



MICHIGAN DEPARTMENT OF STATE
BUREAU OF ELECTIONS

1. Committee I.D. Number 141151

**SUMMARY PAGE
CANDIDATE COMMITTEE**

2. Committee Name Chuck Heit for Sheriff

RECEIPTS		Column I This Period	Column II Cumulative this election cycle
3. Contributions			
a. Itemized (Schedule 1A - Column 6)	(3a.) \$	<u>0</u>	
b. Unitemized (less than \$20.01 each - no Schedule)	(3b.) \$	<u>NOT APPLICABLE</u>	
c. Subtotal of "Contributions"	(3c.) \$	<u>0</u>	(18.) \$
4. Other Receipts (Schedule 1A -1, Column 6)	(4.) \$		(19.) \$
5. TOTAL CONTRIBUTIONS AND OTHER RECEIPTS (Add Line 3c + Line 4)	(5.) \$	<u>0</u>	(20.) \$ <u>\$12,910.00</u>
IN-KIND CONTRIBUTIONS & EXPENDITURES			
6. In-Kind Contributions (Schedule 1-IK, Column 7)	(6.) \$		(21.) \$
7. In-Kind Expenditures (Schedule 1B-IK, Column 6)	(7.) \$		(22.) \$
EXPENDITURES			
8. Expenditures			
a. Itemized (Schedule 1B, Column 6)	(8a.) \$	<u>0</u>	
b. Itemized Get-Out-the-Vote (Schedule 1B-G)	(8b.) \$		
c. Unitemized (less than \$50.01 each - no Schedule)	(8c.) \$		
9. TOTAL EXPENDITURES (Add Line 8a + Line 8b + Line 8c)	(9.) \$	<u>0</u>	(23.) \$ <u>\$7,103.00</u>
INCIDENTAL EXPENSE DISBURSEMENTS (Officeholders Only)			
10. Disbursements			
a. Itemized (Schedule 1C, Column 6)	(10a.) \$		
b. Unitemized (less than \$50.01 each - no Schedule)	(10b.) \$		
11. TOTAL INCIDENTAL EXPENSE DISBURSEMENTS (Add Line 10a + Line 10b)	(11.) \$		(24.) \$
DEBTS AND OBLIGATIONS			
12. Debts and Obligations			
a. Owed by the Committee (Schedule 1E)	(12a.) \$		
b. Owed to the Committee (Schedule 1E)	(12b.) \$		
BALANCE STATEMENT			
13. Ending Balance of last report filed (Enter zero if no previous reports have been filed.)	(13.) \$	<u>\$5,806.33</u>	
14. Amount received during reporting period (Line 5, Total Contributions & Other Receipts)	(14.) + \$	<u>0</u>	
15. SUBTOTAL Add lines 13 and 14	(15.) = \$	<u>\$5,806.33</u>	
16. Amount expended during reporting period (Add lines 9 and 11)	(16.) - \$	<u>0</u>	
17. ENDING BALANCE (Subtract line 16 from line 15)	(17.) \$	<u>\$5,806.33</u>	*



**CANDIDATE COMMITTEE
COVER PAGE**

FOR OFFICIAL USE ONLY

Report must be legible, typed or printed in ink and signed by the treasurer (or designated record keeper) and candidate.

3. This Statement covers From: 10/21/2022 to 12/31/2022

1. Committee I.D. Number

141151

4. Candidate Last Name First Name M.I.

Heit Charles E

4a. Office Sought Including District # or Community Served (If applicable)

Sheriff

4b. County of Residence **BERRIEN**

2. Committee Name

Chuck Heit for Sheriff

5. Committee's Mailing Address

**P.O. Box 632
Saint Joseph Michigan 49085**

6. Treasurer's Name & Residential Address

**Kevin Proshwitz
4779 Concord Ridge Blvd
Saint Joseph Michigan 49085**

Area Code and Phone (269) 208-9480

If the address in this box is different from the committee mailing address on the Statement of Organization, mail may be sent to this address by the filing official.

