



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

November 21, 2012

Robert Cannon
18389 Pierre Drive #2209
Clinton Township, Michigan 48036

Dear Mr. Cannon:

On November 5, 2012 the Department of State (Department) attempted to deliver the enclosed notice of complaint and Campaign Finance Act complaint to you at the address listed on the notice. This attempt to deliver failed, and the U.S. Postal Service returned the notice to the Department. The returned envelope contained a forwarding sticker which listed the above-noted address.

If you wish to file a written response to the enclosed complaint, you are required to do so within 15 business days of the date of this new letter.

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

Sincerely,

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

Lori A. Bourbonais
Bureau of Elections
Michigan Department of State



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

November 5, 2012

Robert Cannon
38811 Santa Barbara
Clinton Township, Michigan 48036

Dear Mr. Cannon:

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

The MCFA prohibits a candidate committee from making a "contribution to or an independent expenditure in behalf of another candidate committee." MCL 169.244(2). A knowing violation of section 44 is a misdemeanor punishable by a fine, imprisonment, or both. MCL 169.244(5).

Mr. Fitzgerald alleges that the Committee to Elect Robert Cannon paid for two pieces of campaign literature endorsing Kim Meltzer for township clerk.

In support of his complaint, Mr. Fitzgerald provided two flyers. One flyer states "I am supporting KIM MELTZER for Clinton Township Clerk in this November's election." The other flyer states "Clinton Township Supervisor Bob Cannon Endorses Kim Meltzer for Township Clerk." Both flyers contain a paid-for-by statement which states "Paid for by: CTE Robert J Cannon [.]"

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.

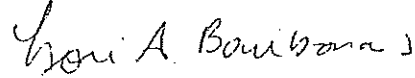
If you wish to file a written response to this complaint, you are required to do so within 15 business days of the date of this letter. Your response may include any written statement or additional documentary evidence you wish to submit. All materials must be sent to the Department of State, Bureau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

A copy of your reply will be provided to Mr. Fitzgerald, 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 penalty provided in section 44(5) of the Act.

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

Sincerely,

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

Lori A. Bourbonais
Bureau of Elections
Michigan Department of State

c: George Fitzgerald

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

Reset 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.

I allege that the MCFA was violated as follows:

Section 1: Complainant		
Your Name	George Fitzgerald	
Mailing Address	43377 Rivergate Dr.	
City	State	Zip
Clinton Twp	Mi	48038
Daytime Telephone Number		
(586) 295-7583		

Section 2: Alleged Violator		
Name	Robert Cannon (CTE Robert) Cannon	
Mailing Address	38811 Santa Barbara	
City	State	Zip
Clinton Twp	Mi	48036

Section(s) of the MCFA violated:

See attached

Explain how those sections were violated:

Mr Cannon mailed out at least these 2 pieces (35,000 pieces) of literature using his campaign committee. The limit 5/24/12 to give is \$1,000.00 & he already gave her that. (See attached)

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

Both pieces have his campaign committee on there. But different addresses. (The one with the Pierre Jr. address is actually in Macomb Twp. not Clinton Twp. Mi.)

BUREAU OF ELECTIONS
MI DEPT OF STATE

12 OCT 25 PM

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

Date

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:

Mr Cannon mailed out at least these 2 pieces of literature. (35,000 pieces) using his campaign committee. The limit to give is \$1,000.00 which he gave to her on 5-24-12 (see attached) Both pieces have his campaign committee on them but different addresses. (The one with the Kleeve Dr. address is actually in Macomb Twp. Not Clinton Twp, Mich. Kim Meltzer is the candidate running & she too has violated the law.

X

Signature of Complainant

Date

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

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

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

Revised 06/03/2011

2012 OCT 26 PM 3:08

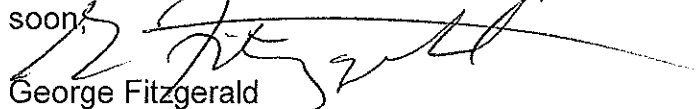
Dear Bureau of Elections,

I believe the following piece of campaign literature is in violation of state election laws. As you can see, the supervisor paid for this piece using his campaign committee to promote his candidate running for clerk. On page 23 of the election handbook it states, "A campaign committee may NOT make an expenditure to or on behalf of another candidate committee". This surely violates that law. This piece was mailed to over 35,000 voter households. Both individuals are a part of and aware of this mailer. (the CTE Robert Cannon and the signed letter from Kim Meltzer)

Also, in the piece he has a headline that I have cost the township \$100,000.00 because of a pending lawsuit. While there is a suit, I have not cost the taxpayers that kind of money. (you may want to ask Mr Cannon for his back up to that allegation)

I am urging you to look into this matter as quickly as possible as it is time sensitive due to the upcoming election.

Thank you for your prompt action regarding this matter. Hoping to hear from you soon.


George Fitzgerald

A Hard-Working Supervisor For A Proud Township

n's Record of Accomplishments

champion to get approval
George Park

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Downtown

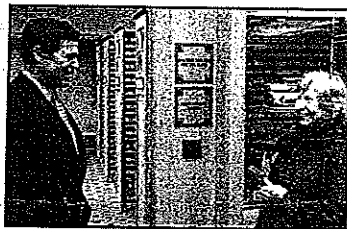
ruise now operated by
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the Southeast
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ional Association of

Medstar Ambulance

McLaren Regional
s



Paid for by: CTE Robert J. Cannon
38811 Santa Barbara
Clinton Township, MI 48036

PSRT STD
U.S. POSTAGE
PAID
ROYAL OAK, MI
PERMIT #879



THE FITZGERALD FAMILY
OR CURRENT RESIDENT
43377 RIVERGATE DR
CLINTON TOWNSHIP MI 48038-1353

7
7

Supervisor Cannon Endorses Kim Meltzer For Township Clerk



"Kim Meltzer will restore integrity to the Clerk's Office."

- Bob Cannon

"I am supporting KIM MELTZER for Clinton Township Clerk in this November's election. Kim did a fine job as a Clinton Township Trustee from 2000 to 2004, and I need her support on the Board."

"More importantly, Kim will work hard to restore integrity and faith back into the Clerk's Office and will be a dedicated public servant to our residents."

"As you know, over the past several years, our current Clerk, George Fitzgerald, has bullied, harassed and threatened many employees with their jobs when they dare not do as he asks. Clinton Township can no longer afford to operate like this."

