

Exhibit #16

Title 21-A, §1020-A, Failure to file on time

8. Failure to file report. The commission shall notify a candidate who has failed to file a report required by this subchapter, in writing, informing the candidate of the requirement to file a report. If a candidate fails to file a report after 3 written communications from the commission, the commission shall send up to 2 more written communications by certified mail informing the candidate of the requirement to file and that the matter may be referred to the Attorney General for criminal prosecution. A candidate who fails to file a report as required by this subchapter after the commission has sent the communications required by this subsection is guilty of a Class E crime.

[2003, c. 628, Pt. A, §5 (rpr).]

8-A. Penalties for failure to file report. The penalty for failure to file a report required under this subchapter may not exceed the maximum penalties as provided in subsection 5-A.

[2003, c. 628, Pt. A, §6 (new).]

9. List of late-filing candidates. The commission shall prepare a list of the names of candidates who are late in filing a report required under section 1017, subsection 2, paragraph C or D or section 1017, subsection 3-A, paragraph B or C within 30 days of the date of the election and shall make that list available for public inspection.

[1995, c. 483, §15 (new).]

10. Enforcement. The commission staff has the responsibility for collecting the full amount of any penalty and has all necessary powers to carry out this responsibility. Failure to pay the full amount of any penalty levied under this subchapter is a civil violation by the candidate, treasurer, political party or other person whose campaign finance activities are required by this subchapter to be reported. Thirty days after issuing the notice of penalty, the commission shall report to the Attorney General the name of any person who has failed to pay the full amount of any penalty. The Attorney General shall enforce the violation in a civil action to collect the full outstanding amount of the penalty. This action must be brought in the Superior Court for Kennebec County or the District Court, 7th District, Division of Southern Kennebec.

[1999, c. 426, §33 (amd).]

MRSA , ST.21A SEC.1020A/4,5 (AMD) .

IB 1995, Ch. 1, §15 (AMD) .

PL 1995, Ch. 483, §15 (NEW) .

PL 1995, Ch. 625, §B5 (AMD) .

RR 1995, Ch. 1, §10 (COR) .

RR 1995, Ch. 2, §38 (COR) .

PL 1999, Ch. 426, §32,33 (AMD) .

PL 1999, Ch. 729, §5 (AMD) .

PL 2001, Ch. 470, §11 (AFF) .

PL 2001, Ch. 470, §7,8 (AMD) .

PL 2001, Ch. 714, §PP1 (AMD) .

PL 2001, Ch. 714, §PP2 (AFF) .

PL 2003, Ch. 302, §4 (AMD) .

PL 2003, Ch. 448, §4 (AMD) .

PL 2003, Ch. 628, §A3-6 (AMD) .

RR 2003, Ch. 1, §14 (COR) .



STATE OF MAINE
COMMISSION ON GOVERNMENTAL ETHICS
AND ELECTION PRACTICES
135 STATE HOUSE STATION
AUGUSTA, MAINE
04333-0135

January 24, 2007

Mr. Arthur H. Clement
931 Hinckley Road
Clinton, ME 04927

BY CERTIFIED AND REGULAR MAIL

Dear Mr. Clement:

This is to follow up on the letters we have sent you over the past two months requesting that:

- you pay the penalty of \$51.17 for the late filing of your 6-Day Pre-General campaign finance report;
- you file your 42-Day Post General campaign finance report and;
- you return unspent MCEA funds found on line 6 of Schedule F, 42-Day Post General campaign finance report. Since the report is not filed, the unspent amount is unknown. Under the MCEA, you were required to return these funds at the time you filed your final campaign finance report that was due no later than December 19, 2006. (21-A M.R.S.A. §1125(12)).

Since the Commission did not receive payment of your penalty by January 15, 2007, it is tentatively scheduled for the February 14 meeting for referral to the Attorney General's office for collection. **If the Commission does not receive the payment of your penalty, the unspent MCEA funds and your filed campaign finance report by Monday, February 5, 2007, your name will be printed on the public agenda for the Ethics Commission's February 14, 2007 meeting for all three issues.**

Please telephone me at 287-4179 if you have any questions or I can help in any way.