Area Code & Phone (269) 591-2440

7. Treasurer's Business Address

**State of Michigan
401 8th Street
Benton Harbor Michigan 49022**

8. Designated Record Keeper's Name and Address (If the committee has a Designated Record Keeper)

Area Code and Phone (269) 591-2440

Area Code and Phone _____

9. TYPE OF STATEMENT

9a. ☐ Pre-Election OR 9b. ☐ Post-Election

Pre-Election or Post-Election Statement relates to:

- ☐ Primary
☐ General
☐ Convention
☐ Special
☐ School
☐ Caucus

Required ONLY if candidate is not on the ballot for the current year:

- ☐ July Quarterly
☐ October Quarterly

9c. ☒ Annual Statement (2022)
Coverage Year

9d. ☐ Amendment to Campaign Statement
(Complete Item 9a, 9b, 9c or 9e to indicate which Statement is being amended.)

Date of Election, Convention or Caucus

9e. Dissolution of Candidate Committee

☐ By checking this item I/We certify any outstanding debt by the committee to the candidate or his or her spouse is here by discharged and forgiven, and no longer collectible from the committee. The committee has no outstanding assets, owes no late fees or has any outstanding debt.

Further, if the dissolution cannot be granted, that this be considered a request for the Reporting Waiver.

Effective date of dissolution

Note: The disposition of residual funds must be reported on Schedule 1B and the Summary Page.

10. Verification: I/We certify that all reasonable diligence was used in the preparation of this statement and attached schedules (if any) and to the best of my/our knowledge and belief the contents are true, accurate and complete.

Current Treasurer or
Designated Record keeper

Kevin Proshwitz

Type or Print Name

Signature

Date

1/29/23

Candidate

Charles Heit

Type or Print Name

Signature

Date

1/29/23



MICHIGAN DEPARTMENT OF STATE
BUREAU OF ELECTIONS

1. Committee I.D. Number 141151

**SUMMARY PAGE
CANDIDATE COMMITTEE**

2. Committee Name Chuck Heit for Sheriff

RECEIPTS		Column I This Period	Column II Cumulative this election cycle
3. Contributions			
a. Itemized (Schedule 1A - Column 6)	(3a.) \$	<u>0</u>	
b. Unitemized (less than \$20.01 each - no Schedule)	(3b.) \$	<u>NOT APPLICABLE</u>	
c. Subtotal of "Contributions"	(3c.) \$	<u>0</u>	(18.) \$
4. Other Receipts (Schedule 1A -1, Column 6)	(4.) \$		(19.) \$
5. TOTAL CONTRIBUTIONS AND OTHER RECEIPTS (Add Line 3c + Line 4)	(5.) \$	<u>0</u>	(20.) \$ <u>\$12,910.00</u>
IN-KIND CONTRIBUTIONS & EXPENDITURES			
6. In-Kind Contributions (Schedule 1-IK, Column 7)	(6.) \$		(21.) \$
7. In-Kind Expenditures (Schedule 1B-IK, Column 6)	(7.) \$		(22.) \$
EXPENDITURES			
8. Expenditures			
a. Itemized (Schedule 1B, Column 6)	(8a.) \$	<u>0</u>	
b. Itemized Get-Out-the-Vote (Schedule 1B-G)	(8b.) \$		
c. Unitemized (less than \$50.01 each - no Schedule)	(8c.) \$		
9. TOTAL EXPENDITURES (Add Line 8a + Line 8b + Line 8c)	(9.) \$	<u>0</u>	(23.) \$ <u>\$7,103.00</u>
INCIDENTAL EXPENSE DISBURSEMENTS (Officeholders Only)			
10. Disbursements			
a. Itemized (Schedule 1C, Column 6)	(10a.) \$		
b. Unitemized (less than \$50.01 each - no Schedule)	(10b.) \$		
11. TOTAL INCIDENTAL EXPENSE DISBURSEMENTS (Add Line 10a + Line 10b)	(11.) \$		(24.) \$
DEBTS AND OBLIGATIONS			
12. Debts and Obligations			
a. Owed by the Committee (Schedule 1E)	(12a.) \$		
b. Owed to the Committee (Schedule 1E)	(12b.) \$		
BALANCE STATEMENT			
13. Ending Balance of last report filed (Enter zero if no previous reports have been filed.)	(13.) \$	<u>\$5,806.33</u>	
14. Amount received during reporting period (Line 5, Total Contributions & Other Receipts)	(14.) + \$	<u>0</u>	
15. SUBTOTAL Add lines 13 and 14	(15.) = \$	<u>\$5,806.33</u>	
16. Amount expended during reporting period (Add lines 9 and 11)	(16.) - \$	<u>0</u>	
17. ENDING BALANCE (Subtract line 16 from line 15)	(17.) \$	<u>\$5,806.33</u>	*



