

# Agenda Including Addeds

## Municipal Election Compliance Audit Committee

2nd Meeting of the 2022 Municipal Election Compliance Audit Committee

August 2, 2023, 9:30 AM

Committee Room #5

The City of London is situated on the traditional lands of the Anishinaabek (AUh-nish-in-ah-bek), Haudenosaunee (Ho-den-no-show-nee), Lūnaapéewak (Len-ah-pay-wuk) and Attawandaron (Add-a-won-da-run).

We honour and respect the history, languages and culture of the diverse Indigenous people who call this territory home. The City of London is currently home to many First Nations, Métis and Inuit today.

As representatives of the people of the City of London, we are grateful to have the opportunity to work and live in this territory.

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<b>1. Call to Order</b>	
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# Municipal Election Compliance Audit Committee Report

1st Meeting of the 2022 Municipal Election Compliance Audit Committee, continued  
from June 26, 2023

July 7, 2023

PRESENT: A. Wright (Chair), D. Ross, and C. Scrimgeour  
A. Bush, M. Butlin, S. Corman, J. Raycroft, M. Schulthess

## 1. Call to Order

### 1.1 Disclosures of Pecuniary Interest

None.

### 1.2 Election of Chair

That Andrew Wright BE ELECTED as Chair of the 2022 Municipal Election Compliance Audit Committee, for the term ending November 14, 2026.

**Motion Passed**

## 2. Consent

### 2.1 Rules of Procedure and Terms of Reference for the 2022 Municipal Election Compliance Audit Committee

That the Rules of Procedure and Terms of Reference, as amended, for the 2022 Municipal Election Compliance Audit Committee BE ADOPTED.

**Motion Passed**

## 3. Items for Discussion

### 3.1 2022 Municipal Election Clerk's Contribution Report - Ali Soufan

That, on the recommendation of the City Clerk, the report dated June 26, 2023 and entitled "2022 Municipal Election Clerk's Contribution Report - Ali Soufan" to notice of an apparent contravention of the campaign contribution limits with respect to the 2022 Municipal Election, BE RECEIVED for information; and

That the City Clerk BE DIRECTED to prepare a decision attached of the 2022 Municipal Election Compliance Audit Committee (Committee) with respect to the 2022 Municipal Election Contribution Report with respect to Ali Soufan (Contributor) setting out reasons in support of the decision of the Committee that the contravention of the Contributor of section 88.9(4) of the *Municipal Elections Act, 1996* whereas the Contributor exceeded a total of \$5,000 to two or more candidates for office of the same council, the Committee will commence a legal proceeding against the Contributor.

**Motion Passed**

3.2 2022 Municipal Election Clerk's Contribution Report - Nella Soufan

That, on the recommendation of the City Clerk, the report dated June 26, 2023 and entitled "2022 Municipal Election Clerk's Contribution Report - Nella Soufan" to notice of an apparent contravention of the campaign contribution limits with respect to the 2022 Municipal Election, BE RECEIVED for information; and

That the City Clerk BE DIRECTED to prepare a decision attached of the 2022 Municipal Election Compliance Audit Committee (Committee) with respect to the 2022 Municipal Election Contribution Report with respect to Nella Soufan (Contributor) setting out reasons in support of the decision of the Committee that the contravention of the Contributor of section 88.9(4) of the *Municipal Elections Act, 1996* whereas the Contributor exceeded a total of \$5,000 to two or more candidates for office of the same council, the Committee will commence a legal proceeding against the Contributor.

**Motion Passed**

**ADDITIONAL VOTES:**

That the 2022 Municipal Election Compliance Audit Committee (Committee) rise and go In Closed Session, for the purpose of receiving legal advice pursuant to subsection 88.34(9.1) of the *Municipal Elections Act, 1996*.

**Motion Passed**

The Committee convenes In Closed Session, from 9:40 AM to 9:50 AM.

That the 2022 Municipal Election Compliance Audit Committee (Committee) rise and go In Closed Session, for the purpose of deliberating with respect to the following matters pursuant to subsection 88.34(9.1) of the *Municipal Elections Act, 1996*:

- a) 2022 Municipal Election Clerk's Contribution Report - Ali Soufan; and
- b) 2022 Municipal Election Clerk's Contribution Report - Nella Soufan.

**Motion Passed**

The Committee convenes In Closed Session, from 9:52 AM to 9:58 AM.

**4. Deferred Matters/Additional Business**

None.

**5. Adjournment**

That the meeting BE ADJOURNED.

**Motion Passed**

The meeting adjourned at 10:02 AM.

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Andrew Wright, Chair

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Dan Ross, Member

---

Christene Scrimgeour, Member





300 Dufferin Avenue  
P.O. Box 5035  
London, ON  
N6A 4L9

**NOTICE OF DECISION**  
**THE CORPORATION OF THE CITY OF LONDON**  
**2022 MUNICIPAL ELECTION COMPLIANCE AUDIT COMMITTEE**  
**established under Section 88.37 of the *Municipal Elections Act, 1996***

*IN THE MATTER OF a 2022 Municipal Election Contributions Report under section 88.34 of the Municipal Elections Act, 1996 with respect to apparent contraventions of section 88.9 of the Municipal Elections Act, 1996;*

*AND IN THE MATTER OF the City of London's Rules of Procedure for the 2022 Municipal Election Compliance Audit Committee in accordance with section 88.37(6) of the Municipal Elections Act, 1996;*

**Contributor:** Ali Soufan  
**Meeting Date:** Monday, June 26, 2023 at 9:30 AM  
Friday, July 7, 2023 at 9:30 AM  
**Meeting Location:** Committee Room #5 – 2<sup>nd</sup> Floor  
City Hall  
300 Dufferin Avenue  
London, Ontario N6B 1Z2

**DECISION**

**PURPOSE OF MEETING**

The purpose of the meeting was to consider the “2022 Municipal Election Contributions Report” (“**Report**”) submitted by the City Clerk in accordance with section 88.34 of the *Municipal Elections Act, 1996* (“**Act**”) with respect to the apparent contravention of Ali Soufan (“**Contributor**”) of the campaign contribution limits as set out section 88.9(4) of the Act.

The meeting was held in accordance with the provisions of the City of London's Rules of Procedure for the 2022 Municipal Election Compliance Audit Committee.

**DECISION**

After reviewing the City Clerk's Report (“**Report**”) and considering appropriate provisions of the Act, it is the decision of the 2022 Municipal Election Compliance Audit Committee (“**Committee**”) that the Contributor contravened the contribution limits of \$5,000 to two or more candidates for office of the same council during the 2022 City of London Municipal Election as set out in section 88.34 of the Act. Based on the documentation and submissions before the Committee, the Committee finds that the public interest and a municipal purpose will be served by commencing legal proceedings against the Contributor for the apparent contraventions identified in the Report; accordingly, the Committee has decided to authorize the commencement of such proceedings by appointing an independent prosecutor.

**REASONS**

The reasons for the decision are as follows:

1. Section 88.34(1) of the Act requires that the clerk review the contributions reported on the financial statements submitted by a candidate under section 88.25 of the Act to determine whether any contributor appears to have exceeded either the individual or aggregate contribution limits. The individual and aggregate contribution limits have been in force for some time and, since the

2018 Municipal Election cycle, the Act has required the City Clerk's review to determine if contribution limits have been exceeded.

2. The Report identifies that the Contributor contributed a total of \$6,200 to two or more candidates for office on the same council during the 2022 City of London Municipal Election. This total is \$1,200 in excess of the \$5,000 limit prescribed by section 88.9(4) of the Act.
3. After considering the Report which identifies apparent contraventions of the Act, under subsection 88.34(8), the Committee must decide whether to commence legal proceedings against the Contributor for the apparent contravention(s). The Committee met on June 26, 2023 to consider this question.
4. On June 8, 2023 notice of the time, place and purpose of the Committee's meeting, including the Report and an agenda, was sent by registered mail to the Contributor at the address for the Contributor appearing on the Financial Statements of the various candidates who reported having received contributions from the Contributor. The notice was received on June 15, 2023.
5. As part of this June 8, 2023 notification, the Contributor was advised that, if they wished to make any written submissions to be included on the added agenda for this meeting, their written submissions were to be sent by e-mail before 9:00 AM Wednesday, June 21, 2023, to elections@london.ca.
6. No such written submissions were received.
7. By reason of a lack of quorum, the Committee's meeting on June 26, 2023, was truncated before the business on the agenda could be completed. The Committee reconvened on July 7, 2023. Notice of the time and place of the reconvened meeting was sent to the Contributor by registered mail and by courier on June 27, 2023, and was received on June 29, 2023.
8. At the meeting, the Report was presented by Sarah Corman, Deputy City Clerk. She offered to answer any questions about the Report, but the Committee had no questions. The Contributor was not present or represented before the Committee in person or online on either June 26 or July 7.
9. In making its decision, the Committee is to serve in a gate-keeper function to see that municipal financial and other resources are deployed in the public interest or for some useful municipal purpose. It is not the role of the Committee to determine whether the apparent contravention is in fact a contravention of the Act.
10. According to the circumstances of a case, examples of indicia of public interest or useful municipal purpose for which the Committee may have regard are:
  - (a) Does the apparent contravention involve a legal interpretation of the Act which a court should settle so all candidates and contributors will have a common understanding of the electoral ground rules during the next election cycle?
  - (b) Was the apparent contravention deliberate, undertaken with careless disregard for the Act and/or undertaken for personal benefit?
  - (c) Is the apparent contravention something for which, if determined to be a contravention, the Candidate or Contributor should be censured?
  - (d) If determined to be a contravention, is the deterrent effect of a prosecution in the public interest?
  - (e) Was the apparent contravention a *de minimis* matter?
11. Following the last municipal election cycle in 2018, there were two contributors identified as a result of the Clerk's review required by subsection 88.34(1) of the Act. One contributor was \$2,100 over the \$5,000 aggregate limit, and the other was over by \$100. After the Clerk's Reports were presented to the Committee of

the day, the Committee took into consideration that the 2018 Municipal Election was the first in which the Report was required and that it has created a significant and unprecedented focus on aggregate contributions to candidates and the Committee decided not to proceed with prosecutions saying, amongst other things, that:

The Committee is satisfied that media and other publicity with respect to its meetings and deliberation will serve to increase awareness of the contribution limits, will have a deterrent effect, and will lead to the refinement, at least in the City of London, of future election practices relating to contributors and, in particular, the aggregate contribution limit.

12. Sadly, that deterrence message did not reach or was disregarded by the Contributor in this case. In a worst case the message was that, so long as the apparent contravention involves no more than about \$2,000, a Contributor will get a pass from the Committee.
13. The Committee is concerned that this apparent contravention amounts to a flouting of the law concerning municipal election contributions and believes that the deterrence message needs to be reiterated more forcefully at this time. The Committee finds that the public interest and a municipal purpose will be served by commencing legal proceedings against the Contributor for the apparent contraventions identified in the Report. The Committee has therefore decided to authorize the commencement of such proceedings by appointing an independent prosecutor.
14. In coming to this decision, the Committee recognizes that the prosecutor has a separate, independent function that includes determining whether there are reasonable grounds to believe that the Contributor has committed offences under the Act and whether there is a reasonable prospect of conviction. Assuming the independent prosecutor makes such a determination, charges would be laid, and pre-trial procedure followed leading to a trial. Throughout, the independent prosecutor has prosecutorial discretion and the Committee's decision does not derogate from that in any way.
15. The Committee is concerned about the cost associated with enforcement proceedings under the Act. It is only in the case of a very serious apparent contravention of the Act that the cost of enforcement will be commensurate with the public interest or municipal purpose benefits of doing so. The Committee is of the view that the availability of an administrative monetary penalty regime would allow the system to send a non-punitive compliance message to an apparently non-compliant person without the cost of retaining independent counsel. And, if an administrative monetary penalty were issued, an appeal therefrom would be to the Committee. The Municipality could elect to come to the Committee to seek authority to proceed with enforcement proceedings under the Act via the *Provincial Offences Act*, as an alternative to issuing an administrative monetary penalty. It is understood that this would entail legislative authority so it is not something the City could initiate on its own.

