



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

June 13, 2014

Michael Maher, Treasurer
Andy Dillon for Michigan
502 West 4th Street
Royal Oak, Michigan 48067

Dear Mr. Maher:

The Department of State (Department) is authorized to initiate an investigation of an apparent violation of the Michigan Campaign Finance Act (MCFA or Act), 1976 PA 388, MCL 169.201 *et seq.*, discovered during the review of a statement or report filed with the Department. MCL 169.215(13). The 2011 Annual Campaign Statement filed on behalf of the Andy Dillon for Michigan committee (Committee) suggests that the committee may have violated the Act.

The MCFA governs the designation of contributions for a particular election cycle and repayment of debt incurred in prior election cycles as follows:

Consistent with the provisions of this section, a contribution designated in writing for a particular election cycle is considered made for that election cycle. A contribution made after the close of a particular election cycle and designated in writing for that election cycle shall be made only to the extent that the contribution does not exceed the candidate committee's net outstanding debts and obligations from the election cycle so designated. If a contribution is not designated in writing for a particular election cycle, the contribution is considered made for the election cycle that corresponds to the date of the written instrument.

MCL 169.252(9). A person who knowingly violates this provision is guilty of a misdemeanor offense.

It is alleged that contributions that the Committee received after the 2010 election cycle ended were used to pay debts incurred by the Committee during the 2010 election cycle:

DATE OF LOAN	LOAN AMOUNT	PAYMENT DATE	PAYMENT AMOUNT
07/23/2010	\$130,000.00	11/05/2010	\$30,000.00
10/21/2010	75,000.00	11/05/2010	\$65,000.00
		12/06/2010	9,000.00
		12/09/2010	1,000.00
TOTAL		\$105,000.00	

Additionally, it is alleged that the Dillon Leadership Fund contributed \$34,000.00 to the Committee during the 2011 election cycle, which the Committee then used towards its payment of 2010 debt, even though the Dillon Leadership Fund had already met its allowable contribution limit for 2010.

The purpose of this letter is to inform you of the Department's examination of this matter and your right to submit a written response to the Department. Your response is due on or before July 7, 2014 and may include any 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. Your response should address the following issues:

1. Repayment of debt incurred in a previous election cycle is prohibited unless "the contribution does not exceed the candidate committee's net outstanding debts and obligations from the election cycle *so designated*." MCL 169.252(6). (Emphasis added.)
2. In addition, a contributor's contribution that is designated in writing for a previous election cycle must not exceed the contribution limit for the prior cycle. MCL 169.252(2).

After reviewing the information you submit to this office, the Department will determine whether "there may be a reason to believe" that the Committee violated the MCFA. MCL 169.215(13). The Act grants the Department various enforcement powers, including informal resolution or execution of a conciliation agreement. If the Department and Committee fail to reach an informal settlement, it may refer the matter to the Attorney General for enforcement of the criminal penalty provided under section 52(9) of the Act. MCL 169.215(13).

If you have any questions or require additional information, please contact me at your earliest convenience.

Sincerely,



Lori A. Bourbonais
Bureau of Elections
Michigan Department of State

FOSTER SWIFT

FOSTER SWIFT COLLINS & SMITH PC|| ATTORNEYS

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Richard B. Foster
1908-1996
Theodore W. Swift
1928-2000
John L. Collins
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Webb A. Smith
Allan J. Claypool
Gary J. McRay
Stephen I. Jurmu
Scott A. Storey
Charles A. Janssen
Charles E. Barbieri
James B. Jensen, Jr.
Scott L. Mandel
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Brent A. Titus
Stephen J. Lowney
Jean G. Shtokal
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Matt G. Hrebec
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Nancy L. Kahn
Deanna Swisher
Thomas R. Meagher
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Lynwood P. VandenBosch
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Michael D. Homier
Randall L. Harbour
David M. Lick
Scott H. Hogan
Richard C. Kraus
Benjamin J. Price
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Frank T. Mamat
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Frederick D. Dilley
John W. Inhulsen
Alexander A. Ayar
David R. Russell
Zachary W. Behler
Joshua K. Richardson
Joel C. Farrar
Seth A. Drucker
Glen A. Schmiede
Michael G. Harrison
Gilbert M. Frimet
Mark J. Colon

Peter R. Tolley
Paul D. Yared
Ryan E. Lamb
Karl W. Butterer, Jr.
Lisa J. Hamameh
Barbra E. Homier
Laura J. Genovich
Anna K. Gibson
Liza C. Moore
Nichole J. Derks
Patricia J. Scott
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Nicholas M. Oertel
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Reply To: Lansing

E-Mail: EDoster@fosterswift.com

July 2, 2014

**By Email Transmission (bourbonais@michigan.gov)
and First Class Mail**

Lori A. Bourbonais
Bureau of Elections
Michigan Department of State
430 W. Allegan, First Floor
Lansing, MI 48918

Dear Ms. Bourbonais:

Re: Andy Dillon for Michigan

This office represents Michael Maher, Treasurer, Andy Dillon for Michigan. We are in receipt of your letter dated June 13, 2014 where you ask Mr. Maher to address the following issues:

1. Repayment of debt incurred in a previous election cycle is prohibited unless "the contribution does not exceed the candidate committee's net outstanding debts and obligations from the election cycle *so designated*." MCL 169.252(6). (emphasis in original)
2. In addition, a contributor's contribution that is designated in writing for a previous election cycle must not exceed the contribution limit for the prior cycle. MCL 169.252(2).

