



STATE OF MICHIGAN
RUTH JOHNSON, SECRETARY OF STATE
DEPARTMENT OF STATE
LANSING

July 12, 2016

Jason Elmore
1628 South Lake Mitchell Drive
Cadillac, Michigan 49601

Dear Mr. Elmore:

The Department of State (Department) received a formal complaint filed by Elizabeth Badovinac against you, alleging that you violated section 47(1) of the Michigan Campaign Finance Act (MCFA), 1976 PA 388, MCL 169.247(1), by failing to include a complete and correct identification statement on certain campaign material. A copy of the complaint is provided as an enclosure with this letter.

The MCFA and corresponding administrative rules require a person who produces printed material that relates to an election to include the phrase "Paid for by [name and address of the person who paid for the item]." MCL 169.247(1), Mich. Admin. R 169.36(2). A knowing violation constitutes a misdemeanor offense punishable by a fine of up to \$1,000.00, imprisonment for up to 93 days, or both. MCL 169.247(6).

In support of her complaint, Ms. Badovinac provided a flyer which states, "My plan as Wexford County Prosecutor [.]". There does not appear to be a paid-for-by statement on this flyer.

The purpose of this letter is to inform you of the Department's examination of these matters and your right to respond to the allegations before the Department proceeds further. It is important to understand that the Department is neither making this complaint nor accepting the allegations as true.

If you wish to file a written response to the complaint, you are required to do so within 15 business days of the date of this letter. Please include any evidence that reflects any corrective measures you have taken to bring your campaign material into compliance with the MCFA. Your response may include any written statement or additional documentary evidence you wish to submit. All materials must be sent to the Department of State, Bureau of Elections, Richard H. Austin Building, 1st Floor, 430 West Allegan Street, Lansing, Michigan 48918. If you fail to submit a response, the Department will render a decision based on the evidence furnished by the complainant.

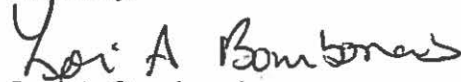
A copy of your reply will be provided to Ms. Badovinac, who will have an opportunity to submit a rebuttal statement to the Department. After reviewing all of the statements and materials provided by the parties, the Department will determine whether "there may be reason to believe that a violation of [the MCFA] has occurred [.]". MCL 169.215(10). Note that the Department's enforcement powers include the possibility of entering a conciliation agreement, conducting an

Jason Elmore
July 12, 2016
Page 2

administrative hearing, or referring this matter to the Attorney General for enforcement of the criminal penalty provided in section 47(6) of the Act.

If you have any questions concerning this matter, you may contact me at (517) 241-0395.

Sincerely,

A handwritten signature in black ink that reads "Lori A. Bourbonais". The signature is written in a cursive style with a large initial "L".

Lori A. Bourbonais
Bureau of Elections
Michigan Department of State

c: Elizabeth Badovinac

Campaign Finance Complaint Form
Michigan Department of State

RECEIVED FILE
MICHIGAN DEPT OF STATE

2016 JUL -6 PM 3:22

This complaint form may be used to file a complaint alleging that someone violated the Michigan Campaign Finance Act (the MCFA, 1976 PA 388, as amended; MCL 169.201 *et seq.*). All information on the form must be provided along with an original signature and evidence. Please print or type all information.

I allege that the MCFA was violated as follows:

Section 1. Complainant		
Your Name <u>Elizabeth Badovinac</u>		Daytime Telephone Number <u>(231) 884-3394</u>
Mailing Address <u>4275 E. M-55</u>		
City <u>Cadillac</u>	State <u>MI</u>	Zip <u>49601</u>

Section 2. Alleged Violator		
Name <u>Jason Elmore</u>		
Mailing Address <u>1628 S. Lake Mitchell Dr.</u>		
City <u>Cadillac</u>	State <u>MI</u>	Zip <u>49601</u>

Section 3. Alleged Violations (Use additional sheet if more space is needed.)

Section(s) of the MCFA violated:

1976 PA 388, MCL 169.247, sec. 47

Explain how those sections were violated:

* See typed explanation

Evidence that supports those allegations (attach copies of pertinent documents and other information):

Attachment 1: letter mentioned in previous explanation *

Attachment 2: brochure mentioned in previous explanation *

Explain how those sections were violated.

Section 47 states:

169.247 Printed matter or radio or television paid advertisement having reference to election, candidate, or ballot question; name and address; identification or disclaimer; size and placement; rules; exemption; statement that payment made "with regulated funds"; communication exempted under section 6(2)(j); violation as misdemeanor; penalty; prerecorded telephone message.

Sec. 47.

(1) Except as otherwise provided in this subsection and subject to subsections (3) and (4), a billboard, placard, poster, pamphlet, or other printed matter having reference to an election, a candidate, or a ballot question, shall bear upon it an identification that contains the name and address of the person paying for the matter. Except as otherwise provided in this subsection and subsection (5) and subject to subsections (3) and (4), if the printed matter relating to a candidate is an independent expenditure that is not authorized in writing by the candidate committee of that candidate, in addition to the identification required under this subsection, the printed matter shall contain the following disclaimer: "Not authorized by any candidate committee". An individual other than a candidate is not subject to this subsection if the individual is acting independently and not acting as an agent for a candidate or any committee. This subsection does not apply to communications between a separate segregated fund established under section 55 and individuals who can be solicited for contributions to that separate segregated fund under section 55.

In June 2016 Jason Elmore sent out a letter detailing "My plan as Wexford County Prosecutor" (Attachment 1). The letter has no identifier (paid for, or not authorized by any candidate committee, etc.) on it despite referencing the election and candidate. I received the letter by itself from someone who had received it in the mail.