ISSUED by The Corporation of the City of London Municipal Election Compliance Audit Committee at London, Ontario, on July 7, 2023

  
\_\_\_\_\_  
Andrew Wright, Chair

[signed copy on file]\_\_\_\_\_  
Dan Ross, Member

[signed copy on file]\_\_\_\_\_  
Christene Scrimgeour, Member



300 Dufferin Avenue  
P.O. Box 5035  
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*IN THE MATTER OF a 2022 Municipal Election Contributions Report under section 88.34 of the Municipal Elections Act, 1996 with respect to apparent contraventions of section 88.9 of the Municipal Elections Act, 1996;*

*AND IN THE MATTER OF the City of London's Rules of Procedure for the 2022 Municipal Election Compliance Audit Committee in accordance with section 88.37(6) of the Municipal Elections Act, 1996;*

**Contributor:** Nella Soufan  
**Meeting Date:** Monday, June 26, 2023 at 9:30 AM  
Friday, July 7, 2023 at 9:30 AM  
**Meeting Location:** Committee Room #5 – 2<sup>nd</sup> Floor  
City Hall  
300 Dufferin Avenue  
London, Ontario N6B 1Z2

**DECISION**

**PURPOSE OF MEETING**

The purpose of the meeting was to consider the “2022 Municipal Election Contributions Report” (“**Report**”) submitted by the City Clerk in accordance with section 88.34 of the *Municipal Elections Act, 1996* (“**Act**”) with respect to the apparent contravention of Nella Soufan (“**Contributor**”) of the campaign contribution limits as set out section 88.9(4) of the Act.

The meeting was held in accordance with the provisions of the City of London's Rules of Procedure for the 2022 Municipal Election Compliance Audit Committee.

**DECISION**

After reviewing the City Clerk's Report (“**Report**”) and considering appropriate provisions of the Act, it is the decision of the 2022 Municipal Election Compliance Audit Committee (“**Committee**”) that the Contributor contravened the contribution limits of \$5,000 to two or more candidates for office of the same council during the 2022 City of London Municipal Election as set out in section 88.34 of the Act. Based on the documentation and submissions before the Committee, the Committee finds that the public interest and a municipal purpose will be served by commencing legal proceedings against the Contributor for the apparent contraventions identified in the Report; accordingly, the Committee has decided to authorize the commencement of such proceedings by appointing an independent prosecutor.

**REASONS**

The reasons for the decision are as follows:

1. Section 88.34(1) of the Act requires that the clerk review the contributions reported on the financial statements submitted by a candidate under section 88.25 of the Act to determine whether any contributor appears to have exceeded either the individual or aggregate contribution limits. The individual and aggregate contribution limits have been in force for some time and, since the

2018 Municipal Election cycle, the Act has required the City Clerk's review to determine if contribution limits have been exceeded.


2. The Report identifies that the Contributor contributed a total of \$5,600 to two or more candidates for office on the same council during the 2022 City of London Municipal Election. This total is \$600 in excess of the \$5,000 limit prescribed by section 88.9(4) of the Act.
3. After considering the Report which identifies apparent contraventions of the Act, under subsection 88.34(8), the Committee must decide whether to commence legal proceedings against the Contributor for the apparent contravention(s). The Committee met on June 26, 2023 to consider this question.
4. On June 8, 2023 notice of the time, place and purpose of the Committee's meeting, including the Report and an agenda, was sent by registered mail to the Contributor at the address for the Contributor appearing on the Financial Statements of the various candidates who reported having received contributions from the Contributor. The notice was received on June 15, 2023.
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the day, the Committee took into consideration that the 2018 Municipal Election was the first in which the Report was required and that it has created a significant and unprecedented focus on aggregate contributions to candidates and the Committee decided not to proceed with prosecutions saying, amongst other things, that:

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ISSUED by The Corporation of the City of London Municipal Election Compliance Audit Committee at London, Ontario, on July 7, 2023

  
\_\_\_\_\_  
Andrew Wright, Chair

[signed copy on file]\_\_\_\_\_  
Dan Ross, Member

[signed copy on file]\_\_\_\_\_  
Christene Scrimgeour, Member

## Report to 2022 Municipal Election Compliance Audit Committee

**To:** Chair and Members  
2022 Municipal Election Compliance Audit Committee  
**From:** Michael Schulthess, City Clerk  
**Subject:** 2022 Municipal Election Clerk's Contribution Report - Sil Palumbo  
**Date:** August 2, 2023

### Recommendation

That, on the recommendation of the City Clerk, the report dated June 26, 2023, and entitled "2022 Municipal Election Clerk's Contribution Report - Sil Palumbo" providing notice of an apparent contravention of the campaign contribution limits with respect to the 2022 Municipal Election, BE RECEIVED for information.

### Analysis

#### 1.0 Background Information

The purpose of this report is to identify to the 2022 Municipal Election Compliance Audit Committee an apparent contravention by Sil Palumbo of the campaign contribution limits under section 88.9 of *The Municipal Elections Act, 1996* (the "Act").

Section 88.9 of the Act directs the following regarding campaign contributions to candidates for council in a municipal election:

88.9 (1) A contributor shall not make contributions exceeding a total of \$1,200 to any one candidate in an election.

88.9 (4) A contributor shall not make contributions exceeding a total of \$5,000 to two or more candidates for office on the same council or local board.

88.9 (5) This section does not apply to contributions made to a candidate's own election campaign by the candidate or his or her spouse.

Under section 88.34 of the Act, the City Clerk is directed to review the above-mentioned contributions to candidates and to report on any apparent contraventions to contribution limits:

88.34 (1) The clerk shall review the contributions reported on the financial statements submitted by a candidate under section 88.25 to determine whether any contributor appears to have exceeded any of the contribution limits under section 88.9.

88.34 (2) As soon as possible following the day that is 30 days after the filing date or supplementary filing date, as the case may be, under section 88.30, the clerk shall prepare a report identifying each contributor to a candidate for office on a council who appears to have contravened any of the contribution limits under section 88.9 and,

(a) if the contributor's total contributions to a candidate for office on a council appear to exceed the limit under section 88.9, the report shall set out the contributions made by that contributor to the candidate; and

(b) if the contributor's total contributions to two or more candidates for office on the same council appear to exceed the limit under section 88.9, the report shall set out the contributions made by that contributor to all candidates for office on the same council.

88.34 (3) The clerk shall prepare a separate report under subsection (2) in respect of each contributor who appears to have contravened any of the contribution limits under section 88.9.



88.34 (4) The clerk shall forward each report prepared under subsection (2) to the compliance audit committee.

## **2.0 Discussion and Considerations**

### **2.1 Campaign Contributions Analysis – Sil Palumbo**

Subsequent to the above, a review of the contributions reported on the financial statements submitted by candidates under section 88.25 of the Act has identified an apparent contravention to the contribution limits under section 88.9 by contributor **Sil Palumbo**.

The attached (Appendix 'A') is a copy of the financial statement (Form 4) of Khalil Ramal to whom Sil Palumbo contributed \$1,495.00 during the 2022 Municipal Election.

Based on this financial statement it appears that Sil Palumbo has contributed a total of \$1,495 to a candidate for office on the same council during the 2022 City of London Municipal Election. This total is \$295 in excess of the \$1,200 limit, thereby constituting an apparent contravention of section 88.9 of the Act.

## **3.0 Conclusion**

### **Next Steps of 2022 Municipal Election Compliance Audit Committee**

Upon receiving this Report identifying an apparent contravention of campaign contribution limits from the Clerk, the 2022 Municipal Election Compliance Audit Committee is directed under the Act to undertake the following:

88.34 (8) Within 30 days after receiving a report under subsection (4) or (7), the compliance audit committee shall consider it and decide whether to commence a legal proceeding against a contributor for an apparent contravention.

88.34 (9) Reasonable notice of the meetings of the committee under subsection (8) shall be given to the contributor, the applicable candidate and the public.

88.34 (9.1) The meetings of the committee under subsection (8) shall be open to the public, but the committee may deliberate in private.

88.34 (11) The decision of the committee under subsection (8), and brief written reasons for the decision, shall be given to the contributor and to the clerk of the municipality or the secretary of the local board, as the case may be.

**Prepared by:** Jeannie Raycroft, Manager, Elections, Strategic Integration & Policy

**Submitted by:** Sarah Corman, Deputy City Clerk

**Recommended by:** Michael Schulthess, City Clerk



**Appendix 'A'**

**Candidates' Financial Statements – Form 4**  
*(To be provided with public agenda)*

All 2022 Municipal Election Financial Statements may be found online at  
[www.london.ca/elections](http://www.london.ca/elections)

**Instructions**

All candidates must complete Boxes A and B. Candidates who receive contributions or incur expenses must complete Boxes C, D, Schedule 1 and Schedule 2 as appropriate. Candidates who receive contributions or incur expenses in excess of \$10,000 must also attach an Auditor's Report.

All surplus funds (after any refund to the candidate or their spouse) shall be immediately paid to the clerk who is responsible for the conduct of the election.

For the campaign period from (day clerk received nomination) 

YYYY	MM	DD
2 0 2 2	0 6	2 7

 to 

YYYY	MM	DD
2 0 2 2	0 9	2 4

- Initial filing reflecting finances from start of campaign to December 31 (or 45 days after voting day in a by-election)
- Supplementary filing reflecting finances from start of campaign to end of extended campaign period

**Box A: Name of Candidate and Office**

Candidate's name as shown on the ballot		
Last Name or Single Name Ramal	Given Name(s) Khalil	
Office for Which the Candidate Sought Election Mayorship	Ward Name or Number (if any)	
Municipality London		
Spending Limit General \$ 243,898.60	Parties and Other Expressions of Appreciation \$ 24,389.86	Contribution Limit Contributions from Candidate and Spouse \$ 2,583.92 2500

I did not accept any contributions or incur any expenses. (Complete Boxes A and B only)

**Box B: Declaration**

I, khalil Ramal, declare that to the best of my knowledge and belief that these financial statements and attached supporting schedules are true and correct.

\_\_\_\_\_  
 Signature of Candidate

2023/03/30  
 \_\_\_\_\_  
 Date (yyyy/mm/dd)

Date Filed (yyyy/mm/dd)	Time Filed	Initial of Candidate or Agent (if filed in person)	Signature of Clerk or Designate
2023 03 31	10:54am	K.R	taking Affidavits and Oaths, Middlesex County, while a deputized Clerk of The Corporation of the City of London.