Sincerely,
Jonathan Wayne
Jonathan Wayne
Executive Director

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Postage	\$	Postmark Here 1-24-2007
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent to Mr. Arthur Clement
Street, Apt. No.,
or PO Box No.
City, State, ZIP+4 Clinton, ME

D AT: 242 STATE STREET, AUGUSTA, MAINE
ITE: WWW.MAINE.GOV/ETHICS



STATE OF MAINE
COMMISSION ON GOVERNMENTAL ETHICS
AND ELECTION PRACTICES
135 STATE HOUSE STATION
AUGUSTA, MAINE
04333-0135

FINAL NOTICE

December 14, 2006

Mr. Arthur H. Clement
931 Hinckley Road
Clinton, ME 04927

BY CERTIFIED MAIL

Dear Mr. Clement:

The Ethics Commission notified you on November 13, 2006 of the preliminary determination of a penalty in the amount of \$51.17 for the late filing of your 6-day pre-general campaign finance report. Our records indicate that you have not paid the penalty or requested a waiver by the Commission.

Please pay the penalty in full within 30 days of the date of this letter. If the Commission does not receive payment, the Election Law requires the Commission to refer the penalty to the Attorney General's Office for collection.

If you would like a waiver of the penalty, you may request a waiver by faxing or mailing a written request no later than January 2, 2007. The Commission will decide on the waiver request at its February meeting. The request can be in the form of a brief letter stating the reasons why the report was late and why a waiver should be granted. The letter may be faxed to 287-6775.

If you have any questions regarding this matter, please telephone me at 287-4709. Thank you.

Sincerely,

Gavin O'Brien

Gavin O'Brien
Candidate Registrar

0449 ENR2 0000 01TE 5007

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Postage \$	Postmark Here
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees \$	
Sent To <i>Clement</i>	
Street, Apt. No., or PO Box No.	
City, State, ZIP+4	

AT: 242 STATE STREET, AUGUSTA, MAINE
E: WWW.MAINE.GOV/ETHICS

FAX: (207) 287-6775

SENDER: COMPLETE THIS SECTION

Complete Items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Mr. Arthur H. Clement
931 Hinckley Road
Clinton, ME 04927

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
Arthur H. Clement Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

DEC 27 2008

3. Service by USPS
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

Article Number (Transfer from service label) 7005 3110 0000 2803 6440

S Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540



STATE OF MAINE
COMMISSION ON GOVERNMENTAL ETHICS
AND ELECTION PRACTICES
135 STATE HOUSE STATION
AUGUSTA, MAINE
04333-0135

November 13, 2006

Mr. Arthur H. Clement
931 Hinckley Road
Clinton, ME 04927

BY CERTIFIED MAIL

Dear Mr. Clement:

RE: Late 6-Day Pre-General Campaign Finance Report Due 11/1/2006.

You filed a 6-Day Pre-General campaign finance report on 11/13/2006. A penalty must be assessed for late reports based on the amount of financial activity conducted during the filing period, the number of calendar days a report is filed late, and the candidate's filing record. Based on the prescribed statutory formula, the preliminary determination of the penalty for the late filing of your report would be \$51.17. Please refer to the enclosed penalty matrix for more details on how the penalty is computed. If you agree with this preliminary determination of the amount of the penalty, you may use the enclosed billing statement to pay that penalty.

If you have a reason for filing late, you may request the Commission to make a final penalty determination. Any request for a Commission determination must be made within 10 calendar days of receipt of this notice, beginning on the day you sign its receipt. If this notice has been refused or left unclaimed at the post office, the 10-day period begins on the day the post office indicates it has given first notice of a certified letter. Upon receipt of your request for a Commission determination, we will schedule you to appear and will notify you of the date and time of the next Commission meeting. You or a person you designate may then appear personally before the Commission or you may send a written statement for the Commission's consideration. A statement must be notarized and contain a full explanation of the reason you filed late. Statements should be sent to the address shown on this letterhead. The Commission will notify you of the disposition of your case within 10 days after its determination.

