

CONTINUATION OF HEARINGS ON DESIGNATING PETITIONS AND
RELATED MATTERS FOR THE SEPTEMBER 12, 2017
PRIMARY ELECTION AND THE STATED MEETING OF THE
COMMISSIONERS IN THE CITY OF NEW YORK
HELD ON WEDNESDAY, AUGUST 2, 2017 AT 10:00 A.M.
42 BROADWAY, 6th FLOOR, COMMISSIONERS' HEARING ROOM
NEW YORK, NY 10004

PRESENT: President Frederic M. Umane
 Secretary Rosanna Vargas

Commissioners Jose Araujo, Maria R. Guastella, Michael Michel, Alan Schulkin, Robert Siano, John Wm. Zaccone

Dawn Sandow, Deputy Executive Director
Pamela Perkins, Administrative Manager
Georgea Kontzamanis, Operations Manager
Steven H. Richman, General Counsel
Raphael Savino, Deputy General Counsel
Joshua Williams, Contract Attorney, Office of the General Counsel
Nia Stanford, Contract Attorney, Office of the General Counsel
Dennis Futoryan, Law Student Summer Intern
Timothy O'Toole, Law Student Summer Intern
Troy Johnson, Coordinator, Candidate Records Unit
Rayvon Weaver, Project Coordinator, Candidate Records Unit
Raquel Torres, Voting Machine Technician, Candidate Records Unit
Shanette Brown, Administrative Assistant, Candidate Records Unit
Nina M. Crispino, Director, Personnel
Anthony Ribustello, Deputy Chief Clerk, Bronx Office
Brendaliz Candelaria, Deputy Chief Clerk, Bronx Office
Greg Lehman, Chief Clerk, Manhattan Office
William Allen, Deputy Chief Clerk, Manhattan Office
Kenneth Moltner, Counsel to the Commissioners
Steven B. Denkberg, Counsel to the Commissioners

GUEST: A. Barksdale
 Katharine Loving, NYC Campaign Finance Board
 Joshua Zalcharov, NYC Campaign Finance Board
 Joe Gallagher, NYC Campaign Finance Board

Marco Torres-Trujillo
Victor Ortiz
Maria Soto
Steiner
Leo M. Bass, for Perdomo
Felix A. Perdomo
Meredith Korda
Anna Maria Stebbins
Joe Hirsch, for Matt Haren Herald
Matt Ry
Micah Kellner
Ezra Glaser, for Barksdale
John Grant
Cameron Ferrante, CFB
Karree Lyn G.
Carmen M.
J. L.
Pierre Gooding
Marvin Spruill
Pam Stewart Martinez
William Moore
Walter Iwachiw
Glennis Sanchez
Jose Burgos
Angel Luis C.
Jerry Goldfeder, for Chant
Ali Najmi
Pharen Griffith
G. Renee Harrison, for Tajiddan
T. F.
Robert Morgan
Elaine Shalmon
R.D.
Terrance Alley
Joseph Peyton
Juan Pagan
Josue Perez
Garth Marchant, for William Moore
Thomas Lopez-Pierre
Jeanine Johnson
Martin E. Connor

M. A.
DeJesus
Daisy Paez
Dasha Imperial
Corey Ortega
Tyson Gray
Whitaker
Mary Pannell
D. B.
David Z.
Hannah Zimmerman
Jessica Loeser
K. Lin
John Bal
Julius Perdam
Marc Landis
Ken Preston
Emmalent C.
Roberto Cabelleo
Michael Farrin
E. C.
Mildred Martinez
Joel Meyers
A. Greig
Diane Mau
Allen P.
Dan Roberts
Anthony Juan
Francesca
Dinorh Carder
John P.
Carrie Sanchez
Marlon Ruiz
Johnny Rivera
Powell
Cordell Cleare
Aaron F.
Kelney Rodriguez
George Espinal
Alan Flacks, Member of NY County Democratic Committee
Gricel Ortiz-Thompson

Karen Santiago
Cubela Mirtha
Richard Furlong
LaShawn Henry
P.S.

President Umane called the meeting to order at 10:03 A.M.

President Umane announced that the Commissioners will conduct the continuation of Hearings on challenges to designating petitions for Public Offices as well as Party Positions to be contested in the September 12, 2017 Primary Election.

President Umane stated the procedures to be followed during the Hearings and called upon Mr. Richman to call the Calendar for the Hearings. The Calendar was posted for the public as required.

Mr. Richman called the Calendar for the Hearings on Designating Petition matters for Bronx Offices.

Mr. Richman called the Legal Prima Facie Report for Bronx County. There were no appearances. The Commissioners' determinations are reflected on the Report on file at the Board.

Ms. Brown called the Candidate Records Unit's Enrollment Issues Report for Bronx County. There were no appearances. The Commissioners' determinations are reflected on the Report on file at the Board.

Mr. Richman called the Clerks' Reports for Specifications of Objections for Bronx County. In selected instances, there were appearances by a candidate and/or their representative which is noted on the Clerks' Reports on file at the Board. The Commissioners' determinations are reflected on each Clerks' Report acted upon.

President Umame temporarily adjourned the Hearings and convened the regular stated meeting of the Commissioners.

Commissioner Zaccone moved to adopt the revised minutes for the July 25, 2017 meeting. Commissioner Guastella seconded the motion, with Commissioner Araujo abstaining. The motion was adopted.

President Umame moved to convene Executive Session for purposes of personnel. He noted that there may be litigation as well. The motion was seconded and unanimously adopted.