In other cases, the letter was enclosed within a brochure that did have an identifier (I acquired this after receiving the letter by itself, Attachment 2), but it was not attached to the brochure, making it easy for the candidate or others to distribute it as a separate object, as mentioned in the case above. The brochure also makes no reference to the letter, which dictates that this document is not a part of the brochure at all.

This section states that all printed matter having reference to an election and/or candidate should bear an identification. As two separate documents, both the brochure and the letter should each have an identifier.

Section 4. Certification (Required)

I certify that to the best of my knowledge, information, and belief, formed after a reasonable inquiry under the circumstances, each factual contention of this complaint is supported by evidence.

X


Signature of Complainant

6/30/2016
Date

Section 5. Certification without Evidence (Supplemental to Section 4)

Section 15(6) of the MCFA (MCL 169.215) requires that the signed certification found in section 4 of this form be included in every complaint. However, if, after a reasonable inquiry under the circumstances, you are unable to certify that certain factual contentions are supported by evidence, you may also make the following certification:

I certify that to the best of my knowledge, information, or belief, there are grounds to conclude that the following specifically identified factual contentions are likely to be supported by evidence after a reasonable opportunity for further inquiry. Those specific contentions are:

X

Signature of Complainant

Date

Section 15(8) of the MCFA provides that a person who files a complaint with a false certification is responsible for a civil violation of the MCFA. The person may be required to pay a civil fine of up to \$1,000.00 and some or all of the expenses incurred by the Michigan Department of State and the alleged violator as a direct result of the filing of the complaint.

Mail or deliver the completed complaint form with an **original signature and evidence** to the following address:

Michigan Department of State
Bureau of Elections
Richard H. Austin Building – 1st Floor
430 West Allegan Street
Lansing, Michigan 48918

Professional Organizations:

- Chamber of Commerce
- Friends of Rotary
- AMVETS
- Criminal Defense Attorneys of Michigan
- Michigan Association for Justice
- Cadillac Christian Reformed Church

Admitted to Practice Before:

- Michigan State Bar
- Illinois State Bar
- Army Court of Criminal Appeals
- Court of Appeals for the Armed Force
- U.S. District Court

To learn more about Jason, his vision, and his commitment to making all of Wexford County an even better and safe place to live, work, vacation, own a business, and, most importantly, raise a family, go to www.elmoreforprosecutor.com or his personal and campaign page on Facebook.

**Vote in the Republican Primary
August 2, 2016**

Disclaimer: any reference to Jason's military duty or rank does not constitute an official statement or an endorsement by or on behalf of the U.S. federal government or any agency thereof.

Elmore for Prosecutor
1628 South Lake Mitchell Dr.
Cadillac, MI 49601

Paid for by Elmore for Prosecutor, 1628 S. Lake Mitchell Dr.,
Cadillac, MI 49601

www.elmoreforprosecutor.com

231-878-2104 Jason@elmoreforprosecutor.com

ANTHONY JAMES BADOVINAC
4275 E M 55
CADILLAC MI 49601



VOTE FOR

Jason

ELMORE

Cares



**A Veteran Leader and Servant
for Wexford County Prosecutor**

About Jason

Elmore
Wexford County Prosecutor



The Elmore family has called Wexford County home for five generations.

Jason was the first of two children born to Gary and Jan Elmore, who farmed Christmas trees. He spent the first few years of his childhood at the corners of Crippen and Shebly streets in downtown Cadillac. He spent his winters sledding down Diggins Hill and summers swimming at Kenwood Beach. Upon entering Cadillac High School, Jason and his family moved to their farm in Selma Township. There he worked the fields along side his family.

At CHS, Jason played football, ran track, and was a member of the National Honor Society. Jason then attended Hope College in Holland, MI where he ran track and cross country and graduated in 1993 Cum Laude with a bachelors degree in secondary education, business, and communications.

Jason then attended Chicago-Kent College of Law, where he graduated in 1997. Upon graduation and passing the bar exam, Jason joined the U.S. Army JAG Corps. In 2004, Jason returned home to Cadillac with a honorable discharge and joined a well respected law firm.

Jason and his wife of 23 years, Dr. Alicia Elmore, have three children - Zachary, Anna, and Andrew. They have dog named Jazz and cat named Berdi. As a family, they consistently find time to benefit community and charities.

Jason's Resume

McCurdy, Wotila, & Porteous, PC (since 2004)

- trial and appellate criminal defense
- family, divorce and child custody
- general litigation and personal injury
- City of Cadillac misdemeanor and civil infractions

U.S. Army Judge Advocate General Corps

- Defense Appellate Counsel, reserves (since 2015)
- Prosecutor, deployed, Camp Arifjan, Kuwait (2013-2014)

Deputy Regional Defense Counsel, reserves (2009-2013)

- Defense Counsel (2008-2009)
- Senior Defense Counsel, active (2003-2004)
- Field Screening Officer, JAGC Recruiting (2002-2004)

- Defense Counsel, active (2002-2003)
- Magistrate, active (2001-2002)

- Instructor and Executive Officer, Military Police School (2001-2002)

- U.S. Special Assistant Attorney and Military Prosecutor (1998-2001)

- Asst. Command Judge Advocate, US Disciplinary Barracks (military max security prison) (1998)

Baker College (2005-2007)

- Instructor in corrections and business law

Freeborn & Peters: law clerk (1997)

Chicago-Kent Legal Clinic: law clerk (1995-1997)

