

[TAB 2]

Candidate Civil Penalty Appeals and Referrals

Presented By:

Dyane Chung, Paralegal

CONSENT AGENDA CIVIL PENALTY APPEALS AND REFERRALS

UNDER AS 15.13.390, 2 AAC 50.855-860

Campaign Financial Disclosure

January 16, 2025 Commission Meeting

[illegible]



ALASKA PUBLIC OFFICES COMMISSION
STAFF RECOMMENDATION FOR COMMISSION ACTION

PREPARED BY: Dyane Chung

DATE: December 30, 2024

RESPONDENT: Paul Bauer

CIVIL PENALTY

ASSESSED UNDER: ☒ Campaign Disclosure: AS 15.13.390, 2 AAC 50.855

REASON FOR FILING: Candidate – 2024 State of Alaska Primary

LATE REPORT(S): • Campaign Disclosure Reports
☒ 30 Day Report

DUE DATE OF LATE FILED REPORT: July 22, 2024
REPORT FILED ON: July 24, 2024
NUMBER OF DAYS LATE: 2
DATE PENALTY ASSESSMENT SENT: July 29, 2024
DATE PENALTY APPEAL RECEIVED: August 28, 2024
MAXIMUM STATUTORY PENALTY: \$100
PENALTY ASSESSED¹: \$50
RECOMMENDATION: Uphold
(See “Staff’s Recommendation Based on Standard Mitigation Criteria”)

AFFIANT’S STATEMENT OF MITIGATING FACTS:

1. Affiant states that he was not aware that additional reporting was required since he did not register as a candidate with the Division of Elections.
2. Affiant states that his staff had to call the APOC office for instructions on how to fill out the necessary forms since the form was not easy to find and it was not clear what information would be required.

¹ 2 AAC 50.855(b)(2)(B)(i).

STAFF’S ANALYSIS OF FACTS FOR COMMISSION REVIEW

1. Respondent filed a letter of intent with APOC to run in the 2024 State Primary Election,² but never filed a declaration of candidacy with the Division of Elections. Because Respondent filed a letter of intent with APOC (a public document) he was required to file reports connected with that election until filing a final report.
2. A civil penalty may be reduced by a percentage greater than 50%, or waived entirely, if the late report did not cause significant harm to the public and no aggravating factors are present.³ Here there is an aggravating factor present. Mr. Bauer has more than one (1) late filing in the immediately preceding five (5) years.⁴ Accordingly, staff is unable to consider this mitigation criterion to reduce or waive the assessed penalty.
3. Based on a lack of applicable mitigation criteria, staff is unable to recommend a reduction or waiver of the assessed penalty.

FILER’S REPORTING HISTORY:

2024 – State Primary

2023 Future Campaign Account..... Late 2 Days (Subject to Appeal)

2022 – State Primary / State General

2023 Future Campaign Account Late by 1 Day
Year End Report..... Timely
7 Day Report (due on 11/1)..... Timely
30 Day Report (due on 10/10)..... Timely
7 Day Report (due on 8/9)..... Timely
30 Day Report (due on 7/18)..... Timely

2020 – State Primary / State General

2021 Future Campaign Account Timely
Year End Report (due 2/15) Timely
Year End Report (due on 2/16) Timely
7 Day Report (due on 10/27)..... Timely
30 Day Report (due on 10/5)..... Timely
7 Day Report (due on 8/11)..... Timely
30 Day Report (due on 7/20)..... Timely

² Exhibit 1, Letter of Intent.

³ 2 AAC 50.865(b)(4)

⁴ 2 AAC 50.865(d)(2)(A).

ACTIVITY ON LATE REPORT:

Beginning Balance:	\$0.00
Income:	\$0.00
Expenses:	\$0.00
Debts:	\$0.00
Ending Balance:	\$0.00

STAFF'S RECOMMENDATION BASED ON STANDARD MITIGATION CRITERIA

Staff finds the following mitigation criteria applicable to the respondent's appeal:

Criteria for up to 50% reduction of the maximum civil penalty [2 AAC 50.865(a)]:

- ☐ Good filing history (no late filings in the previous 5 years). **2 AAC 50.865(a)(1)(A)**
- ☐ Inexperienced filer.⁵ **2 AAC 50.865(a)(1)(B)**
- ☐ Technical error at APOC. **2 AAC 50.865(a)(2)**
- ☒ Reported information had a value of \$100 or less. **2 AAC 50.865(a)(3)**
- ☐ Reported information had a value between \$100 and \$1000 AND any factor listed in 2 AAC 50.865(b) also applies. **2 AAC 50.865(a)(4)**

Criteria for greater than 50% reduction, up to complete waiver [2 AAC 50.865(b)]:

- ☐ Personal catastrophe/emergency or incapacitating illness. **2 AAC 50.865(b)(1)**
- ☐ APOC Staff error. **2 AAC 50.865(b)(2)**
- ☐ Report included only administrative costs. **2 AAC 50.865(b)(3)**
- ☐ No significant harm to the public and no aggravating factors.⁶ **2 AAC 50.865(b)(4)**
- ☐ The civil penalty is significantly greater and out of proportion to the degree of harm to the public for not having the information.⁷ **2 AAC 50.865(b)(5)**
- ☐ A unique circumstance. **2 AAC 50.865(b)(6)**

⁵ Any entity or filer subject to a registration or reporting requirement for less than 365 days.

⁶ The amount missing is \$100 or less; the amount missing is more than \$100 but less than \$1,000 and the filer self-reported; or the missing information is readily available to the public through another forum.

⁷ Penalty exceeds the value of late or unreported transactions or for 24-hour and 7-day reports, the penalty exceeds twice the value of the late or unreported transactions.

Non-mitigating factors [2 AAC 50.865(c)]:

The Commission will not accept the following mitigating factors to reduce the amount of a penalty.

- ☐ Relying on another person or mailroom to mail, postmark or submit the statement on or before a due date. **2 AAC 50.865(c)(1)**
- ☐ Forgetting to file. **2 AAC 50.865(c)(2)**
- ☐ Being a volunteer. **2 AAC 50.865(c)(3)**
- ☐ Having no change in data from previous statements on file. **2 AAC 50.865(c)(4)**
- ☐ Relying on the filer's staff to remind the filer of the filing deadline or to complete the report. **2 AAC 50.865(c)(5)**
- ☐ Being too busy to file. **2 AAC 50.865(c)(6)**
- ☐ Absence caused by travel, unless the travel was unplanned or unavoidable such as travel for personal emergency or weather-related travel problems. **2 AAC 50.865(c)(7)**

Aggravating Factors [2 AAC 50.865(d)]:

- ☐ Failure to comply by omitting a significant source of income, interest in real property, loan, trust, business, or other substantial financial interest.⁸ **2 AAC 50.865(d)(1)**
- ☒ More than one late filing in the preceding 5 years. **2 AAC 50.865(d)(2)(A)**
- ☐ Evidence suggesting deliberate non-reporting. **2 AAC 50.865(d)(2)(B)**
- ☐ Failure to cooperate with staff. **2 AAC 50.865(d)(2)(C)**
- ☐ A violation under AS 15.13, AS 24.45, AS 244.60.200-260, or AS 39.50 in the preceding 5 years. **2 AAC 50.865(d)(2)(D)**

Based on the applicable standard mitigation criteria, staff recommends that the maximum civil penalty assessment be:

- ☐ **Waived**
- ☐ **Reduced by % to \$**
- ☒ **Upheld at the assessed amount of \$50**

⁸ Value greater than \$1000.

Civil Penalty Appeal Affidavit
AS 15.13 Alaska Campaign Disclosure Law

Name of Appellant: Paul A Bauer JR
Office: State Primary District 20 State

Penalty issued in connection with (check box or boxes):

- ☒ 30 Day Report ☐ 105 Day Report ☐ Statement of Contributions (15-5)
☐ 7 Day Report ☐ Year End Report ☐ Independent Expenditure (15-6)
☐ 24 Hour Report ☐ Registration ☐ Paid for By Identifier
☒ Other: Report required after filing an intent letter

Specify year & election, if late report (e.g., 04 Primary, 03 Muni, etc.): 2024 Primary

Instructions: If you send payment, you need not file this form. An affidavit is required only if you are appealing the civil penalty assessment. An affidavit must be self-certified or notarized by any person authorized to administer oaths.

Statement:

I do hereby swear and affirm that this statement of facts is offered in mitigation of the civil penalty issued in connection with a violation of the AS 15.13, the Alaska Campaign Disclosure Law.

State the reasons why the reporting violation occurred and any reasons why the civil penalty should not be assessed:

I was not aware that a report was required after filing an intent letter. I did not file any paperwork with the state ~~city~~ and therefore was not running for office. My assistant had to call the APOC office for instructions to fill out the necessary form you required. Without this instruction the form was not easy to find on line or even what information was required.

Certification: I, the undersigned, certify that the information in this Statement is, to the best of my knowledge, true, correct, and complete. By statute, a person who makes a false sworn certification which s/he does not believe to be true is guilty of perjury.

Signed/Date: Paul A. Bauer 08/27/24



THE STATE
of ALASKA
GOVERNOR MIKE DUNLEAVY

Department of Administration

ALASKA PUBLIC OFFICES COMMISSION

2221 E. Northern Lights Blvd., Rm. 128
Anchorage, AK 99508-4149
Main: 907.276.4176
Fax: 907.276.7018
www.doa.alaska.gov/apoc

July 29, 2024

Via Certified Mail, U.S. Mail, and Email

Paul Bauer
6244 Eastwood Ct.
Anchorage, Alaska 99504
paulforalaska@gmail.com
debbauer1313@gmail.com

RE: Notice of Penalty¹
Late filing of 2024 Thirty Day Report

Dear Mr. Bauer,

According to our records you did not timely file your 2024 Thirty Day Disclosure Report for the 2024 State Primary Election that was due on July 22, 2024. Instead, the report was filed on July 24, 2024 (2 days late). By law a maximum penalty of \$50 accrues each day the report is late.² The maximum penalty the Alaska Public Offices Commission could assess you is \$100.³

Staff is reducing the penalty to 50% of the maximum civil penalty that could have been assessed because the missing information had a value under \$100.⁴ **Accordingly, the assessed penalty owed is \$50.00**

Additionally, please be advised:

- 1) You may pay the assessed penalty and avoid formal Commission action by sending payment by check or money order payable to the "State of Alaska" to our office at the address above; visiting our [website](#)⁵ to make a payment by credit card; or you may pay in cash at our offices. **Payment must be made within thirty days of the date of this letter.** If you are unable to pay the entire assessed penalty in a single payment and wish to discuss a payment plan, or have any other question concerning this matter, please contact the APOC staff.

¹ 2 AAC 50.855(a)

² AS 15.13.390(a).

³ 2 AAC 50.855(a).

⁴ 2 AAC 50.855(b)(2)(C)(ii).

⁵ <https://aws.state.ak.us/ApocReports/Paper/CommissionCivilPenalties.aspx>

PLEASE NOTE: credit card payments cannot be made by phone; they must be made online.

Notice of Penalty – Late filing of 2024 Thirty Day Report

- 2) Alternatively, you have the right to appeal staff's conclusion that a violation has occurred or the penalty amount assessed.⁶ **If you wish to appeal you must submit the enclosed appeal affidavit to APOC within thirty days of the date of this letter.**

If you appeal, staff will review your affidavit and prepare a recommendation for the Commission. You will receive a copy of that recommendation and notice of when the Commission will meet to consider the matter. You will have the opportunity to participate in the meeting either in person or telephonically.

Failure to respond to this notice by either making arrangement for payment within thirty days or submitting an appeal within thirty days will result in staff presenting this matter to the Commission for a final order in the amount of the assessed penalty and referral to the Attorney General's Office.⁷

A copy of this letter will be placed in your APOC file and is considered a public document. If you have any questions about this matter, please contact APOC staff.

ALASKA PUBLIC OFFICES COMMISSION

John Whitlock
John Grover Whitlock
Paralegal

Encl: Civil Penalty Appeal Affidavit
2 AAC 50.865

cc: Candidate File (w/o enclosures)

CERTIFICATE OF SERVICE:

I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:

Paul Bauer
6244 Eastwood Ct.
Anchorage, Alaska 99504
paulforalaska@gmail.com
debbauer1313@gmail.com

☒ Certified Mail
☒ U.S. Mail
☒ Email

John Whitlock 7/29/24
Paralegal Date
9489 0178 9820 3021 0538 07

⁶ 2 AAC 50.831(a).

⁷ 2 AAC 50.895.



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Administration

ALASKA PUBLIC OFFICES COMMISSION

2221 E. Northern Lights Blvd., Rm. 128
Anchorage, AK 99508-4149
Main: 907.276.4176
Fax: 907.276.7018
doa.alaska.gov/apoc

December 30, 2024

Via Certified Mail and Email

Paul Bauer
6244 Eastwood Ct.
Anchorage, Alaska 99504
paulforalaska@gmail.com
debbauer1313@gmail.com

Re: Commission Meeting Notice

Mr. Bauer:

At its upcoming January meeting, the Commission will review the matter of the civil penalty assessed for your late filed Thirty Day Disclosure Report. I have enclosed the Staff Recommendation that will be presented to the commission at the meeting for your review.