- Bob Cannon

Before you vote Tuesday, November 6, read these DISTURBING newspaper headlines about CLINTON TOWNSHIP CLERK GEORGE FITZGERALD

Investigation shows George Fitzgerald's behavior is "hostile, retaliatory, threatening, offensive and sexual"

On May 21, 2012 Sue Brooks, senior staff secretary, filed a harassment complaint against her boss, George Fitzgerald, Township Clerk, pursuant to the Township's "Policy Against Harassment." Interviews and statements were taken promptly with the complainant and other potential material witnesses. The accused, George Fitzgerald, was not interviewed after repeated attempts to schedule such. The investigators were William Smith, Township Human Resources Director, and Charles Towner, Township Attorney.

"With regard to Ms. Brooks, there is evidence that Mr. Fitzgerald's behavior toward her has been hostile, retaliatory, threatening and offensive. Additionally, Ms. Brooks, by exercising her right to file a complaint, was subjected to threats and intimidation. With regard to Ms. Irvine, there is evidence that Mr. Fitzgerald's behavior toward her has been hostile, threatening, sexual and offensive. With regard to Ms. Hutto, there is evidence that Mr. Fitzgerald's behavior toward her has been hostile, threatening, offensive and threatening. Specifically, Mr. Fitzgerald interfered with the process of conducting this investigation."

- Charter Township of Clinton Internal Investigation presented June 1, 2012

Federal lawsuit against Fitzgerald to cost township taxpayers \$100,000

The township is already defending itself in Federal court in a lawsuit brought forth by a long term employee of the Clerk's office against the Township and Mr. Fitzgerald. The Township will spend up to \$100,000 defending itself in a lawsuit before our insurance kicks in.

This is devastating, because our employees have been degraded and demeaned by Fitzgerald's actions. In addition, due to revenue shortfalls, we have had lay-offs, fewer employees through attrition, as well as reductions in wages and health care benefits for employees, in order to balance the budget. And now we have to spend money defending lawsuits that didn't need to happen."

-Supervisor Bob Cannon

Profanity, threats, sexual harassment of female employees

During the investigation of Township employee Sue Brooks' harassment charges against George Fitzgerald, Ms. Brooks along with six other employees, testified. The following are excerpts from their testimony from the internal investigation by the Human Resources Department.

Senior Staff Secretary Sue Brooks:

Ms. Brooks goes on to tell of several incidents between Mr. Fitzgerald and Ms. Irvine. Ms. Brooks describes a gift given to Ms. Irvine before she left for a cruise in April. The gift, which was placed on Ms. Irvine's desk, was a cooler that contained various items, including condoms and rope.

During that meeting, in which Deputy Clerk Kim Irvine was present at Ms. Brook's request, Mr. Fitzgerald began to yell and curse at her, using the words "f--k you" repeatedly, and threatening her with job loss if she went to human resources.

Ms. Irvine informed her that Mr. Fitzgerald said that she is a "c--t" and is done. I don't care what we have to do; that "b---h" is going to pay.

She states that Mr. Fitzgerald said, "That c--t does that to me, she's done". He goes on to say, "That is a lot of crap, we'll take care of that b---h."

Elections Coordinator Patty Newell:

She states he leaned over her desk and said f--k you if you don't sign the letter. She was asked if Mr. Fitzgerald had ever threatened her job. She stated yes, he has many times.

Elections Clerk Claudia Hutto:

She goes on to state that she believes Mr. Fitzgerald is stalking Ms. Irvine. When asked what would lead her to this conclusion, she answers that he

A LEADER TRUST

A Special Note From:
Kim Meltzer

Dear Clinton Township Resident,

From my family to yours, I am delighted to once again be running for the opportunity to serve you.

I am already a proven leader representing you, the taxpayer, by having a record in the state legislature of limited government and not supporting tax increases.

I believe government should serve the people and not the other way around. Clinton Twp. needs a leader who will fight for the interests of the taxpayer.

As your clerk, I will emphasize customer service and educate the public on procedures and policies so that all residents feel empowered to get involved.

As a business owner, I know the policies necessary to create an environment that makes Clinton Twp. an attractive location to create jobs.

I look forward to working with you in a unified way, so that together we can make Clinton Twp. prosperous for all our families.

Sincerely,



Background



A Hard-Working Supervisor For A Proud Township

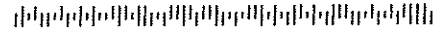
Bob Cannon's Record of Outstanding Accomplishments

- Worked with local philanthropist to get approval and donation of George George Park
- Reduced township department budgets through staff attrition and cost cutting
- Consolidated department of public works, engineering and water department
- Proposed consolidation of water department billing with Treasurer's Office
- Eliminated the Deputy Supervisor position and 1/2 time clerical position in the Supervisor's Office
- Worked to widen 14, 15 and 16 Mile Roads and Cass Avenue and resurface Romeo Plank Road
- Performs ribbon cutting and TV 10 taping of new businesses in the township
- Worked with Partridge Creek Mall developers to gain approval and development
- Initiated the concept for the Clinton-Macomb Public Library
- Initiated the South Gratiot Downtown Development District
- Initiated the first Gratiot Cruise now operated by a Gratiot Cruise Committee
- Served as chairperson of the Southeast Michigan Council of Governments
- Serving as member of National Association of Regional Councils
- Serving as member of the Medstar Ambulance Board of Directors
- Serving as member of the McLaren Regional Hospital Board of Directors



Paid for by: CTE Robert J. Cannon
38811 Santa Barbara
Clinton Township, MI 48036

PSRST STD
U.S. POSTAGE
PAID
ROYAL OAK, MI
PERMIT 1879



THE FITZGERALD FAMILY
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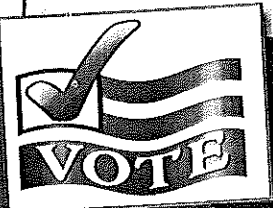
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"More importantly, Kim will work hard to restore integrity and faith back into the Clerk's Office and will be a dedicated public servant to our residents."

"As you know, over the past several years, our current Clerk, George Fitzgerald, has bullied, harassed and threatened many employees with their jobs when they dare not do as he asks. Clinton Township can no longer afford to operate like this."

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Before you vote Tuesday, November 6, read these DISTURBING newspaper headlines about CLINTON TOWNSHIP CLERK GEORGE FITZGERALD.

(COSTLY TO TAXPAYERS!!) DETAILS





George Fitzgerald's disturbing newspaper headlines and chaos in the Clerk's Office make change necessary!

Macomb Daily July 26, 2012

"Fitzgerald has said he knows how to fix an election."

- Township Employee

Election's integrity called into question by supervisor

The Clinton Township clerk saga erupted again Wednesday when the supervisor questioned the integrity of the upcoming primary due to George Fitzgerald's remarks and his violation of the ban that prohibited him from entering his office.

Supervisor Robert Cannon said he requested the Secretary of State office to oversee the Aug. 7 primary due to a similar comment he is accused of making to two township officials that he could "fix" an election. The clerk runs elections.