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

May 1, 2023

Richard Briand
124 Matthew Rd.
Niles, MI 49120

Via email

Re: *Briand v. Heit*
Campaign Finance Complaint No. 23-026

Dear Mr. Briand:

The Department of State received a response from Chuck Heit to the complaint you filed against him 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.

You may file a rebuttal statement after reviewing the enclosed response. If you elect to file a rebuttal statement, you are required to do so within 10 business days of the date of this letter. The rebuttal statement may be emailed to BOERegulatory@Michigan.gov or mailed to the Department of State, Bureau of Elections, Richard H. Austin Building, 1st Floor, 430 West Allegan Street, Lansing, Michigan 48918.

Sincerely,

Regulatory Section
Bureau of Elections
Michigan Department of State

Enclosure
c: Chuck Heit

MDOS-BOERegulatory

From: MDOS-BOERegulatory
Sent: Wednesday, June 21, 2023 10:47 AM
To: Victoria Graham
Subject: RE: Berrien County Chuck Heit

Dear Ms. Graham,

The complaint is proceeding through the campaign finance complaint timeline outlined in MCL 169.215. A notice of the complaint was sent to both parties and Mr. Heit submitted a response May 1. Mr. Briand was then given the opportunity to submit a rebuttal. Because he has not done so, the Department has proceeded to the determination stage and will issue a determination before the statutory deadline of July 20, 2023. If a violation is found, the Department will attempt to conciliate with Mr. Heit. At the conclusion of the complaint, the full file will be posted on the Department's website.

Thank you,

Bureau of Elections, Regulatory Section Michigan Department of State Secretary of State Jocelyn Benson P.O. Box 20126
Lansing, Michigan 48901

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

From: Victoria Graham <vgraham@berriencounty.org>
Sent: Tuesday, June 13, 2023 12:08 PM
To: MDOS-BOERegulatory <MDOS-BOERegulatory@michigan.gov>
Subject: Berrien County Chuck Heit

CAUTION: This is an External email. Please send suspicious emails to abuse@michigan.gov

Good morning,

I am reaching out to inquire about the current status/report NO. 23-026 regarding a complaint that was filed by Rick Briand against Chuck Heit in April 2023.

Thank you,
Victoria Graham
Elections Administrator
Berrien County
811 Port Street
St. Joseph, MI 49085
269-983-7111 Ext. 8388

From: [MDOS-BOERegulatory](#)
To: [Chuck Heit](#)
Bcc: [Schaar, Meghan \(MDOS\)](#)
Subject: RE: Briand v. Heit Campaign Finance Complaint No. 23-026
Date: Wednesday, June 21, 2023 10:35:00 AM

Dear Mr. Heit,

The Department forwarded your response to Mr. Briand on May 1 and he was given the opportunity to submit a rebuttal statement. Because the Department did not receive a rebuttal, we have proceeded to the determination stage and will issue a determination to you before the statutory deadline of July 20, 2023. The complaint timeline can be found in [MCL 169.215](#).

Thank you,

Bureau of Elections, Regulatory Section

Michigan Department of State
Secretary of State Jocelyn Benson
P.O. Box 20126
Lansing, Michigan 48901

From: Chuck Heit <chuckheit@gmail.com>
Sent: Thursday, June 1, 2023 4:34 PM
To: MDOS-BOERegulatory <MDOS-BOERegulatory@michigan.gov>
Subject: Re: Briand v. Heit Campaign Finance Complaint No. 23-026

CAUTION: This is an External email. Please send suspicious emails to abuse@michigan.gov

I am following up on the campaign finance complaint that was filed by Rick Briand.

I forwarded my response on May 1, 2023 and hadn't heard anything yet.

