



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

July 9, 2014

Andrew Cissell  
23260 Rensselaer  
Oak Park, Michigan 48237

Dear Mr. Cissell:

The Department of State (Department) received a formal complaint filed by Brandy Zink against you, alleging that you violated section 47(1) of the Michigan Campaign Finance Act (MCFA), 1976 PA 388, MCL 169.247(1), by failing to include a complete and correct identification statement on your campaign signs. A copy of the complaint is provided as an enclosure with this letter.

The MCFA and corresponding administrative rules require a person who produces printed material that relates to an election to include the phrase "Paid for by [name and address of the person who paid for the item]." MCL 169.247(1), Mich. Admin. R 169.36(2). A knowing violation constitutes a misdemeanor offense punishable by a fine of up to \$1,000.00, imprisonment for up to 93 days, or both. MCL 169.247(5).

In support of her complaint, Ms. Zink provided a campaign card which states "ANDREW CISELL Democrat for 27<sup>th</sup> District VOTE AUG. 5<sup>th</sup> [.] " and a copy of an ad or flyer which states "Vote Cissell Aug. 5<sup>th</sup> [.] " It appears that there is no paid-for-by statement on this material.

The Department notes that Ms. Zink's complaint also alleges that your campaign material lacks a "regulated funds" disclaimer and a "not authorized by any candidate committee" disclaimer. However, these disclaimers not required to be printed on material paid for by a candidate committee. MCL 169.247(1), (4).

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 the complaint, you are required to do so within 15 business days of the date of this letter. Please include any evidence that reflects any corrective measures you have taken to bring your campaign material into compliance with the MCFA.** Your response may include any written statement or additional documentary evidence you wish to submit. All materials must be sent to the Department of State, Bureau of Elections, Richard H. Austin Building, 1<sup>st</sup> Floor, 430 West Allegan Street, Lansing, Michigan

48918. If you fail to submit a response, the Department will render a decision based on the evidence furnished by the complainant.

A copy of your reply will be provided to Ms. Zink, 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 47(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 dark ink, appearing to read "Lori A. Bourbonais", is written over the typed name.

Lori A. Bourbonais  
Bureau of Elections  
Michigan Department of State

c: Brandy Zink

**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:

<b>Section 1. Complainant</b>		
Your Name Brandy Zink	Daytime Telephone Number 313-446-2235	
Mailing Address 2930 E Jefferson Ave		
City Detroit	State MI	Zip 48207

<b>Section 2. Alleged Violator</b>		
Name Andrew Robert Cissell		
Mailing Address 23260 RENSSELAER		
City OAK PARK	State MI	Zip 48237

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

Section(s) of the MCFA violated: 269.247 Printed matter having reference to election, candidate...

Explain how those sections were violated:

Candidate has printed advertisements lacking identification or disclaimer

Advertisements lack the statement that payment was made "with regulated funds"

AND does not contain the disclaimer "Not authorized by any candidate committee"

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

Attached are copies of advertisements in newspaper, "Ferndale Friends" from June 2014

and campaign literature produced by the COMMITTEE TO ELECT ANDREW

ROBERT CISSELL. Candidate has advertised in other publications including the

Michigan Medical Marijuana Report.

BUREAU OF ELECTIONS  
MI DEPT OF STATE

**Section 4. Certification (Required)**

*I certify that to the best of my knowledge, information, and belief, formed after a reasonable inquiry under the circumstances, each factual contention of this complaint is supported by evidence.*

X

Signature of Complainant

July 1, 2014

Date

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

Section 15(6) of the MCFA (MCL 169.215) requires that the signed certification found in section 4 of this form be included in every complaint. However, if, after a reasonable inquiry under the circumstances, you are unable to certify that certain factual contentions are supported by evidence, you may also make the following certification:

*I certify that to the best of my knowledge, information, or belief, there are grounds to conclude that the following specifically identified factual contentions are likely to be supported by evidence after a reasonable opportunity for further inquiry. Those specific contentions are:*

Candidate has printed advertisements lacking identification or disclaimer

Advertisements lack the statement that payment was made "with regulated funds"

AND does not contain the disclaimer "Not authorized by any candidate committee"