## Box C: Statement of Campaign Income and Expenses

<b>LOAN</b>		
Name of bank or recognized lending institution		Amount borrowed \$
<hr/>		
<b>INCOME</b>		
Total amount of all contributions (from line 1A in Schedule 1)	+ \$ 15,228.92	
Revenue from items \$25 or less	+ \$ 90.00	
Sign deposit refund	+ \$	
Revenue from fundraising events not deemed a contribution (from Part III of Schedule 2)	+ \$ 190.00	
Interest earned by campaign bank account	+ \$	
Other (provide full details)		
1. Senior Rebate	+ \$ 6.74	
2. _____	+ \$	
3. _____	+ \$	
4. _____	+ \$	
5. _____	+ \$	
6. _____	+ \$	
<b>Total Campaign Income (Do not include loan)</b>		<b>= \$ 15,515.66 C1</b>

### EXPENSES (Note: Include the value of contributions of goods and services)

#### 1. Expenses subject to general spending limit

Inventory from previous campaign used in this campaign (list details in Table 2 of Schedule 1)	+ \$	
Advertising	+ \$ 8,353.23	
Brochures/flyers	+ \$ 2,260.00	
Signs (including sign deposit)	+ \$ 19,775.00	
Meetings hosted	+ \$ 750.00	
Office expenses incurred until voting day	+ \$ 3,000.00	
Phone and/or internet expenses incurred until voting day	+ \$	
Salaries, benefits, honoraria, professional fees incurred until voting day	+ \$	
Bank charges incurred until voting day	+ \$ 214.81	
Interest charged on loan until voting day	+ \$	
Other (provide full details)		
1. miscellaneous expenses	+ \$ 7,368.97	
2. _____	+ \$	
3. _____	+ \$	
4. _____	+ \$	
5. _____	+ \$	
6. _____	+ \$	
<b>Total Expenses subject to general spending limit</b>	<b>= \$ 41,722.01 C2</b>	

#### 2. Expenses subject to spending limit for parties and other expressions of appreciation

1. _____	+ \$	
----------	------	--

2.	_____	+ \$	_____
3.	_____	+ \$	_____
4.	_____	+ \$	_____
5.	_____	+ \$	_____
<b>Total Expenses subject to spending limit for parties and other expressions of appreciation</b>		= \$	<u>                    </u> <b>C3</b>

**3. Expenses not subject to spending limits**

Accounting and audit		+ \$	_____
Cost of fundraising events/activities (list details in Part IV of Schedule 2)		+ \$	<u>842.47</u>
Office expenses incurred after voting day		+ \$	<u>3,000.00</u>
Phone and/or internet expenses incurred after voting day		+ \$	<u>150.00</u>
Salaries, benefits, honoraria, professional fees incurred after voting day		+ \$	_____
Bank charges incurred after voting day		+ \$	<u>145.43</u>
Interest charged on loan after voting day		+ \$	_____
Expenses related to recount		+ \$	<u>69.38</u>
Expenses related to controverted election		+ \$	_____
Expenses related to compliance audit		+ \$	_____
Expenses related to candidate's disability (provide full details)			
1.	_____	+ \$	_____
2.	_____	+ \$	_____
3.	_____	+ \$	_____
4.	_____	+ \$	_____
5.	_____	+ \$	_____
Other (provide full details)			
1. Steel		+ \$	<u>2,034.00</u>
2. Steel		+ \$	<u>339.00</u>
3.	_____	+ \$	_____
4.	_____	+ \$	_____
5.	_____	+ \$	_____
<b>Total Expenses not subject to spending limits</b>		= \$	<u>6,580.28</u> <b>C4</b>

**Total Campaign Expenses (C2 + C3 + C4)** = \$ **48,302.29** **C5**

**Box D: Calculation of Surplus or Deficit**

Excess (deficiency) of income over expenses (Income minus Total Expenses) (C1 – C5)		+ \$	<u>-32,786.63</u> <b>D1</b>
If there is a surplus, deduct any refund of candidate's or spouse's contributions to the campaign		- \$	_____
Surplus (or deficit) for the campaign		= \$	<u>-32,786.63</u> <b>D2</b>

If line D2 shows a surplus, the amount must be paid in trust, at the time the financial statements are filed, to the municipal clerk who is responsible for the conduct of the election.



**Table 3: Monetary contributions from individuals other than candidate or spouse**

<b>Name</b>	<b>Full Address</b>	<b>Date Received (yyyy/mm/dd)</b>	<b>Amount Received (\$)</b>	<b>Amount Returned to Contributor or Paid to Clerk (\$)</b>
Mohamad AdulHamid	N/A	2022/10/23	300.00	
Wajde Darwish	N/A	2022/10/22	1,200.00	
Micheal Loebach	N/A	2022/10/22	100.00	
Kamal Rammal	N/A	2022/10/21	250.00	
Abdollah Abosharia	N/A	2022/10/21	100.00	
Hassan Noureddine	N/A	2022/10/20	1,200.00	
Salem Ghanem	N/A	2022/10/20	200.00	
Hussam Mohamad	N/A	2022/10/17	1,000.00	
Youssef Khochaba	N/A	2022/10/13	100.00	
Micheal Loebach	N/A	2022/10/02	100.00	
Mohamed Elsayed	N/a	2022/09/25	100.00	
Sobhi Elsayed	N/A	2022/09/25	200.00	
Sandra Miller	N/A	2022/09/22	100.00	
George Zouki	N/A	2022/09/12	200.00	
Claud Cortas	N/A	2022/09/11	300.00	
Hanan Al Aridi	N/A	2022/09/11	100.00	
Mohammed Al-Sahli	N/A	2022/09/11	500.00	
Lukasz Piskozub	N/A	2022/09/11	1,200.00	
hassan Hiadar	N/A	2022/09/11	100.00	
Sam Mokbel	N/A	2022/09/11	1,200.00	
Jaafer Hiadar	NA	2022/09/09	500.00	
Arshad Gondal	N/A	2022/09/09	250.00	
Robert Robah	N/A	2022/09/08	100.00	
N/A		2022/09/08	200.00	

Name	Full Address	Date Received (yyyy/mm/dd)	Amount Received (\$)	Amount Returned to Contributor or Paid to Clerk (\$)
Sil Palumbo		2022/10/18	1,495.00	
N/A		2022/10/19	1,000.00	
Mohammad Ramal		2022/11/22	500.00	
<b>Total</b>			<b>12,595.00</b>	

Additional information is listed on separate supplementary attachment, if completed manually.

**Table 4: Contributions in goods or services from individuals other than candidate or spouse  
(Note: Must also be recorded as Expenses in Box C.)**

Name	Full Address	Description of Goods or Services	Date Received (yyyy/mm/dd)	Value (\$)
<b>Total</b>				

Additional information is listed on separate supplementary attachment, if completed manually.

**Total for Part III – Contributions exceeding \$100 per contributor  
(Add totals from Table 3 and Table 4 and record the total in Part 1 – Summary of Contributions)      \$ 12,595.00 1B**





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**Auditor's Report – Municipal Elections Act, 1996 (Section 88.25)**

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A candidate who has received contributions or incurred expenses in excess of \$10,000 must attach an auditor's report.

Professional Designation of Auditor

CP

Municipality woodbridge	Date (yyyy/mm/dd) 2023/03/31
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**Contact Information**

Last Name or Single Name Hassan	Given Name(s) Salah	Licence Number 2086643
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**Address**

Suite/Unit Number	Street Number 24	Street Name gallant
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Municipality Woodbridge	Province Ontario	Postal Code L4H 3W6
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Telephone Number 647-674-4242	Email Address smmh19@yahoo.com
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The report must be done in accordance with generally accepted auditing standards and must:

- set out the scope of the examination
- provide an opinion as to the completeness and accuracy of the financial statement and whether it is free of material misstatement

Report is attached

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Personal information, if any, collected on this form is obtained under the authority of sections 88.25 and 95 of the *Municipal Elections Act, 1996*. Under section 88 of the *Municipal Elections Act, 1996* (and despite anything in the *Municipal Freedom of Information and Protection of Privacy Act*) documents and materials filed with or prepared by the clerk or any other election official under the *Municipal Elections Act, 1996* are public records and, until their destruction, may be inspected by any person at the clerk's office at a time when the office is open. Campaign financial statements shall also be made available by the clerk in an electronic format free of charge upon request.

**Date: March 31, 2022**

**From: Salah Hassan**

**24 Gallant Place, Woodbridge, Ontario L4H 3W6**

**To; City of London, Ontario**

**Hi,**

**I am Salah Hassan a Chartered Professional Accountant Licensed by Professional Accountants of Canada, license number 2086643. According to the information provided by Mr. Khalil Ramal the Mayoral candidate for the City of London, Ontario for the year 2022 election, after examining the bank statement, donation expenses and Form 4, it appears to me that all the information are correctly entered in the Financial Statement – Auditor’s Report candidate – Form 4n.**

**Best regards,**

**Salah Hassan, CPA**



**Application for a Compliance Audit Request**  
 Section 88.33 and 88.35 *Municipal Elections Act*, S.O. 1996, c. 32  
 The Corporation of the City of London  
 Municipal Election Compliance Audit Committee

**Affidavit of Applicant**

Joseph Francis

I, \_\_\_\_\_ of the City of London in the Province of

Full legal name

Ontario, MAKE OATH AND SAY [or AFFIRM]:

1. I am an eligible elector in the City of London by virtue of the fact that:
  - A. I am a Canadian Citizen;
  - B. I am at least 18 years of age as of October 24, 2022;
  - C. I am a resident, owner or tenant of land, or the spouse of such owner or tenant of land in the City of London; and
  - D. I am not prohibited from voting under Section 17 (3) of the *Municipal Elections Act*, or otherwise prohibited by law.

khalil Rama1

I have reasonable grounds to believe that \_\_\_\_\_ a Candidate or  
 Name of candidate or Registered Third Party

Registered Third Party in relation to the October 24, 2022 Municipal Election for the City of London has contravened the following provision(s) of the *Municipal Elections Act*, S.O. 1996, c. 32 (Act)

\_\_\_\_\_ (list specific section(s) of the Act).

The particulars of this belief are outlined in the attached Schedule A [please outline reasons for your belief on the page labelled "Schedule A" and attach any supporting documents to the Schedule A].

This affidavit is made for purpose of requesting that this matter be reviewed and for no other purpose.

SWORN [or AFFIRMED] before me at the City of London in the Province of Ontario on

2023 06 29

Date (YYYY-MM-DD)

\_\_\_\_\_  
 Signature of applicant

Jeannie Raycroft, a Commissioner for

taking Affidavits and Oaths, Middlesex County,

Signature of Commissioner for taking affidavits while a deputized Clerk of The Corporation etc.

of the City of London.

Please see attached Schedule A.

Applicant's address: \_\_\_\_\_, London ON, N6B 3R5  
 Applicant's telephone number: \_\_\_\_\_  
 Applicant's e-mail address: \_\_\_\_\_

This application will be shared with the City Clerk, the Compliance Audit Committee, the Auditor chosen to investigate this application (if applicable) and the Council of the City of London. The personal information collected on this form is collected under the authority of the *Municipal Act*, 2001 and the *Municipal Elections Act*, 1996 for the purpose of applying for a compliance audit of a candidate's election campaign finances. Pursuant to the *Municipal Elections Act*, 1996 this completed document is a public record, despite anything in the *Municipal Freedom of Information and Protection of Privacy Act*, 1990 and, until its destruction may be inspected by any person at the City Clerk's Office at a time when the office is open. Questions about this collection can be directed to the Manager, Records and Information Services, 300 Dufferin Avenue, London ON (519) 661-2489 Ext. 5590.

**Deadline for making application:**

In accordance with section 88.33 (3) and 88.35 (3) of the Act the application must be made within 90 days after the latest of the following dates:

1. The candidate or registered third party's filing date under section 88.30.
2. The date the candidate or registered third party filed a financial statement, if the statement was filed within 30 days after the applicable filing date under section 88.30.
3. The candidate's or registered third party's supplementary filing date, if any, under section 88.30.
4. The date on which the candidate or registered third party's extension, if any, under subsection 88.23 (6) or 88.27 (3) expires.

Application to be filed in person, with the City Clerks Office, 300 Dufferin Avenue, London, Ontario.

Joseph Francis

Schedule "A"

Full legal name

Please outline the reasons for your belief. Use additional copies of this page as necessary, providing clear and specific information. If you refer to any documents please attach copies of these documents to this Schedule.

