

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

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Commissioner of Political Practices  
2024 MAY 28 AM 1:50  
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### 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 Darin Gaub  
Complete Mailing Address PO Box 461, Helena, MT 59624  
Phone Numbers: Work 678-718-5373 Home 678-718-5373

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

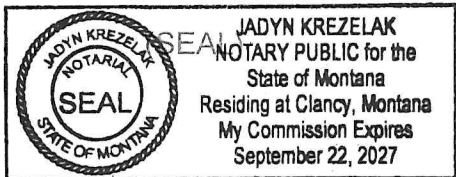
Complete Name Montana United, Montanans for Fair Taxation, Kyle McMurray, Scott  
Complete Mailing Address Sales, Randyn Gregg, Michelle Binkley  
Phone Numbers: Work \_\_\_\_\_ Home \_\_\_\_\_

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

#### Verification by oath or affirmation

State of Montana, County of Lewis & Clark

I, Darin Lee Gaub, 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 28 day of May, 2024.

[Signature]  
Notary Public

My Commission Expires: 9/22/27

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.

The candidates and PACs noted in this complaint have colluded in independent expenditures.

The Facts

- 1) There were campaign mailers that arrived in voter's mailboxes on or before 4/20/24. The mailers contained photos of the candidates McMurray, Sales, and Binkley individually with Greg Gianforte. These photos appear to be professional photos in which Gianforte is wearing very similar, if not exact, clothing in each photo shoot with each candidate.
- 2) The mailers were sent out by Montana United "MT United PAC": Treasurer, Smith, W; PO Box 81505 Billings MT 591018". This PAC is noted as "In Process" with MT COPP and has not filed as a PAC with their treasurer and accompanying details.
- 3) Campaign mailers take at a minimum 2 weeks (10 business days) to process from the time the creative layout is submitted to the printing company to the time the mailer arrives in mail boxes.
- 4) The date that the professional photos were first made public (social media) range from May 8th to May 10th (see Gregg and McMurray).
- 5) In the instance of McMurray, the photos then appeared only 9 business days later in a campaign mailer. (May 10th the photos appeared online and May 20th the mailer was in voter's mailboxes.) Considering that it often takes multiple days to develop the creative layout of mailers the only reasonable conclusion is that the professional photos were acquired by Montana United before May 10th and hence in coordination with the candidates who appeared in the photos.
- 6) Importantly, in the instance of McMurray, the photo in the Montanans United mailer is DIFFERENT than the photo used by the candidate on his Facebook page. The fact that the photos online are different than the photos in the mailer make it impossible that Montana United acquired the photo online through a publicly accessible mediums. The only way that McMurray and Montana United had access to the same

**Complaints must be:**

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

complement of photos is through coordination with the independent expenditure.

6) In 2021, Montana United disbursed their end-of-campaign funds. One organization the funds were disbursed to was Montanans for Fair Taxation. A) Although Montanans for Fair Taxation has received multiple campaign funds at least since 2021 (see COPP), they have never filed with COPP. B) Through an online search the Treasurer of Montanans for Fair Taxation appears to be, or have been, Wendy Smith from Shepherd MT.

7) Multiple candidates including Binkley, McMurray, Sales, Gregg received on XX/XX \$450 contributions from Montanans for Fair Taxation. Montanans for Fair Taxation have been disbursing funds to candidates and evidently raising funds, but not reporting them in COPP.

8) The treasurer now for Montana United is now listed at "W. Smith". Since Montana United has also not been reporting to COPP, it can't be know for sure, but it's very likely that "W. Smith" is "Wendy Smith" the treasurer for Montanans for Fair Taxation, the same group that is also being allowed act illegally.

In summary, many candidates (McMurray, Sales, Binkley, Gregg, and possibly more) colluded with Montana United PAC for independent expenditures which benefited the candidates in question. PACs Montana United and Montanans for Fair Taxation have been allowed to act illegally by not registering with COPP and not reporting their income and expenses. It's almost certain that there has been dark money PAC to PAC transactions.



