

Chain Bridge Bank, N.A.

Account Service Charge Schedule

Effective December 1, 2022

GENERAL SERVICE CHARGES FOR CONSUMER AND COMMERCIAL SERVICES

Account Closing (Within 6 Months of Opening)	\$25
Account Research (Minimum 1 hour)	\$50 per Hour
Additional copy of a statement (Manually Reproduced)	\$5 per Statement
ACH Single/Recurring Transfer or Change	\$20/\$20
ATM Surcharge at Other Bank ATM	5 Free per Month per Cardholder
ATM/Debit Card Foreign Conversion Transaction	1.00%
ATM Transactions at Chain Bridge Bank, N.A. ATM	Free
Chain Bridge Bank, N.A. ATM/Debit Card	Free
Cashier's Checks	\$10
Counter Checks (Sheet of 4 Checks)	\$4
Daily Overdraft Service Charge (After Day 1)	\$10
Deposit Correction	\$10
Deposit Verification or Audit Confirmation	\$5
Duplicate monthly Statement Mailed to an Additional Person/Company	\$5 per statement
Easy to Balance Monthly Statements with Check Imaging	Free
Electronically Delivered Statements with Check Imaging	Free
Escheatment Service Charge	\$50
Foreign Check Collection	\$30
Foreign Currency:	
Special Order	\$15 per Transaction
In Stock Purchase	\$5 per Transaction
Garnishments & Levies	\$100
Notary	\$5 per Document
Non-Sufficient Funds / Overdraft**	\$35
**NSF/Overdraft created by check, in-person withdrawal, ATM withdrawal or other electronic means	
Overdraft Protection Transaction Service Charge	\$5 per Transfer
Expedited Delivery Service Charge	\$35
Replacement ATM or Debit Card	\$5
Returned Deposited Item or Cashed Item Chargeback	\$12
Returned ACH	\$12
Stop Payment Paper/Online	\$35/\$25
Telephone / Email Transfer	\$5
Uncollected Check Paid or Returned	\$25
Visa Gift Card	\$5.95 per Card

CONSUMER ONLINE BANKING

Online Banking	Free
Online Bill Pay	Free
Fi-Fi Transfers (Bank to Bank Transfers)	Free

SAFE DEPOSIT BOXES

Size	Annual Rent
7 x 10	\$135
5 x 10	\$110
3 x 10	\$85
5 x 5	\$50
3 x 5	\$35
2 x 5	\$30

MOBILE BANKING

Mobile Banking Access	Free
Mobile Deposits - Consumer and Business	Free

OTHER SERVICE CHARGES FOR COMMERCIAL SERVICES

Balance Assessment (Analysis Accounts Only)	\$0.06 per \$1,000
Chain Bridge Bank, N.A. Business Debit Card	Free
Checks Paid (Analysis Accounts Only)	\$0.13 per Check
Currency Deposited	\$0.50 per \$1,000
Coin Deposited (1 Business Day to Process)	10% of the Total Deposit
Deposit Tickets (Analysis Accounts Only)	\$0.25 per Ticket
Items Deposited (Analysis Accounts Only)	\$0.13 per Item
Image Cash Letter Installation	\$300 - \$600
Night Deposit Bags	5 Free per Month, \$3 Thereafter
Night Deposit Services	Free
Returned Items - Checks Deposited or ACH Initiated	\$12 per item
Zero Balance Accounts (ZBA)	\$10 per Month

TREASURY MANAGEMENT

ACH Module	\$50 per Year
ACH Batch Initiated	Free
ACH Items Initiated	\$0.25 per Item
Same Day ACH Items Initiated	\$10 per Item
EDI (Electronic Data Interchange)	Free
Positive Pay	Free
Positive Pay Exception not Worked by Deadline	\$1 per Item
Wire Module	\$50 per Year
Outgoing Domestic Wire	\$25 per Wire
Outgoing International Wire	\$45 per Wire
Outgoing Wire to a Chain Bridge Bank Account	\$2.50 per Wire

COMMERCIAL REMOTE DEPOSIT SERVICES

Single-Feed	\$50 per Month
Multi-Feed	\$75 per Month
Remote Deposit Service	\$35 per Month

WIRES

Incoming Domestic Wire	Free
Incoming International Wire	\$15
Outgoing Consumer Domestic Wire - Paper	\$40
Outgoing Commercial Domestic Wire - Paper	\$50
Outgoing International Wire - Paper	\$55
Drawdown Wire Request	\$50
Returned Wire	\$20
Wire Cancellation Request	Minimum Charge of \$250

Chain Bridge Bank, N.A.



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Republican Governors Association
Get Michigan Working Again
1747 Pennsylvania Ave
Suite 250
Washington DC 20006

Date 10/31/22
Account
Enclosures

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We're everywhere your mobile device is! Download our mobile app from the Apple App Store or the Google Play Store. Then go one step further and activate Mobile Deposit in the mobile app. For questions contact us at 703-748-2005.

CHECKING ACCOUNT

Account Title: Republican Governors Association
Get Michigan Working Again

SERVICE CHARGE NOTICE- Effective 12-01-2022: Easy Business Checking accounts will incur a \$0.40 charge per item for each transaction after the first 150 free transactions in the month. Business MMDA accounts will incur a \$0.40 charge per item for each transaction after the first 250 free transactions in the month. Commercial Savings accounts will incur a \$0.40 charge per item for each transaction after the first 250 free transactions in the month.

Easy Business Checking		Number of Enclosures	0
Account Number	[REDACTED]	Statement Dates	10/03/22 thru 10/31/22
Previous Balance	127,233.44	Days in the Statement Period	29
10 Deposits	4,942,499.00	Average Ledger	854,430.54
8 Checks/Charges	3,862,926.60	Average Collected	854,430.54
Service Charge	.00		
Interest Paid	.00		
Current Balance	1,206,805.84		

ACTIVITY IN DATE ORDER

Date	Description	Amount	Balance
10/07	Transfer [REDACTED]	2,002,916.00	2,130,149.44
10/07	wire Transfer Service Charge	2.50-	2,130,146.94
10/07	wire Transfer Debit	848,984.50-	1,281,162.44
	FP1 STRATEGIES, LLC		
	[REDACTED]		

Chain Bridge Bank, N.A.



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Easy Business Checking

(Continued)

ACTIVITY IN DATE ORDER			
Date	Description	Amount	Balance
	[REDACTED]		
	[REDACTED]		
	[REDACTED]		
	CHAIN BRIDGE BANK, MCLEAN VA INV. 10062200		
	[REDACTED]		
	[REDACTED]		
10/17	wire Transfer Service Charge	2.50-	1,281,159.94
10/17	wire Transfer Debit FP1 STRATEGIES, LLC	856,763.00-	424,396.94
	[REDACTED]		
	[REDACTED]		
	[REDACTED]		
	[REDACTED]		
	[REDACTED]		
	CHAIN BRIDGE BANK, MCLEAN VA INV. 10142202		
	[REDACTED]		
	[REDACTED]		
10/20	Transfer [REDACTED]	458,333.00	882,729.94
	[REDACTED]		
	TRANSFER		
10/24	wire Transfer Service Charge	2.50-	882,727.44
10/24	wire Transfer Debit FP1 STRATEGIES, LLC	859,583.00-	23,144.44
	[REDACTED]		
	[REDACTED]		
	[REDACTED]		
	[REDACTED]		
	[REDACTED]		
	CHAIN BRIDGE BANK, MCLEAN VA		

Chain Bridge Bank, N.A.



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Easy Business Checking

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ACTIVITY IN DATE ORDER			
Date	Description	Amount	Balance
	INV. 10172202		
10/27	Transfer	871,250.00	894,394.44
	TRANSFER		
10/28	wire Transfer Credit	100,000.00	994,394.44
	WALBRIDGE ALDINGER LLC		
	PNC BANK, N.A.		
	FIRSTSIDE CENTER		
10/28	wire Transfer Credit	125,000.00	1,119,394.44
	DICK AND BETSY DEVOS		
	RICHARD M., JR.		
	OUTGOING MASTER TRUST WIRE		
	DICK & BETSY DEVOS		
10/28	wire Transfer Credit	125,000.00	1,244,394.44
	DANIEL G DEVOS		
	C/O RDV CORPORATION		
	DAN & PAM DEVOS		

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Easy Business Checking

(Continued)

ACTIVITY IN DATE ORDER			
Date	Description	Amount	Balance
10/28	wire Transfer Credit DOUG AND MARIA DEVOS DOUGLAS DEVOS OUTGOING MASTER TRUST WIRE DOUG & MARIA DEVOS	125,000.00	1,369,394.44
10/28	wire Transfer Credit SUZANNE C DEVOS C/O RDV CORPORATION CHERI DEVOS	125,000.00	1,494,394.44
10/31	wire Transfer Credit ARLYN LANTING MARCIA LANTING DONATION. PLEASE REFERENCE : T #11-3655877.	10,000.00	1,504,394.44
10/31	wire Transfer Credit CLUB FOR GROWTH ACTION DONATION DONATION	1,000,000.00	2,504,394.44

Chain Bridge Bank, N.A.



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Easy Business Checking

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ACTIVITY IN DATE ORDER			
Date	Description	Amount	Balance
10/31	wire Transfer Service Charge	2.50-	2,504,391.94
10/31	wire Transfer Debit	1,297,586.10-	1,206,805.84
	FP1 STRATEGIES, LLC		
	CHAIN BRIDGE BANK,		
	MCLEAN		
	VA		
	INV. 10172203REV		

To report a lost or stolen ATM or Debit Card, call 1-866-546-8273.

Date _____

Enter bank balance from statement			
Add deposits not credited by bank (if any)			
TOTAL			
Subtract total of checks not paid			
CHECKBOOK BALANCE ➡			

Reconcile your statement in the space provided below.

Explanation of Balance on Which the ODP Interest Charge is Computed

What To Do If You Think You Find A Mistake On Your Statement

- We cannot try to collect the amount in question, or report you as delinquent on that amount.
- The charge in question may remain on your statement, and we may continue to charge you interest on that amount. But, if we determine that we made a mistake, you will not have to pay the amount in question or any interest or other fees related to that amount.
- While you do not have to pay the amount in question, you are responsible for the remainder of your balance.
- We can apply any unpaid amount against your credit limit.

We will investigate your complaint and will correct any error promptly. If we take more than 10 business days to do this, we will credit your account for the amount you think is in error, so that you will have the use of the money during the time it takes us to complete our investigation.

Chain Bridge Bank, N.A.



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Washington DC 20006

Date 11/30/22
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Account Title: Republican Governors Association
Get Michigan Working Again

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Easy Business Checking		Number of Enclosures	0
Account Number	[REDACTED]	Statement Dates	11/01/22 thru 11/30/22
Previous Balance	1,206,805.84	Days in the Statement Period	30
3 Deposits	64,415.00	Average Ledger	142,472.90
6 Checks/Charges	1,138,198.60	Average Collected	142,472.90
Service Charge	.00		
Interest Paid	.00		
Current Balance	133,022.24		

ACTIVITY IN DATE ORDER

Date	Description	Amount	Balance
11/01	Wire Transfer Service Charge	2.50-	1,206,803.34
11/01	Wire Transfer Debit	1,042,768.60-	164,034.74
	FP1 STRATEGIES, LLC		
	[REDACTED]		
	[REDACTED]		
	[REDACTED]		
	[REDACTED]		

Chain Bridge Bank, N.A.



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Easy Business Checking

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ACTIVITY IN DATE ORDER			
Date	Description	Amount	Balance
	CHAIN BRIDGE BANK, MCLEAN VA INV. 11012203, INV. 17103; INV. 17309; INV. 17437		
11/03	DDA Remote Deposit	25,000.00	189,034.74
11/04	DDA Remote Deposit	25,000.00	214,034.74
11/07	Wire Transfer Service Charge	2.50-	214,032.24
11/07	Wire Transfer Debit FPI STRATEGIES, LLC	14,415.00-	199,617.24
	CHAIN BRIDGE BANK, MCLEAN VA INV-17434		
11/08	wire Transfer Service Charge	10.00-	199,607.24
11/08	Wire Transfer Debit CAMPAGIN RESOURCE GROUP LLC	81,000.00-	118,607.24
	MACATAWA BANK HOLLAND MI FUNDRAISING INV. GMWA 2022-001		

Chain Bridge Bank, N.A.



