

Commissioner of Political Practices
1205 Eighth Avenue
Post Office Box 202401
Helena, MT 59620-2401
Phone: 406-444-2942
Fax : 406-444-1643
www.politicalpractices.mt.gov

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COMMISSIONER OF
POLITICAL PRACTICES

2010 JUL -9 A 9:33
HAND DELIVERED

CERTIFIED MAIL

SIGNED/NOTARIZED

Campaign Finance and Practices

Complaint Form (10/09)

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

Person bringing complaint (Complainant):

Complete Name Jim Buell

Complete Mailing Address PO Box 133 - Gildford MT 59525-0133

Phone Numbers: Work _____ Home 406-376-3178

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

Complete Name Montanans for Trap Free Public Lands

Complete Mailing Address PO Box 1089 - Florence MT 59833

Phone Numbers: Work _____ Home _____

~~Please complete the second page of this form and describe in detail the facts of the alleged violation.~~ *ENCLOSED*

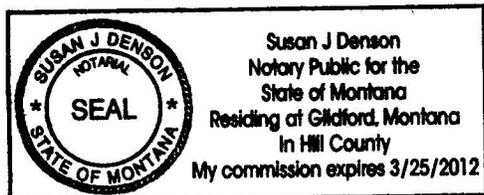
Verification by oath or affirmation

State of Montana, County of Hill

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

Jim Buell
Signature of Complainant

(SEAL)



Subscribed and sworn to before me this 7th day of July, 2010.

Susan J. Denson
Notary Public

My Commission Expires:

Tuesday, July 06, 2010

Dennis Unsworth
Commission of Political Practices
1205 Eight Avenue
PO Box 202401
Helena MT 59620-2401

Dear Dennis:

As an officer in Montanan's for Effective Wildlife Management; the official campaign committee in opposition to I-160 (anti trapping measure); I'm writing to officially submit several possible campaign violations from the proponents of Measure I-160; the organization commonly known as "Footloose Montana" and have formed the Ballot Issue Committee known as Montanans for Trap Free Public Lands (MTFPL).

Note: References will also be made to violations of MCA's and ARM's as described in the "Pink Book" (PB) the accounting & reporting manual for political committees as prepared by the Commissioner of Political Practices.

Here is a brief description of the potential violations of Montana campaign finance law:

* As you will see in the attached C-6 MTFPL; May 1, 2009 - Sep 30, 2009 report; faxed from Katie Ward & Assoc. - you will see a \$3,300+ income from the campaign kick-off event. But there are no expenses or in-kind donations for advertising (poster included), wine served or for a venue at Ten Spoon Wines.

- 1. Omission of in-kind donations or expenses violates MCA 13-37-208 (1); MCA 13-37-229 (11) or MCA 13-37-230 (1) (g).**
- 2. The poster (which was also used on the internet) is in violation of MCA 13-35-225 (1).**
- 3. Unreported in-kind donation of fax machine use violates MCA 13-37-208 (1) & MCA 13-37-229 (11).**
- 4. In-kind donation by a business inadvertently makes said business an Incidental Committee (PB, page 10); failure to list IC violates MCA 13-37-229 (11).**

* As you will see in the attached C-6 MTFPL; Oct 1, 2009 - Dec 31, 2009 report; faxed from Reynolds, Motl & Sherwood - you will see five (5) entries for fundraisers. But there are no expenses or in-kind donations for advertising (poster included),

- 1. Failure to list the approximate number of people in attendance at the five (5) fundraisers constitutes five (5) violations of PB, Page 31, Sec 3, (3).**
- 2. Omission of in-kind donations or expenses violates MCA 13-37-208 (1); MCA 13-37-229 (11) or MCA 13-37-230 (1) (g).**
- 3. The poster (which was also used on the internet) is in violation of MCA 13-35-225 (1).**
- 4. Unreported in-kind donation of fax machine use violates MCA 13-37-208 (1) & MCA 13-37-229 (11).**
- 5. In-kind donation by a business inadvertently makes said business an Incidental Committee (PB, page 10); failure to list IC violates MCA 13-37-229 (11).**

Buell Complaint – July 6, 2010

* As you will see in the attached C-6 MTFPL; Jan 1, 2010 – Mar 5, 2010 report; faxed from unknown – you will see an entry for a fundraiser.

- 1. Failure to list a description of the fundraising event and failure to list the approximate number of people in attendance constitutes two (2) violations - PB, Page 31, Sec 3, (2) & (3) and MCA 13-37-229 (11).**
- 2. Unreported in-kind donation of fax machine use violates MCA 13-37-208 (1) & MCA 13-37-229 (11).**

* As you will see in the attached C-6 MTFPL; Mar 6, 2010 – Apr 5, 2010 report; faxed from unknown.

