



**GOVERNMENTAL ETHICS COMMISSION**

[www.kansas.gov/ethics](http://www.kansas.gov/ethics)

David Slaughter  
Treasurer for Jeff Whitham  
2302 Estes Place  
Garden City, KS 67846

October 7, 2009

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

RE: Receipts and Expenditures Report Due October 27, 2008  
(Covering the Period July 25, 2008 thru October 23, 2008)

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 (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 10<sup>th</sup>  
Memorial Hall  
Topeka, KS 66612

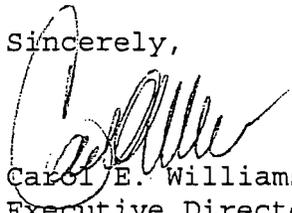
AND

The Candidate's  
Home County Election  
Officer

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

K.S.A. 25-4153 (a)(1) states, "The aggregate amount contributed to a candidate and such candidate's committee . . . shall not exceed the following: for member of the house of representatives, . . . \$500 for each primary election . . . and an equal amount for each general election." The Whitham campaign reported receiving a \$500 contribution on 7-16-08 from Kansas Realtors PAC and an additional \$500 on 7-23-08. These contributions were received during the primary election period. However, it appears the \$500 contribution was reported twice by the campaign since the Kansas Realtors PAC reports giving only one \$500 contribution.

If in fact this contribution was reported twice by the campaign, an amended Schedule A (Contributions and Other Receipts) of the October 27, 2008 report must be filed removing this entry. This error causes the cover summary page to be incorrect, therefore, an amended cover summary page must also be filed.

However, if the campaign received two contributions from the Kansas Realtors PAC during the primary election cycle, pursuant to K.S.A. 25-4153, the campaign accepted a contribution in excess of the legal limit amounting to \$500. We would suggest that this contribution be refunded immediately. The return of this contribution should be noted on Schedule C (Expenditures and Other Disbursements) of the January 10, 2010 Receipts and Expenditures Report.

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