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Easy Business Checking (Continued)

ACTIVITY IN DATE ORDER			
Date	Description		Balance
11/18	FP1 STRAT	FP1 Strategies	14,415.00
	CCD		133,022.24

To report a lost or stolen ATM or Debit Card, call 1-866-546-8273.

Date _____

Enter bank balance from statement			
Add deposits not credited by bank (if any)			
TOTAL			
Subtract total of checks not paid			
CHECKBOOK BALANCE ➡			

Reconcile your statement in the space provided below.

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- We can apply any unpaid amount against your credit limit.

We will investigate your complaint and will correct any error promptly. If we take more than 10 business days to do this, we will credit your account for the amount you think is in error, so that you will have the use of the money during the time it takes us to complete our investigation.

EXHIBIT 6



Wire Detail: [REDACTED]

Payment Information

Transaction ID: [REDACTED]

OMAD: 20221209GMQFMP01014291

Status: Posted

Wire Company Name: Republican Governors Association

Debit Account: Get MI Working Again

Effective Date: 12/09/2022

Wire Amount: 2,500.00 USD

Frequency: One Time

Purpose:

Additional Information: INV. GMWA 2022-002

Reference Beneficiary:

Audit: 12/9/2022 11:13:19 AM : SystemAdmin
: Posted
12/9/2022 10:34:38 AM : Scheduler :
Transmitted
12/9/2022 10:34:36 AM : Erim : New

Beneficiary Information

Account Number: [REDACTED]

Name: CAMPAGIN RESOURCE GROUP LLC

Address: PO BOX 1948
HOLLAND, MI 49422,
UNITED STATES

Notes:

Routing Number: [REDACTED]

Bank Name: MACATAWA BANK

Bank Address: HOLLAND, MI , UNITED STATES


EXHIBIT 7



FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

MEMORANDUM

TO: The Commissioners
Staff Director
Deputy Staff Director
General Counsel

FROM: Office of the Commission Secretary 

DATE: December 21, 2000

SUBJECT: Statement of Reasons for MUR 4960

Attached is a copy of the Statement of Reasons for MUR 4960 signed
by Commissioner David M. Mason, Commissioner Karl J. Sandstrom,
Commissioner Bradley A. Smith, and Commissioner Scott E. Thomas.

This was received in the Commission Secretary's Office on
Wednesday, December 20, 2000 at 5:10 p.m.

cc: Vincent J. Convery, Jr.
Press Office
Public Information
Public Disclosure

Attachment



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

BEFORE THE FEDERAL ELECTION COMMISSION

In re Hillary Rodham Clinton for)
US Senate Exploratory Committee, *et al.*) MUR 4960
)

STATEMENT OF REASONS

On October 10, 2000, the Commission rejected the General Counsel's recommendation that MUR 4960 be dismissed as not warranting further action relative to other cases pending before the Commission. Instead, the Commission voted 4-2¹ to find no reason to believe that Hillary Rodham Clinton and the Hillary Rodham Clinton for US Senate Exploratory Committee (Respondents) received excessive contributions in violation of 2 USC § 441a(a)(1)(A) of the Federal Election Campaign Act (FECA).

Standard for Summary Dismissals

Any person who believes a violation of the FECA has occurred may file a complaint with the Commission. 2 USC § 437g(a)(1). The FECA anticipates that the Commission may summarily dismiss the complaint before the expiration of the 15 days afforded to alleged violators to set forth their reasons why no action should be taken against them. *Id.* After the response period closes, the Commission has the power to investigate alleged FECA violations only where there is "reason to believe" that a violation has been, or is about to be, committed. 2 USC § 437g(a)(2).

The Commission may find "reason to believe" only if a complaint sets forth sufficient specific facts, which, if proven true, would constitute a violation of the FECA. Complaints not based upon personal knowledge must identify a source of information that reasonably gives rise to a belief in the truth of the allegations presented. *See* 11 CFR 111.4(d)(2); MUR 4545 (Clinton/Gore '96 Primary Comm./Amtrak) ("While the available evidence is inadequate to determine whether the costs of the Train Trip were properly paid, the complainant's allegations are not sufficient to support a finding of reason to believe . . ."); MUR 3534 (Bibleway Church of Atlas Road) ("[T]here was a lack of evidence indicating the literature was distributed on behalf of the [Respondent] or at its expense.").

¹ Commissioners McDonald and Wold dissented.

Unwarranted legal conclusions from asserted facts, *see* SOR in MUR 4869 (American Postal Workers Union), or mere speculation, *see* SOR of Chairman Wold and Commissioners Mason and Thomas in MUR 4850 (Fossella), will not be accepted as true. In addition, while credibility will not be weighed in favor of the complainant or the respondent, a complaint may be dismissed if it consists of factual allegations that are refuted with sufficiently compelling evidence provided in the response to the complaint, *see* MUR 4852 (Wiebe), or available from public sources such as the Commission's reports database.

Complaint and Response

The Complaint alleges that the cost of President and Mrs. Clintons' move from the White House to Chappaqua, New York was "financed by third parties, in violation of applicable campaign finance requirements." Compl. at 2. The Complainant attests that "[p]ublic and private monies and/or other benefits and preferences" that "appear to be derived from questionable sources" are being bestowed on Mrs. Clinton and her campaign committee. *Id.*

Complainant's factual assertions rest on two bases: Mrs. Clinton's lawyer failed to respond to a letter from the Complainant inquiring as to who would be paying for the decorating, furnishing and renovation of the Clinton's New York home, *id.* at 2-3; and media reports indicate that "old friends" are decorating the Clinton's home, and federal government employees, i.e., Secret Service personnel, are assisting with the move. *Id.* at 3. One of the media reports cited attributes Mrs. Clinton's spokeswoman with a statement that the Clintons were paying their moving bill themselves. Compl. Exh. 3.

The response asserts that the Complaint is both without factual basis and implicates conduct outside the FECA's coverage.

Analysis

Two threshold deficiencies are conspicuous in the Complaint. First, it does not provide evidence that the costs of the Clintons' move to New York are in connection with Mrs. Clinton's Senate election. While it is true that Mrs. Clinton needed to establish residency in New York in order to run for the Senate there, she could have done so by securing a smaller and less costly residence or possibly without acquiring a permanent residence at all. Thus, the cost of moving into the home the Clintons purchased was not shown to be a campaign expense.

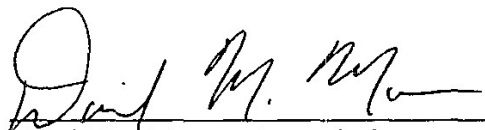
Second, no adverse inference, let alone an admission, may necessarily be found in a person choosing not to respond to correspondence. This is especially true of public figures who receive a large amount of correspondence from persons or groups with whom they are not personally acquainted. While no one would question that "silence *when one would be expected to speak* is a powerful persuader," *Libutti v. United States*, 178 F.3d 114, 120 (2d Cir. 1999) (emphasis added), no such expectations should have arisen in this case. Correspondence posed to a First Lady's lawyer by a watch dog organization does not raise an expectancy that a response was in order.

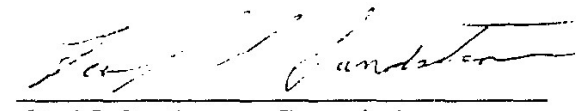
While the complaint generally alleges that the move was "financed by third parties," the only specific allegations involved assistance by "old friends," i.e., volunteers, which would not constitute contributions or expenditures under the Act, *see* 2 USC § 431(8)(B)(i), and Secret Service personnel, i.e., federal government funds, which are likewise exempt from the Act. *See* 2 USC § 431(11). Moreover, one of the media reports attached to the Complaint specifically states that the Clintons "were paying the moving bill themselves." Thus, the only evidence cited by the Complainant directly contradicts his speculation (e.g., "financial assistance *apparently* provided" (*emphasis added*)) that the move may have been financed by gifts from private sources. Such purely speculative charges, especially when accompanied by a direct refutation, do not form an adequate basis to find reason to believe that a violation of the FECA has occurred. *See* MUR 4850.

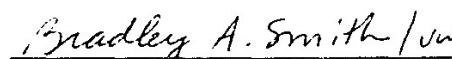
To meet the threshold for "reason to believe," the complainant should have provided some evidence upon which one could reasonably conclude that third parties actually paid for the move (as opposed to merely speculating that someone must have). Absent personal knowledge, the Complainant, at a minimum, should have made a sufficiently specific allegation (i.e., as to who supposedly made payments, along with some reasonable basis for the belief), so as to warrant a focused investigation that can prove or disprove the charge.

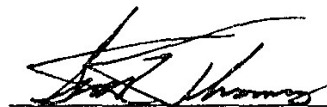
Finally, even if the complaint had shown that sources other than the Federal government and the Clintons themselves had paid for the move, there would have to be some indication the payment would not have been made "irrespective of the candidacy." 11 CFR 113.1(g)(6). The complaint failed completely to address, much less provide any evidence regarding, this essential element of the violation it alleged.

For these reasons, the Commission found no reason to believe that Respondents did not receive excessive contributions in violation of 2 USC § 441(a)(1)(A).


David M. Mason, Commissioner


Karl J. Sandstrom, Commissioner


Bradley A. Smith, Commissioner


Scott E. Thomas, Commissioner

December 21, 2000

EXHIBIT 8



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	MUR 7753
Everytown for Gun Safety Action Fund, Inc.)	
)	
Everytown for Gun Safety Victory Fund and)	
Tara Paone in her official capacity)	
as Treasurer)	
)	
U.S. Rep. Lucy McBath)	
)	
Friends of Lucy McBath Inc. and)	
Kendra-Sue Derby in her official capacity)	
as Treasurer)	

**STATEMENT OF REASONS OF VICE CHAIR ALLEN DICKERSON AND
COMMISSIONERS SEAN J. COOKSEY AND JAMES E. “TREY” TRAINOR, III**

The Complaint in this matter alleges that two related organizations, Everytown for Gun Safety Action Fund and Everytown for Gun Safety Victory Fund (“Everytown Respondents”), illegally coordinated expenditures with Lucy McBath, a congressional candidate and one-time paid national spokesman for an associated Everytown for Gun Safety organization, and her campaign.¹ The Respondents deny the allegations and claim that the Complaint is too speculative to support a reason to believe finding.²

As we have stated before, “purely speculative charges, especially when accompanied by a direct refutation, do not form an adequate basis to find reason to believe that a violation of the [law] has occurred.”³ Here, the Commission has only suppositions that, because McBath was employed by an Everytown for Gun Safety organization, she must have engaged in substantial

¹ Complaint (March 16, 2020), MUR 7753 (Everytown for Gun Safety Action Fund, *et al.*) (“Complaint”).

² See Response of Lucy McBath, *et al.* (Aug. 10, 2020), MUR 7753 (Everytown for Gun Safety Action Fund, *et al.*) (“McBath Response”); Response of Everytown for Gun Safety Action Fund, *et al.* (Aug. 10, 2020), MUR 7753 (Everytown for Gun Safety Action Fund, *et al.*) (“Everytown Response”).

³ Statement of Reasons of Vice Chair Allen Dickerson and Commissioners Sean J. Cooksey and James E. “Trey” Trainor III at 2 (June 28, 2021), MUR 7501 (Bill Nelson for U.S. Senate, *et al.*) (quoting Statement of Reasons of Commissioners David M. Mason, Karl J. Sandstrom, Bradley A. Smith, and Scott E. Thomas at 3 (Dec. 21, 2000), MUR 4960 (Hillary Rodham Clinton for Senate)).

discussions or provided material information related to Everytown’s political spending. But the mere employment of a candidate alone is insufficient to establish coordination or support a reason-to-believe finding, and there is no other supporting evidence for the Complaint’s claim. Therefore, we voted to dismiss this matter.