Our responses follow.

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BUREAU OF ELECTIONS
MI DEPT OF STATE

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REPAYMENT OF DEBT INCURRED IN A PREVIOUS ELECTION CYCLE IS NOT PROHIBITED BY MCL 169.252(6).

With respect to the first issue, your June 13, 2014 letter frames the issue by stating “Repayment of debt incurred in a previous election cycle is prohibited.” However, nowhere in the text of MCL 169.252(6) is there a prohibition on the repayment of debt incurred in a previous election cycle. To add a prohibition on the repayment of debt incurred in a previous election cycle to the text of MCL 169.252(6) is a legislative function outside the authority of the Department. See *SBC Michigan v Public Service Commission*, 482 Mich 90 (2008).

Since the text of MCL 169.252(6) does not contain a prohibition on the repayment of debt incurred in a previous election cycle, it would be inappropriate for the Department to “interpret” MCL 169.252(6) to prohibit the repayment of debt incurred in a previous election cycle. The Department has an obligation to administer the Michigan Campaign Finance Act (MCFA) in a constitutional fashion. See Declaratory Ruling Issued to L. Brooks Patterson dated January 3, 1984. Unless a candidate is accepting public funds, the MCFA may not impose expenditure limits. *Buckley v Valeo*, 424 US 1, 57 fn 65 (1976); OAG, 1977-1978, No 5211, p 197 (August 16, 1977); *Advisory Opinion on Constitutionality of 1975 PA 227 (Questions 2-10)*, 396 Mich 465, 485-486 (1976). To interpret MCL 169.252(6) to add a limitation on expenditures runs afoul of these constitutional principles.

But beyond the suspect constitutionality of such an interpretation, an interpretation of MCL 169.252(6) to prohibit repayment of debt incurred in a previous election cycle is simply wrong. According to MCL 169.252(6):

(6) Consistent with the provisions of this section, a contribution designated in writing for a particular election cycle is considered made for that election cycle. A contribution made after the close of a particular election cycle and designated in writing for that election cycle shall be made only to the extent that the contribution does not exceed the candidate committee’s net outstanding debts and obligations from the election cycle so designated. If a contribution is not designated in writing for a particular election cycle, the contribution is considered made for the election cycle that corresponds to the date of the written instrument.

Let’s review this statutory language in the context of the present situation where the Dillon Leadership Fund made the maximum contribution of \$34,000 to Dillon For Michigan in Election Cycle 1, and then made another UNDESIGNATED contribution of \$34,000 in Election Cycle 2 which may been used to pay debt from Election Cycle 1 [NOTE: As it turns out, this \$34,000 contribution made in Election Cycle 2 was not used to pay debt from Election Cycle 1, but more about this later.].

1. The first sentence of MCL 169.252(6) says that “a contribution designated in writing for a particular election cycle is considered made for that election cycle.” Since the \$34,000

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contribution made by the Dillon Leadership Fund in Election Cycle 2 was UNDESIGNATED, this first sentence does not apply.

2. The second sentence of MCL 169.252(6) LIMITS the first sentence by indicating that a “contribution made after the close of a particular election cycle and designated in writing for that election cycle shall be made only to the extent that the contribution does not exceed the candidate committee’s net outstanding debts and obligations from the election cycle so designated.” The second sentence only applies where a contribution was made AFTER the close of a particular election cycle AND was designated in writing for that previous election cycle. Then, and only then, does the MCFA inquire whether the contributor “maxed out” in a previous election cycle. Again, since the \$34,000 contribution made by the Dillon Leadership Fund in Election Cycle 2 was UNDESIGNATED, this second sentence does not apply. To somehow suggest that any contribution received in Election Cycle 2 must automatically be designated for Election Cycle 1 where debt exists from Election Cycle 1 represents a re-write of this statute to eliminate the “designated in writing” requirement for this sentence to apply. Such an interpretation would ONLY be correct if this statute indicated that a “contribution made after the close of a particular election cycle ... shall be made only to the extent that the contribution does not exceed the candidate committee’s net outstanding debts and obligations from the election cycle . . .”—but this is not what the statute states.
3. Because the \$34,000 contribution from the Dillon Leadership Fund was UNDESIGNATED, the present situation is addressed by the third sentence of MCL 169.252(6) because the \$34,000 contribution from the Dillon Leadership Fund on November 5, 2010 was NOT designated in writing for the previous election cycle: “If a contribution is not designated in writing for a particular election cycle, the contribution is considered made for the election cycle that corresponds to the date of the written instrument.”