"He has said he knows how to rig an election," Cannon said Wednesday. "If he says he can, maybe he can. I'm concerned about the residents knowing that their vote counts."

Macomb Daily July 15, 2012

'No-show Fitzgerald'

Where was George? Officials say Clinton Township clerk AWOL from work

Where has George Fitzgerald been?

The embattled Clinton Township clerk hasn't been seen much around the township hall for the past two weeks even though the elections division of his office is in crunch time preparing for the August primary, according to township officials.

He made a brief appearance on Friday morning but apparently only showed up to pick up the book of documents used to make up the agenda for the township board meetings but left without attending the staff meeting where the agenda items were reviewed, township Supervisor Robert Cannon said.

"No one has seen him before (Friday) morning," Cannon said. "He's been AWOL."

Clinton Twp. Chronicle June 5, 2012

Clinton Township trustees ask clerk to resign

The Clinton Township Board of Trustees voted 6-1 to censure and request the resignation of the township clerk during its June 4 meeting.

The decision came in the wake of recent complaints by three Clerk's Office employees for bullying them.

George Fitzgerald was censured and asked to resign as township clerk by a 6-1 vote of the Board of Trustees (including 5 fellow Democrats!)

Clinton Twp. Chronicle July 10, 2012

Clinton staffer sues clerk, township

CLINTON TOWNSHIP - A Clinton Township staffer has filed a lawsuit against the township and its clerk over alleged assaultive and retaliatory behavior.

The lawsuit was filed recently in U.S. District Court in Detroit by Clinton Township Clerk's Office senior staff secretary Susan Brooks. She said Clerk George Fitzgerald's behavior has caused her mental and physical anguish.

"I've been seeing a doctor and the doctor is the one who advised me to seek legal counsel," said Brooks, a township employee since 1999. "I cannot go on living like this."

Macomb Daily May 30, 2012

Police stand guard at clerk's office in Clinton Township

Some say they feel threatened by their boss.

Instead of patrolling the streets of Clinton Township on Tuesday, a police officer was assigned to stand guard in the township Civic Center after some workers in the clerk's office expressed concern about their safety relating to their boss.

Township officials said five employees who report to Clerk George Fitzgerald called in sick last week after they felt intimidated, so a police officer was requested to stay in the township offices for the entire day. He accompanied the workers into at least one meeting with Fitzgerald.

Macomb Daily June 26, 2012

State reviews bullying allegations of Clinton Township Clerk

The Michigan Attorney General's Office has been asked to investigate the potential removal of Clinton Township Clerk George Fitzgerald from office for work place harassment of township employees, according to documents obtained by the Macomb Daily.

Earlier this month, the Township Board of Trustees approved a resolution asking Fitzgerald to resign from office within 48 hours and if he didn't, to request Gov. Rick Snyder to remove him.

Investigation shows George Fitzgerald's behavior is "hostile, retaliatory, threatening, offensive and sexual"

On May 21, 2012 Sue Brooks, senior staff secretary, filed a harassment complaint against her boss, George Fitzgerald, Township Clerk, pursuant to the Township's "Policy Against Harassment." Interviews and statements were taken promptly with the complainant and other potential material witnesses. The accused, George Fitzgerald, was not interviewed after repeated attempts to schedule such. The investigators were William Smith, Township Human Resources Director, and Charles Towner, Township Attorney.

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- Charter Township of Clinton Internal Investigation presented June 1, 2012

Federal lawsuit against Fitzgerald to cost township taxpayers \$100,000



"The Township is already defending itself in Federal court in a lawsuit brought forth by a long term employee of the Clerk's office against the Township and Mr. Fitzgerald. The Township will spend up to \$100,000 defending itself in a lawsuit before our insurance kicks in.

"This is devastating, because our employees have been degraded and demeaned by Fitzgerald's actions. In addition, due to revenue shortfalls, we have had lay-offs, fewer employees through attrition, as well as reductions in wages and health care benefits for employees, in order to balance the budget. And now we have to spend money defending lawsuits that didn't need to happen."

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Senior Staff Secretary Sue Brooks:

Ms. Brooks goes on to tell of several incidents between Mr. Fitzgerald and Ms. Irvine. Ms. Brooks describes a gift given to Ms. Irvine before she left for a cruise in April. The gift, which was placed on Ms. Irvine's desk, was a cooler that contained various items, including condoms and rope.

During that meeting, in which Deputy Clerk Kim Irvine was present at Ms. Brook's request, Mr. Fitzgerald began to yell and curse at her, using the words "f--k you" repeatedly, and threatening her with job loss if she went to human resources.

Ms. Irvine informed her that Mr. Fitzgerald said that she is a "c--t" and is done. I don't care what we have to do; that "b---h" is going to pay.

Deputy Clerk Kim Irvine:

She goes on to say that Fitzgerald left her a "care package" (his words) on her desk. It was a cooler with condoms and rope in it.

She states that Mr. Fitzgerald said, "That c--t does that to me, she's done". He goes on to say, "That is a lot of crap, we'll take care of that b---h."

Elections Coordinator Patty Newell:

She states he leaned over her desk and said f--k you if you don't sign the letter. She was asked if Mr. Fitzgerald had ever threatened her job. She stated yes, he has many times.

Elections Clerk Claudia Hutto:

She goes on to state that she believes Mr. Fitzgerald is stalking Ms. Irvine. When asked what would lead her to this conclusion, she answers that he has brought her inappropriate gifts, a cooler with condoms in it.

What George Fitzgerald's behavior cost township taxpayers (so far)!

- ✓ Two township clerk's office employees retired early. (Reason: George Fitzgerald's behavior)
- ✓ Four clerk's office employees are off work with full pay and benefits.. (Reason: Workplace stress caused by George Fitzgerald)
- ✓ Seven temporary clerk's office employees paid to "fill in" for employees on sick leave. (Cost: double payroll)
- ✓ Former township deputy clerk (retired) and former elections coordinator (retired) had to be hired at \$50 per hour each to handle November election. (Reason: Mess created by George Fitzgerald's lack of knowledge about clerk's office)
- ✓ Former Roseville city clerk hired to oversee elections. (Reason: George Fitzgerald's claim to 3 township trustees that he knew how to "fix" elections.)
- ✓ Up to \$100,000 cost to township taxpayers for federal lawsuits against George Fitzgerald by a long-term clerk's office employee.
- ✓ George Fitzgerald spent more than \$15,000 of tax dollars to print 160,000 excess election envelopes with his name undermining state law that prohibits this practice. Enough envelopes for 5 future elections even though he may not be township clerk.

