



★ VIRGINIA ★
STATE BOARD *of* ELECTIONS

BOARD MEETING

Tuesday, October 20, 2020
James Monroe Building
Conference Room C, D, & E
Video and Teleconference

Videoconference:

[https://covaconf.webex.com/
covaconf/j.php?MTID=m6e12
dd3cc7fc56ead994ff62d2424
b09](https://covaconf.webex.com/covaconf/j.php?MTID=m6e12dd3cc7fc56ead994ff62d2424b09)

Meeting password: CXwpug4Br29

Teleconference:

1-517-466-2023 US Toll

1-866-692-4530 US Toll-Free

Access Code: 171 734 3658

Richmond, VA



**STATE BOARD OF ELECTIONS
AGENDA**

DATE: Tuesday, October 20, 2020

LOCATION: James Monroe Building

101 N. 14th St., Richmond, VA

Conference room C, D, & E

TELECONFERENCE:

+1-517-466-2023 US Toll

+1-866-692-4530 US Toll Free

Access code: 171 734 3658

VIDEO CONFERENCE:

<https://covaconf.webex.com/covaconf/j.php?MTID=m6e12dd3cc7fc56ead994ff62d2424b09>

Password: CXwpug4Br29

TIME: After the Public Hearing

I. CALL TO ORDER

Robert Brink, Chairman

II. APPROVAL OF MINUTES

Jamilah LeCruise, Secretary

A. September 18, 2020

III. COMMISSIONER'S REPORT

*Christopher E. Piper
Commissioner*

IV. STAND BY YOUR AD

*Arielle A. Schneider
Privacy Officer*

1. Revised Schedule of Penalties

2. Stand By Your Ad Hearings

A. Arika Phillips For CCPS School Board (CC-19-00127)

**B. Devito Kuchenbuch Election Campaign
(CC-15-00047)**

C. Floyd Miles

D. Friends of Virginia – (CC-19-00343)

E. Gilbert A. Smith

F. Larry Snow

G. Rob Tyler

H. Southampton County Democratic Committee

I. Tyler House of Delegates (CC-12-01257)

J. Gayle M. Gilmore – (CC-20-00041)

K. Linwood W. Johnson, III

L. Tony Buffington – (CC-14-00363)

V. PUBLIC COMMENT

VI. ADJOURNMENT

NOTE: Public comment will be offered prior to Board action, but comments will be limited to the specific agenda item in question. An open public comment period will be offered prior to adjournment. Members of the public participating virtually who wish to give public comment on any of the agenda items may do so; if using WebEx, by using the raise hands feature, or if by phone, identifying themselves when the Chair opens the floor to those members of the public attending via telephone. **Due to Social distancing guidelines, we are limited to 24 seats to the public. A face mask is required to enter the building.**

<https://townhall.virginia.gov/L/ViewMeeting.cfm?MeetingID=31493>



★ VIRGINIA ★
STATE BOARD *of* ELECTIONS

Approval of Minutes

BOARD WORKING PAPERS
Secretary LeCruise

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21

The State Board of Elections (“the Board”) meeting was held by electronic communication on Friday, September 18, 2020. Robert Brink, Chairman, John O’Bannon, Vice Chairman, and Jamilah LeCruise, Secretary, represented the State Board of Elections (“the Board”). Christopher E. “Chris” Piper, Commissioner and Jessica Bowman, Deputy Commissioner, represented the Department of Elections (“ELECT”). Carol Lewis and Heather Hays Lockerman represented the Office of the Attorney General (“OAG”). Chairman Brink called the meeting to order at 1:01 P.M.

Chairman Brink informed the Board that on March 12, 2020, Governor Ralph S. Northam declared that a state of emergency exists in the Commonwealth as the result of the potential spread of COVID-19, a communicable disease presenting a threat to public health. On March 30, 2020, the Governor issued an executive order requiring all individuals in Virginia to remain at their place of residence, with certain enumerated exceptions.

This meeting was conducted consistent with the requirements for electronic meetings by public bodies set forth in Items 4-0.01 of House Bills 29 and 30, as passed by the General Assembly (“GA”) and signed by the Governor in April of this year. The purpose of the meeting is to transact the statutorily required business of the Board. Chairman Brink stated that the Board would receive public comments on agenda items prior to its action on that item, and an open public comment period would be offered prior to adjournment.

22 The first item of business was the approval of the minutes presented by Secretary
23 LeCruise. Vice Chair O’Bannon moved *that the Board approve the minutes from the*
24 *April 3, 2020 Board meeting*. Chairman Brink seconded the motion, and the motion
25 passed unanimously. A roll call vote was taken:

26 Chairman Brink – Aye

27 Vice Chair O’Bannon – Aye

28 Secretary LeCruise – Aye

29 Vice Chair O’Bannon moved *that the Board approve the minutes from the August 4,*
30 *2020 Board Meeting*. Chairman Brink seconded the motion, and the motion passed
31 unanimously. A roll call vote was taken:

32 Chairman Brink – Aye

33 Vice Chair O’Bannon – Aye

34 Secretary LeCruise – Aye

35 The next item of business was the Commissioner’s Report presented by
36 Commissioner Piper. Commissioner Piper informed the Board that today starts the “45-
37 day” early voting and the deadline for all 133 localities to mail out absentee ballots. The
38 Commissioner informed the Board that he accompanied Governor Northam to the
39 Richmond General Registrars (“GR”) office to vote. Commissioner Piper expressed his
40 appreciation to the 133 localities and the ELECT staff on preparing for early voting.

41 The Commissioner stated that the GA passed the no-excuse absentee early voting
42 period, allowing voters to vote in the November 2020 general election for 45 days prior
43 to November 3, 2020. Commissioner Piper informed the Board that as of September 17,

44 2020, there had been 840,000 absentee ballot requests. The Commissioner informed the
45 Board that during the special session, the bill passed to provide absentee voters prepaid
46 postage envelopes. Commissioner Piper stated that the absentee ballots mailed September
47 18 would contain a return prepaid postage envelope. The Commissioner stated that the
48 GA set aside two million dollars to reimburse the localities for the prepaid postage.

49 Commissioner Piper stated that the GA instituted a cure process for the ballot
50 envelopes. The Commissioner explained to the Board, that normally, if a voter failed to
51 provide certain information on the absentee ballot's internal envelope, it would be
52 rejected. The cure process allows the GR to contact the voter within three days via
53 phone, email, or letter, notifying them of the error and providing them an opportunity to
54 correct the ballot or request a new ballot to submit. Commissioner Piper stated that in
55 June, ELECT entered into a consent decree from the Virginia League of Women Voters
56 for the removal of the witness signature on the return absentee ballot envelope. The
57 Commissioner stated that the consent decree was put into law by the GA during the
58 August session. Commissioner Piper stated if a voter is unable to provide a witness
59 signature safely, they are not required to do so, and informed the Board that local
60 elections officials (general registrars) were informed not to reject an absentee ballot based
61 on a voter's inability to provide a witness signature.

62 The Commissioner stated that during the August 8th Board Meeting, the Board
63 adopted two requirements for absentee ballots: the requirement for all localities to place
64 an intelligent mail barcode on the absentee ballot envelope to track the ballot through its
65 mailing process and the requirement that all ballots and envelopes contain the Elections

66 Mail Insignia. Commissioner Piper stated that the Elections Mail Insignia is an identifier
67 for the United States Postal Service (“USPS”) to recognize the envelope as official
68 Elections/(ELECT) mail and classify it as a high priority. The Commissioner informed
69 the Board that ELECT is in a partnership with the USPS regional team throughout this
70 Election. Commissioner Piper informed the Board that ELECT was also in a consent
71 decree to allow individuals with a print disability to safely and privately submit their
72 ballot to ELECT.

73 The Commissioner informed the Board that ELECT has started a *Democracy*
74 *Defended* media campaign and a *Free to be Absentee* promotional program.
75 Commissioner Piper stated that ELECT has provided these two PR campaigns to
76 highlight the elections security efforts provided by ELECT. The Commissioner informed
77 the Board that the PR campaigns and absentee program provides information to the
78 public on how to register to vote, early voting, how to safely cast a ballot, important
79 deadlines, etc. Commissioner Piper stated the elections security program called
80 *Democracy Defended* provides the public with an insight of what ELECT has been doing
81 to ensure the safety of the Election and remind voters that their votes are safe. The
82 Commissioner informed the Board that *Democracy Defended* also gives voters the
83 opportunity to sign up as an officer of election to serve at a local polling place.
84 Commissioner Piper added that Governor Northam’s Chief of Staff, the Secretary of
85 Education, the National Guard and others have sent out information encouraging
86 students, faculty, and staff to sign up to serve as officers of election at their local polling
87 places.

88 The Commissioner then showed the Board the video created by ELECT for the
89 *Democracy Defended* campaign. Commissioner Piper expressed his appreciation to the
90 ELECT team for the hard work put into the campaign.