The meeting will be held remotely. You have a right to participate at the meeting either by telephone (1-907-202-7104, Access Code 542 592 595#), or via [Microsoft Teams](#).¹ Please notify our office if you intend to participate. The matter is currently scheduled to be heard at **9:30 a.m. on Thursday, January 16, 2025.**

This matter will initially be presented to the Commission on a Consent Agenda. If you do not wish to present your appeal or make a statement to the Commission, and your appeal is not removed from the agenda by a Commissioner, the Staff Recommendation will be approved without discussion or deliberation. If you do wish to present your appeal or make a statement before the Commission, please notify staff or the Commission prior to the approval of the consent agenda.

Staff will send you a copy of the Commission's final decision regarding your appeal.

Sincerely

ALASKA PUBLIC OFFICES COMMISSION

John Whitlock
John Grover Whitlock
Paralegal

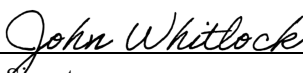
¹ Meeting ID: 218 357 205 23, Passcode: ka6uj94c.

Paul Bauer
Commission Meeting Notice

Page | 2

Encl: Staff Recommendation for Commission Action

CERTIFICATE OF SERVICE: I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:	
Paul Bauer 6244 Eastwood Ct. Anchorage, Alaska 99504 paulforalaska@gmail.com debbauer1313@gmail.com	☒ Certified Mail ☒ Email

	12/30/24
Signature	Date

From: [Microsoft Outlook](#)
To: paulforalaska@gmail.com; debbauer1313@gmail.com
Subject: Relayed: Commission Meeting Notice (Paul Bauer)
Date: Monday, December 30, 2024 9:21:50 PM
Attachments: [Commission Meeting Notice \(Paul Bauer\).msg](#)

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:
paulforalaska@gmail.com (paulforalaska@gmail.com) <<mailto:paulforalaska@gmail.com>>
debbauer1313@gmail.com (debbauer1313@gmail.com) <<mailto:debbauer1313@gmail.com>>
Subject: Commission Meeting Notice (Paul Bauer)

COMPLETED

Submission Date: **03/05/2024**
Filer First Name: **PAUL**
Filer Middle Name: **A**
Filer Last Name: **BAUER**
Election: **2024 - State Primary**
Office Type: **Did Not Report**

CANDIDATE INFORMATION

Report Year: **2024**
Election Year: **2024**
Candidate Display Name: **Bauer, Paul A**
Candidate Legal First Name: **Paul A.**
Candidate Legal Last Name: **Bauer**

Campaign Mailing Address: **6244 Eastwood Ct.**
City, State Zip: **Anchorage, Alaska 99504**
Phone: **9079522807**
Email: **paulforalaska@gmail.com**
Fax (Optional): **Did Not Report**



ALASKA PUBLIC OFFICES COMMISSION
STAFF RECOMMENDATION FOR COMMISSION ACTION

PREPARED BY: Dyane Chung

DATE: December 30, 2024

RESPONDENT: Darren Deacon

CIVIL PENALTY

ASSESSED UNDER: ☒ Campaign Disclosure: AS 15.13.390, 2 AAC 50.855

REASON FOR FILING: Candidate – 2024 State of Alaska Primary

LATE REPORT(S): • Campaign Disclosure Reports
☒ 7 Day Report

DUE DATE OF LATE FILED REPORT: August 13, 2024

REPORT FILED ON: August 14, 2024

NUMBER OF DAYS LATE: 1

DATE PENALTY ASSESSMENT SENT: August 16, 2024

DATE PENALTY APPEAL RECEIVED: August 29, 2024

MAXIMUM STATUTORY PENALTY: \$500

PENALTY ASSESSED¹: \$500

RECOMMENDATION: Uphold
(See “Staff’s Recommendation Based on Standard Mitigation Criteria”)

AFFIANT’S STATEMENT OF MITIGATING FACTS:

1. Affiant states that he miscalculated the 7 Day Report filing deadline by one day and asked for leniency.

¹ 2 AAC 50.855(b)(2)(B)(i).

STAFF’S ANALYSIS OF FACTS FOR COMMISSION REVIEW

1. APOC staff sent respondent a reminder on August 13, 2024, the day his seven-day report was due.² Respondent filed his report one day late on August 14, 2024. Although respondent states that he miscalculated the filing deadline, forgetting to file is not a mitigating factor that staff is able to consider for reduction.³
2. A civil penalty may be reduced by a percentage greater than 50%, or waived entirely, if the late report did not cause significant harm to the public and no aggravating factors are present.⁴ Here there is an aggravating factor present. Mr. Deacon has more than one (1) late filing in the immediately preceding five (5) years.⁵ Accordingly, staff is unable to consider this mitigation criterion to reduce or waive the assessed penalty.
3. Based on a lack of applicable mitigation criteria, staff is unable to recommend a reduction or waiver of the assessed penalty.

FILER’S REPORTING HISTORY:

2024 – State Primary / State General

7 Day Report (due on 10/29)..... Timely
30 Day Report (due on 10/7)..... Timely
7 Day Report (due on 8/13).....Late by 1 day (Subject of Appeal)
30 Day Report (due on 7/22)..... Timely

2018 – State Primary / State General

Year End Report (due on 2/15/24) Timely
Year End Report (due on 2/15/23) Timely
Year End Report (due on 2/15/22) Timely
Year End Report (due on 2/16/21) Timely
Year End Report (due 2/18/20)Late (5 days)
Year End Report (due on 2/15/19) Timely
7 Day Report (due on 10/30/18).....Late (1 day)
30 Day Report (due on 10/8/18)..... Timely
7 Day Report (due on 8/13/18)..... Timely
30 Day Report (due on 7/23/18).....Late (1 day)

² See Exhibit 1, APOC Candidate Reminder Email.

³ 2 AAC 50.865(c)(2).

⁴ 2 AAC 50.865(b)(4).

⁵ 2 AAC 50.865(d)(2)(A).

ACTIVITY ON LATE REPORT:

Beginning Balance:	\$502.48
Income:	\$0.00
Expenses:	\$454.50
Debts:	\$00.00
Ending Balance:	\$47.98

STAFF'S RECOMMENDATION BASED ON STANDARD MITIGATION CRITERIA

Staff finds the following mitigation criteria applicable to the respondent's appeal:

Criteria for up to 50% reduction of the maximum civil penalty [2 AAC 50.865(a)]:

- ☐ Good filing history (no late filings in the previous 5 years). **2 AAC 50.865(a)(1)(A)**
- ☐ Inexperienced filer.⁶ **2 AAC 50.865(a)(1)(B)**
- ☐ Technical error at APOC. **2 AAC 50.865(a)(2)**
- ☐ Reported information had a value of \$100 or less. **2 AAC 50.865(a)(3)**
- ☐ Reported information had a value between \$100 and \$1000 AND any factor listed in 2 AAC 50.865(b) also applies. **2 AAC 50.865(a)(4)**

Criteria for greater than 50% reduction, up to complete waiver [2 AAC 50.865(b)]:

- ☐ Personal catastrophe/emergency or incapacitating illness. **2 AAC 50.865(b)(1)**
- ☐ APOC Staff error. **2 AAC 50.865(b)(2)**
- ☐ Report included only administrative costs. **2 AAC 50.865(b)(3)**
- ☐ No significant harm to the public and no aggravating factors.⁷ **2 AAC 50.865(b)(4)**
- ☐ The civil penalty is significantly greater and out of proportion to the degree of harm to the public for not having the information.⁸ **2 AAC 50.865(b)(5)**
- ☐ A unique circumstance. **2 AAC 50.865(b)(6)**

⁶ Any entity or filer subject to a registration or reporting requirement for less than 365 days.

⁷ The amount missing is \$100 or less; the amount missing is more than \$100 but less than \$1,000 and the filer self-reported; or the missing information is readily available to the public through another forum.

⁸ Penalty exceeds the value of late or unreported transactions or for 24-hour and 7-day reports, the penalty exceeds twice the value of the late or unreported transactions.

Non-mitigating factors [2 AAC 50.865(c)]:

The Commission will not accept the following mitigating factors to reduce the amount of a penalty.

- ☐ Relying on another person or mailroom to mail, postmark or submit the statement on or before a due date. **2 AAC 50.865(c)(1)**
- ☒ Forgetting to file. **2 AAC 50.865(c)(2)**
- ☐ Being a volunteer. **2 AAC 50.865(c)(3)**
- ☐ Having no change in data from previous statements on file. **2 AAC 50.865(c)(4)**
- ☐ Relying on the filer's staff to remind the filer of the filing deadline or to complete the report. **2 AAC 50.865(c)(5)**
- ☐ Being too busy to file. **2 AAC 50.865(c)(6)**
- ☐ Absence caused by travel, unless the travel was unplanned or unavoidable such as travel for personal emergency or weather-related travel problems. **2 AAC 50.865(c)(7)**

Aggravating Factors [2 AAC 50.865(d)]:

- ☐ Failure to comply by omitting a significant source of income, interest in real property, loan, trust, business, or other substantial financial interest.⁹ **2 AAC 50.865(d)(1)**
- ☒ More than one late filing in the preceding 5 years. **2 AAC 50.865(d)(2)(A)**
- ☐ Evidence suggesting deliberate non-reporting. **2 AAC 50.865(d)(2)(B)**
- ☐ Failure to cooperate with staff. **2 AAC 50.865(d)(2)(C)**
- ☐ A violation under AS 15.13, AS 24.45, AS 244.60.200-260, or AS 39.50 in the preceding 5 years. **2 AAC 50.865(d)(2)(D)**

Based on the applicable standard mitigation criteria, staff recommends that the maximum civil penalty assessment be:

- ☐ **Waived**
- ☐ **Reduced by ____ to \$ ____**
- ☒ **Upheld at the assessed amount of \$500**

⁹ Value greater than \$1000.

From: [Darren Deacon](#)
To: [Whitlock, John G \(DOA\)](#)
Subject: Re: APOC Candidate 2024 State Primary Election - Seven Day Campaign Disclosure Report - Due YESTERDAY, August 13, 2024
Date: Thursday, August 29, 2024 11:51:09 AM

CAUTION: This email originated from outside the State of Alaska mail system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

good afternoon John,
can i ask for a appeal via email or os there a form to fill out, i apologize, i am doing the reports myself and miss calculated the days by one day. , i did not realize the penalty would be so much , and am asking for a warning. i am learning the process and now know to have my reports ready before hand and ready to submit on the day of. one question if i don't anticipate any activity is there a problem with submitting a day or so before the 7 day mark as long as no other activity happens therefore not nessesitaing a update to the report? thank for the consideration and again i apologize for my discrepancy.

Darren m deacon
(907)-717-9785 cell

On Aug 14, 2024, at 9:24 AM, Whitlock, John G (DOA)
<john.whitlock@alaska.gov> wrote:

Dear State Candidates and Treasurers,

Your 7 Day Report (covering activity from July 20, 2024 – August 10, 2024) was due **YESTERDAY, August 13, 2024.**

Please note that failure to timely file reports automatically results in the assessment of civil penalties. The penalty accrual rate for 7 Day Reports is **\$500 for each day the report is late.**

The Alaska Public Offices Commission's offices will be open regular business hours during this time frame and would be glad to assist you with any questions. ([907-276-4176](tel:907-276-4176))

Thank you,

[John Grover Whitlock](#)



THE STATE
of ALASKA
GOVERNOR MIKE DUNLEAVY

Department of Administration

ALASKA PUBLIC OFFICES COMMISSION

2221 E. Northern Lights Blvd., Rm. 128
Anchorage, AK 99508-4149
Main: 907.276.4176
Fax: 907.276.7018
www.doa.alaska.gov/apoc

August 16, 2024

Via Certified Mail, U.S. Mail, and Email

Darren Morgan Deacon
PO Box 57
Kalskag, Alaska 99607
darrenakdeacon@yahoo.com

RE: Notice of Penalty¹
Late filing of 2024 Seven Day Report

Dear Mr. Deacon,

According to our records you did not timely file your Seven Day Campaign Account Disclosure Report for the 2024 State Primary Election that was due on August 13, 2024. Instead, the report was filed on August 14, 2024 (1 day late). By law a maximum penalty of \$500 accrues each day the report is late.² **Accordingly the assessed penalty owed is \$500.**³

You may pay the assessed penalty and avoid formal Commission action by sending payment by check or money order payable to the "State of Alaska" to our office at the address above; visiting our [website](#)⁴ to make a payment by credit card; or you may pay in cash at our offices. **Payment must be made within thirty days of the date of this letter.** If you are unable to pay the entire assessed penalty in a single payment and wish to discuss a payment plan, or have any other question concerning this matter, please contact the APOC staff.

Alternatively, you have the right to appeal staff's conclusion that a violation has occurred, or the penalty amount assessed.⁵ **If you wish to appeal you must submit the enclosed appeal affidavit to APOC within thirty days of the date of this letter.**

If you appeal, staff will review your affidavit and prepare a recommendation for the Commission. You will receive a copy of that recommendation and notice of when the

¹ 2 AAC 50.855(a)

² AS 15.13.390(a).

³ 2 AAC 50.855(a).

⁴ <https://aws.state.ak.us/ApocReports/Paper/CommissionCivilPenalties.aspx>

PLEASE NOTE: credit card payments cannot be made by phone; they must be made online.