I believe that Mayoral Candidate Khalil Ramal has contravened the Municipal Elections Act under sections 88.8, 88.9, 88.25, and 88.19, and that additional sections may have also been contravened.

I believe that Khalil Ramal has contravened the Municipal Elections Act for the following reasons:

- 1) As expenses not subject to spending limits Mr. Ramal has listed \$2034 & \$339 for "Steel", which would seem to represent posts used to erect election signs. This expense is subject to the spending limit.
- 2) Despite having an active website, Mr. Ramal claimed no phone or internet expenses for the campaign period or listed any expenses related to website hosting or domain name registration.
- 3) In Table 3 of his Financial Form 4, Mr. Ramal has failed to list the Full Addresses of contributors over \$100, and in two cases has failed to even list a contributor name, including a donation of \$200 on September 8th where the name field is "N/A" and a second contribution of \$1000 on October 19th also listed N/A.
- 4) In Table 3 of his Form 4, Mr. Ramal disclosed a contribution from Sil Palumbo in the amount of \$1495, which exceeds the allowable \$1200 contribution limit a donor can make to any individual candidate.
- 5) In schedule 2 part III, Other revenue not deemed a contribution (provide details (e.g. contributions of \$25 or less; goods or services sold for \$25 or less) Mr. Ramal lists 3x50 on line 2, for contributions of \$150. However, these exceed \$25 or less revenue or sales if we believe the entry which lacks any other detail reflects 3 contributions of \$50.
- 6) That Mr. Ramal admitted to Blackburn News London that he did not follow the rules: <https://londonnewstoday.ca/news/2023/04/05/ramal-campaign-financials-include-violations-missing-info>

Finally, as Mr. Ramal's campaign exceeded \$10,000 according to his filing, a professional auditor's report is required. Mr. Ramal has only provided an email from an individual that does not certify an audit of his financial statements, or the validation methods used conforming to proper professional practice. Given the 5 discrepancies listed above, the validity of the auditor's "report" should also be in question.



**Instructions**

All candidates must complete Boxes A and B. Candidates who receive contributions or incur expenses must complete Boxes C, D, Schedule 1 and Schedule 2 as appropriate. Candidates who receive contributions or incur expenses in excess of \$10,000 must also attach an Auditor's Report.

All surplus funds (after any refund to the candidate or their spouse) shall be immediately paid to the clerk who is responsible for the conduct of the election.

For the campaign period from (day clerk received nomination) 

YYYY	MM	DD
2 0 2 2	0 6	2 7

 to 

YYYY	MM	DD
2 0 2 2	0 9	2 4

Initial filing reflecting finances from start of campaign to December 31 (or 45 days after voting day in a by-election)

Supplementary filing reflecting finances from start of campaign to end of extended campaign period

**Box A: Name of Candidate and Office**

Candidate's name as shown on the ballot		
Last Name or Single Name Ramal	Given Name(s) Khalil	
Office for Which the Candidate Sought Election Mayorship	Ward Name or Number (if any)	
Municipality London		
Spending Limit General \$ 243,898.60	Parties and Other Expressions of Appreciation \$ 24,389.86	Contribution Limit Contributions from Candidate and Spouse \$2,583.92 2500

I did not accept any contributions or incur any expenses. (Complete Boxes A and B only)

**Box B: Declaration**

I, khalil Ramal, declare that to the best of my knowledge and belief that these financial statements and attached supporting schedules are true and correct.

\_\_\_\_\_  
Signature of Candidate

2023/03/30  
\_\_\_\_\_  
Date (yyyy/mm/dd)

Date Filed (yyyy/mm/dd) 2023 03 31	Time Filed 10:54am	Initial of Candidate or Agent (if filed in person) K.R	Signature of Clerk or Designate taking Affidavits and Oaths, Middlesex County, while a deputized Clerk of The Corporation of the City of London.
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## Box C: Statement of Campaign Income and Expenses

<b>LOAN</b>		
Name of bank or recognized lending institution		Amount borrowed \$
<hr/>		
<b>INCOME</b>		
Total amount of all contributions (from line 1A in Schedule 1)	+ \$ 15,228.92	
Revenue from items \$25 or less	+ \$ 90.00	
Sign deposit refund	+ \$	
Revenue from fundraising events not deemed a contribution (from Part III of Schedule 2)	+ \$ 190.00	
Interest earned by campaign bank account	+ \$	
Other (provide full details)		
1. Senior Rebate	+ \$ 6.74	
2. _____	+ \$	
3. _____	+ \$	
4. _____	+ \$	
5. _____	+ \$	
6. _____	+ \$	
<b>Total Campaign Income (Do not include loan)</b>		<b>= \$ 15,515.66 C1</b>

### EXPENSES (Note: Include the value of contributions of goods and services)

#### 1. Expenses subject to general spending limit

Inventory from previous campaign used in this campaign (list details in Table 2 of Schedule 1)	+ \$	
Advertising	+ \$ 8,353.23	
Brochures/flyers	+ \$ 2,260.00	
Signs (including sign deposit)	+ \$ 19,775.00	
Meetings hosted	+ \$ 750.00	
Office expenses incurred until voting day	+ \$ 3,000.00	
Phone and/or internet expenses incurred until voting day	+ \$	
Salaries, benefits, honoraria, professional fees incurred until voting day	+ \$	
Bank charges incurred until voting day	+ \$ 214.81	
Interest charged on loan until voting day	+ \$	
Other (provide full details)		
1. miscellaneous expenses	+ \$ 7,368.97	
2. _____	+ \$	
3. _____	+ \$	
4. _____	+ \$	
5. _____	+ \$	
6. _____	+ \$	
<b>Total Expenses subject to general spending limit</b>	<b>= \$ 41,722.01 C2</b>	

#### 2. Expenses subject to spending limit for parties and other expressions of appreciation

1. _____	+ \$	
----------	------	--

2.	_____	+ \$	_____
3.	_____	+ \$	_____
4.	_____	+ \$	_____
5.	_____	+ \$	_____
<b>Total Expenses subject to spending limit for parties and other expressions of appreciation</b>		= \$	<u>                    </u> <b>C3</b>

**3. Expenses not subject to spending limits**

Accounting and audit		+ \$	_____
Cost of fundraising events/activities (list details in Part IV of Schedule 2)		+ \$	<u>842.47</u>
Office expenses incurred after voting day		+ \$	<u>3,000.00</u>
Phone and/or internet expenses incurred after voting day		+ \$	<u>150.00</u>
Salaries, benefits, honoraria, professional fees incurred after voting day		+ \$	_____
Bank charges incurred after voting day		+ \$	<u>145.43</u>
Interest charged on loan after voting day		+ \$	_____
Expenses related to recount		+ \$	<u>69.38</u>
Expenses related to controverted election		+ \$	_____
Expenses related to compliance audit		+ \$	_____
Expenses related to candidate's disability (provide full details)			
1.	_____	+ \$	_____
2.	_____	+ \$	_____
3.	_____	+ \$	_____
4.	_____	+ \$	_____
5.	_____	+ \$	_____
Other (provide full details)			
1. Steel		+ \$	<u>2,034.00</u>
2. Steel		+ \$	<u>339.00</u>
3.	_____	+ \$	_____
4.	_____	+ \$	_____
5.	_____	+ \$	_____
<b>Total Expenses not subject to spending limits</b>		= \$	<u>6,580.28</u> <b>C4</b>

**Total Campaign Expenses (C2 + C3 + C4)** = \$ **48,302.29** **C5**

**Box D: Calculation of Surplus or Deficit**

Excess (deficiency) of income over expenses (Income minus Total Expenses) (C1 – C5)		+ \$	<u>-32,786.63</u> <b>D1</b>
If there is a surplus, deduct any refund of candidate's or spouse's contributions to the campaign		- \$	_____
Surplus (or deficit) for the campaign		= \$	<u>-32,786.63</u> <b>D2</b>

If line D2 shows a surplus, the amount must be paid in trust, at the time the financial statements are filed, to the municipal clerk who is responsible for the conduct of the election.

## Schedule 1 – Contributions

### Part I – Summary of Contributions

Contributions in money from candidate and spouse	+ \$	2,583.92	
Contributions in goods and services from candidate and spouse (include value listed in Table 1 and Table 2)	+ \$	250.00	
Total value of contributions not exceeding \$100 per contributor • Include ticket revenue, contributions in money, goods and services where the total contribution from a contributor is \$100 or less (do not include contributions from candidate or spouse).	+ \$		
Total value of contributions exceeding \$100 per contributor (from line 1B; list details in Table 3 and Table 4) • Include ticket revenue, contributions in money, goods and services where the total contribution from a contributor exceeds \$100 (do not include contributions from candidate or spouse).	+ \$	12,595.00	
<b>Less:</b> Ineligible contributions paid or payable to the contributor Contributions paid or payable to the clerk, including contributions from anonymous sources exceeding \$25	– \$	200.00	
	– \$		
<b>Total Amount of Contributions (record under Income in Box C)</b>	<b>= \$</b>	<b>15,228.92</b>	<b>1A</b>

### Part II – Contributions from candidate or spouse

**Table 1: Contributions in goods or services**

Description of Goods or Services	Date Received (yyyy/mm/dd)	Value (\$)
papers ,plates cups and cutleries	2022/09/11	50.00
Chairs	2022/09/11	100.00
Tables	2022/09/11	100.00
<b>Total</b>		<b>250.00</b>

Additional information is listed on separate supplementary attachment, if completed manually.

**Table 2: Inventory of campaign goods and materials from previous municipal campaign used in this campaign  
(Note: Value must be recorded as a contribution from the candidate and as an expense.)**

Description	Date Acquired (yyyy/mm/dd)	Supplier	Quantity	Current Market Value (\$)
<b>Total</b>				

Additional information is listed on separate supplementary attachment, if completed manually.

### Part III – Contributions exceeding \$100 per contributor – individuals other than candidate or spouse



**Table 3: Monetary contributions from individuals other than candidate or spouse**

<b>Name</b>	<b>Full Address</b>	<b>Date Received (yyyy/mm/dd)</b>	<b>Amount Received (\$)</b>	<b>Amount Returned to Contributor or Paid to Clerk (\$)</b>
Mohamad AdulHamid	N/A	2022/10/23	300.00	
Wajde Darwish	N/A	2022/10/22	1,200.00	
Micheal Loebach	N/A	2022/10/22	100.00	
Kamal Rammal	N/A	2022/10/21	250.00	
Abdollah Abosharia	N/A	2022/10/21	100.00	
Hassan Noureddine	N/A	2022/10/20	1,200.00	
Salem Ghanem	N/A	2022/10/20	200.00	
Hussam Mohamad	N/A	2022/10/17	1,000.00	
Youssef Khochaba	N/A	2022/10/13	100.00	
Micheal Loebach	N/A	2022/10/02	100.00	
Mohamed Elsayed	N/a	2022/09/25	100.00	
Sobhi Elsayed	N/A	2022/09/25	200.00	
Sandra Miller	N/A	2022/09/22	100.00	
George Zouki	N/A	2022/09/12	200.00	
Claud Cortas	N/A	2022/09/11	300.00	
Hanan Al Aridi	N/A	2022/09/11	100.00	
Mohammed Al-Sahli	N/A	2022/09/11	500.00	
Lukasz Piskozub	N/A	2022/09/11	1,200.00	
hassan Hiadar	N/A	2022/09/11	100.00	
Sam Mokbel	N/A	2022/09/11	1,200.00	
Jaafer Hiadar	NA	2022/09/09	500.00	
Arshad Gondal	N/A	2022/09/09	250.00	
Robert Robah	N/A	2022/09/08	100.00	
N/A		2022/09/08	200.00	

Name	Full Address	Date Received (yyyy/mm/dd)	Amount Received (\$)	Amount Returned to Contributor or Paid to Clerk (\$)
Sil Palumbo		2022/10/18	1,495.00	
N/A		2022/10/19	1,000.00	
Mohammad Ramal		2022/11/22	500.00	
<b>Total</b>			<b>12,595.00</b>	

Additional information is listed on separate supplementary attachment, if completed manually.

