

Commissioner of Political Practices 1209 Eighth Avenue Post Office Box 202401 Helena, MT 59620-2401 Phone: 406-444-2942 Fax : 406-444-1643 www.politicalpractices.mt.gov

FOR OFFICE USE ONLY

RECEIVED

2020 MAY 29 P 12: 19

HAND DELIVERED POLITICAL PRACTICES [checkmark]

SIGNED/NOTARIZED [checkmark]

Campaign Finance and Practices

Complaint Form (08/17)

Type or print in ink all information on this form except for verification signature

Person bringing complaint (Complainant):

Complete Name Tux for Montana, John Perkins
Complete Mailing Address PO Box 1618 Helena, MT 59624
Phone Numbers: Work (425) 533-6266 Home

Person or organization against whom complaint is brought (Respondent):

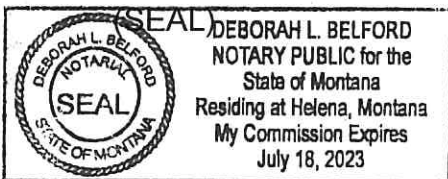
Complete Name Troy Downing
Complete Mailing Address PO Box 6668 Bozeman, MT 59771
Phone Numbers: Work (406) 451-1475 Home

Please complete the second page of this form and describe in detail the facts of the alledged violation.

Verification by oath or affirmation

State of Montana, County of Lewis and Clark

I, John Perkins, being duly sworn, state that the information in this Complaint is complete, true, and correct, to the best of my knowledge and belief.



[Signature] Signature of Complainant

Subscribed and sworn to before me this 29 day of May, 2020.

[Signature] Deborah L. Belford Notary Public

My Commission Expires: 07/18/2023

Statement of facts:

Describe in detail the alleged violation(s) and cite the statute or statutes you believe have been violated. Please attach copies of documentary evidence to support the facts alleged in your statement.

If the space provided below is insufficient, you may attach additional pages as necessary.

See Attached.

Complaints must be:

- **signed**
- **notarized**
- **delivered in person or by mail.**

Dear Commissioner,

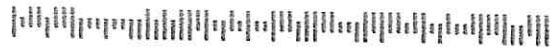
I am writing to file another campaign finance and practices complaint against Troy Downing for a violation of the *Clean Campaign Act MCA 13-35-402* as well as a violation of *13-37-229 MCA and 44.11.502 ARM*.

On this day May 29, 2020 a mailer, specifically mentioning Scott Tuxbury, and Nelly Nicol as a candidate and their respective pictures, was received. Mr. Downing's campaign did not give fair notice prior. According to the law, since the piece is direct mail, they are required to furnish a copy on the day of the postmark. No copy was received by the campaign on the day of the postmark, which would have been 48-72 hours ago. Pictures of the mailer are attached, and a copy is available upon request.

Troy Downing has also violated *13-37-229 MCA and 44.11.502 ARM*. There is a severe lack of reporting of the purchase of the mailer which would have been 5-6 days prior to its arrival. Pre-payment of postage and printing costs of the mailer is standard and should have been reported on a C7, including an addendum. Still, no expenditure is reported for the sending of this mail piece as well as a posted quantity (pictures of reports included). The mailer was under the permit imprint "Core Insight."

Mr. Downing has now violated Montana law twice as it pertains for the Clean Campaign Act, *13-35-402 MCA*. He has also violated *13-37-229 MCA and 44.11.502 ARM*. The campaign does not have a regard for the rules and should be acted upon swiftly to ensure a fair election for all candidates.

John Perkins
Tux for Montana



* * * * * #ECLLOT**C025

Helena, MT 59602-

0/12227/170/2



A PROVEN TAXPAYER WATCHDOG TO DEFEND MONTANA AGAINST SPECIAL INTERESTS



Troy enlisted in the Air Force after 9/11. He's an 8-year combat veteran who faithfully served our Country.

Use of his military rank, job titles, and photographs in uniform does not imply endorsement from the D.o.D. or US Air Force/Air National Guard.



As a business owner, Troy puts Montana consumers and taxpayers first. **As Auditor, he'll work for you, not special interests.**

Troy is committed to lowering the costs of lifesaving medicine and making healthcare work for every Montanan.



VOTE CONSERVATIVE REPUBLICAN TROY DOWNING ★
MT STATE AUDITOR | JUNE 2ND

THE STATE AUDITOR IS SUPPOSED TO PROTECT US FROM **INSURANCE FRAUD**

But insurance companies want to control the Auditor;

That's why they got **two**
insurance insiders to run.
And are secretly pouring
big money into the race.



SCOTT TUXBURY



NELLY NICCOL



Insurance insiders protecting us from insurance fraud?

That's like **putting the fox in charge of the hen house.**



Candidate Information

Date Filed: 05/26/2019
 D1 Received Date: 03/10/2020
 C118 Received Date:

Original Filing for: 05/20/2020 - 05/21/2020
 Report Type: Initial
 Receive and File Date: 05/28/2020
 Report Status: Filed

Downing, Troy B
 PO Box 6668, Bozeman, MT 59771

Election Year: 2020

Resident County: Gallatin
 (406) 451-1475
 Troy@TroyDowning.com

Office Sought: State Auditor
 Political Party: Republican

Candidate Type: Statewide
 Candidate Status: Amended

Treasurer:
 Kuney, Lorna
 400 North California Helena, MT 59601

Bank Information:
 Valley Bank
 3030 N Montana Ave Helena, MT 59602

Candidate Contributions

No entries found.