Accordingly, MCL 169.252(6) does not prevent a contributor from “maxing out” in Election Cycle 1, and then making a contribution in Election Cycle 2 which may have been used to pay debt from Election Cycle 1.

THE SECOND ISSUE MERELY RESTATES THE SECOND SENTENCE OF MCL 169.252(6), WHICH IS NOT APPLICABLE HERE.

With respect to the second issue, there is no need to address whether a contributor’s contribution that is designated in writing for a previous election cycle must not exceed the contribution limit for the prior cycle since the \$34,000 contribution from the Dillon Leadership Fund in Election Cycle 2 was UNDESIGNATED.

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THE FACTS OF THIS SITUATION ILLUSTRATE THAT EVEN UNDER AN INCORRECT INTERPRETATION OF MCL 169.252(6), THE CONTRIBUTION LIMITS HAVE NOT BEEN VIOLATED.

Nonetheless, even if one were to accept the incorrect assertion that repayment of debt incurred in a previous election cycle is prohibited where the contributor "maxed out" in the previous election cycle, such is not the case here since the \$34,000 contribution from the Dillon Leadership Fund to Dillon For Michigan was not used to pay debt from the 2010 election cycle. In fact, from November 5, 2010 through December 31, 2010, Dillon For Michigan received contributions totaling \$159,300, while debt outstanding from the previous election cycle totaled \$105,000, leaving a difference of \$54,300. This amount exceeds the \$34,000 UNDESIGNATED contribution made by Dillon Leadership Fund in the current election cycle. Furthermore, no other contributor exceeded the prior election cycle limit through their contribution during this election cycle; therefore, even under an incorrect interpretation of MCL 169.252(6) somehow requiring an automatic designation to a previous election cycle, there are more than enough contributions raised in the current election cycle to pay the debt from the previous election cycle without using the funds received by the Dillon Leadership Fund.

Accordingly, Dillon for Michigan has not violated the Michigan Campaign Finance Act. If you have any questions or require additional information, please contact the undersigned.

Sincerely,

FOSTER SWIFT COLLINS & SMITH PC



Eric Doster

jrp/mka



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

August 10, 2015

Eric Doster
Doster Law Offices, PLLC
2145 Commons Parkway
Okemos, Michigan 48864

Dear Mr. Doster:

The Department of State (Department) has reviewed your response to the Department's Notice of Investigation regarding the Andy Dillon for Michigan committee (ADM Committee). The Act (MCFA or Act), 1976 PA 388, MCL 169.201 *et seq.*, which was discovered during the review of a statement or report filed with the Department. MCL 169.215(13). The 2011 Annual Campaign Statement filed on behalf of the ADM Committee suggests that the ADM Committee may have violated the Act.

After a review of the ADM Committee's 2011 Annual Campaign Statement, it appeared to the Department that contributions that the ADM Committee received after the 2010 election cycle ended were used to pay debts incurred by the ADM Committee during the 2010 election cycle. Repayment of debt incurred in a previous election cycle is prohibited unless "the contribution does not exceed the candidate committee's net outstanding debts and obligations from the election cycle *so designated*." MCL 169.252(6). (Emphasis added.) Additionally, a contributor's contribution that is designated in writing for a previous election cycle must not exceed the contribution limit for the prior cycle. MCL 169.252(1), (2).

On February 23, 2010, the Dillon Leadership Fund Committee (DLF Committee) made a contribution to the ADM Committee in the amount of \$34,000.00, which was the maximum contribution allowed by an independent committee for the 4-year election cycle that ended on November 2, 2010.¹ On November 5, 2010, which was after the close of the 2010 election cycle, the DLF Committee made another contribution to the ADM Committee in the amount of \$34,000.00. No written designation accompanied this contribution to indicate which election cycle it was made for. Therefore, under section 52(6), this contribution was considered made for the new election cycle that ended on November 4, 2014.

However, it appeared to the Department that the ADM Committee then used this contribution to pay debt from the previous election cycle without a written designation, and the contribution put

¹ The MCFA was since amended by 2013 PA 252, which raised the contribution limit for an independent committee to \$68,000.00 per election cycle.

the DLF Committee over the contribution limit for the previous election cycle. This prompted the Department's investigation into this matter.

In your answer to the Department you asserted that: 1) repayment of debt incurred in a previous election cycle is not prohibited by the Act; 2) as long as a contribution is not designated in writing to be used for a previous election cycle, it can be used to repay debt from a previous election cycle, even if the new contribution would put the contributor over the contribution limits for the previous cycle; and 3) the ADM Committee used money to repay the debt from the previous election cycle that was received from contributors who did not exceed the prior election cycle limit.

MCL 169.252(6) states:

Consistent with the provisions of this section, a contribution designated in writing for a particular election cycle is considered made for that election cycle. A contribution made after the close of a particular election cycle and designated in writing for that election cycle shall be made only to the extent that the contribution does not exceed the candidate committee's net outstanding debts and obligations from the election cycle so designated. If a contribution is not designated in writing for a particular election cycle, the contribution is considered made for the election cycle that corresponds to the date of the written instrument.