**Table 4: Contributions in goods or services from individuals other than candidate or spouse  
(Note: Must also be recorded as Expenses in Box C.)**

Name	Full Address	Description of Goods or Services	Date Received (yyyy/mm/dd)	Value (\$)
<b>Total</b>				

Additional information is listed on separate supplementary attachment, if completed manually.

**Total for Part III – Contributions exceeding \$100 per contributor  
(Add totals from Table 3 and Table 4 and record the total in Part 1 – Summary of Contributions)      \$ 12,595.00 1B**



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**Auditor's Report – Municipal Elections Act, 1996 (Section 88.25)**

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A candidate who has received contributions or incurred expenses in excess of \$10,000 must attach an auditor's report.

Professional Designation of Auditor

CP

Municipality woodbridge	Date (yyyy/mm/dd) 2023/03/31
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**Contact Information**

Last Name or Single Name Hassan	Given Name(s) Salah	Licence Number 2086643
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**Address**

Suite/Unit Number	Street Number 24	Street Name gallant
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Municipality Woodbridge	Province Ontario	Postal Code L4H 3W6
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Telephone Number 647-674-4242	Email Address smmh19@yahoo.com
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The report must be done in accordance with generally accepted auditing standards and must:

- set out the scope of the examination
- provide an opinion as to the completeness and accuracy of the financial statement and whether it is free of material misstatement

Report is attached

---

Personal information, if any, collected on this form is obtained under the authority of sections 88.25 and 95 of the *Municipal Elections Act, 1996*. Under section 88 of the *Municipal Elections Act, 1996* (and despite anything in the *Municipal Freedom of Information and Protection of Privacy Act*) documents and materials filed with or prepared by the clerk or any other election official under the *Municipal Elections Act, 1996* are public records and, until their destruction, may be inspected by any person at the clerk's office at a time when the office is open. Campaign financial statements shall also be made available by the clerk in an electronic format free of charge upon request.

**Date: March 31, 2022**

**From: Salah Hassan**

**24 Gallant Place, Woodbridge, Ontario L4H 3W6**

**To; City of London, Ontario**

**Hi,**

**I am Salah Hassan a Chartered Professional Accountant Licensed by Professional Accountants of Canada, license number 2086643. According to the information provided by Mr. Khalil Ramal the Mayoral candidate for the City of London, Ontario for the year 2022 election, after examining the bank statement, donation expenses and Form 4, it appears to me that all the information are correctly entered in the Financial Statement – Auditor’s Report candidate – Form 4n.**

**Best regards,**

**Salah Hassan, CPA**



# Application for a Compliance Audit Request

Section 88.33 and 88.35 *Municipal Elections Act*, S.O. 1996, c. 32

The Corporation of the City of London  
Municipal Election Compliance Audit Committee

## Affidavit of Applicant

I, JOHN ANDREW Fyfe-Millar of the City of London in the Province of  
Full legal name

Ontario, MAKE OATH AND SAY [or AFFIRM]:

1. I am an eligible elector in the City of London by virtue of the fact that:
  - A. I am a Canadian Citizen;
  - B. I am at least 18 years of age as of October 24, 2022;
  - C. I am a resident, owner or tenant of land, or the spouse of such owner or tenant of land in the City of London; and
  - D. I am not prohibited from voting under Section 17 (3) of the *Municipal Elections Act*, or otherwise prohibited by law.

I have reasonable grounds to believe that ANNA MARIA VALASTRO a Candidate or  
Name of candidate or Registered Third Party

Registered Third Party in relation to the October 24, 2022 Municipal Election for the City of London has contravened the following provision(s) of the *Municipal Elections Act*, S.O. 1996, c. 32 (Act)

88.26, 88.27, 88.28, 88.29, 88.5 (list specific section(s) of the Act).

The particulars of this belief are outlined in the attached Schedule A [please outline reasons for your belief on the page labelled "Schedule A" and attach any supporting documents to the Schedule A].

This affidavit is made for purpose of requesting that this matter be reviewed and for no other purpose.

SWORN [or AFFIRMED] before me at the City of London in the Province of Ontario on

2023 06 29

Date (YYYY-MM-DD)

Signature of applicant

Jeannie Raycroft, a Commissioner for taking Affidavits and Oaths, Middlesex County,  
Signature of Commissioner for taking affidavits etc. of the City of London.

Please see attached Schedule A.

Applicant's address:

JOHN FYFE-MILLAR [Redacted]

Applicant's telephone number:

[Redacted] LONDON, ON N6H1R2

Applicant's e-mail address:

[Redacted]

This application will be shared with the City Clerk, the Compliance Audit Committee, the Auditor chosen to investigate this application (if applicable) and the Council of the City of London. The personal information collected on this form is collected under the authority of the *Municipal Act*, 2001 and the *Municipal Elections Act*, 1996 for the purpose of applying for a compliance audit of a candidate's election campaign finances. Pursuant to the *Municipal Elections Act*, 1996 this completed document is a public record, despite anything in the *Municipal Freedom of Information and Protection of Privacy Act*, 1990 and, until its destruction may be inspected by any person at the City Clerk's Office at a time when the office is open. Questions about this collection can be directed to the Manager, Records and Information Services, 300 Dufferin Avenue, London ON (519) 661-2489 Ext. 5590.

**Deadline for making application:**

In accordance with section 88.33 (3) and 88.35 (3) of the Act the application must be made within 90 days after the latest of the following dates:

1. The candidate or registered third party's filing date under section 88.30.
2. The date the candidate or registered third party filed a financial statement, if the statement was filed within 30 days after the applicable filing date under section 88.30.
3. The candidate's or registered third party's supplementary filing date, if any, under section 88.30.
4. The date on which the candidate or registered third party's extension, if any, under subsection 88.23 (6) or 88.27 (3) expires.

Application to be filed in person, with the City Clerks Office, 300 Dufferin Avenue, London, Ontario.

JOHN FIFE-MILLAR

Schedule "A"

Full legal name

Please outline the reasons for your belief. Use additional copies of this page as necessary, providing clear and specific information. If you refer to any documents please attach copies of these documents to this Schedule.

MS. VALASTRO WAS A REGISTERED THIRD PARTY CANDIDATE. BEING SUCH, SHE WAS REQUIRED TO SUBMIT FORM 8, AS REQUIRED BY THE MUNICIPAL ACT. SHE SUBMITTED HER INFORMATION ON FORM 4.

SHE HAS FAILED TO COMPLY WITH SECTIONS 88.26, 88.27, 88.28 AND 88.29.

SHE HAS ALSO FAILED TO COMPLY WITH SECTION 88.5 OF THE MANDATORY INFORMATION OF A THIRD PARTY MUST PROVIDE ON ADVERTISEMENTS THEY DISTRIBUTE.

FURTHER, RECORDS FROM CANDIDATE PAUL LAWERT SHOW A DONATION FROM MS. VALASTRO OF \$600.00 WHERE HER RECORDS SHOW A DONATION OF \$125.00.



**Instructions**

All candidates must complete Boxes A and B. Candidates who receive contributions or incur expenses must complete Boxes C, D, Schedule 1 and Schedule 2 as appropriate. Candidates who receive contributions or incur expenses in excess of \$10,000 must also attach an Auditor's Report.

All surplus funds (after any refund to the candidate or their spouse) shall be immediately paid to the clerk who is responsible for the conduct of the election.

For the campaign period from (day clerk received nomination) 

YYYY	MM	DD
2022	05	

 to 

YYYY	MM	DD
2022	10	24

- Initial filing reflecting finances from start of campaign to December 31 (or 45 days after voting day in a by-election)
- Supplementary filing reflecting finances from start of campaign to end of extended campaign period

**Box A: Name of Candidate and Office**

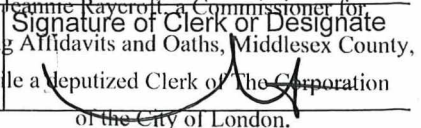
Candidate's name as shown on the ballot			
Last Name or Single Name		Given Name(s)	
VALASTRO		ANNA/MARIA	
Office for Which the Candidate Sought Election		Ward Name or Number (if any)	
THIRD PARTY ADVERTISER			
Municipality			
LONDON ONT.			
Spending Limit		Contribution Limit	
General	Parties and Other Expressions of Appreciation	Contributions from Candidate and Spouse	
\$ 17,731.25	\$ 1731.13	\$ <del>0</del>	

did not accept any contributions or incur any expenses. (Complete Boxes A and B only)

**Box B: Declaration**

I, A. Valastro, declare that to the best of my knowledge and belief that these financial statements and attached supporting schedules are true and correct.

A. Valastro Signature of Candidate MARCH 28/23 Date (yyyy/mm/dd)

Date Filed (yyyy/mm/dd)	Time Filed	Initial of Candidate or Agent (if filed in person)	Signature of Clerk or Designate taking Affidavits and Oaths, Middlesex County, while a Deputized Clerk of The Corporation of the City of London.
2023 03 29	10:41am	NS	



**Box C: Statement of Campaign Income and Expenses**

**LOAN**

Name of bank or recognized lending institution Amount borrowed  
\$

---

**INCOME**

Total amount of all contributions (from line 1A in Schedule 1)	+ \$	
Revenue from items \$25 or less	+ \$	
Sign deposit refund	+ \$	
Revenue from fundraising events not deemed a contribution (from Part III of Schedule 2)	+ \$	
Interest earned by campaign bank account	+ \$	
Other (provide full details)		
1. _____	+ \$	
2. _____	+ \$	
3. _____	+ \$	
4. _____	+ \$	
5. _____	+ \$	
6. _____	+ \$	

**Total Campaign Income (Do not include loan)** = \$                      **C1**

**EXPENSES** (Note: Include the value of contributions of goods and services)

**1. Expenses subject to general spending limit**

Inventory from previous campaign used in this campaign (list details in Table 2 of Schedule 1)	+ \$	
Advertising	+ \$	
Brochures/flyers	+ \$	50.00
Signs (including sign deposit)	+ \$	
Meetings hosted	+ \$	
Office expenses incurred until voting day	+ \$	
Phone and/or internet expenses incurred until voting day	+ \$	
Salaries, benefits, honoraria, professional fees incurred until voting day	+ \$	
Bank charges incurred until voting day	+ \$	
Interest charged on loan until voting day	+ \$	

Other (provide full details)		
1. <u>DONATIONS TO CANDIDATES</u>	+ \$	<del>22.00</del>
2. _____	+ \$	<del>600.00</del>
3. _____	+ \$	
4. <u>DAVID FERRIERA</u>	+ \$	22.00
5. <u>DAN LENIART</u>	+ \$	600.00
6. _____	+ \$	

**Total Expenses subject to general spending limit** = \$ 672.00 **C2**

**2. Expenses subject to spending limit for parties and other expressions of appreciation**

1. _____	+ \$	
----------	------	--

2.	_____	+ \$	_____
3.	_____	+ \$	_____
4.	_____	+ \$	_____
5.	_____	+ \$	_____
<b>Total Expenses subject to spending limit for parties and other expressions of appreciation</b>		= \$	<b>C3</b>

**3. Expenses not subject to spending limits**

Accounting and audit	_____	+ \$	_____
Cost of fundraising events/activities (list details in Part IV of Schedule 2)	_____	+ \$	_____
Office expenses incurred after voting day	_____	+ \$	_____
Phone and/or internet expenses incurred after voting day	_____	+ \$	_____
Salaries, benefits, honoraria, professional fees incurred after voting day	_____	+ \$	_____
Bank charges incurred after voting day	_____	+ \$	_____
Interest charged on loan after voting day	_____	+ \$	_____
Expenses related to recount	_____	+ \$	_____
Expenses related to controverted election	_____	+ \$	_____
Expenses related to compliance audit	_____	+ \$	_____
Expenses related to candidate's disability (provide full details)			
1.	_____	+ \$	_____
2.	_____	+ \$	_____
3.	_____	+ \$	_____
4.	_____	+ \$	_____
5.	_____	+ \$	_____
Other (provide full details)			
1.	_____	+ \$	_____
2.	_____	+ \$	_____
3.	_____	+ \$	_____
4.	_____	+ \$	_____
5.	_____	+ \$	_____
<b>Total Expenses not subject to spending limits</b>		= \$	<b>C4</b>

**Total Campaign Expenses (C2 + C3 + C4)** = \$ \_\_\_\_\_ **C5**

**Box D: Calculation of Surplus or Deficit**

Excess (deficiency) of income over expenses (Income minus Total Expenses) (C1 – C5)	_____	+ \$	<b>D1</b>
If there is a surplus, deduct any refund of candidate's or spouse's contributions to the campaign	_____	- \$	
Surplus (or deficit) for the campaign	_____	= \$	<b>D2</b>

If line D2 shows a surplus, the amount must be paid in trust, at the time the financial statements are filed, to the municipal clerk who is responsible for the conduct of the election.