A LEADER YOU CAN
TRUST



**A Special Note From:
Kim Meltzer**

Dear Clinton Township Resident,

From my family to yours, I am delighted to once again be running for the opportunity to serve you.

I am already a proven leader representing you, the taxpayer, by having a record in the state legislature of limited government and not supporting tax increases.

I believe government should serve the people and not the other way around. Clinton Twp. needs a leader who will fight for the interests of the taxpayer.

As your clerk, I will emphasize customer service and educate the public on procedures and policies so that all residents feel empowered to get involved.

As a business owner, I know the policies necessary to create an environment that makes Clinton Twp. an attractive location to create jobs.

I look forward to working with you in a unified way, so that together we can make Clinton Twp. prosperous for all our families.

Sincerely,

K. Meltzer

Background

- ✓ Values Small Business and the Jobs We Need
- ✓ Owner of Manufacturing Company
- ✓ Former Clinton Twp. State Representative
- ✓ Former Clinton Twp. Trustee
- ✓ Children Graduated from Chippewa Valley Schools
- ✓ Member of Clinton Twp. Optimist Club
- ✓ Committed, Hard-working, Invested
- ✓ Proven Government Experience

Paid for by CTE Kim Meltzer
20585 Leelanau Tr. Clinton Township, MI 48038

Kim 
Meltzer
REPUBLICAN
FOR CLINTON TWP. CLERK

**Qualities we
want in our
Clinton Twp.
Clerk**

**JOBS
CREATION**

LEADERSHIP

**LIMIT
TAXES/
SPENDING**

INTEGRITY

- ✓ Kim's extensive background in politics, business, and community relations makes Kim the best candidate for Clinton Twp. Clerk
- ✓ Kim and her husband own and operate a successful manufacturing company employing Macomb County residents.
- ✓ Kim was elected a Clinton Twp. Trustee and State Representative and served as Vice Chair of both Tax Policy and Ethics and Elections Committees.
- ✓ Kim spoke out against tax increases as State Representative while supporting necessary programs her constituents requested.
- ✓ Kim helped fill the Macomb Food Pantry with thousands of pounds of food through her annual "Family Skate Canned Food Drive."



Kim and her family have lived in Clinton Township for over 25 years. Her children graduated from Chippewa Valley Schools.



Kim Meltzer listens to residents as they share their concerns. Kim Meltzer means TRANSPARENT GOVERNMENT.

A Candidate Committee may not:

- lend funds to another Candidate Committee;
- lend funds to the candidate or to any other person;
- make an expenditure to or on behalf of another Candidate Committee; or
- purchase ads in other candidates' program books.

Dissolution of Committee: See Appendix W

TRANSFER OF FUNDS

A committee may transfer any unexpended funds from one Candidate Committee to another Candidate Committee if the contribution limits for the Candidate Committee receiving the funds are equal to or greater than the contribution limits for the Candidate Committee transferring the funds and if the Candidate Committees are simultaneously held by the same person. A transfer of this type can be made anytime and there is no limit on the amount of funds that can be transferred.

Care must be taken to determine that funds can be transferred and the proper reporting of such transfers. The following provisions apply to the transferred funds:

- If the candidate *is not a term-limited officeholder* and the transferring committee raises the fund after the candidate has filed a Statement of Organization to run for a different office, an acceptable accounting method must be used to identify the persons who contributed the transferred funds and the amount of each person's contribution. The amount attributed to each person must be counted towards that person's limit on contributions to the Candidate Committee receiving the transferred funds. Acceptable accounting methods are FIFO (First-In-First-Out), LIFO (Last-In-First-Out), or another generally accepted accounting method.
- If the candidate is a term-limited officeholder and the transferring committee raises funds after the General Election at which the officeholder was elected to his or her final term of office, an acceptable accounting method must be used to identify the persons who contributed the transferred funds and the amount of each person's contribution. The amount attributed to each person must be counted towards that person's limit on contributions to the Candidate Committee receiving the transferred funds. Acceptable accounting methods are FIFO (First-In-First-Out), LIFO (Last-In-First-Out), or another generally accepted accounting method.
- Contributions received by a committee during a previous election cycle are not subject to this restriction and may be transferred as a lump sum.

Transfer of Other Assets: The remaining value of any transferred assets should be reported as an in-kind expenditure on the In-Kind Expenditure Schedule. The recipient committee reports the receipt of the transferred assets as an in-kind contribution on its Itemized Contribution Schedule 1-1K as "Goods or Services donated" with a description indicating,



MICHIGAN DEPARTMENT OF STATE
BUREAU OF ELECTIONS

ITEMIZED CONTRIBUTIONS
SCHEDULE 1A
CANDIDATE COMMITTEE

1. Committee I.D. Number 0136802
2. Committee Name CTE Kim Meltzer

Enter contributor's name and address. If contribution is from an individual, enter last name, first name, middle initial. Check box to indicate if contribution is from a Political Committee or an Independent Committee (PAC) Report <u>all</u> contributions regardless of amount.		6. Amount	7. Cumulative for Election Cycle for Each Contributor (Through date of receipt)
3. Contribution # 1 PAC Receipt? <input type="checkbox"/> YES 4. Date of Receipt <u>05/21/12</u> Name & Address: Rizzo, Guy 44899 Centre Court Suite 101 Clinton Twp MI 48038		\$ <u>60.00</u>	\$ <u>60.00</u>
5. If over \$100.00 cumulative, please provide: Occupation _____ Employer _____ Business Address _____ Type of Contribution: <input type="checkbox"/> Direct <input type="checkbox"/> Loan from a person <input checked="" type="checkbox"/> Fund Raiser		Click Here for Memo Itemization	
3. Contribution #2 PAC Receipt? <input type="checkbox"/> YES 4. Date of Receipt <u>05/23/12</u> Name & Address: Sorrentino, Sherry 14633 Bereza Shelby Twp MI 48315		\$ <u>60.00</u>	\$ <u>60.00</u>
5. If over \$100.00 cumulative, please provide: Occupation _____ Employer _____ Business Address _____ Type of Contribution: <input type="checkbox"/> Direct <input type="checkbox"/> Loan from a person <input checked="" type="checkbox"/> Fund Raiser		Click Here for Memo Itemization	
3. Contribution #3 PAC Receipt? <input type="checkbox"/> YES 4. Date of Receipt <u>05/24/12</u> Name & Address: Glime, Raymond 25 N. Main Street Mt. Clemens, MI 48043		\$ <u>60.00</u>	\$ <u>60.00</u>
5. If over \$100.00 cumulative, please provide: Occupation _____ Employer _____ Business Address _____ Type of Contribution: <input type="checkbox"/> Direct <input type="checkbox"/> Loan from a person <input checked="" type="checkbox"/> Fund Raiser		Click Here for Memo Itemization	
3. Contribution #4 PAC Receipt? <input type="checkbox"/> YES 4. Date of Receipt <u>05/24/12</u> Name & Address: Cannon, Robert 38811 Santa Barbara Clinton Twp MI 48036		\$ <u>1000.00</u>	\$ <u>1000.00</u>
5. If over \$100.00 cumulative, please provide: Occupation <u>Supervisor</u> Employer <u>Charter Twp of Clinton</u> Business Address <u>40700 Romeo Plank Rd Clinton Twp MI 48038</u> Type of Contribution: <input type="checkbox"/> Direct <input type="checkbox"/> Loan from a person <input checked="" type="checkbox"/> Fund Raiser		Click Here for Memo Itemization	

Page Subtotal \$1,180.00

Grand Total of All Schedules 1A
(Complete on last page of Schedule)

Enter this total on
line 3a of Summary
Page.