91 The next item of business was the DEMTECH Electronic Pollbook Certification
92 presented by James Heo, Confidential Policy Advisor. *This report is in the Working*
93 *Papers for the September 18, 2020 meeting.* Vice Chair O’Bannon moved *that the Board*
94 *certify the use of Centerpoint ePollTab 1.0 in elections in the Commonwealth of Virginia,*
95 *pursuant to the State Certification of Electronic Pollbook: Requirements and Procedures.*
96 Secretary LeCruise seconded the motions and the motion passed unanimously. A roll call
97 vote was taken:

98 Chairman Brink – Aye

99 Vice Chair O’Bannon – Aye

100 Secretary LeCruise – Aye

101 Chairman Brink opened the floor to public comment.

102 The Chairman announced that the Board would go into Closed Session. At 1:30
103 P.M., Secretary LeCruise *moved that the Board go into closed session for the purpose of*
104 *consultation with legal counsel and briefings by staff members or consultants for the*
105 *purpose of receiving legal advice, as authorized by Section 2.2-3711(A)(7) of the Code of*
106 *Virginia concerning the following ongoing legal matters:*

107 a. *Wilson v. Virginia State Board of Elections*

108 b. *Washington v. Trump*

109 c. *Gary v. Virginia State Board of Elections*

110 *d. Democratic Congressional Campaign Committee v. Virginia State Board of*
111 *Elections*

112 *e. Constitution Party of Virginia v. Virginia State Board of Elections*

113 *f. Alliance Party v. Virginia State Board of Elections*

114 *g. Luciani v. Virginia State Board of Elections*

115 *h. League of Women Voters of Virginia v. Virginia State Board of Elections*

116 *i. Townes v. Virginia State Board of Elections*

117 *j. Beher v. Virginia State Board of Elections*

118 *k. Goldman v. Virginia State Board of Elections*

119 *l. Kim v. Virginia Department of Elections”*

120

121 *In accordance with Virginia Code Section 2.2-3712(F), Carol Lewis from the*
122 *Office of the Attorney General, as well as Christopher Piper, Commissioner of Elections,*
123 *Jessica Bowman, Deputy Commissioner of Elections, and Daniel Persico, Chief*
124 *Information Officer of Elections will attend the closed session because their presence will*
125 *reasonably aid the Board in its consideration of the subject of the meeting. Vice Chair*
126 *O’Bannon seconded the motion and the motion passed unanimously. A roll call vote was*
127 *taken:*

128 Chairman Brink – Aye

129 Vice Chair O’Bannon – Aye

130 Secretary LeCruise – Aye

131 At 2:02 P.M, Vice Chair O’Bannon moved *to reconvene in open session, and take*
132 *a roll call vote certifying that to the best of each member’s knowledge (i) only such public*
133 *business matters lawfully exempted from open meeting requirements under this chapter*
134 *and (ii) only such public business matters as were identified in the motion by which the*
135 *closed meeting was convened were heard, discussed, or considered.* A roll call vote was
136 taken:

137 Chairman Brink – Aye

138 Vice Chair O’Bannon – Aye

139 Secretary LeCruise – Aye

140 Vice Chair O’Bannon moved to adjourn the meeting. Secretary LeCruise seconded
141 the motion, and the motion passed unanimously. The meeting adjourned at approximately
142 2:04 P.M.

143

144 _____
145 Chairman

146 _____
147 _____
148 Vice Chairman

149 _____
150 _____
151 Secretary

152



★ VIRGINIA ★
STATE BOARD *of* ELECTIONS

Commissioner's Report

BOARD WORKING PAPERS
Christopher E. Piper
Commissioner



★ VIRGINIA ★
STATE BOARD *of* ELECTIONS

Stand by Your Ad

BOARD WORKING PAPERS

Arielle A. Schneider

Privacy Officer



★ VIRGINIA ★
STATE BOARD *of* ELECTIONS

Memorandum

TO: Chairman Brink, Vice Chair O'Bannon, and Secretary LeCruise
FROM: Arielle Anderson Schneider, Privacy Officer
RE: Revised Schedule of Penalties for Stand By Your Ad violations
DATE: October 20, 2020

Proposed Motion

I move that the State Board of Elections adopt the revised Schedule of Penalties for the purpose of assessing penalties for violations of Stand By Your Ad pursuant to the Code of Virginia § 24.2-955.3(A), effective immediately.

Background

In response to a request by the State Board of Elections, the Department of Elections re-examined the Schedule of Penalties for violations of Stand By Your Ad included in the campaign finance summaries required by the Code of Virginia §24.2- 946(A). ELECT presented the below proposal to the Board at its regularly scheduled meeting held January 28, 2020 for consideration and feedback, and now presents the below revisions for adoption.

The Code of Virginia § 24.2-955.3(A) requires that any sponsor of a print media advertisement be subject to a civil penalty of no more than \$1,000 per violation, and no more than \$2,500 for a violation that occurs within the 14 days prior to or on election day.

Revisions to the Schedule of Penalties

The following penalties will apply to statewide and General Assembly candidates, their campaign committees, and any other committee that sponsors advertisements regarding candidates for statewide office or the General Assembly. Committees sponsoring advertisements supporting multiple candidates, both for statewide or General Assembly and local or constitutional office, will be subject to the penalties assessed for statewide or General Assembly office.

Violations of Print Media advertisements regarding statewide or General Assembly offices shall be penalized as follows:

\$100 for a first time violation, except that multiple copies of certain advertisements (handcards, flyers, or business cards) shall result in the assessment of penalties for no more than five violations per printing;

\$300 for a violation found of an advertisement sponsored by a candidate or committee which has previously received a penalty under Virginia's Stand By Your Ad law, except that multiple copies of certain advertisements (handcards, flyers, or business cards) shall result in the assessment of penalties for no more than five violations per printing;

If the advertisement is disseminated or on display in the 14 days prior to or on the Election Day for which the advertisement pertains, the penalty will be doubled.

The following penalties will apply to candidates for local and constitutional office and their committees that sponsor political advertisements, in addition to any committee sponsoring an advertisement regarding candidates for local and constitutional office.

Violations of Print Media advertisements regarding local or constitutional offices shall be penalized as follows:

\$50 for a first time violation, except that multiple copies of certain advertisements (handcards, flyers, or business cards) shall result in the assessment of penalties for no more than five violations per printing;

\$100 for a violation found of an advertisement sponsored by a candidate or committee which has previously received a penalty under Virginia's Stand By Your Ad law, except that multiple copies of certain advertisements (handcards, flyers, or business cards) shall result in the assessment of penalties for no more than five violations per printing;

If the advertisement is disseminated or on display in the 14 days prior to or on the Election Day for which the advertisement pertains, the penalty will be doubled.

Furthermore, if by unanimous vote the Board agrees that both the seriousness of the offense(s) and harm to the public are low, the Board may replace any penalties assessed under this schedule for violations of print media advertisements regarding local or constitutional offices, with a \$25 penalty, as long as the sponsor has not previously violated Stand By Your Ad.



★ VIRGINIA ★
DEPARTMENT *of* ELECTIONS

Stand By Your Ad

October 20, 2020

State Board of Elections Meeting

Print Media

1. Arika Phillips For CCPS School Board CC-19-00127
2. Devito Kuchenbuch Election Campaign cc-15-00047
3. Floyd Miles
4. Friends of Virginia - CC-19-00343
5. Gilbert A. Smith
6. Larry Snow
7. Rob Tyler
8. Southampton County Democratic Committee

Print Media (cont.)

9. Tyler House of Delegates CC-12-01257
10. Gayle M. Gilmore - CC-20-00041
11. Linwood W. Johnson, III
12. Tony Buffington - CC-14-00363

Advertisement, 24.2-955.1

“Advertisement means any message appearing in the print media, on television, or on radio that constitutes a contribution or expenditure under Chapter 9.3”

Contribution or Expenditure, 24.2-945.1

“Contribution means money and services of any amount, in-kind contribution, and any other thing of value, given, advanced, loaned, or in any other way provided to a candidate, campaign committee, political committee, or person for the purpose of expressly advocating the election or defeat of a clearly identified candidate ... Contribution includes money, services, or things of value in any way provided by a candidate to his own campaign ...”

“Expenditure means money and services of any amount, and any other thing of value, paid, loaned, provided or in any other way disbursed by any candidate, campaign committee, political committee, or person for the purpose of expressly advocating the election or defeat of a clearly identified candidate ...”

Candidate, 24.2-101

“Candidate means a person who seeks or campaigns for an office of the Commonwealth or one of its governmental units in a general, primary, or special election and who is qualified to have his name placed on the ballot. ...

For the purposes of Chapters 9.3 and 9.5, “candidate” shall include any person who raises or spends funds in order to seek or campaign for an office of the Commonwealth, excluding federal offices, or one of its governmental units in a party nomination process or general, primary, or special election; and such person shall be considered a candidate until a final report is filed pursuant to Article 8 of Chapter 9.3.”

1VAC20-90-30. Express advocacy.

When used in Chapter 9.3 (§ 24.2-945 et seq.) and Chapter 9.5 (§ 24.2-955 et seq.) of Title 24.2 of the Code of Virginia, "expressly advocating" or any variation thereof shall mean any communication that uses phrases such as "vote for," "elect," "support," "cast your ballot for," "Smith for Congress," "vote against," "defeat," "reject," or any variation thereof or any communication when taken as a whole and with limited reference to external events, such as the proximity to the election, that could only be interpreted by a reasonable person as containing advocacy of the election or defeat of one or more clearly identified candidates because (i) the electoral portion of the communication is unmistakable, unambiguous, and suggestive of only one meaning and (ii) reasonable minds could not differ as to whether it encourages actions to elect or defeat one or more clearly identified candidates.

Schedule of Penalties *candidates for General Assembly or local candidates*

Section 15.3 - Penalties for Candidates for General Assembly or Local Office

The following penalties will apply only to General Assembly or local candidates and/or their campaign committees which sponsor political advertisements.

Print Media

Violators shall be assessed a penalty as follows:

- \$50 for a first time violation with explanation, apology and/or remedial measures taken
- \$100 for a first time violation without explanation, apology and/or remedial measures taken
- \$250 for any second violation
- \$500 for any third violation
- \$1000 for any fourth or subsequent violation

If the advertisement is disseminated or on display in the 14 days prior to or on the Election Day for which the advertisement pertains, the above penalties will be doubled and the maximum penalty would be \$2,500.