The Department agrees with your first assertion that the MCFA does not prohibit repayment of debt incurred in a previous election cycle. Section 52 expressly allows debts and obligations from a particular election cycle to be paid with monies contributed in a subsequent election cycle when all of the conditions stated in section 52(6) are met: 1) the contributor designates in writing that the contribution is made for a previous election cycle, 2) the contribution does not exceed the debts and obligations from the previous cycle, and 3) the contribution does not put the contributor over the contribution limits for the previous cycle.

The Department disagrees with your second assertion that as long as a contribution is not designated in writing for a particular election cycle it can be used to pay debts from a previous election cycle, and can be used without regard to whether the new contribution would put the contributor over the contribution limit for that previous cycle.

MCL 169.252(1) places a contribution limit on persons other than an independent or political party committee to a candidate committee *with respect to an election cycle*. MCL 169.252(2) places a contribution limit on independent committees in the aggregate for *an election cycle* of 10 times the amount permitted a person. Nothing in sections 52(1) or (2) provides an exemption from the limits for a contribution used to pay debt from a previous cycle under section 52(6).²

² A contribution from a member of a candidate's immediate family and certain attributed bundled contributions are excepted from the limitations in subsection (1), and certain attributed bundled contributions are excepted from the limitation in subsection (2). MCL 169.252(5), (11) and (12).

A candidate may not incur debts and obligations during one election cycle and pay them during a subsequent election cycle with money given by contributors who had already reached the contribution limits for the previous cycle as a way to circumvent the contribution limits for that cycle.

And third, you asserted in your letter that even under the Department's interpretation of section 52, the ADM Committee did not violate the MCFA. You asserted that the \$34,000.00 from the DLF Committee on November 5, 2010 was not used to pay the debt from the 2010 election cycle. You noted that from November 5, 2010 through December 31, 2010, the ADM Committee received contributions totaling \$159,300.00, while the outstanding debt from the previous election cycle totaled \$105,000.00. This left a difference of \$54,300.00, which exceeded the \$34,000.00 contribution from the DLF Committee. Additionally, upon our request, you provided an accounting of which contributions were used to pay the debt. The Department notes that all contributions listed were received between November 5, 2010 and December 31, 2010, and out of all contributors listed it appears that only the DLF Committee reached the contribution limit during the 2010 election cycle.

However, the Department has done a thorough review of the committee's 2011 Annual Campaign Statement and it appears that the ADM Committee had the following activity during the pertinent time period (see enclosed spreadsheet):

- February 23, 2010 – committee received a \$34,000.00 contribution from the DLF Committee.
- November 3, 2010 – new election cycle begins.
- November 4, 2010 – committee's balance is \$61,426.34.
- November 5, 2010 –
 - committee received a \$34,000.00 contribution from the DLF Committee bringing the committee's balance to \$95,426.34.
 - committee made a \$65,000.00 loan repayment to the Bank of Birmingham bringing the committee's balance to \$30,426.34. \$3,573.66 of the November 5, 2015 contribution from the DLF Committee was used to make this payment.
 - committee made a \$210.83 loan interest payment, bringing the committee's balance to \$30,215.51.
 - committee made a \$30,000.00 loan repayment to the Bank of Birmingham bringing the committee's balance to \$215.51. All \$30,000 for the payment came from the November 5, 2015 contribution from the DLF Committee.
- November 6, 2010 – committee received a contribution of \$3,400.00 from Richard Baird bringing the committee's balance to \$3,615.51.

- December 1, 2010 – committee paid \$178.00 to Parking Administration bringing the committee's balance to \$3,437.51.
- December 3, 2010 – committee received a contribution of \$2,500.00 from Deloitte & Touche LLP State PAC bringing the committee's balance to \$5,937.51.
- Between December 3, 2010 and December 5, 2010 – committee paid \$69.01 in bank fees bringing the committee's balance to \$5,868.50.
- December 6, 2010 – committee made a \$9,000.00 loan repayment leaving the committee's balance at -\$3,131.50. The contributions from Baird and the Deloitte & Touche LLP State PAC were used to make this payment.
- December 6, 2010 – the ADM Committee paid \$483.00 to Cardmember Services leaving the committee's balance at -\$3,614.50.
- December 7, 2010 – committee paid \$725.00 to Verizon Wireless leaving the committee's balance at -\$4,339.50.
- December 8, 2010 – committee received a contribution of \$1,000.00 from David Breen leaving the committee's balance at -\$3,339.50.
- December 8, 2010 – committee received a contribution of \$5,000.00 from the Michigan Cable Telecommunications PAC bringing the committee's balance to \$1,660.50.
- December 9, 2010 – committee made a \$1,000.00 loan repayment bringing the committee's balance to \$660.50. Either the contribution from Breen or the Michigan Cable Telecommunications PAC was used to make this payment.

