[02]

# **Group Civil Penalty Appeals and Referrals**

Presented By:

John Whitlock, Paralegal

CONSENT AGENDA CIVIL PENALTY APPEALS AND REFERRALS						
UNDER AS 15.13.390, 2 AAC 50.855-860						
Campaign Financial Disclosure						
June 25, 2025 Commission Meeting						
	COMMIS					
ITEM #	APPEALED BY:	STAFF RECOMMENDATION:	PAGE #	ACTION:		
CIVIL PEN	NALTY APPEALS					
Α	Alaska Conservative Leadership PAC	Waive (\$50)				
В	Juneau Central Labor Council PAC	Uphold (\$1,500)				
C	Overstreet, Carolyn (Stmt of Contribution)	Reduce by 95% to \$247.50				
REMOVE	CD FROM CONSENT AGENDA	1				
-						





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

#### ALASKA PUBLIC OFFICES COMMISSION STAFF RECOMMENDATION FOR COMMISSION ACTION

PREPARED BY: John Grover Whitlock

DATE: June 10, 2025

**RESPONDENT: Alaska Conservative Leadership PAC** 

CIVIL PENALTY

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

**REASON FOR FILING:** 

Group – 2024 State Election

LATE REPORT(S):

Campaign Disclosure Reports ⊠ Year End Report<sup>1</sup>

DUE DATE OF LATE FILED REPORT:	February 18, 2025
REPORT FILED ON:	February 19, 2025
NUMBER OF DAYS LATE:	1
DATE PENALTY ASSESSMENT SENT:	February 28, 2025
DATE PENALTY APPEAL RECEIVED:	March 30, 2025
MAXIMUM STATUTORY PENALTY:	\$50
PENALTY ASSESSED <sup>2</sup> :	\$50
<b>RECOMMENDATION:</b> (See "Staff's Recommendation Based on Standa	Waive

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

## **AFFIANT'S STATEMENT OF MITIGATING FACTS:**

- 1. Affiant states the group sought to timely file their year end report prior to the deadline but the report was unavailable on the APOC website.
- 2. Affiant states that he was instructed to file a "no election" report even though the group participated in the 2024 General Election. The report was filed on 2/19/25.
- 3. All information on the year end report had been accurately reported previously in other independent expenditure reports.

https://aws.state.ak.us/ApocReports/Common/View.aspx?ID=47147&ViewType=CD. 2 AAC 50.855(b)(2)(C)(ii).

### **STAFF'S ANALYSIS OF FACTS FOR COMMISSION REVIEW**

- 1. Affiant emailed APOC regarding difficulties filing his year end report and that there was some confusion as to which profile the report would be filed under.<sup>3</sup> The filer states he attempted to start reports but did not submit the reports. After contacting staff, year end report was filed on February 19, 2025, one day late.
- 2. Although affiant states he was instructed to file a "no election" report, staff does not recall instructing him to do so. However, year end reports are required every year for ongoing groups and they are not tied to any specific election; this has been true for each year end report filed by the group since 2016 when it first began registering and reporting.
- 3. Mitigation criteria allows for a reduction up to a complete waiver when there is not significant harm to the public. There is no significant harm to the public when a report discloses more than \$100 but no more than \$1,000 and person self-reports the error. Here the late-filed report disclosed \$875.37 in activity and the group self-reported to APOC staff his trouble with filing.
- 4. Based on the lack of significant harm, staff recommends that the assessed penalty be waived.

### FILER'S REPORTING HISTORY:

#### <u>2024</u>

Year End Report (Due on 2/18/25).....Late – Filed on 2/19/25 (subject to appeal) 7 Day Report (due on 10/29/24).....Timely 30 Day Report (due on 10/7/24).....Timely Year Start (due on 2/15/24).....Timely

#### <u>2023</u>

Year End Report (Due 2/15/2024).....Timley

#### <u>2022</u>

Year End Report (Due on 2/15/23)	.Timely
7 Day Report (due on 11/1/22)	.Late
30 Day Report (due on 10/10/22)	.Timely
7 Day Report (due on 8/9/22)	.Timely
30 Day Report (due on 7/18/22)	.Timely

#### ACTIVITY ON LATE REPORT:

<b>Beginning Balance:</b>	\$ 1,173.37
Income:	\$ 25.00
Expenses:	\$ 323.37
Debts:	<b>\$ 0</b>
<b>Ending Balance:</b>	\$ 875.37

<sup>&</sup>lt;sup>3</sup> Exhibit 1, email string between Mr. Eastman and APOC.

#### **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.<sup>4</sup> 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 <u>AND</u> 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.<sup>5</sup> 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.<sup>6</sup> 2 AAC 50.865(b)(5)
  - A unique circumstance. 2 AAC 50.865(b)(6)

## 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)** 

<sup>&</sup>lt;sup>4</sup> Any entity or filer subject to a registration or reporting requirement for less than 365 days.

