

STATE OF SOUTH CAROLINA)	
)	OFFICE OF THE SOUTH CAROLINA
COUNTY OF RICHLAND)	SECRETARY OF STATE
)	
)	DIVISION OF PUBLIC CHARITIES
IN RE:)	
)	
Strategic Fundraising, Inc.,)	NOTICE OF VIOLATION
)	AND ADMINISTRATIVE FINE
)	
Respondent.)	
)	
)	
)	

TO: Strategic Fundraising, Inc.
c/o Michele Shuster, Esquire
Mac Murray, Petersen & Shuster LLP
6530 West Campus Oval, Suite 210
New Albany, Ohio 43054

The South Carolina Secretary of State, Division of Public Charities (hereinafter referred to as "Secretary"), as administrator of the South Carolina Solicitation of Charitable Funds Act, S.C. Code of Laws §33-56-10, et. seq. (hereinafter "Act"), states as follows:

Statement of Applicable Law

- 1) Strategic Fundraising, Inc. (hereinafter "Respondent") is a "professional solicitor" as defined in S.C. Code of Laws §33-56-20(9), and is currently registered with the Secretary as a professional solicitor under Registration No. P14079. Strategic Fundraising, Inc. also does business under the name of SFI NonProfit, which is registered as a d/b/a with the Secretary.
- 2) S.C. Code of Laws §33-56-70(D) provides that solicitations or services pursuant to a contract or agreement between a charitable organization and a professional solicitor may not begin in the state of South Carolina until the contract or agreement has been filed with the Secretary of State and until both the charitable organization and the professional solicitor are registered properly with the Secretary of State.
- 3) S.C. Code of Laws §33-56-90(A) provides that at the initial time of solicitation, a professional solicitor must disclose its status as a "professional" or "paid" solicitor. The professional solicitor also must disclose the registered true name of the professional fundraising organization for which it works and the registered true name, location, and purpose of the charitable organization for which it is soliciting.

- 4) S.C. Code of Laws §33-56-90(A) further provides that, upon oral or written request of the solicited party, a professional solicitor must disclose the percentage of gross receipts with which the professional solicitor is compensated including the amount the professional solicitor must be reimbursed as payment for fundraising costs. The professional solicitor also must disclose the guaranteed minimum percentage of gross receipts to be remitted or retained by the charitable organization excluding the amount which the charitable organization must pay for fundraising costs.
- 5) S.C. Code of Laws §33-56-110(A) provides that a person may not act as a professional solicitor for a charitable organization subject to the Act without first having registered with the Secretary.
- 6) S.C. Code of Laws §33-56-120(A) provides that, in connection with the solicitation of contributions or the sale of goods or services for charitable purposes, a person shall not misrepresent or mislead, knowingly and wilfully, a person by any manner, means, practice or device.
- 7) S.C. Code of Laws §33-56-140(B) provides that if a professional solicitor fails to file a registration application, statement, report, or other information required to be filed with the Secretary of State under the Act, or otherwise violates the provisions of the Act, the Secretary of State must notify the delinquent professional solicitor of the violation by mailing a notice by certified mail, with return receipt requested, to its last known address.
- 8) S.C. Code of Laws §33-56-140(B) further provides that if the required registration application, statement, annual report, assurance of voluntary compliance, or other information is not filed, or if the existing violation is not discontinued, within fifteen (15) days after the formal notification or receipt of the notice, the Secretary of State may assess against the professional solicitor an administrative fine not to exceed two thousand dollars (\$2,000.00) for each separate violation.

Prior Notices and Assurance of Voluntary Compliance

- 9) On or about November 26, 2007, Respondent, through its solicitor employee Micolette Gervais, contacted Charles [REDACTED], a citizen of South Carolina, for the purpose of soliciting contributions for the charitable organization Food for the Hungry. During this solicitation, Ms. Gervais failed to disclose the true name of the professional fundraising organization for which she worked and the location of Food for the Hungry. In addition, during the course of the solicitation, Ms. Gervais stated that 100% of Mr. [REDACTED]'s donation would go to Food for the Hungry. Furthermore, Respondent had not registered Micolette Gervais as a professional solicitor with the Secretary prior to employing her to solicit charitable contributions in the state of South Carolina.