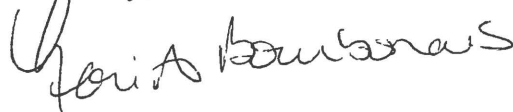
While you asserted in your letter that the ADM Committee received contributions totaling \$159,300.00 that could have been used to pay back the 2010 election cycle loans, \$113,400.00 of that money was received *after* the final loan payment was made to the Bank of Birmingham on December 9, 2010, and thus was not available to the committee at the time the loan payments were made (see enclosed spreadsheet). It is clear from a review of the ADM Committee's 2011 Annual Report that the \$34,000.00 contribution made by DLF Committee on November 5, 2010 was used to pay debt from the 2010 election cycle and these payments caused the DLF Committee to exceed the contribution limits for the 2010 election cycle. While it further appears to the Department that contributions received from Richard Baird, the Deloitte and Touche LLP State PAC, David Breen, and the Michigan Cable Telecommunications PAC were used to pay debt from a previous election cycle without a written designation that the monies could be used for such, it does not appear that these payments caused further contribution limit excesses by these contributors.

As a result, the Department finds that there may be a reason to believe that the ADM committee violated section 52 of the Act by using 2014 election cycle contributions to pay debts incurred in the 2010 election cycle without those contributions being designated in writing for that use, and

by accepting a contribution \$34,000.00 in excess of the limits. The Department offers to resolve this matter informally through the execution of the enclosed conciliation agreement. The agreement requires that the Committee either: 1) pay a \$34,000.00 civil fine to the State of Michigan, or 2) refund \$34,000.00 to the Dillon Leadership Fund committee and pay a \$1,000.00 civil fine to the State of Michigan.

If your client is inclined to execute the conciliation agreement, on or before August 31, 2015, please return the original signed document and either: 1) payment of the \$34,000.00 civil fine to this office, or 2) payment of the \$1,000.00 civil fine to this office, along with proof of the refund of \$34,000.00 to the Dillon Leadership Fund committee. Payment of the civil fine must be made by check or money order payable to the State of Michigan; please include the notation "Conciliation Agreement, Attn: Bureau of Elections" on the check or money order.

Sincerely,

A handwritten signature in black ink, appearing to read "Lori A. Bourbonais". The signature is fluid and cursive, with the first name "Lori" being more prominent.

Lori A. Bourbonais
Bureau of Elections
Michigan Secretary of State

Type	Contributor First Name	Contributor Last Name	Contribution Date	Contribution Amount	Expenditure Date	Expenditure Amount	Purpose	Balance
		Committee Beginning Balance						\$15,895.66
DIRECT		MR. ALANDO REEVES			8/25/2010	\$5,750.00	CONSULTING	\$10,145.66
DIRECT		CREATIVE STAFFING CONCEPTS			8/28/2010	\$2,974.56	PAYROLL	\$7,171.10
DIRECT	KATHLEEN	CRAWFORD	8/31/2010	200				\$7,371.10
DIRECT	CHRIS	ATWOOD			8/31/2010	\$81.26	PAYROLL	\$7,289.84
DIRECT		PAESANO			8/31/2010	\$2,987.46	EVENT EXPENSE	\$4,302.38
DIRECT	TIM	BRANTON			8/31/2010	\$85.26	PAYROLL	\$4,217.12
DIRECT		PARKING ADMINISTRATION			9/2/2010	\$178.00	PARKING	\$4,039.12
GOTV		CAROLYN JOHNSON			9/2/2010	\$85.00		\$3,954.12
GOTV		URBEH STEPHENS			9/2/2010	\$85.00		\$3,869.12
DIRECT		COMERICA BANK			9/3/2010	\$2.10	BANKCARD FEE	\$3,867.02
DIRECT		COMERICA BANK			9/3/2010	\$116.15	BANKCARD FEE	\$3,750.87
DIRECT		COMERICA BANK			9/3/2010	\$650.46	BANKCARD FEE	\$3,100.41
DIRECT		BANK OF BIRMINGHAM			9/7/2010	\$394.15	LOAN INTEREST PAYMENT	\$2,706.26
DIRECT	MARK	BURTON			9/7/2010	\$686.04	REIMBURSEMENT	\$2,020.22
OTHER		CAPITAL HOUSE	9/9/2010	876				\$2,896.22
DIRECT		COMERICA BANK			9/14/2010	\$10.00	SERVICE CHARGE	\$2,886.22
DIRECT	EDWARD O	BLEWS JR.	9/21/2010	250				\$3,136.22
DIRECT		MICHIGAN PHYSICAL THERAPY ASSOCIATIO	9/25/2010	250				\$3,386.22
OTHER		AT&T	9/29/2010	18.57				\$3,404.79
DIRECT		COMERICA BANK			9/29/2010	\$1,500.00	BANKCARD CHARGE BACK	\$1,904.79
DIRECT		CARDMEMBER SERVICES			9/29/2010	\$96.99	COMERICA MATERCARD PAYMENT	\$1,807.80
DIRECT		AT&T			9/29/2010	\$446.43	PHONE BILL	\$1,361.37
DIRECT		THRIFTY FLORIST			9/29/2010	\$52.99	EVENT THANK YOU	\$1,308.38
DIRECT		NGP SOFTWARE			10/1/2010	\$3,450.00	SOFTWARE	(\$2,141.62)
DIRECT		PARKING ADMINISTRATION			10/1/2010	\$178.00	PARKING	(\$2,319.62)
DIRECT		COMERICA BANK			10/4/2010	\$50.00	BANKCARD FEE	(\$2,369.62)
DIRECT		COMERICA BANK			10/4/2010	\$146.72	BANKCARD FEE	(\$2,516.34)
DIRECT		BANK OF BIRMINGHAM			10/5/2010	\$137.50	LOAN INTEREST PAYMENT	(\$2,653.84)
DIRECT		NORFOLK SOUTHERN GOOD GOVERNMENT FUN	10/19/2010	250				(\$2,403.84)
DIRECT		FORD MOTOR COMPANY CIVIC ACTION FUND	10/19/2010	250				(\$2,153.84)
DIRECT		LEADER PRINTING AND MAILING SERVICE			10/20/2010	\$6,500.00	PRINTING	(\$8,653.84)
DIRECT		BANK OF BIRMINGHAM	10/21/2010	75000				\$66,346.16
DIRECT		CARDMEMBER SERVICES			10/28/2010	\$4,386.04	COMERICA CREDIT CARD PAYMENT	\$61,960.12
DIRECT		ILD TELECOMMUNICATIONS/ROLLCALL			10/28/2010	\$216.86	CONFERENCE CALL FEES	\$61,743.26
DIRECT		DISH NETWORK/COMMERCIAL			10/28/2010	\$14.17	OFFICE CABLE	\$61,729.09
DIRECT		NGP SOFTWARE			10/28/2010	\$305.00	SOFTWARE	\$61,424.09
DIRECT		PARKING ADMINISTRATION			11/2/2010	\$178.00	PARKING	\$61,246.09
DIRECT	JOAN	GEBHARDT	11/3/2010	300				\$61,546.09
DIRECT		COMERICA BANK			11/3/2010	\$119.75	BANKCARD FEE	\$61,426.34
DIRECT		DILLON LEADERSHIP FUND	11/5/2010	34000				\$95,426.34