I. Factual Background

Everytown for Gun Safety is a collection of interrelated gun-control education and advocacy groups consisting of: Everytown for Gun Safety Support Fund (the “Support Fund”), a 501(c)(3) charitable organization engaged in education and research; Everytown for Gun Safety Victory Fund (the “Victory Fund”), an independent expenditure-only political action committee; and Everytown for Gun Safety Action Fund (the “Action Fund”), a 501(c)(4) social-welfare organization. The third organization describes its “primary activity” as “promoting gun safety legislation and initiatives and reducing gun violence through the education of policymakers, the public, and the media and organizing communities in support of gun safety.”⁴ Together, the Support Fund, the Victory Fund, and the Action Fund are all part of what Respondents characterize as “[t]he Everytown for Gun Safety family of organizations.”⁵

Congresswoman Lucy McBath was first elected to Georgia’s Sixth Congressional District in 2018. Prior to running for office, she was a spokesperson for Everytown for Gun Safety (although which specific organization employed her is disputed). The timeline of McBath’s decision to run for federal office in 2018 is as follows: On March 5, 2018, McBath filed her Statement of Candidacy and her campaign committee, Friends of Lucy McBath (the “McBath Committee”), filed its Statement of Organization.⁶ On April 2, 2018, McBath took unpaid leave from Everytown for Gun Safety in order to pursue her campaign.⁷ Following Georgia’s May 22, 2018, primary election for the Democratic nomination, McBath advanced to a primary run-off election, which she won on July 24, 2018.⁸ As the Democratic nominee, McBath then won the general election to represent the Sixth Congressional District on November 6, 2018.⁹

Throughout the election, but only after McBath had begun her unpaid leave, the Action Fund and the Victory Fund supported McBath’s election. The Action Fund spent \$1,256,290 on independent expenditures in support of McBath’s candidacy.¹⁰ In addition, it contributed

⁴ Everytown for Gun Safety Action Fund, 2018 Return of Organization Exempt From Tax (“2018 Action Fund Tax Return”), *available at* https://apps.irs.gov/pub/epostcard/cor/208802884_201812_990O_2020061217189577.pdf.

⁵ Everytown Response at 2.

⁶ First General Counsel’s Report at 3 (Jan. 28, 2021), MUR 7753 (Everytown for Gun Safety Action Fund, *et al.*).

⁷ Everytown Resp., Attach. 1 ¶ 2.

⁸ First General Counsel’s Report at 3 (Jan. 28, 2021), MUR 7753 (Everytown for Gun Safety Action Fund, *et al.*).

⁹ Georgia Secretary of State, November 6, 2018 General Election: Official Results, *available at* https://results.enr.clarityelections.com/GA/91639/Web02-state.221451/#/c/C_2/s/C_2_1.

¹⁰ 2017-2018 Independent Expenditures, Everytown for Gun Safety Action Fund, *available at* <https://www.fec.gov/data/committee/C90015025/?tab=spending>.

\$3,712,786 to the Victory Fund in 2018.¹¹ The Victory Fund, in turn, spent \$2,953,240 on independent expenditures in support of McBath.¹²

On March 16, 2020, this Complaint was filed against McBath, the McBath Committee, the Action Fund, and the Victory Fund. It alleges that the Action Fund and Victory Fund's independent expenditures were coordinated with McBath and her campaign based on her ties to Everytown for Gun Safety. In support of the allegation, the Complaint points to the initial overlap in McBath's candidacy and her employment, as well as information in McBath's congressional Financial Disclosure Report indicating that she drew a salary from the Action Fund. It also suggests that the timing and scale of the independent expenditures indicates coordination, such that it is "highly implausible that Representative McBath did not engage in substantial discussion regarding her election."¹³

The Respondents deny the allegations and argue the Complaint is entirely speculative. McBath and her campaign committee dispute that she was ever an employee of the Action Fund, and the Action Fund and Victory Fund submitted an affidavit supporting the claim that she was actually employed by the Support Fund. The Respondents further argue that there is no relevant conduct that would make the independent expenditures into prohibited coordinated communications, and that there was a firewall and anti-coordination policy in place at the time of McBath's candidacy.

II. The Law

The Federal Election Campaign Act of 1971, as amended (the "Act") prohibits corporations from making contributions to candidates for federal office, and further prohibits the officers and directors of any corporation from consenting to such a contribution.¹⁴ "[E]xpenditures made by any person in cooperation, consultation, or concert, with, or at the request or suggestion of, a candidate, his authorized political committees, or their agents" are considered "contributions" under the Act.¹⁵

Commission regulations setting out the parameters of the coordinated-communications prohibition are byzantine. They consist of various multi-factor tests and standards, many of which have sub-parts, and then further exceptions to the sub-parts. But stated as simply as possible, the Commission uses a three-part test to determine whether a communication was coordinated with a campaign. The Commission looks to: (1) who paid for the expenditures, (2) what was the content of the expenditures, and (3) and what, if any, coordinating conduct there was between the campaign and the outside party.

¹¹ First General Counsel's Report at 6 (Jan. 28, 2021), MUR 7753 (Everytown for Gun Safety Action Fund, *et al.*) (citing 2017-2018 Individual Contributions, Everytown for Gun Safety Victory Fund, *available at* <https://www.fec.gov/data/committee/C00688655/?cycle=2018&tab=raising#individual-contribution-transactions>).

¹² 2017-2018 Independent Expenditures, Everytown for Gun Safety Victory Fund, *available at* <https://www.fec.gov/data/committee/C00688655/?cycle=2018&tab=spending#independent-expenditures>.

¹³ Complaint at 4.

¹⁴ 52 U.S.C. § 30118(a).

¹⁵ 52 U.S.C. § 30116(a)(7)(B)(i).

The Respondents acknowledge that the first two elements related to payment and content are satisfied. The Action Fund and the Victory Fund are outside parties who paid for public communications, and those communications were independent expenditures in support of McBath's candidacy or in opposition to her opponent. But the Respondents argue that there is no evidence they meet the conduct standard for coordinated communications.

Commission regulations set out six types of conduct that, if any one is present along with the payment and content standards, indicate a prohibited coordinated communication. The six types of conduct are: (1) request or suggestion; (2) material involvement; (3) substantial discussion; (4) use of a common vendor; (5) use of a former employee or independent contractor; and (6) republication of campaign material.¹⁶

The Complaint contends that available evidence suggests two of these conduct categories have been met between the Everytown Respondents and the McBath Committee: substantial discussion and the use of a former employee or independent contractor. For both, the Commission has set out specific guidelines for how the standards are met.

First, the "substantial discussion" standard is satisfied when:

The communication is created, produced, or distributed after one or more substantial discussions about the communication between the person paying for the communication, or the employees or agents of the person paying for the communication, and the candidate who is clearly identified in the communication, or the candidate's authorized committee, the candidate's opponent, the opponent's authorized committee, or a political party committee. A discussion is substantial within the meaning of this paragraph if information about the candidate's or political party committee's campaign plans, projects, activities, or needs is conveyed to a person paying for the communication, and that information is material to the creation, production, or distribution of the communication.¹⁷

The substantial discussion standard is closely related to material involvement, and in both cases the standard "is not satisfied if the information material to the creation, production, or distribution of the communication was obtained from a publicly available source."¹⁸

Second, the former employee or independent contractor standard looks to overlapping personnel between the outside party and the campaign. The standard is met when two conditions are true:

[1.] The communication is paid for by a person, or by the employer of a person, who was an employee or independent contractor of the candidate who is clearly identified in the communication, or the candidate's authorized committee, the

¹⁶ 11 C.F.R. § 109.21(d)(1)–(6).

¹⁷ 11 C.F.R. § 109.21(d)(3).

¹⁸ *Id.*

candidate's opponent, the opponent's authorized committee, or a political party committee, during the previous 120 days; and ...

[2.] That former employee or independent contractor uses or conveys to the person paying for the communication: (A) [i]nformation about the campaign plans, projects, activities, or needs of the clearly identified candidate, the candidate's opponent, or a political party committee, and that information is material to the creation, production, or distribution of the communication; or (B) [i]nformation used by the former employee or independent contractor in providing services to the candidate who is clearly identified in the communication, or the candidate's authorized committee, the candidate's opponent, the opponent's authorized committee, or a political party committee, and that information is material to the creation, production, or distribution of the communication.¹⁹

Like the standard for substantial discussion, this standard is not met when the information used or conveyed is publicly available.²⁰

III. Analysis

As noted above, the disposition of this matter turns entirely on whether the Respondents satisfy either of the conduct standards described above: substantial discussion or use of a former employee or contractor. The Complaint alleges that Respondents meet both,²¹ but for the reasons set forth below, we disagree.

First, the plain text of the former employee standard makes it inapplicable to the facts at hand. The former employee standard applies to “the employer of a person, who was an employee or independent contractor *of the candidate*.”²² McBath was the candidate; she was not an “employee or independent contractor of the candidate.” Thus, as the Office of the General Counsel (“OGC”) explained in their First General Counsel’s Report, “[g]iven that the plain text of the regulation clearly applies to ‘an employee or independent contractor of the candidate,’ it does not appear that the facts as alleged by the Complaint satisfy the conduct standard at section 109.21(d)(5).”²³

¹⁹ 11 C.F.R. § 109.21(d)(5).

²⁰ *Id.*

²¹ The Complaint does not distinguish between the substantial discussion standard and the former employee standard in its analysis; however, it appears to be applying both. *See* Complaint at 3–4. It also references the request or suggestion standard in its recitation of the applicable law but does not raise it in the “Cause of Action” section applying the asserted facts to the law. Respondents specifically deny that any communication was created, produced, or disseminated at the request or suggestion of McBath or her campaign. *See* Everytown Response, Attachment A, Affidavit of Tara Paone, Chief Financial Officer of the Action Fund and Support Fund and Treasurer of the Victory Fund.

²² 11 C.F.R. § 109.21(d)(5) (emphasis added).

²³ First General Counsel’s Report at 13 (Jan. 28, 2021), MUR 7753 (Everytown for Gun Safety Action Fund, *et al.*).

Second, there is insufficient information to find reason to believe that substantial discussion or material involvement occurred. The substantial discussion standard requires the candidate or the campaign to convey non-public information to the person paying for a qualifying communication. The Complaint alleges “the timing of Representative McBath’s employment as the national spokesperson for the Action Fund and her own campaign launch, taken together with the near immediate paid advocacy efforts of the Action Fund render it highly implausible that Representative McBath did not engage in substantial discussion regarding her election.”²⁴ The Complaint further alleges that “Everytown’s expenditures made in the 2018 elections demonstrate substantively unique and preferential treatment to Representative McBath ... [that] alone warrants investigation of coordination.”²⁵

As we have previously stated, “purely speculative charges, especially when accompanied by a direct refutation, do not form an adequate basis to find reason to believe that a violation of the [law] has occurred.”²⁶ “[M]ere ‘official curiosity’ will not suffice as the basis for FEC investigations.”²⁷ Therefore, “[t]he Commission cannot launch investigations into Americans’ political activities based on speculation or official curiosity, or shift the burden to respondents to prove their innocence.”²⁸

The Complaint alleges no specific facts that would show substantial discussions or material involvement occurred other than the fact of McBath’s prior employment.²⁹ Instead, the Complaint hypothesizes that such discussions must have occurred by virtue of McBath’s employment and the Action Fund and Victory Fund’s subsequent spending. The Action Fund and the Victory Fund are advocacy organizations. They exist to support policies and candidates that share their policy positions. It is hardly surprising—nor is it necessarily reflective of any coordination—that an advocacy organization would quickly and enthusiastically support a candidate who is closely associated with their issues and policy views. Shared interests provide a more plausible alternative explanation for the Action Fund and Victory Fund’s spending that is not rebutted by any evidence in the record.³⁰

²⁴ Complaint at 4.

²⁵ *Id.*

²⁶ Statement of Reasons of Vice Chair Allen Dickerson and Commissioners Sean J. Cooksey and James E. “Trey” Trainor III at 2 (June 28, 2021), MUR 7501 (Bill Nelson for U.S. Senate, *et al.*) (quoting Statement of Reasons of Commissioners David M. Mason, Karl J. Sandstrom, Bradley A. Smith, and Scott E. Thomas at 3 (Dec. 21, 2000), MUR 4960 (Hillary Rodham Clinton for Senate)).

²⁷ *FEC v. Machinists Non-Partisan Political League*, 655 F.2d 380, 388 (D.C. Cir. 1981).

