

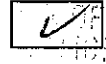
Commissioner of Political Practices 1209 Eighth Avenue Post Office Box 202401 Helena, MT 59620-2401 Phone: 406-444-2942 Fax: 406-444-1643 www.politicalpractices.mt.gov

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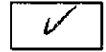
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SIGNED/NOTARIZED



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 Sandi Luckey - Executive Director, Montana Democratic Party
Complete Mailing Address PO Box 802 Helena, MT 59624
Phone Numbers: Work 406-442-5920 Home

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

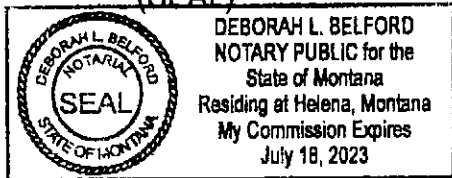
Complete Name Christi Jacobsen for Montana
Complete Mailing Address PO Box 485 Helena, MT 59624
Phone Numbers: Work 406-465-0215 Home

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 LLC

I, Sandi Luckey, 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

Subscribed and sworn to before me this 23 day of October, 2020.

Notary Public Deborah L. Belford

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.

See Attached

**Complaints must be:**

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

Commissioner Jeff Mangan  
Commissioner of Political Practices  
1209 Eighth Avenue  
P.O. BOX 202401  
Helena, MT 59620-2401  
[cpphelp@mt.gov](mailto:cpphelp@mt.gov)

Dear Commissioner Mangan:

Aggregate contributions for elections are limited under §§13-37-216 and 218, MCA. 44.11.224 A.R.M. requires a separate accounting for moneys received on or before the primary election date and those received after the primary election date. 44.11.224(b) contemplates that moneys received prior to the primary must be spent on primary election expenses and those contributions received after the primary can be spent of expenses incurred in connection with the general election. 44.11.224(c) prohibits the use of contributions received after the primary election date for expenses incurred in connection with the primary election. 44.11.224(e) authorizes “left-over” funds” collected for the primary to be used for general election expenses “if all primary debts have been paid.” Pursuant to this administrative rule, funds collected after the primary must first be used to discharge all primary election expenses and debts **before** those funds may be used for general election purposes.

The requirements for segregating contributions received before and after a primary election are essential to enforcement of the campaign contribution limits. To holed otherwise would be to permit a candidate to expand the contribution limits by soliciting and spending primary dollars from donors after the primary election has occurred. Moreover, a campaign committee must show all primary debts have been satisfied before it can use any funds received after the primary election and subject to the primary election contribution limits.

According to reports filed by the Christi Jacobsen for Montana campaign committee, it has continued to solicit and receive funds subject to the primary campaign contribution limits. According to the C-5 filed on 8/17/20 Christi Jacobsen for Montana transferred the balance of her Primary election funds to her General election account on 8/15/20. Accordingly, she is violating requirements of ARM 44.11.224(2)e as Christi Jacobsen has not paid off all obligations for his Primary election debt.

Since Primary election contributions have been comingled with general election contributions, as of 8/15/20, Christi Jacobsen for Montana has likely used contributions designated for the Primary Election for General election expenditures.

Pursuant to Sufficiency Finding No. 2 in *Luckey v. Gianforte* Christi Jacobsen for Montana must correct the error or refund at least \$3,805.60.00 in primary contributions taken since 8/15/20 (See attached breakdown).

Sincerely,

Sandi Luckey, Executive Director  
Montana Democratic Party

Date Paid	Entity Name	First Name	Middle Initial	Last Name	Amount	Election Type
8/28/2020		Gary		Marks	140	PM
9/3/2020		Charley		Moody	360	PM
9/3/2020		Kay		Collins	360	PM
9/4/2020		Donna	L	Weiner	360	PM
9/4/2020		Thomas		Weiner	360	PM
9/5/2020		Jack		Demarois	140	PM
9/8/2020		Dave		Ballard	140	PM
9/8/2020		Lynda	M	Ballard	140	PM
9/10/2020		Gregg		Carroll	360	PM
9/25/2020		Kathy		Keneally	140	PM
10/1/2020		Philip	L	Barney	20	PM
10/11/2020		Frank Jr.		Haughton	360	PM
10/11/2020		John	R	Gregory	300	PM
10/11/2020		Barb		Hamlin	140	PM
10/11/2020		Jerry		Hamlin	140	PM
10/14/2020		Edward		Battershell-Corson	65.6	PM
10/14/2020		Ellie		Kuehn	140	PM
10/14/2020		Cameron		Kuehn	140	PM

\$  
3,805.60