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STATE ELECTIONS

DEC 26 2008

COMMISSION
ENFORCEMENT
COMMISSION
File No. 2008-02

STATE OF CONNECTICUT
STATE ELECTIONS ENFORCEMENT COMMISSION

In the Matter of a Complaint by
Nicholas Paonessa, New Britain

**AGREEMENT CONTAINING CONSENT ORDER
FOR VIOLATION OF GENERAL STATUTES § 9-621(a)**

This agreement, by and between Cheryl Blogoslowski, of the Town of New Britain, County of Hartford, 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 § 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. Respondent is the duly designated treasurer of the "Gostin for Registrar" candidate committee, a candidate committee for Peter Gostin's candidacy for the Republican Registrar of Voters position in New Britain. Peter Gostin was one of two candidates involved in the New Britain Republican Primary for Registrar of Voters held on August 12, 2008.
2. The Complainant filed this complaint with the Commission, alleging that the Respondent disseminated an election communication that failed to contain the "approved by" attribution and the name of the candidate as required by General Statutes § 9-621(a).
3. General Statutes § 9-621(a), as amended by No. 08-2 of the 2008 Public Acts, 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** including an organization expenditure for a party candidate listing, as defined in subparagraph (A) of subdivision (25) of section 9-601, **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.** [Emphasis added.]


4. Respondent acknowledges that flyer failed to include the "approved by" attribution and the name of the candidate on the flyer that is the subject of the complaint. The flyer did include the required "paid for by" language and the name of the committee and its campaign treasurer.
5. It is concluded that Respondent violated General Statutes § 9-621(a) by failing to include the proper attribution on the flyer, which is the subject of the complaint, that the Respondent disseminated on behalf of "Gostin for Registrar."
6. 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 § 9-7b-56 of the Regulations of Connecticut State Agencies.
7. 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.
8. 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.
9. Upon the Respondent's compliance with the Order hereinafter stated, the Commission shall not initiate any further proceedings against the Respondent pertaining to this matter.

ORDER

IT IS HEREBY ORDERED that the Respondent shall pay a civil penalty of fifty dollars (\$50.00) to the Commission on or before November 19, 2008;

IT IS HEREBY FURTHER ORDERED that the Respondent shall henceforth strictly comply with the requirements of General Statutes § 9-621(a).

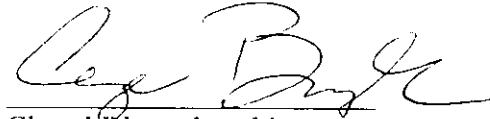
For the State of Connecticut:

BY: 

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

Dated: 1/5/09

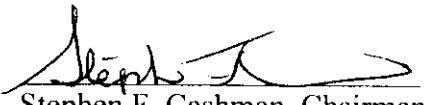
The Respondent:



Cheryl Blogoslawski
New Britain, CT

Dated: 12/1/08

Adopted this 14th day of January of 200~~8~~⁹ at Hartford, Connecticut


Stephen F. Cashman, Chairman
By Order of the Commission