

***Warner Mendenhall, Attorney at Law
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3-2-2009

Law Director Max Rothal
City of Akron, Law Department
161 South High Street, Suite 202
Akron, OH 44308

Dear Law Director Rothal,

On behalf of all Akron citizens and my client Patti Longville, a resident and taxpayer of the City of Akron, I ask you to enforce the Akron City Charter § 5, Campaign Finance Reform Amendments. As you know, in 1998, two-thirds of Akron's voters supported these limitations on the corrupting influence of large contributions to local candidates. Despite overwhelming public support for campaign finance reform, Akron City Council and the Mayor have failed to perform their sworn duty to uphold the City Charter.

Mayor Plusquellic appears to be in flagrant violation of our local campaign finance laws based on his campaign finance report filings with the Clerk of the City of Akron and the Board of Elections. I have attached a list of donors from the 2007 campaign who gave over \$300 to the "Don Plusquellic Committee."

More recently, the Don Plusquellic Committee accepted \$10,000.00 from the Summit County Democratic Executive Committee. Clearly, the Mayor has violated the spirit and intent of the law. The amount he raised is inconsistent with your argument in *Frank v. City of Akron* before the Sixth Circuit Court of Appeals and United States Supreme Court that the \$300 contribution was to be given once "every four years."

The enabling legislation, offered by Mayor Plusquellic, to implement our campaign finance limits contains several specific penalties for noncompliance, including fines and a return of campaign contributions.

It is your duty as Law Director to enforce the Charter and Ordinances of the City of Akron. However, if you fail to act, please let this letter serve as a taxpayer demand letter submitted pursuant to O.R.C. § 733.59 which requires a written request be sent to the Law Director prior to filing suit to correct Charter violations committed by the City of Akron.

Please notify me by next Monday as to your intent to address these issues. If you choose not to remedy these violations of the Charter and Ordinances of the City of Akron, I will be forced to file taxpayer's action on behalf of all taxpayers and my client Patti Longville.

Sincerely,

A handwritten signature in cursive script, appearing to read "Warner Mendenhall".

Warner Mendenhall

Cc: Patti Longville

Don Plusquellic Committee

2007 Total Contributions/Investments Over \$300 Limit

First Name	Last Name	City	Amount	Employer
Cathy	Cavanaugh	Wadsworth	1100.00	Cavanaugh Building/Spouse
Anthony	Gorant	Akron	900.00	Akron General
Malcom	Donley	Chagrin Falls	900.00	Donley's
		Washington, DC	900.00	I.B.E.W.-C.O.P.E.
Paul	Thomarios	Akron	900.00	Thomarios
Ronald	Peckham	Liverpool, NY	800.00	C & S Engineers Inc.
Tom	Mosure	Youngstown	800.00	MS Consultants
Dave	Mosure	Youngstown	800.00	MS Consultants
Anthony	Manna	Akron	800.00	Signet Enterprises, LLC
Paul	Glenchur	Vienna, VA	800.00	Stanford Washington Research Group
Michael	Wojno	Akron	800.00	Wojno Development
Gerald	Holland	Cuyahoga, Falls	650.00	City of Akron
John	Dodovich	Akron	600.00	Akron Legacy Real Estate, LLC
Gary	Hoffman	Sagamore Hills	600.00	Arcadis
Gary	Johnson	Akron	600.00	Arcadis
Elizabeth	Johnson	Akron	600.00	Arcadis
Phillip	Covell	Temperance, M.	600.00	Arcadis
Margaret	Cordray	Grove City	600.00	Capital University
Dan	Poczek	Bedford	600.00	Dan Poczek for Mayor Committee
Anthony	Alexander	Akron	600.00	First Energy
Joel	Bailey	Akron	600.00	First Energy
Lynnette	Cavalier	Richfield	600.00	First Energy
Mark	Clark	Akron	600.00	First Energy
Malcom	Costa	Akron	600.00	First Energy
Richard	Grigg, Jr	Richfield	600.00	First Energy
Joseph	Hagan	Ocean City, NJ	600.00	First Energy
Kimberly	Jones	Akron	600.00	First Energy
Charles	Lasky	Poland	600.00	First Energy
Gary	Leidich	Fairlawn	600.00	First Energy
Marsha	Luff	Akron	600.00	First Energy
David	Luff	Akron	600.00	First Energy
Richard	Marsh	Fairlawn	600.00	First Energy
Guy	Pipitone	Copley	600.00	First Energy
Donald	Schneider	Poland	600.00	First Energy
Leila	Vespoli	Akron	600.00	First Energy
Thomas	Welsh	Akron	600.00	First Energy
		Delware	600.00	Floyd Browne Group
Anthony	Alexander Jr	Akron	600.00	Full time student
Becky	Alexander	Akron	600.00	Homemaker
Janda	Bailey	Akron	600.00	Homemaker
Cathy	Clark	Akron	600.00	Homemaker
Joanne	Grigg	Richfield	600.00	Homemaker
Shirley	Hagan	Ocean City, NJ	600.00	Homemaker
Debra	Lasky	Poland	600.00	Homemaker
Eileen	Leidich	Fairlawn	600.00	Homemaker
Joan	Marsh	Fairlawn	600.00	Homemaker
Renee	Pipitone	Copley	600.00	Homemaker
Annalisa	Schneider	Poland	600.00	Homemaker
Leonard	Neal	Lodi	600.00	KB Central Ohio

