

**STATE OF MINNESOTA
CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD**

**PRIMA FACIE
DETERMINATION**

IN THE MATTER OF THE COMPLAINT OF DOUGLAS JONES REGARDING KEVIN DAHLE FOR SENATE AND THE DAVID BLY COMMITTEE 20B

On October 11, 2016, the Campaign Finance and Public Disclosure Board received a complaint submitted by Douglas Jones regarding Kevin Dahle for Senate and the David Bly Committee 20B. Kevin Dahle for Senate is the principal campaign committee of Kevin Dahle for the seat in the Senate for district 20. The David Bly Committee 20B is the principal campaign committee of David Bly for the seat in the House of Representatives for district 20B.

The complaint alleges that the Dahle and Bly Committees occupied space rented by a federal campaign and failed to report a corresponding expenditure or contribution relating to that space on campaign finance reports filed with the Board. Failure to report in-kind contributions or expenditures would be a violation of Minnesota Statutes, section 10A.20.

Determination:

The Complaint alleges, "In July [without alleging a more specific date], the campaign of Kevin Dahl physically moved in to the space." Reports for a significant portion of July are not yet due. Accordingly, the Complaint does not state a prima facie violation of Minnesota Statutes, section 10A.20 against Kevin Dahle for Senate.

The Complaint does not allege that the David Bly Committee has moved into the space. The only allegation connecting the space to the David Bly Committee is the statement that the complainant will present evidence of "the presence and participation of David Bly ... at campaign functions in these offices." The mere presence or participation of a candidate at an event, if proven, would not be sufficient to establish that the space in question was either rented by the committee or provided to the committee as a contribution. Accordingly, the Complaint does not state a prima facie violation of Minnesota Statutes, section 10A.20 against the David Bly Committee.

Pursuant to Minnesota Statutes section 10A.022, subdivision 3, paragraph (1), this prima facie determination is made by a single Board member and not by any vote of the entire Board. Based on the above analysis, the Chair concludes that the complaint does not state a prima facie violation of Chapter 10A or of those sections of Chapter 211B under the Board's jurisdiction. The complaint is dismissed without prejudice.

/s/ Daniel N. Rosen
Daniel N. Rosen, Chair
Campaign Finance and Public Disclosure Board

Date: 10/14/2016