- 1. Unreported in-kind donation of fax machine use violates MCA 13-37-208 (1) & MCA 13-37-229 (11).**

* As you will see in the attached C-6 MTFPL; Apr 6, 2010 - May 5, 2010 report – there are in-kind donations for the Biga Pizza fundraiser, the wine (no value listed) and the venue; but no expense for advertising. See poster included. Most importantly, Page 2, there is no income listed from this event by MTFPL or its parent Footloose Montana. (See IC Footloose Montana for Trap Free Public Lands C4's) Page 5 – Susanne O'Connor - No occupation listed. Page 5a - dual names listed as contributors – no occupation listed. Page 6 – payee Eva Vincent no address listed – no date payment made. Page 6b payee Jamie Cox – no address listed – no date payment made. No dates on other payments.

- 1. The poster (which was also used on the internet) is in violation of MCA 13-35-225 (1).**
- 2. Failure to list a date, the description of the fundraising event and failure to list the approximate number of people in attendance constitutes three (3) violations - PB, Page 31, Sec 3, (1), (2) & (3).**
- 3. Failure to list the value of the in-kind donation (wine) violates MCA 13-37-208 (1) & MCA 13-37-229 (11) and ARM 44.10.513 (1) (b) (i).**
- 4. The omission of mandatory information as required by the PB constitutes thirteen (13) additional violations of MCA 13-27-229 (11) & MCA 13-27-230 (1) (g).**

* As you will see in the attached C-6 MTFPL; May 6, 2010 - May 19, 2010 report faxed from Reynolds, Motl & Sherwood - you will see – Page 1, Line 1 Cash in Bank does not match the ending balance from the prior report. Page 5, three (3) entries of dual names listed as contributors. Page 5-a - HUMANE SOCIETY OF BILLINGS listed as an individual contributor. Page 5-a – Constance Poten's total amount donated does not reflect the in-kind contribution of wine from previous C-6 which failed to list the value. Page 8 Schedule D; the date 5-13-10 is in the middle of this report and the correction does not correspond with any figures on prior C-6's. The entry does not make sense.

- 1. Unreported in-kind donation of fax machine use violates MCA 13-37-208 (1) & MCA 13-37-229 (11).**
- 2. In-kind donation by a business inadvertently makes said business an Incidental Committee (PB, page 10); failure to list IC violates MCA 13-37-229 (11).**
- 3. CASH IN BANK does not match ending balance from previous report. Violates PB, Page 30, Line 1 & MCA 13-37-208 (1).**

4. **Three (3) entries of dual names listed as contributors constitutes three (3) violations of omissions of mandatory information as required by the PB and MCA 13-27-229 (11).**
5. **Failure to list the Humane Society of Billings as an IC violates the PB & MCA 13-37-229 (11).**
6. **Page 5-a – Constance Poten’s total amount donated does not reflect the in-kind contribution of wine from previous C-6 which failed to list the value. Violates MCA 13-37-208 (1) & MCA 13-37-229 (3) & (11).**
7. **Page 8 Schedule D; the date 5-13-10 is in the middle of this report and the correction does not correspond with any figures on prior C-6’s. The entry does not make sense. Violates MCA 13-37-208 (1) & MCA 13-37-229 (11).**

* As you will see in the attached C-6 MTFPL; May 20, 2010 – May 29, 2010 report faxed from Reynolds, Motl & Sherwood - you will see – page 6 – two (2) expenditures to Express Personnel Services of Dallas TX - page 8 – Barbara Booher loan – no purpose listed (loan to Ballot Committee is not a purpose) – loan date 6-2-10 is 4 days after the report ended.

1. **Unreported in-kind donation of fax machine use violates MCA 13-37-208 (1) & MCA 13-37-229 (11).**
2. **In-kind donation by a business inadvertently makes said business an Incidental Committee (PB, page 10); failure to list IC violates MCA 13-37-229 (11).**
3. **Page 6 – two (2) separate expenditures to Express Personnel Services of Dallas TX, these entries are two (2) violations of MCA 13-37-230 (1) (g) and MCA 13-27-112 (2).**
4. **Page 8 – Barbara Booher loan – no purpose listed (loan to Ballot Committee is not a purpose). Violates PB required information and MCA 13-37-229 (11).**
5. **Page 8 – Barbara Booher loan date violates MCA 13-37-229 (11) and ARM 44.10.511 (4).**

* As you will see in the attached C-6 MTFPL; May 30, 2010 – Jun 5, 2010 report; faxed from unknown – you will see - Page 5 Constance J Poten’s total amount donated does not reflect the in-kind contribution of wine from previous C-6 which failed to list the value. Page 6 – expenditure to Express Personnel Services of Dallas TX. Page 8 – Barbara Booher loan – no purpose listed (loan to Ballot Committee is not a purpose). Page 8 – Correction of expenditure to Fleet Maintenance of \$171.05. Page 8 – Correction of the PayPal deposit from 2009.

