

**BEFORE THE IOWA
ETHICS AND CAMPAIGN DISCLOSURE BOARD
Pursuant to Chapter 17A and Chapter 68B**

IN THE MATTER OF:)	
)	Case No. <u>2010 IECDB 08</u>
PAULA BUCKMAN,)	
In the Capacity as the Candidate for)	STATEMENT of CHARGES and
Buckman for Supervisor,)	NOTICE of HEARING to APPEAL
RESPONDENT.)	CIVIL PENALTY WAIVER DENIAL

HEREIN, pursuant to Iowa Code section 68B.32C a contested case will be held before Presiding Officer Gerald Sullivan. The hearing is scheduled for 9:30 a.m. on June 18, 2010, and shall be held telephonically. On or before June 15, 2010, Respondent shall provide the Board's Legal Counsel with a telephone number where Respondent will be available for the hearing.

ALLEGATION

Pursuant to Iowa Code sections 68A.401(3), 68A.402, and 68B.32A(8), as candidate for a candidate's committee Respondent was required to file a January 19, 2009 campaign report and did so after the statutory deadline. A civil penalty in the amount of \$100 was assessed and Respondent filed a waiver. The waiver was denied and Respondent now seeks this hearing to appeal the assessment.

DESCRIPTION OF PROCEDURE

Both parties may present evidence, call witnesses, and enter motions. The Board's Legal Counsel is responsible for proving the underlying violation.

The Board's jurisdiction and authority are provided in Iowa Code chapter 68B. The hearing will be conducted in accordance with the procedural rules in 351—Chapter 11. Pursuant to 351—11.8(3), within 10 days of service of this notice either party may request that the presiding officer be an administrative law judge assigned by the Department of Inspections and Appeals. The procedure for settlement of this matter is governed by rule 351—9.5.

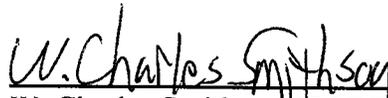
Copies of all filings should be addressed to the Board's Legal Counsel:

W. Charles Smithson
Iowa Ethics & Campaign Disclosure Board
510 E. 12th Street, Suite 1A
Des Moines, Iowa 50319
(515) 281-3489
(515) 281-4073 (fax)
charlie.smithson@iowa.gov (email)

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this Statement of Charges and Notice of Hearing to Appeal Civil Penalty Waiver Denial was sent by first class mail, address service requested, on May 24, 2010, to:

Paula Buckman
207 N. Church Street
Morning Sun, Iowa 52640



W. Charles Smithson, IECDB Legal Counsel

IA ETHICS AND
CAMPAIGN DISCLOSURE BOARD

2009 MAY -1 AM 9:07

207 N. Church Street
Morning Sun, Iowa 52640
April 29, 2009

Iowa Ethics and Campaign Disclosure Board
510 East 12 Street, Suite 1A
Des Moines, Iowa 50319

Dear Mr. Albert and Board Members:

I am writing to request a waiver of the penalty for late filing of the final campaign committee report. This is the first time I have run for an office or been involved with campaign committee reporting. The Louisa County auditor was a big help in providing the information I needed to establish the campaign committee. After the committee was established, I appreciated the e-mails I received from Sue Miclef of the Iowa Ethics & Campaign Disclosure Board reminding me of the filing due dates in July and October.

Following the election, I know it was my responsibility to check on the due date of the final report and get it submitted. It was a busy time, and I had come to expect the e-mail reminder from the Ethics Committee, which I did not receive. I did, however, submit the report promptly after receiving a notice from our county auditor that the report was past due. It was certainly my intention to comply with the board's regulations.

Campaigning against an incumbent candidate is relatively expensive, even at the county level. My husband and I have been responsible for all of the administration and nearly all of the related expenses of the campaign committee. The assessed penalty is not an insignificant amount. I would appreciate the Ethics Committee waiver of this penalty. Thank you for your consideration.

Sincerely,



Paula Buckman