A LEADER YOU CAN
TRUST

A Special Note From:
Kim Meltzer

Dear Clinton Township Resident,

From my family to yours, I am delighted to once again be running for the opportunity to serve you.

I am already a proven leader representing you, the taxpayer, by having a record in the state legislature of limited government and not supporting tax increases.

I believe government should serve the people and not the other way around. Clinton Twp. needs a leader who will fight for the interests of the taxpayer.

As your clerk, I will emphasize customer service and educate the public on procedures and policies so that all residents feel empowered to get involved.

As a business owner, I know the policies necessary to create an environment that makes Clinton Twp. an attractive location to create jobs.

I look forward to working with you in a unified way, so that together we can make Clinton Twp. prosperous for all our families.

Sincerely,
Kim Meltzer



Kim Meltzer
REPUBLICAN
FOR CLINTON TWP. CLERK

Qualities we want in our Clinton Twp. Clerk

- ✓ Kim's extensive background in politics, business, and community relations makes Kim the best candidate for Clinton Twp. Clerk
- ✓ Kim and her husband own and operate a successful manufacturing company employing Macomb County residents.
- ✓ Kim was elected a Clinton Twp. Trustee and State Representative and served as Vice Chair of both Tax Policy and Ethics and Election Committees.
- ✓ Kim spoke out against tax increases as State Representative while supporting necessary programs her constituents requested.
- ✓ Kim helped fill the Macomb Food Pantry with thousands of pounds of food through her annual "Family Skate Canned Food Drive."

JOBS CREATION

LEADERSHIP

LIMIT TAXES/ SPENDING

INTEGRITY

Received Time Oct. 25, 2012 1:07 PM No. 6238

Paid for by: CTE Robert J. Cannon
38811 Santa Barbara
Clinton Township, MI 48036

THE TOCCO FAMILY
OR CURRENT RESIDENT
16841 EDINBURGH DR
CLINTON TOWNSHIP MI 48038-4019

**Supervisor Cannon Endorses
Kim Meltzer For Township Clerk**

"Kim Meltzer will restore integrity to the Clerk's Office."

Bob Cannon

"I am supporting KIM MELTZER for Clinton Township Clerk in this November's election. Kim did a fine job as a Clinton Township Trustee from 2000 to 2004, and I need her support on the Board."

worker with total plant rights to get approval
 1981 donation of George George Park

Research on leadership development in markets through
an international perspective

to the fact that the network is not a simple graph, but a directed graph, and the edges are not labeled with weights, but with the names of the nodes they connect.

Department of Water Department
Office of the Registrar's Office

position in the County Supervisor position and in the District Council position in the District Council.

Widening of the 14th, 15th and 16th Mile Roads and Lees Avenue and resurfacing of 500 Plank Road. The project also includes the widening and repaving of the main thoroughfare, and the widening of the main thoroughfare and the widening of the main thoroughfare.

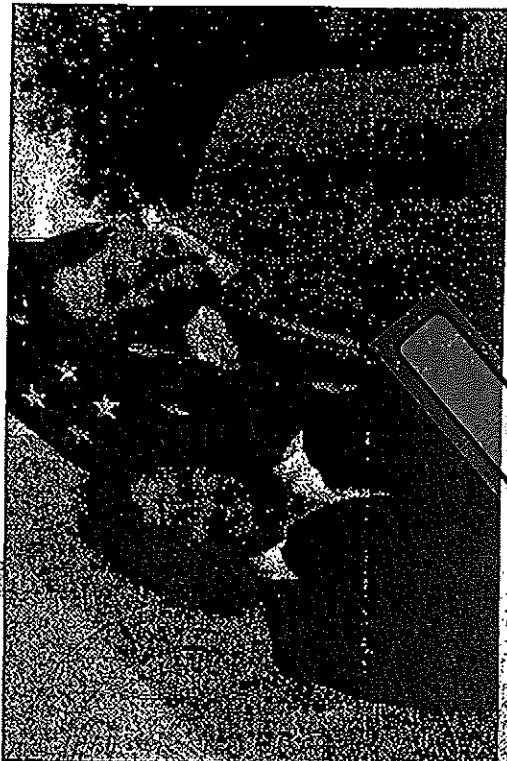
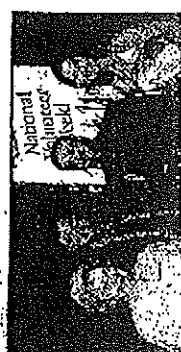
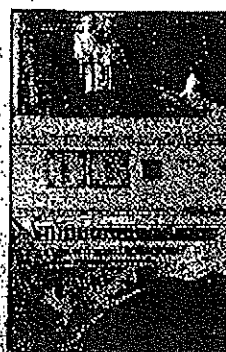
Worked with Farmington Creek Mall developers to launch a new retail development.

articulated his concept for the Clinton-Macomb Public Library.

Includes the South Grant Downtown Development District

initiated the first Gratiot Cruise now operated by Gratiot Cause Committee.

member of the Chamber of the Southeast



"Kim Meltzer will restore integrity to the Clerk's Office."

Bob Cannon

"I am supporting KIM MELTZER for Clinton Township Clerk in this November's election. Kim did a fine job as a Clinton Township Trustee from 2000 to 2004, and I need her support on the Board."

BUREAU OF ELECTIONS
MI DEPT OF STATE

October 23, 2012

2012 OCT 29 PM 3: 58

Dear Bureau of Elections,

I was just made aware of another piece of literature that Mr Cannon has put out for Ms Meltzer. Again, you can see the following piece of campaign literature is in violation of state election laws. The supervisor paid for this piece using his campaign committee to promote his candidate running for clerk. On page 23 of the election handbook it states, "A campaign committee may NOT make an expenditure to or on behalf of another candidate committee". Again, this surely violates that law. I do not know how many households received this literature. Both individuals are a part of and aware of this mailer.

