

McInerney, Jenny (MDOS)

From: Charter <annfix@charter.net>
Sent: Tuesday, September 13, 2022 8:08 AM
To: MDOS-BOERegulatory
Subject: Moyle Complaint

Categories: Jessica

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Good morning,

I did email my complaint and emailed a photo as evidence. I hope you received both and I truly apologize if you received a series of them...had issues with sending and had to Verizon figure what was going on.

Again, I apologize.

Thanks,
Ann Fix

Sent from my iPhone

From: Ann Fix <annfix@charter.net>
Sent: Wednesday, September 14, 2022 12:56 PM
To: MDOS-BOERegulatory
Subject: 2020 David Moyle Complaint

Categories:

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Michigan Department of State

Campaign Finance Complaint Form

BUREAU OF ELECTIONS 11 RICHARD H. AUSTIN BUILDING – 1st Floor 430 W. ALLEGAN STREET 11 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			
Ann Fix		906-241-2420	
1115 Lake Shore Drive			
Escanaba		MI	49829
annfix@charter.net			
Section 2. Alleged Violator			
David J. Moyle (R) District 4 Delta County Commissioner			
917 Ludington			
Escanaba		MI	49829
movledavid64@gmail.com			

Section 3 Allegations. [2020 Campaign Election for [Delta]County Commission]]

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

Sec. 169.224

Lack of Financial Institution on Statement of Organization

Sec. 169.212

Qualifying contributions - Excess contributions

9/29/2020. Alan Kostrzewa P.O. Box 2104. Traverse City, MI

49685-2104. \$2615.26. Donation

9/2/2020. Marty Lagina. P.O.Box 2104. Traverse City, MI

49685-2104. \$500 *****Same address listed as Mr. Kostrzewa above]

** AS Mr. Kostrzewa and Mr Lagina both work/are employed by Heritage Sustainable Energy in Traverse City, are these contributions from the Company, which is listed as an LLC. No where is the Itemized Receipts Sch 1A-1, are occupations, employer, nor physical address given.

Sec. ??? Delta County Republican Committee, on 10/12/2020, donated \$200 to Mr. Moyle. Are local political parties allowed to contribute this amount to a candidate?

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 Ann Fix

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:

Signature of Complainant Date

X

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

Ann Fix 9/14/2022
Signature of Complainant Date

Revised: 06/19

From: Ann Fix <annfix@charter.net>
Sent: Wednesday, September 14, 2022 2:20 PM
To: MDOS-BOERegulatory
Subject: Evidence for Complaint against David Moyle Delta County Commissioner

Categories:

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

Good afternoon,
Enclosed is the evidence for David Moyle complaint 2020

Thank you,
Ann Fix

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>
> <image_67158785.JPG>
> <image_67179777.JPG>
> <image_67180545.JPG>
> <image_67169793.JPG>
> <image_67162113.JPG>
> <image_67193601.JPG>

From: Ann Fix <annfix@charter.net>
Sent: Wednesday, September 14, 2022 4:56 PM
To: MDOS-BOERegulatory
Subject: Re: David Moyle Candidate for Delta County Commissioner Campaign

Categories:

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I would like to add this to the 2020 complaint against David Moyle Delta County Commissioner.

Section 169.209 In Kind contribution

I did email you copy of the blank Itemized In Kind Expenditures form this afternoon.

He did the same defense class in 2020 as his reelection campaign is offering this election: see evidence below.

Thank you,
Ann Fix

On Sep 9, 2022, at 12:24 PM, Ann Fix <annfix@charter.net> wrote:

Good morning,

I would like to have a clarification/complaint on a campaign posting by Republican candidate David Moyle for Delta County Commissioner.

Is this posting legal and if so...how does he report this on his campaign financial statement?

If not legal, I would like his campaign notified about this violation.

It would be appreciated if I could receive a response before his class on September 24th.

Thank you,
Ann Fix

Ann Fix
1115 Lakeshore Drive
Escanaba, MI 49829
906-241-2420

Delta County Clerk
Nancy Przewrocki

clerk@deltacountymi.org

906-789-5105

David Moyle

917 Ludington Street

Escanaba, MI 49829

906-235-8427

moyledavid64@gmail.com

<image_6487327.jpeg>

From: Charter <annfix@charter.net>
Sent: Wednesday, September 14, 2022 1:39 PM
To: MDOS-BOERegulatory
Subject: 2020 David Moyle evidence complaint

Categories:

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

Handwritten form for David Moyle, Delta County Commissioner. The form includes fields for Name, Address, Phone, and Email. It also has a section for "Date of Birth" and "Date of Election". The form is dated November 3, 2020. The form is filled out with handwritten information, including "David Moyle" and "Delta County Commissioner".