REVISED Schedule of Penalties *(General Assembly and statewide offices)*

- \$100 per violation if first time before Board for SBYA
- \$300 per violation
- If advertisement disseminated or on display within 14 days prior to or on Election Day, penalty will be doubled

REVISED Schedule of Penalties *(local and constitutional offices)*

- \$50 per violation if first time before Board for SBYA
- \$100 per violation
- If advertisement disseminated or on display within 14 days prior to or on Election Day, penalty will be doubled
- If by unanimous vote, the Board agrees that both the seriousness of the offense and harm to the public are low, the Board may replace any penalties assessed under this schedule for violations of print media advertisements with a \$25 penalty, as long as the sponsor has not previously violated Stand By Your Ad

1. Arika Phillips for CCPS School Board CC-19-00127



Complaint by
Joe Kusterbeck

Four (4) Signs
One (1) Banner
One (1) Flyer

Violation date 11/05/2019

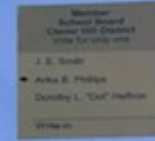
Election Date 11/05/2019

**Detailed
Description
of Violation**

The candidate has small signs, large signs, and literature at all polling places in the Clover Hill district without a candidate disclosure (today, Nov. 5, 2019). Additionally, the candidate has had small campaign signs without a candidate disclosure throughout the district on public land and in private yards since the second week of October.



CHILDREN CAN'T CHOOSE A POLITICAL PARTY. ARIKA WILL BE A VOICE FOR ALL CHILDREN!



VOTE ARIKA PHILLIPS FOR SCHOOL BOARD! Arika is running because she C.A.R.E.S about ALL our children and our school communities!

C - Community Collaboration can help support the student, school faculty, and the learning environment. Those partnerships can also provide additional resources to help meet many of the complex needs of students and their families.



"It is through your eyes that a child will see, it is your strength that will make them stronger, they feel your passion and realness. You have nothing to prove to no one, those kids already feel your spirit, and I feel it too!"

-Jenny, CCPS mom

A - Assessing and Educating Students based on their Needs, Abilities, Talents, and Goals. In this way, we create a more individualized education that prepares every student for future success and competitive advantage by offering high-demand, diverse, and accessible career and technical programs as well as offering comprehensive college preparation.

R - Recruiting and Retaining Good, Quality, and Diverse Trauma-Informed Staff so the adults in the school community are prepared and eager to support all students, as well as proactively respond to students with disabilities and/or who have been impacted by toxic stress.

"I am supporting Arika because she truly cares about our community and our children. She wants all children to have the education that they need and deserve; no matter the circumstances. She has been devoted to public education for her entire life and she will be an amazing addition to our school board. I can't wait to watch her take the seat!"

-Bridget, CCPS mom

E - Emphasizing the Expansion of Early Education can allow students to begin at the same level as their peers and increase their academic success rate, but also create positive relationships with the school community and help develop self-regulation skills.

"I am confident that Arika will continue to fight hard for the students, families, and teachers in Chesterfield County, and will be the champion for quality education that the Clover Hill District deserves!"

-Dr. Roscoe Cooper III, HCPS School Board, Vice Chair

S - Student Safety is essential to student well-being and learning. Students who do not feel safe, valued, and supported at school cannot learn to their fullest potential nor can they truly connect to the school community. The lack of connection can lead to disciplinary issues, in which children who are suspended are more likely to be held back, drop out, and become involved in the justice system.

"Arika Phillips is an advocate for every child, she is the woman for the job of representing the children of Chesterfield County's Clover Hill District!"

-Mrs. Cheryl Burke, Retired Principal / RPS School Board Representative - 7th District

To all parties concerned:

Please accept this statement as a response to the complaint filed against my campaign for Chesterfield County School Board:

On the evening of November 4, 2019, I was made aware of a printing error (lack of candidate disclosure) on some of my literature and signs. We quickly tried to remediate the problem by placing printed candidate disclosure labels and/or writing the disclosure with permanent marker on all of the signs and literature that we could retrieve. As an independent candidate without a political party's endorsement/support, we did not have enough manpower retrieve and remediate all of the materials. However, with a concerted effort, we sought out to correct every visible sign, and we noticed that several of my signs were missing, then they later reappeared without the necessary corrections. It is our belief, that the removal and reappearance of my signs and as well as this complaint, stemmed from the concerns that I raised with a specific political committee regarding their bias actions and lack of inclusion, in efforts to retaliate against me.

I have attached a video for your reference.

Respectfully,

Arika Phillips

2. Devito Kuchenbuch Election Campaign CC-15-00047



2 Complaints by Case Clinger

One (1) Banner (only one side provided)
Two (2) signs

Violation Date November 3 and 5, 2019

Election Date November 5, 2019

Detailed Description of Violation

4x8 signs and yard signs. Do not state who or which party paid for them. several observed throughout the county.

Detailed Description of Violation

In front of Floyd Elementary School, the Little River polling place. A table was set up with Linda DeVito campaign signs, that was handing out cups of coffee to voters. There were no statements on print media or coffee cups as to who paid. Linda DeVito was present.



Devito Response

Dear Tammy Alexander,

It was my pleasure speaking with you today. I appreciate the assistance and guidance you gave me on this matter. You will see from the invoice attached and the pictures as well my signs did come into compliance.

The two at the table on Election Day were my final 2 from the car and I did not even notice decals were not placed on those with my committee information. I was up at 4am and set up in the dark at our precinct. I did not mean to not be in compliance. I went all over my district bringing my signs into compliance.

Please find attached the invoice for the decals & examples of the signs and a sticker.

I will be out of state next week and will not be able to attend the public meeting. If a meeting is still required, I ask for a continuance. I will be back in Virginia on Monday March 23rd late in the day. If you have any other questions please do not hesitate to call.

Linda

Finn Graphics Inc.
220 Parkway Ln South #5
Floyd VA 24091
719-473-7821

Invoice

Invoice #: 00007025

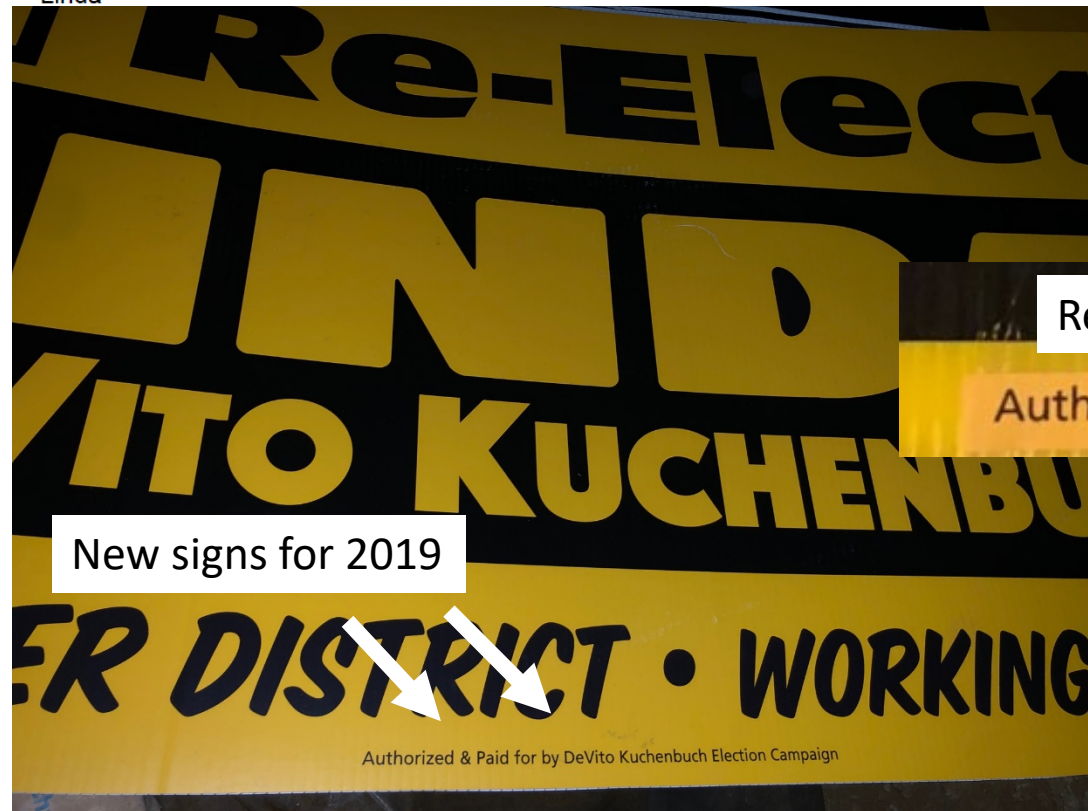
Bill To:

Linda DeVito
Floyd, VA 24091

Ship To:

Linda DeVito
Floyd, VA 24091

SALESPERSON		YOUR NO.	SHIP VIA	COL	PPD	SHIP DATE	TERMS		DATE	PG.
				X			C.O.D.		10/9/19	1
QTY.	ITEM NO.	DESCRIPTION			PRICE	UNIT	DISC %	EXTENDED	TX.	
150	7	Decals - To bring signs to compliance			\$0.55			\$82.50	X	
1	18	Sign - 2'x4'x4mm sign, two sided with grommets			\$60.00			\$60.00	X	
Thank you!							Sale Amt.:	\$142.50		
							Freight:	\$0.00		
							Sales Tax:	\$7.55		
							Total Amt.:	\$150.05		
							Paid Today:	\$0.00		
							Balance Due:	\$150.05		



Remediation stickers purchased 10/9/19 for old signs from 2015 run

Authorized & Paid for by DeVito Kuchenbuch Election Campaign

New signs for 2019

Authorized & Paid for by DeVito Kuchenbuch Election Campaign

3. Floyd Miles

One (1) Pamphlet

Violation Date 10/18/2019

Delivered in person by Helen Payne-Jones 11/14/2019

Election Date 11/05/2019

Emergency Services

- Approved Charles City County to begin the process to a paid Fire/EMS Service
- Hired Director, Fire & EMS
- Adoption of State-Wide Fire Prevention Code approved
- Hired 6 Fire/EMS personnel to start 8/01/2019
- Fire Feasibility completed to determine new fire station location
- New Ambulance - October 2019
- Charles City County becomes a licensed EMS agency 2019

Community Engagement Projects

- Volunteer Banquet to honor community volunteers
 - Concert Series 1st Friday's, June through September (no cost to citizens)
 - Veteran's Day Program
- 
- Grand Illumination Christmas Celebration
 - First annual Fireworks
 - Honor Charles City County Black Sox's - September 15, 2019, at Harrison Park

Other

- Increase funding for schools in spite of declining population
2012 - \$4,781,216; 2013 - \$4,782,684; 2014 - \$4,392,879; 2015 - \$4,436,732; 2016 - \$5,343,044; 2017 - \$5,478,222; 2018 - \$5,706,939; 2019 - \$5,504,573; 2020 - \$5,700,089
- \$600,000 internet grant to Roxbury Industrial Park
- Citizens internet launching in 2019
- Government Finance Officers Budget Award

VOTE



Floyd H. Miles, Sr.