Thank you,

Chuck Heit

Chuck Heit
(269) 208-9480
chuckheit@gmail.com

On May 1, 2023, at 10:44 AM, MDOS-BOERegulatory <MDOS-BOERegulatory@michigan.gov> wrote:

Please see the attached.

Part 2 of Chuck Heit's response

Thank you,

Bureau of Elections, *Regulatory Section*
Michigan Department of State
Secretary of State Jocelyn Benson
P.O. Box 20126
Lansing, Michigan 48901

<2023.04.25 Heit Response Part 2 Briand v. Heit.pdf>



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

July 6, 2023

Charles Heit
P.O. Box 632
St. Joseph, MI 49085

Re: *Briand v. Heit*
Campaign Finance Complaint No. 23-026

Dear Mr. Heit:

The Department of State (Department) has finished investigating the campaign finance complaint filed against you by Richard Briand on April 3, 2023. The complaint alleges you violated the Michigan Campaign Finance Act (MCFA or Act) by failing to report expenditures for fundraisers in furtherance of your campaign for Sheriff of Berrien County and the complaint cites a fundraiser conducted on or about June 24, 2022.

You responded to the complaint on April 25, 2023. In your response you indicated that you opened a campaign committee "Chuck Heit for Sheriff" on May 4, 2022. You also provided a copy of the signed and file stamped statement of organization form, dated May 4, 2022, with your response. In addition, you provided a copy of the campaign reports filed by the campaign committee with the Berrien County Clerk's Office in July 2022, October 2022, and January 2023.

Mr. Briand was notified of your response on May 1, 2023, but did not provide a rebuttal.

In Michigan the Act, Section 24 requires committees to file a statement of organization with the proper filing official within 10 days after the committee is formed. MCL 169.224(1). Section 24 details specific requirements for all statements of organization that must be filed. See MCL 169.224(2)-(3). Section 21 provides the requirements for formation of a candidate committee. MCL 169.221. A person who fails to file a timely statement is subject to a civil fine of up to \$1,000. MCL 169.221(13). A person who fails to file a statement of organization shall pay a late filing fee of \$10 per business day the report is not filed, not to exceed \$300. MCL 169.224(1). A person failing to file a statement of organization after 30 days is guilty of a misdemeanor punishable by a fine of up to \$1,000. *Id.*

By statutory definition, a candidate committee is designated in the candidate's filed statement of organization. An individual must form a candidate committee if the individual becomes a candidate. MCL 169.203(2). A committee must be formed if contributions received or expenditures made total \$500 or more in a calendar year.

The MCFA requires that candidates and committees record the full name, street address, amount contributed, and date of contribution for each individual from whom contributions are received. MCL 169.226(1)(e). Additionally, the following information regarding each fundraising event must be included in the report:

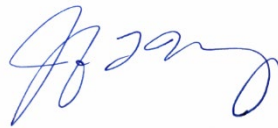
- The type of event, date held, address and name, if any, of the place where the activity was held, and approximate number of individuals participating or in attendance.
- The total amount of all contributions.
- The gross receipts of the fundraising event.
- The expenditures incident to the event.

MCL 169.226(1)(d).

The Department concludes that you have submitted sufficient evidence to rebut the possibility that you violated the MCFA by failing to report expenditures for fundraisers in furtherance of your campaign for Sheriff of Berrien County. Specifically, the Department finds that your campaign committee, Chuck Heit for Sheriff, filed a statement of organization Form on May 4, 2022, more than a month and a half before the fundraiser cited in the complaint. The Department also finds that the committee timely filed appropriate campaign reports detailing the contributions and expenditures made by the committee. Specifically, you submitted in your July 2022 quarterly report fundraiser schedule 1F for a golf outing fundraiser held on June 24, 2022, which is the fundraiser that was the subject of the complaint. Finally, Mr. Briand did not rebut your statement by providing any evidence indicating that your campaign received contributions or made expenditures in excess of \$500 prior to filing a statement of organization.

As such, the Department dismisses the Section 24 and Section 26 allegations contained in the complaint and considers this matter concluded.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jenny McInerney".

Jenny McInerney, Regulatory Attorney
Bureau of Elections
Michigan Department of State

Enclosure
c: Richard Briand