²⁸ Statement of Reasons of Vice Chair Allen Dickerson and Commissioners Sean J. Cooksey and James E. “Trey” Trainor III at 2 (June 28, 2021), MUR 7501 (Bill Nelson for U.S. Senate, *et al.*) (quoting Statement of Reasons of Vice Chair Caroline C. Hunter and Commissioners Lee E. Goodman and Matthew S. Petersen at 2 (Feb. 15, 2017), MUR 6747 (Rick Santorum for President)).

²⁹ Indeed, as OGC acknowledges, “the available information does not establish that the Action Fund’s communications in support of McBath were in fact coordinated expenditures.” First General Counsel’s Report at 20 (Jan. 28, 2021), MUR 7753 (Everytown for Gun Safety Action Fund, *et al.*).

³⁰ OGC in its First General Counsel’s Report states, “[t]he Responses do not sufficiently rebut the allegations.” First General Counsel’s Report at 17 (Jan. 28, 2021), MUR 7753 (Everytown for Gun Safety Action Fund, *et al.*). This inappropriately shifts the burden of proof onto the Respondents in our view. Notwithstanding the reason-to-believe standard being lower than belief beyond a reasonable doubt, respondents are presumed innocent until there is

The Complaint's approach suggests that mere employment alone establishes a likelihood of substantial discussion and supports a reason to believe finding. But this effectively collapses the substantial discussion and former employee standards and fails to accord each requirement its due weight. The Complaint's theory shifts the burden to Respondents to prove that coordination does not occur anytime an organization employs a candidate or their former employee.³¹ This cannot be correct. Even under the former employee standard, mere employment alone is not enough to establish coordination. The employee must still convey material information.³² By the same logic, mere former employment also does not establish substantial discussion.

The Complaint does not identify what material information the Complainant believes was passed along to the Action Fund or the Victory Fund or how it was done, nor does it identify which specific communications were created using such information. In a sworn statement Respondents specifically deny that material information was conveyed and claim that they maintained a firewall policy to prevent coordination.³³ Thus, the Complaint presents vague allegations, which are directly refuted by sworn statements from the Respondents.

IV. Conclusion

At bottom, there is simply no evidence to support an inference of coordinating conduct between the McBath Committee and the Everytown Respondents. The Complaint is too speculative to support a reason to believe finding. So, we voted to dismiss.

sufficient evidence to the contrary. *See* Statement of Reasons of Chairman Darryl R. Wold and Commissioners David M. Mason and Scott E. Thomas at 2 (July 20, 2000), MUR 4850 (Deloitte & Touche, LLP, *et al.*) ("The burden of proof does not shift to a respondent merely because a complaint is filed.").

³¹ The Complaint does not draw a clear distinction between the former employee standard and the substantial discussion standard. OGC does in its First General Counsel's Report. As noted above, OGC correctly concluded that the former employee standard does not apply to the candidate themselves. Rather, OGC analyzes the situation under the substantial discussion and material involvement standards, and states that the candidate's employment creates "a reasonable basis to question whether McBath shared material information about her campaign's plans, projects, and activities with the Action Fund." First General Counsel's Report at 16 (Jan. 28, 2021), MUR 7753 (Everytown for Gun Safety Action Fund, *et al.*). We disagree. The standard, after all, is "reason to believe," not reason to question.

³² *See* 11 C.F.R. § 109.21(d)(5)(ii).

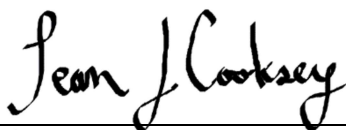
³³ Everytown Response, Attachment A, Affidavit of Tara Paone, Chief Financial Officer of the Action Fund and Support Fund and Treasurer of the Victory Fund.



Allen Dickerson
Vice Chair

October 8, 2021

Date



Sean J. Cooksey
Commissioner

October 8, 2021

Date



James E. "Trey" Trainor, III
Commissioner

October 8, 2021

Date

EXHIBIT 9



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	MUR 7501
Bill Nelson for U.S. Senate and Peggy Gagnon)	
in her official capacity as treasurer)	
)	
Democratic Executive Committee of Florida and)	
Fran Garcia in her official capacity)	
as treasurer)	

**STATEMENT OF REASONS OF VICE CHAIR ALLEN DICKERSON AND
COMMISSIONERS SEAN J. COOKSEY AND JAMES E. "TREY" TRAINOR, III**

The Complaint in this matter alleges that the Democratic Executive Committee of Florida ("Florida Democratic Party") made, and the Bill Nelson for U.S. Senate campaign committee ("Nelson Campaign") accepted, over \$58,000 in in-kind contributions.¹ Specifically, the Complaint cited at least 19 entries on Florida Democratic Party disclosure reports which list "Senate 18/Nelson," "USS/Nelson," "Senate/Nelson" or a similar notation as part of the reported purpose for disbursements primarily to individuals for payroll and consulting, to companies for insurance, and to a printing company.² The Complaint infers that because these memo entries reference Senator Nelson, the associated expenditure must have been made on behalf of the Nelson Campaign. The Complaint does not identify additional facts that support this inference.

The Respondents deny the allegations. The Nelson Campaign asserts that "**none** of the disbursements were made for the exclusive benefit of the Committee or on the Committee's behalf."³ The Nelson Campaign further avers that while some of the individuals identified by the Complaint were employed by the campaign, they were paid for that work by the campaign.⁴ Moreover, even if the entries were accurate and the staff at issue did some work related to the

¹ Complaint (Sept. 18, 2018), MUR 7501 (Bill Nelson for Senate, *et al.*).

² *Id.* at Exhibit A.

³ Response of Bill Nelson for Senate at 2 (Nov. 13, 2018), MUR 7501 (Bill Nelson for Senate, *et al.*) (emphasis in the original).

⁴ *Id.* at 3.

Nelson Campaign, that does not necessarily mean the payments are attributable to the Respondents.⁵

The Florida Democratic Party denies that the expenses identified in the Complaint are attributable to any one campaign, asserting “the [staff] activities supported the Committee’s own activities for the benefit of candidates up and down the ballot.”⁶ The Florida Democratic Party attributes the reporting to “simple administrative error due to a misunderstanding of the differences between federal and state reporting requirements and general miscommunication between lower level staff responsible for data entry for the Committee reports and Committee management” and subsequently amended their disclosure reports.⁷ There is nothing in the record which contradicts the Florida Democratic Party’s assertion.

The Commission has previously made clear that “purely speculative charges, especially when accompanied by a direct refutation, do not form an adequate basis to find reason to believe that a violation of the [law] has occurred.”⁸ As the courts have stated, “mere ‘official curiosity’ will not suffice as the basis for FEC investigations.”⁹ Therefore, “[t]he Commission cannot launch investigations into Americans’ political activities based on speculation or official curiosity, or shift the burden to respondents to prove their innocence.”¹⁰

Ultimately, the Commission does not have a set of facts before it that supports the Complaint’s allegations. It merely has speculation that the Florida Democratic Party’s initial memo entries were more accurate (and unintentionally revealing) than their amended reports. The Respondents directly deny the Complaint’s allegations, and there is no information in the record that contradicts this denial.¹¹ Under these circumstances, speculation is insufficient to support a

⁵ *Id.* See also 11 C.F.R. § 106.1(c)(1) (“Expenditures for rent, personnel, overhead, general administrative, fund-raising, and other day-to-day costs of political committees need not be attributed to individual candidates, unless these expenditures are made on behalf of a clearly identified candidate and the expenditure can be directly attributed to that candidate.”).

⁶ Response of the Democratic Executive Committee of Florida at 1 (Dec. 10, 2018), MUR 7501 (Bill Nelson for Senate, *et al.*).

⁷ *Id.* at 2.

⁸ Statement of Reasons of Commissioners David M. Mason, Karl J. Sandstrom, Bradley A. Smith, and Scott E. Thomas at 3 (Dec. 21, 2000), MUR 4960 (Hillary Rodham Clinton for Senate). See also First General Counsel’s Report at 5 (July 23, 2004), MUR 5467 (Michael Moore) (quoting the Statement of Reasons of four Commissioners in MUR 4960 (Hillary Rodham Clinton for U.S. Senate Exploratory Committee, Inc.)); Statement of Reasons of Vice Chairman Donald F. McGahn and Commissioners Caroline C. Hunter and Matthew S. Petersen at 6 (Sept. 19, 2013), MUR 5878 (Arizona Democratic Central Committee) (same).

⁹ *FEC v. Machinists Non-Partisan Political League*, 655 F.2d 380, 388 (D.C. Cir. 1981).

¹⁰ Statement of Reasons of Vice Chair Caroline C. Hunter and Commissioners Lee E. Goodman and Matthew S. Petersen at 2 (Feb. 15, 2017), MUR 6747 (Rick Santorum for President); see also Statement of Reasons of Chairman Darryl R. Wold and Commissioners David M. Mason, and Scott E. Thomas at 2 (July 20, 2000), MUR 4850 (Deloitte & Touche, LLP, *et al.*) (“The burden of proof does not shift to a respondent merely because a complaint is filed.”).

¹¹ Some have suggested that this denial needed to be accompanied by a sworn affidavit to be credible. Yet knowingly and willfully making false representations to the Commission is already a crime under 18 U.S.C. § 1001,

reason to believe finding, let alone the costly and invasive investigation recommended by the Commission's Office of General Counsel.

Accordingly, we voted to find no reason to believe a violation occurred in this matter.



Allen Dickerson
Vice Chair

June 28, 2021

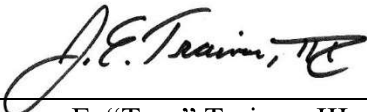
Date



Sean J. Cooksey
Commissioner

June 28, 2021

Date



James E. "Trey" Trainor, III
Commissioner

June 28, 2021

Date

and knowingly and willfully filing false report amendments with the Commission may be prosecuted under 52 U.S.C. § 30109(d).

EXHIBIT 10



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of
Deloitte & Touche, LLP, *et al.*

)
)
)
MUR 4850

STATEMENT OF REASONS OF CHAIRMAN WOLD AND
COMMISSIONERS MASON AND THOMAS

On June 20, 2000, the Commission rejected the recommendation of the General Counsel to find reason to believe that Respondent Deloitte & Touche, LLP ("D & T"), violated 2 U.S.C. §§ 441b and 441f, with two Commissioners voting in favor of the recommendation and three opposed.¹

We write to explain our reasons for opposing the General Counsel's recommendation. We based our decision upon the lack of evidence in the complaint to support the allegation that D & T routed prohibited contributions through its partners or employees to the Committee to Re-Elect Vito Fossella.

The complaint alleged in conclusory fashion that "contributions made [to the Fossella Committee] via conduits or intermediaries appear to have been made from . . . DELOITTE & TOUCHE LLP." Complainant, who unsuccessfully opposed Congressman Fossella during the 1998 election, provided no basis for this allegation. In response to the complaint, counsel for D & T stated that it is "not aware that Deloitte & Touche has committed any violation of FECA or its accompanying regulations." The Fossella Committee reported to the Commission that 23 D & T employees made contributions during the 1997-98 election cycle. With two exceptions, these employees contributed only \$250 and few of them were made on the same day.

The General Counsel, reading the foregoing response as failing to deny affirmatively that D & T violated the Federal Election Campaign Act (FECA) with respect to the unnamed contributors or any of its employees, recommended that the Commission find reason to believe ("RTB") that D & T violated 2 U.S.C. §§ 441b and 441f. While Respondent could have made a more specific denial, the response corresponded in its level of generality to that of the complaint, which named neither any person nor D & T employees generally, as the object of its speculative assertion. Before the Commission finds RTB that FECA violations occurred based on nothing more

¹ Commissioner Elliott was absent from this Executive Session.

9541-904-40-52

than insufficiently vigorous denials to mere conjecture, the regulated community should be given sufficient notice that such a lilliputian RTB threshold is being applied by the Commission.