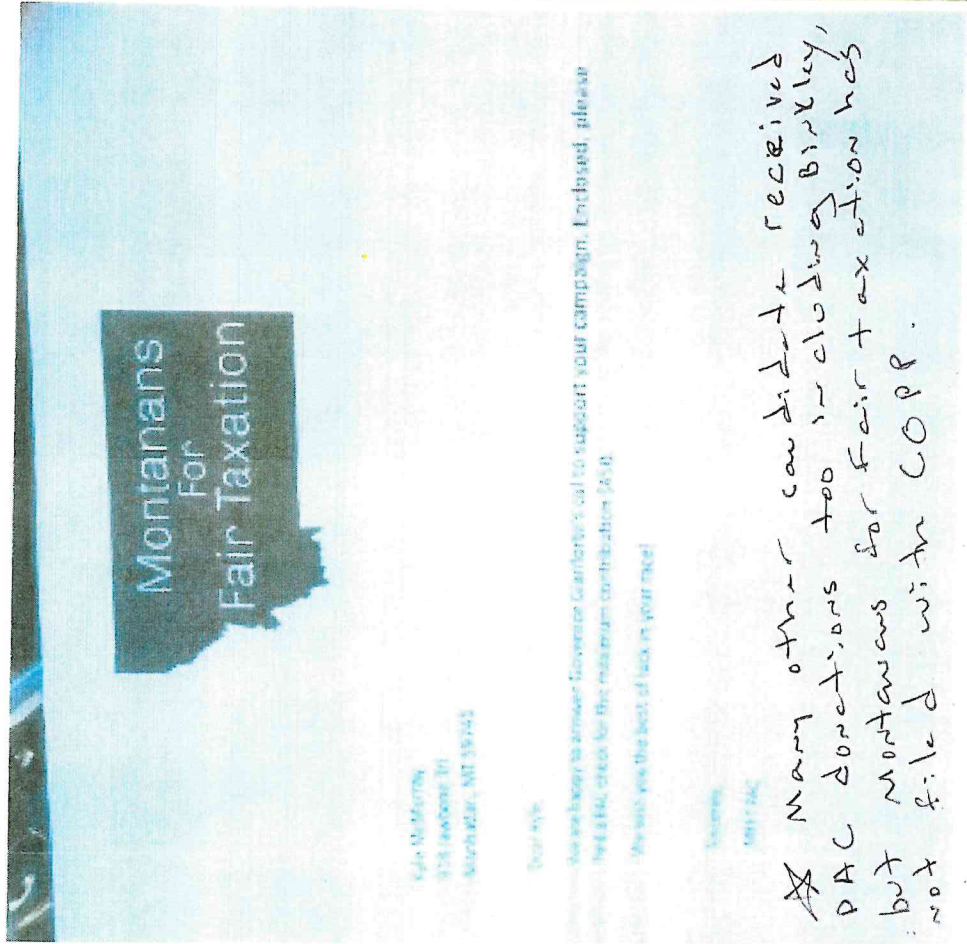


# Kyle McMurray Candidate for HD 77

May 10 at 12:33 PM



So pleased to receive this endorsement of our campaign. Thanks again also for your endorsement Governor Gianforte.







On June 4th Vote For

# KYLE McMURRAY

FOR STATE REPRESENTATIVE

**KYLE McMURRAY**  
Endorsed by Governor  
Greg Gianforte

## Join Governor Greg Gianforte In Supporting **KYLE McMURRAY** For State Representative

Kyle McMurray is a lifelong Montana resident who was born and raised in Manhattan, MT. As a small business owner and family man, McMurray is running to preserve Montana Values in Helena. That's why he earned the support of trusted conservatives, including Governor Greg Gianforte.

Paid for by MT United PAC  
P.O. Box 81515

Billings, MT 591018  
W. Smith, Treasurer

PRSR1 STD  
US POSTAGE  
PAID  
BILLINGS MT  
PERMIT 294

AUTO-SCH 5-DIGIT 59644 4 655





Join Governor Greg Gianforte In Supporting

**SCOTT SALES FOR STATE REPRESENTATIVE**

**SCOTT SALES**

Endorsed by  
Governor Greg Gianforte ✓

Scott Sales Has Delivered  
Results For Our Community  
In The Past

Let's Send Him Back To  
Bellevue So He Can Get Back  
To Work With Our Governor



**ON JUNE 4 VOTE FOR SCOTT SALES FOR STATE REPRESENTATIVE**

**SCOTT SALES Proudly Fighting For Our Families**

- ☑ BRING DOWN INFLATION
- ☑ DEFEND OUR RIGHTS
- ☑ KICK THE BIRD



Join Governor Gaintortte  
and Support Scott Sales for  
State Representative on June 4<sup>th</sup>