# Schedule 1 – Contributions

## Part I – Summary of Contributions

Contributions in money from candidate and spouse	+ \$	
Contributions in goods and services from candidate and spouse (include value listed in Table 1 and Table 2)	+ \$	
Total value of contributions not exceeding \$100 per contributor • Include ticket revenue, contributions in money, goods and services where the total contribution from a contributor is \$100 or less (do not include contributions from candidate or spouse).	+ \$	
Total value of contributions exceeding \$100 per contributor (from line 1B; list details in Table 3 and Table 4) • Include ticket revenue, contributions in money, goods and services where the total contribution from a contributor exceeds \$100 (do not include contributions from candidate or spouse).	+ \$	
<b>Less:</b> Ineligible contributions paid or payable to the contributor Contributions paid or payable to the clerk, including contributions from anonymous sources exceeding \$25	– \$	
	– \$	
<b>Total Amount of Contributions (record under Income in Box C)</b>	<b>= \$</b>	<b>1A</b>

## Part II – Contributions from candidate or spouse

**Table 1: Contributions in goods or services**

Description of Goods or Services	Date Received (yyyy/mm/dd)	Value (\$)
<b>Total</b>		

Additional information is listed on separate supplementary attachment, if completed manually.

**Table 2: Inventory of campaign goods and materials from previous municipal campaign used in this campaign  
(Note: Value must be recorded as a contribution from the candidate and as an expense.)**

Description	Date Acquired (yyyy/mm/dd)	Supplier	Quantity	Current Market Value (\$)
<b>Total</b>				

Additional information is listed on separate supplementary attachment, if completed manually.

## Part III – Contributions exceeding \$100 per contributor from individuals other than candidate or spouse

**Table 3: Monetary contributions from individuals other than candidate or spouse**

Name	Full Address	Date Received (yyyy/mm/dd)	Amount Received (\$)	Amount Returned to Contributor or Paid to Clerk (\$)
<b>Total</b>				

Additional information is listed on separate supplementary attachment, if completed manually.

**Table 4: Contributions in goods or services from individuals other than candidate or spouse  
(Note: Must also be recorded as Expenses in Box C.)**

Name	Full Address	Description of Goods or Services	Date Received (yyyy/mm/dd)	Value (\$)
<b>Total</b>				

Additional information is listed on separate supplementary attachment, if completed manually.

**Total for Part III – Contributions exceeding \$100 per contributor  
(Add totals from Table 3 and Table 4 and record the total in Part 1 – Summary of Contributions)**      \$ \_\_\_\_\_ **1B**

**Schedule 2 – Fundraising Events and Activities**

Complete a separate schedule for each event or activity held.

Additional schedule(s) attached, if completed manually.

**Fundraising Event/Activity 1**

Description of fundraising event/activity \_\_\_\_\_

Date of event/activity (yyyy/mm/dd) \_\_\_\_\_

**Part I – Ticket revenue**

Admission charge (per person) \$ \_\_\_\_\_ **2A**

(If there are a range of ticket prices, attach complete breakdown of all ticket sales)

Number of tickets sold x \_\_\_\_\_ **2B**

**Total Part I (2A X 2B) (include in Part I of Schedule 1)** = \$ \_\_\_\_\_

**Part II – Other revenue deemed a contribution**

Provide details (e.g., revenue from goods sold in excess of fair market value)

- 1. \_\_\_\_\_ + \$ \_\_\_\_\_
- 2. \_\_\_\_\_ + \$ \_\_\_\_\_
- 3. \_\_\_\_\_ + \$ \_\_\_\_\_
- 4. \_\_\_\_\_ + \$ \_\_\_\_\_
- 5. \_\_\_\_\_ + \$ \_\_\_\_\_

**Total Part II (include in Part I of Schedule 1)** = \$ \_\_\_\_\_

**Part III – Other revenue not deemed a contribution**

Provide details (e.g., contribution of \$25 or less; goods or services sold for \$25 or less)

- 1. \_\_\_\_\_ + \$ \_\_\_\_\_
- 2. \_\_\_\_\_ + \$ \_\_\_\_\_
- 3. \_\_\_\_\_ + \$ \_\_\_\_\_
- 4. \_\_\_\_\_ + \$ \_\_\_\_\_
- 5. \_\_\_\_\_ + \$ \_\_\_\_\_

**Total Part III (include under Income in Box C)** = \$ \_\_\_\_\_

**Part IV – Expenses related to fundraising event or activity**

Provide details

- 1. \_\_\_\_\_ + \$ \_\_\_\_\_
- 2. \_\_\_\_\_ + \$ \_\_\_\_\_
- 3. \_\_\_\_\_ + \$ \_\_\_\_\_
- 4. \_\_\_\_\_ + \$ \_\_\_\_\_
- 5. \_\_\_\_\_ + \$ \_\_\_\_\_

**Total Part IV Expenses (include under Expenses in Box C)** = \$ \_\_\_\_\_

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**Auditor's Report – *Municipal Elections Act, 1996* (Section 88.25)**

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A candidate who has received contributions or incurred expenses in excess of \$10,000 must attach an auditor's report.

Professional Designation of Auditor

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Municipality	Date (yyyy/mm/dd)
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**Contact Information**

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Last Name or Single Name	Given Name(s)	Licence Number
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Address		
Suite/Unit Number	Street Number	Street Name

---

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Municipality	Province	Postal Code
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Telephone Number	Email Address
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The report must be done in accordance with generally accepted auditing standards and must:

- set out the scope of the examination
- provide an opinion as to the completeness and accuracy of the financial statement and whether it is free of material misstatement

Report is attached

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Personal information, if any, collected on this form is obtained under the authority of sections 88.25 and 95 of the *Municipal Elections Act, 1996*. Under section 88 of the *Municipal Elections Act, 1996* (and despite anything in the *Municipal Freedom of Information and Protection of Privacy Act*) documents and materials filed with or prepared by the clerk or any other election official under the *Municipal Elections Act, 1996* are public records and, until their destruction, may be inspected by any person at the clerk's office at a time when the office is open. Campaign financial statements shall also be made available by the clerk in an electronic format free of charge upon request.

**Instruction**

It is the responsibility of the person incurring expenses to file a complete and accurate notice. Please print or type information (except signatures).

**Box A: Notice of Registration (Individuals, Corporations and Trade Unions)**

Registration for an Individual, Corporation or Trade Union in the Following Municipality LONDON

Name of Individual, Corporation or Trade Union (Registrant) ANNAMARIA VALASTRO

Mailing Address (Registrant)

Suite/Unit Number	Street Number	Street Name
[REDACTED]	[REDACTED]	<u>ST.</u>

Municipality	Province	Postal Code
<u>LONDON</u>	<u>ONT.</u>	<u>N6A 1N7</u>
Email Address	Telephone Number	Telephone Number 2
[REDACTED]	[REDACTED]	[REDACTED]

**Box B: Designation of an Official Representative (Corporations and Trade Unions)**

Name of person signing (Official Representative)

Last Name or Single Name	Given Name(s)
<u>VALASTRO</u>	<u>ANNAMARIA</u>

Mailing Address (Official Representative)

Suite/Unit Number	Street Number	Street Name

Municipality	Province	Postal Code
Email Address	Telephone Number	Telephone Number 2
	ext.	

**Box C: Additional Information (Corporations)**

Business Name

Ontario Corporation Number

Names of Principal Officers

1.	2.
3.	4.
5.	6.
7.	8.
	10.
11.	12.

**Box D: Declaration of Qualification**

I, ANNAMARIA SALASTRO, the Registrant (or Official Representative of the Registrant), referred to in this notice, do hereby declare that:

- (1) The information in this notice of registration is, to the best of knowledge and belief, true;
- (2) The Registrant is qualified to be registered as a third party advertiser; and
- (3) I am authorized to sign on behalf of the Registrant (applies only where the Registrant is a corporation or trade union).

*Annastasia Salastro*  
Signature of Registrant (or Official Representative)

JULY 14 2022  
Date (yyyy/mm/dd)

Date Received (yyyy/mm/dd) <u>2022 07 14</u>	Time Received <u>3:05 pm</u>	Initial of Registrant (or Official Representative) (if filed in person) <u>AS</u>	Signature of Clerk or Designate <u><i>Jeannie Rayeroff</i></u> Jeannie Rayeroff, a Commissioner for taking Affidavits and Oaths, Middlesex County, while a deputized Clerk of The Corporation of the City of London.
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**Certification by Clerk or Designate**

I, the undersigned clerk of this municipality, do hereby certify that I have examined the notice of registration of the aforesaid registrant filed with me and am satisfied that the registrant is qualified to incur expenses and that the notice of registration complies with the Act.

Signature of Clerk or Designate

Date Certified (yyyy/mm/dd)





London  
CANADA

Third Party Advertiser

# Declaration of Compliance and Eligibility

Registrant or Official Representative Last Name or Single Name <u>VALASTRO</u>	
First Name <u>ANNAMARIA</u>	Middle Name
Name of Corporation or Trade Union (if applicable)	

I do solemnly declare that for the City of London election, which will take place on October 24, 2022, I am an individual third party registrant.

1. I am qualified pursuant to the *Municipal Elections Act, 1996 ("Act")* to be a registered third party advertiser in the City of London.

a. Without limiting the generality of paragraph 1, I am an individual who normally resides in Ontario and I am not a candidate whose nomination has been filed under the *Act*.

b. I am not disqualified under the *Act* or any other legislation to be a registered third party advertiser.

c. Any third party advertisement which I may make shall not be under the direction of a candidate whose nomination has been filed under section 33 of the *Act*.

**AND** I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath and by virtue of the *Ontario Evidence Act*.

I do solemnly declare that for the City of London election, which will take place on October 24, 2022, I am the official representative of the above-named corporation or trade union.

1. As the official representative of the above-named corporation or trade union, I declare that the corporation or trade union that I represent is qualified pursuant to the *Municipal Elections Act, 1996* to be registered as a third party advertiser in the City of London.

a. Without limiting the generality of paragraph 1:

i. the corporation that I represent carries on business in Ontario.

ii. the trade union that I represent holds bargaining rights in Ontario.

b. The corporation or trade union that I represent is not ineligible or disqualified under the *Act* or any other legislation to be a registered third party advertiser.

c. Third party advertisements made by the corporation or trade union that I represent shall not be under the direction of a candidate whose nomination has been filed under section 33 of the *Act*.

