



Michigan Department of State  
Campaign Finance Complaint Form

BUREAU OF ELECTIONS • RICHARD H. AUSTIN BUILDING - 1<sup>st</sup> Floor  
430 W. ALLEGAN STREET • LANSING, MICHIGAN 48918

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

Section 1. Complainant			
Your Name <u>Diane Randall</u>		Daytime Telephone Number <u>989-205-0182</u>	
Mailing Address <u>Po Box 1599</u>			
City <u>Houghton Lake</u>	State <u>mi</u>	Zip <u>48629</u>	
Email (optional) <u>randall4rep@hotmail.com</u>			

Section 2. Alleged Violator		
Name <u>Kim Morley</u>		
Mailing Address <u>Po Box 242</u>		
City <u>Roscommon</u>	State <u>mi</u>	Zip <u>48653</u>
Email (optional) <u>kim@morleyformi.com</u>		

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

Section(s) of the MCFA alleged to be violated: 169.247

Explain how those sections were violated:

AT Least 5 signs AT various LOCATIONS  
DID NOT have ANY reference regarding  
Paid for by CTF Kim Morley.

Evidence included with the submission of the complaint that supports the allegations:

ATTACHED please find 5 photos of signs in  
VARIOUS LOCATIONS. TAKEN 7-27-2022

**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

7-28-2022

Date

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

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

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

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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.

