



GOVERNMENTAL ETHICS COMMISSION

www.kansas.gov/ethics

Loretta Escobar
Treasurer for Vincent Escobar
1438 S 25th Street
Kansas City, KS 66226

August 27, 2012

Notification of Material Error or Omission
In A Receipts and Expenditures Report

RE: Receipts and Expenditures Report Due July 30, 2012
(Covering the Period January 1, 2012 thru July 26, 2012)

A review of your Receipts and Expenditures Report identified above indicates the material error(s) or omission(s) listed on the other side of this page. Such error(s) and omission(s) must be corrected within thirty (30) days of the date of this notice by filing an amended report.

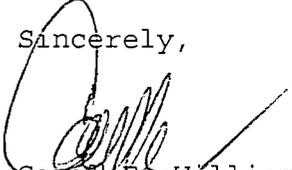
File the amended report within thirty (30) days with:

Secretary of State
120 SW 10th
Memorial Hall
Topeka, KS 66612

As provided by law, a copy of this notice has been made a part of your record in the Secretary of State's Office. The intentional failure to file an amended report within thirty (30) days is a class A misdemeanor. In addition, you may not accept contributions or make expenditures following the end of the thirty (30) day period if the amended report has not been filed.

Additional information and assistance may be obtained by writing or calling this office. If after having contacted this office substantial issues remain unresolved, you may within ten (10) days of receipt of this notice request a hearing before the Commission.

Sincerely,


Carol E. Williams
Executive Director

1. Schedule D (Other Transactions) of the July 30, 2012 report indicates a \$2000 out-of-pocket expenditure the candidate made to the campaign during this reporting period. Any expenditures made from personal funds which are not deposited into a campaign bank account, and not reimbursed during the same reporting period, are to be reported on Schedule B (In-Kind Contributions) from the donor, in addition to being disclosed as a loan on Schedule D if the loan(s) are to be reimbursed at a later date. An amended report must be filed listing the in-kind contribution on Schedule B and an amended cover summary page with the correct totals.
2. The July 30, 2012 report did not disclose a payment to the Secretary of State for the candidate's filing fee. If the filing fee was paid by the candidate from personal funds, it should be recorded on Schedule B (In-Kind Contributions) as an "in-kind" contribution from the candidate to the campaign. If the filing fee was paid from campaign funds, this expenditure should be listed on Schedule C (Expenditures & Other Disbursements). The July 30, 2012 report must be amended by showing the payment of the filing fee either on Schedule B or Schedule C and on the cover summary page.
3. K.S.A. 25-4146(b) states, "No contribution or other receipt shall be received or expenditure made, by or on behalf of a candidate, except payment of a filing fee: (1) until such candidate appoints a treasurer and makes the report required to the Secretary of State..." Numerous contributions were received and expenditures made prior to the date the candidate's Appointment of Treasurer or Candidate Committee form was filed on July 20, 2012.

This activity should not have occurred before the Appointment of Treasurer form was filed. No amendment to the July 30, 2012 report is necessary for this error. This notice is being provided for informational purposes.

If you have any questions, feel free to contact this office.