<sup>&</sup>lt;sup>5</sup> 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.

<sup>&</sup>lt;sup>6</sup> 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

]	Being too	busy to	file.	<b>2 AAC</b>	50.865(c)(6)
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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.<sup>7</sup> 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 to <u>\$</u>

] Upheld at the assessed amount of \$\_\_\_\_\_

<sup>&</sup>lt;sup>7</sup> Value greater than \$1000.

Hello Mr. Eastman,

Under the "Groups and Entities" tab, did you see if you would see any expectations under the "2024 – Alaska Conservative Leadership" profile?

CFD/LFD GROUPS		ANDIDATES					
ka > Department of Administ	ration > APOC > Or		LOBBYING	INDEPEND	ENTEXPENDITUR	RES ADMINI	STRATION
		line Forms > Gro	ups and Entities				
	GROUPS AND ENTITIES						
Assigned Reports							
rofile: 2025 - Alaska Co	onservative Leade	ership v					
Report	Elect	ion Be	egin Date	End Date	Due Date	Status	Actions
Year End Report	No Electio	n		2/1/2026	2/17/2026	Not Filed	<u>Start</u>
<u>C</u>	<u>lick Here</u> to add tl	nese to your sch	edule (use Impo	t in Outlook and	choose the .ics file)		
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is two or more individua	als acting jointly	who organize f	for the purpose	of influencing t	the outcome of an e	election. All grou	ups must
APOC and file the required disclosure reports.  DISCLOSURE FORMS  Campaign Disclosure Forms Campaign Disclosure Forms are required to be filed periodically.							
dent Expenditure Forr	ns						
Required to be filed when an independent expenditure is made supporting or opposing a candidate, ballot proposition, or a statewide initiative proposal application.							
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	Report Year End Report C TRATION FORMS egistration Forms is two or more individual with APOC and file the is gistration Forms is anything that is not a file the required disc OSURE FORMS in Disclosure Forms are in Disclosure Forms are	Report         Election           Year End Report         No Election           Click Here         to add the constraint of th	Report         Election         Bild           Year End Report         No Election         Click Here         No Election           Click Here         to add these to your sch         Click Here         TRATION FORMS           Registration Forms         is two or more individuals acting jointly who organize is with APOC and file the required disclosure reports.         Sigistration Forms           gistration Forms         is anything that is not a natural individual or group. End file the required disclosure reports.           OSURE FORMS         n Disclosure Forms         In Disclosure Forms           in Disclosure Forms are required to be filed periodical         Interpenditure Forms	Report         Election         Begin Date           Year End Report         No Election         Image: Click Here         Image: Cl	Report         Election         Begin Date         End Date           Year End Report         No Election         2/1/2026           Click Here         to add these to your schedule (use Import in Outlook and TRATTON FORMS           Registration Forms         stwo or more individuals acting jointly who organize for the purpose of influencing to with APOC and file the required disclosure reports.           Igistration Forms         is anything that is not a natural individual or group. Entities that intend to influence and file the required disclosure reports.           OSURE FORMS         In Disclosure Forms are required to be filed periodically.	Report         Election         Begin Date         End Date         Due Date           Year End Report         No Election         2/1/2026         2/17/2026           Click Here to add these to your schedule (use Import in Outlook and choose the .ics file)         TRATION FORMS           registration Forms         is two or more individuals acting jointly who organize for the purpose of influencing the outcome of an owith APOC and file the required disclosure reports.           gistration Forms         is anything that is not a natural individual or group. Entities that intend to influence the outcome of an and file the required disclosure reports.           OSURE FORMS         n Disclosure Forms           in Disclosure Forms are required to be filed periodically.	Report         Election         Begin Date         End Date         Due Date         Status           Year End Report         No Election         2/1/2026         2/17/2026         Not Filed           Click Here         to add these to your schedule (use Import in Outlook and choose the .ics file)         TRATION FORMS           Registration Forms         status         status         Status           Registration Forms         status         status         All group with APOC and file the required disclosure reports.           Is anything that is not a natural individual or group. Entities that intend to influence the outcome of an election must rend file the required disclosure reports.         Status           OSURE FORMS         In Disclosure Forms         In Disclosure Forms         In Disclosure Forms           In Disclosure Forms         are required to be filed periodically.         In Disclosure Forms         In Disclosure Forms

Thank you. I attempted to go that route before reaching out to you. I do not see an assigned report. I do see some unsubmitted reports from my previous attempts to file this report. The online form for 2025 is limited to reporting on an election year in which my group participated in no elections, which does not apply to me, and does not permit me to file the report. The online form for 2024 requires me to choose between one of two 24 hour report options. I am not attempting to file a 24 hour report. The contribution amounts in question are \$30, well below \$250 within nine days of the election for a 24 hour report. This option also does not allow me to file this report.