Handwritten form for David Moyle, Delta County Commissioner. The form includes fields for Name, Address, Phone, and Email. It also has a section for "Date of Birth" and "Date of Election". The form is dated November 3, 2020. The form is filled out with handwritten information, including "David Moyle" and "Delta County Commissioner".



From: Ann Fix <annfix@charter.net>
Sent: Friday, September 16, 2022 7:49 AM
To: MDOS-BOERegulatory
Subject: David Moyle complaint IN KIND evidence

Categories:

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

Good morning,

Section 169.209 IN KIND

Enclosed is a copy of Mr. Moyle's video of his defense class for campaign 2020.

His Itemized expenditures lists the cost of the key chains that he gave to participants but does list cost of facility(Elks) on Ludington Street Escanaba, MI nor does it include as IN KIND the \$75.00 value of the class.

I thought committee meant more than one person? His organization does not include more than one person, he his his own treasurer.

Thank you,
Ann Fix
Video enclosed

https://m.facebook.com/story.php?story_fbid=pfbid02gYD4SpRis69BQ1gRH7LUaRxvTJv7awHyrNjY89Jq5duJHbjWYfNynjRx6aF6RXAvI&id=100052379230677&sfnsn=mo

From: Ann Fix <annfix@charter.net>
Sent: Monday, September 19, 2022 9:52 AM
To: MDOS-BOERegulatory
Subject: Re: Evidence IN KIND contribution/David Moyle(R) Delta County/ disclaimer Road patrol funding Moyle

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

Good morning,

I'm summiting more evidence for my complaints regarding Commissioner David Moyle.

I would certainly, appreciate an update on the complaints I have filed with the Michigan Elections Bureau.

Thank you,

Ann Fix

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> <IMG_5535.jpeg>
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STATE OF MICHIGAN
JOCELYN BENSON, SECRETARY OF STATE
DEPARTMENT OF STATE
LANSING

October 6, 2022

David J. Moyle
917 Ludington
Escanaba, MI 49829

Re: *Fix v. Moyle*
Campaign Finance Complaint No. 2022 – 09 – 99 – 209, 212, 224

Dear Mr. Moyle:

The Department of State (Department) has received a formal complaint filed against you by Ann Fix alleging that you violated the Michigan Campaign Finance Act (MCFA or Act). First, it alleges that you failed to report the expenses related to the self-defense classes that you provided in 2020 and 2022, including the rental or in-kind contribution regarding the location. Second, it alleges a failure to indicate on the committee's Statement of Organization the name and address of the financial institution in which the official committee depository is or is intended to be located. Third, it alleges excess contributions.¹ Fourth, it alleges an impermissible contribution by the Delta County Republican Committee. A copy of the complaint is included with this notice.

From the outset, the Department dismisses the third allegation in part and the second and fourth allegations in full. Two contributors who are employed by the same company are nonetheless each allowed to contribute an amount up to or including the contribution limit for a person. While Mr. Kwostrzewa's contribution appears to be above the contribution limit described below, Mr. Lagina's contribution is below that amount. The second allegation, regarding the committee's Statement of Organization, is dismissed because the SofO's compliance with statute and ultimate acceptance is determined by the candidate's filing official—in this case, the Delta County Clerk. The fourth allegation questions whether the Delta County Republican Committee was allowed to contribute \$200 to Mr. Moyle. Section 52 of the MCFA allows a political party committee other than the state central committee to make contributions to a candidate of up to 10 times the contribution limit generally applied to persons. MCL 169.252(3).

¹ The Department notes that the contribution is in excess of the amount allowed under the reporting waiver applied for in Mr. Moyle's Statement of Organization. However, it also notes that the reported contribution is itself an indication that Mr. Moyle eschewed the waiver and filed campaign statements.

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). Further, if the individual's cumulative contributions are more than \$100.00, the candidate or committee must also report the individual's occupation, employer, and principal place of business. *Id.* For each person other than an individual, candidates and committees need not include the additional employment information but must provide all other contributor information previously listed. MCL 169.226(1)(g).