U.S. Attorney's Office: extern (1997)

Jason's Award and Community Service

Military Badges

- Airborne Parachutist
- Air Assault (honor graduate)
- German Armed Forces Badge for Military Proficiency (gold)

Military Decorations

- Meritorious Service Medal (3 awards)
- Army Commendation Medal (2 awards)
- Army Achievement Medal
- Army Reserves Component Achievement Medal (2 awards)

National Defense Ribbon

- Global War on Terrorism Expeditionary Ribbon
- Global War on Terrorism Service Ribbon
- Military Outstanding Volunteer Service Medal
- Armed Forces Army Reserve Medal (M Device)
- Army Service Ribbon
- Army Overseas Service Ribbon
- Army Component Overseas Deployment Training Ribbon
- Overseas Service Bars (2 awards)
- Presidential Physical Fitness Excellence Award (2 awards)

Community Volunteering

- Cadillac Area YMCA, Board Member and Chair (2005-2009, 2011-2016)
- Cadillac Footlifters, Board Member (2011)
- Stehower Free Medical Clinic, Board (2005-2012)
- Cub Scouts, Troop 150, Asst. Leader (2014-2015)
- United Way, Murder Mystery (2010-2016)



My plan as Wexford County Prosecutor

First, the prosecutor is the leader of a team. He must set regular monthly meetings with the officers who are on the front lines day and night. What are they seeing and hearing on the streets and in the neighborhoods? What can the prosecutor's office do to help them? How well are we communicating?

Second, set objectives and ensure they are communicated to the general public. We all have an interest in what happens across Wexford County — not just the neighborhoods in which our homes are located. What happens near Lincoln Elementary impacts those living near Forest View Elementary. What happens in Manton, Buckley or Mesick impacts those in Cadillac. We are connected. We are all part of Wexford County.

Third, I will change how we plea bargain and address the processing of criminal charges. In the last 3 years, we have seen an 85% reduction in trials compared with previous prosecutors. This means the current prosecutor focuses on merely keeping the flow moving through the system, but bargains the important cases too.

Of course plea bargaining has its place. With an annual average of 1875 arrests and about 1700 non-traffic cases filed, plea bargains are a necessity. Certainly for first-time, youthful, and non-violent offenders, plea bargains are a reasonable and caring way to resolve cases. However, on identified priority cases, such as heroin, meth, home invasion, assaults, sexual crimes, and repeat offender cases, plea bargains should be sparingly used.

Consider the 2014 case of *People v. Boldt*. The defendant was a father charged with two counts of Criminal Sexual Conduct - 1st Degree for acts of penetration upon his two daughters, both of whom were under the age of 4. He faced 25 years to life, as well as lifetime GPS monitoring and sexual offender registration. The case was plea bargained away for one count of disorderly person, which is a 90 day misdemeanor. The young mother and grandparents of the children and others involved were devastated.

Unlike the current prosecutor, I will not maintain my private practice if I am elected. This ensures focus on the mission and avoids potential conflicts of interest. The people of Wexford County need to trust that when they report a crime, the prosecutor has no conflicts of interests should the potential defendant also be a client.

A prosecutor's first duty is to meet the needs of his office and devote his efforts to serving the people. In September 2015 the current prosecutor told the Wexford County Commission that there was an "ever growing caseload" without providing any actual statistics. Actually, the total crime rate is about the same; and previous prosecutors handled the same or higher total caseloads with less cost, staffing, and plea bargaining plus nearly 5 times more trials. In reality, the prosecutor used these comments to justify hiring a third assistant prosecutor, with whom he also shares his private office space. If there were such demands on his public office then his time should have first been dedicated to meeting the mission of the people.

Jason Elmore



STATE OF MICHIGAN
RUTH JOHNSON, SECRETARY OF STATE
DEPARTMENT OF STATE
LANSING

July 28, 2016

Elizabeth Badovinac
4275 East M-55
Cadillac, Michigan 49601

Dear Ms. Badovinac:

The Department of State received a response to the complaint you filed against Jason Elmore, which concerns an alleged violation of the Michigan Campaign Finance Act (MCFA), 1976 P.A. 388, MCL 169.201 *et seq.* A copy of the response is provided as an enclosure with this letter.

If you elect to file a rebuttal statement, you are required to send it within 10 business days of the date of this letter to the Bureau of Elections, Richard H. Austin Building, 1st Floor, 430 West Allegan Street, Lansing, Michigan 48918.

Sincerely,

A handwritten signature in black ink that reads "Lori A. Bourbonais".

Lori A. Bourbonais
Bureau of Elections
Michigan Department of State

c: Jason Elmore

July 25, 2016

MAILED
CLERK OF STATE
2016 JUL 27 PM 3:54
ELECTIONS GREAT SEAL

Lori A. Bourbonais
Bureau of Elections
Michigan Department of State
Richard H. Austin Building
430 W. Allegan
Lansing, MI 48918

Dear Ms. Bourbonais:

This is my reply to the formal complaint filed by Ms. Badovinac alleging a violation of the Michigan Campaign Finance Act. Ms. Badovinac is my opponent's young daughter.

Her complaint seems to make two allegations:

(1) First she seems to state that I mailed a one page letter entitled "My plan as Wexford County Prosecutor." She complains that this was mailed as a stand alone flyer. The letter does not state that it was "Paid for by Elmore for Prosecutor (Exhibit 1).

(2) Second she complains that I also enclosed that same letter within a professionally printed tri-fold mailer. (Exhibit 2).

