

# KERRY MORRIS

June 8, 2015

## Elections BC

P.O. Box 9275 Stn Prov. Govt.  
Suite 100 - 1112 Fort Street  
Victoria, BC, V8W9J6

**Attention: Messers Louise Sawdon, Keith Archer, Nancy Southcott, M. Nolan Western  
and Arnav Nagpal**

**Re: Campaign Finance - Play Time Gaming - Elector Organizations - Third Party Sponsors**

The Mayor of the City of North Vancouver recently filed an amended Campaign Finance Disclosure Statement. In that statement, he alleged additional expenses bringing his total election expenses to \$99,034.75. I am aware that the Mayor held an election night party. This party was video recorded by a Langara college student named Mr. Chris Slatter working for the Vancouver Province. The video clip is 42 seconds in duration, posted on YouTube, and appears to be shot at the Pinnacle Ballroom at the foot of Lonsdale in North Vancouver. A copy of that interview at the party has been attached at the link: (<http://ca.search.yahoo.com/search?p=darrell+mussatto+videos+2014&fr=ipad>).

I have examined the disclosure statements of Darrell Mussatto, and I do not see the expenses associated with his after party at the Pinnacle Hotel in his campaign finance disclosure statements. Nor do I see a shared expense in relation to this party in any of his Mussatto 'Slate' member disclosure statements. Could you please determine if this expense was declared, and if so, where and how much. If not declared, does this form an undeclared election night campaign expense donated by Pinnacle, Onni, both or others, not properly disclosed, contrary to the Act?

Further, the Mayor has disclosed an additional campaign donation which he now claims was paid to him by Councillor Craig Keating, in the amount of \$7,639.10. In the original campaign disclosure statements of Mr. Craig Keating, I did not see any admission of a donation in this amount to the Mayor's campaign. Could you please inform me if the source of these monies was indeed Councillor Keating, or if these monies were given to councillor Keating, by way of passing through his campaign account from others, and then went beyond Mr. Keating's account to the election campaign of Mayor Mussatto. If this was in fact a pass through campaign contribution from another entity, is this laundering function, which blinds the money source, not the act of a political party, and was the Mussatto 'Slate' not properly required to register as a party or 'Slate' in advance in such circumstances?

The fact of the Mayors increase in election expense and campaign contributions was the subject of a North Shore News story, and an interview given to that firms reporter Mr. Brent Richter. A copy of that news story has been attached at the link: (<http://kerrymorris.ca/wp-content/uploads/2015/06/Mussato-Discloses-26K-of-Additional-Election-Expenses-A-Once-Upon-Time-Teacher-That-Cant-Add.jpg>).

The interview of Darrell Mussatto by reporter Brent Richter identified the following quote by Mayor Mussatto:

The interview implies that Mayor Mussatto had no advance knowledge of Mr. Nellis' intention to operate an independent phone bank on behalf of the Mussatto 'Slate'. As Mr. Mussatto acted as his own financial agent, it is clear that a bonafide

"I disclosed that I had received a donation but I hadn't put it on my expense side so it made it look like I had money," Mussatto said. "The people at Elections BC have been very helpful. They totally understood my situation and empathized. They said these are very complex documents and it's a lot of accounting you have to learn how to do."

Further muddying the waters was the fact the mayor shared campaign expenses and donations with six other candidates, including Keating and Couns. Linda Buchanan and Holly Back. Much of their shared contributions came in the form of donated staff time from K&T Properties to work in a campaign phone bank supporting Mussatto and his allies.

Mussatto has been facing backlash for the donation on and off council as K&T's affiliate Playtime Gaming is currently petitioning the city to overturn its ban on commercial gambling. Mussatto said he never had any discussions with the company before they contributed staff to his phone bank. Instead, the donation likely came because of his stance on gaming over his many terms on council, Mussatto said.

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contribution would have required his advance knowledge. Accordingly, I believe that Mr. Nellis' company Playtime was required to register as a third party elector organization and, contrary to the law, did not. Please provide an explanation and an opinion on this point. Thank you.

As already discussed in earlier communications which thus far remain unanswered, K&T Properties is not a business registered with WorkSafeBC, and thus they could not possibly have been in a position to make an in-kind donation of paid staff to the Mussatto 'Slate'. Accordingly we ask that this matter be fully and better investigated, and that ElectionsBC report back on all these issues. However, even if they had lawfully been in a position to make an in-kind donation, a position I vehemently deny as being possible, the fact that the Playtime phone-bank acted for all members of the Slate suggests that the cost allocation is rightfully a matter for ElectionBC's consideration. I respectfully request an investigation into the full number of Playtime employees engaged in the Phone-Bank activities, and accounting of their actual time cards, office space and phone system costs, and a determination of the allocation between 'Slate' candidates was appropriate. Thank you.

As both a resident of BC and a candidate in the last municipal election, I can tell you that people in our community are bluntly saying that if ElectionsBC simply requires an apology for improper conduct post election, and resubmission of the forms without being held accountable for wrongful conduct by way of concrete action, then in future you are going to be overwhelmed with breach of law in the next election as people are openly saying: "...it is easier to ask for forgiveness than permission, and there are no consequences for wrongful conduct." That is not a good impression with which to leave either the electorate or candidates.

Please confirm by email the time at which I might expect a response to the issues identified above.

Respectfully,

"Kerry Morris"

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