BEFORE THE COMMISSIONER OF
POLITICAL PRACTICES OF THE STATE OF MONTANA

Bonogofsky v. Wittich No. COPP-2010-CFP-31	NOTICE OF COMPLAINT

Debra Bonogofsky of Billings, Montana filed a complaint with this office on September 3, 2010. The complaint was filed against Dan Kennedy, a 2010 candidate for the Republican Party nomination to the Montana House of Representatives from HD 57. The complaint included an allegation of coordination against "Dan Kennedy and also the other (WTP) supported candidates..." Ms. Bonogofsky has been consulted and, directs that her complaint also be filed against Art Wittch, a 2010 candidate for Republican Party nomination to the Montana Senate from SD 35.

The Commissioner notes that this Office has completed investigations in 5 matters involving WTP supported candidates and issued 5 Decisions concerning coordination in 2010 primary election campaigns: *Bonogofsky v.Kennedy,* COPP 2010-CFP-015; *Washburn v. Murray,* COPP 2010-CFP-019; *Ward v. Miller,* COPP 2010-CFP-021; *Bonogofsky v. Boniek,* COPP-2010-CFP-027; and *Clark v. Bannan,* COPP 2010-CFP-023. These Decisions determined actions and evidence related to coordination and corporate contribution issues that are comparable to those raised in Ms. Bonogofsky's complaint. Further, in the course of investigating the above Matters the Commissioner found and

reviewed a number of documents concerning additional 2010 campaigns, including documents concerning Candidate Wittich's 2010 primary campaign.

By this Notice Senator Wittich and the public are informed that, pursuant to the Bongofsky complaint, as well as pursuant to the Commissioner's continuing investigative authority under §13-37-111(2)(a) MCA and 44.10.307(3) ARM, the Commissioner will now consider in this Matter the coordination/corporate contribution allegations and issues addressed by or inherent in the 5 Decisions listed above.

With the above described focus in mind, a copy of the Western Tradition Partnership/Direct Mail ledger for 2010 Candidate Wittich campaign is attached to this Notice. That document, at a minimum, introduces the 8 candidate letters that constitute a substantial part of the sufficiency findings in the 5 Decisions listed above. Senator Wittich is invited to review the ledger and respond. After investigation and consideration of the issues involved in this Matter the Commissioner will issue a Decision.

DATED this 24th day of January, 2014.

Jonathan R. Motl
Commissioner of Political Practices
Of the State of Montana
P. O. Box 202401
1205 8th Avenue
Helena, MT 59620
Phone: (406)-444-4622

Times
Boz w/ pre-cancel

Mailing T1 + T2

also print ~~#5~~ 25C
#9 5

5 Art Wittich

ASTER CANDIDATE FOLDER:

- ☐ Signature
- ☒ Letterhead
- ☒ Corner card (#10)
- ☒ #9

RINTED:

- ☒ Letterhead Blue # 8,500
- ☒ Letterhead Red # 2,600
- ☒ Corner card (#10) Blue 8,500
- ☒ Corner card (#10) Red 2,600 - window envelopes
- ☒ #9 # 2000

rimary Mail Budget	Tier 1 & 2 Voters	7981	2906 T1 ✓ 5075 T2 ✓		
	House Ct.	PerPiece	House $	COPY TO CAND	COPY APPROVED
ntro Letter with Survey	T1 1783 4979	0.5	$2,489.50	✓	
Wif[illegible]tter	T1 3920	0.65	$2,548.00		
ssue-ID'd voters (R,T,L,G)	2596	0.45	$1,168.20		
GUN					
LIFE					
TAX					
TAX/RTW					
Final	4979	0.45	$2,240.55		
Totals			$8,446.25		

Absentee Chase	T1 Abs vtrs=	T1 1185 4083		T2 Abs. Vot=	1460
	doing?	to whom?	House Ct.	PerPiece	House $
Intro	yes	4083	4083	0.5	$2,041.50
Wife	?			0.65	$-
Postcard	no			0.38	$-
Total Abs:					$2,041.50

TOTAL	$10,487.75	Deposit:	$5,243.88	2000 paid 4/17

this is a little high because it will be house-holded

Wittich Survey - 4500 - Done
pg 3+4 Intro - 4500 -

SD35