In Michigan, contributions to a candidate committee are governed by statute. MCL 169.252. Specifically, in local elections for districts containing fewer than 85,000 people, no person may donate more than \$1,050.00.

<https://mertsplus.com/mertsuserguide/index.php?n=MANUALS.LocalLevelOffices>.

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. The investigation and resolution of this complaint is governed by section 15 of the Act and the corresponding administrative rules, R 169.51 *et seq.* An explanation of the process is included in the enclosed guidebook.

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. Materials 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. 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 answer will be provided to Ms. Fix, who will have an opportunity to submit a rebuttal statement to the Department. After reviewing 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 penalty provided in section 33(11) of the Act.

If you have any questions concerning this matter, you may contact the Regulatory Section of the Bureau of Elections at BOERegulatory@michigan.gov.

Sincerely,

Regulatory Section
Bureau of Elections
Michigan Department of State

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

RECEIVED/FILED
MICHIGAN DEPT OF STATE
2022 OCT 27 PM 2:10
ELECTIONS/GREAT SEAL

October 21, 2022

I have received your letter dated October 6, 2022, *Fix v. Moyle*, Campaign Complaint # 2022-09-99-209, 212, 224. I am responding in good faith to the allegations as presented in the Complaint I understand the allegations to be the following:

1. That I failed to report the expenses related to a self-defense class I provided in 2020 and again in 2022, including the rental of space and in kind consideration. Please see my response below.
2. Dismissed in Full by the Bureau
3. Allegations of excessive campaign contributions, dismissed in part, please see my response below.
4. Dismissed in Full by the Bureau

Response: Allegation number one.

I am a visually disabled American with correctable vision of 20/70 OU or in both eyes. While filling out the reporting forms I stated at the County Clerk window that I was having issues seeing the forms. The Office was extremely busy and I was told to simply do my best. I filled out what I could see to the best of my ability.

The purpose for the self-defense (or personal protection) classes, was to thank my community for its support. The classes were offered free of charge. One class, held in 2020, was alleged held at The Elks in Escanaba. This is not true. The 2020 class was held at The Eagles Hall in Escanaba. I have never taught a self-defense class at the Elks in Escanaba. The rental cost for the Eagles Hall was \$100 and was paid in full by me. The class held in 2022 was at the Harbor Lights Church of Christ and there was no cost associated with the use of the church.

The two classes (2020 and 2022) were free of charge. No political (or any) contributions were sought. No contributions were given or made at these events. There were no costs associated with these events in terms of advertising or public promotions. All equipment used was mine. To the best of my ability, I can think of no other costs associated with the self-defense classes of 2020 or 2022 other than what was noted in the complaint, or the amount mentioned for rental of the hall. There were no In-Kind contributions. I was the person giving the class at my own expense. I have given these free classes free numerous times throughout the years as a public service to my community.

Response: Allegation number 2 none. Dismissed in full

Response to Allegation #3 dismissed in part.

Again, please be advised that I did my best to see the reporting form given my visual disability. My understanding of the part of allegation number three that was not dismissed involves two issues.

"...Mr. Kwostrzewa's contribution appears to be above the contribution limit described below, Mr. Lagina's contribution is below that amount." And incomplete information regarding one or both contributors.

Additional information is required as stated in the letter as now provided: The campaign contribution of \$500 on 9/2/2020 was by Mr. Marty Legina, CEO of Heritage Sustainable Energy, 121 East Front St. Traverse City, Michigan 49685
121 East Front Street, Traverse City, Michigan 49684, (mailing address) P.O. Box 2104
Traverse City, Michigan 49685-2104

Additional information is required as stated in the letter as now provided: The campaign contribution of \$2,615.26 on 9/29/2020 by Mr. Alan Kostrzewa, Lead Land Man, Heritage Sustainable Energy 121 East Front Street Traverse City Michigan 49684, mailing address P.O. Box 2104 Traverse City Michigan 49685-2104.

The second issue:

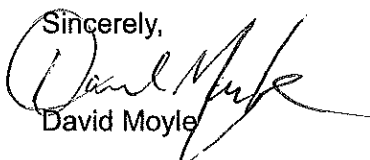
"The Department notes that the contribution is in excess of the amount allowed under the reporting waiver applied for in Mr. Moyle's Statement of Organization. However, it also notes this reported contribution is itself an indication that Mr. Moyle eschewed the waiver and filed campaign statements."