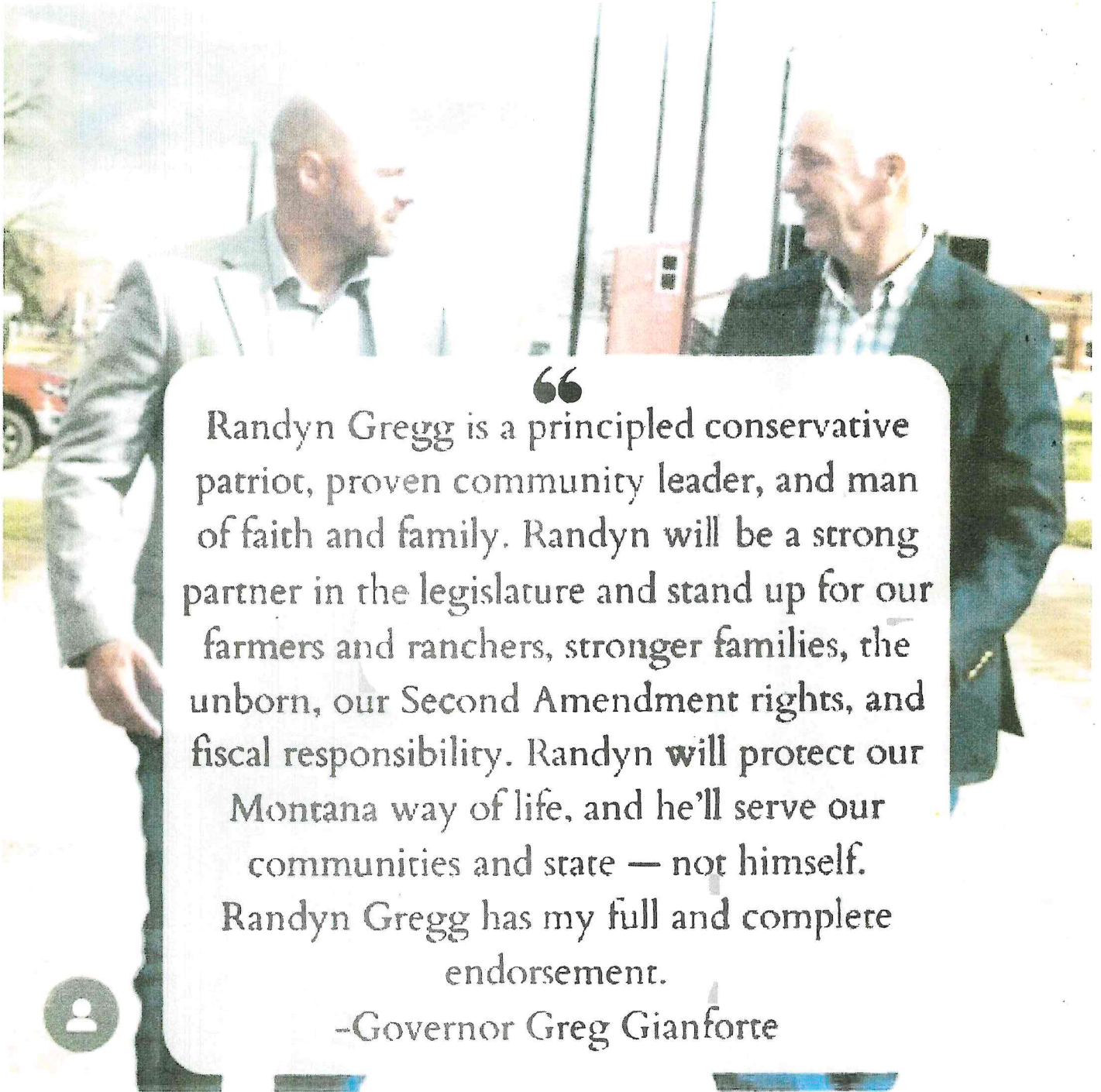
SCOTT SALES  
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“  
Randy Gregg is a principled conservative patriot, proven community leader, and man of faith and family. Randy will be a strong partner in the legislature and stand up for our farmers and ranchers, stronger families, the unborn, our Second Amendment rights, and fiscal responsibility. Randy will protect our Montana way of life, and he'll serve our communities and state — not himself. Randy Gregg has my full and complete endorsement.

-Governor Greg Gianforte



29



4



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Liked by randyngregg and others

randynformt Absolutely honored to be endorsed by



# Campaign Electronic Reporting System

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Entity	Election	Purpose	Platform	Quantity	Specific Services	Attachment	Date	Amount
Burnt Timber Consulting, LLC PO Box 5315, Helena, MT 59604	General	January & February Bookkeeping and Compliance				No	02/08/2021	800.00
Burnt Timber Consulting, LLC PO Box 5315, Helena, MT 59604	General	Reimbursement for Hotel Room & 1099 Prep				No	03/12/2021	115.48
LIAPAC PO Box 5315, Helena, MT 59604	General	Contribution				No	03/12/2021	500.00
Montana Republican State Center PO Box 935, Helena, MT 59624	General	Contribution				No	01/29/2021	2,500.00
Montana Republican State Center PO Box 935, Helena, MT 59624	General	Contribution				No	03/12/2021	572.44
Montarians for Fair Taxation PO Box 81515, Billings, MT 59108	General	Contribution				No	03/12/2021	580.00

Expenditures Independent

Display 1 records

Search

Committee List

Committee Name	Year	Status	Address	Committee Type
Montanans for Fair Taxation		In Process	P.O. Box 81515, Billings, MT 59108	Independent
Montanans for Fair Taxation		In Process	PO Box 8515, Billings, MT 59103	Independent
Montanans for Fair Taxation		In Process	PO Box 81515, Billings, MT 59108	Independent
Montanans for Fair Taxation		Approved	PO Box 81515, Billings, MT 59108	Independent
Montanans for Fair Taxation		Closed	P.O. Box 921, Helena, MT 59624	Independent

Showing 1 to 5 of 5 entries

View Registration

View Finance Reports

Handwritten signature



Information for business.

I WILL NOT harass people whose criminal records appear on this site.



ReviewPublicRecords.com



Businesses

Wendy Smith in Shepherd, MT is associated with the following businesses:

**3 PINE LODGE FURNITURE**

9145 DoyleRd Shepherd MT 59079

WENDY SMITH

Since March 2005

**MONTANANS FOR FAIR TAXATION**

9145 DOYLE RD SHEPHERD MT 59079-3600

WENDY SMITH  
AGENT

Since August 2014

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**FREE Background Report for Wendy J Smith in Shepherd.**