During discussion of this issue in Executive Session, the General Counsel also stated that D & T's response suggested that it had not performed its own investigation of the matter. We find this inference irrelevant. A mere conclusory accusation without any supporting evidence does not shift the burden of proof to respondents. While a respondent may choose to respond to a complaint, *complainants* must provide the Commission with a reason to believe violations occurred. The burden of proof does not shift to a respondent merely because a complaint is filed. In this instance, the complaint states only that conduit contributions "appear to have been made." The complaint itself literally fails to make any factual showing to support an accusation that D & T violated the FECA. Thus, if we were to accept the General Counsel's close reading of the response, we would, in fairness, be compelled to find the complaint is deficient in precisely the same way. In fact, we do not normally apply such a rigorous standard to complaints. Nor should we do so for responses.

The only apparent evidence to which Complainant could have been referring was the fact that the Committee's reports showed that a number of D & T employees made contributions to the Committee, some on the same day. We can grant little, if any, weight to this fact. If the Commission were to accept that circumstance as sufficient evidence to make RTB findings of conduit contributions, we would have time for investigations of little else. The fact that several employees of the same company make contributions even on the same day, often after a fundraising drive, should raise no eyebrows. Moreover, in this case almost all of the contributions at issue were only \$250. Conjecture that these were conduit contributions runs counter to our experience. In our experience, conduit contribution schemes tend to involve the \$1,000 limit. Apparently, as the familiar adage goes, anything worth doing (including illegal matters) is worth doing well.

We note that we are very concerned about the number of conduit contribution cases the Commission has recently seen. Conduit contributions circumvent the core reporting provisions of the FECA and usually the contribution limits, and we are endeavoring to develop tools that allow for easier detection of conduit patterns. Nonetheless, we cannot allow mere conjecture (offered by a political opponent's campaign) to serve as a basis to launch an investigation, simply because the conjecture is met by less than the most explicit denial.

July 20, 2000


Darryl R. Wold, Chairman


David M. Mason, Commissioner


Scott E. Thomas, Commissioner

23-04-406-1457

EXHIBIT 11

Political Organization
Notice of Section 527 Status

Part I General Information

1 Name of organization

Put Michigan First

Employer identification number

87 - 1484192

2 Mailing address (P.O. box or number, street, and room or suite number)

1225 I St. NW Ste. 1100

City or town, state, and ZIP code

Washington, DC 20005

3 Check applicable box: ☒ Initial notice ☐ Amended notice ☐ Final notice

4a Date established

07/06/2021

4b Date of material change

07/06/2021

5 E-mail address of organization

putmichiganfirst@gmail.com

6a Name of custodian of records

Stephen Hill

6b Custodian's address

1225 I St. NW Ste. 1100

Washington, DC 20005

7a Name of contact person

Stephen Hill

7b Contact person's address

1225 I St. NW Ste. 1100

Washington, DC 20005

8 Business address of organization (if different from mailing address shown above). Number, street, and room or suite number

1225 I St. NW Ste. 1100

City or town, state, and ZIP code

Washington, DC 20005

9a Election authority

NONE

9b Election authority identification number

Part II Notification of Claim of Exemption From Filing Certain Forms (see instructions)

10a Is this organization claiming exemption from filing Form 8872, Political Organization Report of Contributions and Expenditures, as a qualified state or local political organization? Yes ☐ No ☒

10b If 'Yes,' list the state where the organization files reports:

11 Is this organization claiming exemption from filing Form 990 (or 990-EZ), Return of Organization Exempt from Income Tax, as a caucus or associations of state or local officials? Yes ☐ No ☒

Part III Purpose

12 Describe the purpose of the organization

Communicate regarding the issue positions of candidates in Michigan.

Part IV List of All Related Entities (see instructions)**13** Check if the organization has no related entities

.....

14a	Name of related entity	14b	Relationship	14c	Address
	Center for Innovative Policy		Connected		1225 I St. NW Ste. 1100 Washington, DC 20005
	Alliance for Common Sense		Connected		1225 I St. NW Ste. 1100 Washington, DC 20005

Part V List of All Officers, Directors, and Highly Compensated Employees (see instructions)

15a	Name	15b	Title	15c	Address
	Stephen Hill		Treasurer		1225 I St. NW Ste. 1100 Washington, DC 20005
	Noam Lee		Chairperson		1225 I St. NW Ste. 1100 Washington, DC 20005

Under penalties of perjury, I declare that the organization named in Part I is to be treated as a tax-exempt organization described in section 527 of the Internal Revenue Code, and that I have examined this notice, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. I further declare that I am the official authorized to sign this report, and I am signing by entering my name below.

Stephen Hill

07/06/2021

**Sign
Here**



Name of authorized official



Date

EXHIBIT 12

**Political Organization
Report of Contributions and Expenditures**

OMB No. 1545-1696

▶ See separate instructions.

A For the period beginning 07/01/2022 and ending 09/30/2022

B Check applicable box: ☒ Initial report ☐ Change of address ☐ Amended report ☐ Final report

1 Name of organization Put Michigan First **Employer identification number** 87 - 1484192

2 Mailing address (P.O. box or number, street, and room or suite number)
1225 I St NW Ste 1100

City or town, state, and ZIP code
Washington, DC 20005

3 E-mail address of organization: putmichiganfirst@gmail.com **4** Date organization was formed: 07/06/2021

5a Name of custodian of records Stephen Hill **5b** Custodian's address
1225 Eye Street NW Suite 1100
Washington, DC 20005

6a Name of contact person Stephen Hill **6b** Contact person's address
1225 Eye Street NW Suite 1100
Washington, DC 20005

7 Business address of organization (if different from mailing address shown above). Number, street, and room or suite number
1225 I St NW Ste 1100

City or town, state, and ZIP code
Washington, DC 20005

8 Type of report (check only one box)

- | | |
|---|---|
| <input type="checkbox"/> First quarterly report
(due by April 15) | <input type="checkbox"/> Monthly report for the month of:
(due by the 20th day following the month shown above, except the
December report, which is due by January 31) |
| <input type="checkbox"/> Second quarterly report
(due by July 15) | <input type="checkbox"/> Pre-election report (due by the 12th or 15th day before the election) |
| <input checked="" type="checkbox"/> Third quarterly report
(due by October 15) | (1) Type of election: |
| <input type="checkbox"/> Year-end report
(due by January 31) | (2) Date of election: |
| <input type="checkbox"/> Mid-year report (Non-election
year only-due by July 31) | (3) For the state of: |
| | <input type="checkbox"/> Post-general election report (due by the 30th day after general election) |
| | (1) Date of election: |
| | (2) For the state of: |

9 Total amount of reported contributions (total from all attached Schedules A) **9.** \$ 14583701

10 Total amount of reported expenditures (total from all attached Schedules B) **10.** \$ 21302206

Under penalties of perjury, I declare that I have examined this report, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete.

Stephen Hill

10/14/2022

**Sign
Here**

Signature of authorized official

Date

Schedule A Itemized Contributions

Schedule A

Contributor's name, mailing address and ZIP codeH. Cox Son Inc
[REDACTED]**Name of contributor's employer**

NA

Contributor's occupation

NA

Aggregate contributions year-to-date

\$ 2500

Amount of contribution

\$ 2500

Date of contribution

08/08/2022

Contributor's name, mailing address and ZIP codeFarmington Hotel Business
[REDACTED]**Name of contributor's employer**

NA

Contributor's occupation

NA

Aggregate contributions year-to-date

\$ 1500

Amount of contribution

\$ 1500

Date of contribution

08/23/2022

Contributor's name, mailing address and ZIP codeMed-Share Inc.
[REDACTED]**Name of contributor's employer**

NA

Contributor's occupation

NA

Aggregate contributions year-to-date

\$ 5000

Amount of contribution

\$ 5000

Date of contribution

09/26/2022

Contributor's name, mailing address and ZIP codeMichigan Health Hospital Association
[REDACTED]**Name of contributor's employer**

NA

Contributor's occupation

NA

Aggregate contributions year-to-date

\$ 150000

Amount of contribution

\$ 100000

Date of contribution

09/13/2022

Contributor's name, mailing address and ZIP codeRossetti
[REDACTED]**Name of contributor's employer**

NA

Contributor's occupation

NA

Aggregate contributions year-to-date

\$ 2500

Amount of contribution

\$ 2500

Date of contribution

07/07/2022

Contributor's name, mailing address and ZIP codeJake Kasdan
[REDACTED]**Name of contributor's employer**

Self-Employed

Contributor's occupation

Writer Director

Aggregate contributions year-to-date

\$ 12500

Amount of contribution

\$ 12500

Date of contribution

07/25/2022

Contributor's name, mailing address and ZIP codeLifepoint Health Support Center
[REDACTED]**Name of contributor's employer**

NA

Contributor's occupation

NA

Aggregate contributions year-to-date

\$ 5000

Amount of contribution

\$ 5000

Date of contribution

07/01/2022

Contributor's name, mailing address and ZIP codeTomas Torres
[REDACTED]**Name of contributor's employer**

N A

Contributor's occupation

Retired

Aggregate contributions year-to-date

\$ 2500

Amount of contribution

\$ 2500

Date of contribution

09/17/2022

Contributor's name, mailing address and ZIP codeShekar Narasimhan
[REDACTED]**Name of contributor's employer**

Beekman Advisors Inc.

Contributor's occupation

Advisor

Aggregate contributions year-to-date

\$ 5000

Amount of contribution

\$ 5000

Date of contribution

07/07/2022

Contributor's name, mailing address and ZIP codeService Employees Intl Union
[REDACTED]**Name of contributor's employer**

NA

Contributor's occupation

NA

Aggregate contributions year-to-date

\$ 1000000

Amount of contribution

\$ 1000000

Date of contribution

09/02/2022

Contributor's name, mailing address and ZIP codeMichigan Beer Wine
[REDACTED]**Name of contributor's employer**

NA

Contributor's occupation

NA

Aggregate contributions year-to-date

\$ 5000

Amount of contribution

\$ 5000

Date of contribution

08/08/2022

Contributor's name, mailing address and ZIP code Basha Woodward LLC [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 15000	Amount of contribution \$ 15000 Date of contribution 07/29/2022
Contributor's name, mailing address and ZIP code Rachel Anne Bendit [REDACTED]	Name of contributor's employer Self-Employed Contributor's occupation Attorney Aggregate contributions year-to-date \$ 250000	Amount of contribution \$ 250000 Date of contribution 07/07/2022
Contributor's name, mailing address and ZIP code O W, Inc [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 08/08/2022
Contributor's name, mailing address and ZIP code Main Street Latin Restaurant Inc. [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 1500	Amount of contribution \$ 1500 Date of contribution 08/23/2022
Contributor's name, mailing address and ZIP code NARAL Pro Choice America [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 10000	Amount of contribution \$ 10000 Date of contribution 09/15/2022
Contributor's name, mailing address and ZIP code Washtenaw Hospitality LLC [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 1500	Amount of contribution \$ 1500 Date of contribution 08/23/2022
Contributor's name, mailing address and ZIP code SCA AIG Inc [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 4000	Amount of contribution \$ 4000 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code Dundee Hotel Business Inc. [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 1500	Amount of contribution \$ 1500 Date of contribution 08/23/2022
Contributor's name, mailing address and ZIP code Robert Pew [REDACTED]	Name of contributor's employer Steelcase Contributor's occupation Board Chair Aggregate contributions year-to-date \$ 2500	Amount of contribution \$ 2500 Date of contribution 08/09/2022
Contributor's name, mailing address and ZIP code Fordson Inc. [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 1500	Amount of contribution \$ 1500 Date of contribution 08/23/2022
Contributor's name, mailing address and ZIP code United Marketing Group LLC [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 2500	Amount of contribution \$ 2500 Date of contribution 08/23/2022