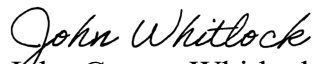
⁵ 2 AAC 50.831(a).

Commission will meet to consider the matter. You will have the opportunity to participate in the meeting either in person or telephonically.

Failure to respond to this notice by either making arrangement for payment or submitting an appeal within will result in staff presenting this matter to the Commission for a final order in the amount of the assessed penalty and referral to the Attorney General's Office.⁶

A copy of this letter will be placed in your APOC file and is considered a public document. If you have any questions about this matter, please contact APOC staff.

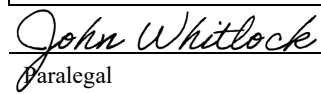
ALASKA PUBLIC OFFICES COMMISSION


John Grover Whitlock
Paralegal

Encl: Civil Penalty Appeal Affidavit
2 AAC 50.865

cc: Candidate File (w/o enclosures)

CERTIFICATE OF SERVICE: I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:	
Darren Morgan Deacon PO Box 57 Kalskag, Alaska 99607 darrenakdeacon@yahoo.com	☒ Certified Mail ☒ U.S. Mail ☒ Email

 8/16/24
Paralegal Date
9489 0178 9820 3021 0549 27

⁶ 2 AAC 50.895.



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Administration

ALASKA PUBLIC OFFICES COMMISSION

2221 E. Northern Lights Blvd., Rm. 128
Anchorage, AK 99508-4149
Main: 907.276.4176
Fax: 907.276.7018
doa.alaska.gov/apoc

December 30, 2024

Via Certified Mail and Email

Darren Morgan Deacon
PO Box 57
Kalskag, Alaska 99607
darrenakdeacon@yahoo.com

Re: Commission Meeting Notice

Mr. Deacon:

At its upcoming January meeting, the Commission will review the matter of the civil penalty assessed for your late filed Seven Day Disclosure Report. Tomorrow, I send you the Staff Recommendation that will be presented to the commission for your review.

The meeting will be held remotely. You have a right to participate at the meeting either by telephone (1-907-202-7104, Access Code 542 592 595#), or via [Microsoft Teams](#).¹ Please notify our office if you intend to participate. The matter is currently scheduled to be heard at **9:30 a.m. on Thursday, January 16, 2025.**

This matter will initially be presented to the Commission on a Consent Agenda. If you do not wish to present your appeal or make a statement to the Commission, and your appeal is not removed from the agenda by a Commissioner, the Staff Recommendation will be approved without discussion or deliberation. If you do wish to present your appeal or make a statement before the Commission, please notify staff or the Commission prior to the approval of the consent agenda.

Staff will send you a copy of the Commission's final decision regarding your appeal.

Sincerely

ALASKA PUBLIC OFFICES COMMISSION

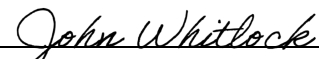
John Whitlock
John Grover Whitlock
Paralegal

¹ Meeting ID: 218 357 205 23, Passcode: ka6uj94c.

Darren Deacon
Commission Meeting Notice

Page | 2

CERTIFICATE OF SERVICE: I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:	
Darren Morgan Deacon PO Box 57 Kalskag, Alaska 99607 darrenakdeacon@yahoo.com	☒ Certified Mail ☒ Email

	12/30/24
Signature	Date

From: [Microsoft Outlook](#)
To: [Darren Deacon](#)
Subject: Relayed: Commission Meeting Notice (Darren Deacon)
Date: Monday, December 30, 2024 9:23:21 PM
Attachments: [Commission Meeting Notice \(Darren Deacon\).msg](#)

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:
Darren Deacon (darrenakdeacon@yahoo.com) <mailto:darrenakdeacon@yahoo.com>
Subject: Commission Meeting Notice (Darren Deacon)



ALASKA PUBLIC OFFICES COMMISSION
STAFF RECOMMENDATION FOR COMMISSION ACTION

PREPARED BY: Dyane Chung

DATE: December 31, 2024

RESPONDENT: Brent Johnson

CIVIL PENALTY

ASSESSED UNDER: ☒ Campaign Disclosure:

REASON FOR FILING: 2024 State Primary Election

LATE REPORT(S): • Campaign Disclosure Reports

- ☒ 24-Hour Campaign Disclosure Report (1st)
- ☒ 24-Hour Campaign Disclosure Report (2nd)
- ☒ 24-Hour Campaign Disclosure Report (3rd)

DUE DATE OF LATE FILED REPORT: August 16, 2024 (1st)
August 18, 2024 (2nd)
August 20, 2024 (3rd)

REPORT FILED ON: August 22, 2024

NUMBER OF DAYS LATE: 6, 4, 2

DATE PENALTY ASSESSMENT SENT: September 18, 2024

DATE PENALTY APPEAL RECEIVED: September 19, 2024

MAXIMUM STATUTORY PENALTY: \$6,000

PENALTY ASSESSED¹: \$1,500

RECOMMENDATION: Reduction
(See "Staff's Recommendation Based on Standard Mitigation Criteria")

¹ 2 AAC 50.855(b)(2)(C)(ii).

AFFIANT’S STATEMENT OF MITIGATING FACTS:

1. Affiant states that he started a 24 hour report and updated it each day as donations came in. Affiant was of the belief that amending the report daily met his statutory disclosure requirement.
2. Affiant states that he is a first-time candidate for State office and did not realize that he was in error in failing to sign and submit the form with an electronic signature.

STAFF’S ANALYSIS OF FACTS FOR COMMISSION REVIEW

1. A civil penalty may be reduced by up to 50% for a person who is an inexperienced filer.² An inexperienced filer means a person has been subject to reporting requirements for less than 365 days or is engaged in their first election cycle.³ Here, Respondent’s status as an inexperienced filer qualifies for up to a 50% reduction because he was engaged in his first election cycle when all three reporting violations occurred.
2. Further, mitigation criteria allows for a civil penalty to be reduced by a percentage greater than 50%, up to a complete waiver if the late-filed report did not cause significant harm to the public and no aggravating factors are present.⁴ Significant harm to the public does not occur if the dollar amount missing from the late-filed report is \$100 or less; more than \$100 but no more than \$1,000 and the filer self-reported the error to staff; or except for 24 Hour Reports, the information is readily available to the public in another forum.⁵ In this case, staff is unable to recommend a waiver or reduction of the penalty assessments for the late-reported 24-Hour contributions as the nature of this mitigating criterion does not apply to 24-Hour Reporting violations.
3. Staff recommends the combined penalty assessment for the 24-Hour reporting violations be reduced by 50% based on Mr. Johnson’s status as an inexperienced filer.

FILER’S REPORTING HISTORY:

2024 – State Primary / State General

7 Day Report (due on 10/29)..... Timely
30 Day Report (due on 10/7)..... Timely
7 Day Report (due on 8/13)..... Timely
30 Day Report (due on 7/22)..... Timely

² 2 AAC 50.865(a)(1)(B).

³ *Id.*

⁴ 2 AAC 50.865(b)(4).

⁵ *Id.*

ACTIVITY ON LATE REPORT:

24-Hour Report (1st):

Income:	\$350.00
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24-Hour Report (2nd):

Income:	\$400.00
----------------	-----------------

24-Hour Report (3rd):

Income:	\$1,000.00
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STAFF'S RECOMMENDATION BASED ON STANDARD MITIGATION CRITERIA

Staff finds the following mitigation criteria applicable to the respondent's appeal:

Criteria for up to 50% reduction of the maximum civil penalty [2 AAC 50.865(a)]:

- ☐ Good filing history (no late filings in the previous 5 years). **2 AAC 50.865(a)(1)(A)**
- ☒ Inexperienced filer.⁶ **2 AAC 50.865(a)(1)(B)**
- ☐ Technical error at APOC. **2 AAC 50.865(a)(2)**
- ☐ Reported information had a value of \$100 or less. **2 AAC 50.865(a)(3)**
- ☐ Reported information had a value between \$100 and \$1000 AND any factor listed in 2 AAC 50.865(b) also applies. **2 AAC 50.865(a)(4)**

Criteria for greater than 50% reduction, up to complete waiver [2 AAC 50.865(b)]:

- ☐ Personal catastrophe/emergency or incapacitating illness. **2 AAC 50.865(b)(1)**
- ☐ APOC Staff error. **2 AAC 50.865(b)(2)**
- ☐ Report included only administrative costs. **2 AAC 50.865(b)(3)**
- ☐ No significant harm to the public and no aggravating factors.⁷ **2 AAC 50.865(b)(4)**
- ☐ The civil penalty is significantly greater and out of proportion to the degree of harm to the public for not having the information.⁸ **2 AAC 50.865(b)(5)**
- ☐ A unique circumstance. **2 AAC 50.865(b)(6)**

⁶ Any entity or filer subject to a registration or reporting requirement for less than 365 days.

⁷ The amount missing is \$100 or less; the amount missing is more than \$100 but less than \$1,000 and the filer self-reported; or the missing information is readily available to the public through another forum.

⁸ Penalty exceeds the value of late or unreported transactions or for 24-hour and 7-day reports, the penalty exceeds twice the value of the late or unreported transactions

Non-mitigating factors [2 AAC 50.865(c)]:

The Commission will not accept the following mitigating factors to reduce the amount of a penalty.

- ☐ Relying on another person or mailroom to mail, postmark or submit the statement on or before a due date. **2 AAC 50.865(c)(1)**
- ☐ Forgetting to file. **2 AAC 50.865(c)(2)**
- ☐ Being a volunteer. **2 AAC 50.865(c)(3)**
- ☐ Having no change in data from previous statements on file. **2 AAC 50.865(c)(4)**
- ☐ Relying on the filer's staff to remind the filer of the filing deadline or to complete the report. **2 AAC 50.865(c)(5)**
- ☐ Being too busy to file. **2 AAC 50.865(c)(6)**
- ☐ Absence caused by travel, unless the travel was unplanned or unavoidable such as travel for personal emergency or weather-related travel problems. **2 AAC 50.865(c)(7)**

Aggravating Factors [2 AAC 50.865(d)]:

- ☐ Failure to comply by omitting a significant source of income, interest in real property, loan, trust, business, or other substantial financial interest.⁹ **2 AAC 50.865(d)(1)**
- ☐ More than one late filing in the preceding 5 years. **2 AAC 50.865(d)(2)(A)**
- ☐ Evidence suggesting deliberate non-reporting. **2 AAC 50.865(d)(2)(B)**
- ☐ Failure to cooperate with staff. **2 AAC 50.865(d)(2)(C)**
- ☐ A violation under AS 15.13, AS 24.45, AS 244.60.200-260, or AS 39.50 in the preceding 5 years. **2 AAC 50.865(d)(2)(D)**

Based on the applicable standard mitigation criteria, staff recommends that the maximum civil penalty assessment be:

- ☐ **Waived**
- ☒ **Reduced by 50% to \$750.00**
- ☐ **Upheld at the assessed amount of \$**

⁹ Value greater than \$1000.

Brent Johnson
Candidate for State House
20773 Porcupine Lane
Clam Gulch, AK 99568

September 19, 2024

Alaska Public Offices Commission
Attention John Whitlock
2221 E. Northern Lights Blvd., Rm. 128
Anchorage, AK 99508-4149
John.whitlock@alaska.gov

Dear Alaska Public Offices Commission.

I'm in receipt of your letter of September 18, 2024, informing me of three 24 Hours Reports violations. After calling John Whitlock this morning I concur that my filing was, indeed late. However, I wish to appeal the fine based on a misunderstanding on my part. I opened the APOC financial disclosure page on My Alaska. And each day between Aug 12th and Aug 19th I entered the data to report my campaign donations that were more than \$250. I started a day late because I hadn't ever heard of these daily reports until my Treasurer sent me an email on August 12, alerting me.

When entering numbers, I thought they also appeared on your screen. Being a first-time State office candidate, I didn't realize that each day I needed to advance the pages on the site and "sign" with my password.

I apologize for my mistake and will promptly pay whatever fine you levy. When you meet to discuss your staff recommendation, I would like to attend, either in person or telephonically.

Thank you!