**AND** I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath and by virtue of the *Ontario Evidence Act*.

Declared before me at London in the Province of Ontario this 14 day of July, 2022.

Signature of Registrant or Official Representative  
[Signature]

Signature of City Clerk or designate  
[Signature]  
Jeannie Raycroft, a Commissioner for taking Affidavits and Oaths, Middlesex County, while a deputized Clerk of The Corporation of the City of London.

Personal information on this form is collected under the authority of the *Municipal Elections Act, 1996* and will be used for the registration process for third party advertising in the municipal election. Pursuant to the *Municipal Elections Act, 1996* this completed document is a public record and, until its destruction may be inspected by any person at the City Clerk's Office at a time when the office is open. Questions about this collection may be directed to the Manager, Records and Information Services, 300 Dufferin Avenue, London ON (519) 661-2489 (CITY) ext. 5590.

**From:** [REDACTED]  
**To:** [Bush, Anastasia](#)  
**Cc:** [Corman, Sarah](#); [Raycroft, Jeannie](#)  
**Subject:** [EXTERNAL] Re: Notice of Meeting and Agenda - Municipal Election Compliance Audit Committee  
**Date:** Tuesday, July 25, 2023 11:03:24 PM  
**Attachments:** [image001.png](#)  
[Response to Compliance Audit Request for AnnaMaria Valastro \(2\).docx](#)

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Please find attached a response letter to the complaint from John Fyfe-Millar re: AnnaMaria Valastro Third Party Advertiser.

In a separate email I will forward the original correspondence from the Elections Office as noted in my response letter.

Thank You

AnnaMaria Valastro

On 2023-07-20 17:14, Bush, Anastasia wrote:

Good afternoon, Ms. Valastro.

Please see the attached Notice of Meeting from the City Clerk's Office for your attention and action. A hardcopy of this communication was sent to you today by registered mail.

Thank you kindly,  
Anastasia



**Anastasia Bush** (she/her)  
Administrative Assistant II  
City Clerk's Office  
Legal Services  
City of London

PO Box 5035, London ON N6A 4L9  
P: 519.661.CITY (2489) x 5422 | Fax: 519.661.4892  
[abush@london.ca](mailto:abush@london.ca) | [www.london.ca](http://www.london.ca)

The City of London is situated on the traditional lands of the Anishinaabek, Haudenosaunee, Lūnaapéewak and Attawandaron. We honour and respect the history, languages and culture of the diverse Indigenous people who call this territory home. The City of London is currently home to many First Nations, Métis and Inuit today. As representatives of the people of the City of London, we are grateful to have the opportunity to work and live in this territory.

## Response to Compliance Audit Request for AnnaMaria Valastro, Registered Third Party Advertiser.

### Municipal Elections Act, Sections:

#### Section 88, 26: Duties of third party advertisers;

I did not solicit any contributions therefore I did not open a special elections account. The \$50 I spent on flyers and gas was my own money, and it did not make sense to open a special elections account simply to withdrawal my own funds and deposit them into a new account, to then withdrawal the funds again to pay for flyers.

I don't really understand how someone knows whether I opened a special account or not. I feel that this complaint is predatory, and would appreciate the Committee asking, on my behalf, how the complaint knows I did not open an elections account. I have good reason to be concerned, as you will see moving forward, that being an outspoken advocate, I am susceptible to harassing comments from strangers that could lead to harassing actions. So, I am concerned.

#### Section 88, 27: Effect of default by registered third party

I don't believe this section applies. I visited London's Election Office requesting the appropriate form for third party advertisers to file their final report and was given a candidate's form. I pointed this out to the clerk at the Elections Office and they assured me this was the correct form. I also received the attached email from the Elections Office. If I made a filing error, it was because the information I received was confusing. I did not research the forms myself, and relied on the Election's Office for guidance. The Municipal Elections Act is difficult to follow if you are not accustomed to reading legal documents. I did not act, in anyway, in bad faith, just not so good in navigating a new system.

## Financial Filing Information

From [Elections](#) on 2023-02-21 09:33

[Details](#) [Plain text](#)

- Notice of Penalties - Third Party Advertisers - 2022.docx(~68 KB)

- Form 4 - Financial Statement.pdf(~1.7 MB)

Good Morning,

As a reminder, the filing date for Financial Statements is **March 31, 2023, at 2:00 PM**, in accordance with the *Municipal Elections Act, 1996*. All registered Third Party Advertisers are required to file in-person. The Elections Office is located on the second floor of City Hall and the hours of operation are Monday through Friday, 8:30 AM – 4:30 PM.

**Please note this notice is sent to all registered third party advertisers who filed a nomination in the 2022 City of London Municipal Election regardless of if they have filed a Financial Statement – Auditor’s Report – Form 4.**

Please contact the Elections Office by phone at 519-661-4535 or by email to [elections@london.ca](mailto:elections@london.ca) if you have any questions.

Kind Regards,

**Elections Office**  
Municipal Election Clerk  
City of London

London ON N6A 4L9  
P: 519.661.4535  
[elections@london.ca](mailto:elections@london.ca) | [www.london.ca/election](http://www.london.ca/election)

Section 88, 28: Campaign period for registered third parties

I registered in May 2022 as a third party advertiser to protect myself during the election cycle because I am an outspoken advocate and knew that I would raise issues that were important to me during the election. At times, I use flyers to reach out to my community and flyers cost money and hence the need to register as a third party. I believe I did comply with the campaign period. I filed on time, did not accept any contributions and did not spend any further money on the election after voting day. I don't understand this complaint as the complainant did not provide details so I may respond in detail.

Section 88, 29 Financial statements, etc., of registered third parties

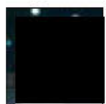
In the form I submitted to the city election office – Form 4 – I confirmed a donation of \$600 to mayoral candidate Dan Lanert. I did not fill out any other

forms, so I am not certain which 'form' the complainant is referencing. I called the election office asking whether I needed to include donations I made using my own money and unrelated to third party advertising and I received no guidance from staff. I suppose this is protocol. To be safe, I included my donations to candidates, but I question whether this is an appropriate complaint against a third party advertiser.

#### 88.5 Mandatory information in third party advertisements.

The information on the flyer I produced includes the registered contact information 'Abetterlondon@execulink.com' but not my personal name. I did not originally add the City because it seemed obvious that it spoke to the London Municipal Election. Adding the city seemed redundant. However, after a complaint was filed about the flyer, soon after I began distributing it, I did add 'London, Ontario'.

I did not however add my personal name because I was concerned about harassment. Below is a sample of 'tweets' I found on Twitter about myself in response to news stories in which I was mentioned. During the election, as my name was easily available with the registered contact email on the flyer, I did receive attacking 'tweets'. Even though I am toughed skinned, there is something about social media attacks that I find very unsettling. They are sent by total strangers and I feel this makes them more threatening and vicious. As social media can have a far reaching audience, it makes it difficult to track all the comments in which you are mentioned. For example, I was unaware that I was being mentioned in the news stories below which triggered this exchange of angry tweets.



Why the [REDACTED] does ANYONE take head to ANYTHING AnnaMaria Valastro has to say? Serial complainer, naysayer, and nobody.  
7:11 PM · May 9, 2022



[REDACTED]

[REDACTED]

@ [REDACTED]

|

May 9, 2022

Replying to

@ [REDACTED]

"This is exactly what (the public) rejected, a wall around the park," **AnnaMaria Valastro** tells politicians about public meetings held to discuss the Vic Park secondary plan. Only one councillor showed up to those meetings, she says. In turn, public voice "silenced" on this plan.

[REDACTED]

@ [REDACTED]

|

May 9, 2022

Replying to

@NeedlesOnNews

The fact that anyone is listening to any [REDACTED] words that come out of **AnnaMaria Valastro's** mouth is [REDACTED] astonishing.

As the email contact information led to my name, anyone could have easily learned who was 'Abetterlondon' if it was so important to them, but being once removed made me feel safer and that's why I did not add my personal name.

The rules governing third party advertisers in the Municipal Elections Act don't apply to 'mom and pop' activists that want to raise kitchen sink issues. They are written for larger and richer entities that immerse themselves in multiple municipal elections and can use their corporate names. These larger entities do not use their personal names on their advertising. It is too dangerous. In this spirit, I created

'Abetterlondon' and that was the name I placed on the flyer. It served both as a contact and sponsor/advertiser.

Sincerely

AnnaMaria Valastro

**From:** [REDACTED]  
**To:** [Bush, Anastasia](#); [Corman, Sarah](#); [Raycroft, Jeannie](#)  
**Subject:** [EXTERNAL] Fwd: Financial Filing Information  
**Date:** Tuesday, July 25, 2023 11:11:58 PM  
**Attachments:** [image001.png](#)  
[Notice of Penalties - Third Party Advertisers - 2022.docx](#)  
[Form 4 - Financial Statement.pdf](#)  
**Importance:** High

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This email was 'cut and paste' into my response letter re: a complaint by John Fyfe-Millar against AnnaMaria Valastro, Third Party Advertiser

Thank You

AnnaMaria Valastro

----- Original Message -----

**Subject:** Financial Filing Information  
**Date:** 2023-02-21 09:33  
**From:** Elections <Elections@london.ca>  
**To:** Elections <Elections@london.ca>  
**Cc:** Elections <Elections@london.ca>

Good Morning,

As a reminder, the filing date for Financial Statements is **March 31, 2023, at 2:00 PM**, in accordance with the *Municipal Elections Act, 1996*. All registered Third Party Advertisers are required to file in-person. The Elections Office is located on the second floor of City Hall and the hours of operation are Monday through Friday, 8:30 AM – 4:30 PM.

**Please note this notice is sent to all registered third party advertisers who filed a nomination in the 2022 City of London Municipal Election regardless of if they have filed a Financial Statement – Auditor’s Report – Form 4.**

Please contact the Elections Office by phone at 519-661-4535 or by email to [elections@london.ca](mailto:elections@london.ca) if you have any questions.

Kind Regards,



**Elections Office**  
Municipal Election Clerk  
City of London

London ON N6A 4L9  
P: 519.661.4535  
[elections@london.ca](mailto:elections@london.ca) | [www.london.ca/election](http://www.london.ca/election)





London  
CANADA

300 Dufferin Avenue  
P.O. Box 5035  
London, ON  
N6A 4L9



February 21, 2023

Attention: To All Registered Third Parties for the City of London

## **NOTICE OF FILING REQUIREMENTS AND PENALTIES**

*Subsection 88.29 (7) Municipal Elections Act, 1996*

At least 30 days before the filing date, the clerk shall give notice of the filing requirements under subsection 88.29 and the penalties set out in subsections 88.27 (1) and 92 (4) to every registered third party that registered in the municipality.

### **Section 88.27**

#### **Effect of default by registered third party**

**88.27** (1) Subject to subsection (6) and in addition to any other penalty that may be imposed under this Act, an individual, corporation or trade union that is registered as a registered third party in relation to an election in a municipality is not entitled to register in relation to a subsequent election in the municipality until after the next regular election has taken place,

- (a) if the registered third party fails to file a document as required under section 88.29 or 88.32 by the relevant date;
- (b) if a document filed under section 88.29 shows on its face a surplus, as described in section 88.31, and the registered third party fails to pay the amount required by subsection 88.31 (4) to the clerk by the relevant date;
- (c) if a document filed under section 88.29 shows on its face that the registered third party has incurred expenses exceeding what is permitted under section 88.21; or
- (d) if a document filed under section 88.32 shows on its face a surplus and the registered third party fails to pay the amount required by that section by the relevant date. 2016, c. 15, s. 61.