Contributor's name, mailing address and ZIP code Daniel Berger Esq. [REDACTED]	Name of contributor's employer Berger Montague, P.C. Contributor's occupation Partner Aggregate contributions year-to-date \$ 25000	Amount of contribution \$ 25000 Date of contribution 09/30/2022
Contributor's name, mailing address and ZIP code Communications Workers of America [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 100000	Amount of contribution \$ 100000 Date of contribution 09/27/2022
Contributor's name, mailing address and ZIP code Platinum Management LLC [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 15000	Amount of contribution \$ 15000 Date of contribution 09/06/2022
Contributor's name, mailing address and ZIP code Patricia Zigarmi [REDACTED]	Name of contributor's employer The Ken Blanchard Companies Contributor's occupation Founder Aggregate contributions year-to-date \$ 1000	Amount of contribution \$ 1000 Date of contribution 08/08/2022
Contributor's name, mailing address and ZIP code SourcePro Inc [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 3000	Amount of contribution \$ 3000 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code Democratic Governors Association [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 7950000	Amount of contribution \$ 1750000 Date of contribution 08/30/2022
Contributor's name, mailing address and ZIP code West Side Beer Distributing [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 08/08/2022
Contributor's name, mailing address and ZIP code Alliance Beverage Distributing LLC [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 08/08/2022
Contributor's name, mailing address and ZIP code Taylor Supermarket Inc. [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 1500	Amount of contribution \$ 1500 Date of contribution 08/23/2022
Contributor's name, mailing address and ZIP code Richard N Barton [REDACTED]	Name of contributor's employer Zillow Group Contributor's occupation Executive Chairman Aggregate contributions year-to-date \$ 100000	Amount of contribution \$ 100000 Date of contribution 07/18/2022
Contributor's name, mailing address and ZIP code Working for Working Americans [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 1000000	Amount of contribution \$ 1000000 Date of contribution 07/21/2022

Contributor's name, mailing address and ZIP code Michigan Laborers District Council [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 100000	Amount of contribution \$ 100000 Date of contribution 08/01/2022
Contributor's name, mailing address and ZIP code Working Families First - 527 [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 100000	Amount of contribution \$ 100000 Date of contribution 09/29/2022
Contributor's name, mailing address and ZIP code Be the Change PAC [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 500	Amount of contribution \$ 500 Date of contribution 08/18/2022
Contributor's name, mailing address and ZIP code EMILY S List [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 250000	Amount of contribution \$ 250000 Date of contribution 07/29/2022
Contributor's name, mailing address and ZIP code Phil Pierce [REDACTED]	Name of contributor's employer Pierce Monroe Associates LLC Contributor's occupation Managing Member Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 07/26/2022
Contributor's name, mailing address and ZIP code J. Lewis Cooper Jr [REDACTED]	Name of contributor's employer Great Lakes Wine Spirits LLC Contributor's occupation Board Member Aggregate contributions year-to-date \$ 20000	Amount of contribution \$ 20000 Date of contribution 09/08/2022
Contributor's name, mailing address and ZIP code Heidi Stolte [REDACTED]	Name of contributor's employer N A Contributor's occupation Retired Aggregate contributions year-to-date \$ 12500	Amount of contribution \$ 12500 Date of contribution 07/15/2022
Contributor's name, mailing address and ZIP code Erica A. Ward [REDACTED]	Name of contributor's employer N A Contributor's occupation Retired Aggregate contributions year-to-date \$ 2500	Amount of contribution \$ 2500 Date of contribution 07/13/2022
Contributor's name, mailing address and ZIP code Great Lakes Wine Spirits LLC [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 08/08/2022
Contributor's name, mailing address and ZIP code EWIE [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code Quigley for Congress [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 1000	Amount of contribution \$ 1000 Date of contribution 09/06/2022

Contributor's name, mailing address and ZIP code Ludington Beverage Co Inc [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 2500	Amount of contribution \$ 2500 Date of contribution 08/08/2022
Contributor's name, mailing address and ZIP code Diana Strassmann [REDACTED]	Name of contributor's employer Rice University Contributor's occupation Professor Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 09/17/2022
Contributor's name, mailing address and ZIP code Kirit Patel [REDACTED]	Name of contributor's employer Self-Employed Contributor's occupation Hotelier Aggregate contributions year-to-date \$ 6850	Amount of contribution \$ 6850 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code Christopher Stolte [REDACTED]	Name of contributor's employer Tableau Software Contributor's occupation Chief Development Officer Aggregate contributions year-to-date \$ 12500	Amount of contribution \$ 12500 Date of contribution 07/15/2022
Contributor's name, mailing address and ZIP code Klein Financial Corporation [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 50000	Amount of contribution \$ 50000 Date of contribution 08/03/2022
Contributor's name, mailing address and ZIP code Kumar Surgical Center LLC [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 4000	Amount of contribution \$ 4000 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code Tri-County Beverage Co [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 08/08/2022
Contributor's name, mailing address and ZIP code AFSCME [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 1300000	Amount of contribution \$ 800000 Date of contribution 09/29/2022
Contributor's name, mailing address and ZIP code Earl Smith Distributing Co [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 2500	Amount of contribution \$ 2500 Date of contribution 08/08/2022
Contributor's name, mailing address and ZIP code United Association [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 100000	Amount of contribution \$ 100000 Date of contribution 08/22/2022
Contributor's name, mailing address and ZIP code Talk A Lot Wireless LLC [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 2000	Amount of contribution \$ 2000 Date of contribution 08/23/2022

Contributor's name, mailing address and ZIP code Worldwide Marketing Solutions Inc [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code Aggregate below Threshold [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 20	Amount of contribution \$ 20 Date of contribution 09/30/2022
Contributor's name, mailing address and ZIP code Shkaga Inc. [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 4000	Amount of contribution \$ 4000 Date of contribution 08/25/2022
Contributor's name, mailing address and ZIP code Alison Townsend [REDACTED]	Name of contributor's employer Self-Employed Contributor's occupation Homemaker Aggregate contributions year-to-date \$ 10000	Amount of contribution \$ 10000 Date of contribution 08/01/2022
Contributor's name, mailing address and ZIP code Sky Group Inc [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 3120	Amount of contribution \$ 3120 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code Rave Associates Inc [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 08/08/2022
Contributor's name, mailing address and ZIP code Lockton Inc PAC [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 08/22/2022
Contributor's name, mailing address and ZIP code National Democratic Redistricting Committee [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 11000	Amount of contribution \$ 11000 Date of contribution 07/11/2022
Contributor's name, mailing address and ZIP code George Zelcs [REDACTED]	Name of contributor's employer Korein Tillery Contributor's occupation Attorney Aggregate contributions year-to-date \$ 10000	Amount of contribution \$ 10000 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code Leslie Hanauer [REDACTED]	Name of contributor's employer The Nick and Leslie Hanauer Foundation Contributor's occupation Philanthropist Aggregate contributions year-to-date \$ 7850	Amount of contribution \$ 7850 Date of contribution 09/21/2022
Contributor's name, mailing address and ZIP code BAC POLITICAL EDUCATION FUND [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 30000	Amount of contribution \$ 30000 Date of contribution 08/15/2022

Contributor's name, mailing address and ZIP code Wendy Greeney [REDACTED]	Name of contributor's employer N A Contributor's occupation Retired Aggregate contributions year-to-date \$ 30000	Amount of contribution \$ 30000 Date of contribution 08/18/2022
Contributor's name, mailing address and ZIP code Pranam Inc [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 1000	Amount of contribution \$ 1000 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code Pharmascript of Michigan [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 200000	Amount of contribution \$ 100000 Date of contribution 08/02/2022
Contributor's name, mailing address and ZIP code Maryanne Tagney [REDACTED]	Name of contributor's employer Self-Employed Contributor's occupation Philanthropist Aggregate contributions year-to-date \$ 10000	Amount of contribution \$ 10000 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code Antonio Jose Gracias [REDACTED]	Name of contributor's employer Valor Equity Partners Contributor's occupation Managing Partner Aggregate contributions year-to-date \$ 100000	Amount of contribution \$ 100000 Date of contribution 09/14/2022
Contributor's name, mailing address and ZIP code Ferndale Lodging LLC [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 2500	Amount of contribution \$ 2500 Date of contribution 08/23/2022
Contributor's name, mailing address and ZIP code Inara George [REDACTED]	Name of contributor's employer Self-Employed Contributor's occupation Songwriter Aggregate contributions year-to-date \$ 12500	Amount of contribution \$ 12500 Date of contribution 08/20/2022
Contributor's name, mailing address and ZIP code LGC Global Inc [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 9850	Amount of contribution \$ 9850 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code Olivia Sears [REDACTED]	Name of contributor's employer N A Contributor's occupation Retired Aggregate contributions year-to-date \$ 25000	Amount of contribution \$ 25000 Date of contribution 09/14/2022
Contributor's name, mailing address and ZIP code Livonia Business Inc. [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 1500	Amount of contribution \$ 1500 Date of contribution 08/23/2022
Contributor's name, mailing address and ZIP code Michael R Bloomberg [REDACTED]	Name of contributor's employer Bloomberg LP Contributor's occupation Founder Aggregate contributions year-to-date \$ 1000000	Amount of contribution \$ 1000000 Date of contribution 09/14/2022

Contributor's name, mailing address and ZIP code Democratic Governors Association [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 7950000	Amount of contribution \$ 1000000 Date of contribution 09/08/2022
Contributor's name, mailing address and ZIP code Mukesh K Suryavanshi [REDACTED]	Name of contributor's employer Self-Employed Contributor's occupation Physical Therapist Aggregate contributions year-to-date \$ 1000	Amount of contribution \$ 1000 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code Imperial Beverage [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 08/08/2022
Contributor's name, mailing address and ZIP code Democratic Governors Association [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 7950000	Amount of contribution \$ 750000 Date of contribution 09/15/2022
Contributor's name, mailing address and ZIP code Garden City family Physicians PLLC [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 1000	Amount of contribution \$ 1000 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code Petitpren [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 08/08/2022
Contributor's name, mailing address and ZIP code Production Services Management Inc [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code Democratic Governors Association [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 7950000	Amount of contribution \$ 1250000 Date of contribution 09/30/2022
Contributor's name, mailing address and ZIP code Fred Eychaner [REDACTED]	Name of contributor's employer Newsweb Corporation Contributor's occupation President Aggregate contributions year-to-date \$ 250000	Amount of contribution \$ 250000 Date of contribution 09/21/2022
Contributor's name, mailing address and ZIP code Anil Kumar [REDACTED]	Name of contributor's employer Michigan United Physicians Contributor's occupation Physician Aggregate contributions year-to-date \$ 25000	Amount of contribution \$ 12500 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code EGC [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 1000	Amount of contribution \$ 1000 Date of contribution 09/26/2022

Contributor's name, mailing address and ZIP code Democratic Governors Association [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 7950000	Amount of contribution \$ 2200000 Date of contribution 09/23/2022
Contributor's name, mailing address and ZIP code Henry Fox Sales Co [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 08/08/2022
Contributor's name, mailing address and ZIP code Elizabeth Monaghan [REDACTED]	Name of contributor's employer N A Contributor's occupation Retired Aggregate contributions year-to-date \$ 2500	Amount of contribution \$ 2500 Date of contribution 08/16/2022
Contributor's name, mailing address and ZIP code Teena Hostovich [REDACTED]	Name of contributor's employer Lockton Inc. Contributor's occupation Insurance Broker Vice Chair Aggregate contributions year-to-date \$ 2500	Amount of contribution \$ 2500 Date of contribution 08/10/2022
Contributor's name, mailing address and ZIP code Michigan Pipe Trades Association Ind Exp Committ [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 100000	Amount of contribution \$ 100000 Date of contribution 08/22/2022
Contributor's name, mailing address and ZIP code Ricky A Patel [REDACTED]	Name of contributor's employer Information Requested Contributor's occupation Information Requested Aggregate contributions year-to-date \$ 1000	Amount of contribution \$ 1000 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code Eastown Distributors Co [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 08/08/2022
Contributor's name, mailing address and ZIP code NWS Michigan LLC [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 2500	Amount of contribution \$ 2500 Date of contribution 08/25/2022
Contributor's name, mailing address and ZIP code Heidelberg Bar Inc. [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 1500	Amount of contribution \$ 1500 Date of contribution 08/23/2022
Contributor's name, mailing address and ZIP code Atlas Sales Inc [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 08/08/2022
Contributor's name, mailing address and ZIP code Mary Fisher [REDACTED]	Name of contributor's employer N A Contributor's occupation Retired Aggregate contributions year-to-date \$ 10000	Amount of contribution \$ 10000 Date of contribution 08/10/2022