Brent Johnson
Candidate for State House
(907) 262-4763

CAMPAIGN DISCLOSURE FORM

TWENTY-FOUR HOUR REPORT

COMPLETED

Submission Date: **08/22/2024**
 Filer First Name: **Brent**
 Filer Middle Name: **Gustave**
 Filer Last Name: **Johnson**
 Filer's Title: **Brent Johnson**
 Report Type: **24 Hour Report**

CANDIDATE INFORMATION

Candidate Name: **Brent Johnson**
 Candidate Address: **20773 Porcupine Lane**
 City, State Zip: **Clam Gulch, Alaska 99568**

REPORT INFORMATION

Election Year: **2024**
 Election: **State Primary**
 Report Type: **24 Hour Report**
 Reporting Period: From **08/11/2024** Through **08/19/2024**

INCOME

Date Received	Payment Method	Contributor	Details	Amount
08/12/2024	Credit Card	Angaiak, Barbara		\$250.00
08/12/2024	Check 7301	Holt, Bill and Kathleen		\$100.00
08/12/2024	Cash	Johnson, Kelly		\$20.00
08/12/2024	Credit Card	Kudlinski, John		\$100.00
08/12/2024	Check 9071	McDaniel, Sandra		\$50.00
08/15/2024	Check 2088	Baily, Doug		\$200.00
08/15/2024	Check 543	Baily, Landa		\$100.00
08/15/2024	Check 5146	Benson, Laurie		\$100.00
08/15/2024	Cash	Christiansen, Amy		\$20.00
08/15/2024	Credit Card	Cotton, Sam		\$100.00
08/15/2024	Check 5913	Landfield, Ken		\$100.00
08/15/2024	Credit Card	Liask, Janie		\$150.00
08/15/2024	Check 8512	Lord, Nancy		\$50.00

Date Received	Payment Method	Contributor	Details	Amount
08/15/2024	Credit Card	Moss, Chris		\$350.00
08/15/2024	Check 104	Oudiz, Deborah		\$100.00
08/15/2024	Check 8837	Seaton, Paul		\$100.00
08/15/2024	Credit Card	Zoubek, Zestivinal Zlzi		\$100.00
08/17/2024	Credit Card	Person, Richard		\$400.00
08/19/2024	Credit Card	Abrahamson, Christine		\$1,000.00
08/21/2024	Check 6151	Aderhold, Wayne & Donna		\$200.00
08/21/2024	Check 1231	Koplin, Alex and Cyndy		\$100.00
08/21/2024	Check 2983	Lewandowski, Therese		\$50.00
08/21/2024	Check 2146	Mullen, Peggy		\$50.00
08/21/2024	Cash	Muller, Mavis		\$30.00
08/22/2024	Check 4550	Cox, Tyson & Stephanie		\$300.00
08/22/2024	Check 1177	Crawford, Lorraine		\$100.00
08/22/2024	Check 1055	Crawford, Warren		\$100.00
08/22/2024	Check 223	Griswold, Mary		\$85.00
08/22/2024	Check 348	Navarre, Timothy		\$500.00
08/22/2024	Check 5329	Navarre, Mike		\$1,000.00
08/22/2024	Check 45591	Nelson, Marion		\$50.00
08/22/2024	Check 493	Tunseth, Ryan & Heidi		\$300.00
			Income Total:	\$6,255.00



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Administration

ALASKA PUBLIC OFFICES COMMISSION

2221 E. Northern Lights Blvd., Rm. 128
Anchorage, AK 99508-4149
Main: 907.276.4176
Fax: 907.276.7018
www.doa.alaska.gov/apoc

September 18, 2024

Via Certified Mail, U.S. Mail, and Email

Brent Johnson
20773 Porcupine Lane
Clam Gulch, Alaska 99568
ragweb@icloud.com

RE: Notice of Penalty Assessment – 24 Hour Campaign Disclosure Reports

Mr. Johnson:

According to our records you did not timely file three 24 Hour Reports for the 2024 State Primary Election. During the 9 days prior to an election (Aug. 11th - Aug. 19th), candidates are required to disclose contributions that exceed \$250 within 24 hours of receipt.¹

First, you were required to disclose a contribution through a 24 Hour Report, no later than August 16, 2024.² Instead, this contribution was disclosed on a 24 Hour Report on August 22, 2024 (6 days late).

Second, you were required to disclose a contribution through a 24 Hour Report, no later than August 18, 2024.³ Instead, this contribution was disclosed on a 24 Hour Report on August 22, 2024 (4 days late).

Third, you were required to disclose a contribution through a 24 Hour Report, no later than August 20, 2024.⁴ Instead, this contribution was disclosed on a 24 Hour Report on August 22, 2024 (2 days late).

By law a maximum penalty of \$500 accrues each day the report is late.⁵ The maximum penalty the Alaska Public Offices Commission has assessed you is **\$6,000**.⁶

¹ AS 15.13.110(b).

² Chris Moss, Received 8/15, Credit Card, \$350.

³ Richard Person, Received 8/17, Credit Card, \$400.

⁴ Christine Abrahamson, Received 8/19, Credit Card, \$1,000.

⁵ AS 15.13.390(a)(1).

⁶ 2 AAC 50.855(a).

On August 22, 2024, you notified staff of your intent to file an omnibus 24 Hour Report. Therefore, regulation enables staff to toll the accrual of penalties as of the day you self-reported the error and reduce the penalty to 25% of the maximum civil penalty that could have been assessed.⁷ **Accordingly, the assessed penalty owed is \$1,500.**

Additionally, please be advised:

- 1) You may pay the assessed penalty and avoid formal Commission action by sending payment by check or money order payable to the “State of Alaska” to our office at the address above; visiting our [website](#)⁸ to make a payment by credit card; or you may pay in cash at our offices. **Payment must be made within thirty days of the date of this letter.** If you are unable to pay the entire assessed penalty in a single payment and wish to discuss a payment plan, or have any other question concerning this matter, please contact the APOC staff.
- 2) Alternatively, you have the right to appeal staff’s conclusion that a violation has occurred or the penalty amount assessed.⁹ **If you wish to appeal you must submit the enclosed appeal affidavit to APOC within thirty days of the date of this letter.**

If you appeal, staff will review your affidavit and prepare a recommendation for the Commission. You will receive a copy of that recommendation and notice of when the Commission will meet to consider the matter. You will have the opportunity to participate in the meeting either in person or telephonically.

Failure to respond to this notice by either making arrangement for payment within thirty days or submitting an appeal within thirty days will result in staff presenting this matter to the Commission for a final order in the amount of the assessed penalty and referral to the Attorney General’s Office.¹⁰

A copy of this letter will be placed in your APOC file and is considered a public document. If you have any questions about this matter, please contact APOC staff.

ALASKA PUBLIC OFFICES COMMISSION


John Grover Whitlock
Paralegal

⁷ 2 AAC 50.855(b)(2)(B)(ii).

⁸ <https://aws.state.ak.us/ApocReports/Paper/CommissionCivilPenalties.aspx>

PLEASE NOTE: credit card payments cannot be made by phone; they must be made online.

⁹ 2 AAC 50.831(a).

¹⁰ 2 AAC 50.895.

Mr. Brent Johnson
Notice of Penalty – 24 Hour Reports

Page | 3

Encl: Civil Penalty Appeal Affidavit
2 AAC 50.865

cc: Candidate File (w/o enclosures)

CERTIFICATE OF SERVICE: I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:	
Brent Johnson 20773 Porcupine Lane Clam Gulch, Alaska 99568 ragweb@icloud.com 9489 0178 9820 3021 0772 30	☒ Certified Mail ☒ U.S. Mail ☒ Email

John Whitlock
Paralegal

9/18/24

Date



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Administration

ALASKA PUBLIC OFFICES COMMISSION

2221 E. Northern Lights Blvd., Rm. 128
Anchorage, AK 99508-4149
Main: 907.276.4176
Fax: 907.276.7018
doa.alaska.gov/apoc

December 30, 2024

Via Certified Mail and Email

Brent Johnson
20773 Porcupine Lane
Clam Gulch, AK 99568
ragweb@icloud.com

Re: Commission Meeting Notice

Mr. Johnson:

At its upcoming January meeting, the Commission will review the matter of the civil penalty assessed for your late filed 24 Hour Reports. Tomorrow, I send you the Staff Recommendation that will be presented to the commission for your review.

The meeting will be held remotely. You have a right to participate at the meeting either by telephone (1-907-202-7104, Access Code 542 592 595#), or via [Microsoft Teams](#).¹ Please notify our office if you intend to participate. The matter is currently scheduled to be heard at **9:30 a.m. on Thursday, January 16, 2025.**

This matter will initially be presented to the Commission on a Consent Agenda. If you do not wish to present your appeal or make a statement to the Commission, and your appeal is not removed from the agenda by a Commissioner, the Staff Recommendation will be approved without discussion or deliberation. If you do wish to present your appeal or make a statement before the Commission, please notify staff or the Commission prior to the approval of the consent agenda.

Staff will send you a copy of the Commission's final decision regarding your appeal.

Sincerely

ALASKA PUBLIC OFFICES COMMISSION

John Whitlock
John Grover Whitlock
Paralegal

¹ Meeting ID: 218 357 205 23, Passcode: ka6uj94c.

Brent Johnson
Commission Meeting Notice

Page | 2

CERTIFICATE OF SERVICE: I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:	
Brent Johnson 20773 Porcupine Lane Clam Gulch, AK 99568 ragweb@icloud.com	☒ Certified Mail ☒ Email

John Whitlock
Signature

12/30/24
Date



ALASKA PUBLIC OFFICES COMMISSION
STAFF RECOMMENDATION FOR COMMISSION ACTION

PREPARED BY: Dyane Chung

DATE: December 30, 2024

RESPONDENT: Steve Menard

CIVIL PENALTY

ASSESSED UNDER: ☒ Campaign Disclosure: AS 15.13.390, 2 AAC 50.855

REASON FOR FILING: Candidate – 2024 State of Alaska Primary

LATE REPORT(S): • Campaign Disclosure Reports
☒ 7 Day Report

DUE DATE OF LATE FILED REPORT: August 13, 2024

REPORT FILED ON: August 15, 2024

NUMBER OF DAYS LATE: 2

DATE PENALTY ASSESSMENT SENT: August 16, 2024

DATE PENALTY APPEAL RECEIVED: September 11, 2024

MAXIMUM STATUTORY PENALTY: \$1,000

PENALTY ASSESSED¹: \$1,000

RECOMMENDATION: Uphold
(See “Staff’s Recommendation Based on Standard Mitigation Criteria”)

AFFIANT’S STATEMENT OF MITIGATING FACTS:

1. Affiant states that the violation did not occur because he filed before the penalty period and that he worked with staff on the electronic signature process.

¹ 2 AAC 50.855(b)(2)(B)(i).

STAFF’S ANALYSIS OF FACTS FOR COMMISSION REVIEW

1. While staff acknowledges that Respondent may have entered the required information into the report, the report was not electronically signed and timely submitted.
2. A civil penalty may be reduced by a percentage greater than 50%, or waived entirely, if the late report did not cause significant harm to the public and no aggravating factors are present.² Here there is an aggravating factor present. Mr. Menard has more than one (1) late filing in the immediately preceding five (5) years.³ Accordingly, staff is unable to consider this mitigation criterion to reduce or waive the assessed penalty.
3. Based on a lack of applicable mitigation criteria, staff is unable to recommend a reduction or waiver of the assessed penalty.

FILER’S REPORTING HISTORY:

2024 – State Primary / State General

7 Day Report (due on 10/29)..... Timely
30 Day Report (due on 10/7)..... Timely
7 Day Report (due on 8/13).....Late (2 Days – Subject to Appeal)
30 Day Report (due on 7/22).....Late (24 Days)
Year Start Report (Due on 2/15) Timely

2022 – State Primary / State General

Year End Report (Due on 2/15/24)Late (7 Days)
Year End Report (Due on 2/15/23) Timely
7 Day Report (due on 11/1)..... Timely
30 Day Report (due on 10/10)..... Timely
7 Day Report (due on 8/9)..... Timely
30 Day Report (due on 7/18).....Late (2 Days)

² 2 AAC 50.865(b)(4).

³ 2 AAC 50.865(d)(2)(A).

ACTIVITY ON LATE REPORT:

Beginning Balance:	\$0.00
Income:	\$0.00
Expenses:	(\$424.38)
Debts:	\$0.00
Ending Balance:	(\$424.38

STAFF'S RECOMMENDATION BASED ON STANDARD MITIGATION CRITERIA

Staff finds the following mitigation criteria applicable to the respondent's appeal:

Criteria for up to 50% reduction of the maximum civil penalty [2 AAC 50.865(a)]:

- ☐ Good filing history (no late filings in the previous 5 years). **2 AAC 50.865(a)(1)(A)**
- ☐ Inexperienced filer.⁴ **2 AAC 50.865(a)(1)(B)**
- ☐ Technical error at APOC. **2 AAC 50.865(a)(2)**
- ☐ Reported information had a value of \$100 or less. **2 AAC 50.865(a)(3)**
- ☐ Reported information had a value between \$100 and \$1000 AND any factor listed in 2 AAC 50.865(b) also applies. **2 AAC 50.865(a)(4)**

Criteria for greater than 50% reduction, up to complete waiver [2 AAC 50.865(b)]:

- ☐ Personal catastrophe/emergency or incapacitating illness. **2 AAC 50.865(b)(1)**
- ☐ APOC Staff error. **2 AAC 50.865(b)(2)**
- ☐ Report included only administrative costs. **2 AAC 50.865(b)(3)**
- ☒ No significant harm to the public and no aggravating factors.⁵ **2 AAC 50.865(b)(4)**
- ☐ The civil penalty is significantly greater and out of proportion to the degree of harm to the public for not having the information.⁶ **2 AAC 50.865(b)(5)**
- ☐ A unique circumstance. **2 AAC 50.865(b)(6)**

⁴ Any entity or filer subject to a registration or reporting requirement for less than 365 days.

⁵ The amount missing is \$100 or less; the amount missing is more than \$100 but less than \$1,000 and the filer self-reported; or the missing information is readily available to the public through another forum.

⁶ Penalty exceeds the value of late or unreported transactions or for 24-hour and 7-day reports, the penalty exceeds twice the value of the late or unreported transactions.

