

CAMPAIGN SPENDING COMMISSION

STATE OF HAWAII

Barbara Hale,)	DOCKET NO. 07-02
)	
Complainant,)	ORDER
)	
vs.)	
)	
Emily Naeole and Friends of)	
Emily Naeole,)	
)	
Respondents.)	
_____)	

ORDER

1. On July 12, 2007, Barbara Hale filed an administrative complaint pursuant to section 11-216, Hawaii Revised Statutes ("HRS") with the Campaign Spending Commission ("Commission") against Emily Naeole and Friends of Emily Naeole ("Respondents").

2. Complainant Barbara Hale made 18 allegations against Respondents of campaign contribution, expenditure, and loan violations.

3. At a duly noticed meeting on February 13, 2008, the Commission heard testimony from Barbara Hale, Emily Naeole, Donna Walker, and Gwen Kupahu. Stan Roehrig, Esq. and Gerard Lee Loy, Esq. represented Respondents.

4. The Commission, upon consideration of the investigation, arguments, testimonies and materials submitted for determination, voted unanimously to summarily

dismiss Allegations 1, 2, 3, 4, 5, 6, 7, 9, 11, 12, 13, 17, and 18.

5. The Commission, upon consideration of the investigation, arguments, testimonies and materials submitted for determination, voted unanimously to assess fines for Allegations 8, 10, 14, 15 and 16 as follows:

- a. Allegation 8, failure to report a loan received from Barbara Hale in the name of Barbara Hale, One Hundred Dollars (\$100);
- b. Allegation 10, failure to deposit contributions within 7 days of receipt, Fifty Dollars (\$50);
- c. Allegation 14, failure to disclose the non-monetary contribution of a pig to the campaign, Fifty Dollars (\$50);
- d. Allegation 15, failure to disclose a campaign expenditure, Fifty Dollars (\$50); and
- e. Allegation 16, failure to disclose an expenditure for a radio advertisement, Fifty Dollars(\$50).

6. A candidate must report all contributions and expenditures. Sections 11-212 and 213, HRS.

7. A candidate must report a loan in the name of the lender. Sections 11-205.6 and 11-202, HRS.

8. IT IS HEREBY ORDERED that pursuant to section 11-216(b), HRS, Allegations 1, 2, 3, 4, 5, 6, 7, 9, 11, 12, 13, 17, and 18 be summarily dismissed.

9. IT IS FURTHER ORDERED that pursuant to section 11-228, HRS, an administrative fine totaling Three Hundred Dollars (\$300) be assessed for Allegations 8, 10, 14, 15 and 16, of which \$207.56 was previously paid to the Hawaii Election Campaign Fund upon termination of committee.

DATED: Honolulu, Hawaii, _____.

CAMPAIGN SPENDING COMMISSION

PAUL T. KURAMOTO, Chairperson

STEVEN OLBRICH, Vice Chair

GINO GABRIO, Commissioner

DEAN ROBB, Commissioner

MICHAEL WEAVER, Commissioner