- 10) On or about December 4, 2007, the Secretary mailed a Notice of Violation to Respondent. In the Notice of Violation, the Secretary alleged that Respondent had violated S.C. Code of Laws §33-56-90(A) by failing to disclose Respondent's true name as a professional fundraising organization; that Respondent had violated S.C. Code of Laws §33-56-90(A) by failing to disclose the location of the charitable organization for which it was soliciting; that Respondent had violated the Act by failing to register Micolette Gervais as an individual professional solicitor with the Secretary; and that Respondent had violated the Act by misrepresenting that 100% of the solicited party's donation would go to the charitable organization for which Respondent was soliciting. Respondent was further notified that additional violations of these provisions of the Act may result in a fine of up to two thousand dollars (\$2,000.00) for each separate violation.
- 11) On or about June 14, 2008, Respondent, through its solicitor employee James Horsely, contacted Charles [REDACTED], a citizen of South Carolina, for the purpose of soliciting contributions for the charitable organization Food for the Hungry. At the initial time of the solicitation, Mr. Horsely failed to disclose his status as a "professional" or "paid" solicitor. In addition, Mr. Horsely failed to disclose the true name of the professional fundraising organization for which he worked and the location of Food for the Hungry. Furthermore, Respondent had not registered James Horsely as a professional solicitor with the Secretary prior to employing him to solicit charitable contributions in the state of South Carolina.
- 12) On or about July 28, 2008, the Secretary mailed a Notice to Discontinue Violations to Respondent. In the Notice to Discontinue Violations, the Secretary alleged that Respondent had violated S.C. Code of Laws §33-56-90(A) by failing to disclose its status as a "professional" or "paid" solicitor at the initial time of solicitation; that Respondent had violated S.C. Code of Laws §33-56-90(A) by failing to disclose Respondent's true name as a professional fundraising organization; and that Respondent had violated S.C. Code of Laws §33-56-90(A) by failing to disclose the location of the charitable organization for which it was soliciting. In the Notice to Discontinue Violations, Respondent was notified pursuant to S.C. Code of Laws §33-56-140(B) that any further violations of these provisions of the Act occurring after fifteen (15) days following receipt of the Notice would subject Respondent to an administrative fine not to exceed two thousand dollars (\$2,000.00) for each separate violation.
- 13) On or about July 28, 2008, the Secretary issued a Notice of Administrative Fine against Respondent in the amount of two thousand dollars (\$2,000.00), for violating S.C. Code of Laws §33-56-110 by failing to register James Horsely as an individual professional solicitor with the Secretary prior to employing him to solicit charitable contributions in the state of South Carolina, following receipt of the Notice of Violation on or about December 4, 2007.

- 14) On or about August 20, 2008, Respondent paid to the Secretary the administrative fine in the amount of two thousand dollars (\$2,000.00), for violating S.C. Code of Laws §33-56-110.
- 15) On or about March 20, 2009, Respondent, through its solicitor employee Tim Lyons, contacted Charles [REDACTED], a citizen of South Carolina, for the purpose of soliciting contributions for the charitable organization United States Olympic Committee. At the initial time of the solicitation, Mr. Lyons failed to disclose his status as a "professional" or "paid" solicitor. In addition, Mr. Lyons failed to disclose the true name of the professional fundraising organization for which he worked and the location of United States Olympic Committee. In addition, during the course of the solicitation, Ms. Gervais stated that 90% of Mr. [REDACTED]'s donation would go to United States Olympic Committee. Finally, Respondent had not registered Tim Lyons as a professional solicitor with the Secretary prior to employing him to solicit charitable contributions in the state of South Carolina.
- 16) On or about April 10, 2009, the Secretary issued a Notice of Administrative Fine against Respondent in the amount of two thousand dollars (\$2,000.00), for violating S.C. Code of Laws §33-56-110 by failing to register Tim Lyons as an individual professional solicitor with the Secretary prior to employing him to solicit charitable contributions in the state of South Carolina, following receipt of the Notice of Violation on or about December 4, 2007 and the Notice of Administrative Fine on or about July 28, 2008. In addition, the Secretary requested a recording of the phone call that was made to Charles [REDACTED] for the purpose of soliciting contributions for United States Olympic Committee on or about March 20, 2009.
- 17) On or about July 13, 2009, Respondent entered into an Assurance of Voluntary Compliance with the Secretary. Under the Assurance of Voluntary Compliance, Respondent agreed to remit to the Secretary administrative fines in the amount of six thousand dollars (\$6,000.00) for violations of the Act during the solicitation of Mr. Brown on or about March 20, 2009. Furthermore, Respondent agreed to abide by all of the laws of South Carolina and the South Carolina Solicitation of Charitable Funds Act (S.C. Code of Laws §33-56-10, et. seq.), including, but not limited to, the following specific provisions:
 - a. Respondent agreed that it would at all times while conducting solicitation activities in the state of South Carolina, maintain current and proper registration with the South Carolina Secretary of State, Division of Public Charities, including registration of each individual agent, representative and/or employee of Respondent, as required under S.C. Code of Laws §33-56-110(A);

- b. Respondent agreed that it would timely file all registration information, contracts, agreements and joint financial reports; as required under S.C. Code of Laws §33-56-70(A) and §33-56-110(A);
- c. Respondent agreed that its agents, representatives, and/or employees shall at the initial time of solicitation disclose its status as a "professional" or "paid" solicitor, as required under S.C. Code of Laws §33-56-90(A);
- d. Respondent agreed that its agents, representatives, and/or employees shall provide the registered true name of Respondent as a professional fundraising organization, as required under S.C. Code of Laws §33-56-90(A); and
- e. Respondent agreed that its agents, representatives, and/or employees shall provide the registered true name, location, and purpose of the charitable organization on whose behalf the solicitation is being made, as required under S.C. Code of Laws §33-56-90(A).