**Section 6. Submission**

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

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

**MORLEY**

**FOR STATE REPRESENTATIVE**

**FIVE**



KIM

MORLEY

FOR STATE REPRESENTATIVE



**MURPHY**

**FOR STATE REPRESENTATIVE**

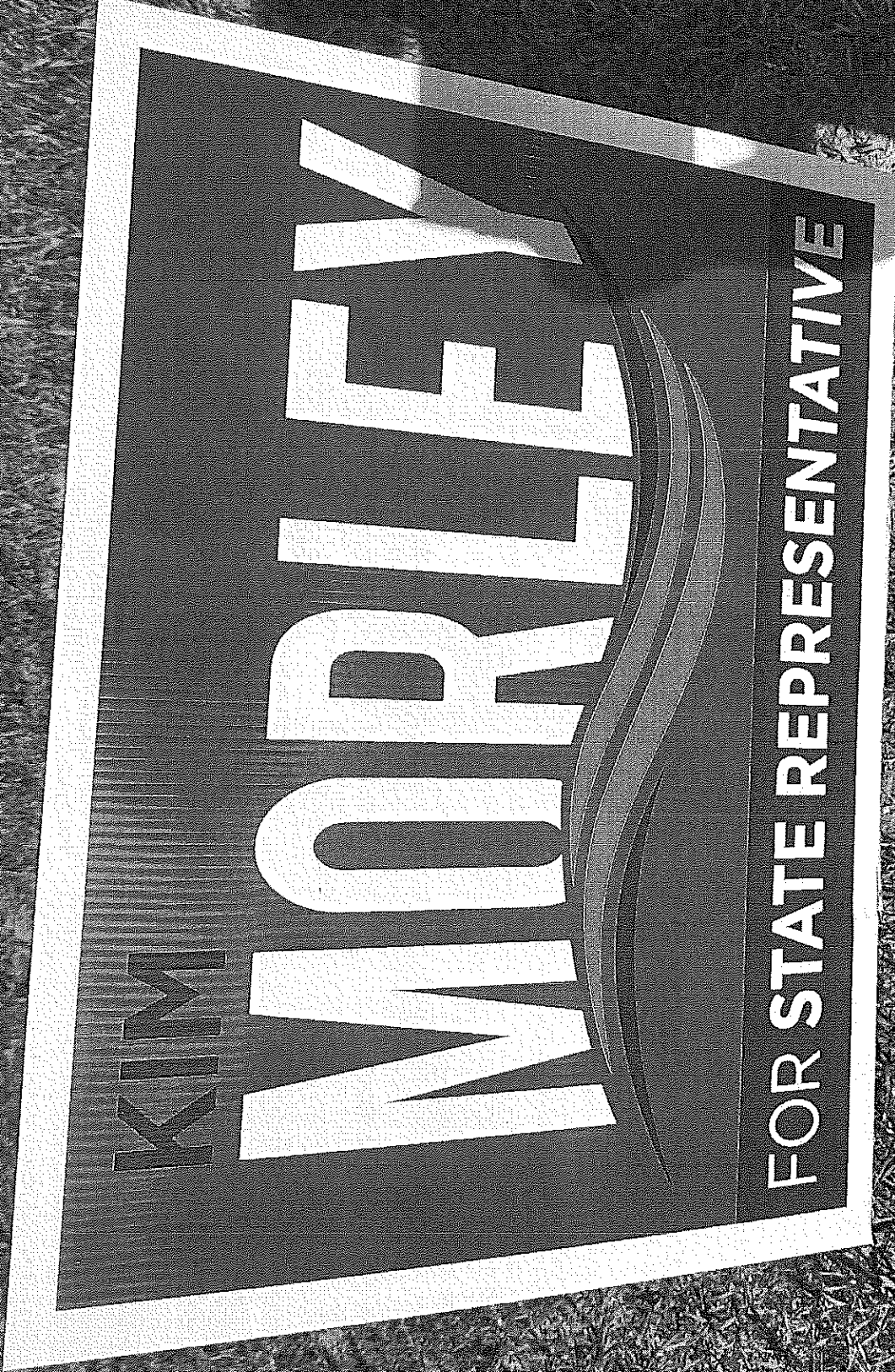
**WVA**



**MURLEY**

**FOR STATE REPRESENTATIVE**







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

August 30, 2022

Kim Morley  
P.O. Box 242  
Roscommon, MI 48653

Re: Randall v. Morley  
Campaign Finance Complaint No. 2022 - 7 - 79 - 47

Dear Ms. Morley:

The Department of State (Department) has received a formal complaint alleging you have violated MCL 169.247 of the Michigan Campaign Finance Act (MCFA) by failing to include an identification statement on yard signs. Photos were included with the complaint; a copy of the complaint is enclosed.

The MCFA and corresponding administrative rules require a person who produces printed material that relates to an election 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(6).

Upon review, the evidence submitted supports the conclusion that a potential violation of the Act has occurred. From the outset, the Department must consider whether the materials fall within the ambit of the MCFA. Because the materials explicitly advocate for the election or defeat of a candidate, or for the passage or defeat of a ballot proposal, the materials contain express advocacy as defined by the Act. MCL 169.206(2)(j). As explained above, such materials must contain a "paid for by" statement listing the name and address of the committee purchasing the materials. However, the evidence shows that the materials at issue here omit part or all of that required statement. That absence supports the conclusion that a potential violation of the MCFA has occurred.

After reaching this conclusion, the Act 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.*



Given this, the Department concludes that a formal warning is a sufficient resolution to the complaint and is hereby advising you that MCL 169.247(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 referencing you or your candidacy produced in the future must include this identification statement. For all materials currently in circulation, the paid for by statement must be corrected. If this information has been included in your materials and you wish to rebut the Department's conclusion, you must respond in writing to the Department within 15 business days of the date of this letter otherwise the Department will treat the complaint as resolved.

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(6), 215(10).

Sincerely,

Regulatory Section  
Bureau of Elections  
Michigan Department of State

c: Diane Randall



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

September 22, 2022

Diane Randall  
P.O. Box 1599  
Houghton Lake, MI 48629

Re: *Randall v. Morley*  
Campaign Finance Complaint No. 2022 – 07 – 79 – 47

Dear Ms. Randall:

The Department of State received a response from Ms. Morley to the complaint you filed against her alleging a violation of the Michigan Campaign Finance Act, 1976 P.A. 388, MCL 169.201 *et seq.* A copy of the response is provided as an enclosure with this letter.

In her response, Ms. Morley stated that she attached stickers with the proper identifying information soon after the mistake was discovered, and before the complaint was filed. The Department considers this matter concluded and will take no further action.

Sincerely,

Regulatory Section  
Bureau of Elections  
Michigan Department of State



## McInerney, Jenny (MDOS)

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**From:** Kim Morley <kgmorley3@gmail.com>  
**Sent:** Friday, September 16, 2022 2:41 PM  
**To:** MDOS-BOERegulatory  
**Cc:** Kim Morley  
**Subject:** Campaign Finance Compliant # 2022-7-79-47 RESPONSE  
**Attachments:** Signs.jpg

**Categories:** Jessica

**CAUTION: This is an External email. Please send suspicious emails to [abuse@michigan.gov](mailto:abuse@michigan.gov)**

This email is to verify receipt of your letter dated 8/30/22 regarding the campaign finance violation. Per my conversation with Jenny, we noticed the mistake the week we put signs out, which was the first week of June. All signs, except for 5 missing signs, were stickered with the proper information by June 10th. See attached examples.

I value the role that the Secretary of State provides in making sure candidates are aware and comply, so I would like it to go on record that this was taken care of well in advance of the complaint being filed. I would also like a copy of this to be sent to the complainant, Diane Randall, with a copy to me of what was sent to her.

Thank you for your time. Feel free to call me with any further questions.

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*Kim Morley*  
*Cell (989) 859-0706*  
[kgmorley3@gmail.com](mailto:kgmorley3@gmail.com)



# FOR STATE

PAID FOR BY  
CTE KIM MORLEY  
P.O. BOX 242  
ROSCOMMON, MI 48653

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