The attached screenshots reflect where the website blocks me from going further.

Sincerely,

David Eastman 907-355-4759

On Tue, Feb 18, 2025 at 2:32 AM Public Offices Commission, Alaska (DOA sponsored) < doa.apoc@alaska.gov> wrote:

Dear Mr. Eastman,

Try this to access Alaska Conservative Leadership's 2024 Year End Report:

1. Go to the Welcome to APOC Forms Online page and select "Group / Entity Forms"

2. Select "Campaign Disclosure Forms"

3. Under the group profile tab, select "2024 – Alaska Conservative Leadership." Please let me know if you do not see an assigned report listed.

#### CAMPAIGN DISCLOSURE FORMS

#### **Campaign Disclosure Forms**

	Filter		
Year: 2024 🗸	Report Type: Any	~	
Filer Type: Any 🗸	Election: Any		~
Amended: OAny OAme	nded Only  Not Amended Only		
Group Year: Any 🗸			
Candidate: Any		~	

Thanks,

John Grover Whitlock	
Paralegal	
APOC	
From: David Eastman < <u>david.eastman@gmail.com</u> >	
Sent: Monday, February 17, 2025 5:37 PM	
To: Public Offices Commission Alaska (DOA sponsored) <doa apoc@alaska="" gov=""></doa>	

Subject: Group Report

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.

Dear APOC,

I have a year end report due for my group Alaska Conservative Leadership.

However, when I attempt to file my year end report online, I am currently blocked from doing so. As near as I can tell, the fact that my group does not plan to participate in an election in 2025 is generating a need for a year end report in 2026, but that is currently the only report assignment listed for my group, even though my group participated in the 2024 general election and we have received email notification of a pending report due this week.

I have not been able to get through in calling the APOC office. Please assist me in filing a year end report for my group from my group activity in the 2024 general election.

All of our group activity was previously reported in our Independent Expenditures Form 15-6 filed on November 3rd (https://aws.state.ak.us/ApocReports/Common/View.aspx?ID=6970&ViewType=IE), but it is my understanding that this activity should still also be reported in a group year end report. Unfortunately, I do not currently seem to be able to file such a report as I have in years past.

Thank you,

David	Eastman
907-3	55-4759

Exhibit 1 Page 2 of 2

Civil Penalty Appeal Affidavit AS 15.13 Alaska Campaign Disclosure Law
Name of Appellant: ALASTA GNSERVATIVE LEADErship
Office Sought: Nouse
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.): 2024 Year End Report
<b>Instructions:</b> 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: A penalty 15 Not appropriate. We sought to timely file our A penalty 15 Not appropriate. We sought the timely file our was unknown like year end report prior to the deabline but the report was unknown like or the Appen website. We called and emailed, hoping that the website on the Appen website. We called and emailed, hoping that the website would be fixed. It was not. Finally, we were instructed to (simply import would be fixed. It was not. Finally, we were instructed to (simply import would be fixed. It was not. Finally, we were any way, even they the error on the website) file a no election report any way, even they we did participate in the Zo24 gaveral election, as that was the only we did participate and did so an 2/19/25. All information in our year are did so an 2/19/25.

option available online, end report had been accurately reported previously in other filed report: end report had been accurately reported previously introduce to include in our so there was no need to seach our any additional introduction to include in our year end report

**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.  $\int_{V} V$ 

Signed/Date:





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

February 28, 2025

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

Alaska Conservative Leadership 1491 W Gold Bar Rd. Wasilla, Alaska 99654 david.eastman@gmail.com

RE: Notice of Penalty<sup>1</sup> 2024 Year End Report

Dear Mr. Eastman:

According to our records you did not timely file your 2024 Year End Report that was due on February 18, 2025. Instead, the report was filed on February 19, 2025 (1 day late). By law a maximum penalty of \$50 accrues each day the report is late.<sup>2</sup> <u>Accordingly the assessed penalty owed is \$50.</u><sup>3</sup>

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 <u>website</u><sup>4</sup> to make a payment by credit card; or you may pay in cash at our offices. **Payment must be made within <u>thirty days</u> 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.<sup>5</sup> If you wish to appeal you must submit the enclosed appeal affidavit to APOC within <u>thirty days</u> 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

2 AAC 50.831(a).

5

 $<sup>^{1}</sup>$  2 AAC 50.855(a)  $^{2}$  AS 15 12 200(c)

AS 15.13.390(a).

<sup>2</sup> AAC 50.855(a).