Notice to Discontinue Violations

Solicitation for an Unregistered Charitable Organization

- 18) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization NARAL Pro-Choice America:

Sandra [REDACTED]
Mrs. Sam [REDACTED]

Walter [REDACTED]
Shannon [REDACTED]

- 19) Because NARAL Pro-Choice America was not registered with the Secretary at the time Respondent solicited each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-70(D) which provides that solicitations or services pursuant to a contract or agreement between a charitable organization and a professional solicitor may not begin in the state of South Carolina until both the charitable organization and the professional solicitor are registered properly with the Secretary of State.
- 20) Pursuant to Section 33-56-140(B) of South Carolina Solicitation of Charitable Funds Act, the Secretary hereby notifies Respondent that any further violations of §33-56-70(D) in which Respondent engages in solicitation on behalf of a charitable organization in the state of South Carolina when the charitable organization is not properly registered with the Secretary of State, that occur fifteen (15) days following receipt of this Notice, shall subject Respondent to an administrative fine not to exceed two thousand dollars (\$2,000.00) for each separate violation.

Failure to Disclose Percentage of Gross Receipts
Remitted to the Charitable Organization

- 21) On or about June 18, 2014, Respondent contacted Lloyd [REDACTED], a citizen of South Carolina, for the purpose of soliciting contributions for the charitable organization Operation Smile. During the course of the solicitation, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose, upon oral request of the solicited party, the guaranteed minimum percentage of gross receipts to be remitted or retained by the charitable organization excluding the amount which the charitable organization must pay for fundraising costs.
- 22) Pursuant to Section 33-56-140(B) of South Carolina Solicitation of Charitable Funds Act, the Secretary hereby notifies Respondent that any further violations of §33-56-90(A) in which Respondent fails to disclose, upon oral request of the solicited party, the guaranteed minimum percentage of gross receipts to be remitted or retained by the charitable organization excluding the amount which the charitable organization must pay for fundraising costs, that occur fifteen (15) days following receipt of this Notice, shall subject Respondent to an administrative fine not to exceed two thousand dollars (\$2,000.00) for each separate violation.

Notice of Administrative Fine

Failure to Disclose "Professional" or "Paid" Solicitor
Status at Initial Time of Solicitation

- 23) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization Christian Advocates Serving Evangelism, d/b/a American Center for Law and Justice:

Mrs. Woodrow [REDACTED]
Judy [REDACTED]
Emmett [REDACTED]

Pauline [REDACTED]
Earline [REDACTED]
R.K. [REDACTED]

During the course of soliciting contributions from each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose its status as a "professional" or "paid" solicitor at the initial time of solicitation.

- 24) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization Environmental Defense Fund, Inc.:

Roseanne [REDACTED]
Melinda [REDACTED]

George [REDACTED]
Lenore [REDACTED]

During the course of soliciting contributions from each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose its status as a "professional" or "paid" solicitor at the initial time of solicitation.

- 25) On or about June 18, 2014, Respondent contacted Ken [REDACTED], a citizen of South Carolina, for the purpose of soliciting contributions for the charitable organization Foundation Fighting Blindness, Inc. During the course of the solicitation, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose its status as a "professional" or "paid" solicitor at the initial time of solicitation.
- 26) On or about June 18, 2014, Respondent contacted Cynthia [REDACTED], a citizen of South Carolina, for the purpose of soliciting contributions for the charitable organization Mothers Against Drunk Driving. During the course of the solicitation, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose its status as a "professional" or "paid" solicitor at the initial time of solicitation.
- 27) On or about June 18, 2014, Respondent contacted the residence of Gloria [REDACTED], a citizen of South Carolina, for the purpose of soliciting contributions for the charitable organization Mothers Against Drunk Driving. During the course of the solicitation, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose its status as a "professional" or "paid" solicitor at the initial time of solicitation.
- 28) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization NARAL Pro-Choice America:

Sandra [REDACTED]
Mrs. Sam [REDACTED]

Walter [REDACTED]
Shannon [REDACTED]

During the course of soliciting contributions from each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose its status as a "professional" or "paid" solicitor at the initial time of solicitation.

- 29) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization Operation Smile, Inc.:

Peggy [REDACTED]
Betti [REDACTED]
Marylouise [REDACTED]
Eugene [REDACTED]
Emmanuel [REDACTED]
John [REDACTED]
Patricia [REDACTED]
Lloyd [REDACTED]
Herbert [REDACTED]

Dennis [REDACTED]
Donna [REDACTED]
Alberta [REDACTED]
Victor [REDACTED]
George [REDACTED]
Wardell [REDACTED]
George [REDACTED]
Mrs. Jack [REDACTED]

During the course of soliciting contributions from each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose its status as a "professional" or "paid" solicitor at the initial time of solicitation.