#### **Notice of default**

(2) In the case of a default described in subsection (1), the clerk shall notify the registered third party in writing that the default has occurred and shall make available to the public the name of the registered third party and a description of the nature of the default. 2016, c. 15, s. 61.

## **Application to court**

(3) The registered third party may, before the last day for filing a document under section 88.29 or 88.32, apply to the Superior Court of Justice to extend the time for filing the document under that section and, if the court is satisfied there are mitigating circumstances justifying a later date for filing the document, the court may grant an extension for the minimum period of time necessary to enable the registered third party to file the document but the court shall not grant an extension of more than 90 days. 2016, c. 15, s. 61.

## **Notice to clerk**

(4) If a registered third party makes an application under subsection (3), the registered third party shall notify the clerk in writing before 2 p.m. on the last day for filing a document under section 88.29 or 88.32 that the application has been made. 2016, c. 15, s. 61.

## **Effect of extension**

(5) If the court grants an extension under subsection (3), the penalty set out in subsection (1) applies only if the registered third party has not filed the document before the end of the extension. 2016, c. 15, s. 61.

## **Cessation of penalty**

(6) The penalty set out in subsection (1) for a default described in clause (1) (a) does not take effect if, no later than 2 p.m. on the day that is 30 days after the applicable day for filing the document, the registered third party files the relevant document as required under section 88.29 or 88.32 and pays the clerk a late filing fee of \$500. 2016, c. 15, s. 61.

## **Late filing fee**

(7) The late filing fee is the property of the municipality. 2016, c. 15, s. 61.

## **Section 92**

### **Offences by registered third party**

(4) A registered third party is guilty of an offence and, on conviction, in addition to any other penalty that may be imposed under this Act, is subject to the penalty described in subsection 88.27 (1),

(a) if the registered third party incurs expenses that exceed the amount determined under section 88.21; or

(b) if the registered third party files a document under section 88.29 or 88.32 that is incorrect or otherwise does not comply with that section. 2016, c. 15, s. 68 (2).

### **Exception, action in good faith**

(5) However, if the presiding judge finds that the registered third party, acting in good faith, committed the offence inadvertently or because of an error in judgment, the penalty described in subsection 88.27 (1) does not apply. 2016, c. 15, s. 68 (2).

### **Additional penalty, registered third parties**

(6) If the expenses incurred by or under the direction of a registered third party exceed the amount determined under section 88.21, the registered third party is liable to a fine equal to the excess, in addition to any other penalty provided for in the Act. 2016, c. 15, s. 68 (2).

**Instructions**

All candidates must complete Boxes A and B. Candidates who receive contributions or incur expenses must complete Boxes C, D, Schedule 1 and Schedule 2 as appropriate. Candidates who receive contributions or incur expenses in excess of \$10,000 must also attach an Auditor's Report.

All surplus funds (after any refund to the candidate or their spouse) shall be immediately paid to the clerk who is responsible for the conduct of the election.

For the campaign period from (day clerk received nomination) 

YYYY	MM	DD
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 to 

YYYY	MM	DD
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- Initial filing reflecting finances from start of campaign to December 31 (or 45 days after voting day in a by-election)
- Supplementary filing reflecting finances from start of campaign to end of extended campaign period

**Box A: Name of Candidate and Office**

Candidate's name as shown on the ballot	
Last Name or Single Name	Given Name(s)
Office for Which the Candidate Sought Election	Ward Name or Number (if any)
Municipality	

Spending Limit	Parties and Other Expressions of Appreciation	Contribution Limit
General		Contributions from Candidate and Spouse
\$	\$	\$

I did not accept any contributions or incur any expenses. (Complete Boxes A and B only)

**Box B: Declaration**

I, \_\_\_\_\_, declare that to the best of my knowledge and belief that these financial statements and attached supporting schedules are true and correct.

\_\_\_\_\_  
Signature of Candidate \_\_\_\_\_  
Date (yyyy/mm/dd)

Date Filed (yyyy/mm/dd)	Time Filed	Initial of Candidate or Agent (if filed in person)	Signature of Clerk or Designate



2.	_____	+ \$	_____
3.	_____	+ \$	_____
4.	_____	+ \$	_____
5.	_____	+ \$	_____
<b>Total Expenses subject to spending limit for parties and other expressions of appreciation</b>		= \$	<b>C3</b>

**3. Expenses not subject to spending limits**

Accounting and audit	_____	+ \$	_____
Cost of fundraising events/activities (list details in Part IV of Schedule 2)	_____	+ \$	_____
Office expenses incurred after voting day	_____	+ \$	_____
Phone and/or internet expenses incurred after voting day	_____	+ \$	_____
Salaries, benefits, honoraria, professional fees incurred after voting day	_____	+ \$	_____
Bank charges incurred after voting day	_____	+ \$	_____
Interest charged on loan after voting day	_____	+ \$	_____
Expenses related to recount	_____	+ \$	_____
Expenses related to controverted election	_____	+ \$	_____
Expenses related to compliance audit	_____	+ \$	_____
Expenses related to candidate's disability (provide full details)			
1.	_____	+ \$	_____
2.	_____	+ \$	_____
3.	_____	+ \$	_____
4.	_____	+ \$	_____
5.	_____	+ \$	_____
Other (provide full details)			
1.	_____	+ \$	_____
2.	_____	+ \$	_____
3.	_____	+ \$	_____
4.	_____	+ \$	_____
5.	_____	+ \$	_____
<b>Total Expenses not subject to spending limits</b>		= \$	<b>C4</b>

**Total Campaign Expenses (C2 + C3 + C4)** = \$ \_\_\_\_\_ **C5**

**Box D: Calculation of Surplus or Deficit**

Excess (deficiency) of income over expenses (Income minus Total Expenses) (C1 – C5)	_____	+ \$	_____	<b>D1</b>
If there is a surplus, deduct any refund of candidate's or spouse's contributions to the campaign	_____	- \$	_____	
Surplus (or deficit) for the campaign		= \$	_____	<b>D2</b>

If line D2 shows a surplus, the amount must be paid in trust, at the time the financial statements are filed, to the municipal clerk who is responsible for the conduct of the election.

**Schedule 1 – Contributions**

**Part I – Summary of Contributions**

Contributions in money from candidate and spouse	+ \$	
Contributions in goods and services from candidate and spouse (include value listed in Table 1 and Table 2)	+ \$	
Total value of contributions not exceeding \$100 per contributor • Include ticket revenue, contributions in money, goods and services where the total contribution from a contributor is \$100 or less (do not include contributions from candidate or spouse).	+ \$	
Total value of contributions exceeding \$100 per contributor (from line 1B; list details in Table 3 and Table 4) • Include ticket revenue, contributions in money, goods and services where the total contribution from a contributor exceeds \$100 (do not include contributions from candidate or spouse).	+ \$	
<b>Less:</b> Ineligible contributions paid or payable to the contributor Contributions paid or payable to the clerk, including contributions from anonymous sources exceeding \$25	– \$	
	– \$	
<b>Total Amount of Contributions (record under Income in Box C)</b>	<b>= \$</b>	<b>1A</b>

**Part II – Contributions from candidate or spouse**

**Table 1: Contributions in goods or services**

Description of Goods or Services	Date Received (yyyy/mm/dd)	Value (\$)
<b>Total</b>		

Additional information is listed on separate supplementary attachment, if completed manually.

**Table 2: Inventory of campaign goods and materials from previous municipal campaign used in this campaign  
(Note: Value must be recorded as a contribution from the candidate and as an expense.)**

Description	Date Acquired (yyyy/mm/dd)	Supplier	Quantity	Current Market Value (\$)
<b>Total</b>				

Additional information is listed on separate supplementary attachment, if completed manually.

**Part III – Contributions exceeding \$100 per contributor – individuals other than candidate or spouse**

**Table 3: Monetary contributions from individuals other than candidate or spouse**

Name	Full Address	Date Received (yyyy/mm/dd)	Amount Received (\$)	Amount Returned to Contributor or Paid to Clerk (\$)
<b>Total</b>				

Additional information is listed on separate supplementary attachment, if completed manually.

**Table 4: Contributions in goods or services from individuals other than candidate or spouse  
(Note: Must also be recorded as Expenses in Box C.)**

Name	Full Address	Description of Goods or Services	Date Received (yyyy/mm/dd)	Value (\$)
<b>Total</b>				

Additional information is listed on separate supplementary attachment, if completed manually.

**Total for Part III – Contributions exceeding \$100 per contributor  
(Add totals from Table 3 and Table 4 and record the total in Part 1 – Summary of Contributions)**      \$ \_\_\_\_\_ **1B**

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**Schedule 2 – Fundraising Events and Activities**

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**Complete a separate schedule for each event or activity held.** Additional schedule(s) attached, if completed manually.

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**Fundraising Event/Activity 1**

Description of fundraising event/activity \_\_\_\_\_

Date of event/activity (yyyy/mm/dd) \_\_\_\_\_

**Part I – Ticket revenue**Admission charge (per person) \$ \_\_\_\_\_ **2A**

(If there are a range of ticket prices, attach complete breakdown of all ticket sales)

Number of tickets sold x \_\_\_\_\_ **2B****Total Part I (2A X 2B) (include in Part I of Schedule 1)** = \$ \_\_\_\_\_**Part II – Other revenue deemed a contribution**

Provide details (e.g., revenue from goods sold in excess of fair market value)

1.	_____	+ \$	_____
2.	_____	+ \$	_____
3.	_____	+ \$	_____
4.	_____	+ \$	_____
5.	_____	+ \$	_____

**Total Part II (include in Part I of Schedule 1)** = \$ \_\_\_\_\_**Part III – Other revenue not deemed a contribution**

Provide details (e.g., contribution of \$25 or less; goods or services sold for \$25 or less)

1.	_____	+ \$	_____
2.	_____	+ \$	_____
3.	_____	+ \$	_____
4.	_____	+ \$	_____
5.	_____	+ \$	_____

**Total Part III (include under Income in Box C)** = \$ \_\_\_\_\_**Part IV – Expenses related to fundraising event or activity**

Provide details

1.	_____	+ \$	_____
2.	_____	+ \$	_____
3.	_____	+ \$	_____
4.	_____	+ \$	_____
5.	_____	+ \$	_____

**Total Part IV Expenses (include under Expenses in Box C)** = \$ \_\_\_\_\_

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**Auditor's Report – *Municipal Elections Act, 1996* (Section 88.25)**

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A candidate who has received contributions or incurred expenses in excess of \$10,000 must attach an auditor's report.

Professional Designation of Auditor

Municipality		Date (yyyy/mm/dd)
<b>Contact Information</b>		
Last Name or Single Name		Licence Number
Given Name(s)		
Address		
Suite/Unit Number	Street Number	Street Name
Municipality		Postal Code
Province		
Telephone Number	Email Address	

The report must be done in accordance with generally accepted auditing standards and must:

- set out the scope of the examination
- provide an opinion as to the completeness and accuracy of the financial statement and whether it is free of material misstatement

Report is attached

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Personal information, if any, collected on this form is obtained under the authority of sections 88.25 and 95 of the *Municipal Elections Act, 1996*. Under section 88 of the *Municipal Elections Act, 1996* (and despite anything in the *Municipal Freedom of Information and Protection of Privacy Act*) documents and materials filed with or prepared by the clerk or any other election official under the *Municipal Elections Act, 1996* are public records and, until their destruction, may be inspected by any person at the clerk's office at a time when the office is open. Campaign financial statements shall also be made available by the clerk in an electronic format free of charge upon request.