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

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

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.<sup>6</sup>

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

ohn Whitlock

John Grover Whitlock Paralegal II

- Encl: Civil Penalty Appeal Affidavit 2 AAC 50.865
- cc: 2024 Group 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:					
Alaska Conservative Leadership	X	Certified Mail			
1491 W Gold Bar Rd.		U.S. Mail			
Wasilla, Alaska 99654		Email			
david.eastman@gmail.com					
A Man		02/28/2025			
Law Office Assistant		Date			

9489 0178 9820 3021 1330 66

<sup>&</sup>lt;sup>6</sup> 2 AAC 50.895.





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

June 11, 2025

VIA EMAIL & CERTIFIED MAIL

Alaska Conservative Leadership PAC David Eastman 1491 W Gold Bar Rd. Wasilla, Alaska 99654 <u>david.eastman@gmail.com</u> j.faulwetter@gmail.com

RE: Commission Meeting Notice

Dear Mr. Eastman:

The Commission will review the matter of the civil penalty assessed for the late filed yearend campaign disclosure report of Alaska Conservative Leadership PAC at its June 25, 2025 Commission Meeting in Anchorage, Alaska.

I have enclosed the Staff Recommendation that will be presented to the Commission at the meeting for your review.

You have a right to participate at the meeting, either in person or by telephone (1-907-202-7104, Access Code: 233147607#, in-person (2221 Northern Lights Blvd, Ste 128, Anchorage, Alaska, 99508) or via <u>Microsoft Teams Meeting<sup>1</sup></u> Please notify our office if you intend to participate. Group Civil Penalty Appeals are expected to begin at **9:10 a.m. on Wednesday, June 25, 2024.** 

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 Commissioners, 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.

<sup>1</sup> Meeting ID 217 752 983 222 7, Passcode qD2Eb9rH

If you have any questions, please contact our office.

#### ALASKA PUBLIC OFFICES COMMISSION

Kim Stone

Kim Stone Campaign Disclosure Coordinator

Encl: Staff Recommendation

cc: Group File

<b>CERTIFICATE OF SERVICE:</b> I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:				
David Eastman 1491 W Gold Bar Rd. Wasilla, Alaska 99654 <u>david.eastman@gmail.com</u> <u>j.faulwetter@gmail.com</u>	⊠ Email ⊠ Certified Mail			
Achter	06/11/2025			

Signature

Date

9489 0090 0027 6610 9408 55

From:	Microsoft Outlook
То:	david.eastman@gmail.com; j.faulwetter@gmail.com
Subject:	Relayed: RE: Commission Meeting Notice
Date:	Wednesday, June 11, 2025 12:00:24 PM
Attachments:	RE Commission Meeting Notice.msg

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





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

#### ALASKA PUBLIC OFFICES COMMISSION STAFF RECOMMENDATION FOR COMMISSION ACTION

**PREPARED BY:** John Grover Whitlock

DATE: June 10, 2025

**RESPONDENT: Juneau Central Labor Council PAC** 

CIVIL PENALTY ASSESSED UNDER:

Campaign Disclosure: AS 15.13.390, 2 AAC 50.855

**REASON FOR FILING:** Group – 2025 Anchorage Election

LATE REPORT(S):

Campaign Disclosure Reports ⊠ Seven Day Report<sup>1</sup>

#### DUE DATE OF LATE FILED REPORT: March 25, 2025

**REPORT FILED ON: March 28, 2025** 

NUMBER OF DAYS LATE: 3

DATE PENALTY ASSESSMENT SENT: April 7, 2025

DATE PENALTY APPEAL RECEIVED: April 18, 2025

**MAXIMUM STATUTORY PENALTY: \$1,500** 

PENALTY ASSESSED<sup>2</sup>: \$1,500

**RECOMMENDATION: Uphold** 

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

### **BACKGROUND**

1

Juneau Central Labor Council PAC contributed to a candidate running for assembly in the 2025 Anchorage Municipal Election but did not amend their group registration to include the Anchorage Election cycle in their campaign plans. Upon the discovery, APOC staff contacted the group on March 27, 2025, and advised them to amend their registration. Once amended, staff manually entered the seven day report expectation and the group filed their seven day report the next day, March 28, 2025.

https://aws.state.ak.us/ApocReports/Common/View.aspx?ID=47481&ViewType=CD.

<sup>2</sup> AAC 50.855(b)(2)(C)(ii).

## AFFIANT'S STATEMENT OF MITIGATING FACTS:

- 1. Affiant did not know they needed to register for the Anchorage Municipal Election because they normally only contribute to statewide or Juneau elections. Once aware the group took immediate action to file the report.
- 2. Affiant states that the person responsible for filing the reports for the group has not filed a late report since assuming filing duties for the group.

