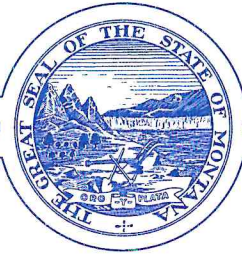


COMMISSIONER OF
POLITICAL PRACTICES



STATE OF MONTANA

CHRIS J. GALLUS
COMMISSIONER
TELEPHONE (406) 444-2942
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1209 EIGHTH AVENUE
PO BOX 202401
HELENA, MONTANA 59620-2401
www.politicalpractices.mt.gov

May 3, 2024

David Kessler III
P.O. Box 42
Philipsburg, MT 59858

Subject: Complaints received May 2, 2024; *Kessler III v. Michalson and Kessler III v. McCreary, COPP-2024-CFP's-012 and 013*

David;

This letter acknowledges the receipt of the formal complaints you hand-delivered to this office on May 2, 2024. Each signed and sworn complaint appears to allege a potential violation of Montana election law under my jurisdiction as Commissioner of Political Practices, and also appears to conform to the basic requirements of 44.11.106 ARM. Therefore, I will accept each as filed.

Pursuant to the established process, a letter and copy of the complaint is being sent to the named respondent, requesting that they provide a written response to this office and retain pertinent records pending further investigation of this matter.

I will review any response provided by the named respondent in each matter, additional materials relevant to this complaint, and prior relevant COPP rulings, for any deficiencies pursuant to 44.11.106 ARM or law, and reserve the right to dismiss the complaint upon this initial inquiry. If this occurs, I will notify you and provide a basis for the dismissal. Alternatively, upon this further review, I may determine that a formal investigation is warranted. This generally involves a more extensive and time-consuming process, during which you may contact us for a status update.

If an investigation is conducted, a decision will be issued which includes a summary of facts and determines if those facts are sufficient or insufficient to support a violation. This decision will also determine if prosecution is justified. Upon completion of this investigation a copy of the decision will be sent to you and posted on COPP's website.

If I determine prosecution is justified, this matter will be referred to the county attorney in the county where the violations occurred. The county attorney will then determine whether they will prosecute the matter or refer it back to me. If returned to me, I will either work with the responding party to settle the matter or prosecute it within their local jurisdiction in district court.

Regards,

A handwritten signature in blue ink that reads "Chris J. Gallus".

Chris J. Gallus
Commissioner of Political Practices