

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

RECEIVED

2020 SEP 30 A 9:56

HAND DELIVERED [ ] COMM. CLERK OF POLITICAL PRACTICES

SIGNED/NOTARIZED [ ]

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 Brandon E. Dewey Complete Mailing Address PO Box 223 Stevensville, MT 59870 Phone Numbers: Work 406-777-5271 Home 406-218-8285

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

Complete Name Committee to Recall the mayor Complete Mailing Address 509 Mission Street Stevensville, MT 59870 Phone Numbers: Work Home

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

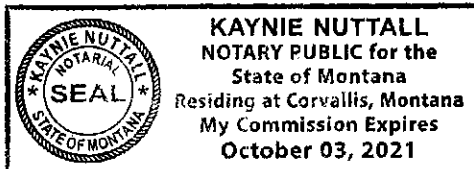
Verification by oath or affirmation

State of Montana, County of Ravalli

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

Signature of Complainant

(SEAL)



Subscribed and sworn to before me this 28 day of September, 2020.

Notary Public

My Commission Expires:

**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.

\*\*\*Complete complaint is enclosed\*\*\*

**Complaints must be:**

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

September 27, 2020

Dear Commissioner Mangan,

This complaint seeks to inform you that Committee to Recall the mayor of 509 Mission Street, Stevensville MT failed to properly file as a committee in the Stevensville recall election as required by Montana campaign finance law. In addition, the same committee failed to file a C6 finance report on the August 30, 2020 deadline for activity between June 26<sup>th</sup> – August 25<sup>th</sup>.

**Failure to file as a committee:**

Mont. Code Ann. §13-37-201(2) states that:

- “(a) A candidate shall file the certification within 5 days after becoming a candidate.
- (b) Except as provided in subsection (2)(c), a political committee shall file the certification, which must include an organizational statement and the name and address of all officers, if any, within 5 days after it makes an expenditure or authorizes another person to make an expenditure on its behalf, whichever occurs first.
- (c) *A political committee that is seeking to place a ballot issue before the electors shall file the certification, including the information required in subsection (2)(b), within 5 days after the issue becomes a ballot issue, as defined in 13-1-101(6)(b)*” (emphasis added).

A local issue becomes a local ballot issue "upon certification by the proper official that the legal procedure necessary for its qualification and placement on the ballot has been completed", 13-1-101(6)(b), MCA. In the decision of Crews v. Dewey, the Commissioner of Political Practices found that "Because Mayor Dewey did not resign the office, on May 27 the requirement to hold a special recall election was formally triggered under Mont. Code Ann. §2-16-622(1)."

Mont. Code Ann. §13-37-201(2) provides a committee seeking to place a ballot issue before the electors five days to file the relevant Statement with the COPP. Because the legal procedure to place the recall issue on the ballot issue was completed on May 27, 2020, the C2 Committee Registration as a political committee was due to the COPP on or before June 3, 2020. Committee to Recall the mayor did not provide a completed Committee Registration to the COPP, until June 17, 2020. Committee to Recall the mayor failed to properly file as a committee in the Stevensville recall election as required under Montana campaign finance law.

You will see that many of the individuals listed as circulators on the enclosed Petition Signers Report are also listed on campaign finance reports filed with your office by Committee to Recall the mayor. Based on this information, there is no question that Committee to Recall the mayor sought to place the recall issue before the voters of Stevensville.

The above facts demonstrate that Committee to Recall the Mayor violated Mont. Code Ann. §13-37-201(2).

**Failure to file campaign finance report:**

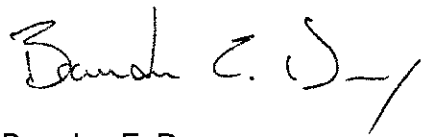
According to the COPP website reporting calendar for committee's including Independent, Incidental, Political Party, and Ballot Issue Committees, C-4 and C-6 reports were due on August 30, 2020 for activity between June 26<sup>th</sup>-August 25<sup>th</sup>. However, the Campaign Electronic Reporting System only reflects that

Committee to Recall the Mayor did not file the required report on or before the deadline of August 30, 2020. The Campaign Finance report filed by the committee on September 19, 2020 verifies that activity did in fact occur during the previous reporting period but was not reported by the deadline corresponding with that period. The September 19<sup>th</sup> campaign finance report reflects \$1,220.00 in expenditures between July 6<sup>th</sup> and July 17<sup>th</sup>. These expenditures should have been reported by August 30, 2020.

The above facts demonstrate that Committee to Recall the Mayor violated Mont. Code Ann. §13-37-226(2).

Thank you for your consideration of the complaints described herein.

Respectfully,

A handwritten signature in black ink that reads "Brandon E. Dewey". The signature is written in a cursive style with a long horizontal stroke at the end.

