



STATE BOARD OF ELECTIONS

6400 Mail Service Center • Raleigh, North Carolina 27699-6400

GARY O. BARTLETT
Executive Director

MAILING ADDRESS:
P.O. BOX 27255
RALEIGH, NC 27611-7255

Certified Mail
Return Receipt Requested

NOTICE OF NONCOMPLIANCE

February 11, 2009

Tom Roper, Candidate
Committee to Elect Tom Roper for County Commissioner
805 Eastwood Court
Burgaw, NC 28425

Re: Committee to Elect Tom Roper for County Commissioner
2008 Third Quarter Plus Report
2008 Fourth Quarter Report

Dear Mr. Roper:

This is official notice that the 2008 Third Quarter Plus Report (due October 27, 2008) and the 2008 Fourth Quarter Report (due January 12, 2009) have not been received by the Pender County Board of Elections.

In addition, if the report is not filed within twenty (20) days after the date of this letter, the Board is mandated by Chapter 1.0104(d) of Title 8 of the North Carolina Administrative Code to issue a **Notice of Termination of Active Status**. This status renders the committee ineligible to receive or make contributions until such time as it has filed the delinquent report and has satisfied any statutory penalty incurred as a result of noncompliance with the provisions of Article 22A of Chapter 163 of the General Statutes.

If you need assistance in this matter, you may contact Adam Ragan in this office at (919) 733-7173 or the Pender County Board of Elections office at (910) 259-1220.

Sincerely,


Kim W. Strach, Deputy Director
Campaign Finance Division

COPY



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GARY O. BARTLETT

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NOTICE OF PENALTY ASSESSMENT

February 11, 2009

Tom Roper, Candidate
Committee to Elect Tom Roper for County Commissioner
805 Eastwood Court
Burgaw, NC 28425

Re: Committee to Elect Tom Roper for County Commissioner

Dear Mr. Roper:

The State Board of Elections, pursuant to N.C.G.S. §163-278.34(a), is required to assess a late filing penalty at the rate of \$50.00 per day, not to exceed \$500.00 for a report affecting non-statewide elections or \$250.00 per day, not to exceed \$10,000 for a report affecting statewide elections. Since these reports do not appear to affect a statewide election, the rate of \$50.00 per day applies and a late filing penalty of \$1,500.00 has been assessed for the following report(s):

<u>REPORT</u>	<u>DATE DUE</u>	<u>DATE FILED</u>	<u>PENALTY</u>
2008 First Quarter Plus Report	4/28/08	NOT FILED	WAIVED
2008 Second Quarter Report	7/10/08	NOT FILED	\$500.00
2008 Third Quarter Plus Report	10/27/08	NOT FILED	\$500.00
2008 Fourth Quarter Report	1/12/09	NOT FILED	\$500.00 \$1,500.00

Failure to pay or respond to this penalty will render the committee ineligible to receive or make contributions pursuant to Chapter 1.0104(d) of Title 8 of the North Carolina Administrative Code until the statutory penalty is paid and all scheduled reports filed. Please remit payment to the State Board of Elections with the notation "Civil Penalty and Forfeiture Fund."

If you wish to appeal this assessment to the State Board of Elections, please respond in writing within fifteen (15) days from the date of this letter. The Campaign Finance Division takes no exception to a request for an appeal to the State Board of Elections and will present your written request to waive the late penalty to the Board at their next meeting. We will provide written notification of the date and time for the scheduled meeting.

For further information or assistance in this matter, you may contact Adam Ragan in this office at (919) 733-7173 or the Pender County Board of Elections office at (910) 259-1220.

Sincerely,

Kim W. Strach, Deputy Director
Campaign Finance Division

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