**Board of Supervisors
District 3 Representative**

November 5, 2019

Board of Supervisor District 3

**Vote For
Floyd H. Miles, Sr.**



**I'll Be There
For You!**

Tuesday, November 5, 2019

**Charles City County
Social Center
8320 Ruthville Road
Ruthville, Virginia 23140**

Thank you for allowing me to serve as the Charles City County District 3 Board of Supervisors member. It has been my pleasure to represent not only the District 3 constituents but all the citizens of Charles City County. Please see the most recent accomplishments that my colleagues and I have achieved:

Economic Development

- Lawrence Lewis, Jr. Park - Boat Ramp Project (\$125,000)



- Emergency Medical Services 24/7 provided by ETS
- Approved shared services between county employees and schools on lawn care services and vehicle shared services
- Approval to borrow \$2.5 million dollars allocated to build the Library & Richard M. Bowman History Center Building



- Approved the naming of Courthouse: Iona W. Adkins Courthouse, Charles City, Va.

- Improved the Hideaway Wastewater Treatment Plant (\$1,484,506)



- Performance Agreement between Charles City County, Economic Development Authority of Charles City, and Chickahominy Power approved

- Performance Agreement between Charles City County, Economic Development Authority of Charles City, and C4GT LLC approved



- Construction of Natural Gas Power Plant estimating \$2 to 5 million dollars in annual revenue to Charles City County
- Sold 41.67 +/- Acres of Land to Greenrock materials to move operations to Charles City County.

- 2018 LOVE works Achievement Award from VACO



- Lodging tax on Bed & Breakfast
- Dollar General - construction begins October 2019

**DOLLAR
GENERAL**

- Upgrade Kimages Water/Wastewater Treatment Plant
- Approved the sPower 340-megawatt solar facility
 - Negotiated 5 acres for future fire station
 - Negotiated first 300 feet for future county development
- Opening of Charles City County Public Library - June 2019



Miles Response

September 9, 2020

Dear Tammy Alexander:

I spoke to you earlier about Floyd H. Miles, Sr. being hospitalized and unable to join by Webex a meeting scheduled for September 15, 2020. I was told he will be in rehab for two weeks. When Mr. Miles found out that a mistake was found on his ad campaign pamphlet, he immediately had new ones reprinted. Below is a copy of the reprinted advertisement.

Sincerely,

Clem W. Miles

Emergency Services

- Approved Charles City County to begin the process to a paid Fire/EMS Service
- Hired Director, Fire & EMS
- Adoption of State-Wide Fire Prevention Code approved
- Hired 6 Fire/EMS personnel to start 8/01/2019
- Fire Feasibility completed to determine new fire station location
- New Ambulance - October 2019
- Charles City County becomes a licensed EMS agency 2019

Community Engagement Projects

- Volunteer Banquet to honor community volunteers
 - Concert Series 1st Friday's, June through September (no cost to citizens)
 - Veteran's Day Program
- 
- Grand Illumination Christmas Celebration
 - First annual Fireworks
 - Honor Charles City County Black Sox's - September 15, 2019, at Harrison Park

Other

- Increase funding for schools in spite of declining population
2012 - \$4,781,216; 2013 - \$4,782,684;
2014 - \$4,392,879; 2015 - \$4,436,732;
2016 - \$5,343,044; 2017 - \$5,478,222;
2018 - \$5,706,939; 2019 - \$5,504,573;
2020 - \$5,700,089
- \$600,000 internet grant to Roxbury Industrial Park
- Citizens internet launching in 2019
- Government Finance Officers Budget Award

VOTE



*Floyd H.
Miles, Sr.*

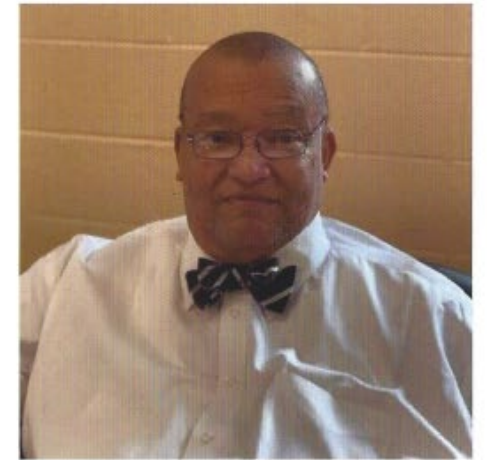
*Board of Supervisors
District 3 Representative*

November 5, 2019

(Paid for by Floyd H. Miles, Sr.)

*Board of Supervisor
District 3*

*Vote For
Floyd H. Miles, Sr.*



*I'll Be There
For You!*

Tuesday, November 5, 2019

*Charles City County
Social Center
8320 Ruthville Road
Ruthville, Virginia 23140*

4. Friends of Virginia CC-19-00343



One (1) Sign

Complaint by William Pace

Violation Date November 5, 2019

Election Date November 5, 2019

This is a front and back of a sign that has not been presented to the Board in a previous meeting.

Detailed Description of Violation

Virginia Smith for Senate yard sign found without the campaign disclaimer near Palmer's Grocery on [U.S. Route 15 & 360](#) just outside of Keysville in Charlotte County.

This is the second offense after she was charged with 35 previous Stand By Your Ad sign violations and it happened within two weeks of the election.

To the Departement of Elections,

I'm responding to the Stand by Your Ad complaint related to my 2019 run for state senate.

When I received notice of the initial violation related to the first-run printing of our campaign yard signs in September 2019, I instantly corrected the printing oversight. We had our Printer make labels to attach to the first-run yard signs. Then we distributed the labels to me, my staff, and our direct volunteers.

I traveled the 15th District from Prince George to Danville looking for signs that needed a "paid for by Friends of Virginia label" and attached the new label to over 300-yard signs.

Unfortunately, the picture in this complaint was taken on Election Day November 5, 2019. But, I assure you that each yard sign we saw or were aware of; we corrected it by attaching a "paid for by Friends of Virginia" label in before the hearing in September .

I question the motive of the photographer. It appears this yard sign was held onto in order to post and take a picture of it on Election Day to cause further financial hardship on me and my campaign.

During my first appearance before the Board of Elections in September 2019, I presented proof of the corrected yard signs by way of photographs. Although, the Board considered my effort to correct the mistake, you may recall, I received the highest fine ever imposed on a campaign in Virginia that day.

Today, I'm attaching a photo of the front and back of our corrected yard signs.

Stay Safe,

I hope to virtually meet with you on November 15th.

Virginia M. Smith

Smith Response

For State Senate
VIRGINIA
SMITH

Vote Nov. 5th
Paid for by Friends of Virginia

For State Senate
VIRGINIA
SMITH

Vote Nov. 5th
Paid for by Friends of Virginia

5. Gilbert A. Smith

One (1) pamphlet Pamphlet delivered in person by Helen Payne-Jones 11/14/2019
 One (1) postcard (this is a 2nd pamphlet – we saw Mr. Smith at our last SBYA meeting)

Tell us WHERE and WHEN you saw the ad(s). Add additional pages if needed.
Re-Elect Gilbert A. Smith - at polling precinct 11-5-19
- at NAACP Forum 10-18-19
- in NKCC News 10-3 to 9-19
- at Town Hall 10-7-19

Election Date 11/05/2019

Emergency Services

- Approved Charles City County to begin the process to a paid Fire/EMS Service
- Hired Director, Fire & EMS
- Adoption of State-Wide Fire Prevention Code approved
- Hired 6 Fire/EMS personnel to start 8/01/2019
- Fire Feasibility completed to determine new fire station location
- New Ambulance - October 2019
- Charles City County becomes a licensed EMS agency 2019

Community Engagement Projects

- Volunteer Banquet to honor community volunteers
- Concert Series 1st Friday's, June through September (no cost to citizens)
- Veteran's Day Program
- 
- Grand Illumination Christmas Celebration
- First annual Fireworks
- Honor Charles City County Black Sox's - September 15, 2019, at Harrison Park

Other

- Increase funding for schools in spite of declining population
 2012 - \$4,781,216; 2013 - \$4,782,684; 2014 - \$4,392,879; 2015 - \$4,436,732; 2016 - \$5,343,044; 2017 - \$5,478,222; 2018 - \$5,706,939; 2019 - \$5,504,573; 2020 - \$5,700,089
- \$600,000 internet grant to Roxbury Industrial Park
- Citizens internet launching in 2019
- Government Finance Officers Budget Award

Vote

Gilbert Smith

**Board of Supervisors
 District 1 Representative**

November 5, 2019

Let Experience Represent You!