1. **Unreported in-kind donation of fax machine use violates MCA 13-37-208 (1) & MCA 13-37-229 (11).**
2. **Page 5-a – Constance Poten’s total amount donated does not reflect the in-kind contribution of wine from previous C-6 which failed to list the value. Violates MCA 13-37-229 (3) & (11).**
3. **Page 6 – expenditure to Express Personnel Services of Dallas TX, is a violation of MCA 13-37-230 (1) (g) and MCA 13-27-112 (2).**
4. **Page 8 – Barbara Booher loan – no purpose listed (loan to Ballot Committee is not a purpose). Violates PB required information and MCA 13-37-229 (11).**
5. **Page 8 – Correction of expenditure to Fleet Maintenance of \$171.05. This amount was never shown on any prior C6 as an expenditure; monies never expended cannot be added back in. Violation of MCA 13-37-230 (1) (g) and MCA 13-37-208 (1).**
6. **Showing the Fleet Maintenance correction reveals an unreported expenditure, which is a violation of MCA 13-37-230 (1) (g) and MCA 13-37-208 (1).**
7. **The correction of the 2009 PayPal deposit and the Fleet Maintenance expenditure reveals**

serious flaws in the record keeping of MTFPL in that the bank account has not been reconciled for months and the payment of non BIC expenses from the earmarked funds is a most serious violation of the PB, Page 13, Part 3. Political Committee Accounting and MCA 13-37-208 (1).

* As you will see in the attached C-6 MTFPL; Jun 6, 2010 – Jun 23, 2010 report; faxed from unknown – you will see – Page 5 – Gail Richardson donation – no occupation listed. Page 5 – Susan Waldron donation – no occupation listed. Page 5 – Wildeye Photography donation. Page 5 –a- Constance J Poten’s total amount donated does not reflect the in-kind contribution of wine from previous C-6 which failed to list the value. Page 6 – Expenditure listing to Express Personnel Services. Page 6 – c- Expenditure listing to Express Personnel Services. Page 6 –d- Three (3) Expenditure listings to Express Personnel Services and One (1) Expenditure listing to A2Z Personnel. Page 8, Schedule C – Failure to list debt. Page 8 – Barbara Booher loan – no purpose listed (loan to Ballot Committee is not a purpose).

1. ***Unreported in-kind donation of fax machine use violates MCA 13-37-208 (1) & MCA 13-37-229 (11).***
2. ***Page 5 – Richardson & Waldron donations – no occupation listed; constitutes two (2) violations of omissions of mandatory information as required by the PB and MCA 13-27-229 (11).***
3. ***Page 5 – Wildeye Photography donation. Violation of PB, Page 21, Contributions from businesses not allowed.***
4. ***Page 5 –a- Constance J Poten’s total amount donated does not reflect the in-kind contribution of wine from previous C-6 which failed to list the value. Violates MCA 13-37-229 (3) & (11).***
5. ***Pages 6, 6 c & 6 d lists six (6) expenditures to businesses for payment for hiring signature gatherers. These listings constitute six (6) violations of MCA 13-37-230 (1) (g) and MCA 13-27-112 (2).***
6. ***Page 8 – Schedule C – Debts - no listing for RV rent owed to Footloose Montana for use of the unreported RV purchased by the IC for signature gathering purposes. Violates PB, Page 33, Schedule C instructions and MCA 13-37-230 (1) (g).***

Montanan’s for Effective Wildlife Management, for which I am an elected officer, respectfully request that you take these concerns into your immediate consideration. Clearly the Footloose Montana Group is operating loosely with Montana Campaign Finance Law.

I have attached copies of their filings as well as some of their promotional materials to make the case for immediate action - or at the very least, an official inquiry into the aforementioned procedural non-compliances.

Best regards,



Jim Buell, Treasurer
Montanan’s for Effective Wildlife Management
24131 Rd 235 N - PO Box 133
Gildford MT 59525-0133
406 – 376 - 3178

Save the Date

Please join us for a

FOOTLOOSE

and Fancy-Free Fundraiser and Celebration
of our *Petition Drive* to End Trapping on
Montana's Public Lands!



September 10, 2009; 5-8

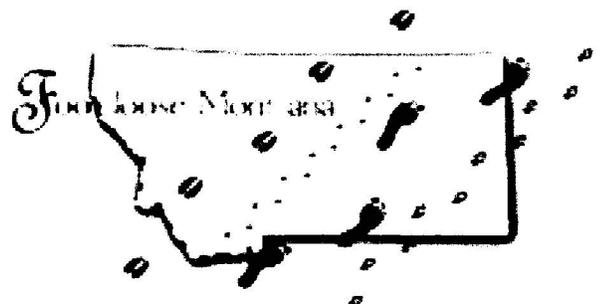
p.m.