Upon receipt of Mr. Kostrzewa's contribution I filled out the necessary paperwork at the County Clerk's Office to withdraw the waiver. I did this in good faith having never received a campaign contribution of this amount. My error was not having the oversight to assure that the waiver withdrawal was processed. I accept responsibility for this. I ask the Bureau's guidance in how I should reconcile this issue. I am fully prepared to return the amount or do anything necessary. I acted in good faith and to the best of my ability in reporting the contribution and did not knowledgeable nor deliberately eschew or ignore the waiver. The error is mine.

Response: Allegation number four. None dismissed in Full.

I have answered the allegations to the best of my ability, and all statements in my reply are in good faith. These answers are factual and true to the best of my knowledge. Please contact me if you have additional questions or need more information. I can be contacted at 906-235-8427 or you can email me at MoyleDavid64@gmail.com.

I respectfully request, if possible, could you please make any other correspondence to me in larger print because of my visual impairment.

Sincerely,

David Moyle



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

November 1, 2022

Ann Fix
1115 Lake Shore Drive
Escanaba, MI 49829

Re: *Fix v. Moyle*
Campaign Finance Complaint No. 2022 – 09 – 99 – 209, 212, 224

Dear Ms. Fix:

The Department of State received a response from David Moyle 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



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

January 11, 2023

David J. Moyle
917 Ludington
Escanaba, MI 49829

Re: *Fix v. Moyle*
Campaign Finance Complaint No. 2022 – 09 – 99 – 209, 212, 224

Dear Mr. Moyle:

The Department of State (Department) has finished investigating the campaign finance complaint filed against you by Ann Fix alleging that you violated the Michigan Campaign Finance Act (MCFA or Act). This letter concerns the disposition of that complaint.

First, the complaint alleged that you failed to report the expenses related to the self-defense classes that you provided in 2020 and 2022, including the rental or in-kind contribution regarding the location. Second, it alleged a failure to indicate on the committee's Statement of Organization the name and address of the financial institution in which the official committee depository is or is intended to be located. Third, it alleged excess contributions.¹ Fourth, it alleged an impermissible contribution by the Delta County Republican Committee.

From the outset, the Department dismissed the third allegation in part and the second and fourth allegations in full. Two contributors who are employed by the same company are nonetheless each allowed to contribute an amount up to or including the contribution limit for a person. While Mr. Kostrzewa's contribution appears to be above the contribution limit described below, Mr. Lagina's contribution is below that amount. The second allegation, regarding the committee's Statement of Organization, was dismissed because the SofO's compliance with statute and ultimate acceptance is determined by the candidate's filing official—in this case, the Delta County Clerk. The fourth allegation questioned whether the Delta County Republican Committee was allowed to contribute \$200 to Mr. Moyle. Section 52 of the MCFA allows a

¹ The Department notes that the contribution is in excess of the amount allowed under the reporting waiver applied for in Mr. Moyle's Statement of Organization. However, it also notes that the reported contribution is itself an indication that Mr. Moyle eschewed the waiver and filed campaign statements.

political party committee other than the state central committee to make contributions to a candidate of up to 10 times the contribution limit generally applied to persons. MCL 169.252(3).

You responded to the complaint in a letter received by the Department October 27, 2022. In your response, you argued that the self defense classes offered in 2020 and 2022 had nothing to do with your candidacy or campaign. You argued that you had offered the class numerous times previously, that you offered the class free of charge, and that you neither sought nor accepted any contributions at these events. You stated that you paid \$100 rental cost for the Eagles Hall in 2020 personally and that there was no rental cost associated with the use of the Harbor Lights Church of Christ for the class in 2022.

Regarding the allegation of a contribution in excess of the allowed amount, you provided the addresses and employers of the individuals whose contributions were the subject to the complaint. You stated that you acted in good faith to file the necessary paperwork to withdraw your waiver once you received the large contribution. Further, you asked for the Bureau's guidance in reconciling the issue, offering to return the amount or to do anything else necessary.

In a letter mailed November 3, 2022, Ms. Fix was given the opportunity to provide a rebuttal statement; to date, no statement has been received.

Accordingly, the Department proceeds to the determination stage considering Ms. Fix's complaint and Mr. Moyle's response concerning the first (provision of the self-defense class) and third (excess contributions) allegations.

The MCFA requires committees to file contributions and expenditures with the appropriate filing official by specific dates. MCL 169.233(1) – (3). The Act requires a committee that receives or expends more than \$1,000 during any election to file campaign finance reports in compliance with the act. MCL 16.233(6). A person who knowingly omits or underreports expenditures required to be disclosed by the Act is subject to a civil fine of not more than \$1,000 or the amount of the expenditures omitted or underreported, whichever is greater. MCL 169.233(11).

