

**STATE OF MINNESOTA
CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD**

**PRIMA FACIE
DETERMINATION**

IN THE MATTER OF THE COMPLAINT OF MARK BRAY REGARDING JOHN M. KYSYLYCZYN

On June 26, 2024, the Campaign Finance and Public Disclosure Board received a complaint submitted by Mark Bray regarding lobbyist John M. Kysylyczyn. The complaint alleges that Mr. Kysylyczyn improperly used lists of Minnesota voters to identify the complainant's home address and to expose whether individuals voted or not. The complaint appears to describe a recent, contentious interaction between Mr. Kysylyczyn, the complainant, and others on Facebook. The complaint states that Mr. Kysylyczyn "could easily give my address out to someone that could lead to violence. He did this to another person in the discussion room. This is not a campaign act as it is for a school board action with contracts for renewal."¹ The complaint includes copies of screenshots that appear to depict the website of Mr. Kysylyczyn's business², a press release issued by three members of the ISD 748 School Board,³ and various comments on a Facebook post related to that press release. The complaint alleges that Mr. Kysylyczyn violated Minnesota Statutes Chapters 200, 201, 203B, 204C, and 206. The complaint does not cite, and does not appear to allege any conduct that would violate, Minnesota Statutes Chapters 10A or 211B.

Determination

Minnesota Statutes section 10A.022, subdivision 3, authorizes the Board to investigate alleged or potential violations of Minnesota Statutes chapter 10A in addition to Minnesota Statutes sections 211B.04, 211B.12, and 211B.15. Because the Board does not have jurisdiction over the statutes that might give rise to the violations alleged in the complaint, the chair concludes that the complaint does not state a prima facie violation of Chapter 10A or of those sections of Chapter 211B under the Board's jurisdiction. Pursuant to Minnesota Statutes section 10A.022, subdivision 3, this prima facie determination is made by the Board chair and not by any vote of the entire Board. The complaint is dismissed without prejudice.



David Asp, Chair
Campaign Finance and Public Disclosure Board

Date: July 3, 2024

¹ See [Minn. Stat. § 201.091, subd. 4](#), providing that "No individual who inspects the public information list or who acquires a list of registered voters prepared from the public information list may use any information contained in the list for purposes unrelated to elections, political activities, or law enforcement."

² ksolutionsllc.weebly.com

³ facebook.com/photo/?fbid=427812253488004