**Re-Elect
 Gilbert A. Smith
 Board of Supervisor
 District 1**

Tuesday, November 5, 2019


*New Vine Baptist Church
 5100 John Tyler Memorial Highway
 Charles City, Virginia 23030*

Thank you for allowing me to serve 28 years as your District 1 representative on the Charles City Board of Supervisors. It has always been my priority to make good decisions not only for District 1 citizens but all citizens of Charles City County. My most recent accomplishments have allowed my colleagues and me to accomplish the following:

Economic Development

- Lawrence Lewis, Jr. Park - Boat Ramp Project (\$125,000)
- 
- Emergency Medical Services 24/7 provided by ETS
- Approved shared services between county employees and schools on lawn care services and vehicle shared services
- Approval to borrow \$2.5 million dollars allocated to build the Library & Richard M. Bowman History Center Building



- Approved the naming of Courthouse: Iona W. Adkins Courthouse, Charles City, Va.
- Improved the Hideaway Wastewater Treatment Plant (\$1,484,506)
- 
- Performance Agreement between Charles City County, Economic Development Authority of Charles City, and Chickahominy Power approved
- Performance Agreement between Charles City County, Economic Development Authority of Charles City, and C4GT LLC approved



- Construction of Natural Gas Power Plant estimating \$2 to 5 million dollars in annual revenue to Charles City County
- Sold 41.67 +/- Acres of Land to Greenrock materials to move operations to Charles City County.

- 2018 LOVE works Achievement Award from VACO
- 
- Lodging tax on Bed & Breakfast
- Dollar General - construction begins October 2019



- Upgrade Kimages Water/Wastewater Treatment Plant
- Approved the sPower 340-megawatt solar facility
 - Negotiated 5 acres for future fire station
 - Negotiated first 300 feet for future county development
- Opening of Charles City County Public Library - June 2019



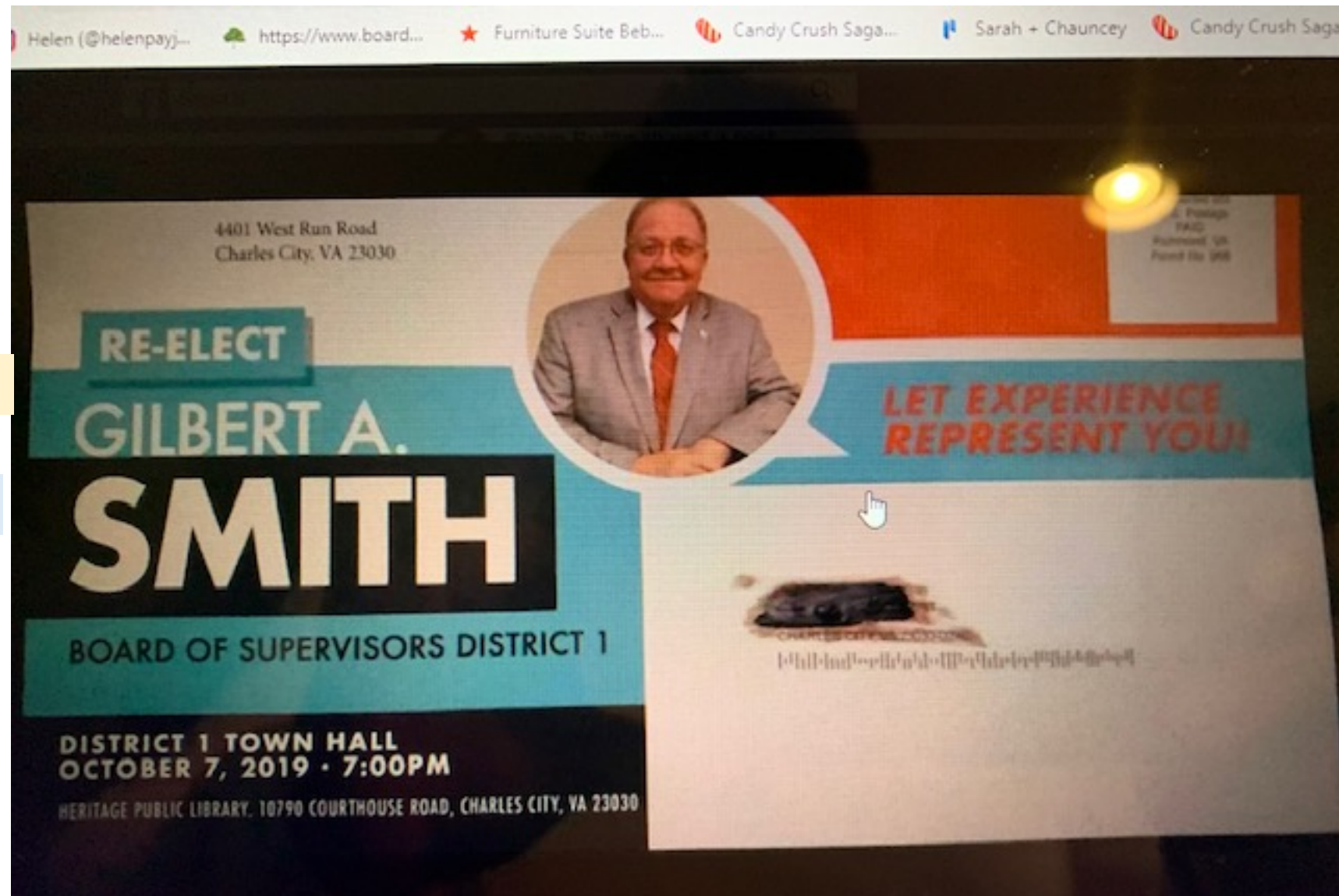
One (1) postcard

Complaint by Helen Payne-Jones

Violation Date October 7, 20

Election Date November 5, 2019

Only provided one side and it appears the top has been cut off



Detailed Description of Violation

900 postcards for re-elect Gilbert A Smith mailed for town hall meeting on 10/07/2019 but does not indicate who authorized or paid for campaign materials.



6. Larry Snow

VOTE FOR SPURGEON "BILLY" WADE FOR GREENE COUNTY SHERIFF

To Residents of Greene County,

Election Day is fast approaching!! Hopefully by now you have thought seriously about who you would like to serve and protect Greene County in the coming years.

Billy Wade, who is running for Greene County Sheriff against Steve Smith, is an excellent and worthy candidate. He is a man of his word who will not lie or mislead you. He will deal with cases fairly and honestly. Billy will be more involved with the daily operations of the Sheriff's Department and will work toward making Greene County a safer place to work and live. He will use his power as Sheriff to protect everyone, no matter who they may be.

In view of all the newspaper articles and media attention that my son and I have endured over the past few years, there are a few injustices and struggles that I would like to share with you.

It all began in April, 2015, with a shooting at my son's home. After repeatedly being asked to leave the premises and after lunging at my son, an uninvited guest was shot by my son. Important evidence in this shooting was totally ignored. An eye witness was never interviewed, and ballistic evidence at the scene was ignored. When asked why he did not interview the eye witness, the sheriff replied, "**He DOESN'T LIKE ME - HE WILL GET ON THE STAND AND LIE.**" My son was charged with aggravated malicious wounding, which carried a sentence of 20+ years to life. Charges were later reduced to unlawful wounding with a sentence of up to 5 years. He was then offered a plea bargain so he pleaded guilty and was sentenced to one year and four months in jail. Unfortunately, this was just the beginning of a long scenario of incidents which have been set up, distorted and blown out of proportion. I am sure you have grown tired of the numerous "Snow" articles in the local papers.

On another note, drug dealers (who are also police informants) are receiving sentences of five years, with all five years being **suspended**. Specifically, this same drug dealer has been caught twice within a two-year period. The first charge was manufacturing drugs with a **FIVE-YEAR SENTENCE SUSPENDED**. The second time, he was charged with possession of heroin and given a five-year sentence with **FOUR YEARS ELEVEN MONTHS SUSPENDED!!**

You are probably thinking that this letter wreaks of "sour apples." Not so!! This is simply a plea to the Greene County residents to vote for Billy Wade for Sheriff of Greene County. We are in need of someone like Billy Wade who will maintain a fair and honest legal system. Under the current Sheriff, nothing is going to change. **VOTE FOR SPURGEON "BILLY" WADE!!!**

Larry V. "Percy" Snow

Vote for Spurgeon "Billy" Wade if you want to see fairness and honesty.

VOTE NOVEMBER 5TH

One (1) online complaint

Complaint by Jennifer Lewis-Fowler

Violation Date October 30, 2019

Election Date November 5, 2019
For candidate
Spurgeon "Billy" Wade

LOCAL
POSTAL PATRON
*****ECWSS*****EDDM

Detailed Description of Violation

On behalf of some Greene County citizens who received the attached flyer: The above candidate did a mass mailing. He filed a request for exemption on May 24, 2019 from having to file campaign reports however this flyer most likely cost more than \$1,000. It was distributed within the 11 days prior to the election but no large pre-election report was filed. And the mailing was bashing a candidate in a different race and praising an opponent in that race and it did not include the necessary verbiage "paid for and authorized by."

Good Afternoon Ms. Alexander,

Thank you for the letter dated August 27, 2020 informing me about a possible campaign violation in 2019. I was a candidate for re-election as the Commissioner of Revenue and was again elected to serve our citizens. I did not spend any money during my election campaign. I knew in early 2015 that I was going to send out a flyer in favor of a good person, if one should run, against the Sheriff. A Albemarle County Deputy, Billy Wade, decided to run against the sitting Sheriff. I didn't think then and I still don't think that the past and present Sheriff should be wearing a badge. It was my idea as a citizen of Greene County, to send out a flyer county wide, and tell the people of our county about some of the things he had done and was continuing to do. The cost of the printing and mailing was a little over \$3000. I am 71 years old so I will not use ignorance as a defense if I have done something wrong. I had plenty of time to gather information that was needed to do the flyer correctly. I apologize for the trouble I have caused and will accept any penalties that are imposed.