As to number (1) above, the one page statement entitled "My plan as Wexford County Prosecutor" was NEVER mailed or distributed independently. This allegation of Ms. Badovinac is simply false. She seems to base it upon some hearsay from a friend who delivered the document to her. That claim is simply false.

As to number (2), it is true that this one page statement was included in and part of a tri-fold brochure that was mailed to some households. However the tri-fold brochure itself did in fact state "Paid for by Elmore for Prosecutor." As explained below the tri fold brochure was taped shut in three places, with the letter secured inside. In fact some recipients noted that they had some difficulty opening the tri fold due to the taping. On Exhibit 2 (the tri fold sent by Ms. Badovinac) you can clearly see the 'white markings' where the

tape was removed above and below my photo and on the inside page section entitled "About Jason".

DISCUSSION OF THE COMPLAINT

Because the letter ("My Plan.....") was secured inside by taping closed the tri-fold, I was unaware of any need or requirement to include the language ("Paid for by...") on that sheet of paper. I have received many multi-page political mailings that only had such identifying language on the last page of the mailing. I have seen on social media and web pages for political campaigns have the identifying language on the cover page and not every post. I would assume that by securing it inside the tri-fold and taped shut in three locations, that it was considered all one document.

HOWEVER, if this method of mailing a professionally printed tri-fold which did contain the language ("Paid for by...") with the secured additional page was improper, it was an inadvertent error. I affirmatively state that I did not "knowingly," let alone intentionally, violate any campaign requirement.

CORRECTIVE MEASURES

This tri -fold, which contained the "Paid for by..." language, was the only document that was distributed with the attachment/letter inside. Again, the attachment letter was not distributed alone.

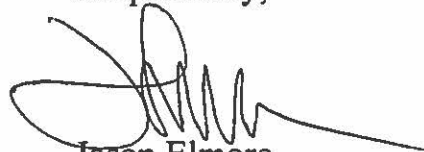
All other mailings, campaign materials, postcards, yard signs and ads contained the language in question, namely: "Paid for by Elmore for Prosecutor." Enclosed are other mailings and materials distributed which show that language was included:

1. Postcard mailing (Exhibit 3)
2. Flyer (Exhibit 4)
3. Photo of yard signs distributed (Exhibit 5)
4. Sample of newspaper advertisements. (Exhibit 6) Note: all newspaper ads contain this language.
5. Sample shot of video on website. Video ads all contained this language. See my website which had two videos containing the language at the end of the spot elmoreforprosecutor.com (Exhibit 7)
6. See sample of my Facebook homepage (Exhibit 8)

7. See sample from the bottom of my webpages (Exhibit 9)

If you have any further questions I am of course available anytime.

Respectfully,



Jason Elmore

My plan as Wexford County Prosecutor

First, the prosecutor is the leader of a team. He must set regular monthly meetings with the officers who are on the front lines day and night. What are they seeing and hearing on the streets and in the neighborhoods? What can the prosecutor's office do to help them? How well are we communicating?

Second, set objectives and ensure they are communicated to the general public. We all have an interest in what happens across Wexford County — not just the neighborhoods in which our homes are located. What happens near Lincoln Elementary impacts those living near Forest View Elementary. What happens in Manton, Buckley or Mesick impacts those in Cadillac. We are connected. We are all part of Wexford County.

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Jason Elmore

EXHIBIT

1

Professional Organizations:

Member of Commerce
 Friends of Rotary
 VETS
 Criminal Defense Attorneys of Michigan
 Michigan Association for Justice
 Cadillac Christian Reformed Church

Admitted to Practice Before:

Michigan State Bar
 Illinois State Bar
 7th Court of Criminal Appeals
 Court of Appeals for the Armed Force
 U.S. District Court

To learn more about Jason, his vision,
 and his commitment to making all of
 Wexford County an even better and
 safe place to live, work, vacation, own
 business, and, most importantly,
 raise a family, go to
www.elmoreforprosecutor.com
 or his personal and campaign page on
 Facebook.

Vote in the Republican Primary

August 2, 2016

* Any reference to Jason's military duty or rank does not
 constitute an official statement or an endorsement by or on behalf of
 the U.S. federal government or any agency thereof.

Elmore for Prosecutor
 1628 South Lake Mitchell Dr.
 Cadillac, MI 49601

Paid for by Elmore for Prosecutor, 1628 S. Lake Mitchell Dr.,
 Cadillac, MI 49601

www.elmoreforprosecutor.com

231-878-2104 Jason@elmoreforprosecutor.com

ANTHONY JAMES BADOVINAC
 4275 E M 55
 CADILLAC MI 49601



VOTE FOR
 Jason

ELMORE

Cares



EXHIBIT

tabbies

2

A Veteran Leader and Servant
 for Wexford County Prosecutor

About Jason

Elmore
Wexford County Prosecutor



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Jason's Award and Community Service

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- Air Assault (honor graduate)
- German Armed Forces Badge for Military Proficiency (gold)

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- Global War on Terrorism Service Ribbon
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- Armed Forces Army Reserve Medal (M Device)
- Army Service Ribbon
- Army Overseas Service Ribbon
- Army Component Overseas Deployment Training Ribbon
- Overseas Service Bars (2 awards)
- Presidential Physical Fitness Excellence Award (18 awards)

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- Cadillac Footlifters, Board Member (2011)
- Stehower Free Medical Clinic, Board (2005-2012)
- Cub Scouts, Troop 150, Asst. Leader (2014-2015)
- United Way/Murder Mystery (2010-2016)