Non-mitigating factors [2 AAC 50.865(c)]:

The Commission will not accept the following mitigating factors to reduce the amount of a penalty.

- ☐ Relying on another person or mailroom to mail, postmark or submit the statement on or before a due date. **2 AAC 50.865(c)(1)**
- ☐ Forgetting to file. **2 AAC 50.865(c)(2)**
- ☐ Being a volunteer. **2 AAC 50.865(c)(3)**
- ☐ Having no change in data from previous statements on file. **2 AAC 50.865(c)(4)**
- ☐ Relying on the filer's staff to remind the filer of the filing deadline or to complete the report. **2 AAC 50.865(c)(5)**
- ☐ Being too busy to file. **2 AAC 50.865(c)(6)**
- ☐ Absence caused by travel, unless the travel was unplanned or unavoidable such as travel for personal emergency or weather-related travel problems. **2 AAC 50.865(c)(7)**

Aggravating Factors [2 AAC 50.865(d)]:

- ☐ Failure to comply by omitting a significant source of income, interest in real property, loan, trust, business, or other substantial financial interest.⁷ **2 AAC 50.865(d)(1)**
- ☐ More than one late filing in the preceding 5 years. **2 AAC 50.865(d)(2)(A)**
- ☐ Evidence suggesting deliberate non-reporting. **2 AAC 50.865(d)(2)(B)**
- ☐ Failure to cooperate with staff. **2 AAC 50.865(d)(2)(C)**
- ☐ A violation under AS 15.13, AS 24.45, AS 244.60.200-260, or AS 39.50 in the preceding 5 years. **2 AAC 50.865(d)(2)(D)**

Based on the applicable standard mitigation criteria, staff recommends that the maximum civil penalty assessment be:

- ☐ **Waived**
- ☐ **Reduced by ____ to \$ ____**
- ☒ **Upheld at the assessed amount of \$1,000**

⁷ Value greater than \$1000.

Civil Penalty Appeal Affidavit

AS 15.13 Alaska Campaign Disclosure Law

ARRIVED

SEP 11 2024

via USPS
APOC - ANCH
PM HC FAX ELE

Name of Appellant: Steve Menard

Office Sought: State House District 28

Penalty issued in connection with (check box or boxes):

- | | | |
|--|--|--|
| ☐ 30 Day Report | ☐ 105 Day Report | ☐ Statement of Contributions (15-5) |
| ☒ 7 Day Report | ☐ Year End Report | ☐ Independent Expenditure (15-6) |
| ☐ 24 Hour Report | ☐ Registration | ☐ Paid for By Identifier |
| ☐ Other: _____ | | |

Year & Election, if late report (e.g., 2020 Primary, 2020 Muni, etc.): Primary (2024)

Instructions: If you send payment, you need not file this. An affidavit is required only if you are appealing the civil penalty or violation.

Statement: State why the reporting violation occurred or why you believe it did not occur and the reasons the civil penalty should not be assessed (use additional pages if needed). I do hereby swear and affirm that:

This violation did not occur because I did file before the penalty period as witnessed by John Whitlock; And through his help and guidance he was able to work ^{with} me through the process of electrical signature and complete the task at hand. Thank you!

Certification: I certify that the information in this Statement is, to the best of my knowledge, true, correct, and complete. By statute, a person who makes a false sworn certification which s/he does not believe to be true is guilty of perjury.

Signed/Date: Steven D. Menard Sept. 9, 2024



THE STATE
of ALASKA
GOVERNOR MIKE DUNLEAVY

Department of Administration

ALASKA PUBLIC OFFICES COMMISSION

2221 E. Northern Lights Blvd., Rm. 128
Anchorage, AK 99508-4149
Main: 907.276.4176
Fax: 907.276.7018
www.doa.alaska.gov/apoc

August 16, 2024

Via Certified Mail, U.S. Mail, and Email

Steve Menard
3060 N LazyEight Ct suite 2-777
Wasilla, Alaska 99654
AlaskansforSteveMenard@gmail.com

RE: Notice of Penalty¹
Late filing of 2024 Seven Day Report

Dear Mr. Menard,

According to our records you did not timely file your Seven Day Campaign Account Disclosure Report for the 2024 State Primary Election that was due on August 13, 2024. Instead, the report was filed on August 15, 2024 (2 days late). By law a maximum penalty of \$500 accrues each day the report is late.² **Accordingly the assessed penalty owed is \$1,000.**³

You may pay the assessed penalty and avoid formal Commission action by sending payment by check or money order payable to the "State of Alaska" to our office at the address above; visiting our [website](#)⁴ to make a payment by credit card; or you may pay in cash at our offices. **Payment must be made within thirty days of the date of this letter.** If you are unable to pay the entire assessed penalty in a single payment and wish to discuss a payment plan, or have any other question concerning this matter, please contact the APOC staff.

Alternatively, you have the right to appeal staff's conclusion that a violation has occurred, or the penalty amount assessed.⁵ **If you wish to appeal you must submit the enclosed appeal affidavit to APOC within thirty days of the date of this letter.**

If you appeal, staff will review your affidavit and prepare a recommendation for the Commission. You will receive a copy of that recommendation and notice of when the

¹ 2 AAC 50.855(a)

² AS 15.13.390(a).

³ 2 AAC 50.855(a).

⁴ <https://aws.state.ak.us/ApocReports/Paper/CommissionCivilPenalties.aspx>

PLEASE NOTE: credit card payments cannot be made by phone; they must be made online.

⁵ 2 AAC 50.831(a).

Commission will meet to consider the matter. You will have the opportunity to participate in the meeting either in person or telephonically.

Failure to respond to this notice by either making arrangement for payment or submitting an appeal within will result in staff presenting this matter to the Commission for a final order in the amount of the assessed penalty and referral to the Attorney General's Office.⁶

A copy of this letter will be placed in your APOC file and is considered a public document. If you have any questions about this matter, please contact APOC staff.

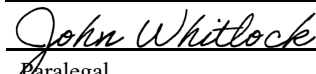
ALASKA PUBLIC OFFICES COMMISSION


John Grover Whitlock
Paralegal

Encl: Civil Penalty Appeal Affidavit
2 AAC 50.865

cc: Candidate File (w/o enclosures)

CERTIFICATE OF SERVICE: I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:	
Steve Menard 3060 N LazyEight Ct suite 2-777 Wasilla, Alaska 99654 AlaskansforSteveMenard@gmail.com	☒ Certified Mail ☒ U.S. Mail ☒ Email

 Paralegal 9489 0178 9820 3021 0548 73	<u>8/16/24</u> Date
---	------------------------

⁶ 2 AAC 50.895.



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Administration

ALASKA PUBLIC OFFICES COMMISSION

2221 E. Northern Lights Blvd., Rm. 128
Anchorage, AK 99508-4149
Main: 907.276.4176
Fax: 907.276.7018
doa.alaska.gov/apoc

December 30, 2024

Via Certified Mail and Email

Steve Menard
3060 N LazyEight Ct suite 2-777
Wasilla, Alaska 99654
AlaskansforSteveMenard@gmail.com

Re: Commission Meeting Notice

Mr. Menard:

At its upcoming January meeting, the Commission will review the matter of the civil penalty assessed for your late filed 7 Day Disclosure Report. I have enclosed the Staff Recommendation that will be presented to the commission at the meeting for your review.

The meeting will be held remotely. You have a right to participate at the meeting either by telephone (1-907-202-7104, Access Code 542 592 595#), or via [Microsoft Teams](#).¹ Please notify our office if you intend to participate. The matter is currently scheduled to be heard at **9:30 a.m. on Thursday, January 16, 2025.**

This matter will initially be presented to the Commission on a Consent Agenda. If you do not wish to present your appeal or make a statement to the Commission, and your appeal is not removed from the agenda by a Commissioner, the Staff Recommendation will be approved without discussion or deliberation. If you do wish to present your appeal or make a statement before the Commission, please notify staff or the Commission prior to the approval of the consent agenda.

Staff will send you a copy of the Commission's final decision regarding your appeal.

Sincerely

ALASKA PUBLIC OFFICES COMMISSION

John Whitlock
John Grover Whitlock
Paralegal

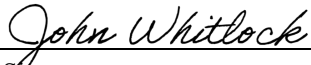
¹ Meeting ID: 218 357 205 23, Passcode: ka6uj94c.

Steve Menard
Commission Meeting Notice

Page | 2

Encl: Staff Recommendation for Commission Action

CERTIFICATE OF SERVICE: I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:	
Steve Menard 3060 N LazyEight Ct suite 2-777 Wasilla, Alaska 99654 AlaskansforSteveMenard@gmail.com	☒ Certified Mail ☒ Email

	12/30/24
Signature	Date

From: [Microsoft Outlook](#)
To: AlaskansforSteveMenard@gmail.com
Subject: Relayed: Commission Meeting Notice (Menard)
Date: Monday, December 30, 2024 9:29:21 PM
Attachments: [Commission Meeting Notice \(Menard\).msg](#)

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:
AlaskansforSteveMenard@gmail.com (AlaskansforSteveMenard@gmail.com) <mailto:AlaskansforSteveMenard@gmail.com>
Subject: Commission Meeting Notice (Menard)



ALASKA PUBLIC OFFICES COMMISSION
STAFF RECOMMENDATION FOR COMMISSION ACTION

PREPARED BY: Dyane Chung

DATE: December 30, 2024

RESPONDENT: George Rauscher

CIVIL PENALTY

ASSESSED UNDER: ☒ Campaign Disclosure: AS 15.13.390, 2 AAC 50.855

REASON FOR FILING: Candidate – 2024 State of Alaska Primary

LATE REPORT(S): • Campaign Disclosure Reports
☒ 7 Day Report

DUE DATE OF LATE FILED REPORT: August 13, 2024

REPORT FILED ON: August 14, 2024

NUMBER OF DAYS LATE: 1

DATE PENALTY ASSESSMENT SENT: August 16, 2024

DATE PENALTY APPEAL RECEIVED: September 11, 2024

MAXIMUM STATUTORY PENALTY: \$500

PENALTY ASSESSED¹: \$500

RECOMMENDATION: Uphold
(See “Staff’s Recommendation Based on Standard Mitigation Criteria”)

AFFIANT’S STATEMENT OF MITIGATING FACTS:

1. Affiant states that on the date his seven-day report was due, he did not have the information about the contributions that were needed for his seven-day report. He tried calling on the August 13th with no success but was able to talk with a staff member on the 14th who advised affiant to file the most complete report that he could in order

¹ 2 AAC 50.855(b)(2)(B)(i).

to avoid additional \$500 daily fines and immediately file an amended report once he received the information from his financial institution.

STAFF’S ANALYSIS OF FACTS FOR COMMISSION REVIEW

1. On August 14, 2024, respondent called the Alaska Public Offices Commission and stated that he had yet to file his seven-day report because he was having issues accessing information from his financial institution to ensure full and accurate reporting. Staff advised respondent that he should file a report to avoid additional \$500 per day fines and that he should work on getting the information from his financial institution and amend his seven-day report once he received the information.

In making this recommendation, staff is unable to consider Mr. Rauscher’s lack of bank access as a mitigating factor to reduce or waive the penalty assessment. It is the responsibility of the candidate to ensure accurate and timely reporting.

2. A civil penalty may be reduced by a percentage greater than 50%, or waived entirely, if the late report did not cause significant harm to the public and no aggravating factors are present.² Here there is an aggravating factor present. Respondent has more than one (1) late filing in the immediately preceding five (5) years.³ Accordingly, staff is unable to consider this mitigation criterion to reduce or waive the assessed penalty.
3. Based on a lack of applicable mitigation criteria, staff is unable to recommend a reduction or waiver of the assessed penalty.

FILER’S REPORTING HISTORY:

2024 – State Primary / State General

7 Day Report (due on 10/29)..... Timely
30 Day Report (due on 10/7)..... Timely
7 Day Report (due on 8/13).....Late (Subject to Appeal)
30 Day Report (due on 7/22)..... Timely
Year Start Report (Due on 2/15)Late (1 Day)

2022 – State Primary / State General

Year End Report..... Timely
7 Day Report (due on 11/1)..... Timely
30 Day Report (due on 10/10)..... Timely
7 Day Report (due on 8/9)..... Timely
30 Day Report (due on 7/18)..... Timely
Year Start Report (due on 2/15) Timely

² 2 AAC 50.865(b)(4)

³ 2 AAC 50.865(d)(2)(A).