## STAFF'S ANALYSIS OF FACTS FOR COMMISSION REVIEW

- 1. A civil penalty may be reduced by a percentage up to 50%, if the filer has a good filing history with no late filings in the previous 5 years.<sup>3</sup> This criteria is specific to the group's filing history and not the individual filing the report. Unfortunately, the group has multiple late filings in the previous five years and cannot rely on this criteria for reduction.
- 2. Because there are no applicable mitigating criteria, staff recommends that the assessed penalty be upheld.

## FILER'S REPORTING HISTORY:

#### <u>2025</u>

Seven Day Report (Due on 3/25/25)..... Late by 3 days (Subject to Appeal)

#### <u>2024</u>

Year End Report (Due on 2/18/25)	.Timely
105 Day Report (due on 1/14/25)	.Timely
7 Day Report (due on 10/29/24)	.Timely
30 Day Report (due on 10/7/24)	.Timely
7 Day Report (due on 9/24/24)	.Timely
30 Day Report (due on 9/3/24)	.Timely
7 Day Report (due on 8/13/24)	.Timely
30 Day Report (due on 7/22/24)	.Timely

### <u>2023</u>

Year End Report (Due on 2/15/24)	.Timely
105 Day Report (due on 1/16/24)	.Timely
7 Day Report (due on 9/26/23)	.Timely
30 Day Report (due on 9/5/23)	.Timely

### <u>2022</u>

Year End Report (Due on 2/15/23)	Late
105 Day Report (due on 1/17/23)	.Late
7 Day Report (due on 11/1/22)	Timely
30 Day Report (due on 10/10/22)	Timely

<sup>&</sup>lt;sup>3</sup> 2 AAC 50.865(a)(1)(A)

7 Day Report (due on 9/27/22)	.Timely
30 Day Report (due on 9/6/22)	•
7 Day Report (due on 8/9/22)	.Late
30 Day Report (due on 7/18/22)	.Timely

#### **ACTIVITY ON LATE REPORT:**

#### Contribution: \$ 1,000

#### **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.<sup>4</sup> 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 <u>AND</u> 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.<sup>5</sup> 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.<sup>6</sup> 2 AAC 50.865(b)(5)
- A unique circumstance. 2 AAC 50.865(b)(6)

<sup>&</sup>lt;sup>4</sup> Any entity or filer subject to a registration or reporting requirement for less than 365 days.

<sup>&</sup>lt;sup>5</sup> 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.

<sup>&</sup>lt;sup>6</sup> 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.<sup>7</sup> 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** 

7

Reduced to <u>\$</u>

Upheld at the assessed amount of \$1,500

Value greater than \$1000.

ARRIVED 04/18/2025 4172025 APOC - ANCH Civil Penalty Appeal Affidavit PM HC FAXELE AS 15.13 Alaska Campaign Disclosure Law Central abor Council uneau Name of Appellant: **Office Sought:** Penalty issued in connection with (check box or boxes): 30 Day Report 105 Day Report Statement of Contributions (15-5) X 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.): 2025 Anch Municipal Election **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 didn't realize I needed to register for Anch elections. We normally give statewide or to Juneau elections. Once I realized the mistake was made, I was immediatly in contact w/APOC to fix the issue. I have not filed a late report since taken over this responsibility. If at all possible, Task that a reduced fine be considered In addition, once I registered, the report was not available the Same day. Therefore, it was filed one more day late. 1 appreciate your consideration. The next day, which was

**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.

rahm 4/14/2025 Signed/Date:





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

April 7, 2025

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

Juneau Central Labor Council PAC 4399 Sesame St. Juneau, AK 99801 cjpiper907@gmail.com

RE: Notice of Penalty<sup>1</sup> Seven Day Report – Anchorage Municipal Election

To Whom it May Concern:

According to our records you did not timely file your Seven Day Report for the 2025 Anchorage Municipal Election that was due on March 25, 2025. Instead, the report was filed on March 28, 2025 (3 days late). By law a maximum penalty of \$500 accrues each day the report is late.<sup>2</sup> Accordingly the assessed penalty owed is \$1,500.<sup>3</sup>

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 <u>website</u><sup>4</sup> to make a payment by credit card; or you may pay in cash at our offices. **Payment must be made within <u>thirty days</u> 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.<sup>5</sup> If you wish to appeal you must submit the enclosed appeal affidavit to APOC within <u>thirty days</u> 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

- PLEASE NOTE: credit card payments cannot be made by phone; they must be made online.
- 2 AAC 50.831(a).

5

 $<sup>^{1}</sup>$  2 AAC 50.855(a)  $^{2}$  AS 15 12 200(c)

 $<sup>^{2}</sup>$  AS 15.13.390(a).

<sup>2</sup> AAC 50.855(a).