Respectfully,

Larry V. Snow

Snow Response

RE-ELECT Rob TYLER

Charles City Commonwealth's Attorney

VOTE November, 5th, 2019

Experienced in the Job

12 years (3 terms) as Charles City's Commonwealth's Attorney
3 ½ years as Assistant to Commonwealth's Attorney of Williamsburg / James City County
Prosecuted thousands of cases as a Commonwealth's Attorney
15 consecutive years attending Spring Institute training for prosecutors
1 year as court appointed attorney for indigent defendants

Invested in the Community

24 year resident of Charles City County
7th generation of my family living in Charles City
Vestry member of Westover Episcopal Church
Treasurer of Charles City Educational Foundation
Member of Colonial Community Justice Board
Member and past president of Charles City Ruritan Club
Former Assistant Coach of Charles City High School Baseball Team
Lunch Buddy Program volunteer at Charles City High School



People of Charles City who Support the Re-election of Rob Tyler:

PSRRT STD
ECRWSS
U.S. POSTAGE
PAID
EDDM Retail

Local
Postal Customer

Chief Stephen Adkins- *"I'm pleased with Rob's work and don't see any reason to make a change."*

Doris Banks, former Deputy Sheriff - *"Rob does a beautiful job. He looks out for the people."*

B. Randolph Boyd, former Commonwealth's Attorney - *"Rob has proven to be an excellent Commonwealth's Attorney. He is honest, diligent and makes good judgement calls."*

Sherry Cox, Chief Deputy Clerk of the Circuit Court - *"As the clerk in charge of criminal court, I see Rob taking care of business every day. You can count on him to represent us in courts."*

Victoria Cox-Washington, Circuit Court Clerk - *"Rob has been great to work with for these past 4 years. He is a team player and a true public servant."*

Charlie Hargis, former Charles City Investigator - *"I worked with Rob for 7 years as a sheriff's deputy and an investigator. He is dedicated to his job and fair to everyone involved."*

Edith Holmes, former Clerk of the Circuit Court - *"Rob is a kind and hard-working person, who plays by the rules and gets good results for Charles City."*

Sandy Hunkle, former Chief Deputy Clerk of the Circuit Court - *"I worked closely with Rob Tyler for 10 years in the Court. I believe that he is the backbone of the justice system in Charles City, and is devoted to making our county safe from crime."*

Beatrice Banks
Randolph & Edna Bates
Cecelia Bradby
LaKisha Roane Bradby
Charles A. Brooks
Rev. Roy Campbell
Nathaniel & Marian Christian
Ned & Sharon Christian
Tim & Sammie Cotman
Rev. Roger Cox
Barbara Crawley
Thomas & Rita Crewe
Alfred Crump
Rev. Sheila Crump
Albert Ghee
Henry & Josie Hayes
Jan Haupt
Mike & Patrice Hill
John Hofmeyer
Audrey Holmes
Michael Holmes

Joanne Johnson
Herschel & Lesa Jones
Paula Jones
Thomas E. Jones, III
Earl & Nadine Kirby
Walter Loving
Bobby & Linda Payne
Althea Miles
Lisa & Anna Post
Dan & Wanda Roberts
Archer & Sarah Ruffin
Dr. Yvonne Smith-Jones
Charlie Tench
Almeda Tyler
Jacquelyne Wallace
Rev. Alton Washington
B. A. Washington
Willie Washington, III
Frank Whiting
William Womack

7. Rob Tyler

One (1) Postcard

Hand delivered by Helen Payne-Jones
November 14, 2019

3. Tell us WHERE and WHEN you saw the ad(s). Add additional pages if needed.
Re-Elect Rob Tyler - at polling precinct 11-5-19

Election Date November 5, 2019

Rob Tyler Response



Robert Tyler

Sep 2, 2020, 2:33 PM (21 hours ago)

to me ▾

Ladies and Gentlemen of the Department,

I am guilty as charged.

My only excuse is that it was an oversight on my part.

I will do my best not to let I happen again.

I hereby throw myself on the mercy of the forum.

Sincerely,

Robert Hugh Tyler

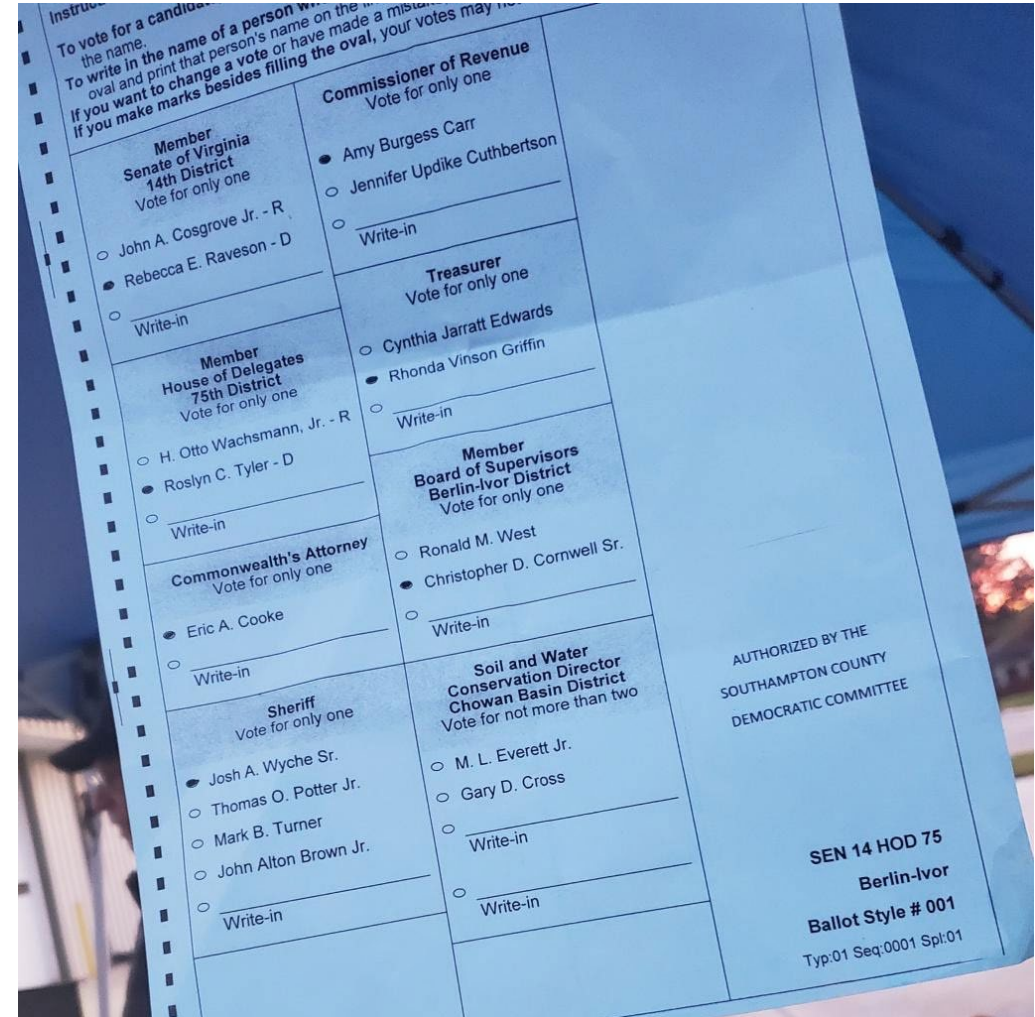
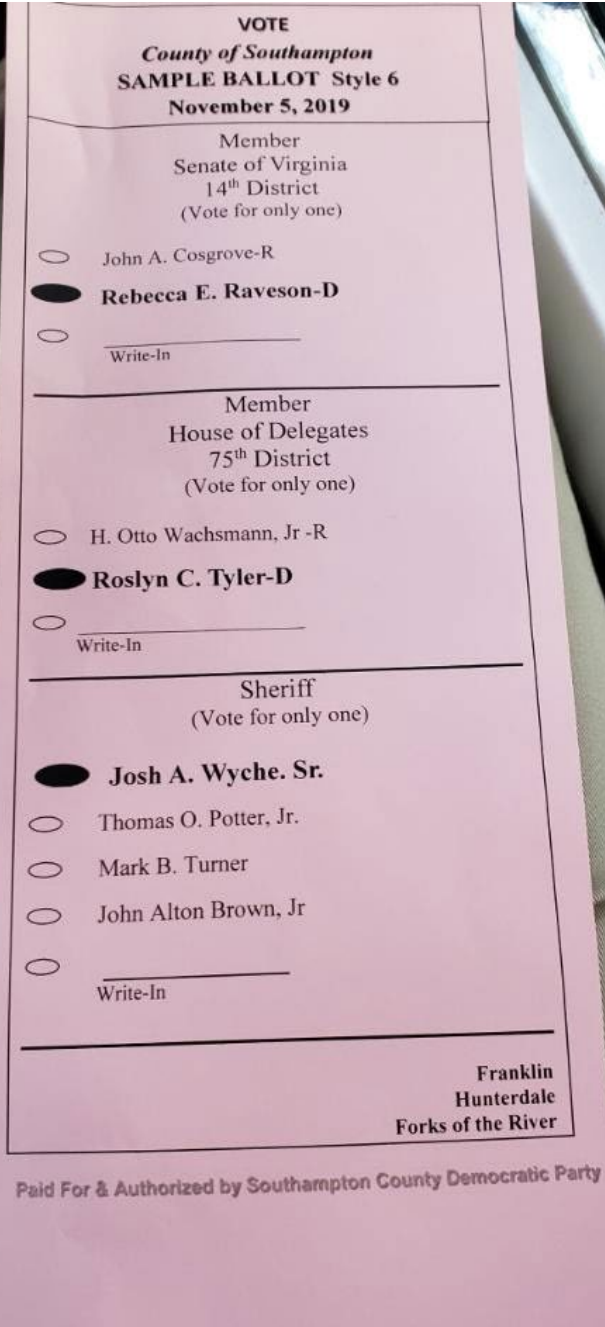
8. Southampton Democratic Committee

Two (2) Sample Ballots

2 Complaints by Jennifer Maynard

Violation Date November 5, 2019

Election Date November 5, 2019



Detailed Description of Violation

THESE WERE DISTRIBUTED AT A POLLING PLACE ON ELECTION DAY. AT LEAST ONE OF THE CANDIDATES DID NOT AUTHORIZE HIS NAME TO BE BUBBLED IN.