Please look into this matter as quickly as possible as it is time sensitive due to the upcoming election and he has already done several mailings.

Thank you once more for your prompt action regarding this matter. Hoping to hear from you soon,



George Fitzgerald
(586) 295-7583 cell
(586) 228-1401 home

43377 Rivergate Dr
Clinton Twp, MI 48038

Clinton Township Supervisor Bob Cannon Endorses Kim Meltzer for Township Clerk



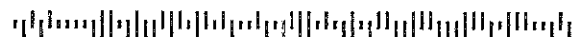
**"Kim Meltzer will bring dignity, integrity and professionalism to the Township Clerk's Office."
– Bob Cannon**

Paid for by: CTE Robert J Cannon
18389 Pierre Drive
Clinton Township, MI 48038

PRSRT STD
U.S. POSTAGE
*PAID
MANHATTAN
MAILERS

51132 Milano Dr.
Macomb, MI 48042

THE REED FAMILY
OR CURRENT RESIDENT
41973 KING EDWARD CT
CLINTON TOWNSHIP MI 48038-4525



6

6



Township and has the right temperament and background to be an outstanding township clerk."

– Bob Cannon

"As your elected township Supervisor, I am deeply troubled by the behavior of Township Clerk George Fitzgerald (as depicted on the other side of this card). I am angry because our employees have had to tolerate his bullying and demoralizing antics for quite some time. The only way to stop these actions is to elect a township clerk who is dignified and experienced like Kim Meltzer. Kim has been a township resident for over 20 years, has served as a trustee and state representative for Clinton

Stop the embarrassing newspaper headlines. Clinton Twp. deserves a better Clerk.

Macomb Daily July 26, 2012

"Fitzgerald has said he knows how to fix an election."

- Township Employee

Election's integrity called into question by supervisor

Macomb Daily July 15, 2012

'No-show Fitzgerald'

**Where was George? Officials say
Clinton Township clerk AWOL from work**

Macomb Daily June 26, 2012

**State reviews bullying allegations of
Clinton Township Clerk**

Clinton Twp. Chronicle July 10, 2012

**Clinton staffer sues clerk,
township**

Clinton Twp. Chronicle June 5, 2012

**Clinton Township trustees
ask clerk to resign**

Macomb Daily May 30, 2012

**Police stand guard at clerk's
office in Clinton Township**

**George Fitzgerald was censured and asked to resign as
township clerk by a 6-1 vote of the Board of Trustees
(including 5 fellow Democrats!)**

**At this time one federal lawsuit has been filed against Fitzgerald and the Township.
Each lawsuit against Fitzgerald will cost taxpayers up to \$100,000 before insurance kicks in.**

Bourbonais, Lori (MDOS)

From: Valles, Lydia
Sent: Wednesday, October 31, 2012 9:12 AM
To: Bourbonais, Lori (MDOS)
Subject: FW: 48317339 Pierre address, second cte Cannon

Attachments: 48317339.pdf



48317339.pdf (56
KB)

More -

-----Original Message-----

From: George Fitzgerald [mailto:g.fitzgerald@clintontownship-mi.gov]
Sent: Monday, October 29, 2012 9:42 AM
To: SOS, Elections
Subject: 48317339 Pierre address, second cte Cannon

Liddy,

Please review. Found this on county records. He apparently has two cte's and endorsed Meltzer. She had no disclaimer on 2nd piece mailed. He also printed, mailed 2nd piece with Pierre cte prior to have filed it. And, turned in no financial documentation pertaining to the 2nd cte. The Mapping system did not originally pick up the Clinton Twp Pierre address but only Macomb Twp.