Don Plusquellic Committee

2007 Total Contributions/Investments Over \$300 Limit

William	Scala	Akron	600.00	Kenmore Construction
Paul	Scala	Akron	600.00	Kenmore Construction
Gregory	Kurtz	Independence	600.00	Kurtz Bros Inc.
Ricardo	Perez	Canton	600.00	Lockhead Martin
Anthony	Vespoli	Akron	600.00	NICE Systems Inc
Anthony	Rodriguez	Akron	600.00	Retired
Kathleen	Welsh	Akron	600.00	Retired
		Youngstown	600.00	Sciontino For Auditor
David	Bennett	Fairlawn	600.00	Self Employed
Constance	Ciraldo	Silver Lake	600.00	Summit Construction/spouse
Anthoni	Visconsi, II	Moreland Hills	600.00	Vinconsi Co Ltd
Kathryn	Belfance	Akron	550.00	Kathryn A. Belfance & Associates
Dave	Jursik	Akron	500.00	Akron Legacy Real Estate, LLC
Debbie	Robinson	Akron	500.00	Akron Legacy Real Estate, LLC
Richard	Pucak	Mentor	500.00	Akron Thermal L.P.
Marie	Pucak	Mentor	500.00	Akron Thermal L.P.
Janet	Hoffman	Sagamore Hills	500.00	Arcadis
		Akron	500.00	Arcadis FPS Inc. P.A.C.
Robert	Konstand	Akron	500.00	Attorney
Dean	Konstand	Akron	500.00	Attorney
Charles	Luken	Cincinnati	500.00	Calfee, Halter & Griswold LLP
Thomas	Cavanaugh	Wadsworth	500.00	Cavanaugh Building
Michael	Cavanaugh	Wadsworth	500.00	Cavanaugh Building
Barbara	Cavanaugh	Wadsworth	500.00	Cavanaugh Building
Robert	Cooper	Akron	500.00	CBRE
Mary	Spalding	Akron	500.00	Cutler
Patricia	Daley	Vienna, VA	500.00	Daley Policy Group
Anthony	Didado	Akron	500.00	Didado Electric
Thomas	Dillon	Akron	500.00	Dillon International inc.
A.	Siebert	Westerville	500.00	DLZ Ohio, Inc.
Julie	Yokopenic	Lake Elmo, MN	500.00	EMA
Craig	Yokopenic	Lake Elmo, MN	500.00	EMA
Deborah	Graef	Akron	500.00	Executive Properties
Dwayne	Groll	Copley	500.00	Floyd Browne Group
Jay	Shutt	Marion	500.00	Floyd Browne Group
Mrs.	Stephens	Akron	500.00	G. Stephens Inc.
Glen	Stephens	Akron	500.00	G. Stephens Inc.
John	Smith	Mogadore	500.00	H.M. Miller Construction Co.
Mary	D'Andrea	Cuyahoga, Falls	500.00	Homemaker
Gary	Didado	Akron	500.00	J.W. Didado Electric
Bryan	McCoy	Medina	500.00	McCoy Associates, Inc.
Barbara	McCoy	Medina	500.00	McCoy Associates, Inc.
Alan	Woll	Akron	500.00	Network Polymers, Inc.
Lori	Lawrence	Peninsula	500.00	Oriana House
James	Lawrence	Peninsula	500.00	Oriana House
Al	Spalding	Akron	500.00	Retired
Patrick	D'Andrea	Cuyahoga, Falls	500.00	Self Employed
Alan	Ederer	Fairlawn	500.00	Self Employed
Lorin	Schultz	Fairlawn	500.00	Self Employed
Karen	Manna	Akron	500.00	Signet Enterprises, LLC