Type	Contributor First Name	Contributor Last Name	Contribution Date	Contribution Amount	Expenditure Date	Expenditure Amount	Purpose	Balance
DIRECT		BANK OF BIRMINGHAM			11/5/2010	\$65,000.00	LOAN REPAYMENT	\$30,426.34
DIRECT		BANK OF BIRMINGHAM			11/5/2010	\$210.83	LOAN INTEREST PAYMENT	\$30,215.51
DIRECT		BANK OF BIRMINGHAM			11/5/2010	\$30,000.00	LOAN REPAYMENT	\$215.51
DIRECT	RICHARD	BAIRD	11/6/2010	3400				\$3,615.51
DIRECT		PARKING ADMINISTRATION			12/1/2010	\$178.00	PARKING	\$3,437.51
DIRECT		DELOITTE & TOUCHE LLP STATE PAC	12/3/2010	2500				\$5,937.51
DIRECT		COMERICA BANK			12/3/2010	\$68.68	BANKCARD FEE	\$5,868.83
DIRECT		COMERICA BANK			12/3/2010	\$0.30	BANKCARD FEE	\$5,868.53
DIRECT		COMERICA BANK			12/5/2010	\$0.03	BANKCARD FEE	\$5,868.50
DIRECT		BANK OF BIRMINGHAM			12/6/2010	\$9,000.00	LOAN REPAYMENT	(\$3,131.50)
DIRECT		CARDMEMBER SERVICES			12/6/2010	\$483.00	COMERICA CREDIT CARD PAYMENT	(\$3,614.50)
DIRECT		VERIZON WIRELESS			12/7/2010	\$725.00	CELL PHONES	(\$4,339.50)
DIRECT	DAVID J	BREEN	12/8/2010	1000				(\$3,339.50)
DIRECT		MICHIGAN CABLE TELECOMMUNICATIONS PA	12/8/2010	5000				\$1,660.50
DIRECT		BANK OF BIRMINGHAM			12/9/2010	\$1,000.00	LOAN REPAYMENT	\$660.50
DIRECT		BANK OF BIRMINGHAM			12/9/2010	\$209.65	LOAN INTEREST PAYMENT	\$450.85
DIRECT		HCAM PAC	12/16/2010	1000				\$1,450.85
DIRECT	MICHELLE	RIZZO	12/16/2010	2500				\$3,950.85
DIRECT	TIMOTHY	LIGHT	12/16/2010	3400				\$7,350.85
DIRECT		SPADE LEADERSHIP FUND	12/16/2010	1000				\$8,350.85
DIRECT	MATTHEW P	ALLEN	12/17/2010	100				\$8,450.85
DIRECT	LEROY L	ASHER	12/17/2010	100				\$8,550.85
DIRECT	MICHELE M	COMPTON	12/17/2010	100				\$8,650.85
DIRECT	JUSTIN M	CRAWFORD	12/17/2010	100				\$8,750.85
DIRECT	MICHELLE P	CROCKETT	12/17/2010	100				\$8,850.85
DIRECT	PAMELA C	ENSLIN	12/17/2010	100				\$8,950.85
DIRECT	MICHAEL C	FAYZ	12/17/2010	100				\$9,050.85
DIRECT	GARY R	GLENN	12/17/2010	100				\$9,150.85
DIRECT	RICHARD A	GRAFFIN	12/17/2010	100				\$9,250.85
DIRECT	M S	JEFFREY	12/17/2010	100				\$9,350.85
DIRECT	KIMBERLY K	KEFALAS	12/17/2010	100				\$9,450.85
DIRECT	THOMAS G	PARACHINI	12/17/2010	100				\$9,550.85
DIRECT	KENT E	SHAFFER	12/17/2010	100				\$9,650.85
DIRECT	STEVEN M	STANKEWICZ	12/17/2010	100				\$9,750.85
DIRECT	THOMAS G	APPLEMAN	12/17/2010	100				\$9,850.85
DIRECT	JENNIFER A	BIELFIELD	12/17/2010	100				\$9,950.85
DIRECT	HAROLD W	BUGLER	12/17/2010	100				\$10,050.85
DIRECT	CHRISTOPHER	DEMBOWSKI	12/17/2010	100				\$10,150.85
DIRECT	DONNA J	DONATI	12/17/2010	100				\$10,250.85
DIRECT	W M	FAISON	12/17/2010	100				\$10,350.85
DIRECT	JOSEPH M	FAZIO	12/17/2010	100				\$10,450.85
DIRECT	STEVEN M	FRANK	12/17/2010	100				\$10,550.85
DIRECT	LINDA O	GOLDBERG	12/17/2010	100				\$10,650.85