2020 – State Primary / State General

Year End Report (due on 2/16) Timely
7 Day Report (due on 10/27)..... Timely
30 Day Report (due on 10/5)..... Timely
7 Day Report (due on 8/11)..... Timely
30 Day Report (due on 7/20)..... Timely
Year Start Report (due on 2/18) Late (1 Day)

ACTIVITY ON LATE REPORT:

Beginning Balance:	\$9,392.32
Income:	\$2,050.37
Expenses:	\$1,108.00
Debts:	\$0.00
Ending Balance:	\$10,304.69

STAFF'S RECOMMENDATION BASED ON STANDARD MITIGATION CRITERIA

Staff finds the following mitigation criteria applicable to the respondent's appeal:

Criteria for up to 50% reduction of the maximum civil penalty [2 AAC 50.865(a)]:

- ☐ Good filing history (no late filings in the previous 5 years). **2 AAC 50.865(a)(1)(A)**
- ☐ Inexperienced filer.⁴ **2 AAC 50.865(a)(1)(B)**
- ☐ Technical error at APOC. **2 AAC 50.865(a)(2)**
- ☐ Reported information had a value of \$100 or less. **2 AAC 50.865(a)(3)**
- ☐ Reported information had a value between \$100 and \$1000 AND any factor listed in 2 AAC 50.865(b) also applies. **2 AAC 50.865(a)(4)**

Criteria for greater than 50% reduction, up to complete waiver [2 AAC 50.865(b)]:

- ☐ Personal catastrophe/emergency or incapacitating illness. **2 AAC 50.865(b)(1)**
- ☐ APOC Staff error. **2 AAC 50.865(b)(2)**
- ☐ Report included only administrative costs. **2 AAC 50.865(b)(3)**
- ☐ No significant harm to the public and no aggravating factors.⁵ **2 AAC 50.865(b)(4)**

⁴ Any entity or filer subject to a registration or reporting requirement for less than 365 days.

⁵ The amount missing is \$100 or less; the amount missing is more than \$100 but less than \$1,000 and the filer self-reported; or the missing information is readily available to the public through another forum.

- ☐ The civil penalty is significantly greater and out of proportion to the degree of harm to the public for not having the information.⁶ **2 AAC 50.865(b)(5)**
- ☐ A unique circumstance. **2 AAC 50.865(b)(6)**

⁶ Penalty exceeds the value of late or unreported transactions or for 24-hour and 7-day reports, the penalty exceeds twice the value of the late or unreported transactions.

Non-mitigating factors [2 AAC 50.865(c)]:

The Commission will not accept the following mitigating factors to reduce the amount of a penalty.

- ☐ Relying on another person or mailroom to mail, postmark or submit the statement on or before a due date. **2 AAC 50.865(c)(1)**
- ☐ Forgetting to file. **2 AAC 50.865(c)(2)**
- ☐ Being a volunteer. **2 AAC 50.865(c)(3)**
- ☐ Having no change in data from previous statements on file. **2 AAC 50.865(c)(4)**
- ☐ Relying on the filer's staff to remind the filer of the filing deadline or to complete the report. **2 AAC 50.865(c)(5)**
- ☐ Being too busy to file. **2 AAC 50.865(c)(6)**
- ☐ Absence caused by travel, unless the travel was unplanned or unavoidable such as travel for personal emergency or weather-related travel problems. **2 AAC 50.865(c)(7)**

Aggravating Factors [2 AAC 50.865(d)]:

- ☐ Failure to comply by omitting a significant source of income, interest in real property, loan, trust, business, or other substantial financial interest.⁷ **2 AAC 50.865(d)(1)**
- ☒ More than one late filing in the preceding 5 years. **2 AAC 50.865(d)(2)(A)**
- ☐ Evidence suggesting deliberate non-reporting. **2 AAC 50.865(d)(2)(B)**
- ☐ Failure to cooperate with staff. **2 AAC 50.865(d)(2)(C)**
- ☐ A violation under AS 15.13, AS 24.45, AS 244.60.200-260, or AS 39.50 in the preceding 5 years. **2 AAC 50.865(d)(2)(D)**

Based on the applicable standard mitigation criteria, staff recommends that the maximum civil penalty assessment be:

- ☐ **Waived**
- ☐ **Reduced by ____ to \$ ____**
- ☒ **Upheld at the assessed amount of \$500**

⁷ Value greater than \$1000.

ARRIVED

SEP 11 2024

APOC - ANCH
PM HC FAX ELE**Civil Penalty Appeal Affidavit**

AS 15.13 Alaska Campaign Disclosure Law

Name of Appellant: George FouscherOffice Sought: State House

Penalty issued in connection with (check box or boxes):

- | | | |
|--|--|--|
| ☐ 30 Day Report | ☐ 105 Day Report | ☐ Statement of Contributions (15-5) |
| ☒ 7 Day Report | ☐ Year End Report | ☐ Independent Expenditure (15-6) |
| ☐ 24 Hour Report | ☐ Registration | ☐ Paid for By Identifier |
| ☐ Other: _____ | | |

Year & Election, if late report (e.g., 2020 Primary, 2020 Muni, etc.): 20 24**Instructions:** If you send payment, you need not file this. An affidavit is required only if you are appealing the civil penalty or violation.**Statement:** State why the reporting violation occurred or why you believe it did not occur and the reasons the civil penalty should not be assessed (use additional pages if needed). I do hereby swear and affirm that:

I called APOC to find out what to do if I didn't get the info I needed from the bank in time to file. They didn't answer. I did want to file incorrect info so I called APOC the next day they were open. They said file with as much as you can, if it won't let you go on put down you don't know, file it and amend it when you get the info.

Certification: I certify that the information in this Statement is, to the best of my knowledge, true, correct, and complete. By statute, a person who makes a false sworn certification which s/he does not believe to be true is guilty of perjury.Signed/Date: 9/12/24



THE STATE
of ALASKA
GOVERNOR MIKE DUNLEAVY

Department of Administration

ALASKA PUBLIC OFFICES COMMISSION

2221 E. Northern Lights Blvd., Rm. 128

Anchorage, AK 99508-4149

Main: 907.276.4176

Fax: 907.276.7018

www.doa.alaska.gov/apoc

August 16, 2024

Via Certified Mail, U.S. Mail, and Email

Rep. George Rauscher
PO Box 3838
Palmer, Alaska 99674
George@georgerauscher.com

RE: Notice of Penalty¹
Late filing of 2024 Thirty Day Report

Dear Rep. Rauscher,

According to our records you did not timely file your Seven Day Campaign Account Disclosure Report for the 2024 State Primary Election that was due on August 13, 2024. Instead, the report was filed on August 14, 2024 (1 day late). By law a maximum penalty of \$500 accrues each day the report is late.² **Accordingly the assessed penalty owed is \$500.**³

You may pay the assessed penalty and avoid formal Commission action by sending payment by check or money order payable to the "State of Alaska" to our office at the address above; visiting our [website](#)⁴ to make a payment by credit card; or you may pay in cash at our offices. **Payment must be made within thirty days of the date of this letter.** If you are unable to pay the entire assessed penalty in a single payment and wish to discuss a payment plan, or have any other question concerning this matter, please contact the APOC staff.

Alternatively, you have the right to appeal staff's conclusion that a violation has occurred, or the penalty amount assessed.⁵ **If you wish to appeal you must submit the enclosed appeal affidavit to APOC within thirty days of the date of this letter.**

If you appeal, staff will review your affidavit and prepare a recommendation for the Commission. You will receive a copy of that recommendation and notice of when the

¹ 2 AAC 50.855(a)

² AS 15.13.390(a).

³ 2 AAC 50.855(a).

⁴ <https://aws.state.ak.us/ApocReports/Paper/CommissionCivilPenalties.aspx>

PLEASE NOTE: credit card payments cannot be made by phone; they must be made online.

⁵ 2 AAC 50.831(a).

Commission will meet to consider the matter. You will have the opportunity to participate in the meeting either in person or telephonically.

Failure to respond to this notice by either making arrangement for payment or submitting an appeal within will result in staff presenting this matter to the Commission for a final order in the amount of the assessed penalty and referral to the Attorney General's Office.⁶

A copy of this letter will be placed in your APOC file and is considered a public document. If you have any questions about this matter, please contact APOC staff.

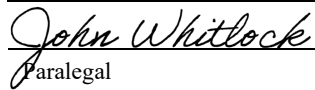
ALASKA PUBLIC OFFICES COMMISSION


John Grover Whitlock
Paralegal

Encl: Civil Penalty Appeal Affidavit
2 AAC 50.865

cc: Candidate File (w/o enclosures)

CERTIFICATE OF SERVICE: I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:	
George Rauscher PO Box 3838 Palmer, Alaska 99674 George@georgerauscher.com	☒ Certified Mail ☒ U.S. Mail ☒ Email


Paralegal
9489 0178 9820 3021 0547 67

8/16/24
Date

⁶ 2 AAC 50.895.



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Administration

ALASKA PUBLIC OFFICES COMMISSION

2221 E. Northern Lights Blvd., Rm. 128
Anchorage, AK 99508-4149
Main: 907.276.4176
Fax: 907.276.7018
doa.alaska.gov/apoc

December 30, 2024

Via Certified Mail and Email

Rep. George Rauscher
PO Box 3838
Palmer, Alaska 99674
George@georgerauscher.com

Re: Commission Meeting Notice

Dear Rep. Rauscher:

At its upcoming January meeting, the Commission will review the matter of the civil penalty assessed for your late filed Thirty Day Disclosure Report. I have enclosed the Staff Recommendation that will be presented to the commission at the meeting for your review.

The meeting will be held remotely. You have a right to participate at the meeting either by telephone (1-907-202-7104, Access Code 542 592 595#), or via [Microsoft Teams](#).¹ Please notify our office if you intend to participate. The matter is currently scheduled to be heard at **9:30 a.m. on Thursday, January 16, 2025.**

This matter will initially be presented to the Commission on a Consent Agenda. If you do not wish to present you appeal or make a statement to the Commission, and your appeal is not removed from the agenda by a Commissioner, the Staff Recommendation will be approved without discussion or deliberation. If you do wish to present your appeal or make a statement before the Commission, please notify staff or the Commission prior to the approval of the consent agenda.

Staff will send you a copy of the Commission's final decision regarding your appeal.

Sincerely

ALASKA PUBLIC OFFICES COMMISSION

John Whitlock
John Grover Whitlock
Paralegal

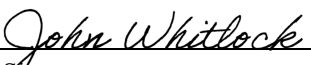
¹ Meeting ID: 218 357 205 23, Passcode: ka6uj94c.

Rep. George Rauscher
Commission Meeting Notice

Page | 2

Encl: Staff Recommendation for Commission Action

CERTIFICATE OF SERVICE: I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:	
Rep. George Rauscher PO Box 3838 Palmer, Alaska 99674 George@georgerauscher.com	☒ Certified Mail ☒ Email

	12/30/24
Signature	Date



**BEFORE THE ALASKA PUBLIC OFFICES COMMISSION
FINDINGS AND ORDER**

**In the matter of a civil penalty assessment
against Dmitri Fonov**

On January 16, 2025 the Alaska Public Offices Commission (Commission) reviewed the assessed civil penalties for Dmitri Fonov's late-filed Thirty-day Disclosure Report. The late-filed report's penalty is currently assessed at **\$25.00**. To facilitate collection proceedings by the Department of Law, the Commission issues the following Findings and Order.

Findings of Fact

1. Dmitri Fonov filed a Letter of Intent with the Alaska Public Offices Commission on February 9, 2024, and is subject to AS 15.13, Campaign Disclosure Law.
2. Pursuant to AS 15.13.110(a), Dmitri Fonov's Thirty-day Campaign Disclosure Report was due on October 7, 2024.
3. On July 8, 2024, Dmitri Fonov filed his Thirty-day Campaign Disclosure Report one day late.
4. On October 9, 2024, staff issued a Notice of Penalty informing Dmitri Fonov of his late-filed Thirty Day Report. The notice included an appeal affidavit and sent via E-Mail and Certified Mail. The email server provided delivery confirmation. The Certified Mail was delivered on October 11, 2024.¹

On December 26, 2024, staff issued a Notice of Referral regarding Dmitri Fonov's outstanding civil penalty. This notice informed Dmitri Fonov that his right to appeal had expired. Additionally, it requested that Dmitri Fonov remit payment for the assessed civil penalty or the matter would be presented to the Commission for a Final Order. The notice was sent via E-Mail and Certified Mail. The email server provided delivery confirmation. The Certified Mail has yet to be delivered.

¹ See, AS 44.62.380(c) [service effective by certified mail when mailed to address of record if filer is required to file address with agency and to notify any change in address]. See also, 2 AAC 50.811(b) [requiring filer to keep accurate address on file and to promptly notify any change in address].

FINDINGS AND ORDER

Conclusions of Law

Due to Dmitri Fonov's failure to timely file his Thirty-day Report, and his failure to pay or appeal the assessed penalty in a timely manner, the Commission upholds the penalty assessment of \$25.00 under the provisions of AS 15.13.390 and 2 AAC 50.855. Commission staff has exhausted efforts to collect the penalty assessed against Dmitri Fonov now due and owing to the State of Alaska under 2 AAC 50.895.

The Commission approves the referral of this case to the Office of the Attorney General to begin the formal collection process.

Decision and Order of the Commission

In accordance with the above findings of fact and conclusions of law, the Commission orders Dmitri Fonov to pay a civil penalty of \$25.00 for failing to timely file his Thirty Day Report and refers this matter for collection to the Office of the Attorney General.

BY ORDER OF THE COMMISSION ON January 16, 2025

NOTICE TO RESPONDENT

You must pay the penalty of \$25.⁰⁰ to the State of Alaska within thirty days from the date this order is mailed or otherwise distributed to you. To obtain judicial review of this order consistent with AS 44.62.560-570, you must file an appeal with the Superior Court within thirty days from the date this order is mailed or otherwise distributed to you.