- 30) On or about June 18, 2014, Respondent contacted Donald, a citizen of South Carolina, for the purpose of soliciting contributions for the charitable organization Special Olympics, Inc., and spoke to his wife. During the course of solicitation, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose its status as a "professional" or "paid" solicitor at the initial time of solicitation.

- 31) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization Special Olympics, Inc.:

Jennifer [REDACTED]
Kenneth [REDACTED]
Christine [REDACTED]
Martha [REDACTED]
Dorothy [REDACTED]
Miriam [REDACTED]
Eliazabeth [REDACTED]
Mrs. John [REDACTED]
Mrs. Harry [REDACTED]
Angela [REDACTED]
Mr. Janice [REDACTED]
Bill [REDACTED]
Mrs. Joseph [REDACTED]
Barbara [REDACTED]
Winfred [REDACTED]
Raymond [REDACTED]
Mr. Anne [REDACTED]
Hildred [REDACTED]
Rhett [REDACTED]
Robert [REDACTED]

Douglas [REDACTED]
Atlee [REDACTED]
David [REDACTED]
Mr. Annette [REDACTED]
Ken [REDACTED]
Mary [REDACTED]
Pauline [REDACTED]
Nathaniel [REDACTED]
Virginia [REDACTED]
Richard [REDACTED]
Mrs. Tommy [REDACTED]
Tina [REDACTED]
Mrs. Tim [REDACTED]
Tony [REDACTED]
Samuel [REDACTED]
Norma [REDACTED]
Bob [REDACTED]
Mr. Cheryl [REDACTED]
Mrs. Winston [REDACTED]
Donnavee [REDACTED]

Sue [REDACTED]
Cynthia [REDACTED]
Dwaine [REDACTED]
Dale [REDACTED]
Mary [REDACTED]
Charles [REDACTED]
Sally [REDACTED]
Shannon [REDACTED]
Deloris [REDACTED]
Mrs. Ron [REDACTED]
Robert [REDACTED]
Charles [REDACTED]
William [REDACTED]
Wayne [REDACTED]
Walter [REDACTED]
E. [REDACTED]
Tom [REDACTED]
Georgette [REDACTED]
Roger [REDACTED]

Margaret [REDACTED]
Sherry [REDACTED]
John [REDACTED]
Richard [REDACTED]
Mrs. Jacob [REDACTED]
Nell [REDACTED]
Phyllis [REDACTED]
Myron [REDACTED]
Kim [REDACTED]
Christine [REDACTED]
F. [REDACTED]
Peter [REDACTED]
Tanya [REDACTED]
Maxine [REDACTED]
Scott [REDACTED]
Jane [REDACTED]
Lydia [REDACTED]
William [REDACTED]

During the course of soliciting contributions from each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose its status as a "professional" or "paid" solicitor at the initial time of solicitation.

- 32) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization Tea Party Patriots, Inc.:

Theodore [REDACTED]
Elliott [REDACTED]
Charles [REDACTED]
Allard [REDACTED]
Kathleen [REDACTED]
Kenneth [REDACTED]
Mrs. Ronald [REDACTED]
James [REDACTED]
Walter [REDACTED]
Roy [REDACTED]
Haynes [REDACTED]
Jackie [REDACTED]
Darlene [REDACTED]
Russell [REDACTED]
Dennie [REDACTED]
E. [REDACTED]

Anne [REDACTED]
Arthur [REDACTED]
Sally [REDACTED]
Mrs. Lowell [REDACTED]
Nancy [REDACTED]
Charlotte [REDACTED]
Mrs. Mervin [REDACTED]
Russell [REDACTED]
Jean [REDACTED]
Christopher [REDACTED]
Mark [REDACTED]
Mrs. Richard [REDACTED]
Lorraine [REDACTED]
Edna [REDACTED]
Boyce [REDACTED]
Vaun [REDACTED]

During the course of soliciting contributions from each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose its status as a "professional" or "paid" solicitor at the initial time of solicitation.

- 33) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization U.S. English, Inc.:

Doris [REDACTED]
Mrs. Daniel [REDACTED]
F. [REDACTED]

Patricia [REDACTED]
Betty [REDACTED]
Charlotte [REDACTED]

During the course of soliciting contributions from each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose its status as a "professional" or "paid" solicitor at the initial time of solicitation.

- 34) Pursuant to S.C. Code of Laws §33-56-140(B), Respondent is hereby notified that the Secretary has assessed an administrative fine against Respondent in the amount of **three hundred thousand dollars (\$300,000.00)** for failure to disclose its status as a "professional" or "paid" solicitor in violation of §33-56-90(A), when soliciting charitable contributions from the South Carolina citizens listed in paragraphs (23) through (33) above, on or about June 18, 2014.

