

**R. I. STATE BOARD OF ELECTIONS  
MINUTES OF MEETING  
October 6, 2010**

The Rhode Island State Board of Elections convened at 3:37 PM at the Rhode Island Board of Elections, a quorum included Chairman John Daluz, Vice-Chairman Frank Rego, Commissioners Florence Gormley, Richard DuBois, Richard Pierce, Martin Joyce and William West. Executive Director Robert Kando and Board legal counsel Raymond Marcaccio were also in attendance.

First order of business: Motion by Commissioner Gormley to approve the minutes of the meetings held on 8-17-10 and 9-22-10, seconded by Commissioners Pierce, West and Joyce, and passed unanimously.

Next order of business: The Board addressed the request for an advisory opinion by the Eli Lilly Co. Attorney Raymond Marcaccio reviewed the proposed response with the Board and answered several questions relating to the provisions of Title 17 of the Rhode Island General Laws. Upon the conclusion of the Board's questions, Commissioner Gormley moved to accept the advisory as drafted, the motion was seconded by Commissioner DuBois and passed unanimously.

Next order of business: The Board voted to notify all the Board of Canvassers that the names of write-in candidates must be written-in and to disregard and not count the name of any candidate that is on a sticker to prevent stickers from damaging the ballot counting machines and that each board of canvassers was to acknowledge, either by email or fax, the receipt of the notice. The motion was made by Commissioner Pierce and seconded by Commissioner Joyce and passed unanimously.

Next order of business: The appeal of campaign finance fines by Leonidas Medina. Campaign Finance Director Ric Thornton detailed the reports and fines that accrued to \$55,357 beginning with a failure to file a report from 2004 and concluding with overdue reports in 2010. Attorney Thomas Desimone and Mr. Medina addressed the Board at length. After the conclusion of the hearing Commissioner Gormley moved to reduce the fines to \$5,000 if paid within 60 days, or reduce the fines to \$11,000 if paid within 2 years, in lieu of full payment of the fines due, on the condition that any failure to make full payment within the specified dates would result in reinstatement of the entire amount of \$55,357. Commissioner Pierce seconded the motion and it was passed unanimously.

Next order of business: The appeal of late fines by Mr. Frank Hyde, Leslie Luciano and Youth in Political Action were passed off the agenda due to the absence of the petitioners.

Next order of business: Commissioner Joyce moved under 42-46-59 to adjourn into executive session to discuss confidential campaign finance complaints, seconded by Commissioner Pierce and voted unanimously.

Upon the conclusion of the executive session, Vice-Chairman Rego moved to seal the minutes of the executive session, seconded by Commissioner Gormley and passed unanimously.

Next order of business: Commissioner Joyce moved to fine Daniel Reilly \$500 for failing to accurately report campaign expenditures and contributions. Mr. Reilly, who was present, acknowledged that past campaign finance reports did not include certain expenditures and that he had also failed to report loans to his campaign on previous reports, but that he had filed amended reports to include the missing expenditures and loans. Commissioner Gormley seconded the motion and it was passed unanimously.

At 4:55PM Vice-Chairman Rego moved to adjourn the meeting. The motion was seconded by Commissioner Gormley and passed unanimously.

Andreza Skipworth