CERTIFICATE OF SERVICE: I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:	
Dmitri Fonov 1601 E Golden Circle Wasilla, AK 99654 fonov@yahoo.com	☒ Certified Mail ☒ U.S. Mail ☒ Email

Law Office Assistant

Date

FINDINGS AND ORDER



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Administration

ALASKA PUBLIC OFFICES COMMISSION

2221 E. Northern Lights Blvd., Rm. 128
Anchorage, AK 99508-4149
Main: 907.276.4176
Fax: 907.276.7018
www.doa.alaska.gov/apoc

October 9, 2024

VIA CERTIFIED MAIL, U.S. MAIL, & EMAIL

Dmitri Fonov
1601 E Golden Circle
Wasilla, AK 99654
fonov@yahoo.com

RE: Notice of Penalty Assessment – Thirty Day Campaign Disclosure Report

Dear Mr. Fonov:

According to our records you did not timely file your Thirty Day Campaign Disclosure Report that was due on October 7, 2024. Instead, the report was filed on October 8, 2024 (1 day late). By law a maximum penalty of \$50.00 accrues each day the report is late.¹ The maximum penalty the Alaska Public Offices Commission could assess you is \$50.²

Staff is reducing the penalty to 50% of the maximum civil penalty that could have been assessed because the missing information had a value under \$100.³ **Accordingly, the assessed penalty owed is \$25.**

Additionally, please be advised:

- 1) You may pay the assessed penalty and avoid formal Commission action by sending payment by check or money order payable to the "State of Alaska" to our office at the address above; visiting our [website](#)⁴ to make a payment by credit card; or you may pay in cash at our offices. **Payment must be made within thirty days of the date of this letter.** If you are unable to pay the entire assessed penalty in a single payment and wish to discuss a payment plan, or have any other question concerning this matter, please contact the APOC staff.

¹ AS 15.13.390(a).

² 2 AAC 50.855(a).

³ 2 AAC 50.855(b)(2)(C)(ii).

⁴ <https://aws.state.ak.us/ApocReports/Paper/CommissionCivilPenalties.aspx>

PLEASE NOTE: credit card payments cannot be made by phone; they must be made online.

- 2) Alternatively, you have the right to appeal staff's conclusion that a violation has occurred or the penalty amount assessed.⁵ **If you wish to appeal you must submit the enclosed appeal affidavit to APOC within thirty days of the date of this letter.**

If you appeal, staff will review your affidavit and prepare a recommendation for the Commission. You will receive a copy of that recommendation and notice of when the Commission will meet to consider the matter. You will have the opportunity to participate in the meeting either in person or telephonically.

Failure to respond to this notice by either making arrangement for payment within thirty days or submitting an appeal within thirty days will result in staff presenting this matter to the Commission for a final order in the amount of the assessed penalty and referral to the Attorney General's Office.⁶

A copy of this letter will be placed in your APOC file and is considered a public document. If you have any questions about this matter, please contact APOC staff.

ALASKA PUBLIC OFFICES COMMISSION

Dyane Chung
Dyane Chung
Campaign Disclosure Associate

Encl: Civil Penalty Appeal Affidavit
2 AAC 50.865

cc: Candidate File (w/o enclosures)

CERTIFICATE OF SERVICE: I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:	
Dmitri Fonov 1601 E Golden Circle Wasilla, AK 99654 fonov@yahoo.com	☒ Certified Mail ☒ U.S. Mail ☒ Email

Dyane Chung 10-9-24
Campaign Disclosure Associate Date

9489 0178 9820 3021 0773 46

⁵ 2 AAC 50.831(a).

⁶ 2 AAC 50.895.

USPS Tracking®

FAQs >

Tracking Number:

Remove X

9489017898203021077346

Copy

Add to Informed Delivery (<https://informedelivery.usps.com/>)

Latest Update

Your item was delivered to an individual at the address at 2:57 pm on October 11, 2024 in WASILLA, AK 99654.

Feedback

Get More Out of USPS Tracking:

USPS Tracking Plus®

Delivered

Delivered, Left with Individual

WASILLA, AK 99654

October 11, 2024, 2:57 pm

[See All Tracking History](#)

[What Do USPS Tracking Statuses Mean? \(https://faq.usps.com/s/article/Where-is-my-package\)](https://faq.usps.com/s/article/Where-is-my-package)

Text & Email Updates



Return Receipt Electronic



USPS Tracking Plus®



Product Information



See Less ^



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Administration

ALASKA PUBLIC OFFICES COMMISSION

2221 E. Northern Lights Blvd., Rm. 128
Anchorage, AK 99508-4149
Main: 907.276.4176
Fax: 907.276.7018
www.doa.alaska.gov/apoc

December 26, 2024

VIA CERTIFIED MAIL and EMAIL

Dmitri Fonov
1601 E Golden Circle
Wasilla, AK 99654
fonov@yahoo.com

Re: NOTICE OF REFERRAL TO COMMISSION
30 Day Campaign Disclosure Report

Mr. Fonov:

On October 9, 2024, the Alaska Public Offices Commission notified you that you were subject to a civil penalty of \$25 for your failure to timely file a 30-Day Campaign Disclosure Report which was due on October 7, 2024. As of the date of this letter, you have not paid the penalty. In that same letter, this office also informed you of your right to appeal the penalty assessment within thirty (30) days and supplied you with an appeal affidavit form. You did not file an appeal within the thirty (30) days; therefore, your right to appeal has expired.

Pursuant to 2AAC 50.895, staff will refer this matter to the Commission for entry of a final order of assessment of the penalty due. The Commission will consider this matter at its January 16, 2025 public meeting.

If you would like to avoid further Commission action, please remit your payment of \$25 to our office.

Finally, should you have any questions, please contact this office at 907-276-4176. If you are calling long distance to Anchorage from within the state, you may call toll-free at 800-478-4176.

ALASKA PUBLIC OFFICES COMMISSION

Dyane Chung

Dyane Chung
Campaign Disclosure Associate

Enclosure: Civil Penalty Assessment

cc: Candidate File (w/o enclosures)

CERTIFICATE OF SERVICE: I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:	
Dmitri Fonov 1601 E Golden Circle Wasilla, AK 99654 fonov@yahoo.com	☒ Email ☒ Certified Mail

[Signature]
Law Office Assistant

12/26/2024
Date

9489 0178 9820 3021 0067 04

Tracking Number:

Remove X

9489017898203021006704

Copy Schedule a Redelivery (<https://tools.usps.com/redelivery.htm>)

Latest Update

We attempted to deliver your item at 2:52 pm on December 28, 2024 in WASILLA, AK 99654 and a notice was left because an authorized recipient was not available. You may arrange redelivery by using the Schedule a Redelivery feature on this page or may pick up the item at the Post Office indicated on the notice beginning December 30, 2024. If this item is unclaimed by January 12, 2025 then it will be returned to sender.

Feedback

Get More Out of USPS Tracking:

USPS Tracking Plus®

Delivery Attempt: Action Needed

Notice Left (No Authorized Recipient Available)

WASILLA, AK 99654
December 28, 2024, 2:52 pm

Arrived at USPS Regional Facility

ANCHORAGE AK DISTRIBUTION CENTER
December 26, 2024, 10:07 pm

See All Tracking History

[What Do USPS Tracking Statuses Mean? \(https://faq.usps.com/s/article/Where-is-my-package\)](https://faq.usps.com/s/article/Where-is-my-package)

Text & Email Updates





THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Administration

ALASKA PUBLIC OFFICES COMMISSION

2221 E. Northern Lights Blvd., Rm. 128
Anchorage, AK 99508-4149
Main: 907.276.4176
Fax: 907.276.7018
doa.alaska.gov/apoc

December 30, 2024

Via Certified Mail and Email

Dmitri Fonov
1601 E Golden Circle
Wasilla, AK 99654
fonov@yahoo.com

Re: Commission Meeting Notice

Mr. Fonov:

At its upcoming January meeting, the Commission will consider the matter of the referral of your delinquent penalty.

You have a right to participate at the meeting either in person or by telephone (1-907-202-7104, Access Code Access Code 542 592 595#), in-person (2221 Northern Lights Blvd, Ste. 128, Anchorage, Alaska 99508), or via Microsoft Teams.1 Please notify our office if you intend to participate. The matter is currently scheduled to be heard at **9:00 a.m. on Thursday, January 16, 2025.**

If you do not participate in the meeting, staff will send you a letter and a final order notifying you of the Commission's decision.

Sincerely

ALASKA PUBLIC OFFICES COMMISSION

John Whitlock
John Grover Whitlock
Paralegal

Encl: Proposed Findings and Order

CERTIFICATE OF SERVICE: I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:	
Dmitri Fonov 1601 E Golden Circle Wasilla, AK 99654 fonov@yahoo.com	☒ Certified Mail ☒ Email

<u>John Whitlock</u>	12/30/24
Signature	Date

From: [Microsoft Outlook](#)
To: fonov@yahoo.com
Subject: Relayed: Commission Meeting Notice (Fonov)
Date: Monday, December 30, 2024 9:25:47 PM
Attachments: [Commission Meeting Notice \(Fonov\).msg](#)

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:
fonov@yahoo.com (fonov@yahoo.com) <mailto:fonov@yahoo.com>
Subject: Commission Meeting Notice (Fonov)



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Administration

ALASKA PUBLIC OFFICES COMMISSION

2221 E. Northern Lights Blvd., Rm. 128
Anchorage, AK 99508-4149
Main: 907.276.4176
Fax: 907.276.7018
doa.alaska.gov/apoc

**BEFORE THE ALASKA PUBLIC OFFICES COMMISSION
FINDINGS AND ORDER**

**In the matter of a civil penalty assessment
against Chelsea Pohland**

On January 16, 2025 the Alaska Public Offices Commission (Commission) reviewed the assessed civil penalties for Chelsea Pohland's late-filed 24 Hour Campaign Disclosure Reports. The late-filed report's penalty is currently assessed at **\$6,250.00**. To facilitate collection proceedings by the Department of Law, the Commission issues the following Findings and Order.

Findings of Fact

1. Chelsea Pohland filed a Letter of Intent with the Alaska Public Offices Commission on February 4, 2024, and is subject to AS 15.13, Campaign Disclosure Law.
2. Pursuant to AS 15.13.110(b), Chelsea Pohland's 24 Hour Campaign Disclosure Reports were due on March 26, 2024 and March 29, 2024.
3. On July 12, 2024, staff issued a Notice of Penalty informing Chelsea Pohland of her late-filed 24 Hour Reports. The notice included an appeal affidavit and sent via E-Mail and Certified Mail. The Certified Mail was delivered on August 2, 2024.¹

On December 24, 2024, staff issued a Notice of Referral regarding Chelsea Pohland's outstanding civil penalties. This notice informed Chelsea Pohland that her right to appeal had expired. Additionally, it requested that Chelsea Pohland remit payment for the assessed civil penalties or the matter would be presented to the Commission for a Final Order. The notice was sent via E-Mail and Certified Mail. The email server provided delivery confirmation. The Certified Mail has yet to be delivered.

¹ See, AS 44.62.380(c) [service effective by certified mail when mailed to address of record if filer is required to file address with agency and to notify any change in address]. See also, 2 AAC 50.811(b) [requiring filer to keep accurate address on file and to promptly notify any change in address].

FINDINGS AND ORDER

Conclusions of Law

Due to Chelsea Pohland's failure to timely file her 24 Hour Reports, and her failure to pay or appeal the assessed penalty in a timely manner, the Commission upholds the penalty assessment of \$6,250.00 under the provisions of AS 15.13.390 and 2 AAC 50.855.

Commission staff has exhausted efforts to collect the penalty assessed against Chelsea Pohland now due and owing to the State of Alaska under 2 AAC 50.895.

The Commission approves the referral of this case to the Office of the Attorney General to begin the formal collection process.

Decision and Order of the Commission

In accordance with the above findings of fact and conclusions of law, the Commission orders Chelsea Pohland to pay a civil penalty of \$6,250.00 for failing to timely file her 24 Hour Reports and refers this matter for collection to the Office of the Attorney General.

BY ORDER OF THE COMMISSION ON January 16, 2025

NOTICE TO RESPONDENT

You must pay the penalty of \$6,250.⁰⁰ to the State of Alaska within thirty days from the date this order is mailed or otherwise distributed to you. To obtain judicial review of this order consistent with AS 44.62.560-570, you must file an appeal with the Superior Court within thirty days from the date this order is mailed or otherwise distributed to you.

CERTIFICATE OF SERVICE: I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:	
Chelsea Pohland 6800 Tanaina Drive Anchorage, AK 99502 cbpohland@gmail.com	☒ Certified Mail ☒ U.S. Mail ☒ Email

Law Office Assistant

Date

FINDINGS AND ORDER



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Administration

ALASKA PUBLIC OFFICES COMMISSION

2221 E. Northern Lights Blvd., Rm. 128
Anchorage, AK 99508-4149
Main: 907.276.4176
Fax: 907.276.7018
www.doa.alaska.gov/apoc

July 12, 2024

VIA CERTIFIED MAIL, U.S. MAIL, & EMAIL

Chelsea Pohland
6800 Tanaina Drive
Anchorage, Alaska 99502
cbpohland@gmail.com

RE: Notice of Penalty Assessment – 24 Hour Campaign Disclosure Report

Dear Ms. Pohland

According to our records you did not timely file a 24-Hour Report for the 2024 Anchorage Municipal Election. During the 9 days prior to an election (Mar. 24th – Apr. 1st), candidates are required to disclose contributions that exceed \$250 within 24 hours of receipt.

