

This complaint form may be used to file a complaint alleging that someone violated the Michigan Campaign Finance Act (MCFA). Electronic submission of the form to BOERegulatory@Michigan.gov is strongly recommended. 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. Complaina	nt	
Your name		Daytime telephone number
Ormand Hook		231-349-9385
Mailing address		
14622 190th Avenue		
City	State	Zip
Big Rapids	MI	49307
Email (recommended)		
ormandhook@charter.net		
Section 2. Alleged Vio	lator (Respondent)	
Name		
Jeff Scarpelli, Big Rapids Digita	al	
Mailing address		
18720 16 Mile Rd		
City	State	Zip
Big Rapids	MI	49307
Email (recommended)		
Committee ID (optional)		
Please include em	ail addresses to expedite process	ing time and mitigate mail delays.
Section 3. Allegations	<b>S</b> (use additional sheets if more .	space is needed)
Section(s) of the MCFA alleged	to be violated:	
169.247		
109.241		

Explain how these sections were violated:
Big Rapids Digital developed the campaign website, www.chapmangreentownship.com, for James Chapman.
There is no "Paid for By" disclaimer on this campaign website.
Also on this website, there is a link "For additional info, click here" that is directed to www.greentownship.org, the official website for Green Charter Township, Mecosta County, Michigan. James Chapman, the customer of Big Rapids Digital, is the Supervisor of Green Charter Township, and is currently under recall.
Dig Napide Digital, to the Edpervisor of Green Charter Township, and to currently under recall.
Evidence included with the submission of the complaint that supports the allegations:
See photos of the website in question, attached to this email.
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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.

10-21-23

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:

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 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, submit the complaint form with your evidence to <u>BOERegulatory@Michigan.gov</u>. Alternatively, you may 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



4:39

An area poised for eventual development, Jim keeps an eye to decision-making that will grow the economic well-being of Green Township, bring employment and conveniences and guard the way of life township residents expect to have.





Added bathrooms at Stone Hatchery Park Much needed and with grant funds to save cost for township residents, bathrooms will be added to this facility this summer.

**Support for the Gotion Inc Battery Plant** 

Gotion Jim believes the positive economic impact of the battery plant's development can change the course of the Big Rapids area for good! Jim did his homework on the project and has provided all the projects facts from day 1!

## D THE GOTION DEVELOPMENT FACTS BELOW:

FOR ADDITIONAL INFO, CLICK HERE

# NOVEMBER 7TH REELECT JIM CHAPMAN REEN CHARTER TOWNSHIP SUPERVISOR

**GREEN CHARTER TOWNSHIP SUPERVISOR** 



### **GREEN CHARTER TOWNSHIP SUPERVISOR**

CHAPMAN HAS BEEN GETTING THINGS DONE FOR GREEN CHARTER TOWNSHIP! HIS LEADERSHIP HAS LED TO NUMEROUS IMPROVEMENTS IN THE TOWNSHIP!

# NOVEMBER 7TH REELECT JIM CHAPMAN GREEN CHARTER TOWNSHIP SUPERVISOR

## With the Board, Jim Chapman has:

**Expanded Internet Service in the Township** to underserved areas with 2 large towers with a third tower under consideration for the west side of the township



### Improved roads and kept paved roads as paved roads



The washouts on 190th - fixed. 220th and other roads designated by the County to return to gravel - remain paved. 205th north of Hoover - for repair this Summer. Jim and the board advocate with the County to repair our roads.

### **Controlled Development Plan for 19 Mile/131**

An area poised for eventual development, Jim keeps an eye to decision-making that will grow the economic well-being of Green Township, bring employment and conveniences and guard the way of life township residents expect to have.





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Name		
James Chapman		
Mailing address		
18134 Meadow Lane		
City	State	Zip
Big Rapids	МІ	49307
Email (recommended)		
jjsport.jc@gmail.com		
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Citizens for Jim Chapman		
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## STATE OF MICHIGAN JOCELYN BENSON, SECRETARY OF STATE DEPARTMENT OF STATE LANSING

October 31, 2023

James Chapman 18134 Meadow Lane Big Rapids, MI 49307

Big Rapids Digital Jeff Scarpelli 18720 16 Mile Rd Big Rapids, MI 49307

Re: *Hook v. Chapman* 

Campaign Finance Complaint No. 23-086

Hook v. Scarpelli

Campaign Finance Complaint No. 23-087

Dear Mr. Chapman & Big Rapids Digital:

The Department of State (Department) has received a formal complaint alleging a violation of MCL 169.247 of the Michigan Campaign Finance Act (MCFA) by failing to include an identification statement on the website advocating for the reelection of Green Charter Township Supervisor Jim Chapman. The complaint included reference to the website <a href="https://www.chapmangreentownship.com">www.chapmangreentownship.com</a> with the Big Rapids Digital logo at the bottom of the page.

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.

James Chapman & Jeff Scarpelli Page 2

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 to <a href="mailto:BOERegulatory@Michigan.gov">BOERegulatory@Michigan.gov</a> 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

Enclosure c: Ormand Hook