Contributor's name, mailing address and ZIP code Landmark Management Inc. [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 3000	Amount of contribution \$ 3000 Date of contribution 08/23/2022
Contributor's name, mailing address and ZIP code UBCR LLC [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 08/11/2022
Contributor's name, mailing address and ZIP code Breeze Smoke LLC [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 50000	Amount of contribution \$ 50000 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code Tyler Sales Company Inc [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 08/08/2022
Contributor's name, mailing address and ZIP code Democratic Lieutenant Governors Association [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 75000	Amount of contribution \$ 25000 Date of contribution 09/08/2022
Contributor's name, mailing address and ZIP code Elaine Lindy [REDACTED]	Name of contributor's employer Lindy Communities Contributor's occupation Real Estate Aggregate contributions year-to-date \$ 2500	Amount of contribution \$ 2500 Date of contribution 09/27/2022
Contributor's name, mailing address and ZIP code Lynda Rae Resnick [REDACTED]	Name of contributor's employer The Wonderful Company Contributor's occupation Vice Chairman Aggregate contributions year-to-date \$ 15000	Amount of contribution \$ 15000 Date of contribution 09/12/2022
Contributor's name, mailing address and ZIP code Annette P. Cumming [REDACTED]	Name of contributor's employer Cumming Foundation Forthcoming Fund Contributor's occupation Vice President Exec. Dir. Aggregate contributions year-to-date \$ 10000	Amount of contribution \$ 10000 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code Pharmascrypt of Michigan [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 200000	Amount of contribution \$ 100000 Date of contribution 09/12/2022
Contributor's name, mailing address and ZIP code Jennifer N. Pritzker [REDACTED]	Name of contributor's employer Tawani Enterprises Inc. Contributor's occupation President CEO Aggregate contributions year-to-date \$ 50000	Amount of contribution \$ 50000 Date of contribution 08/22/2022
Contributor's name, mailing address and ZIP code John O Sullivan Distributing [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 08/08/2022

Contributor's name, mailing address and ZIP code NEA Advocacy Fund [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 1000000	Amount of contribution \$ 1000000 Date of contribution 07/21/2022
Contributor's name, mailing address and ZIP code Gloria Page [REDACTED]	Name of contributor's employer N A Contributor's occupation Retired Aggregate contributions year-to-date \$ 204011	Amount of contribution \$ 200011 Date of contribution 08/08/2022
Contributor's name, mailing address and ZIP code Sapinbox LLC [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 1000	Amount of contribution \$ 1000 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code Joseph Patt [REDACTED]	Name of contributor's employer 683 Capital Contributor's occupation Investor Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 07/11/2022
Contributor's name, mailing address and ZIP code Democratic Lieutenant Governors Association [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 75000	Amount of contribution \$ 50000 Date of contribution 09/30/2022
Contributor's name, mailing address and ZIP code Barbara F Lee [REDACTED]	Name of contributor's employer N A Contributor's occupation Retired Aggregate contributions year-to-date \$ 100000	Amount of contribution \$ 100000 Date of contribution 08/02/2022
Contributor's name, mailing address and ZIP code Riverfront Hotel LLC [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 1000	Amount of contribution \$ 1000 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code Kirti Sanghvi [REDACTED]	Name of contributor's employer Doctor s Hospital of Michigan Contributor's occupation Physician Aggregate contributions year-to-date \$ 5000	Amount of contribution \$ 5000 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code AZOTH [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 1000	Amount of contribution \$ 1000 Date of contribution 09/26/2022
Contributor's name, mailing address and ZIP code Larry J. Bell [REDACTED]	Name of contributor's employer Bell s Brewery Contributor's occupation Owner Aggregate contributions year-to-date \$ 15000	Amount of contribution \$ 15000 Date of contribution 07/07/2022
Contributor's name, mailing address and ZIP code Cogent Integrated Business Solutions [REDACTED]	Name of contributor's employer NA Contributor's occupation NA Aggregate contributions year-to-date \$ 2500	Amount of contribution \$ 2500 Date of contribution 09/26/2022

Schedule B Itemized Expenditures

Schedule B

Recipient's name, mailing address and ZIP code

Rising Tide Interactive

[REDACTED]

Name of recipient's employer

NA

Recipients's occupation

NA

Amount of Expenditure

\$ 438314

Date of expenditure

09/15/2022

Purpose of expenditure

Digital Media Buy

Recipient's name, mailing address and ZIP code

Sage Media Planning

[REDACTED]

Name of recipient's employer

NA

Recipients's occupation

NA

Amount of Expenditure

\$ 86927

Date of expenditure

08/26/2022

Purpose of expenditure

TV and Digital Media Buy

Recipient's name, mailing address and ZIP code

Great American Media

[REDACTED]

Name of recipient's employer

NA

Recipients's occupation

NA

Amount of Expenditure

\$ 1322015

Date of expenditure

09/15/2022

Purpose of expenditure

TV Media Buy

Recipient's name, mailing address and ZIP code

Sage Media Planning

[REDACTED]

Name of recipient's employer

NA

Recipients's occupation

NA

Amount of Expenditure

\$ 112345

Date of expenditure

09/15/2022

Purpose of expenditure

TV and Digital Media Buy

Recipient's name, mailing address and ZIP code

Sage Media Planning

[REDACTED]

Name of recipient's employer

NA

Recipients's occupation

NA

Amount of Expenditure

\$ 219184

Date of expenditure

08/11/2022

Purpose of expenditure

TV and Digital Media Buy

Recipient's name, mailing address and ZIP code

Rising Tide Interactive

[REDACTED]

Name of recipient's employer

NA

Recipients's occupation

NA

Amount of Expenditure

\$ 532179

Date of expenditure

09/23/2022

Purpose of expenditure

Digital Media Buy

Recipient's name, mailing address and ZIP code

Sage Media Planning

[REDACTED]

Name of recipient's employer

NA

Recipients's occupation

NA

Amount of Expenditure

\$ 86927

Date of expenditure

08/31/2022

Purpose of expenditure

TV and Digital Media Buy

Recipient's name, mailing address and ZIP code

Rising Tide Interactive

[REDACTED]

Name of recipient's employer

NA

Recipients's occupation

NA

Amount of Expenditure

\$ 927549

Date of expenditure

08/11/2022

Purpose of expenditure

Digital Media Buy

Recipient's name, mailing address and ZIP code

ActBlue Technical Services

[REDACTED]

Name of recipient's employer

NA

Recipients's occupation

NA

Amount of Expenditure

\$ 395

Date of expenditure

08/08/2022

Purpose of expenditure

Credit Card Processing Fees

Recipient's name, mailing address and ZIP code ActBlue Technical Services [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 1284 Date of expenditure 09/19/2022
Purpose of expenditure Credit Card Processing Fees		
Recipient's name, mailing address and ZIP code America Works USA [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 7045 Date of expenditure 07/25/2022
Purpose of expenditure Media Footage		
Recipient's name, mailing address and ZIP code Great American Media [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 559625 Date of expenditure 08/02/2022
Purpose of expenditure TV Media Buy		
Recipient's name, mailing address and ZIP code ActBlue Technical Services [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 1778 Date of expenditure 08/22/2022
Purpose of expenditure Credit Card Processing Fees		
Recipient's name, mailing address and ZIP code Rising Tide Interactive [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 480232 Date of expenditure 09/09/2022
Purpose of expenditure Digital Media Buy		
Recipient's name, mailing address and ZIP code Great American Media [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 1313931 Date of expenditure 08/26/2022
Purpose of expenditure TV Media Buy		
Recipient's name, mailing address and ZIP code Elias Law Group [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 5500 Date of expenditure 07/20/2022
Purpose of expenditure Legal Services		
Recipient's name, mailing address and ZIP code Sage Media Planning [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 119152 Date of expenditure 09/09/2022
Purpose of expenditure TV and Digital Media Buy		
Recipient's name, mailing address and ZIP code Rising Tide Interactive [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 399519 Date of expenditure 08/31/2022
Purpose of expenditure Digital Media Buy		
Recipient's name, mailing address and ZIP code Rising Tide Interactive [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 948 Date of expenditure 08/09/2022
Purpose of expenditure Digital Media Buy		

Recipient's name, mailing address and ZIP code Elias Law Group [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 6250 Date of expenditure 09/16/2022
Purpose of expenditure Legal Services		
Recipient's name, mailing address and ZIP code Great American Media [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 2000001 Date of expenditure 07/22/2022
Purpose of expenditure TV Media Buy		
Recipient's name, mailing address and ZIP code Elias Law Group [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 6250 Date of expenditure 08/24/2022
Purpose of expenditure Legal Services		
Recipient's name, mailing address and ZIP code Three Point Media [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 92086 Date of expenditure 08/09/2022
Purpose of expenditure TV Media Production		
Recipient's name, mailing address and ZIP code Great American Media [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 1501999 Date of expenditure 08/31/2022
Purpose of expenditure TV Media Buy		
Recipient's name, mailing address and ZIP code Sage Media Planning [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 181840 Date of expenditure 09/23/2022
Purpose of expenditure TV and Digital Media Buy		
Recipient's name, mailing address and ZIP code Great American Media [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 1499411 Date of expenditure 09/09/2022
Purpose of expenditure TV Media Buy		
Recipient's name, mailing address and ZIP code ActBlue Technical Services [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 632 Date of expenditure 08/15/2022
Purpose of expenditure Credit Card Processing Fees		
Recipient's name, mailing address and ZIP code Rising Tide Interactive [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 547439 Date of expenditure 09/30/2022
Purpose of expenditure Digital Media Buy		
Recipient's name, mailing address and ZIP code ActBlue Technical Services [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 198 Date of expenditure 07/11/2022
Purpose of expenditure Credit Card Processing Fees		

Recipient's name, mailing address and ZIP code Great American Media [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 1388292 Date of expenditure 08/05/2022
Purpose of expenditure TV Media Buy		
Recipient's name, mailing address and ZIP code Rising Tide Interactive [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 525268 Date of expenditure 08/02/2022
Purpose of expenditure Digital Media Buy		
Recipient's name, mailing address and ZIP code Great American Media [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 2154174 Date of expenditure 09/23/2022
Purpose of expenditure TV Media Buy		
Recipient's name, mailing address and ZIP code Sage Media Planning [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 181819 Date of expenditure 09/30/2022
Purpose of expenditure TV and Digital Media Buy		
Recipient's name, mailing address and ZIP code Main Street Latin Restaurant Inc. [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 1500 Date of expenditure 08/25/2022
Purpose of expenditure Refunded Contribution		
Recipient's name, mailing address and ZIP code Great American Media [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 1445642 Date of expenditure 08/11/2022
Purpose of expenditure TV Media Buy		
Recipient's name, mailing address and ZIP code ActBlue Technical Services [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 99 Date of expenditure 09/30/2022
Purpose of expenditure Credit Card Processing Fees		
Recipient's name, mailing address and ZIP code Great American Media [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 1600000 Date of expenditure 09/30/2022
Purpose of expenditure TV Media Buy		
Recipient's name, mailing address and ZIP code Sage Media Planning [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 149596 Date of expenditure 08/01/2022
Purpose of expenditure TV and Digital Media Buy		
Recipient's name, mailing address and ZIP code ActBlue Technical Services [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 296 Date of expenditure 07/18/2022
Purpose of expenditure Credit Card Processing Fees		

Recipient's name, mailing address and ZIP code ActBlue Technical Services [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 691 Date of expenditure 07/31/2022
Purpose of expenditure Credit Card Processing Fees		
Recipient's name, mailing address and ZIP code ActBlue Technical Services [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 310 Date of expenditure 09/23/2022
Purpose of expenditure Credit Card Processing Fees		
Recipient's name, mailing address and ZIP code Great American Media [REDACTED]	Name of recipient's employer NA Recipients's occupation NA	Amount of Expenditure \$ 1403564 Date of expenditure 08/19/2022
Purpose of expenditure TV Media Buy		



STATE OF MICHIGAN
JOCELYN BENSON, SECRETARY OF STATE
DEPARTMENT OF STATE
LANSING

December 28, 2022

Lonnie Scott
614 Seymour Avenue
Lansing, MI 48933

Re: *Scott v. Tudor Dixon for Governor, Inc., et al*
Campaign Finance Complaint No. 2022 – 10 – 174 – 215, 216, 222, 224, 226, 231, 233,
237, 247, 254

Dear Mr. Scott:

The Department of State received responses from Tudor Dixon for Governor, Inc., the Republican Governors Association, and Get Michigan Working Again to the complaint you filed against them alleging a violation of the Michigan Campaign Finance Act, 1976 P.A. 388, MCL 169.201 *et seq.* Copies of the responses are provided as enclosures with this letter.