Expenditure is defined in the Act as “a payment, donation, loan, or promise of money or anything of ascertainable monetary value for goods, materials, services, or facilities in assistance of, or in opposition to, the nomination or election of a candidate, the qualification, passage, or defeat of a ballot question, or the qualification of a new political party.” MCL 169.206(1)

In Michigan, contributions to a candidate committee are governed by statute. MCL 169.252. Specifically, in local elections for districts containing fewer than 85,000 people, no person may donate more than \$1,050.00.

<https://mertsplus.com/mertsuserguide/index.php?n=MANUALS.LocalLevelOffices>

First, you acknowledged that you provided the class free of charge and paid for any costs personally. However, the advertisement submitted with the complaint indicates “My reelection

committee is sponsoring free self-defense classes for any women in Delta County. It's a \$75 value that you're getting absolutely free." By stating that the class has a \$75 value, you attach an ascertainable monetary value to the class and, because you stated in the advertisement that it was sponsored by your reelection committee, the class was in assistance of the nomination or election of a candidate. As such, you were required to report the expenditure under section 33 of the Act. Because you did not, there is reason to believe that a violation of the MCFA occurred.

Regardless of a waiver, the maximum amount that Mr. Kostrzewa was allowed to contribute to your candidate committee was \$1,050. Instead, as you acknowledged in your response, he contributed \$2,615.26. Because the amount is in excess of the allowable amount, the Department concludes that there may be a reason to believe that a violation of section 52 of the Act occurred.

Upon making these determinations, the Department is required by law to attempt to resolve the matter informally. MCL 169.215(10).

Based on the above, the Department offers to resolve this matter in the following manner: first, by returning the amount in excess of the allowable contribution to Mr. Kostrzewa—\$1,565.26; and second, by reporting the in-kind contributions provided to your committee related to the self-defense class on the appropriate campaign finance reports.

Your reports should be filed with the Delta County Clerk's office and a copy should be provided to the undersigned. Upon filing, the Department will review and determine whether any further enforcement action, including any fines or a conciliation agreement, are necessary.

If, after 90 business days, the Department is unable to correct or prevent further violation by these informal methods, the secretary of state shall do either of the following:

- (a) Refer the matter to the attorney general for the enforcement of any criminal penalty provided by this act.
- (b) Commence a hearing as provided in subsection (11) for enforcement of any civil violation.

MCL 169.215(11).

If you have any questions regarding this matter, please feel free to contact me at BOERegulatory@michigan.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Jenny McInerney', is written over a light blue horizontal line.

Jenny McInerney, Regulatory Attorney
Regulatory Section
Bureau of Elections

David J. Moyle
Page 4

Michigan Department of State

c. Ann Fix

From: [Anastasia Moyle](#)
To: [MDOS-BOERegulatory](#)
Subject: David Moyle Complaint #2022-09-99-209,212,224
Date: Tuesday, February 28, 2023 4:39:44 PM

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

Attention Jenny McInerney, Regulatory Attorney,

As stipulated in your communication to me, I am responding in good faith. I testify that the information contained in this email is truthful and accurate to the best of my knowledge, and I am submitting it to you in the hope that my oversight and mistakes will now be in compliance with your department. I am reachable at 906-235-8427 or at the emails that you have noted. Please be advised that I have also submitted the overpayment back to the individual as stipulated in your previous communications. Additionally, I have filed with the delta county clerk , the necessary in-kind donations that I submitted to my own campaign. Thank you for your assistance with this matter.
David Moyle.