NOTE: The Commission may waive penalties for late reports only in cases where tardiness is due to mitigating circumstances. The law defines "mitigating circumstances" as: 1) a valid emergency determined by the Commission, in the interest of the sound administration of justice, to warrant the waiver of the penalty in whole or in part; 2) an error by the Commission staff; 3) failure to receive notice of the filing deadline; or (4) other circumstances determined by the Commission that warrant mitigation of the penalty, based upon relevant evidence presented that a *bona fide* effort was made to file the report in accordance with the statutory requirements, including, but not limited to, unexplained delays in postal service.

The Maine Clean Election Act requires all revenues distributed to certified candidates from the fund to be used for campaign-related purposes. Commission guidelines regarding permissible campaign-related expenditures do not include the payment of a penalty as a permissible expenditure.

Sincerely,

Gavin O'Brien
Candidate Registrar

OFFICE LOCATED AT: 242 STATE STREET, AUGUSTA, MAINE
WEBSITE: WWW.MAINE.GOV/ETHICS

cc: Treasurer

PHONE: (207) 287-4179

FAX: (207) 287-6775

November 13, 2006

Mr. Arthur H. Clement
931 Hinckley Road
Clinton, ME 04927

The Commission staff has made a preliminary determination, based upon application of the statutory formula, that a penalty of \$51.17 applies for the late filing of your 6-Day Pre-General campaign finance report. If you agree with this determination, please make your check or money order in that amount payable to "Treasurer, State of Maine," and send it, along with the bottom half of this letter, to the Commission on Governmental Ethics and Election Practices, 135 State House Station, Augusta, Maine 04333, within 30 days of the date noted above. Please see the instructions included in the attached letter if you would like the Commission to make a formal determination of any penalty to be assessed in this case.

Failure to pay the full amount of an assessed penalty is a civil violation. The Commission is required to report to the Attorney General the name of any person who fails to pay the full amount of any penalty. Please direct any questions you may have about this matter to Gavin O'Brien at 287-4709.

Cut Along Dotted Line

For Office Use Only:
Account: CGEEP
Fund: 014 Approp: 02

To Commission on Governmental Ethics and Election Practices
135 State House Station
Augusta, Maine 04333

From: Mr. Arthur H. Clement

RE: Penalty for late filing of 6-Day Pre-General Campaign Finance Report

Amount Enclosed: \$ _____

Check/M.O. No.: # _____

Please Make Check or Money Order Payable to Treasurer, State of Maine

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<p>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.</p>	<p>A. Signature <input type="checkbox"/> Agent <input type="checkbox"/> Addressee <i>x [Signature]</i></p>
<p>Article Addressed to:</p>	<p>B. Received by (Printed Name) <i>Nicole Clement</i> C. Date of Delivery <i>11-21-06</i></p>
<p>MR. ARTHUR H. CLEMENT 931 HINCKLEY ROAD CLINTON ME 4927</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below:</p>
<p>Article Number: 7005 3110 0000 2803 6082</p>	<p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>
<p>Form 3811, August 2001</p>	<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>

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Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To: *Clement*

Street, Apt. No., or PO Box No.

