-mail Address: lgwheel106@gmail.com			
*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 \$1000 in an election, the committee does not owe Pre, Post, Quarterly and Annual Campaign Statements. I / We further understand that the Reporting Waiver will be automatically lost if the committee exceeds the \$1000 threshold and all required campaign statements must be filed. A Reporting Waiver does not exempt a committee from filing Late Contribution Reports or Petition Proposal Campaign Statements.  <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, Quarterly and Annual Campaign Statements even if the committee does not spend or receive in excess of \$1000 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 Ballot Question 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):  Comerica Bank 18222 Woodward Ave Detroit , MI 48203  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:			
Ballot Question		Support	Oppose
Highland Park - City Charter Commission Amendment		<input checked="" type="checkbox"/>	<input type="checkbox"/>
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. If filing electronically, I/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.			
*Current Treasurer : Linda Wheeler Gaye		Designated Record Keeper Linda Wheeler Gaye (Required only if filing electronically)	
Date : 04/04/2019		Date: 04/04/2019	





April 10, 2019

Vote Yes On The Peoples Charter  
106 Mclean  
Highland Park MI 48203

Comerica Bank offers a variety of products and services to help meet your present and future financial needs. Below is a list of items that will provide convenient access to your new account(s) and activity. We have also included an estimated delivery timeline (if applicable).

<b>PRODUCT(S)</b>
<ul style="list-style-type: none"><li>• Basic Business Checking</li></ul>



<b>ACCOUNT NUMBER(S)</b>
*****[REDACTED]

<b>SERVICE(S)</b>
<ul style="list-style-type: none"><li>• Web Banking</li><li>• Business Debit Card</li></ul>



<b>EXPECTED DELIVERY DATE</b>
2 Business Days - To begin using the service go to <a href="http://webbanking.comerica.com">webbanking.comerica.com</a> and click the "First time logging in to Comerica Web Banking?" link.
5 - 10 Business Days

In approximately two weeks, you will receive a call to confirm you have received your materials, and to see if we can be of further assistance in meeting your banking needs. Please contact us at 1-800-292-1300 if you have a question or concern.

Thank you again for choosing Comerica Bank.

Jennifer Roberson  
Woodward-Margaret BC 22





# Office of the County Clerk

## Elections Division

Cathy M. Garrett  
Wayne County Clerk

DATE: May 6, 2019

I.D #82-157108  
Vote Yes on The People's Charter  
Treasurer: Linda Gaye Wheeler  
106 Mclean  
Highland Park, MI 48203

### NOTICE OF LATE FILING FEE

#### THIS IS A BILL!

You are hereby notified that the report indicated below was received in this office on May 6, 2019.

#### PRE SPECIAL 2019 CAMPAIGN STATEMENT

The last day to file this report was April 26, 2019. In accordance with the Michigan Campaign Finance ACT, MCL 169.234 you are hereby assessed a late filing fee of \$150.00. A copy of the governing provision of law is attached. Our web site [www.wccampaignfinance.com](http://www.wccampaignfinance.com)

Please be aware that we are required to notify the County Treasurer to initiate collection procedures for a late filing fee that remains unpaid for more than 60 days. **From the date of April 30, 2019 date of your Notice of Failure to File,**

For information on the provision of the Campaign Finance Act that governs late filing fee waivers, please reference Appendix E.

If you have any questions, please contact this office at (313) 224-2380, (313) 224-0169 or email at [wccampaignfinance@waynecounty.com](mailto:wccampaignfinance@waynecounty.com).

Very truly yours,

*Gil Flowers*

Gil Flowers  
Campaign Finance Manager  
Wayne County Clerk's Office

*June 6*

**PAYMENTS MUST BE MADE BY CERTIFIED CHECK, MONEY ORDER, CREDIT CARD OR COMMITTEE CHECK  
-NO PERSONAL CHECK WILL BE ACCEPTED**

**Make Check Payable To: Wayne County Clerk  
Election Division  
502 Coleman A. Young Municipal Center  
Detroit, MI 48226**

*Good Cause*





# Office of the County Clerk

## Elections Division

Cathy M. Garrett  
Wayne County Clerk

May 13, 2019

ID #82-157108  
Vote Yes On The Peoples Charter  
Treasurer Linda Wheeler  
106 McLean  
Highland Park, MI 48203

Dear Treasurer Linda Wheeler;

The Office of the Wayne County Clerk received your letter in which you request waiver of the late filing fee in the amount of \$150.00 assessed for late filing of your Pre Special 2019 Campaign Statement.