★
★ **Vote Jason Elmore**
★ **for Wexford County**
★ **Prosecutor**

Elmore for Prosecutor
1628 S. Lake Mitchell Dr.
Cadillac, MI 49601

★ www.elmoreforprosecutor.com

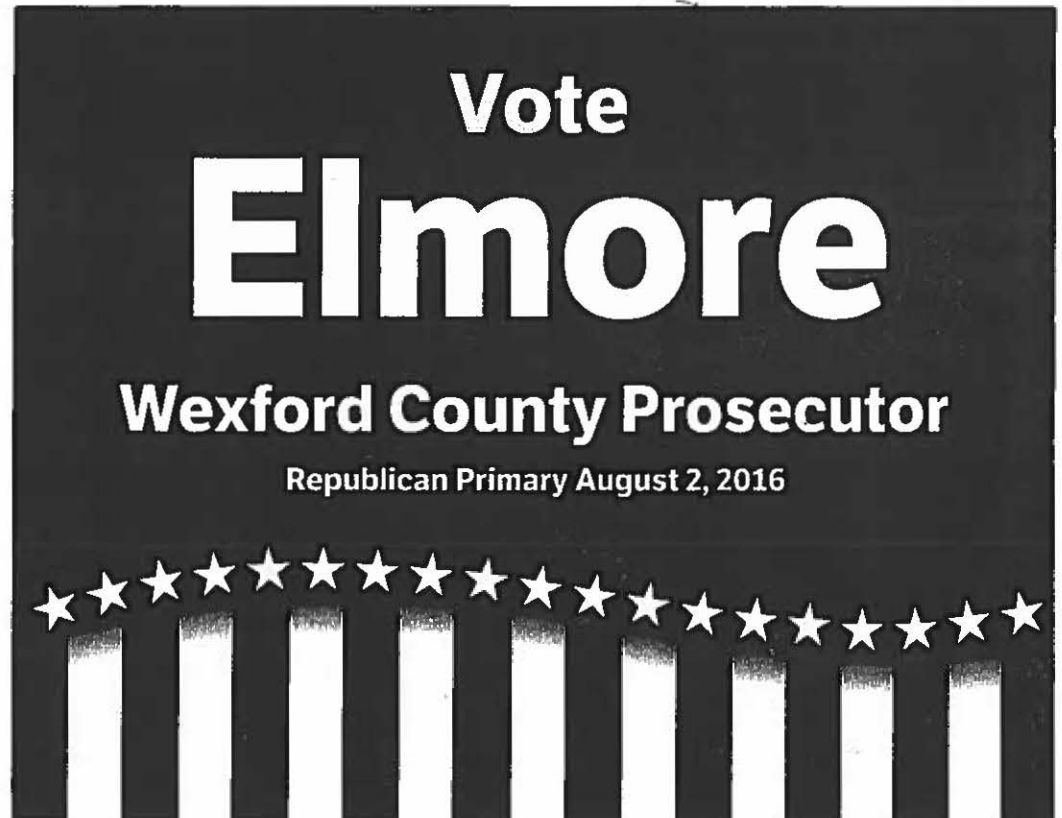
★ **And on Facebook**

★ **A veteran leader and servant**
★ **to make all of Wexford**
★ **County an even better and**
★ **safer community in which to**
★ **live, work, vacation, own a**
★ **business, and raise a family.**

★ Paid for by Elmore for Prosecutor
★ 1628 S. Lake Mitchell Dr., Cadillac, MI
★ 49601

★ **Republican Primary**
★ **August 2, 2016**

Contact Jason or his team to learn more!
Jason@elmoreforprosecutor.com
231-878-2104



EXHIBIT

3

tabbies



VOTE
Jason Elmore
for
Wexford County Prosecutor
August 2, 2016

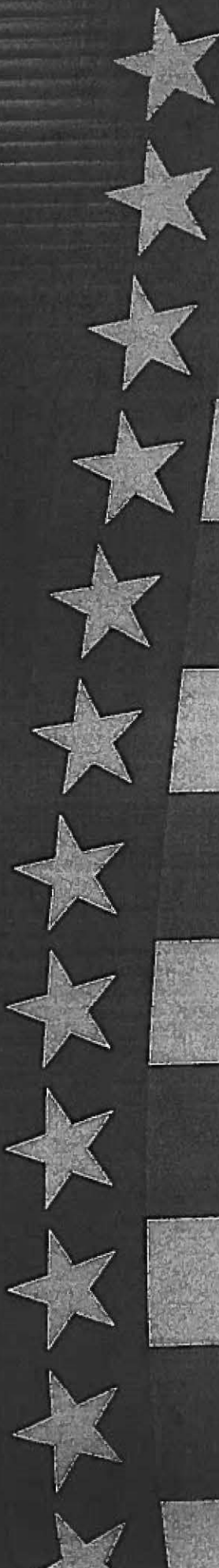
paid for by Elmore for Prosecutor
1628 S. Lake Mitchell Dr.
Cadillac, MI 49601

www.elmoreforprosecutor.com
and on Facebook

The Proven Candidate, Leader, Veteran, and Servant with True Breadth of Experience.