Failure to Disclose Registered True Name
of Professional Fundraising Organization

- 35) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization Christian Advocates Serving Evangelism, d/b/a American Center for Law and Justice:

Mrs. Woodrow [REDACTED]
Judy [REDACTED]
Emmett [REDACTED]

Pauline [REDACTED]
Earline [REDACTED]
R.K. [REDACTED]

During the course of soliciting contributions from each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose its registered true name as a professional fundraising organization.

- 36) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization Environmental Defense Fund, Inc.:

Melinda [REDACTED]

Lenore [REDACTED]

During the course of soliciting contributions from each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose its registered true name as a professional fundraising organization.

- 37) On or about June 18, 2014, Respondent contacted Cynthia [REDACTED], a citizen of South Carolina, for the purpose of soliciting contributions for the charitable organization Mothers Against Drunk Driving. During the course of the solicitation, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose its registered true name as a professional fundraising organization.

- 38) On or about June 18, 2014, Respondent contacted the residence of Gloria [REDACTED], a citizen of South Carolina, for the purpose of soliciting contributions for the charitable organization Mothers Against Drunk Driving. During the course of the solicitation, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose its registered true name as a professional fundraising organization.

- 39) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization NARAL Pro-Choice America:

Sandra [REDACTED]
Mrs. Sam [REDACTED]

Walter [REDACTED]

During the course of soliciting contributions from each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose its registered true name as a professional fundraising organization.

- 40) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization Operation Smile, Inc.:

Peggy [REDACTED]
Betti [REDACTED]
Marylouise [REDACTED]
Eugene [REDACTED]
Emmanuel [REDACTED]
John [REDACTED]
Patricia [REDACTED]

Herbert [REDACTED]
Alberta [REDACTED]
Victor [REDACTED]
George [REDACTED]
Wardell [REDACTED]
George [REDACTED]
Mrs. Jack [REDACTED]

During the course of soliciting contributions from each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose its registered true name as a professional fundraising organization.

- 41) On or about June 18, 2014, Respondent contacted Donald, a citizen of South Carolina, for the purpose of soliciting contributions for the charitable organization Special Olympics, Inc., and spoke to his wife. During the course of solicitation, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose its registered true name as a professional fundraising organization.
- 42) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization Special Olympics, Inc.:

Jennifer [REDACTED]
Kenneth [REDACTED]
Christine [REDACTED]
Martha [REDACTED]
Dorothy [REDACTED]
Miriam [REDACTED]
Eliazabeth [REDACTED]
Mrs. John [REDACTED]
Mrs. Harry [REDACTED]
Angela [REDACTED]
Mr. Janice [REDACTED]
Bill [REDACTED]
Mrs. Joseph [REDACTED]
Barbara [REDACTED]
Winfred [REDACTED]
Raymond [REDACTED]
Mr. Anne [REDACTED]
Hildred [REDACTED]
Rhett [REDACTED]
Robert [REDACTED]
Sue [REDACTED]
Cynthia [REDACTED]
Dwaine [REDACTED]
Dale [REDACTED]
Mary [REDACTED]
Charles [REDACTED]
Sally [REDACTED]
Shannon [REDACTED]
Deloris [REDACTED]
Mrs. Ron [REDACTED]
Robert [REDACTED]
Charles [REDACTED]
William [REDACTED]
Wayne [REDACTED]
Walter [REDACTED]

Douglas [REDACTED]
Atlee [REDACTED]
David [REDACTED]
Mr. Annette [REDACTED]
Ken [REDACTED]
Mary [REDACTED]
Pauline [REDACTED]
Nathaniel [REDACTED]
Virginia [REDACTED]
Richard [REDACTED]
Mrs. Tommy [REDACTED]
Tina [REDACTED]
Mrs. Tim [REDACTED]
Tony [REDACTED]
Samuel [REDACTED]
Norma [REDACTED]
Bob [REDACTED]
Mr. Cheryl [REDACTED]
Mrs. Winston [REDACTED]
Donnavee [REDACTED]
Margaret [REDACTED]
Sherry [REDACTED]
John [REDACTED]
Richard [REDACTED]
Mrs. Jacob [REDACTED]
Nell [REDACTED]
Phyllis [REDACTED]
Myron [REDACTED]
Kim [REDACTED]
Christine [REDACTED]
F. [REDACTED]
Peter [REDACTED]
Tanya [REDACTED]
Maxine [REDACTED]
Scott [REDACTED]

E. [REDACTED]
Tom [REDACTED]
Georgette [REDACTED]
Roger [REDACTED]

Jane [REDACTED]
Lydia [REDACTED]
William [REDACTED]

During the course of soliciting contributions from each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose its registered true name as a professional fundraising organization.