Michigan law is **extremely** restrictive on the issue of waiving late filing fees. The Act, P.A. 388 of 1976, as amended, provides that the Department of State and all County Clerks throughout the state of Michigan, may only grant late filing fee waivers for reason(s) of "good cause". The State narrowly defines good cause as **"...reasons of incapacitating physical illness, hospitalization, accident involvement, death, incapacitation for medical reasons or other unique, unintentional factors beyond the filer's control not stemming from a negligent act or non-action."**

By statute, "A filing official does not have the authority to waive a late filing fee for any of the following reasons: not receiving notice of the filing requirements; not being in town or picking up mail; not being aware of the filing requirements; not knowing where to get forms; or sending the filing to the wrong office."

I have taken your request and supporting documentation into consideration and determined that I am without authority to waive the late filing fees since the reasons stated in your letter do not fall within the category of "good cause" as defined by law (see enclosed). Please be advised that your request to have late filing fees waived is denied.

If you have any questions or concerns, please contact the Campaign Finance office at (313) 224-2380. Our web site [www.wccampaignfinance.com](http://www.wccampaignfinance.com)

Sincerely,

*Cathy M. Garrett*  
Cathy M. Garrett  
Wayne County Clerk





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

August 23, 2019

Eban Morales  
97 Connecticut  
Highland Park, Michigan 48203

Re: *Morales v. Wheeler*  
Campaign Finance Complaint  
No. 2019-05-16-21

Dear Mr. Morales:

The Department of State (Department) has concluded its investigation into the formal complaint you filed against Linda Wheeler, alleging violations of the Michigan Campaign Finance Act (MCFA or Act), 1976 PA 388, MCL 169.201 *et seq.* This letter concerns the resolution of the complaint.

Your complaint was filed on May 14, 2019 and alleged that Ms. Wheeler failed to register the Vote Yes on the People's Charter ballot question committee with the Wayne County Clerk's Office. As evidence to the complaint, you submitted copies of campaign materials produced by the ballot question committee.

By letter dated May 26, 2019, Ms. Wheeler responded to the complaint and indicated that she filed a statement of organization on March 25, 2019 with the Clerk's Office and amended it on April 4, 2019 to correct bank information. Copies of the amendments were provided with her answer to the complaint and are also available on the County Clerk's website.

The Department notified you by letter dated June 6, 2019 of your opportunity to submit a rebuttal statement; however, no rebuttal was received by the deadline.

Section 24 requires committees to file a statement of organization with the proper filing official within 10 days after the committee is formed. MCL 169.224(1). A committee failing to file a statement of organization shall pay a late filing fee of \$10.00 per business day the report isn't filed not to exceed \$300. MCL 169.224(1). A person failing to file a statement of organization after 30 days, is guilty of a misdemeanor punishable by a fine up to \$1,000.

Upon review, the Department determines that the evidence submitted is insufficient to support the conclusion that a potential violation of the MCFA has occurred. Upon reviewing the evidence submitted by Ms. Wheeler and the Wayne County Clerk's Office, it is apparent that the



ballot question committee Vote Yes on the People's Charter was formed on March 25, 2019 and filed its statement of organization the same day with the County Clerk.<sup>1</sup>

Accordingly, the Department determines that the evidence is insufficient to support the conclusion that a potential violation of the Act has occurred and dismisses your complaint. The Department's file on this matter is now closed and no further action will be taken. As required by the MCFA, the entire file on this matter will be posted on the Department's website.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Fracassi", written in a cursive style.

Adam Fracassi  
Bureau of Elections  
Michigan Department of State

c: Linda Wheeler

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<sup>1</sup> Because the ballot question committee was formed to support a question that was wholly contained within Wayne County, the Wayne County Clerk was the appropriate filing official.