Ten Spoon Vineyard, 4175 Rattlesnake Dr.,
Missoula, MT 59802

Music *** Food *** Games *** Live &
Silent Auction *** Ten Spoon wines ***
Local brews *** Bonfire *** Petition
Signing to End Recreational Trapping on
Public Lands!

For more information, call (406) 274-7878

or e-mail info@footloosemontana.org



promoting trap-free public lands for people, pets & wildlife



Footloose Montana

Invites you to a party
In Support of
Trap-Free Public Lands
at
biga pizza,

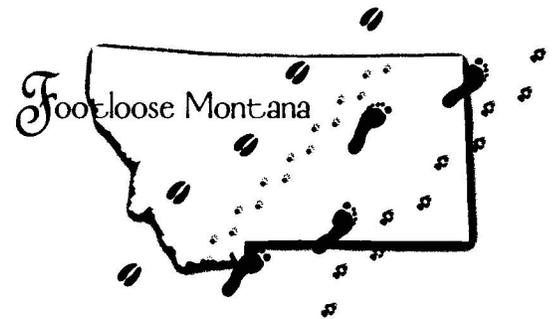
Sunday, November 8th,
FROM
5 to 8 p.m.!

All you can eat for \$10—Eat, Drink, Donate and celebrate!

Help make our public lands safe for people, pets and wildlife!

at biga pizza, Sunday, November 8th, 5-8 p.m.

241 West Main, Missoula.



promoting trap-free public lands for people, pets & wildlife

For more info call biga pizza at 728-2579 or Footloose Montana at (406) 274-7878.



Bob Marshall's
biga pizza

FOOTLOOSE MONTANA

INVITES YOU TO
A
**PARTY IN SUPPORT OF
TRAP-FREE PUBLIC LANDS**

AT

**BIGA PIZZA,
SUNDAY, APRIL 11TH,
FROM
5 TO 8 P.M.!**

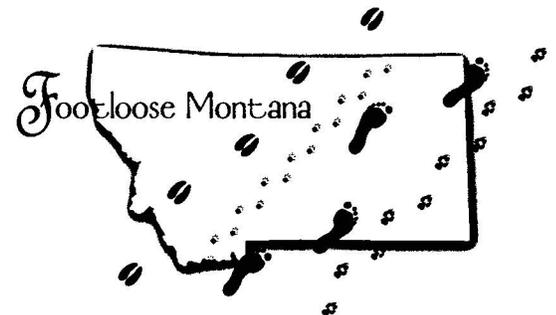
**ALL YOU CAN EAT FOR \$15 — EAT, DRINK, DONATE
AND CELEBRATE!**

**HELP MAKE OUR PUBLIC LANDS SAFE
FOR PEOPLE, PETS AND WILDLIFE**

AT BIGA PIZZA, SUNDAY, APRIL 11, 5-8 P.M.

241 WEST MAIN, MISSOULA.

FOR MORE INFORMATION CALL
BIGA PIZZA AT 728-2579 OR
FOOTLOOSE MONTANA
AT (406) 274-7878.



promoting trap-free public lands for people, pets & wildlife

Helena.com April 25, 2010

Eliza Wiley Independent Record - Getting 25,000 registered voters to sign a petition in hopes of placing I-160 on the ballot for a vote on trapping on public lands isn't easy. Anja Heister, director of Footloose Montana, has given up her job and gone into debt trying to make it happen. Last week, she gained one more signature when Val Cannon stopped to sign the petition in front of the Capitol.



Mogley the dog watches from the window of the 1985 motor home they picked up for a pittance of \$3,500.

The vehicle has 60,000 miles on the odometer, nearly 10 times the number of signatures members of Footloose Montana has gathered in its quest to put Initiative 160 on the November ballot, hoping to end trapping on the state's public lands.

Dave Taylor, one of the driving forces behind I-160, parks the motor home in front of the Capitol. He and Anja Heister get busy hanging banners from the sides of their moving billboard.

"Trap free is for me," one banner reads. "Montanans for trap free public lands," reads another.

"It's been a lot of dedication and time," says Taylor, tying the last knot on the last banner hanging from the motor home. "It's not easy work. It's confrontational. It can be physically painful standing in the cold getting signatures. But we have no choice. We're in deep."

They're in deep both financially and emotionally. Taylor took \$10,000 from his small Missoula business to fund the grassroots effort. Heister is cleaning houses to make ends meet.

The grinding tour sends them from city to city in their boxy motor home. They jump from Kalispell, Whitefish and Bigfork. They ease into Helena, leave for Bozeman and start all over again.