Detailed Description of Violation

THESE WERE DISTRIBUTED THROUGHOUT THE COUNTY ON ELECTION DAY WITHOUT THE PROPER DISCLAIMERS.

Southampton County Democratic Committee Response

----- Forwarded Message -----

From: Delores Rose <dyakarose@yahoo.com>

To: SBYA@elections.virinia.gov <sbya@elections.virinia.gov>

Sent: Monday, March 16, 2020, 09:47:41 PM EDT

Subject: Violation Complaint Hearing

I am just this date/day receiving the certified letter informing me of a hearing scheduled for tomorrow, March 17, 2020 in the Senate Room at the State Capitol. I am unable to attend this hearing and if a continuance is not in order, I would like to have the following presented on my behalf.

I have attempted to access the Department of Elections website (<http://www.elections.virginia.gov/media/formswarehouse/Board-Policies/SBE-Policy-2018-001-StandByYourAdHearings.pdf>)

as referenced in my letter dtd. March 2, 2020, without success. I have looked over the forms that were attached to the letter and cannot identify them as forms that our Committee produced or reproduced.

Our budget did not afford us to do mass copying and so we did NOT. We did have a limited number of Sample Ballots that we obtained from the registrar's office (approximately 6) that we used in our monthly meeting to help our attendees (approximately 10) differentiate the precinct candidates as we were having a local election at the same time.

I have no idea who reproduced these sample ballots but became aware during the election that we were asked to stop giving out ALL sample ballots at ALL of the Southampton County Precincts. Even those not presented here. We complied immediately. While I do chair the Southampton County Democratic Committee, I cannot assume responsibility for the actions of a whole community of people who would choose to act independently.

Respectfully,

Yvonne Rose

Southampton County Democratic Committee Chair

9. Tyler House of Delegates CC-12-01257

Two (2) Sample Ballots

Complaint by Jennifer Maynard

Violation Date November 5, 2019

Election Day November 5, 2019

**Detailed
Description
of Violation**

THESE WERE DISTRIBUTED THROUGHOUT THE CITY ON ELECTION DAY WITH IMPROPER DISCLAIMERS. ONE OF THEM ALSO LISTS "COUNTY OF FRANKLIN." THEY WERE ALSO HANDED OUT IN THE WROND SENATE DISTRICT, CAUSING VOTER CONFUSION.

VOTE
City of Franklin
SAMPLE BALLOT Style 2
November 5, 2019

Member
Senate of Virginia
18th District
(Vote for only one)

L. Louise Lucas-D
 Write-In

Member
House of Delegates
75th District
(Vote for only one)

H. Otto Wachsmann, Jr -R
 Roslyn C. Tyler-D
 Write-In

Sheriff
(Vote for only one)

Josh A. Wyche Sr
 Write-In

Paid For & Authorized by Roslyn Tyler, House of Delegates
&
Authorized by other the Candidates

VOTE
County of Franklin
SAMPLE BALLOT Style 1
November 5, 2019

Member
Senate of Virginia
14th District
(Vote for only one)

John A. Cosgrove- R
 Rebecca E. Raveson-D
 Write-In

Member
House of Delegates
75th District
(Vote for only one)

H. Otto Wachsmann, Jr -R
 Roslyn C. Tyler-D
 Write-In

Sheriff
(Vote for only one)

Josh A. Wyche. Sr.
 Thomas O. Potter, Jr.
 Mark B. Turner
 John Alton Brown, Jr
 Write-In

Paid for & Authorized by the candidate

Candidate Response

Dear Ms. Alexander,

This letter is written in response to your communication dated March 2, 2020 regarding possible violation of Virginia's Stand by Your Ad Law on Tuesday, November 5, 2019 General Election. In the paragraphs below are the sequence of events that occurred regarding the sample ballot disclaimer.

My campaign worker was instructed to print the sample ballots including all Democratic candidates for precincts in the City of Franklin for the Tuesday, November 5, 2019 Election Day. Prior to printing the sample ballots, my campaign staff contacted the registrar of the City of Emporia, Ashley Wall, who stated that "paid and authorized" was acceptable to be placed on the bottom of the ballots prior to printing and delivering them to Franklin Democratic Party for dissemination.

However, late afternoon on election day, after a large turnout, I was contacted by Ricky Sykes, Chairperson of the Franklin Democratic party, who stated that the registrar, Jennifer Maynard, of the City of Franklin called him down to her office regarding inappropriate disclaimer at the bottom of the ballots and requested that he had to stop giving them out. While at the registrar office, Ricky telephoned me and I spoke to Ms. Maynard regarding ballots and she stated that the ballots could not be hand out. I did not agree with Ms. Maynard. Subsequently, I contacted the State Board of Election to talk to Chris Piper for clarification. Unfortunately, he was not available. Therefore, I did talk to David Nichols at the State Board of Election for clarification. David Nichols stated if there is one candidate name on the ballot then "paid and authorized" disclaimer was appropriate. He, then gave me the wording of the disclaimer that should be on the ballot with multiple candidates.

Consequently, within 1 1/2 hours later, campaign staff printed the new sample ballots with the correct disclaimer as instructed by David Nichols and delivered to Ricky Sykes, Chairperson of the Franklin Democratic Party in Franklin for dissemination.

I did not realize there was a typo on the ballot until receiving a letter from SBE with a copy of the 2 ballots regarding a complaint. Yes, it should have been the "City" of Franklin instead of "County" of Franklin on the ballots.

However, I would like to note that I represent all the City of Franklin due to new redistricting lines. Senator Cosgrove and Senator Lucas split the City of Franklin. This is the reason why two different sample ballots were printed based on precincts with democratic senate candidates Louise Lucas, Rebecca Raveson and my name. Therefore, to our knowledge, there was not any confusion among voters on election day.

I hope this letter clarifies the sample ballots concern. Should you have any additional questions, please feel free to contact me at 804 892-6875.

Sincerely,

Delegate Roslyn Tyler

10. Gayle M. Gilmore - CC-20-00041

1 sign

SBYA Online Complaint by George Van Laethem

Violation Date 04-24-2020

Election Day 05-19-2020



Detailed
Description of
Violation

Campaign sign without "paid for" information. I have seen several of them, but it was unsafe to stop and photograph.

Gilmore Response



gayle gil... Sep 2, 2020, 12:43 PM (23 hours ago)
to SBYA, ggilmore29

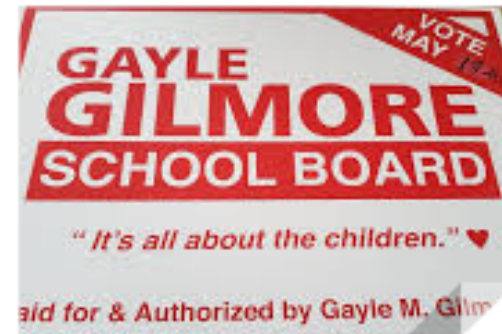
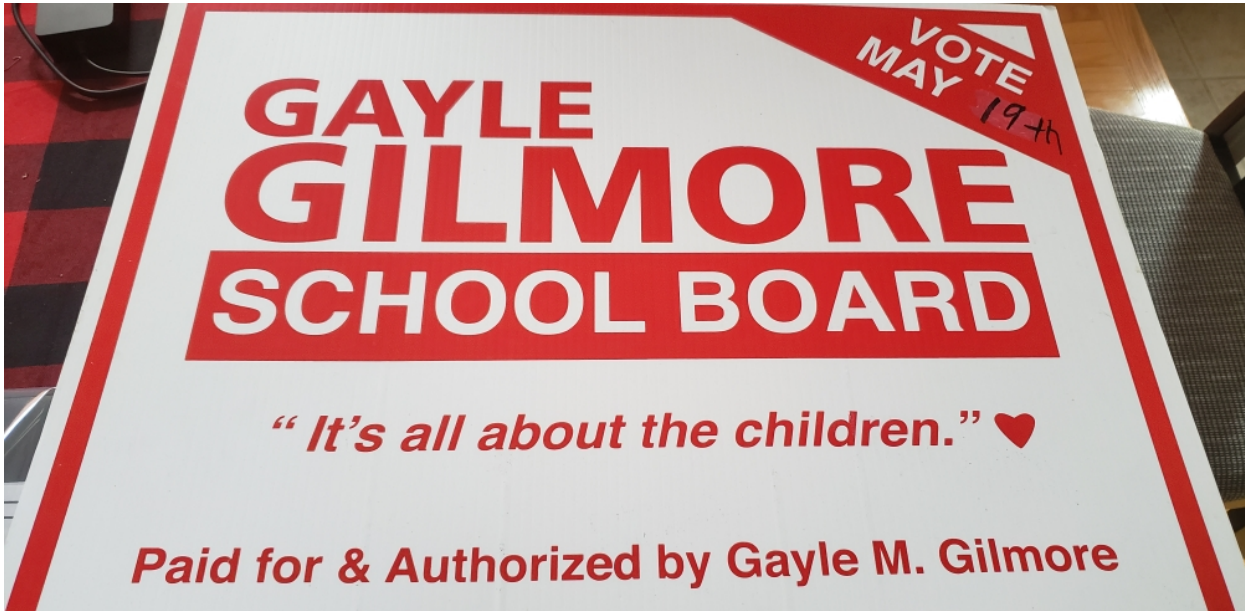


Re: Complaint
Gayle M. Gilmore CC-20-00041

I am sorry for any possible violation of Virginia's Stand by Your Ad law. Honestly, I was not aware of the law. I have read it and now I am. However, I had signs WITH the "paid for" information as well. See attachment.