Please review,

George Fitzgerald, Clerk
586-295-7583

Marked up using iAnnotate on my iPad



MICHIGAN DEPARTMENT OF STATE
BUREAU OF ELECTIONS

ORIGINAL OR AMENDED

STATEMENT OF ORGANIZATION FORM FOR CANDIDATE COMMITTEES

<p>1. Committee ID #: <u>68946-50</u></p> <p>2. Type of Filing: <input type="checkbox"/> Original <input checked="" type="checkbox"/> Amendment to Items: <u>7A</u> Eff. Date: <u>10-24-12</u></p> <p>3. Full Name of Committee (must include Candidate's first and last name): <u>CTE ROBERT F. CANNON</u></p> <p>4a. Candidate Full Name (Last, First, M.I.): <u>ROBERT F. CANNON</u></p> <p>4b. Political Party (If applicable): <u>REPUBLICAN</u></p> <p>4c. County of Residence: <u>MACOMB</u></p> <p>4d. Office Sought (Check one):</p> <table border="0"> <tr> <td><input type="checkbox"/> Governor</td> <td><input type="checkbox"/> Lt. Governor</td> <td><input type="checkbox"/> State Senator</td> </tr> <tr> <td><input type="checkbox"/> State Rep.</td> <td><input type="checkbox"/> Sec. of State</td> <td><input type="checkbox"/> Attorney Gen.</td> </tr> <tr> <td><input type="checkbox"/> State Bd. of Ed.</td> <td><input type="checkbox"/> UofM Reg.</td> <td><input type="checkbox"/> MSU Trustee</td> </tr> <tr> <td><input type="checkbox"/> WSU Gov.</td> <td><input type="checkbox"/> Supreme Court</td> <td><input type="checkbox"/> Appeals Court</td> </tr> <tr> <td><input type="checkbox"/> Circuit Court</td> <td><input type="checkbox"/> District Court</td> <td><input type="checkbox"/> Probate Court</td> </tr> <tr> <td><input type="checkbox"/> Municipal Court</td> <td></td> <td></td> </tr> </table> <p>Local or other please specify: <u>SUPERVISOR</u></p> <p>4e. District/Circuit # or Jurisdiction:</p> <p>5. Date Committee was Formed: _____</p> <p>6a. Committee Phone #: _____</p> <p>6b. Committee Fax #: _____</p> <p>6c. Committee E-mail Address: _____</p> <p>6d. Committee Website Address: _____</p> <p>7a. Complete Comm. Mailing Address (May be PO Box): <u>18389 PIERRE DR.</u> <u>CANNON TWP., MI 48038</u></p> <p>7b. Complete Comm. Street Address (May not be PO Box):</p> <p>8. Treasurer Name and Complete Address: <u>CHERYL CANNON</u> <u>18389 PIERRE DR.</u> <u>CANNON TWP., MI 48038</u></p> <p>Phone #: <u>586 536 9669</u></p> <p>E-mail Address: _____</p> <p>9. Designated Record Keeper Name and Complete Address:</p> <p>Phone #: _____</p> <p>E-mail Address: _____</p>	<input type="checkbox"/> Governor	<input type="checkbox"/> Lt. Governor	<input type="checkbox"/> State Senator	<input type="checkbox"/> State Rep.	<input type="checkbox"/> Sec. of State	<input type="checkbox"/> Attorney Gen.	<input type="checkbox"/> State Bd. of Ed.	<input type="checkbox"/> UofM Reg.	<input type="checkbox"/> MSU Trustee	<input type="checkbox"/> WSU Gov.	<input type="checkbox"/> Supreme Court	<input type="checkbox"/> Appeals Court	<input type="checkbox"/> Circuit Court	<input type="checkbox"/> District Court	<input type="checkbox"/> Probate Court	<input type="checkbox"/> Municipal Court			<p>10. <input type="checkbox"/> REPORTING WAIVER REQUEST: If the committee does not expect to receive or expend in excess of \$1,000 in an election and checks this box, the filing requirement of pre, post and annual campaign statements is waived. The Reporting Waiver will be automatically lost if the committee exceeds the \$1,000 threshold.</p> <p>11. Name and Address of Depositories or Intended Depositories of committee funds. (Michigan Bank, Credit Union or Savings & Loan Association)</p> <p>a. Official Depository</p> <p>b. Secondary Depository</p> <p>12. <input type="checkbox"/> This item applies only to Gubernatorial Candidate Committees: Check if this committee intends to seek qualifying contributions or make qualifying expenditures.</p> <p>13. ELECTRONIC FILING: This item applies to committees that file with the Michigan Department of State Bureau of Elections only and does not apply to Candidate Committees that file with the County Clerk's office.</p> <p>The Campaign Finance Act requires any committee that files with the Secretary of State and spends or receives \$20,000 in the preceding calendar year OR expects to spend or receive \$20,000 in the current calendar year to file campaign statements electronically. MERTS Plus software is provided to you free of charge to assist you in meeting this requirement.</p> <p><input type="checkbox"/> Committee spent or received or expects to spend or receive in excess of \$20,000 and is required to file electronically.</p> <p style="text-align: center;">** OR **</p> <p><input type="checkbox"/> Committee did not spend or receive or does not expect to spend or receive in excess of \$20,000 and would like to file electronically voluntarily.</p> <p>14. 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, 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)</p> <p><u>Robert F. Cannon</u> Candidate</p> <p><u>Cheryl Cannon</u> Current Treasurer</p> <p>Designated Record Keeper (Required only if filing electronically)</p>
<input type="checkbox"/> Governor	<input type="checkbox"/> Lt. Governor	<input type="checkbox"/> State Senator																	
<input type="checkbox"/> State Rep.	<input type="checkbox"/> Sec. of State	<input type="checkbox"/> Attorney Gen.																	
<input type="checkbox"/> State Bd. of Ed.	<input type="checkbox"/> UofM Reg.	<input type="checkbox"/> MSU Trustee																	
<input type="checkbox"/> WSU Gov.	<input type="checkbox"/> Supreme Court	<input type="checkbox"/> Appeals Court																	
<input type="checkbox"/> Circuit Court	<input type="checkbox"/> District Court	<input type="checkbox"/> Probate Court																	
<input type="checkbox"/> Municipal Court																			



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

December 11, 2012

George Fitzgerald
43377 Rivergate Drive
Clinton Township, Michigan 48038

Dear Mr. Fitzgerald:

The Department of State received a response to the complaint you filed against Robert Cannon, 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 cursive script that reads "Lori A. Bourbonais".

Lori A. Bourbonais
Bureau of Elections
Michigan Department of State

c: Robert Cannon

December 5, 2012

BUREAU OF ELECTIONS
MI DEPT OF STATE

2012 DEC 12 PM 3:10

Lori A Bourbonais
Department of State
Bureau of Elections
Richard H. Austin Building, 1st Floor
430 West Allegan Street
Lansing, MI 48918

Dear Ms. Bourbonais:

This letter is in response to the complaint filed by our former Clerk, George Fitzgerald. As you know, our board voted to censure him and ask him to resign for the things he did to our employees. When he refused to resign, we asked the governor to remove him. We have a very thick packet of information as to his wrongdoings if you would like a copy.

He alleges that I moved to a neighboring community while campaigning myself for re-election. My first campaign literature piece was put together when I lived on Santa Barbara. We sold our home very suddenly and by the time I sent out an additional piece for my re-election, we had moved to 18389 Pierre in Clinton Township, not Macomb Township as Mr. Fitzgerald contends.

I've been very careful to check with the Macomb County Elections Department regarding my campaign expenses. As in the past, they told me I could spend my money in any way that I thought it would help me do my job. My job was a nightmare with Mr. Fitzgerald in office, and I did hope to replace him with Mrs. Meltzer as Clerk. I firmly believe that I will be able to do my job as the re-elected Supervisor much better with her in office.

I have checked with the election staff in the past for expenses from my campaign account. An example is paying for a hotel room at an educational conference. Their response for that was the same as I was given in this instance, and that was it is your money and if you believe it will help you do your job it is a legitimate expense.

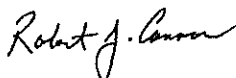
In the past I have also had opportunities at social events to inquire about such expenses with Carmella Sabaugh and was given the same answer. The individuals I've spoken to most often are Roger Cardamone, Chief Election Clerk and his assistant Richard Stroble of the Macomb County Elections Office. They can be contacted at 586-469-5120.

I believe Mr. Fitzgerald was trying to divert attention away from all of his wrongdoings. I also have a packet of information as to what I believe are very serious campaign violation against Mr. Fitzgerald. I have documentation that he used our stamp machine, materials, and staff time to conduct his campaign. I do not intend to burden you with this material at this time, but should he campaign for another political position in our community I will be delivering this to you.

As you can see, I interpreted what had been told to me while putting my election piece together. I firmly believe that this expense has enabled me to do my job as Supervisor better, and to further service our community and employees.

Thank you for your consideration in this matter.

Sincerely,



Robert J. Cannon, Supervisor
Charter Township of Clinton



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

March 7, 2013

Robert Cannon
18389 Pierre Drive #2209
Clinton Township, Michigan 48036

Dear Mr. Cannon:

The Department of State (Department) has completed its initial investigation of the complaint filed against you by George Fitzgerald, which alleged that you violated section 44 of the Michigan Campaign Finance Act (MCFA or Act), 1976 PA 388, MCL 169.244. This letter concerns the disposition of the complaint.

The MCFA prohibits a candidate committee from making a "contribution to or an independent expenditure in behalf of another candidate committee." MCL 169.244(2). A knowing violation of section 44 is a misdemeanor punishable by a fine, imprisonment, or both. MCL 169.244(5).

