

STATE OF CONNECTICUT
STATE ELECTIONS ENFORCEMENT COMMISSIONSTATE ELECTIONS
ENFORCEMENT
COMMISSIONIn the Matter of a Complaint by
John Torrenti Jr., Old Saybrook

File No. 2007-373

AGREEMENT CONTAINING CONSENT ORDER FOR VIOLATIONS OF
CONNECTICUT GENERAL STATUTES §§ 9-611 & 9-622

This agreement, by and between Robert and Nina Rubin, (hereinafter referred to as "Respondents") of the Town of Brookline, Norfolk County, Common of Massachusetts and the authorized representative of the State Elections Enforcement Commission, is entered into in accordance with § 9-7b-54 of the Regulations of Connecticut State Agencies and § 4-177(c) of the General Statutes of Connecticut.

In accordance herewith, the parties agree that:

1. On or about August 29, 2007, Respondent Nina Rubin made a contribution in the amount of one thousand five hundred dollars (\$1,500.00) to the "Committee to Elect Dan Moran."
2. On or about September 19, 2007, Respondent Robert Rubin made a contribution in the amount of one thousand five hundred dollars (\$1,500.00) to the "Committee to Elect Dan Moran."
3. The "Committee to Elect Dan Moran," was a candidate committee formed to fund the municipal campaign of Dan Moran, Democratic First Selectman candidate in the November 6, 2007 Town of Old Saybrook municipal election.
4. General Statutes § 9-611 provides, in pertinent part:

(a) **No individual shall make a contribution** or contributions to, for the benefit of, or pursuant to the authorization or request of, a candidate or a committee supporting or opposing any candidate's campaign for nomination at a primary, or **any candidate's campaign for election, to the office of** (1) Governor, in excess of three thousand five hundred dollars; (2) Lieutenant Governor, Secretary of the State, Treasurer, Comptroller or Attorney General, in excess of two thousand dollars; (3) **chief executive officer of a town, city or borough, in excess of one thousand dollars**; (4) state senator or probate judge, in excess of one thousand dollars; or (5) state representative or any other office of a municipality not previously included in this subsection, in excess of two hundred fifty dollars. The limits imposed by this subsection shall be applied separately to primaries and elections. [Emphasis added.]

5. General Statutes § 9-622 provides, in pertinent part:

The following persons shall be guilty of illegal practices . . . :

(10) Any person who solicits, makes or receives a contribution that is otherwise prohibited by any provision of this chapter;

6. The Treasurer of the "Committee to Elect Dan Moran received and deposited the contributions from the Respondents and his actions in that regard are addressed in a separate document.

7. The Respondents each made a contribution in excess of the permissible contribution limit for a candidate for the office of First Selectman, which constitutes a violation of General Statutes §§ 9-611 and 9-622(10) in each instance.

8. The Treasurer of the "Committee to Elect Dan Moran" returned five hundred dollars to each of the Respondents on or about October 18, 2007, refunding the excess amount of the contributions that the Respondents made.

9. The Respondents admit all jurisdictional facts and agree that this agreement and Order shall have the same force and effect as a final decision and Order entered after a full hearing and shall become final when adopted by the Commission. The Respondents shall receive a copy hereof as provided in Section 9-7b-56 of the Regulations of Connecticut State Agencies.

10. It is understood and agreed that this agreement will be submitted to the Commission at its next meeting and, if it is not accepted by the Commission, it is withdrawn by the Respondents and may not be used as an admission in any subsequent hearing, if the same becomes necessary.

11. The Respondents waive:

- (a) Any further procedural steps;
- (b) The requirement that the Commission's decision contain a statement of findings of fact and conclusions of law, separately stated; and
- (c) All rights to seek judicial review or otherwise to challenge or contest the validity of the agreement or Order entered into pursuant to this agreement.

12. Upon the Respondents compliance with the Order hereinafter stated, the Commission shall not initiate any further proceedings against them pertaining to this matter.

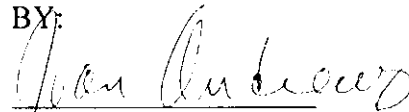
ORDER

IT IS HEREBY ORDERED that the Respondents shall each pay a civil penalty of two hundred and fifty dollars (\$250.00) on or before February 12, 2008 and shall henceforth strictly comply with §§ 9-611 and 9-622, General Statutes.

For the State of Connecticut

Dated: 2/13/08

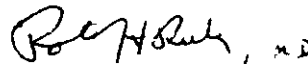
BY:



Joan M. Andrews, Esq.
Director of Legal Affairs
& Enforcement and
Authorized Representative
of the State Elections
Enforcement Commission
20 Trinity Street, Suite 101
Hartford, Connecticut

The Respondents

Dated: 2/11/08

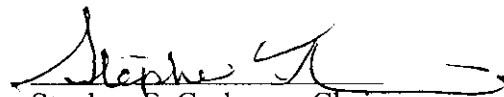


Robert Rubin
Brookline, MA



Nina Rubin
Brookline, MA

Adopted this 13th day of February, 2008 at Hartford, Connecticut



Stephen F. Cashman, Chair
By Order of the Commission