Type	Contributor First Name	Contributor Last Name	Contribution Date	Contribution Amount	Expenditure Date	Expenditure Amount	Purpose	Balance
DIRECT	MICHAEL W	HARTMANN	12/17/2010	100				\$10,750.85
DIRECT	RONALD E	HODESS	12/17/2010	100				\$10,850.85
DIRECT	DONALD J	HUTCHINSON	12/17/2010	100				\$10,950.85
DIRECT	AMY M	JOHNSON	12/17/2010	100				\$11,050.85
DIRECT	CHRISTOPHER	MUCKE	12/17/2010	1000				\$12,050.85
DIRECT	GREGORY A	NOWAK	12/17/2010	100				\$12,150.85
DIRECT	ROSELYN R	PARMENTER	12/17/2010	100				\$12,250.85
DIRECT	JENNIFER L	SABOURIN	12/17/2010	100				\$12,350.85
DIRECT	JAMES A	SIMPSON	12/17/2010	100				\$12,450.85
DIRECT	JOHN M	SOMMERDYKE	12/17/2010	100				\$12,550.85
DIRECT	JEROME R	WATSON	12/17/2010	100				\$12,650.85
DIRECT	BRAD B	ARBUCKLE	12/17/2010	100				\$12,750.85
DIRECT	MICHAEL P	COAKLEY	12/17/2010	100				\$12,850.85
DIRECT	THOMAS W	CRANMER	12/17/2010	100				\$12,950.85
DIRECT	DOUGLAS	CRIM	12/17/2010	100				\$13,050.85
DIRECT	GREGORY L	CURTNER	12/17/2010	100				\$13,150.85
DIRECT	GREGORY V	DICENSO	12/17/2010	100				\$13,250.85
DIRECT	LAWRENCE M	DUDEK	12/17/2010	100				\$13,350.85
DIRECT	JOANNE B	FAYCURRY	12/17/2010	100				\$13,450.85
DIRECT	KALMAN G	GOREN	12/17/2010	100				\$13,550.85
DIRECT	IRENE	HATHAWAY	12/17/2010	100				\$13,650.85
DIRECT	MICHAEL J	HODGE	12/17/2010	100				\$13,750.85
DIRECT	FREDERICK R	JUNKNISS	12/17/2010	100				\$13,850.85
DIRECT		MACPA PAC	12/17/2010	5000				\$18,850.85
DIRECT	DAVID D	O'BRIEN	12/17/2010	100				\$18,950.85
DIRECT	RONALD H	RIBACK	12/17/2010	100				\$19,050.85
DIRECT	RICHARD C	SANDERS	12/17/2010	100				\$19,150.85
DIRECT	KEVIN A	SMITH	12/17/2010	100				\$19,250.85
DIRECT	CHRISTOPHER M	TREBILCOCK	12/17/2010	100				\$19,350.85
DIRECT		BANK OF BIRMINGHAM	12/23/2010	10000				\$29,350.85
DIRECT	ROBERT	HUTH	12/24/2010	2500				\$31,850.85
DIRECT		NATIONAL CITY CORPORATION PAC - MICH	12/24/2010	5000				\$36,850.85
DIRECT		MELTON FOR MICHIGAN			12/24/2010	\$34,000.00	REFUND OF CONTRIBUTION	\$2,850.85
DIRECT		FORD MOTOR COMPANY CIVIC ACTION FUND	12/28/2010	5000				\$7,850.85
DIRECT		TELECOMMUNICATIONS ASSOCIATION OF MI	12/28/2010	1000				\$8,850.85
DIRECT		HONIGMAN MILLER SCHWARTZ & COHN LLP	12/29/2010	5000				\$13,850.85
DIRECT		CORRIVEAU LEADERSHIP FUND	12/29/2010	2000				\$15,850.85
DIRECT		MICHIGAN MANUFACTURED HOUSING RV &	12/29/2010	1000				\$16,850.85
DIRECT		CARDMEMBER SERVICES			12/29/2010	\$704.71	COMERICA CREDIT CARD PAYMENT	\$16,146.14
DIRECT		POSTMASTER			12/29/2010	\$55.00	P.O. BOX RENTAL	\$16,091.14
DIRECT	DANA MARGARET	HATHAWAY			12/29/2010	\$100.00	RETURN CONTRIBUTION	\$15,991.14
DIRECT		MELTON FOR MICHIGAN	12/31/2010	34000				\$49,991.14
DIRECT	SCOTT G	SMITH	12/31/2010	250				\$50,241.14