You were required to disclose a contribution through a 24-Hour Report, no later than March 26, 2024.¹ Instead, this contribution was disclosed on a 24 Hour Report on June 30, 2024 (96 days late).² By law a maximum penalty of \$500 accrues each day the report is late.³ The maximum penalty the Alaska Public Offices Commission could assess you is \$48,000.00.⁴

Staff is assessing the penalty at \$50 a day for each day the report was late after the election and limiting the maximum assessed penalty to five times the value of the late-filed report.⁵

Accordingly, the assessed penalty owed is \$3,750.00.

Additionally, please be advised:

- 1) You may pay the assessed penalty and avoid formal Commission action by sending payment by check or money order payable to the "State of Alaska" to our office at the address above; visiting our [website](https://aws.state.ak.us/ApocReports/Paper/CommissionCivilPenalties.aspx)⁶ to make a payment by credit card; or you

¹ AS 15.13.110(b).

² Joeseph Jolley, 3/24/2024, credit card, \$250.00 & ARWC, 3/25/2024, check #3563, \$500.00.

³ AS 15.13.390(a).

⁴ 2 AAC 50.855(a).

⁵ 2 AAC 50.855(b)(5).

⁶ <https://aws.state.ak.us/ApocReports/Paper/CommissionCivilPenalties.aspx>

PLEASE NOTE: credit card payments cannot be made by phone; they must be made online.

may pay in cash at our offices. **Payment must be made within thirty days of the date of this letter.** If you are unable to pay the entire assessed penalty in a single payment and wish to discuss a payment plan, or have any other question concerning this matter, please contact the APOC staff.

- 2) Alternatively, you have the right to appeal staff's conclusion that a violation has occurred or the penalty amount assessed.⁷ **If you wish to appeal you must submit the enclosed appeal affidavit to APOC within thirty days of the date of this letter.**

If you appeal, staff will review your affidavit and prepare a recommendation for the Commission. You will receive a copy of that recommendation and notice of when the Commission will meet to consider the matter. You will have the opportunity to participate in the meeting either in person or telephonically.

Failure to respond to this notice by either making arrangement for payment within thirty days or submitting an appeal within thirty days will result in staff presenting this matter to the Commission for a final order in the amount of the assessed penalty and referral to the Attorney General's Office.⁸

A copy of this letter will be placed in your APOC file and is considered a public document. If you have any questions about this matter, please contact APOC staff.

ALASKA PUBLIC OFFICES COMMISSION

Michael Sargent
Michael Sargent
Paralegal Specialist I

Encl: Civil Penalty Appeal Affidavit
2 AAC 50.865

cc: Candidate File (w/o enclosures)

CERTIFICATE OF SERVICE:

I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:

Chelsea Pohland
6800 Tanaina Drive
Anchorage, Alaska 99502
cbpohland@gmail.com

☒ Certified Mail
☒ U.S. Mail
☒ Email

Michael Sargent 07 12 2024
Paralegal Specialist I Date

9171 9690 0935 0310 8339 44

⁷ 2 AAC 50.831(a).

⁸ 2 AAC 50.895.



THE STATE
of ALASKA
GOVERNOR MIKE DUNLEAVY

Department of Administration

ALASKA PUBLIC OFFICES COMMISSION

2221 E. Northern Lights Blvd., Rm. 128
Anchorage, AK 99508-4149
Main: 907.276.4176
Fax: 907.276.7018
www.doa.alaska.gov/apoc

July 12, 2024

VIA CERTIFIED MAIL, U.S. MAIL, & EMAIL

Chelsea Pohland
6800 Tanaina Drive
Anchorage, Alaska 99502
cbpohland@gmail.com

RE: Notice of Penalty Assessment – 24 Hour Campaign Disclosure Report

Dear Ms. Pohland

According to our records you did not timely file a 24-Hour Report for the 2024 Anchorage Municipal Election. During the 9 days prior to an election (Mar. 24th – Apr. 1st), candidates are required to disclose contributions that exceed \$250 within 24 hours of receipt.

You were required to disclose a contribution through a 24-Hour Report, no later than March 29, 2024.¹ Instead, this contribution was disclosed on a 24 Hour Report on June 30, 2024 (93 days late).² By law a maximum penalty of \$500 accrues each day the report is late.³ The maximum penalty the Alaska Public Offices Commission could assess you is \$46,500.00.⁴

Staff is assessing the penalty at \$50 a day for each day the report was late after the election and limiting the maximum assessed penalty to five times the value of the late-filed report.⁵ **Accordingly, the assessed penalty owed is \$2,500.00.**

Additionally, please be advised:

- 1) You may pay the assessed penalty and avoid formal Commission action by sending payment by check or money order payable to the "State of Alaska" to our office at the address above; visiting our [website](#)⁶ to make a payment by credit card; or you

¹ AS 15.13.110(b).

² Tim Worthen, 3/28/2024, credit card, \$500.00.

³ AS 15.13.390(a).

⁴ 2 AAC 50.855(a).

⁵ 2 AAC 50.855(b)(5).

⁶ <https://aws.state.ak.us/ApocReports/Paper/CommissionCivilPenalties.aspx>

PLEASE NOTE: credit card payments cannot be made by phone; they must be made online.

may pay in cash at our offices. **Payment must be made within thirty days of the date of this letter.** If you are unable to pay the entire assessed penalty in a single payment and wish to discuss a payment plan, or have any other question concerning this matter, please contact the APOC staff.

- 2) Alternatively, you have the right to appeal staff's conclusion that a violation has occurred or the penalty amount assessed.⁷ **If you wish to appeal you must submit the enclosed appeal affidavit to APOC within thirty days of the date of this letter.**

If you appeal, staff will review your affidavit and prepare a recommendation for the Commission. You will receive a copy of that recommendation and notice of when the Commission will meet to consider the matter. You will have the opportunity to participate in the meeting either in person or telephonically.

Failure to respond to this notice by either making arrangement for payment within thirty days or submitting an appeal within thirty days will result in staff presenting this matter to the Commission for a final order in the amount of the assessed penalty and referral to the Attorney General's Office.⁸

A copy of this letter will be placed in your APOC file and is considered a public document. If you have any questions about this matter, please contact APOC staff.

ALASKA PUBLIC OFFICES COMMISSION

Michael Sargent

Michael Sargent
Paralegal Specialist I

Encl: Civil Penalty Appeal Affidavit
2 AAC 50.865

cc: Candidate File (w/o enclosures)

CERTIFICATE OF SERVICE: I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:	
Chelsea Pohland 6800 Tanaina Drive Anchorage, Alaska 99502 cbpohland@gmail.com	☒ Certified Mail ☒ U.S. Mail ☒ Email

Michael Sargent 07 12 2024
Paralegal Specialist I Date

9171 9690 0935 0310 8339 44

⁷ 2 AAC 50.831(a).

⁸ 2 AAC 50.895.

USPS Tracking[®]

FAQs >

Tracking Number:

Remove X

9171969009350310833944

Copy

Add to Informed Delivery (<https://informedelivery.usps.com/>)

Latest Update

Your item was delivered to an individual at the address at 9:59 am on August 2, 2024 in ANCHORAGE, AK 99508.

Feedback

Get More Out of USPS Tracking:

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Delivered

Delivered, Left with Individual

ANCHORAGE, AK 99508

August 2, 2024, 9:59 am

[See All Tracking History](#)

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Text & Email Updates



Return Receipt Electronic



USPS Tracking Plus[®]



Product Information



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THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Administration

ALASKA PUBLIC OFFICES COMMISSION

2221 E. Northern Lights Blvd., Rm. 128
Anchorage, AK 99508-4149
Main: 907.276.4176
Fax: 907.276.7018
www.doa.alaska.gov/apoc

December 26, 2024

Via Certified Mail and Email

Chelsea Pohland
6800 Tanaina Drive
Anchorage, AK 99502
cbpohland@gmail.com

Re: NOTICE OF REFERRAL TO COMMISSION
24 Hour Campaign Disclosure Reports

Ms. Pohland:

On July 12, 2024, the Alaska Public Offices Commission notified you that you were subject to a civil penalty of **\$3,750** for your failure to timely file a 24-Hour Campaign Disclosure Report which was due on March 26, 2024 and civil penalty of **\$2,500** for your failure to timely file a 24 Hour Campaign Disclosure Report which was due on March 29, 2024. As of the date of this letter, you have not paid either penalty. In those same letters, this office also informed you of your right to appeal the penalty assessments within thirty (30) days and supplied you with appeal affidavit forms. You did not file an appeal within the thirty (30) days; therefore, your right to appeal has expired.

Pursuant to 2AAC 50.895, staff will refer these matters to the Commission for entry of a final order of assessment of the penalty due. The Commission will consider both matters at its January 16, 2025, public meeting.

If you would like to avoid further Commission action, please remit your payment of **\$6,250** to our office.

Finally, should you have any questions, please contact this office at 907-276-4176. If you are calling long distance to Anchorage from within the state, you may call toll-free at 800-478-4176.

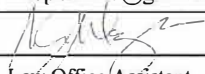
Sincerely,

ALASKA PUBLIC OFFICES COMMISSION

Dyane Chung

Dyane Chung
Campaign Disclosure Associate

Enclosure: Civil Penalty Assessment
cc: Candidate File (w/o enclosures)

CERTIFICATE OF SERVICE: I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:	
Chelsea Pohland 6800 Tanaina Drive Anchorage, AK 99502 cbpohland@gmail.com	☒ Email ☒ Certified Mail
 Law Office Assistant	12 26 2024 Date
9489 0178 9820 3021 0066 98	

From: [Microsoft Outlook](#)
To: cbpohland@gmail.com
Subject: Relayed: Re: NOTICE OF REFERRAL TO COMMISSION 24 Hour Campaign Disclosure Reports
Date: Thursday, December 26, 2024 3:49:27 PM
Attachments: [Re NOTICE OF REFERRAL TO COMMISSION 24 Hour Campaign Disclosure Reports.msg](#)

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:
cbpohland@gmail.com (cbpohland@gmail.com) <mailto:cbpohland@gmail.com>
Subject: Re: NOTICE OF REFERRAL TO COMMISSION 24 Hour Campaign Disclosure Reports

Tracking Number:

Remove X

9489017898203021006698

Copy

Schedule a Redelivery (<https://tools.usps.com/redelivery.htm>)

Latest Update

We attempted to deliver your item at 1:17 pm on December 27, 2024 in ANCHORAGE, AK 99502 and a notice was left because an authorized recipient was not available. You may arrange redelivery by using the Schedule a Redelivery feature on this page or may pick up the item at the Post Office indicated on the notice beginning December 28, 2024. If this item is unclaimed by January 11, 2025 then it will be returned to sender.

Feedback

Get More Out of USPS Tracking:

USPS Tracking Plus®

Delivery Attempt: Action Needed



Notice Left (No Authorized Recipient Available)

ANCHORAGE, AK 99502
December 27, 2024, 1:17 pm



Arrived at USPS Regional Facility

ANCHORAGE AK DISTRIBUTION CENTER
December 26, 2024, 10:08 pm



See All Tracking History

What Do USPS Tracking Statuses Mean? (<https://faq.usps.com/s/article/Where-is-my-package>)

Text & Email Updates





THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Administration

ALASKA PUBLIC OFFICES COMMISSION

2221 E. Northern Lights Blvd., Rm. 128
Anchorage, AK 99508-4149
Main: 907.276.4176
Fax: 907.276.7018
doa.alaska.gov/apoc

December 30, 2024

Via Certified Mail and Email

Chelsea Pohland
6800 Tanaina Drive
Anchorage, Alaska 99502
cbpohland@gmail.com

Re: Commission Meeting Notice

Ms. Pohland:

At its upcoming January meeting, the Commission will consider the matter of the referral of your delinquent penalty.

You have a right to participate at the meeting either in person or by telephone (1-907-202-7104, Access Code Access Code 542 592 595#), in-person (2221 Northern Lights Blvd, Ste. 128, Anchorage, Alaska 99508), or via Microsoft Teams. Please notify our office if you intend to participate. The matter is currently scheduled to be heard at **9:00 a.m. on Thursday, January 16, 2025.**

If you do not participate in the meeting, staff will send you a letter and a final order notifying you of the Commission's decision.

Sincerely

ALASKA PUBLIC OFFICES COMMISSION

John Whitlock
John Grover Whitlock
Paralegal

Encl: Proposed Findings and Order

CERTIFICATE OF SERVICE:

I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:

Chelsea Pohland 6800 Tanaina Drive Anchorage, Alaska 99502 cbpohland@gmail.com	☒ Certified Mail ☒ Email
--	---

John Whitlock
Signature

12/30/24
Date

From: [Microsoft Outlook](#)
To: cbpohland@gmail.com
Subject: Relayed: Commission Meeting Notice (Pohland)
Date: Monday, December 30, 2024 9:31:03 PM
Attachments: [Commission Meeting Notice \(Pohland\).msg](#)

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:
cbpohland@gmail.com (cbpohland@gmail.com) <mailto:cbpohland@gmail.com>
Subject: Commission Meeting Notice (Pohland)