

BEFORE THE COMMISSIONER OF
POLITICAL PRACTICES OF THE STATE OF MONTANA

Jeffrey A. Mangan, Commissioner of Political Practices To: Mark Owens No. COPP-2021-ONC-005	ORDER OF NONCOMPLIANCE
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WHEREAS, the above named candidate, On June 21, 2021, candidate Owens filed a Declaration of Nomination and Oath of Candidacy with the Flathead County elections department; and

WHEREAS, Mark Owens filed a C-1A Statement of Candidate as a candidate for election to the position of City Council in the City of Whitefish in Flathead County with the COPP on June 23, 2021 using the CERS electronic reporting system. On this Statement of Candidate, candidate Owens certified that campaign expenditures would exceed \$500.00; and

WHEREAS, As a 2021 municipal (city) candidate who certified campaign expenditures would exceed \$500.00, candidate Owen had C-5 campaign finance reports due on or before June 20, July 20, August 20, September 20, October 20, and November 20, 2021; and

WHEREAS, On C-5 campaign finance reports filed July 26 (dated June 23-July 15), September 15 (dated July 16-August 14), and September 15

(dated August 15-September 15), candidate Owens did not disclose receiving any contributions or making any expenditures; and

WHEREAS, On October 1, 2021, candidate Owens emailed the COPP asking “I have decided to pull out of the race for city of whitefish city council. Since I did not receive or spend any money, is there any additional requirements for me to do with this election financial reporting beyond what I already did thus far?”. COPP replied to this email that same day, explaining to candidate Owens explaining how to file a Closing C-5 campaign finance report in CERS; and

WHEREAS, Candidate Owens did not file a C-5 campaign financial reports on or before October 20 or November 20, 2021; and

WHEREAS, On November 4, 2021, COPP Compliance Specialists emailed candidate Owens to notify him that his campaign had yet to file required campaign finance reports. This email message states that “I see that October 20, 2021 (C5) report has not been filed. Please go in and file the C5 that was due. The next report is due 11/15/21 – that can be the closing report if you are done with the campaign, all debt paid and balance come to “zero”. Thank you!”; and

WHEREAS, despite public reporting calendars, COPP website and social media updates, instruction and guidance provided to Candidates by COPP staff, candidate Wilburn has failed to:

- Candidate Owens did not file a C-5 campaign financial report for the reporting periods required for both the October 20 and November 20, 2021 report deadlines;


A copy of the candidate's Statement of Candidate is attached.

IT IS FURTHER ORDERED, pursuant to §13-37-121, MCA, that is declared to be in NONCOMPLIANCE with the provisions of sections § 13-37-225, MCA and ARM 44.11.302; and

IT IS FURTHER ORDERED that a County Attorney or the Commissioner may, on failure by to submit appropriate campaign finance reports within 5 days after receiving this Order of Noncompliance, may initiate a civil action pursuant to sections §13-37-124 and §13-37-128, MCA; and

FURTHER, if is aggrieved by the issuance of this Order of Noncompliance, he may seek judicial review in District Court pursuant to section §13-37-122, MCA.

DATED this 29th day of November 2021.



Jeffrey A Mangan
Commissioner of Political Practices
Of the State of Montana
P. O. Box 202401
1209 8th Avenue
Helena, MT 59620
Phone: (406)-444-3919



Declaration for Nomination and Oath of Candidacy -Nonpartisan



Debbie Pierson, Flathead County MT by SA

DECLARATION AND OATH OF CANDIDACY TO BE FILED WITH COUNTY ELECTION ADMINISTRATOR AS APPLICABLE

Filing for office of: City of Whitefish-City Council Full Term OR Partial Term ending _____
Full name of office including district and/or department numbers if applicable

Candidate Name (printed exactly as it should appear on the ballot): Mark E. Owens

Mailing Address 329 Shady River Lane City and State Whitefish, Montana Zip Code 59937

Residence Address 329 Shady River Lane City and State Whitefish, Montana Zip Code 59937

County of Residence Flathead Contact Phone 512 657-6503 Email Address mowens406@icloud.com Website Address _____

FILING FEE – FEE MUST BE PAID BEFORE FILING IS VALID:

Candidate Filing Fee, if applicable, in the amount of \$ 0 is hereby submitted with this Declaration and Oath of Candidacy.
Filing fees:
-for candidates of offices for nonpartisan office for which a salary of fees are not paid -\$0
-for offices having an annual salary of \$2,500 or less and candidates for the legislature, \$15
-for other offices having an annual salary of more than \$2,500, 1% of the total annual salary

OATH OF CANDIDACY - CANDIDATE MUST SIGN IN THE PRESENCE OF A NOTARY PUBLIC OR AN OFFICER OF THE OFFICE WHERE THIS FORM IS FILED:

I hereby affirm that I possess, or will possess within constitutional and statutory deadlines, the qualifications prescribed by the Constitution and laws of the United States and the State of Montana.

Mark E. Owens
Signature of Candidate

6/21/21
Date

NOTARY PUBLIC OR AUTHORIZED OFFICER

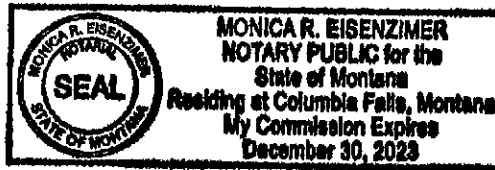
State of Montana
County of Flathead
Signed and sworn to before me this 21 day of June, 2021 by Mark E. Owens
Printed Name of Candidate

Monica R. Eisenzimer
Signature of Notary or Public Official

Printed Name of Notary Public _____
Notary Public for the State of _____
Residing at: _____
My commission expires: _____, 20____

Where to file for Federal, Statewide, State District and Legislative offices:
Montana Secretary of State
State Capitol, 2nd Floor, Room 260
PO Box 202801
Helena, MT 59620-2801
Online: sos.mt.gov
By Fax: 406-444-2023

Where to file for County, City and most Local District offices:
Flathead County Election Dept.
40 11th ST W #230
Kalispell, MT 59901
By Fax: 406-758-5877



Statement of Candidate (C1 or C1-A)

Candidate Information

Candidate Full Name: owens, mark E
Mailing Address: 329 Shady River Lane Whitefish, MT 59937
Physical Address: 329 Shady River Lane Whitefish, MT 59937
Home Phone: (512) 657-6503
Alternate Phone:
Campaign Email Address: mowens406@icloud.com
Election Year: 2021
Candidate Type: City
Office Sought: City Council
Resident County: Flathead
Political Party: Republican
Current Status: Active
Date Filed: 06/23/2021
Amended Date:
D1 Received Date:
C118 Received Date:
Reporting Status: Will spend more than \$500
Bank Full Name: Glacier Bank
Bank Address: PO Box 27 Kalispell, MT 59903

Campaign Treasurer Information

Treasurer Full Name: Owens, mark E
Mailing Address: 329 Shady River Lane Whitefish, MT 59937
Physical Address: 329 Shady River Lane Whitefish, MT 59937
Home Phone: (512) 657-6503
Alternate Phone:
Home or Personal Email Address: mowens406@icloud.com

Deputy Treasurer Information