

Commissioner of Political Practices
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POSTMARKED

JUL 13 2010

JUL 14 10:30

HAND DELIVERED

CERTIFIED MAIL

SIGNED/NOTARIZED

Campaign Finance and Practices

Complaint Form (10/09)

Type or print in ink all information on this form except for verification signature

Person bringing complaint (Complainant):

Complete Name Linda Y. Clark
Complete Mailing Address 5760 Foster Ln.
Belgrade MT 59714
Phone Numbers: Work 406 581 1744 Home 406 388-2953

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

Complete Name Assembly Action Fund
Complete Mailing Address PO Box 3662
Lewistown, MT 59457
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 Gallatin

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

Linda Y. Clark
Signature of Complainant



Vanessa Hanson
Notary Public
for the State of Montana
Residing at:
Bozeman, Montana
My Commission Expires:
September 01, 2013

Subscribed and sworn to before me this 13 day of
July, 2010.
Vanessa Hanson
Notary Public

My Commission Expires:

CAMPAIGN FINANCE AND PRACTICES COMPLAINT FORM

STATEMENT OF FACTS

The Assembly Action Fund mailed a flyer to voters in Montana's HD 68 attacking Kelly Flynn, a candidate running in the HD68 Republican primary held on June 8, 2010. The Assembly Action Fund, self-described on the flyer as a "grassroots lobbying group organized under IRS 501(c)4," violates Title 13, Chapters 35 and 37 of the Montana Code.

Chapters 35 and 37 of the MCA detail the requirements for entities engaged in promoting or opposing candidates for public office. On the flyer in question, The Assembly Action Fund states that The Assembly Action Fund "does not support or oppose candidates for public office," a primary claim that then allows this group to make the additional claim that it is "not subject to political committee reporting requirements."

These claims are false since the content of The Assembly Action Fund flyer (see the CONTENT OF FLYER description below and an accompanying copy of the flyer itself) clearly opposes a candidate running for public office in a primary election less than a week away from the mailing of the flyer.

The Assembly Action Fund, which claims it paid for the flyer, is thus engaged in electioneering and should be considered a political committee.

As a political committee, The Assembly Action Fund must register with the State Commissioner of Political Practice and submit requisite political committee reports as required under 13-37-201 and 225, MCA. The Assembly Action Fund must include the name of the committee treasurer paying for any campaign materials, as required under 13-35-225(1).

VIOLATIONS OF MONTANA LAW BY THE ASSEMBLY ACTION FUND

1. The Assembly Action Fund has not filed as a political committee, as required.
2. The Assembly Action Fund has not filed campaign reports, as required.
3. The Assembly Action Fund distributed campaign material in the form of a flyer that fails to include the name of the committee treasurer, as required.

FLYER CONTENT

The flyer prominently asserts that "liberal Washington insiders . . . love liberal Kelly Flynn," and that "powerful Washington insiders working to defeat the Tea Party's conservative message" . . . are "banking on Kelly Flynn." On the flyer's "Liberal Agenda," the Assembly Action Fund lists "DEFEND KELLY FLYNN" in bold red, underlined letters, along with items such as "Pass Anti-Gun Laws," "Expand Abortion," and "More and Bigger Spending." It urges residents of HD68 to "Call Kelly Flynn at 266-3322. Tell him to cut his ties with these liberal Washington insiders." Further, "Liberal Washington insiders working with a violent left-wing union to defeat the Tea Parties and deliver the GOP to liberals? That's not how we do things here in Montana."

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.

(attached)

Complaints must be:

- signed
- notarized



Main Street Advocacy is a group of powerful Washington insiders working to defeat the Tea Party's conservative message.

And they're banking on Kelly Flynn.

Montanans may like smaller government, lower taxes and traditional values, but it's not as popular in Washington, D.C. That's why a Beltway-based group of powerful insiders created "Main Street Advocacy." They're working with SEIU union bosses-- the same radical liberal union that savagely assaulted Tea Party members protesting Obama's health care plan -- to run radio ads and send mail praising liberal Republicans trying to defeat Tea Party candidates. Is this part of the SEIU "declaration of war" on the Tea Party?

Main Street Advocacy is an offshoot of Main Street Partnership, a Washington group dedicated to electing anti-gun, anti-tax cut, pro-gay marriage, pro-abortion liberals. And what are the D.C. insiders doing in Montana?

Spending big bucks on misleading ads praising liberal Kelly Flynn.

Liberal Washington insiders working with a violent left-wing union to defeat the Tea Parties and deliver the GOP to liberals? That's not how we do things here in Montana.

Call Kelly Flynn
at 266-3322.

Tell him to cut his
ties with these
liberal Washington
insiders.

Paid for by the Assembly Action Fund, a grassroots lobbying group organized under IRS 501(c)4. Not subject to federal committee reporting requirements. Assembly Action Fund does not support or oppose candidates for public office.



Main Street Advocacy is a group of powerful Washington insiders working to defeat the Tea Party's conservative message.

And they're banking on Kelly Flynn.

Montanans may like smaller government, lower taxes and traditional values, but it's not as popular in Washington, D.C. That's why

Liberal Washington insiders are taking aim at the

And they love liberal Kelly Flynn.

How we do things here
Main Street Advocacy's
Liberal Agenda:
 Paid for by the Assembly Action Fund, a grassroots lobbying

- ✓ Impose REAL ID
- ✓ Empower union bosses
- ✓ Pass Anti-Gun Laws
- ✓ Approve Gay Marriage
- ✓ Expand Abortion
- ✓ More and Bigger Spending
- ✓ Defeat conservatives
- ✓ Work with Obama's SEIU
- ✓ Make the GOP liberal
- ✓ Defeat the Tea Parties, defend Big Government politics-as-usual
- ✓ **DEFEND KELLY FLYNN!**

Assembly Action Fund
 PO Box 3662
 Lewistown, MT 59457

James Clark
 5760 Foster Ln
 Belgrade, MT 59714-8646
 [Barcode]

