

**STATE OF CONNECTICUT  
STATE ELECTIONS ENFORCEMENT COMMISSION**

In the Matter of a Complaint by  
Eugene V. Boomer, Chaplin

**FILED SEEC**  
File No. 2007-412  
2008 JAN -9 P 12: 53

**AGREEMENT CONTAINING CONSENT ORDER AND  
PAYMENT OF A CIVIL PENALTY  
FOR VIOLATION OF CONNECTICUT GENERAL STATUTES § 9-621(a)**

This agreement, by and between William Chapple, of the Town of Chaplin, County of Windham, State of Connecticut (hereinafter referred to as the Respondent) and the authorized representative of the State Elections Enforcement Commission is entered into in accordance with Section 9-7b-54 of the Regulations of Connecticut State Agencies and Section 4-177(c) of the General Statutes of Connecticut. In accordance herewith, the parties agree that:

1. Respondent is the Treasurer of the Chaplin Democratic Town Committee ("Chaplin DTC") and was at all times relevant to this Complaint.
2. The Complainant filed this complaint against the Respondent alleging that the Chaplin DTC's made an expenditure for the distribution of a written communication supporting the candidacy of Democratic First Selectman candidate Robert Dubos, which failed to contain an attribution as required by Connecticut General Statutes § 9-621(a).
3. Connecticut General Statutes § 9-621(a), provides in pertinent part,

(a) No individual shall make or incur any expenditure with the cooperation of, at the request or suggestion of, or in consultation with any candidate, candidate committee or candidate's agent, and ***no candidate or committee shall make or incur any expenditure for any written, typed or other printed communication, or any web-based, written communication, which promotes the success or defeat of any candidate's campaign for nomination at a primary or election*** or solicits funds to benefit any political party or committee ***unless such communication bears upon its face (1) the words "paid for by" and the following:*** (A) In the case of such an individual, the name and address of such individual; (B) in the case of a committee other than a party committee, the name of the committee and its campaign treasurer; or ***(C) in the case of a party committee, the name of the committee,*** and (2) the words "approved by" and the following: (A) In the case of an individual making or incurring an expenditure with the cooperation of, at the request or suggestion of, or in consultation with any candidate, candidate committee or candidate's agent, the name of such individual; or (B) in the case of a candidate committee, the name of the candidate. No

candidate or candidate committee or exploratory committee established by a candidate shall make or incur any expenditure for a mailing to promote the success of said candidate's campaign for nomination at a primary or election or the defeat of another candidate's campaign for nomination at a primary or election, unless the mailing contains a photograph of the candidate conducting the mailing and said candidate's name in a font that is not less than the size of the font used for the narrative of the mailing.

[Emphasis added.]

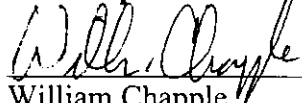
4. The Chaplin DTC made an expenditure for the distribution of an election communication in the form of a double-spaced, single-page, one-sided letter from First Selectman candidate (and at the time, the sitting Second Selectman) Robert "Bob" Dubos. The letter advocates for the election of Mr. Dubos as well as the other Democratic candidates. It is also critical of the "Republican control of the Board of Selectman." It is "signed" by Mr. Dubos; the letter appears to be a photocopy of a letter originally signed by Mr. Dubos. The letter does not contain, on any part of it, any "Paid for by" attribution, indicating who paid for the communication.
5. The Chaplin DTC was the designated sole funding source for the campaign of Robert Dubos for First Selectman of the Town of Chaplin.
6. It is concluded that the letter was required to carry an attribution indicating it was "Paid for by the Chaplin Democratic Town Committee," as it was funded by the Chaplin DTC.
7. It is concluded that Respondent violated § 9-621(a) of the Connecticut General Statutes because the letter did not contain the proper attribution as required.
8. The Respondent admits all jurisdictional facts and agrees 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 Respondent shall receive a copy hereof as provided in Section 9-7b-56 of the Regulations of Connecticut State Agencies.
9. 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 Respondent and may not be used as an admission in any subsequent hearing, if the same becomes necessary.
10. The Respondent waives:
  - (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 Order entered into pursuant to this agreement.

11. Upon the Respondent's compliance with the Order hereinafter stated, the Commission shall not initiate any further proceedings against him pertaining to this matter.

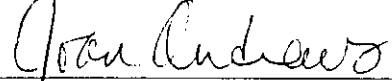
**ORDER**

IT IS HEREBY ORDERED that the Respondent shall pay a civil penalty of seventy five dollars (\$75.00) to the Commission on or before January 15, 2008 and that the Respondent shall henceforth strictly comply with the requirements of Connecticut General Statutes § 9-621(a).

**The Respondent:**

  
William Chapple  
604 Phoenixville Rd.  
Chaplin, Connecticut

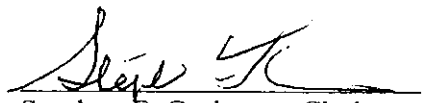
**For the State of Connecticut:**

BY:   
Joan M. Andrews, Esq.  
Director of Legal Affairs & Enforcement  
& Authorized Representative of the  
State Elections Enforcement Commission  
20 Trinity St., Suite 101  
Hartford, CT

Dated: Jan 4, 2008

Dated: 1/9/08

Adopted this 16<sup>th</sup> day of January of 2008 at Hartford, Connecticut

  
Stephen F. Cashman, Chairman  
By Order of the Commission