- 43) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization Tea Party Patriots, Inc.:

Theodore [REDACTED]
Charles [REDACTED]
Mrs. Ronald [REDACTED]
Haynes [REDACTED]
Darlene [REDACTED]
Russell [REDACTED]
E. [REDACTED]
Anne [REDACTED]
Nancy [REDACTED]

Charlotte [REDACTED]
Mrs. Mervin [REDACTED]
Russell [REDACTED]
Jean [REDACTED]
Christopher [REDACTED]
Mrs. Richard [REDACTED]
Lorraine [REDACTED]
Edna [REDACTED]
Boyce [REDACTED]

During the course of soliciting contributions from each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose its registered true name as a professional fundraising organization.

- 44) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization U.S. English, Inc.:

Doris [REDACTED]
Mrs. Daniel [REDACTED]
F. [REDACTED]

Patricia [REDACTED]
Betty [REDACTED]
Charlotte [REDACTED]

During the course of soliciting contributions from each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose its registered true name as a professional fundraising organization.

- 45) Pursuant to S.C. Code of Laws §33-56-140(B), Respondent is hereby notified that the Secretary has assessed an administrative fine against Respondent in the amount of **two hundred fifty-eight thousand dollars (\$258,000.00)** for failure to disclose its registered true name as a professional fundraising organization in violation of §33-56-90(A), when soliciting charitable contributions from the South Carolina citizens listed in paragraphs (35) through (44) above, on or about June 18, 2014.

Failure to Disclose Location of Charitable Organization

- 46) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization Christian Advocates Serving Evangelism, d/b/a American Center for Law and Justice:

Mrs. Woodrow [REDACTED]
Judy [REDACTED]
Emmett [REDACTED]

Pauline [REDACTED]
Earline [REDACTED]
R.K. [REDACTED]

During the course of soliciting contributions from each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose the location of the charitable organization for which it was soliciting.

- 47) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization Environmental Defense Fund, Inc.:

Roseanne [REDACTED]
Melinda [REDACTED]

George [REDACTED]
Lenore [REDACTED]

During the course of soliciting contributions from each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose the location of the charitable organization for which it was soliciting.

- 48) On or about June 18, 2014, Respondent contacted Ken [REDACTED], a citizen of South Carolina, for the purpose of soliciting contributions for the charitable organization Foundation Fighting Blindness, Inc. During the course of the solicitation, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose the location of the charitable organization for which it was soliciting.

- 49) On or about June 18, 2014, Respondent contacted Cynthia [REDACTED], a citizen of South Carolina, for the purpose of soliciting contributions for the charitable organization Mothers Against Drunk Driving. During the course of the solicitation, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose the location of the charitable organization for which it was soliciting.

50) On or about June 18, 2014, Respondent contacted the residence of Gloria [REDACTED], a citizen of South Carolina, for the purpose of soliciting contributions for the charitable organization Mothers Against Drunk Driving. During the course of the solicitation, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose the location of the charitable organization for which it was soliciting.

51) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization NARAL Pro-Choice America:

Sandra [REDACTED]
Mrs. Sam [REDACTED]

Walter [REDACTED]
Shannon [REDACTED]

During the course of soliciting contributions from each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose the location of the charitable organization for which it was soliciting.

52) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization Operation Smile, Inc.:

Peggy [REDACTED]
Betti [REDACTED]
Marylouise [REDACTED]
Eugene [REDACTED]
Emmanuel [REDACTED]
John [REDACTED]
Patricia [REDACTED]
Lloyd [REDACTED]
Herbert [REDACTED]

Dennis [REDACTED]
Donna [REDACTED]
Alberta [REDACTED]
Victor [REDACTED]
George [REDACTED]
Wardell [REDACTED]
George [REDACTED]
Mrs. Jack [REDACTED]

During the course of soliciting contributions from each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose the location of the charitable organization for which it was soliciting.

53) On or about June 18, 2014, Respondent contacted Donald, a citizen of South Carolina, for the purpose of soliciting contributions for the charitable organization Special Olympics, Inc., and spoke to his wife. During the course of solicitation, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose the location of the charitable organization for which it was soliciting.

- 54) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization Special Olympics, Inc.:

Jennifer [REDACTED]
Kenneth [REDACTED]
Christine [REDACTED]
Martha [REDACTED]
Dorothy [REDACTED]
Miriam [REDACTED]
Eliazabeth [REDACTED]
Mrs. John [REDACTED]
Mrs. Harry [REDACTED]
Angela [REDACTED]
Mr. Janice [REDACTED]
Bill [REDACTED]
Mrs. Joseph [REDACTED]
Barbara [REDACTED]
Winfred [REDACTED]
Raymond [REDACTED]
Mr. Anne [REDACTED]
Hildred [REDACTED]
Rhett [REDACTED]
Robert [REDACTED]
Sue [REDACTED]
Cynthia [REDACTED]
Dwaine [REDACTED]
Dale [REDACTED]
Mary [REDACTED]
Charles [REDACTED]
Sally [REDACTED]
Shannon [REDACTED]
Deloris [REDACTED]
Mrs. Ron [REDACTED]
Robert [REDACTED]
Charles [REDACTED]
William [REDACTED]
Wayne [REDACTED]
Walter [REDACTED]
E. [REDACTED]
Tom [REDACTED]
Georgette [REDACTED]
Roger [REDACTED]