MICHIGAN DEPARTMENT OF STATE
BUREAU OF ELECTIONS

CANDIDATE COMMITTEE
COVER PAGE

Amended

FOR OFFICIAL USE ONLY

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

1. Committee I.D. Number 28128		3. This Statement covers From: Sept 1 2020 to Sept 30 2020	
2. Committee Name Committee to Elect David Moyle		4. Candidate Last Name Moyle First Name David M.I. J. 4a. Office Sought Including District # or Community Served (If applicable) County Commissioner Dist 4 4b. County of Residence	
5. Committee's Mailing Address 917 Ludington St Upper Gscanada MI 44829 Area Code and Phone 906 235 8427 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.		6. Treasurer's Name & Residential Address Area Code & Phone	
7. Treasurer's Business Address Area Code and Phone		8. Designated Record keeper's Name and Mailing Address (If the committee has a Designated Record keeper) Area Code and Phone	
9. TYPE OF STATEMENT 9a. <input checked="" type="checkbox"/> Pre-Election OR 9b. <input type="checkbox"/> Post-Election Pre-Election or Post-Election Statement relates to: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Convention <input type="checkbox"/> Special <input type="checkbox"/> School <input type="checkbox"/> Caucus Date of Election, Convention or Caucus 11/3/2020		Required ONLY if candidate is not on the ballot for the current year: <input type="checkbox"/> July Quarterly <input type="checkbox"/> October Quarterly 9c. <input type="checkbox"/> Annual Statement () Coverage Year 9d. <input type="checkbox"/> Amendment to Campaign Statement (Complete Item 9a, 9b, 9c or 9e to indicate which Statement is being amended.) 9e. Dissolution of Candidate Committee <input type="checkbox"/> By checking this item I/We certify any outstanding debt by the committee to the candidate or his or her spouse is hereby 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 _____ Type or Print Name Signature Date			
Candidate David Moyle _____ Type or Print Name Signature Date 2/28/2023			



MICHIGAN DEPARTMENT OF STATE
BUREAU OF ELECTIONS

ITEMIZED IN-KIND CONTRIBUTIONS

SCHEDULE 1-IK

CANDIDATE COMMITTEE

1. Committee I. D. Number

28128

2. Committee Name

Committee to RE Elect Dan Ayk

3. Name and Address from whom received If contribution is from an individual, enter last name first. Check box to indicate if contribution is from a Political Committee or an Independent Committee (Both are commonly called PACs). Report all in-kind contributions.	4. Type of In-Kind Contribution (Check applicable box) 5. Date of Receipt 6. Name & Address of Vendor from whom goods or services were purchased	7. Amount or Fair Market Value	8. Cumulative for Election Cycle (Through date in Item 5)
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Contribution # 1 Name & Address: David Moxly 917 Ludington St Escanaba MI If over \$100.00 cumulative, please provide: Occupation: Employer Name & Business Address: CESA 12 ASHLAND Wisconsin	PAC Receipt? <input type="checkbox"/> Yes 4. <input type="checkbox"/> Endorsement or Guarantee of Bank Loan <input type="checkbox"/> Goods Donated or Loaned <input checked="" type="checkbox"/> Services Donated <input type="checkbox"/> Goods or Services Purchased by Candidate or Others <input type="checkbox"/> Goods or Services Purchased by Candidate or Others- LOAN Description Self Defense Classes 5. Date Of Receipt: Sept of 2020 6. Vendor Name & Address: No money was exchanged no donations were received for services	\$ 2,250.00	
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Contribution # 2 Name & Address: David Moxly 917 Ludington St Escanaba MI If over \$100.00 cumulative, please provide: Occupation: Employer Name & Address: CESA 12 Ashland Wisconsin	PAC Receipt? <input type="checkbox"/> Yes 4. <input type="checkbox"/> Endorsement or Guarantee of Bank Loan <input type="checkbox"/> Goods Donated or Loaned <input type="checkbox"/> Services Donated <input checked="" type="checkbox"/> Goods or Services Purchased by Candidate or Others <input type="checkbox"/> Goods or Services Purchased by Candidate or Others- LOAN Description Rent Eagles Hall 5. Date Of Receipt: Sept of 2020 6. Vendor Name & Address:	\$ 100.00	
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Contribution #3 Name & Address: David Moxly 917 Ludington St Escanaba MI If over \$100.00 cumulative, please provide: Occupation: Employer Name & Address:	PAC Receipt? <input type="checkbox"/> Yes 4. <input type="checkbox"/> Endorsement or Guarantee of Bank Loan <input type="checkbox"/> Goods Donated or Loaned <input type="checkbox"/> Services Donated <input checked="" type="checkbox"/> Goods or Services Purchased by Candidate or Others <input type="checkbox"/> Goods or Services Purchased by Candidate or Others- LOAN Description Self Defense Key chains 5. Date Of Receipt: Sept of 2020 6. Vendor Name & Address: given away not charged for no money received for key chains	\$ 120.00	
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Page Subtotal

Grand Total of all Schedules 1-IK
(Complete on last page of Schedule)