City, State, ZIP+4

See Reverse for Instructions

Welcome to the Public Campaign Finance Page for the State of Maine - Microsoft Internet Explorer

File Edit View Favorites Tools Help



Address https://secur.maine.campaignfinance.com/MainePage2.asp



Welcome to the Campaign Finance Electronic Filing System Site

Menu Home Help Logout Change Password Admin Page

2/2/2007

Home Page for Arthur H. Clement

CAMPAIGN YEAR 2006

REPORT TYPE	REPORTING PERIOD	DUE DATE	DATE FILED	STATUS	LAST MODIFIED	Print
Candidate Registration			2/27/2006 12:06:13 PM	Filed	11/3/2006 3:24:09 PM	Print
Send Money Report	11/3/2004 to 4/12/2006	4/18/2006	4/12/2006	Filed	4/12/2006	Print
6-Day Pre-Primary - MCEA Candidates	4/13/2006 to 6/1/2006	6/7/2006	6/19/2006	Filed		Print
42-Day Post-Primary	6/2/2006 to 7/18/2006	7/25/2006	7/24/2006	Filed	6/7/2006	Print
6-Day Pre-General	7/19/2006 to 10/26/2006	11/1/2006	11/13/2006 3:18:25 PM	Filed	11/13/2006 3:18:25 PM	Print
42-Day Post-General	10/27/2006 to 12/12/2006	12/19/2006		In-Progress		Print
24-Hr Report of Late Contributions and Expenditures		N/A	MULTIPLE			

Please click on the following buttons to Download schedule informations in excel format.



Done



Microsoft Access - [return of funds] Type a question for help

MS Sans Serif 8

<p>Candidate Info</p> <p>Candidate ID# <input type="text" value="1645"/></p> <p>Office Sought <input type="text" value="Representative"/></p> <p>District <input type="text" value="29"/></p> <p>Salutation <input type="text" value="Mr."/></p> <p>First Name <input type="text" value="Arthur"/></p> <p>Middle Name <input type="text" value="H"/></p> <p>Last Name <input type="text" value="Cloment"/></p> <p>Party <input type="text" value="Democratic"/></p> <p>Registrar <input type="text" value="Sandy"/></p> <p>Replacement <input type="checkbox"/></p>	<p>Enter Repayments</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Date</th> <th>Amount</th> </tr> </thead> <tbody> <tr> <td>11/27/2006</td> <td>\$6,949.33</td> </tr> <tr> <td>* <input type="text"/></td> <td>\$0.00</td> </tr> <tr> <td>Total</td> <td>\$6,949.33</td> </tr> </tbody> </table> <p>Exclude from Mailing <input type="checkbox"/></p> <p>Filter Options</p> <p><input checked="" type="radio"/> Show All</p> <p><input type="radio"/> Authorized Balance > \$10</p> <p><input type="radio"/> Unauthorized Balance</p>	Date	Amount	11/27/2006	\$6,949.33	* <input type="text"/>	\$0.00	Total	\$6,949.33	<p>Repayment Summary</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th></th> <th>Returned</th> <th>Remaining</th> </tr> </thead> <tbody> <tr> <td>Unauthorized Amount</td> <td>\$6,949.33</td> <td>\$0.00</td> </tr> <tr> <td>Authorized Amount</td> <td>\$0.00</td> <td>Not Filed</td> </tr> </tbody> </table> <p>Notes and Communications</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tbody> <tr> <td style="width: 15%;">1/26/2007</td> <td style="width: 15%;">Phone</td> <td>He returned my call. Said he needed a payment plan because he thought payment of MF was a tax.</td> </tr> <tr> <td>1/26/2007</td> <td></td> <td>credit payment. When the check came, he was in Virginia and told his daughter to deposit it in his</td> </tr> <tr> <td>1/26/2007</td> <td></td> <td>account. He said that he would pay his penalty and file his last report. He said he had no activity.</td> </tr> <tr> <td>* 2/2/2007</td> <td></td> <td></td> </tr> </tbody> </table>		Returned	Remaining	Unauthorized Amount	\$6,949.33	\$0.00	Authorized Amount	\$0.00	Not Filed	1/26/2007	Phone	He returned my call. Said he needed a payment plan because he thought payment of MF was a tax.	1/26/2007		credit payment. When the check came, he was in Virginia and told his daughter to deposit it in his	1/26/2007		account. He said that he would pay his penalty and file his last report. He said he had no activity.	* 2/2/2007		
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Record: 14 of 317 NLM

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