Sincerely,
Gayle M. Gilmore

--
Sent from Mail.ru app for Android



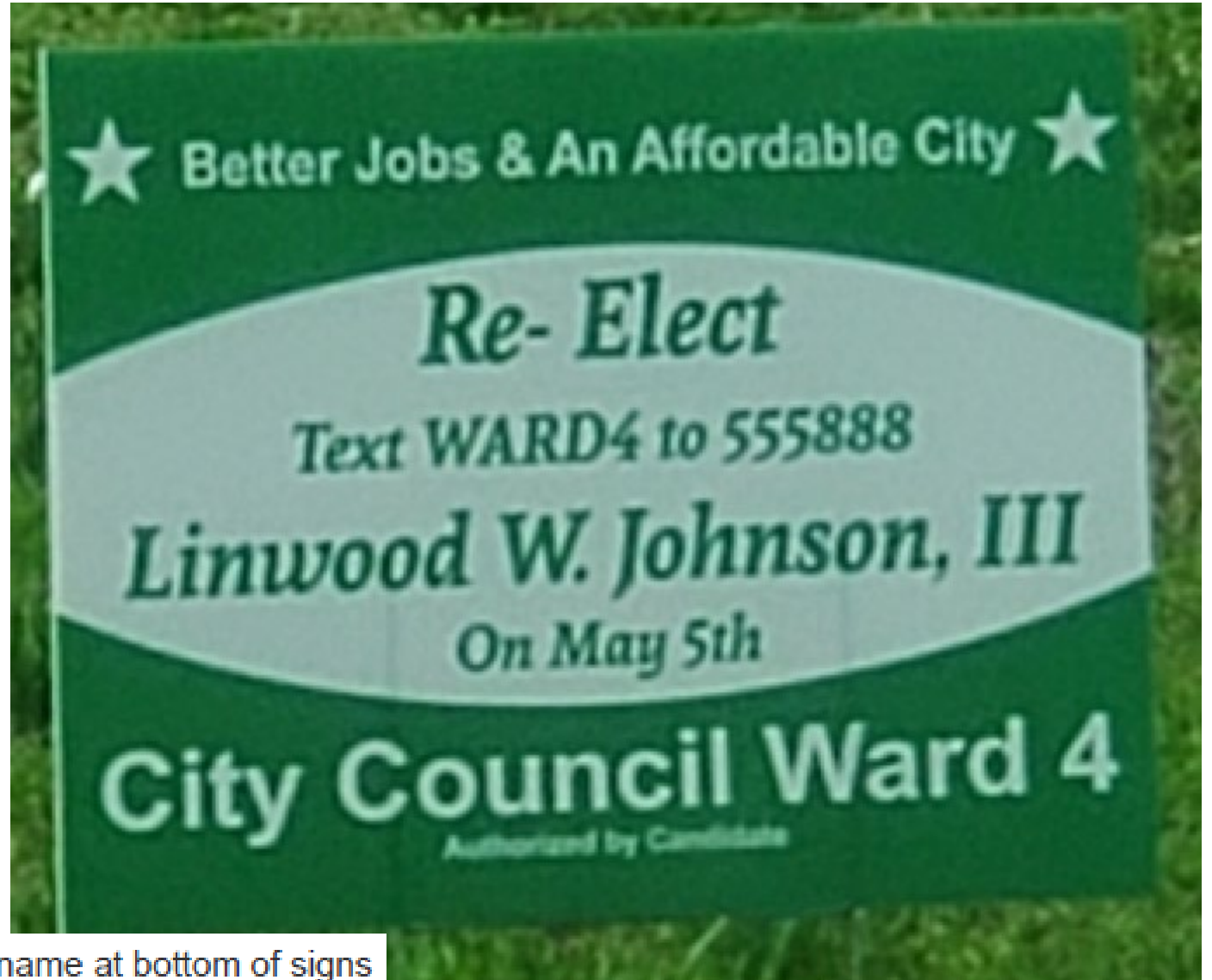
11. Linwood W. Johnson, III

1 sign

SBYA Online Complaint by Henri Porter

Violation Date March 27, 2020

Election Date May 19, 2020

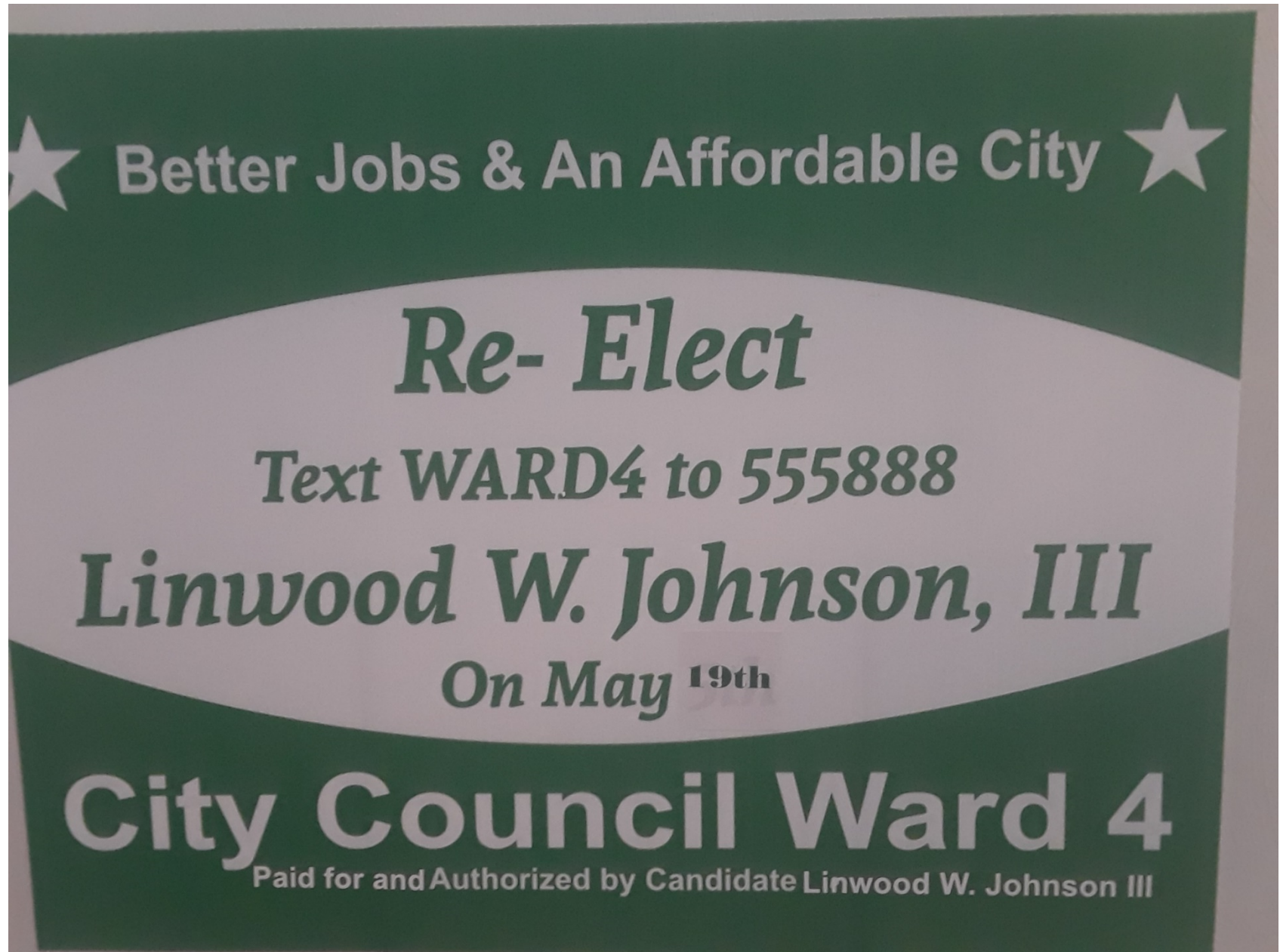


**Detailed Description
of Violation**

Signs do not have candidate name at bottom of signs

Johnson Response

I am Councilman Linwood W. Johnson, III informing you that my campaign signs were corrected between March 28th and March 29th of this year. I am also sending you a picture of the corrected signs. Thank you.



12. Tony Buffington CC-14-00363

2 signs incomplete disclosure

SBYA Online Complaint by Christopher Bertraut

Violation Date 04-11-2020

Election Date June 4, 2020

For candidates Rayner, Chiasson, and Hickey

Complaint: Beverly Chiasson, Mary Lynn Hickey, and Erin Rayner currently have large signs throughout the Town of Purcellville that do not properly display their political disclosure statement.



Authorized and Paid for by Friends of Tony Buffington



Sign 1

Sign 2



Good morning Board members,

Thank you for the opportunity to respond to written notification from your offices of a complaint received by your staff regarding a paid advertisement sponsored in full by my campaign in support of three non-sponsoring but supportive candidates, approximately seven and a half weeks prior to the June 4th, 2020, Town of Purcellville election.

I would have attended your September 15th meeting in person; however, per your letter, your preference is to receive a written response (email) in advance of the meeting due to COVID-19.

This was the first time that my campaign has ever sponsored a sign in support of other candidates and I deeply regret that I was not fully aware of the specific legend/statement requirements for doing so. While I had the signs printed at a local print shop that routinely produces signage for campaigns and felt assured they would ensure the proper legend/statement requirements were met, I take full responsibility for my failure to actually ensure the proper legend/statement requirements were met prior to print.

Had I been notified of this oversight at any point prior too or while the signage was posted, I would have taken immediate corrective action, but that unfortunately did not occur until receipt of your letter this week.

Please rest assured that this was NOT a willful violation and that I have since researched and learned the proper requirements should my campaign ever decide to do this again in the future.

I apologize for this error, and thank you for taking the time to consider my response.

Respectfully,
Tony Buffington

Buffington Response



★ VIRGINIA ★
STATE BOARD *of* ELECTIONS

Public Comment

BOARD WORKING PAPERS