Don Plusquellic Committee

2007 Total Contributions/Investments Over \$300 Limit

Elizabeth	Bartz	Akron	500.00	State and Federal Communications, Inc.
John	Chames	Akron	500.00	State and Federal Communications, Inc.
Raquel	Berroteran	Silver Lake	500.00	The Berroteran Group
Lois	Berroteran	Silver Lake	500.00	The Berroteran Group
Wanda	Delwert	Stow	500.00	The Ruhlin Company
Michael	Delwert	Stow	500.00	The Ruhlin Company
R.	McCarthy	Cuyahoga, Falls	500.00	The Ruhlin Company
Elizabeth	McCarthy	Cuyahoga, Falls	500.00	The Ruhlin Company
Susan	Ruhlin	Medina	500.00	The Ruhlin Company
James	Ruhlin	Medina	500.00	The Ruhlin Company
Loraine	Bees	Youngstown	500.00	Thermal Ventures II, LP
Jeffrey	Bees	Youngstown	500.00	Thermal Ventures II, LP
Robert	Holland	Tallmadge	500.00	Thomarios
Onie	Yovanovich	Akron	500.00	Tramonte Distributing
Louis	Yovanovich	Akron	500.00	Tramonte Distributing
Virginia	Burgess	Uniontown	500.00	URS
Michael	Burgess	Uniontown	500.00	URS
Sue	Smith	Akron	500.00	URS
Eric	Smith	Akron	500.00	URS
Thomas	Wichert	Cuyahoga, Falls	500.00	Wichert Insurance Services, Inc.
Julie	Wichert	Cuyahoga, Falls	500.00	Wichert Insurance Services, Inc.
Jan	Wojno	Akron	500.00	Wojno Development
		Austin TX	400.00	Bruce Todd Public Affairs
Lucille	Unrue	Stow	400.00	Floyd Browne Group
John	Batten	New York, NY	400.00	Malcolm Pirnie, Inc
Charles	Booth	Akron	400.00	Retired
Thomas	Sawyer	Akron	400.00	State Senator
Andy	Padrutt	North Canton	400.00	The Andy Padrutt Committee
James	Payne	Akron	350.00	Retired
William	Whitaker	Akron	325.00	Attorney
		Akron	325.00	Betty Sutton for Congress

Total 72900.00

SUMMARY

\$222,672 = total raised by Don Plusquellic Committee in 2007

130 = number of people who contributed beyond \$300 legal limit

\$72,900 = amount raised by these 130 people

\$39,000 = legal limit which can be raised by any 130 contributors (\$300 x 130)

\$33,900 = amount raised in excess of \$300 limit to be returned to contributors/investors

15.2% = percent of contributions raised in excess of \$300 limit

Employer of contributors/investors who gave largest amount over \$300 limit:

First Energy: \$5100 Cavanaugh Bldg: \$1400 Arcadis: \$1200

Ruhlin Co: \$1200 MS Consultants: \$1000 Thomarios: \$800

Analysis based on Summit Co. Board of Elections reports from 7/31/07, 8/30/07 and 10/25/07

Visit us at www.53.com

SUMMIT CO DEMOCRATIC
EXECUTIVE COMMITTEE
POLITICAL FUND
438 GRANT STREET
AKRON, OH 44321

3437

0-27-1410
0015664140

4-17-08

EXACT

Pay to the Order of Don Pusgetter Committee \$ 5,000.00

Five Thousand & 00/100 Dollars



FIFTH THIRD BANK

Donald W. Bobbitt

for

⑆04100271AE 0018664143⑆ 3437 ⑆000050000⑆

SUMMIT CO DEMOCRATIC
EXECUTIVE COMMITTEE
POLITICAL FUND
438 GRANT STREET
AKRON, OH 44311

6-27-08
0816054143

3457

6-27-08 UNIC

Pay to the Order of Don Pusey Public Committee \$ 5,000.00

Five thousand & no/100 Dollars



FIFTH THIRD BANK

Don Pusey

For

⑆041002711⑆ 0016564443⑆ 3457 ⑈0000500000⑈