- Unlike my opponent, when elected I will not maintain my private practice on the side.
 - 19 year Veteran of U.S. Army JAG Corps
 - Highly decorated Lieutenant Colonel, U.S. Army (active and reserves)
 - Deployed for Operation Enduring Freedom
 - Prosecuted and defended thousands of criminal cases in/for:
 - City of Cadillac
 - Wexford County and across 15 Counties in Michigan
 - Special Asst. U.S. Attorney in Kansas
 - U.S. Army in Missouri, Alabama, Kentucky, Utah, Colorado, Virginia, South Carolina, Georgia, Illinois, Wisconsin, Germany, Korea, South America, and Kuwait
 - Former Military Magistrate
 - Former Legal instructor:
 - Baker College
 - U.S. Army Military Police Academy
 - Criminal Defense Attorneys of Michigan Conference
 - Multiple commands, units, schools, and more in the U.S. Army
 - Community Leader and Activist
 - Cadillac Area YMCA, United Way, Stehower Free Health Clinic, Footliters, and more
 - Married 23 years to Dr. Alicia Elmore
 - Father of 3 children
 - Published Writer
 - Member of Cadillac Christian Reformed Church
 - The only candidate with an "AV Preeminent" Rating from Martindale-Hubbell
 - The only candidate with an "PRO Excellent" Rating from Avvo
-
- The candidate with an actual **tactical approach** to prosecuting crime verse processing a stack of plea bargains.
 - **Dedicated to the Mission** of making all of Wexford County a better and safer place to work, live, own a business, vacation, and, most importantly, raise a family.
 - Dedicated to true **team work** with law enforcement on the front lines.
 - Unlike opponent, will leave private practice to dedicate time and focus on service





Paid for by Elmore for Prosecutor, 1628 S. Lake Mitchell Dr., Cadillac, MI 49731

EXHIBIT

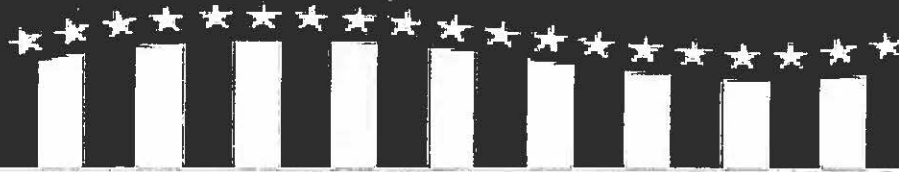
5

tabbies

Cadillac News
July Fourth
Weekend
paper.

Vote Elmore

For
Wexford County Prosecutor



4th Of July

America will never be destroyed from the outside. If we falter and lose our freedoms it will be because we destroyed ourselves.
- Abraham Lincoln

As you, your family, and friends enjoy this Fourth of July, make good choices and celebrate responsibly. Remember that we all share the roadways and waterways.

Together, we can make all of Wexford County a better and safer place to live, work, own a business, vacation, and, most importantly, raise a family.

Our family and campaign will take time to be with family and celebrate the freedoms we enjoy due to those who have come before us and fight to preserve them today.

We hope to see you at the Freedom Festival Parade in Cadillac.



www.elmoreforprosecutor.com

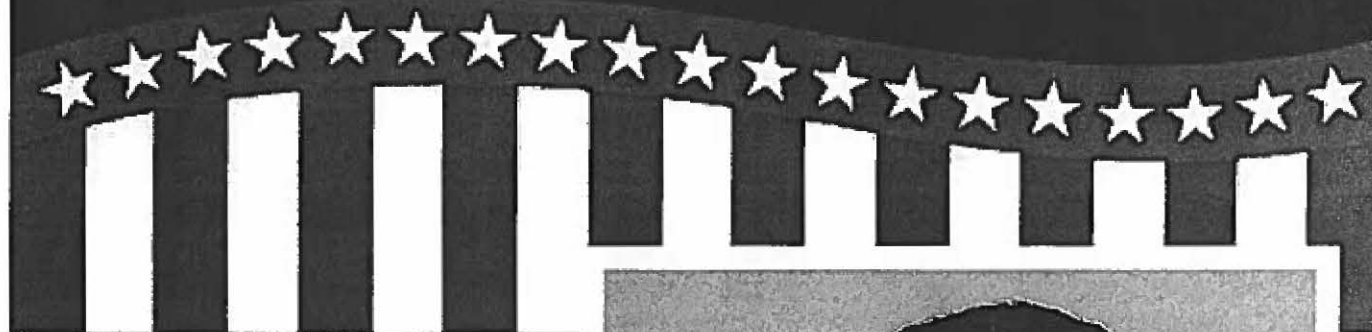
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EXHIBIT

60

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Wexford County Prosecutor



A veteran
leader and
servant for
a better
and safer
community.
A proven
litigator and
fighter.



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Cadillac News
Memorial Day
Weekend
May 2016

Vote Elmore

Wexford County Prosecutor



Memorial Day

Like many holidays, the intended meaning blurs a bit for some.

There are three holidays dedicated to the military.

Yesterday was Armed Forces Day for those currently serving. Veterans Day is for all who have served. On Memorial Day, our nation certainly honors those who have or still serve; however, we truly gather as veterans and citizens to honor those who have served and died while in service to our country. It is special and unique.

I lost a friend and fellow JAG, Mike, a couple years ago who was killed in the Middle East. We tried a couple cases together

and served together. However, we don't have to have served in the same foxhole or have known personally a veteran who fell on the battlefield to come here. As members of the band of brothers and sisters, we can all walk in remembrance of our brothers and sisters who gave their lives while service to our country.

Our campaign team will be at Cadillac's Memorial Day parade next week as friends and with our families, but we will not have a float or car in the parade. The parade is not about us or this campaign. As is my driving theme, our campaign and the mission of the job I seek is about service and not ourselves.

Alicia and I will, as we do most years, walk with our fellow veterans and the family members of veterans who have died that walk in their honor.

We invite those who serve, have served, or lost friend or family member who served to walk with us and the others.