Enter this total
on line 6 of Summary
Page

THIS CHECK HAS A COLORED BACKGROUND AND CONTAINS MULTIPLE SECURITY FEATURES - SEE BACK FOR DETAILS



FIRST BANK, UPPER MICHIGAN
2800 LUDINGTON STREET
ESCANABA, MI 49829

200222375

74-999/911

February 28, 2023

AMOUNT

One Thousand Five Hundred Sixty Five and 26/100 Dollars — \$ 1,565.26

DAVID MOYLE
- , -CS

REMITTER

PAY
TO THE
ORDER
OF

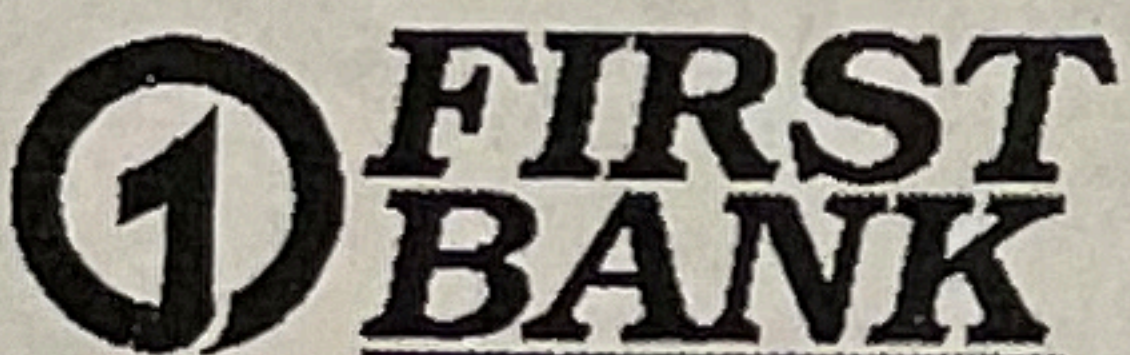
ALAN KOSTRZEWA
P.O. BOX 2104
TRAVERS CITY, 49685

CASHIER'S CHECK

Cheri Schuess



⑈ 200222375⑈ ⑆091109994⑆ ⑈090373⑈



FIRST BANK, UPPER MICHIGAN
2800 LUDINGTON STREET
ESCANABA, MI 49829

200222375

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One Thousand Five Hundred Sixty Five and 26/100 Dollars — \$ 1,565.26

DAVID MOYLE
- , -CS

REMITTER

PAY
TO THE
ORDER
OF

ALAN KOSTRZEWA
P.O. BOX 2104
TRAVERS CITY, 49685

COPY of
CASHIER'S CHECK

⑈ 200222375⑈ ⑆091109994⑆ ⑈090373⑈

*Overpayment sent as per your directions.
2/28/2023
DM*



MICHIGAN DEPARTMENT OF STATE
BUREAU OF ELECTIONS

CANDIDATE COMMITTEE
COVER PAGE

Amended

FOR OFFICIAL USE ONLY

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

1. Committee I.D. Number 28128		3. This Statement covers From: Sept 1 2020 to Sept 30 2020	
2. Committee Name Committee to Elect David Moyle		4. Candidate Last Name Moyle First Name David M.I. J. 4a. Office Sought Including District # or Community Served (If applicable) County Commissioner Dist 4 4b. County of Residence	
5. Committee's Mailing Address 917 Ludington St Upper Gscanada MI 49829 Area Code and Phone 906 235 8427 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.		6. Treasurer's Name & Residential Address Area Code & Phone	
7. Treasurer's Business Address Area Code and Phone		8. Designated Record keeper's Name and Mailing Address (If the committee has a Designated Record keeper) Area Code and Phone	
9. TYPE OF STATEMENT 9a. <input checked="" type="checkbox"/> Pre-Election OR 9b. <input type="checkbox"/> Post-Election Pre-Election or Post-Election Statement relates to: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Convention <input type="checkbox"/> Special <input type="checkbox"/> School <input type="checkbox"/> Caucus Date of Election, Convention or Caucus 11/3/2020		Required ONLY if candidate is not on the ballot for the current year: <input type="checkbox"/> July Quarterly <input type="checkbox"/> October Quarterly 9c. <input type="checkbox"/> Annual Statement () Coverage Year 9d. <input type="checkbox"/> Amendment to Campaign Statement (Complete Item 9a, 9b, 9c or 9e to indicate which Statement is being amended.) 9e. Dissolution of Candidate Committee <input type="checkbox"/> By checking this item I/We certify any outstanding debt by the committee to the candidate or his or her spouse is hereby 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 _____ Type or Print Name Signature Date			
Candidate David Moyle _____ Type or Print Name Signature Date 2/28/2023			