Douglas [REDACTED]
Atlee [REDACTED]
David [REDACTED]
Mr. Annette [REDACTED]
Ken [REDACTED]
Mary [REDACTED]
Pauline [REDACTED]
Nathaniel [REDACTED]
Virginia [REDACTED]
Richard [REDACTED]
Mrs. Tommy [REDACTED]
Tina [REDACTED]
Mrs. Tim [REDACTED]
Tony [REDACTED]
Samuel [REDACTED]
Norma [REDACTED]
Bob [REDACTED]
Mr. Cheryl [REDACTED]
Mrs. Winston [REDACTED]
Donnavee [REDACTED]
Margaret [REDACTED]
Sherry [REDACTED]
John [REDACTED]
Richard [REDACTED]
Mrs. Jacob [REDACTED]
Nell [REDACTED]
Phyllis [REDACTED]
Myron [REDACTED]
Kim [REDACTED]
Christine [REDACTED]
F. [REDACTED]
Peter [REDACTED]
Tanya [REDACTED]
Maxine [REDACTED]
Scott [REDACTED]
Jane [REDACTED]
Lydia [REDACTED]
William [REDACTED]

During the course of soliciting contributions from each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose the location of the charitable organization for which it was soliciting.

- 55) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization Tea Party Patriots, Inc.:

Theodore [REDACTED]
Elliott [REDACTED]
Charles [REDACTED]
Allard [REDACTED]
Kathleen [REDACTED]
Kenneth [REDACTED]
Mrs. Ronald [REDACTED]
James [REDACTED]
Walter [REDACTED]
Roy [REDACTED]
Haynes [REDACTED]
Jackie [REDACTED]
Darlene [REDACTED]
Russell [REDACTED]
Dennie [REDACTED]
E. [REDACTED]

Anne [REDACTED]
Arthur [REDACTED]
Sally [REDACTED]
Mrs. Lowell [REDACTED]
Nancy [REDACTED]
Charlotte [REDACTED]
Mrs. Mervin [REDACTED]
Russell [REDACTED]
Jean [REDACTED]
Christopher [REDACTED]
Mark [REDACTED]
Mrs. Richard [REDACTED]
Lorraine [REDACTED]
Edna [REDACTED]
Boyce [REDACTED]
Vaun [REDACTED]

During the course of soliciting contributions from each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose the location of the charitable organization for which it was soliciting.

- 56) On or about June 18, 2014, Respondent contacted the following citizens of South Carolina for the purpose of soliciting contributions for the charitable organization U.S. English, Inc.:

Doris [REDACTED]
Mrs. Daniel [REDACTED]
F. [REDACTED]

Patricia [REDACTED]
Betty [REDACTED]
Charlotte [REDACTED]

During the course of soliciting contributions from each of the above-listed individuals, Respondent violated S.C. Code of Laws §33-56-90(A) by failing to disclose the location of the charitable organization for which it was soliciting.

- 57) Pursuant to S.C. Code of Laws §33-56-140(B), Respondent is hereby notified that the Secretary has assessed an administrative fine against Respondent in the amount of **three hundred thousand dollars (\$300,000.00)** for failure to disclose the location of the charitable organization for which it was soliciting in violation of §33-56-90(A), when soliciting charitable contributions from the South Carolina citizens listed in paragraphs (46) through (56) above, on or about June 18, 2014.

Failure to Register Individual Professional Solicitors

- 58) Between the dates of June 18, 2014 and June 20, 2014, Respondent violated S.C. Code of Laws §33-56-110(A) by failing to register or maintain the current registration of the following individuals as professional solicitors with the Secretary, prior to employing them to solicit charitable contributions in the state of South Carolina:

Janibeth Allcott	Kemberle Keller
McKenna Andersen	Kim Kingsford
Patrick Ashcroft	Ariel Laguna
Melodie Baiserr	Teresita Laona
Alyssa Barker	Russell Lawrence
Jennelyn Barnes	Clarence Lawson
Liliana Barrgia	Irene Lawson
Rose Basson	Angela Lee
Dennis Billaman	Karen Lewis
Becky Burr	Nadalie Linares
Creg Buttars	Robert Lindquist
Judith Caldwell	Alofa Luke
Jamie Colborn	Reyna Malant
Cindy Conley	Stephanie Malnick
Kamille Cook	Patricia Marsden
Michael Credidio	Victor Martinez
Kody Creger	Steven Mason
Dandy Dabon	Maryann McLain
Abby Davis	Majesty Miggin
Antonio Decker	Dana Mishler
Yudi Diaz Velasquez	Valerie Munoz
Michael Dollar	Tyson Nelson
Valarie Droilette	Vince Payton
Dennis Dyson	Edward Perry
Duncan Edwards	Micah Angela Pimentel
Wanda Emanuele	Anthony Porras
Stewart Emeral	Tanika Price
Francis Emerson	Janice Purcey
Farrah Escelson	Jenni Reilley
Angel Estrada	Erik Richards