When we remember on this Memorial Day those who died, let us do so with respect and not sadness. To quote a portion of a prayer given by GEN Patton,

"Let me not mourn for the men (and women) who have died fighting, but rather let me be glad that such heroes have lived."

God bless.

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Vote Elmore

Wexford County Prosecutor



VOTE August 2nd

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Face

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New program in Missaukee County aims to fight senior isolation

LAKE CITY — Senior isolation isn't only about loneliness; it's about physical and mental well-being. Isolated elders have a 59 percent greater risk of mental ...

12 hour(s) 14 minute(s)



City seeks those interested in hosting more movies at Pavilion

CADILLAC — Cadillac's first-ever movie in the park was deemed such a success that officials hope to arrange the showing of more films in the near future. Hundreds o...

12 hour(s) 14 minute(s)

Historical Elegance, Unmatched Service
Castle Fort

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12-year-old boy seriously injured in Manistee County dirt bike crash

MANISTEE — A 12-year-old boy riding a dirt bike was injured Saturday in a crash involving another vehicle. At around 10 p.m., a trooper from the Michigan State Police Cadillac...

12 hour(s) 21 minute(s)

USDA Select Family Pack
New York Strip Steaks
\$5

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Paid for by Elmore for Prosecutor
1628 South Lake Mitchell Dr,
Cadillac, MI 49601



Elmore for Wexford County Prosecutor - Republican

Jason Home

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Settings


Help



Create a Messenger Greeting

Share a personalized greeting that people will see before they message Elmore for Wexford County Prosecutor - Republican.

Edit Settings



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86% response rate, 16-hours response time

Respond faster to turn on the badge

620 likes +19 this week

Jan Ransom and 476 other friends

4,775 post reach this week

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Posts from Pages you've liked as your Page

Boost Your Post

This post is performing better than 70% of your posts. Boost it to reach up to 2,200 more...

Invite friends to like this Page

Let People Find Elmore for Wexford County Prosecutor - Republican

Use a Get Directions button to lead them directly to 1628 South Lake Mitchell Dr.

Promote Local Business

ABOUT

Paid for by Elmore for Prosecutor, 1628 S Lake Mitchell Dr., Cadillac, MI 49601

Typically replies within a day

Message Now

http://www.elmoreforpr... Promote Website

Status

Photo / Video

Offer, Event +

Elmore

Write something...

6 Drafts

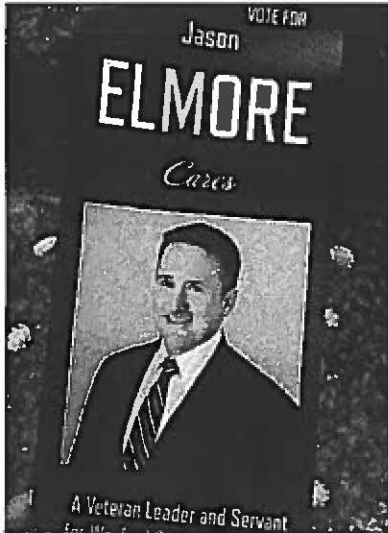
Last draft modified Friday July 22 at 7 42pm See drafts.

Elmore

Elmore for Wexford County Prosecutor - Republican with Jason Elmore

1 hr

No. 12,000 of 12,000.



149 people reached

Like Comment Share

Promote

THIS WEEK

4,775 Post Reach

608 Post Engagement

2 Website Clicks

1 of 2 Response Rate

16 hours Response Time

EXHIBIT

8

tabbles

Resume (<http://elmoreforprosecutor.com/wp-content/uploads/2016/04/JasonElmoreResume2016.pdf>)

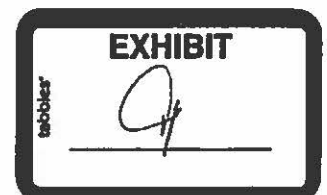
Contact (<http://elmoreforprosecutor.com/contact/>)

Paid for by Elmore for Prosecutor

Disclaimer: Any reference to Jason's military service, duties, and rank are made in his civilian capacity and do not constitute an official statement on behalf of the U.S. federal government or any agency thereof.

Paid for by Elmore for Prosecutor, 1628 South Lake Mitchell Dr., Cadillac, MI 49601

Bottom of my webpage





STATE OF MICHIGAN
RUTH JOHNSON, SECRETARY OF STATE
DEPARTMENT OF STATE
LANSING

August 24, 2016

Jason Elmore
1628 South Lake Mitchell Drive
Cadillac, Michigan 49601

Dear Mr. Elmore:

This letter concerns the complaint that was recently filed against you by Elizabeth Badovinac, which relates to a purported violation of the Michigan Campaign Finance Act (MCFA or Act), 1976 PA 388, MCL 169.201 *et seq.* The Department of State has received a rebuttal statement from the complainant, a copy of which is enclosed with this letter.

Section 15(10) of the MCFA, MCL 169.215(10), requires the Department to determine within 45 business days from the receipt of the original rebuttal statement whether there is a reason to believe that a violation of the Act has occurred. Ms. Badovinac's complaint remains under investigation at this time. At the conclusion of the review, all parties will receive written notice of the outcome of the complaint.

Sincerely,

A handwritten signature in cursive script that reads "Lori A. Bourbonais".