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

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.<sup>6</sup>

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

()*ohn Whitlock* Whn Grover Whitlock

Paralegal II

- Encl: Civil Penalty Appeal Affidavit 2 AAC 50.865
- cc: 2025 Group 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:				
Juneau Central Labor Council PAC	I Certified Mail			
4399 Sesame St.	🗵 U.S. Mail			
Juneau, AK 99801	🗵 Email			
cjpiper907@gmail.com				
1 aller 04/07/2025				
Law Office Assistant Date				

9489 0090 0027 6610 9403 98

<sup>&</sup>lt;sup>6</sup> 2 AAC 50.895.





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

June 11, 2025

VIA EMAIL & CERTIFIED MAIL

Juneau Central Labor Council PAC Christina Strahm 4399 Sesame St Juneau, Alaska 99801 Cjpiper907@gmail.com

RE: Commission Meeting Notice

Dear Ms. Strahm:

The Commission will review the matter of the civil penalty assessed for the late-filed 7day campaign disclosure report of Juneau Central Labor Council PAC at its June 25, 2025 Commission Meeting in Anchorage, Alaska.

I have enclosed the Staff Recommendation that will be presented to the Commission at the meeting for your review.

You have a right to participate at the meeting, either in person or by telephone (1-907-202-7104, Access Code: 233147607#, in-person (2221 Northern Lights Blvd, Ste 128, Anchorage, Alaska, 99508) or via <u>Microsoft Teams Meeting<sup>1</sup></u> Please notify our office if you intend to participate. Group Civil Penalty Appeals are expected to begin at 9:10 a.m. on Wednesday, June 25, 2024.

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 Commissioners, 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.

<sup>&</sup>lt;sup>1</sup> Meeting ID 217 752 983 222 7, Passcode qD2Eb9rH

If you have any questions, please contact our office.

#### ALASKA PUBLIC OFFICES COMMISSION

KIM STONE

Kim Stone Campaign Disclosure Coordinator

Encl: Staff Recommendation

cc: Group File

CERTIFICATE OF SERVICE:			
I hereby certify that on this date, I caused a true and			
correct copy of the foregoing to l	be delivered to:		
Juneau Central Labor			
Council PAC	🗵 Email		
Christina Strahm	I Certified Mail		
4399 Sesame St			
Juneau, Alaska 99801			
Cjpiper907@gmail.com			
1 aller	06/11/2025		

Signature

9489 0090 0027 6610 9408 93

Date

From:	Microsoft Outlook
To:	cjpiper907@gmail.com
Subject:	Relayed: RE: Commission Meeting Notice
Date:	Wednesday, June 11, 2025 12:16:19 PM
Attachments:	RE Commission Meeting Notice.msg

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server: cjpiper907@gmail.com (cjpiper907@gmail.com) <mailto:cjpiper907@gmail.com> Subject: RE: Commission Meeting Notice





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

#### ALASKA PUBLIC OFFICES COMMISSION STAFF RECOMMENDATION FOR COMMISSION ACTION

**PREPARED BY:** John Grover Whitlock

DATE: June 10, 2025

**RESPONDENT:** Carolyn Overstreet

CIVIL PENALTY ASSESSED UNDER:

DER: Campaign Disclosure: AS 15.13.390, 2 AAC 50.855

**REASON FOR FILING:** 

LATE REPORT(S):

Campaign Disclosure Reports ⊠ 15-5 Statement of Contributions<sup>1</sup>

**Contribution over \$500 to Ballot Group** 

DUE DATE OF LATE FILED REPORT: September 4, 2024

**REPORT FILED ON: December 12, 2024** 

NUMBER OF DAYS LATE: 99

DATE PENALTY ASSESSMENT SENT: December 23, 2024

DATE PENALTY APPEAL RECEIVED: January 6, 2025

**MAXIMUM STATUTORY PENALTY: \$4,950** 

PENALTY ASSESSED<sup>2</sup>: \$4,950

## **RECOMMENDATION:** Reduce to \$247.50

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

## AFFIANT'S STATEMENT OF MITIGATING FACTS:

- 1. Affiant states that the civil penalty is significantly greater and out of proportion to the degree of harm to the public for not having the information.
- 2. Affiant stated she was focused on recovering from double knee replacement surgeries around this time and was focused most on rehabilitation and recovery.

https://aws.state.ak.us/ApocReports/Common/View.aspx?ID=5299&ViewType=SC.