X

Signature of Complainant

July 1, 2014

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

ANDREW  
CISSELL

DEMOCRAT  
FOR  
STATE  
REPRESENTATIVE  
DISTRICT 27

VOTE  
AUG. 5

FACEBOOK: MAN OF THE PEOPLE  
ACISSELL74@YAHOO.COM  
ANDREW.CISSELL2104.COM

CHAMPION OF THE PEOPLE

ANDREW  
CISSELL

Democrat for  
27th  
District

VOTE  
AUG. 5

ANDREW.CISSELL@VAHOO.COM

Education  
Strong Public Schools  
Supports Public School  
Teachers

Environment  
Member of the Sierra Club  
and worked with  
Beyond Coal

Infrastructure  
Fix and maintain  
our roads

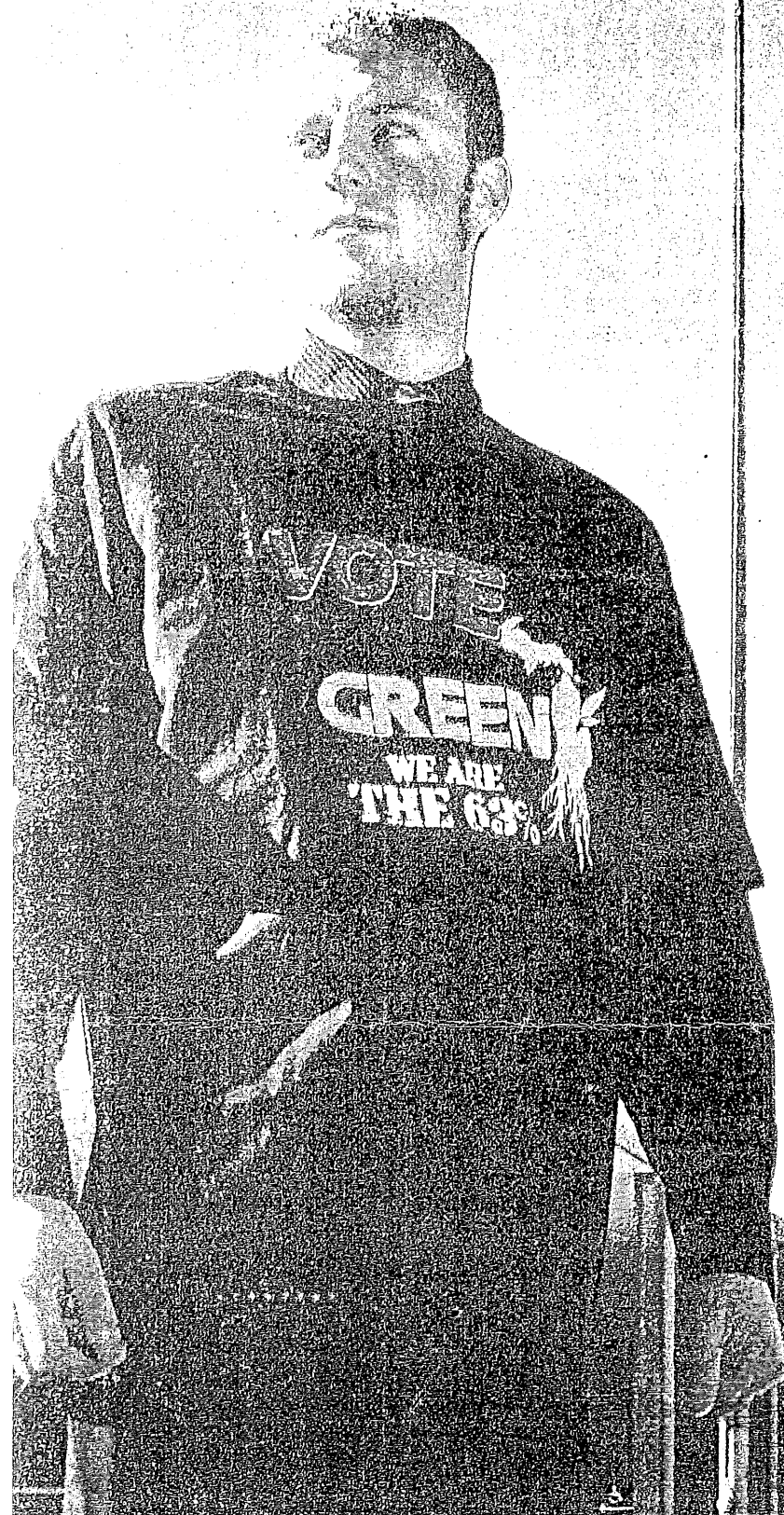
Women's Rights  
Equal Pay and  
Reproductive choice

Legalize Marijuana  
for Adults

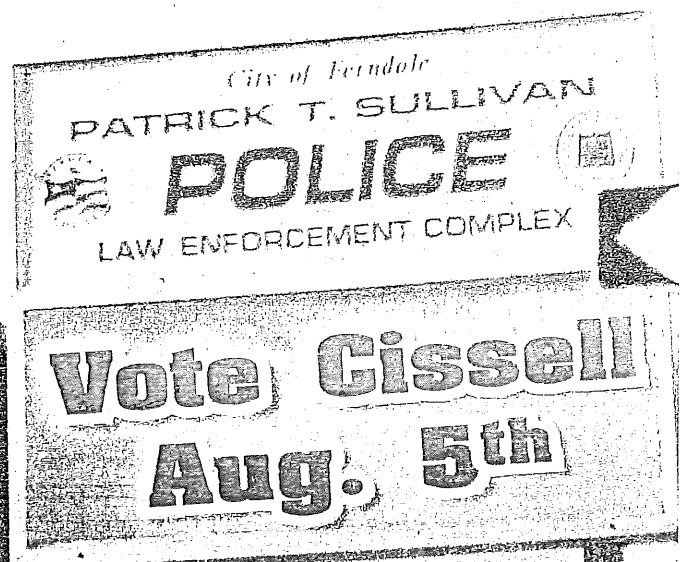
Repeat Right to work • Supports Marriage Equality

andrewcissell2014.com





# Strong Bold Leadership





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

August 14, 2014

Brandy Zink  
2930 East Jefferson Avenue  
Detroit, Michigan 48207

Dear Ms. Zink:

The Department of State received a response to the complaint you filed against Andrew Cissell, 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, 1<sup>st</sup> 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: Andrew Cissell

**Bourbonais, Lori (MDOS)**

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**From:** andrew cissell <acissell74@yahoo.com>  
**Sent:** Wednesday, August 13, 2014 1:37 PM  
**To:** Bourbonais, Lori (MDOS)  
**Subject:** Andrew Cissell Campaign Law

Hello Lori,

This is Andrew Cissell here. Sorry it took so long to get back to you. Everything has been crazy and I'm now getting back to normal after the campaign. I wanted to first state that February's newspaper ad was an accidental mistake by me, by not knowing to put the "paid for" statement on it. The next issue of April was corrected and I will send you an email later with a scanned picture of the April issues correction. The literature that was first produced in April also did have a mistake, however that was not my fault, it was the fault of the printer. My campaign manager can contest to this as well. Also I will send you an email with a scanned picture of the new literature that was corrected. Sorry for this confusion, but I did correct my mistakes, and none of them were made with my intent or consciousness of the mistakes. When I found them, I corrected them. Thank you for your help and understanding.

Sincerely, Andrew Cissell





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

November 24, 2014

Andrew Cissell  
23260 Rensselaer  
Oak Park, Michigan 48237

Dear Mr. Cissell:

The Department of State (Department) has completed its investigation of the complaint filed against you by Brandy Zink, which alleged that you violated section 47(1) of the Michigan Campaign Finance Act (MCFA or Act), 1976 PA 388, MCL 169.247(1), by failing to include a complete and correct identification statement on certain campaign-related material. This letter concerns the disposition of Ms. Zink's complaint.

The MCFA and corresponding administrative rules require a person who produces printed material that relates to an election to include the phrase "Paid for by [name and address of the person who paid for the item]." MCL 169.247(1), R 169.36(2). A knowing violation constitutes a misdemeanor offense punishable by a fine of up to \$1,000.00, imprisonment for up to 93 days, or both. MCL 169.247(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.

Ms. Zink filed her complaint on July 8, 2014, and you filed a written response on August 13, 2014. Ms. Zink did not file a rebuttal statement with the Department.

Ms. Zink alleged that some of your campaign material did not contain a complete and correct paid-for-by statement. In support of her complaint, Ms. Zink provided a campaign card which stated "ANDREW CISELL Democrat for 27<sup>th</sup> District VOTE AUG 5<sup>th</sup> [.]" and copy of an which stated "Vote Cissell-Aug. 5<sup>th</sup> [.]". It appears that there is no paid-for-by statement on this material.

In your response you stated that your February ad mistakenly did not include a paid-for-by statement, but it was corrected in the next issue. You also stated that the campaign card was missing its paid-for-by statement because of an omission by the printer. You further stated that once the error was found, it was corrected. Finally, you assert that while mistakes were made, you corrected them and none of the mistakes were made with intent.

While the Department believes that the evidence tends to show that your campaign material failed to contain a complete paid-for-by statement, section 15(10) of the MCFA requires the

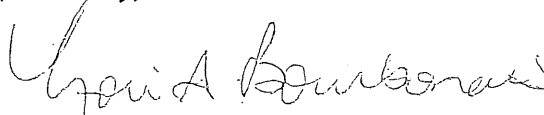
Department to "endeavor to correct the violation or prevent a further violation by using informal methods such as a conference, conciliation, or persuasion [.]"

Therefore, the Department issues this warning letter and is advising you that section 47(1) and R 169.36(2) require you to print a complete and accurate identification statement on all campaign materials, consisting of the phrase "paid for by" followed by the full name and address of your committee. Note that all printed materials that refer to an election or your candidacy produced in the future must include this identification statement.

Please be advised that this notice has served to remind you of your obligation under the Act to identify your printed matter, and may be used in future proceedings as evidence that tends to establish a knowing violation of the Act. A knowing violation is a misdemeanor offense and may merit referral to the Attorney General for enforcement action. MCL 169.247(5), 215(10).

The Department now considers this matter closed and will take no further action against you at this time.

Sincerely,

A handwritten signature in dark ink, appearing to read "Lori A. Bourbonais", written in a cursive style.

Lori Bourbonais  
Bureau of Elections  
Michigan Department of State

c: Brandy Zink