You may file a rebuttal statement after reviewing the enclosed responses. If you elect to file a rebuttal statement, you are required to do so within 10 business days of the date of this letter. The rebuttal statement may be emailed to BOERegulatory@michigan.gov or mailed to the Department of State, Bureau of Elections, Richard H. Austin Building, 1st Floor, 430 West Allegan Street, Lansing, Michigan 48918.

Sincerely,

Regulatory Section
Bureau of Elections
Michigan Department of State

January 23, 2023

Regulatory Section
Bureau of Elections
Department of State

Re: *Scott v Tudor Dixon for Governor, et al*, Campaign Finance Complaint
No. 2022-10-174-215, 216, 222, 224, 226, 231, 233, 237, 247, 254

Dear Sir/Madam:

**BARRY J. GOODMAN
GERALD H. ACKER, Retired
TIM SULOLLI
JORDAN B. ACKER
***BRADLEY M. PERI
MARK BREWER
AMANDA B. WARNER

RONITA BAHRI
MICHELLE T. AARON
J. SCOTT FANZINI
NICOLE M. MCCARTHY
JOSHUA C. MAYOWSKI
ROWAN E. CONYBEARE

**ALSO ADMITTED IN FL
***ALSO ADMITTED IN NY

WWW.GOODMANACKER.COM

This is the rebuttal statement of Lonnie Scott to the responses of Tudor Dixon for Governor (“Dixon”), the Republican Governors Association (“RGA”), and Get Michigan Working Again (“GMWA”) to Scott’s campaign finance complaint.

INTRODUCTION

Dixon, RGA, and GMWA ask the BOE to look the other way while they make more holes in Michigan’s already porous regulation of so-called “independent” expenditures. If the respondents are allowed to get away with their sham independent expenditures, the door will be wide open to further abuse. The BOE should not allow that to happen—it should launch an investigation into the MCFA violations set forth in the complaint.

I. THE RGA AND GWMA VIOLATED THE MCFA.

RGA and GMWA do not dispute the parallel pattern of reported expenditures by RGA and GMWA detailed in the complaint. Instead, they claim that the BOE has no authority to investigate the complaint (p 2) and that their massive MCFA violations can be explained away because RGA and GMWA share a federal Employer Identification Number (EIN).

These defenses are meritless.

A. *Respondents Misstate The Legal Standard.*

Desperate to avoid liability here, all Respondents misstate the Michigan statutory standard. The Michigan standard is not “reason to believe” but “*may be* reason to believe.” MCL 169.215(10) (emphasis added). The words “may be” are critical because they lower the threshold considerably. Scott does not have to prove at this stage that MCFA violations occurred or that there is reason to believe violations occurred, only that there “*may be* reason to believe” violations occurred. The evidence in the complaint easily meets that low threshold.

B. *The BOE Has Jurisdiction To Investigate The Complaint.*

The RGA and GMWA make the extraordinary assertion that the BOE has no authority to investigate the claim because it involves public federal IRS records. This absurd argument would eviscerate the BOE's authority to enforce the MCFA.

The MCFA grants the BOE broad authority to investigate violations of the MCFA. *See, e.g., MCL 169.215.* No federal law exempts the RGA and GMWA from the MCFA and RGA/GMWA cite no authority for their argument that the involvement of public federal IRS records deprives the BOE of jurisdiction. No matter what other laws they have to comply with, they are still "persons" subject to the MCFA. *See MCL 169.211(2)* (defining "person"). The federal records are *evidence* of MCFA violations and the BOE regularly considers federal IRS records in reviewing complaints.

For example, in a complaint recently referred to the Attorney General for a criminal investigation, the evidence presented by the complainant and considered by the BOE included the public federal tax returns of 501(c)(4) entities. *See LaBrant v MCFR, MMM! and UM*, Shekell Letter of October 27, 2021, p 2 (BOE requested and considered IRS Form 990's as part of its investigation) (Exhibit 1).

The BOE has jurisdiction.

C. *The Evidence Submitted By The RGA and GMWA Actually Prove MCFA Violations.*

The Canligil Affidavit makes the conclusory assertion that "GMWA and RGA are distinct and separate legal entities" (¶ 5) and that although they shared a common bank account there was an "understanding that the account belonged to GMWA" (¶ 9).

Not only have RGA/GMWA failed to provide any evidence of such an "understanding" but *every* bank document submitted proves the truth of the complaint—the bank account out of which all the allegedly "independent" expenditures of GMWA were made was actually an account owned and controlled by RGA:

- The Account Agreement lists RGA as the *sole* owner. *See* Response, Exhibit 3, p 2 (Non-Individual Owner Information).
- The Certificate of Beneficial Owner lists *only* the RGA and states that the Executive Director of the RGA, David Rexrode, opened the account, not Canligil. *See id* at 7, 8.
- The Unlawful Internet Gambling Notice lists *only* the RGA as account owner. *See id* at 10.

- All of the bank documents are signed by the RGA Executive Director, David Rexrode. *See, e g, id* at 1 (Rexrode signs account agreement); 3, 5 (Rexrode signs authorizing resolution); 8 (Rexrode signs certificate of beneficial owner).
- The cancelled checks to Cygnal and Tag LLC indicate that the account is an RGA account. *See, e g, Exhibit 4, p 13.*
- The wire records indicate that wire transfers were from the RGA. *See Exhibit 6.*
- None of the documents which mention GMWA state any “understanding” that the account is solely GMWA’s.

In addition to all of these admissions, neither RGA and GMWA submitted any evidence that GMWA and RGA operated in compliance with the independent expenditure requirements of MCL 169.209(2), (3) and 169.224b.

The Canligil Affidavit is significant in what it fails to say or provide. Canligil admits that he was both Chief Financial Officer of the RGA (¶ 4) as well as GMWA Treasurer (¶ 5), *see also* ¶ 7. Holding those dual positions is rife with potential to violate the MCFA as occurred here.

While Canligil claims he never unlawfully coordinated with Dixon (¶ 17), he *never* states under oath that he complied with the MCFA’s strictures on independent expenditure *as to the RGA* which *was* coordinating with Dixon. *See infra* Part II. Canligil never provides any evidence demonstrating the existence of an RGA or GMWA firewall policy enforcing the MCFA’s independent expenditure restrictions. Finally, Canligil provides no evidence that GMWA’s decisions as to its communications were solely its own and not done in illegal coordination with the RGA. The Canligil Affidavit does not rebut the complaint—its omissions actually prove the truth of the complaint. The RGA was paying for the ads it was running in GMWA’s name.

Reinforcing the conclusion that illegal coordination was occurring between RGA and GMWA, the RGA took credit *in advance* for ads GMWA would run. RGA Chairman Doug Ducey said in mid-October 2022 that “[y]ou can expect more ads You can expect more investment.” Mauger, *Expect More TV Ads on Tudor Dixon’s Behalf, Key GOP Group Leader Says*, Detroit News (October 14, 2022) (Exhibit 2). On October 19, 2022, RGA announced that *it* would unveil a GMWA ad the next day. *See Schuster, Republicans Still Waiting on Advertising Cavalry for Tudor Dixon*, MLive (October 19, 2022) (Exhibit 3). Ducey and the RGA could not possibly have known about these ads in advance unless they were illegally communicating with GMWA on its Michigan communications plan. Plainly, Ducey and the RGA by their own public admissions were privy to the private communication plans of GMWA, an ostensibly “independent” group from the RGA which was not in fact independent at all.

As the pattern of expenditures by RGA paralleling GMWA set forth in the complaint demonstrates, reinforced by Ducey/RGA public statements showing advance, insider knowledge of GMWA’s communications plans, GMWA was not operating independently of RGA as the MCFA requires. GMWA *was* the RGA.

The evidence submitted with the complaint, responses, and this rebuttal demonstrate that the complaint has merit and should be investigated, not dismissed.

D. *The EIN “Defense” Does Not Excuse The MCFA Violations Here.*

GMWA’s defense that because it did not obtain a separate EIN, it “used” the RGA’s EIN, is no shield to the massive MCFA violations here.

In all of their frantic EIN defense, GMWA and RGA fail to disclose this critical fact: the IRS regards the original applicant for an EIN—here the RGA—as a “responsible party” which controls *all* the funds and assets covered by that EIN:

Responsible Parties

All EIN applications (mail, fax, electronic) must disclose the name and Taxpayer Identification Number (SSN, ITIN, or EIN) of the true principal officer, general partner, grantor, owner or trustor. *This individual or entity, which the IRS will call the “responsible party,” controls, manages, or directs the applicant entity and the disposition of its funds and assets.*

IRS, *Responsible Parties and Nominees*, p 1, available at <https://www.irs.gov/businesses/small-businesses-self-employed/responsible-parties-and-nominees> (emphasis added).

Thus, by using RGA’S EIN, GMWA was acknowledging to the IRS that it was RGA, not GMWA, that controlled the funds which were spent in Michigan. Because RGA controlled their funding, GMWA’s allegedly “independent” communications were not in fact independent and the MCFA was violated.¹

II. DIXON AND THE RGA ILLEGALLY COORDINATED.

Dixon asserts that “Dixon did not coordinate with RGA . . . on any paid communications in the State of Michigan” (Response, p 2).

Dixon provides no factual evidence to support this defense, such as affidavits, only the arguments of her lawyers which are not evidence. Contrary to the assertions of the lawyers, Dixon and the RGA boasted for months of their cooperation and coordination of support for her Michigan campaign. *See, e g*, Exhibit 2 (Ducey campaigns with Dixon; says RGA will spend more); Exhibit 3 (Ducey says more ads and investment are coming).

By its coordination with Dixon, even as it was paying for communications it falsely claimed were independent, the RGA has violated the MCFA. *See, e g*, MCL 169.209(2), 169.254. Dixon has also violated the MCFA by, inter alia, receiving contributions from the RGA in excess of contributions limits, failing to report such contributions, and accepting contributions funded

¹ RGA and GMWA seek shelter behind the DGA’s Michigan communications. Response, pp 14—16. However, the DGA ran issue communications not subject to the MCFA and its restrictions which these Respondents violated.

with corporate monies. *See, e g*, MCL 169.209(2); 169.224c; 169.226(1), (2); 169.233; 169.252; 169.254.

**CONCLUSION AND RELIEF SOUGHT: THERE IS REASON TO BELIEVE THAT
DIXON, GMWA, AND THE RGA MAY HAVE VIOLATED THE MCFA**

The complaint need only demonstrate that there “may be reason to believe” violations of the MCFA have occurred based on the relaxed evidentiary standards of the APA. This threshold is easily met.

By use of its identification on communications and statements in its reports, GMWA claims to have made millions of dollars of independent expenditures in the Michigan gubernatorial election. In fact, the *unrebutted evidence* demonstrates that those identifications and reports are false because the RGA has been accurately reporting to the IRS that it—the RGA—has been making all of those expenditures. Similarly, the RGA has failed to register and report its contributions and expenditures and failed to put its identification on those communications. Finally, because RGA has been coordinating with the Dixon campaign while making alleged independent expenditures in the gubernatorial election, Dixon and the RGA have violated the ban on coordination between candidates and independent expenditure committees, leading to excessive and illegal in-kind contributions.

For all these reasons, Scott requests that you:

- 1) Find that there may be reason to believe that Dixon for Governor, Get Michigan Working Again, and the Republican Governors Association violated, among other provisions, MCL 169.215(15); 169.216(9); 169.222; 169.224b; 169.224c; 169.226(1)(i) and (j); 169.226(2); 169.231; 169.233(3), (7), (8), (10), and (11); 169.237; 169.247; and 169.254;
- 2) Conduct an investigation of Dixon, GMWA, and RGA by obtaining the communications between them, and obtaining the bank and expenditure records of GMWA and RGA; and
- 3) Take any further action necessary to punish Dixon, GMWA, and RGA for their violations of the MCFA.

Sincerely,

Mark Brewer

Mark Brewer
Goodman Acker, P.C.
Attorneys for Lonnie Scott

Cc: Lonnie Scott

EXHIBIT 1