



Hamilton

CITY OF HAMILTON

APPLICATION FOR ELECTION COMPLIANCE AUDIT¹

8.3 (a)

Applicant Information:

First Name: Pascale Last Name: Marchand

Mailing Address: [REDACTED]

E-mail Address: [REDACTED] Phone Number: [REDACTED]

Identify the address and type of property that qualifies you as an elector in Hamilton:
301 Houghton Ave S, Hamilton, ON

Requesting Compliance Audit of Election Campaign Finances of:

Name of Candidate: Cindy Kennedy

Candidate for office of: Mayor ☐ Councillor ☒ Registered Third Party ☐

Date of election for the office: October 24, 2022

I, the undersigned applicant:

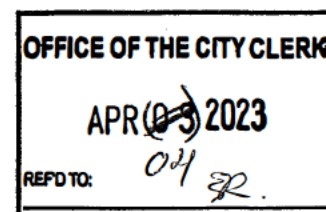
- 1) am an elector as defined under Section 17(2) of the *Municipal Elections Act, 1996*, namely a person who:
 - (a) resides in Hamilton or is the owner or tenant of land there, or the spouse of such owner or tenant;
 - (b) is a Canadian citizen;
 - (c) is at least 18 years old; and
 - (d) is not prohibited from voting under Section 17(3)² or otherwise by law.
- 2) have reasonable grounds for believing that the candidate or Registered Third Party has contravened the *Municipal Elections Act, 1996* relating to the candidate's or Registered Third Party election campaign finances.

Which sections of the *Municipal Elections Act, 1996* relating to election campaign finances do you believe have been contravened?

Section 88.25 - Candidates' financial statements and section 92 (1) - Offences re campaign finances

What are the reasonable grounds for your belief? (Attach supporting documentation, if any)

The Financial Statement - Auditor's Report Candidate - Form 4 for the candidate indicates that the candidate "did not accept any contributions or incur any expenses." However, the candidate had lawn signs during the election campaign, which would constitute an expense for an election campaign, as per the *Municipal Elections Act* (88.19).

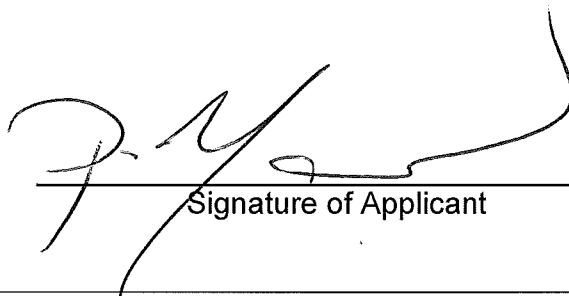


I, **Pascale Marchand**

, being an eligible elector in the City of Hamilton, believe the facts and information submitted above to be true, and I request a compliance audit of the candidate's or the Registered Third Party's election campaign finances.

April 4, 2023

Date



Signature of Applicant

This form contains information collected and maintained specifically for the purpose of creating a record available to the general public and may be inspected by any person at the Clerk's office at a time when the office is open. (Section 88(5) of the *Municipal Elections Act, 1996*).

¹Section 88.33(3) and 88.35(3) of the *Municipal Elections Act, 1996*:

The application must be made within 90 days after the latest of,

- (a) the filing date under section 88.30;
- (b) the candidate's supplementary filing date, if any, under section 88.30;
- (c) the filing date for the final financial statement under section 88.30; or
- (d) the date on which the candidate's extension, if any, under subsection 88.23(6) and 88.27(3) expires.

²Section 17(3) of the *Municipal Elections Act, 1996*:

The following are prohibited from voting:

- 1. A person who is serving a sentence of imprisonment in a penal or correctional institution.
- 2. A corporation.
- 3. A person acting as executor or trustee or in any other representative capacity, except as a voting proxy in accordance with section 44.
- 4. A person who was convicted of the corrupt practice described in subsection 90 (3), if voting day in the current election is less than five years after voting day in the election in respect of which he or she was convicted.



Sept. 10, 2022

**Financial Statement –
Auditor's Report Candidate – Form 4**
*Municipal Elections Act, 1996 (Section 88.25)***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
2021	07	05

 to

YYYY	MM	DD
2021	12	31

☒ 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

KENNEDY

Given Name(s)

CINDY LOUISE

Office for Which the Candidate Sought Election

COUNCILOR

Ward Name or Number (if any)

4

Municipality

HAMILTON

Spending Limit

General

\$ 28598.55

Parties and Other Expressions of Appreciation

\$

Contribution Limit

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

Cindy Kennedy
Signature of Candidate

2023 01 03
Date (yyyy/mm/dd)

Date Filed (yyyy/mm/dd)

Time Filed

2023/01/03

1:00PM

Initial of Candidate or Agent (if filed in person)

CK

Signature of Clerk or Designate

Tammy Reeves

City of Hamilton
JAN 03 2023
Elections

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	+ \$
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.	+ \$
2.	+ \$
3.	+ \$
4.	+ \$
5.	+ \$
6.	+ \$

Total Expenses subject to general spending limit

= \$ C2

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

1.	+ \$
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