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

Mr. Fitzgerald finished filing his complaint on October 29, 2012 and you filed an answer on December 5, 2012. Mr. Fitzgerald did not file a rebuttal statement.

Mr. Fitzgerald alleged that the Committee to Elect Robert Cannon paid for two pieces of campaign literature endorsing Kim Meltzer for township clerk, thereby making a contribution to or an independent expenditure in behalf of Ms. Meltzer's candidate committee. Mr. Fitzgerald provided as evidence a 4-page flyer (large flyer). The front page of the flyer states "I am supporting KIM MELTZER for Clinton Township Clerk in this November's election" and "Before you vote Tuesday, November 6 . . ." The front page of this flyer bears the statement "Paid for by: CTE Robert J. Cannon [.]" The last page of the flyer is an advertisement for Kim Meltzer which states "Kim Meltzer REPUBLICAN FOR CLINTON TWP. CLERK [.]" This page bears the statement "Paid for by CTE Kim Meltzer [.]"

In addition, Mr. Fitzgerald provided as evidence a flyer (small flyer) which states "Clinton Township Supervisor Bob Cannon Endorses Kim Meltzer for Township Clerk [.]" This flyer bears the statement "Paid for by: CTE Robert J Cannon [.]"

In response, you stated that you sought advice from the Macomb County Elections Department, and that it was your understanding that any expense that you subjectively believed would help you do your job was a legitimate campaign expense. You interpreted that to mean that because you thought that replacing Mr. Fitzgerald with Ms. Meltzer as clerk would make it so that you could do your job better, paying for literature endorsing Ms. Meltzer was an appropriate expenditure. However, this is not a correct statement of the legal standard for determining whether an expenditure is authorized by the MCFA. Section 6 defines the term expenditure to mean a payment or anything of ascertainable monetary value made or transferred to assist or oppose "the nomination or election of a candidate [.]” MCL 169.206(1). It is not apparent that your endorsement of Ms. Meltzer furthers your nomination or election.

The Act expressly prohibits one candidate committee from making a contribution to or an independent expenditure for another candidate committee. MCL 169.244(2). A knowing violation is punishable as a misdemeanor offense. MCL 169.244(5). A contribution is generally defined as a payment of anything of ascertainable monetary value that is made for the purpose of influencing a candidate's nomination or election to public office. MCL 169.204(1).

The first page of the large flyer contains information regarding your candidacy, along with your endorsement of Ms. Meltzer. Pages 2 and 3 contain information regarding Mr. Fitzgerald, and the fourth page contains information regarding Ms. Meltzer's candidacy. This flyer contains two paid-for-by statements. It appears as if payment for this flyer was made by both your candidate committee and Ms. Meltzer's candidate committee.

One side of the small flyer contains your endorsement of Ms. Meltzer for township clerk and the other side contains information regarding Mr. Fitzgerald. This flyer appears to have been paid for solely by your candidate committee.

The Department finds that the evidence supports a reason to believe that a violation of the Act has occurred. By your admission, flyers produced with the purpose of influencing Ms. Meltzer's election to township clerk were paid for, either in whole or in part, by your candidate committee. Additionally, these flyers bear statements confirming that they were paid for, at least in part, by your committee.

The Department is mandated by the MCFA to "correct the violation or prevent a further violation" by informal methods if it finds that a violation occurred. MCL 169.215(10). To further this objective, please provide the Department with invoices, receipts, proofs of payment, or any other record maintained by you or your committee that reflects charges and payments for these flyers by your committee and by Ms. Meltzer's committee.

Please provide this material to the Department **on or before April 1, 2013**. After its review of the information, the Department will then determine how to proceed. Please note that if the Department is unable to resolve this matter informally, the Act requires the Department to refer

Robert Cannon
March 7, 2013
Page 3

the matter to the Attorney General or prosecuting attorney for other enforcement action. MCL 169.244(5), MCL 169.215(10)(a).

Sincerely,

A handwritten signature in cursive script, appearing to read "Lori Bourbonais".

Lori Bourbonais
Bureau of Elections
Michigan Department of State

c: George Fitzgerald



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

In the Matter of:

MDOS 4517199-1 10/01/2013
MISC CIT \$7,684.45

C.T.E. Robert J. Cannon
17217 Canvasback Drive
Clinton Township, Michigan 48038

Macomb County Committee Identification Number 68946-50

CONCILIATION AGREEMENT

Pursuant MCL §169.215(10) of the Michigan Campaign Finance Act (the Act), MCL §169.201 *et seq.*, the Secretary of State and the C.T.E. Robert J. Cannon (Respondent) hereby enter into a conciliation agreement with respect to certain acts, omissions, methods, or practices prohibited by the Act.

The Secretary of State alleges that there may be reason to believe that the Respondent violated MCL §169.244(2) by making improper expenditures in the amount of \$7,684.45 on behalf of the CTE Kim Meltzer.

Therefore, the Respondent, without admitting any issue of law or fact, except as stated herein, hereby voluntarily enters into this conciliation agreement and assures the Secretary of State that it will comply with the Act and the Rules promulgated to implement the Act.

By executing this conciliation agreement, the Respondent certifies that it has paid in full a \$7,684.45 fine, which is the amount of the improper expenditures, by check or money order payable to the State of Michigan.

The Secretary of State and the Respondent further agree that this agreement is in effect and enforceable for four years from the date it is signed by the Secretary of State or her duly authorized representative.

The Secretary of State and the Respondent further agree that this agreement, unless violated, shall constitute a complete bar to any further action by the Secretary of State with respect to the alleged violation that resulted in the execution of this agreement.

The Secretary of State and the Respondent further agree that the complaint and investigation that resulted in this agreement are disposed of and will not be the basis for further proceedings, except pursuant to this agreement.


The Secretary of State and the Respondent further agree that this agreement will not prevent the Secretary of State from taking action for violations of this agreement.

The Secretary of State and the Respondent further agree that the Respondent's performance under this agreement shall be given due consideration in any subsequent proceedings.

The Secretary of State and the Respondent further agree that this agreement, when signed, shall become a part of the permanent public records of the Department of State.

The Secretary of State and the Respondent finally agree that the signatories below are authorized to enter into and bind the parties to this agreement, and have done so by signing this agreement on the date below.

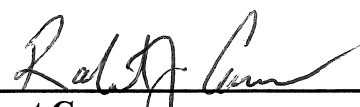
**RUTH JOHNSON
SECRETARY OF STATE**



**Christopher M. Thomas, Director
Bureau of Elections**

Date: 10/7/13

RESPONDENT



**Robert Cannon
C.T.E. Robert J. Cannon**

Date: 9-27-13