Brandon E. Dewey  
Stevensville, MT

# Statement of Organization (C2)

## Committee Information

**Committee Name:** Committee to Recall the Mayor  
**Mailing Address:** 509 Mission Street Stevensville, MT 59870  
**Physical Address:** 509 Mission Street Stevensville, MT 59870  
**Committee Type:** Independent  
**Incorporated:** Y  
**Received Date:** 06/17/2020  
**Current Status:** Active  
**Amended Date:**

## Committee Treasurer Information

**Treasurer Full Name:** Tadvick, Leslie A  
**Mailing Address:** 509 Mission Street Stevensville, MT 59870  
**Physical Address:** 509 Mission Street Stevensville, MT 59870  
**Home Phone:** (406) 375-5312  
**Alternate Phone:** (406) 550-9049  
**Home or Personal Email Address:** thetads@gmail.com

## Deputy Treasurer Information

## Committee Account Information

**Primary Bank:** Farmers State Bank  
**Primary Address:** PO Box 190 Victor , MT 59840  
**Secondary Bank:**  
**Secondary Address:**

## Additional Officer Information

## Purpose of Committee and/or Name(s) of Candidate(s) or Ballot Issue(s) Supported or Opposed

<u>Candidate/Issues</u>	<u>Position</u>	<u>Issue Status</u>
Recall Mayor Brandon Dewey	Other	On ballot

# Committee Finance Report (C-6)

## Committee Information

Date Filed: 06/17/2020

Original Filing for: 07/01/2020 - 09/21/2020

Report Type: Periodic

Receive and File Date: 09/19/2020

Report Status: Filed

Committee to Recall the Mayor  
509 Mission Street Stevensville, MT 59870

Committee Type: Independent

### Treasurer:

Tadvick, Leslie A  
509 Mission Street Stevensville, MT 59870

### Bank Information:

Farmers State Bank  
PO Box 190 Victor , MT 59840

## Summary Report

### Cash Summary: Money Received and Spent

1. Cash in Bank - Balance from previous report		\$238.00
2. Receipts - Total Received and deposited this period	+	<u>\$2,541.00</u>
	<b>Subtotal</b>	<b>\$2,779.00</b>
3. Expenditures - Total paid out this period	-	<u>\$1,220.00</u>
4. Cash in Bank - Ending Balance this report		<b>\$1,559.00</b>

## Loans

No entries found.

## Fundraisers

No entries found.

## Refunds, Etc ...

No entries found.

## Committee Contributions

No entries found.

Individual Contributors (Total Contributions < \$35: \$45.00) (Primary Contributions < \$35: \$0.00) (General Contributions < \$35: \$45.00)

Entity	Employer	Election	In-Kind Description	In-Kind Value	Cash/Check Amount	Total to Date
Adams, Mark 610 E 2nd St, Stevensville, MT 59870	RETIRED RETIRED -	General		\$0.00	\$170.00	\$0.00(P) \$170.00(G)
Adams, Vicki 610 E 2nd St, Stevensville, MT 59870	Retired Retired	General		\$0.00	\$170.00	\$0.00(P) \$170.00(G)
Barnett, Lewis 419 College St, Stevensville, MT 59870	Retired Police Chief Retired police chief	General		\$0.00	\$100.00	\$0.00(P) \$100.00(G)

Entity	Employer	Election	In-Kind Description	In-Kind Value	Cash/Check Amount	Total to Date
Bell, Duane Main Street, Stevensville, MT 59870	Convenience Store Owner self	General		\$0.00	\$80.00	\$0.00(P) \$80.00(G)
Campbell, Charlie 210 N Higgins Ave Suite 336, Missoula, MT 59802	Attorney SELF-ATTORNEY	General		\$0.00	\$766.00	\$0.00(P) \$766.00(G)
Gibson, Debbie 1517 Creekside, Stevensville, MT 59870	Retired Teacher Retired	General		\$0.00	\$100.00	\$0.00(P) \$100.00(G)
Gibson, Steve 1517 Creekside, Stevensville, MT 59870	retired state of Montana Retired	General		\$0.00	\$70.00	\$0.00(P) \$70.00(G)
Herriot, Mike 917 E 2nd St, Stevensville, MT 59870	Retired Retired	General		\$0.00	\$100.00	\$0.00(P) \$100.00(G)
Marshall, Kevin 2155 S Sunset Bench, Stevensville, MT 59870	Radio Host Radio Host	General		\$0.00	\$160.00	\$0.00(P) \$160.00(G)
McCreary, Susan PO Box 358, Stevensville, MT 59870	retired housewife Retired	General	Poster board, Lamination, duck tape, Photos	\$42.95	\$0.00	\$0.00(P) \$42.95(G)
McKinley, Jeannie 423 Charlos St, Stevensville, MT 59870	Retired Retired	General		\$0.00	\$100.00	\$0.00(P) \$100.00(G)
Pruitt, Jamet 657 Sweeney Creek Loop, Florence, MT 59833	Security Investigator FEDERAL GOVT	General		\$0.00	\$170.00	\$0.00(P) \$170.00(G)
Pruitt, John 657 Sweeney Creek Loop, Florence, MT 59833	Contractor Self Employed	General		\$0.00	\$170.00	\$0.00(P) \$170.00(G)
Thorson, Christine 106 Winslett Ave, Stevensville, MT 59870	RETIRED Retired	General		\$0.00	\$170.00	\$0.00(P) \$170.00(G)
Thorson, Dave 16 Winslett Ave, Stevensville, MT 59870	RETIRED Retired	General		\$0.00	\$170.00	\$0.00(P) \$170.00(G)

## Expenditures

Entity	Election	Electioneer ing Communication	Purpose	Platform	Quantity	Subject Matter	Date	Amount
Allegra 1151 N 1st Street Suite C, Hamilton, MT 59840	General	No	20 Yard signs	Vote to recall the mayor	20	Vote to recall the mayor	07/06/2020	\$220.00
Carpenter Law Firm PLC 210 N Higgins Ave #336, Missoula, MT 59802	General	No	Legal Expenses	Vote to recall the mayor		Attorney fees to write legal brief on recall	07/17/2020	\$1,000.00

## Expenditures: Independent

No entries found.

## Debts

No entries found.

## Payments Only

No entries found.