Mannex Falslev
Don Folla
Jessica Fuentes
Beya Garland
Trevin Gerrard
Crissanta Gobell
Kyle Grodkowski
Cherie Hanna
Nick Hatch
Irwin Hernandez
Cassandra Hess
Brodie Higley
Lori Hintz
Ted Hough
Randy Jacobsen
Jae Jensen
Nickolas Jenson
Jody Jerez
Abel Kebede

Brayden Richardson
Jacob Salazar
Earl Sampson
Dillon Sanders
Ammy Sanderson
Jade Saunoa
Jonathan Shaffer
Karla Silva
Dillon Smith
Janina Stokes
Khris Swenson
Keith Tillman
Lucero Ventura
Maddie Verton
Ariana Walletnine
Beaula Wanner
Riley Winward
Wendy Wood

- 59) Pursuant to S.C. Code of Laws §33-56-140(B), Respondent is hereby notified that the Secretary has assessed an administrative fine against Respondent in the amount of **one hundred ninety-four thousand dollars (\$194,000.00)** for failure to register or maintain the current registration of the individuals listed in paragraph (58) as professional solicitors with the Secretary, prior to employing them to solicit charitable contributions in the state of South Carolina between the dates of June 18, 2014 and June 20, 2014.

Misrepresentation

- 60) On or about June 18, 2014, Respondent contacted Lloyd [REDACTED], a citizen of South Carolina, for the purpose of soliciting contributions for the charitable organization Operation Smile. During the course of the solicitation, Respondent violated S.C. Code of Laws §33-56-120(A) by stating that 74% of donations to Operation Smile go directly to fund programs. This was a misrepresentation in that, according to Operation Smile's most recent financial report filed with the Secretary on May 5, 2014, only 54% of Operation Smile's expenditures were spent on program services. Moreover, Respondent's current fundraising contract and Notice of Solicitation with Operation Smile on file with the Secretary states that Operation Smile shall receive a minimum of one-half (1/2%) of gross receipts from the solicitation campaign, and Respondent shall receive an estimated ninety-nine and one-half percent (99.5%) of all funds raised. According to Respondent's joint financial report for its solicitation campaign on behalf of Operation Smile for FY January 1, 2013 from December 31, 2013, which was filed with the Secretary on February 18, 2014, Operation Smile received only 18.9% of gross receipts from

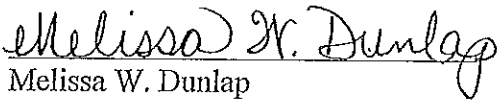
Respondent's solicitation campaign. Based on these records, 74% of donations to Operation Smile do not go directly to fund program services. Therefore, Respondent's statement that 74% of donations to Operation Smile go directly to fund programs was a knowing and wilful misrepresentation in connection with the solicitation of contributions for a charitable purpose, and a violation of S.C. Code of Laws §33-56-120(A).

- 61) Pursuant to S.C. Code of Laws §33-56-140(B), Respondent is hereby notified that the Secretary has assessed an administrative fine against Respondent in the amount of **two thousand dollars (\$2,000.00)** for knowingly and wilfully misrepresenting or misleading Lloyd Hugill, a citizen of South Carolina, in connection with the solicitation of contributions for charitable purposes, on or about June 18, 2014.

THEREFORE, pursuant to Section 33-56-140(B) of South Carolina Solicitation of Charitable Funds Act, the Secretary hereby notifies Respondent that any further violations of S.C. Code of Laws §33-56-70(D) and §33-56-90(A), as referenced in paragraphs (18) through (22) above, occurring fifteen (15) days following receipt of this Notice, shall subject Respondent to an administrative fine not to exceed two thousand dollars (\$2,000.00) for each separate violation.

FURTHERMORE, Respondent is hereby notified that the Secretary has assessed an administrative fine against Respondent in the amount of **one million, fifty-four thousand dollars (\$1,054,000.00)** for violations S.C. Code of Laws §33-56-90(A), §33-56-110(A), and §33-56-120(A), as referenced in paragraphs (23) through (61) listed above. Respondent has thirty (30) days to either remit to the Secretary the fine of **one million, fifty-four thousand dollars (\$1,054,000.00)**, or to request an evidentiary hearing before the South Carolina Administrative Law Court. Should Respondent fail to remit the administrative fine or request an evidentiary hearing by such date, the Secretary will take appropriate action against Respondent as set forth in S.C. Code of Laws § 33-56-140(E) including, but not limited to, suspension of registration and injunctive action.

SOUTH CAROLINA SECRETARY OF STATE

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October 21, 2014
Columbia, South Carolina