MICHIGAN DEPARTMENT OF STATE
BUREAU OF ELECTIONS

ITEMIZED IN-KIND CONTRIBUTIONS

SCHEDULE 1-IK

CANDIDATE COMMITTEE

1. Committee I. D. Number

28128

2. Committee Name

Committee to RE Elect Dan Ayk

3. Name and Address from whom received If contribution is from an individual, enter last name first. Check box to indicate if contribution is from a Political Committee or an Independent Committee (Both are commonly called PACs). Report all in-kind contributions.	4. Type of In-Kind Contribution (Check applicable box) 5. Date of Receipt 6. Name & Address of Vendor from whom goods or services were purchased	7. Amount or Fair Market Value	8. Cumulative for Election Cycle (Through date in Item 5)
Contribution # 1 Name & Address: David Moxly 917 Ludington St Escanaba MI If over \$100.00 cumulative, please provide: Occupation: Employer Name & Business Address: CESA 12 ASHLAND Wisconsin	4. <input type="checkbox"/> Endorsement or Guarantee of Bank Loan <input type="checkbox"/> Goods Donated or Loaned <input checked="" type="checkbox"/> Services Donated <input type="checkbox"/> Goods or Services Purchased by Candidate or Others <input type="checkbox"/> Goods or Services Purchased by Candidate or Others- LOAN Description: Self Defense Classes 5. Date Of Receipt: Sept of 2020 6. Vendor Name & Address: No money was exchanged no donations were received for services	\$ 2,250.00	
Contribution # 2 Name & Address: David Moxly 917 Ludington St Escanaba MI If over \$100.00 cumulative, please provide: Occupation: Employer Name & Address: CESA 12 Ashland Wisconsin	4. <input type="checkbox"/> Endorsement or Guarantee of Bank Loan <input type="checkbox"/> Goods Donated or Loaned <input type="checkbox"/> Services Donated <input checked="" type="checkbox"/> Goods or Services Purchased by Candidate or Others <input type="checkbox"/> Goods or Services Purchased by Candidate or Others- LOAN Description: Rent Eagles Hall 5. Date Of Receipt: Sept of 2020 6. Vendor Name & Address: Click Here for Memo Itemization	\$ 100.00	
Contribution # 3 Name & Address: David Moxly 917 Ludington St Escanaba MI If over \$100.00 cumulative, please provide: Occupation: Employer Name & Address:	4. <input type="checkbox"/> Endorsement or Guarantee of Bank Loan <input type="checkbox"/> Goods Donated or Loaned <input type="checkbox"/> Services Donated <input checked="" type="checkbox"/> Goods or Services Purchased by Candidate or Others <input type="checkbox"/> Goods or Services Purchased by Candidate or Others- LOAN Description: Self Defense Key chains 5. Date Of Receipt: Sept of 2020 6. Vendor Name & Address: Click Here for Memo Itemization given away not charged for no money received for key chains	\$ 120.00	

Page Subtotal

Grand Total of all Schedules 1-IK
(Complete on last page of Schedule)

Enter this total
on line 6 of Summary
Page



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

March 14, 2023

David J. Moyle
917 Ludington
Escanaba, MI 49829

Re: *Fix v. Moyle*
Campaign Finance Complaint No. 2022 – 09 – 99 – 209, 212, 224

Dear Mr. Moyle:

The Department of State (Department) is in receipt of your February 28, 2023 email and attachments, submitted in response to the Department's January 11, 2023 determination that there may be reason to believe that you violated the Michigan Campaign Finance Act (MCFA or Act).

In your email, you indicated that these acts were oversights and that you took steps to address them and bring yourself into compliance with the Act. In response to the allegation that you received a contribution from an individual that was in excess of the allowable amount, you indicated that you returned the overpayment to the individual. In response to the allegation that you failed to report in-kind contributions, you indicated that you have since filed reports of the in-kind donations to your campaign with the Delta County clerk. You included a photocopy of the check and copies of the reports in the email.

Given this, the Department concludes that a formal warning is a sufficient resolution to the complaint and considers the matter concluded. Thank you for your prompt resolution of this matter.

Sincerely,

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

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

c: Ann Fix