Loans

Entity	Employer	Election	Date	In-Kind Description	In-Kind Value	Cash/Check Amount	Total to Date
Downing, Troy B PO Box 6668, Bozeman, MT 59771	Political Candidate Self Employed	Primary	05/21/2020	30 Second TV Ad Buy "Downing for Montana" (05/27 - 06/02) for Ax Media Productions	\$38,396.00	\$0.00	\$71,396.00 (P) \$0.00(G)
Downing, Troy B PO Box 6668, Bozeman, MT 59771	Political Candidate Self Employed	Primary	05/20/2020		\$0.00	\$25,000.00	\$71,396.00 (P) \$0.00(G)

Candidate Information

Date Filed: 05/26/2019
 D1 Received Date: 03/10/2020
 C118 Received Date:

Original Filing for: 05/20/2020 - 05/22/2020
 Report Type: Initial
 Receive and File Date: 05/23/2020
 Report Status: Filed

Downing, Troy B
 PO Box 6668, Bozeman, MT 59771

Election Year: 2020

Resident County: Gallatin
 (406) 451-1475
 Troy@TroyDowning.com

Office Sought: State Auditor
 Political Party: Republican

Candidate Type: Statewide
 Candidate Status: Amended

Treasurer:
 Kuney, Lorna
 400 North California Helena, MT 59601

Bank Information:
 Valley Bank
 3030 N Montana Ave Helena, MT 59602

Candidate Contributions

No entries found.

Expenditures

Entity	Election	Purpose	Platform	Quantity	Subject Matter	Date	Amount
Ax Media 800 W 47th Street, Ste 200, Kansas City, MO 64112	Primary	30 Sec Cable Tv Ad "Downing for Montana"	Tv	30 Sec running 05/20/20-05/26	Reasons to vote for Troy Downing Ad	05/20/2020	\$23,541.00
Strategic Perceptions Inc 6158 Mulholland Hwy, Hollywood, CA 90068	Primary	30 Sec TV Ad "Foxy Rev" post production and re-editing	TV AD	05/22/20 - 06/02/20		05/22/2020	\$1,765.00

- Candidate Information

Date Filed: 05/26/2019
 D1 Received Date: 03/10/2020
 C118 Received Date:

Amended Filing for: 04/16/2020 - 05/14/2020
 Report Type: Periodic
 Receive and File Date: 05/19/2020
 Report Status: Amended
 Amended Date: 05/28/2020

Downing, Troy B
 PO Box 6668, Bozeman, MT 59721

Election Year: 2020

Resident County: Gallatin
 (406) 451-1475
 Troy@TroyDowning.com

Office Sought: State Auditor
 Political Party: Republican

Candidate Type: Statewide
 Candidate Status: Amended

Treasurer:
 Kurey, Lenna
 400 North California Helena, MT 59601

Bank Information:
 Valley Bank
 3030 N Montana Ave Helena, MT 59602

- Expenditures

Entity	Election	Purpose	Platform	Quantity	Subject Matter	Date	Amount
Anedot Third St #B Baton , Baton Rouge LA 70801	Primary	Credit Card Fees (04/17/20-04/30/20) 12 Transaction s				05/08/2020	\$91.00
Anedot Third St #B Baton , Baton Rouge LA 70801	Primary	Credit Card Fees (05/01/20-05/14/20) 12 Transaction s				05/14/2020	\$120.70
Ax Media 800 W 47th Street Ste 200 , Kansas City, MO 64112	Primary	30 Sec Downing for Montana Cable and Radio Ad 0 5/12/20 - 05/19/20				05/11/2020	\$29,292.00
Ax Media 800 W 47th Street Ste 200 , Kansas City, MO 64112	Primary	30 Sec Downing for Montana Cable and Radio Ad 0 5/01/20 - 05/10/20				05/05/2020	\$31,000.00
Canon Research Group LLC Suite 200 , Kansas City, MO 64113	Primary	Opposition Research Records Request Clerk of Distri ct Court - Billings MT				05/05/2020	\$1,681.50
Kimath, Warren 24 Ravens Pointe Drive , Lake Saint Louis, MO 63367	Primary	Refund Excess Contribution				05/14/2020	\$50.00
Remington Research Group LLC 800 W 47th St Ste 200 , Kansas City, MO 64112	Primary	Append email				05/08/2020	\$350.00
Special Projects 400 North California , Helena, MT 59601	Primary	bookkeeping and compliance reporting				04/19/2020	\$52.88
Strategic Perception 6158 Mulholland Highway , Los Angeles, CA 90068	Primary	For in Henhouse Ad 30 Sec TV Ad 05/08/20 - 05/14/ 20				05/13/2020	\$8,000.00
Strategic Perception 6158 Mulholland Highway , Los Angeles, CA 90068	Primary	Downing for MT 30 Sec TV Ad 05/08/20 - 05/14/20				05/11/2020	\$3,250.00
The Mandate Group 1206 Corobva St , Billings, MT 59101	Primary	6 H Bracket Sign Holders and 20 - 8 in. black cable b es purchased from Lowes in Billings				04/22/2020	\$1,574.00