Type	Contributor First Name	Contributor Last Name	Contribution Date	Contribution Amount	Expenditure Date	Expenditure Amount	Purpose	Balance
DIRECT	REGINALD	TURNER	12/31/2010	1000				\$51,241.14
DIRECT	JAMES	CROWLEY	12/31/2010	500				\$51,741.14
DIRECT	JOHN	GIERAK	12/31/2010	250				\$51,991.14
DIRECT		MICHIGAN DEMOCRATIC STATE CENTRAL CO	12/31/2010	34000				\$85,991.14
DIRECT		CLARK HILL PAC	12/31/2010	3000				\$88,991.14
DIRECT		AKPD MESSAGE AND MEDIA			12/31/2010	\$40,000.00	PRODUCTION OF VISION BOOKLET	\$48,991.14
DIRECT		AKPD MESSAGE AND MEDIA			12/31/2010	\$19,291.42	PRODUCTION OF VISION BOOKLET	\$29,699.72
DIRECT		MARKHAM GROUP			12/31/2010	\$10,235.41	CAMPAIGN LAUNCH PLANNING	\$19,464.31



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

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2015 NOV -4 PM 1:25
ELECTIONS/GREAT SEAL

In the Matter of:

Andy Dillon for Michigan
502 West 4th Street
Royal Oak, Michigan 48067

CONCILIATION AGREEMENT

Pursuant to MCL §169.215(10) of the Michigan Campaign Finance Act (the Act), MCL §169.201 *et seq.*, the Secretary of State and the Andy Dillon for Michigan committee (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 Respondent violated MCL §169.252 by using a \$34,000.00 contribution received from the Dillon Leadership Fund Committee during the election cycle that ended on November 4, 2014 for debt incurred during the election cycle that ended on November 2, 2010. This contribution was not designated in writing to be used for previous election cycle debt, and the use of this contribution caused the Dillon Leadership fund to exceed the contribution limits for the previous election cycle by \$34,000.00.

Respondent believes that Respondent did not intentionally violate the foregoing provision of the Act. However, Respondent, without admitting to any issue of law or fact, except as stated herein, hereby voluntarily enters into this conciliation agreement and assures the Secretary of State that Respondent will comply with the Act and the Rules promulgated to implement the Act.

The Respondent is fined a civil fine and by executing this conciliation agreement, Respondent certifies that Respondent has paid a civil fine in the amount of \$1,000.00 to the State of Michigan, refunded \$34,000.00 from the Andy Dillon for Michigan committee to the Dillon Leadership Fund Committee, and provided proof of the refund to the Secretary of State.

The Secretary of State and 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 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 violations that resulted in the execution of this agreement.

The Secretary of State and 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.

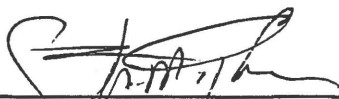
The Secretary of State and Respondent further agree that this agreement will not prevent the Secretary of State from taking action for violations of this agreement.

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

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

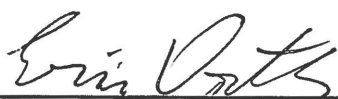
The Secretary of State and Respondent finally agree that the signatories below are authorized to enter into and bind the parties to this agreement, and have done so by signing this agreement on the date below.

RUTH JOHNSON
SECRETARY OF STATE



Christopher M. Thomas, Director
Bureau of Elections

RESPONDENT



Eric Doster
Andy Dillon For Michigan

Date: November 16, 2015

Date: November 4, 2015