

STATE OF CONNECTICUT
STATE ELECTIONS ENFORCEMENT COMMISSION

In the Matter of a Complaint by Bonnie A. Nault, Mystic

File No. 2018-005

FINDINGS AND CONCLUSIONS

The Complainant, Bonnie A. Nault, brings this Complaint pursuant to Connecticut General Statutes § 9-7b, alleging that the Respondent, Daniel Kelley, provided false information when he registered the Kelley 2018 candidate committee.¹ As the facts do not support the allegations, it is the Commission's determination that this matter should be dismissed. The following are the Commission's findings and conclusions:

1. On January 16, 2018, the Respondent registered as a candidate for the Connecticut State Senate and formed a candidate committee, Kelley 2018.
2. The Complainant alleges that the Respondent, provided false information when he registered the Kelley 2018 candidate committee.
3. Specifically the Complainant alleges that the Respondent "falsely listed his residential address as 48 Old Farm Rd., Groton, CT 06340."
4. The SEEC Form 1 and SEEC Form 1A are the forms published by the Commission for use by individuals registering as candidates and forming a candidate committee.
5. Candidates for the Connecticut State Senate are required to file a registration statement with the Commission and form a candidate committee, unless they qualify for an exemption to the formation thereof. General Statutes §§ 9-603 and 9-604.
6. It has been well established that the Commission has the authority to "prescribe and require the use of forms" for anything that is to be filed with the Commission. *In the Matter of a Referral by the Campaign Disclosure and Audit Unit of the State Elections Enforcement Commission*, File Nos. 2015-108DNF & 2015-109DNF.

¹ Any allegation not specifically addressed herein is hereby dismissed as such allegations, even if true, would not have amounted to violation of Connecticut's election laws.

7. The candidate's residential address is a required section of the SEEC Form 1.
8. The Commission requires this information for a number of reasons including, but not limited to, identification of the candidate and confirming compliance with various aspects of the Citizens' Election Program that are dependent on the candidate's residential address.
9. In this case, the Respondent used the Commission's eCRIS system to register the Kelley 2018 committee on January 16, 2018.
10. The Respondent claims that when he attempted to register his committee he was unable update the residential address that was in the system.
11. The Respondent admits that when he registered, his residential address was 23 Renee Drive, Pawcatuck, CT, not 48 Old Farm Rd., Groton, CT.
12. Nevertheless, the January 16, 2018 SEEC Form 1 completed by the Respondent indicates that his residential address is 48 Old Farm Rd., Groton, CT.
13. Commission records show that the Respondent did contact the Commission's information technology staff for help on January 16, 2018, and followed up on several occasions thereafter.
14. Commission records further show that the Respondent had previously obtained credentials to use the eCRIS system. When he did so, his residential address was 48 Old Farm Rd., Groton, CT. This address was therefore associated with that profile.
15. Commission records further show that security features of the eCRIS system prevented the Respondent from electronically updating his residential address on January 16, 2016.
16. However, the Respondent was able to add a mailing address to his eCRIS profile.
17. Operating on the advice of Commission staff, the Respondent added his actual residential address, 23 Renee Drive, Pawcatuck, CT to the optional mailing address section of the SEEC Form 1.
18. Between January 16, 2018 and February 16, 2016, the Respondent was working with SEEC staff to update the Respondent's eCRIS profile and correct the filing to accurately reflect the Respondent's residential address.

19. On February 16, 2016, the Respondent was able to file, and in fact did file, an amended SEEC Form 1 registration statement.
20. The amended SEEC Form 1 contained the Respondent's correct residential address.
21. As the Respondent was operating on the advice of Commission staff and made diligent efforts to comply with the law the Commission has determined that this matter should be dismissed.

ORDER

The following Order is recommended on the basis of the aforementioned findings:

That this matter be dismissed.

Adopted this 16 day of MAY, 2018 at Hartford, Connecticut.



~~Anthony J. Castagno, Chairperson~~ Salvatore Bramante
By Order of the Commission