Following Executive Session, the open public meeting resumed and Ms. Sandow reported the following actions that were taken in Executive Session:

- I. The Commissioners appointed Naquan M. LeShane as Senior System Programmer in the EVS Unit – General Office, with an annual salary of \$96,457;
- II. The Commissioners granted 70 hours Advance of Time to Angela Petit, a Project Coordinator in the General Office.

President Umane adjourned the stated meeting.

The next stated meeting of the Commissioners will be held on Tuesday, August 8, 2017 at 1:30 P.M.

President Umane reconvened the Hearings.

Mr. Richman presented an Amended Cover Sheet to be reviewed by the Commissioners' Cover Sheet Review (CSR) Committee. President Umane and Commissioner Schulkin were designated as the CSR Committee. The Committee's determination is on file at the Board.

President Umane called all Bronx matters that were placed on second call. The Commissioners' determinations are reflected on each Report which are on file at the Board.

Mr. Richman called the Calendar for the Hearings on Designating Petition matters for New York County.

Mr. Richman called the Legal Prima Facie Report for New York County. In selected instances, there were appearances by a candidate and/or their representative which is noted on the Report on file at the Board. The Commissioners' determinations are reflected on the Legal Prima Facie Report on file at the Board.

Ms. Brown called the Candidate Records Unit's Prima Facie Report for New York County. In selected instances, there were appearances by a candidate and/or their representative which is noted on the Report on file at the Board. The Commissioners' determinations are reflected on CRU's Prima Facie Report on file at the Board.

Ms. Brown called the Candidate Records Unit's Enrollment Issues Report for New York County. In selected instances, there were

appearances by a candidate and/or their representative which is noted on the Report on file at the Board. The Commissioners' determinations are reflected on the Report on file at the Board.

President Umane recalled one (1) matter concerning the Candidate Enrollment Issue Report for Kings County which was placed on second call at the August 1, 2017 Hearings. Alex Rabb, an attorney for the Working Families Party, had requested to postpone the consideration of Candidate Ari M. Kamen. A notarized Affidavit of Ari M. Kamen was submitted to the Board. After review, the Commissioners unanimously agreed to accept the Affidavit of Ari M. Kamen. The Commissioners' determinations are reflected on the Candidate Enrollment Issue Report on file at the Board.

President Umane recalled the Clerks' Report for Specifications of Objections Kings County Spec. No. 42-1. This matter was rescheduled due to the candidate's religious observance of the Jewish holiday on August 1, 2017. There were appearances by a candidate and/or their representative which is noted on the Report on file at the Board. The Commissioners' determinations are reflected on the Clerks' Report on file at the Board.

Mr. Lehman and Mr. Allen submitted Rule H-12 Reports for Specifications of Objections for New York County. Copies of the Rule H-12 Reports were distributed to the Commissioners for review. In accordance with the provisions of Rule H-12, and after a determination by the Borough Commissioners' Committee, the following Specifications of Objections were not worked:

- Spec. Nos. 20-1, 21-1, 186-1, 189-1, 190-1, 194-1, and 16-1
- Spec. Nos. 26-1, 209-13, 209-14, 209-3, and 209-4

The full Board unanimously adopted the Commissioners' Committee Rule H-12 Reports.

Mr. Richman called the Counsel's Report on the Specification of Objections #NY 4-2 filed by John Bal to the designation petition filed for Margaret S. Chin to be a candidate for the New York City Council, 1st Council District, in the September 12, 2017 Democratic Primary Election. There were appearances by a candidate and/or their representative which is noted on the Counsel's Report on file at the Board. The Commissioners' determinations are reflected on the Counsel's Report on file at the Board.

Mr. Moltner called the Clerks' Reports for Specifications of Objections for New York County. In selected instances, there were appearances by a candidate and/or their representative which is noted on the Clerks' Reports on file at the Board. The Commissioners' determinations are reflected on each Clerks' Report acted upon.

The Commissioners convened a 30 minute break.

Following the 30 minute break, President Umane reconvened the Hearings and called all matters that were placed on second call. The Commissioners' determinations are reflected on each Report which are on file at the Board.

The Commissioners convened a 15 minute break.

Following the 15 minute break, President Umane reconvened the regular stated meeting of the Commissioners.

Ms. Sandow reported the following personnel actions that were taken in Executive Session:

- I. The Commissioners granted 280 hours Advance of Time for Nancy McLaurin, an Administrative Associate in the General Office, retroactive to July 12, 2017;
- II. Ermelinda Pagano, a Temporary Trainer Assistant in the Bronx Office, has been promoted as Clerk, at the outgoing salary, filling the vacancy of Dorcas Valentin.

President Umane reconvened the Hearings.

The following matters were placed on second call for the August 8, 2017 Hearings scheduled at 1:30 P.M.:

- Spec. No. BX 34-1
- Spec. No. NY 139-1
- Spec. Nos. NY 166, NY 167, NY 168
- Spec. Nos. NY 170, NY 171, NY 172
- Spec. Nos. NY 174, NY 175, NY 176
- Spec. Nos. NY 209 (all)

Mr. Richman reported that the Random Draw for Ballot Position for the 2017 Primary Election will be publically conducted on Friday, August 4, 2017 at 10:30 A.M.

President Umane moved to adjourn the Hearings. Secretary Vargas seconded the motion, which was unanimously adopted.

The next stated meeting of the Commissioners and OTB Hearings will be held on Tuesday, August 8, 2017 at 1:30 P.M.