2 AAC 50.855(b)(2)(C)(ii).

1

#### **STAFF'S ANALYSIS OF FACTS FOR COMMISSION REVIEW**

- 1. A civil penalty may be reduced by a percentage greater than 50%, or waived entirely, if the penalty assessment is significantly out of proportion to the degree of harm suffered by the public and no aggravating factors are present.<sup>3</sup> A penalty is considered significantly out of proportion to degree of harm when it exceeds the value of the transactions that were reported late. Here, the value of the transactions reported late was \$500 (a single donation to a ballot initiative group) and the penalty assessment was \$4,950.<sup>4</sup>
- 2. A civil penalty may be reduced by a percentage greater than 50% or waived entirely if the filer or a member of their family experienced a personal emergency, including an incapacitating illness, that prevented the person from filing on or before the due date.<sup>5</sup> Although the filer doesn't specifically identify when she underwent surgeries for her knee replacements, staff recognizes that recovery from major surgery would likely detract focus away from election filing activities.
- 3. Based on the foregoing, staff recommends a 95% reduction of the maximum assessed penalty. Staff does not recommend a complete waiver because the filer has previously filed a statement of contribution late and received a notice of violation that did not assess a penalty but put the filer on notice that future late filings would be subject to penalties.<sup>6</sup>

### **FILER'S REPORTING HISTORY:**

### **ACTIVITY ON LATE REPORT:**

Contribution: \$500

<sup>&</sup>lt;sup>3</sup> 2 AAC 50.865(b)(5)

<sup>&</sup>lt;sup>4</sup> 2 AAC 50.865(d)(2)(A)

<sup>&</sup>lt;sup>5</sup> 2 AAC 50.865(b)(1)

<sup>&</sup>lt;sup>6</sup> Exhibit 1, Notice of Violation.

#### **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.<sup>7</sup> 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 <u>AND</u> 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.<sup>8</sup> 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.<sup>9</sup> 2 AAC 50.865(b)(5)
- A unique circumstance. 2 AAC 50.865(b)(6)

## 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)** 

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

<sup>&</sup>lt;sup>8</sup> 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.

<sup>&</sup>lt;sup>9</sup> 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

]	Being too	busy to	file.	<b>2 AAC</b>	50.865(c)(6)
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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.<sup>10</sup> **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 <u>95%</u> to <u>\$247.50</u>** 
  - Upheld at the assessed amount of \$

<sup>&</sup>lt;sup>10</sup> Value greater than \$1000.





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

April 21, 2023

VIA CERTIFIED MAIL, U.S. MAIL, & EMAIL Carolyn Overstreet 8122 Lamplighter Ct. Anchorage, Alaska 99502 carolynoster@gmail.com carolyno@ptialaska.net

RE: Notice of Violation – Statement of Contributions Report<sup>1</sup>

Ms. Overstreet:

You are receiving this Notice of Violation because you did not timely file your Statement of Contributions Report that was due on March 24, 2023.<sup>2</sup> Instead the report was filed on April 17, 2023 (24 days late). By law a maximum penalty of \$50 accrues each day the report is late.<sup>3</sup> The maximum penalty the Alaska Public Offices Commission could assess you is \$1,200.<sup>4</sup>

However, no penalty is being assessed because you are a first-time filer.<sup>5</sup> Future late-filed Statement of Contribution reports will result in the assessment of penalties.

Additionally, please be advised:

- You have the right to appeal staff's conclusion that a violation has occurred.<sup>6</sup> If you wish to appeal you must submit the enclosed appeal affidavit to APOC within <u>thirty days</u> of the date of this letter. If you do not file a timely appeal, staff will consider the matter closed and take no further action.
- 2) 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

AS 15.13.040(k).

<sup>[\$2,000</sup> contribution to Alaskans for Honest Elections, February 22, 2023, Credit Card].

AS 15.13.390(a).

<sup>2</sup> AAC 50.855(a).

<sup>2</sup> AAC 50.855(b)(2)(A)(i)

<sup>2</sup> AAC 50.831(a).

Carolyn Overstreet Notice of Violation – Statement of Contributions Page |2

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

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

Charles Forment

Charles Stormont Paralegal

Encl: Civil Penalty Appeal Affidavit

cc: Individual File

<b>CERTIFICATE OF SERVICE:</b> I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:			
Carolyn Overstreet 8122 Lamplighter Ct. Anchorage, Alaska 99502 <u>carolynoster@gmail.com</u> <u>carolyno@ptialaska.net</u>		Certified Mail U.S. Mail Email	
Rache Ferguson	04/	/21/2023	
Law Office Assistant		Date	

9171-9690-0935-0294-3928-88

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Civil	Domoltry America I. A	· · · · · · · · · · · · · · · · · · ·	ARRIVED
	Penalty Appeal A 3 Alaska Campaign Disc		JAN <b>06</b> 2025
Name of Appellant: <u>Caroly</u>	S. Overstreet		W APOC - ANCH
Office: APOC			
Penalty issued in connection with	(check box or boxes):		
<ul> <li>✓ 30 Day Report</li> <li>☐ 7 Day Report</li> <li>☐ 24 Hour Report</li> <li>☐ Other:</li> </ul>	<ul> <li>105 Day Report</li> <li>Year End Report</li> <li>Registration</li> </ul>		ontributions (15-5) spenditure (15-6) ntifier