Lori A. Bourbonais
Bureau of Elections
Michigan Department of State

c: Elizabeth Badovinac

Elizabeth Badovinac
4275 E M-55
Cadillac, MI 49601

RECEIVED/FILED
MICHIGAN DEPT. OF STATE
2016 AUG 11 PM 3:47
ELECTIONS/GRETT SEAL

3 August 2016

Lori A. Bourbonais
Bureau of Elections
Michigan Department of State
Richard H. Austin Building, 1st Floor
430 West Allegan St.
Lansing, MI 48918

Re: Rebuttal Statement

Dear Ms. Bourbonais:

Herein is my rebuttal statement to Jason Elmore's response (July 25, 2016, received a copy July 28, 2016) to my complaint. His response is irrelevant both in regard to the law and the process of filing a complaint.

Seeking to promote a discriminatory response by identifying me as his "opponent's young daughter," Mr. Elmore shows a clear irrelevant attempt to discredit my character, education, and affiliation. Not only are character references not required to file a complaint, but age, gender, and political affiliation should also hold no bearing in evaluating my complaint, as I am sure you are well aware. If you do find that a character reference is needed (resume, writing samples, copies of both my degrees, etc.) or if you would like a list of nonaffiliated campaign experts I consulted before filing my complaint, I would be happy to oblige. I am sure you will find this element of his response both irrelevant and created to elicit a discriminatory response to my alleged "young" age (I would also be happy to provide a copy of my driver's license to you personally) and relation to the opposing candidate, both of which show Mr. Elmore's personal bias against my character and both of which are completely irrelevant in regard to the process of filing a complaint. I hope that this aspect of Mr. Elmore's response will in fact be stricken from the evaluation on these bases.

Second, my complaint does not state that the "My Plan as Wexford County Prosecutor" was mailed as a standalone flyer, as you can see on the copy of the complaint itself. To be clear, I received it as a standalone flyer without any indication where it had come from or if it had been attached to any other document. I later received another copy of it enclosed (but not attached) within a brochure. I am unaware if the flyer was distributed en masse by itself, only that I first received it as such without indication that it arrived in a brochure. My statement is not "simply false," a fact that Mr. Elmore has no way of proving in any case, as I have not spoken to him, met with him, or in any way communicated with him.

The flyer was not attached to a brochure in either receiving of it, and in the second case it was easily separated and able to be distributed by itself to Mr. Elmore's knowledge or not. In fact, if Mr. Elmore's assertion that no flyers were distributed by themselves is true, this separation of the flyer and brochure did, in fact, occur, and the flyer was distributed by itself in at least some cases. To say that "some recipients noted that they had some difficulty opening the tri fold due to the taping [to get to the unattached flyer enfolded in it]" is also irrelevant and should be considered hearsay.

Third, the rest of Mr. Elmore's response, including his exhibits, is irrelevant in regard to the law itself, which never states that intentionality is a factor in violating campaign law. Claiming that this was an "inadvertent error" has no bearing in reading MCFA, 1976 P.A. 388, MCL 169.247, sec. 47, or other sections contained in MCFA, 1976 P.A. 388, MCL 169.201 *et seq.*

Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Elizabeth Badovinac", written in a cursive style.

Elizabeth Badovinac



STATE OF MICHIGAN
RUTH JOHNSON, SECRETARY OF STATE
DEPARTMENT OF STATE
LANSING

November 22, 2016

Elizabeth Badovinac
4275 East M-55
Cadillac, Michigan 49601

Dear Ms. Badovinac:

The Department of State (Department) has completed its investigation of the complaint you filed against Jason Elmore, which alleged that Mr. Elmore violated section 47(1) of the Michigan Campaign Finance Act (MCFA or Act), 1976 PA 388, MCL 169.247(1), by failing to include a complete and correct identification statement on certain campaign-related material. This letter concerns the disposition of your complaint.

The MCFA and corresponding administrative rules require a person who produces printed material that relates to an election to include the phrase "Paid for by [name and address of the person who paid for the item]." MCL 169.247(1), R 169.36(2). A knowing violation constitutes a misdemeanor offense punishable by a fine of up to \$1,000.00, imprisonment for up to 93 days, or both. MCL 169.247(6).

You filed your complaint on July 6, 2016, and Mr. Elmore filed a written response on July 27, 2016. You filed a rebuttal statement on August 11, 2016.

You alleged that Mr. Elmore failed to include a paid-for-by statement on a single-page campaign letter that you allege was received without any other identifying information. In support of your complaint, you provided the letter which stated, "My plan as Wexford County Prosecutor [.]". There did not appear to be a paid-for-by statement on the letter.

In Mr. Elmore's response he admitted that the letter itself did not include a paid-for-by statement but stated the letter was only included inside a tri-fold pamphlet that did include a complete and correct paid-for-by statement. He asserted that because the letter was contained inside the pamphlet that it did not require a disclaimer. He provided a copy of the pamphlet with a proper paid-for-by statement, along with copies of other campaign material, all of which included the proper paid-for-by statements.

The Department has carefully reviewed the evidence that has been provided and notes that no evidence has been provided to suggest that the letter was ever circulated outside of being included within the tri-fold pamphlet. Since this letter was only included inside the pamphlet, the Department views it as part of the pamphlet. Under section 47(1) of the Act, there is no requirement that each page of a written campaign material include a proper paid-for-by statement. Therefore, as the letter is considered part of the pamphlet there is no need for it to contain a separate paid-for-by statement.

Elizabeth Badovinac
November 22, 2016
Page 2

Because the pamphlet which contained the letter had a complete and correct paid-for-by statement, your complaint is dismissed.

Sincerely,

A handwritten signature in black ink that reads "Lori A. Bourbonais". The signature is fluid and cursive, with the first name "Lori" being more prominent than the last name "Bourbonais".

Lori A. Bourbonais
Bureau of Elections
Michigan Department of State

c: Jason Elmore