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

**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 am appealing this civil fendity of \$4,950 on the grounds that the penalty is more than 6 times the donation of \$750.00. It is Significantly out of proportion to the degree of the donation. The total donation of \$750.00 was from two different dates. \$500.00 on August 5, 2024 and \$250.00 on September 18,2024. Another mitigating factor is I was recovering from having both My Knees replaced. Much of My effort during that period was concentrated on My recovery from these two surgeries. I hope you will take this into Consideration in your Assessment. Thank You,

#### **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.

Juenohu January 54, 2025 Signed/Date: Carolyw





ALASKA PUBLIC OFFICES COMMISSION

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

December 23, 2024

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

Carolyn Overstreet 8122 Lamplighter Ct. Anchorage, AK 99502 <u>carolynoster@gmail.com</u>

Re: Notice of Penalty Assessment – Statement of Contributions Report<sup>1</sup>

To Whom It May Concern:

According to our records, you did not timely file your Statement of Contributions Report that was due on September 4, 2024.<sup>2</sup> Instead, your report was filed on December 12, 2024 (99 days late). By law a maximum penalty of \$50 accrues each day the report is late.<sup>3</sup> The maximum penalty the Alaska Public Offices Commission has assessed you is **\$4,950**.<sup>4</sup>

Additionally, please be advised:

- 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 <u>website</u><sup>5</sup> to make a payment by credit card; or you may pay in cash at our offices. Payment must be made within <u>thirty days</u> 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.<sup>6</sup> If you wish to appeal you must submit the enclosed appeal affidavit to APOC within <u>thirty days</u> of the date of this letter.

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

2 AAC 50.831(a).

6

AS 15.13.040(k).

<sup>&</sup>lt;sup>2</sup> 8/5/24, \$500 contribution to Yes on 2

AS 15.13.390(a).

<sup>2</sup> AAC 50.855(a).

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

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.<sup>7</sup>

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
- Individual File (w/o enclosures) cc:

<b>CERTIFICATE OF SERVICE:</b> I hereby certify that on this date, I caused a true and correct copy of the foregoing to be delivered to:				
Carolyn Overstreet 8122 Lamplighter Ct. Anchorage, AK 99502 <u>carolynoster@gmail.com</u>	<ul><li>☑ Certified Mail</li><li>☑ U.S. Mail</li><li>☑ Email</li></ul>			
Adher	12/23/2024			
Law Office Assistant Date				

9489 0178 9820 3021 0065 68

<sup>7</sup> 2 AAC 50.895.





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

June 11, 2025

VIA EMAIL & CERTIFIED MAIL Carolyn Overstreet 8122 Lamplighter Ct. Anchorage, Alaska 99502 carolynoster@gmail.com carolyno@ptialaska.net

RE: Commission Meeting Notice

Dear Ms. Overstreet:

The Commission will review the matter of the civil penalty assessed for your late-filed Statement of Contribution campaign disclosure report at its June 25, 2025 Commission Meeting in Anchorage, Alaska.

I have enclosed the Staff Recommendation that will be presented to the Commission at the meeting for your review.

You have a right to participate at the meeting, either in person or by telephone (1-907-202-7104, Access Code: 233147607#, in-person (2221 Northern Lights Blvd, Ste 128, Anchorage, Alaska, 99508) or via <u>Microsoft Teams Meeting<sup>1</sup></u> Please notify our office if you intend to participate. Group Civil Penalty Appeals are expected to begin at 9:10 a.m. on Wednesday, June 25, 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 Commissioners, 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.

<sup>&</sup>lt;sup>1</sup> Meeting ID 217 752 983 222 7, Passcode qD2Eb9rH

If you have any questions, please contact our office.

#### ALASKA PUBLIC OFFICES COMMISSION

KIMSTONE

Kim Stone Campaign Disclosure Coordinator

Encl: Staff Recommendation

cc: group file

CERTIFICATE OF SERVICE:I hereby certify that on this date, I caused a true and<br/>correct copy of the foregoing to be delivered to:Carolyn Overstreet<br/>8122 Lamplighter Ct.<br/>Anchorage, Alaska 99502<br/>carolynoster@gmail.com<br/>carolyno@ptialaska.netImage: Alaska option option

2 06/11/2025 Signature Date

9489 0090 0027 6610 9409 09

From:	Microsoft Outlook
To:	carolynoster@gmail.com
Subject:	Relayed: RE: Commission Meeting Notice
Date:	Wednesday, June 11, 2025 12:20:23 PM
Attachments:	RE Commission Meeting Notice.msg

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