

THE STATE OF MONTANA

Commissioner of Political Practices
1205 Eighth Avenue
Post Office Box 202401
Helena, MT 59620-2401
Phone: 406-444-2942
Fax : 406-444-1643
www.politicalpractices.mt.gov

Campaign Finance and Practices

Complaint Form (10/09)

FOR OFFICE USE ONLY

HAND DELIVERED
CERTIFIED MAIL
SIGNED/NOTARIZED

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

Person bringing complaint (Complainant):

Complete Name Brad Hamlett
Complete Mailing Address PO Box 49
Cascade, MT 59421
Phone Numbers: Work 406-799-5885 Home 406-799-5885

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

Complete Name Montana Growth Network, Inc.
Complete Mailing Address PO Box 62
Red Lodge, MT 59068
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

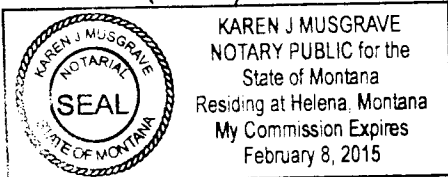
I, Karen Musgrave, being duly sworn, state that the information in this Complaint is complete, true and correct, to the best of my knowledge and belief.

Signature of Complainant

Subscribed and sworn to before me this 11 day of January, 2013.

Notary Public

(SEAL)



My Commission Expires:

In the SD 10 race literature was sent out advocating my opponent. On the literature there was no treasurer listed in the disclaimer.

In reviewing their file there seems to be some late and mis- reporting.

My constituents have stated that there was more than just one piece advocating for my opponents candidacy that does not appear to have been reported.

See attached statutes of alleged violations.

Montana Code Annotated 2011

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13-35-225. Election materials not to be anonymous -- statement of accuracy. (1) All communications advocating the success or defeat of a candidate, political party, or ballot issue through any broadcasting station, newspaper, magazine, outdoor advertising facility, direct mailing, poster, handbill, bumper sticker, internet website, or other form of general political advertising must clearly and conspicuously include the attribution "paid for by" followed by the name and address of the person who made or financed the expenditure for the communication. When a candidate or a candidate's campaign finances the expenditure, the attribution must be the name and the address of the candidate or the candidate's campaign. In the case of a political committee, the attribution must be the name of the committee, the name of the committee treasurer, and the address of the committee or the committee treasurer.

(2) Communications in a partisan election financed by a candidate or a political committee organized on the candidate's behalf must state the candidate's party affiliation or include the party symbol.

(3) (a) Printed election material described in subsection (1) that includes information about another candidate's voting record must include:

(i) a reference to the particular vote or votes upon which the information is based;

(ii) a disclosure of contrasting votes known to have been made by the candidate on the same issue if closely related in time; and

(iii) a statement, signed as provided in subsection (3)(b), that to the best of the signer's knowledge, the statements made about the other candidate's voting record are accurate and true.

(b) The statement required under subsection (3)(a) must be signed:

(i) by the candidate if the election material was prepared for the candidate or the candidate's political committee and includes information about another candidate's voting record; or

(ii) by the person financing the communication or the person's legal agent if the election material was not prepared for a candidate or a candidate's political committee.

(4) If a document or other article of advertising is too small for the requirements of subsections (1) through (3) to be conveniently included, the candidate responsible for the material or the person financing the communication shall file a copy of the article with the commissioner of political practices, together with the required information or statement, at the time of its public distribution.

(5) If information required in subsections (1) through (3) is omitted or not printed, upon discovery of or notification about the omission, the candidate responsible for the material or the person financing the communication shall:

(a) file notification of the omission with the commissioner of political practices within 5 days of the discovery or notification;

(b) bring the material into compliance with subsections (1) through (3); and

(c) withdraw any noncompliant communication from circulation as soon as reasonably possible.

History: En. 23-47-133 by Sec. 33, Ch. 334, L. 1977; R.C.M. 1947, 23-47-133; amd. Sec. 221, Ch. 571, L. 1979; amd. Sec. 1, Ch. 368, L. 1987; amd. Sec. 1, Ch. 23, L. 1991; amd. Sec. 1, Ch. 482, L. 1991; amd. Sec. 1, Ch. 415, L. 2003; amd. Sec. 1, Ch. 419, L. 2003.

Provided by Montana Legislative Services

Montana Code Annotated 2011

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13-37-228. Time periods covered by reports. Reports filed under [13-37-225](#) and [13-37-226](#) must be filed to cover the following time periods even though no contributions or expenditures may have been received or made during the period:

(1) The initial report must cover all contributions received or expenditures made by a candidate or political committee prior to the time that a person became a candidate or a political committee, as defined in [13-1-101](#), until the fifth day before the date of filing of the appropriate initial report pursuant to [13-37-226\(1\)](#) through (5). Reports filed by political committees organized to support or oppose a statewide ballot issue must disclose all contributions received and expenditures made prior to the time an issue becomes a ballot issue by transmission of the petition to the proponent of the ballot issue or referral by the secretary of state even if the issue subsequently fails to garner sufficient signatures to qualify for the ballot.

(2) Subsequent periodic reports must cover the period of time from the closing of the previous report to 5 days before the date of filing of a report pursuant to [13-37-226\(1\)](#) through (5). For the purposes of this subsection, the reports required under [13-37-226\(1\)\(d\)](#), (2)(d), (3)(b), and (5)(b) are not periodic reports and must be filed as required by [13-37-226\(1\)\(d\)](#), (2)(d), (3)(b), or (5)(b), as applicable.

(3) Closing reports must cover the period of time from the last periodic report to the final closing of the books of the candidate or political committee. A candidate or political committee shall file a closing report following an election in which the candidate or political committee participates whenever all debts and obligations are satisfied and further contributions or expenditures will not be received or made that relate to the campaign unless the election is a primary election and the candidate or political committee will participate in the general election.

History: En. 23-4778 by Sec. 3, Ch. 480, L. 1975; amd. Sec. 1, Ch. 23, L. 1977; R.C.M. 1947, 23-4778(8); amd. Sec. 258, Ch. 571, L. 1979; amd. Sec. 2, Ch. 75, L. 1991; amd. Sec. 17, Ch. 401, L. 2001; amd. Sec. 26, Ch. 481, L. 2007; amd. Sec. 133, Ch. 56, L. 2009; amd. Sec. 2, Ch. 252, L. 2009.

Provided by Montana Legislative Services

Montana Code Annotated 2011

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13-37-229. Disclosure of contributions received. Each report required by this chapter shall disclose the following information:

- (1) the amount of cash on hand at the beginning of the reporting period;
- (2) the full name, mailing address, occupation, and employer, if any, of each person who has made aggregate contributions, other than loans, of \$35 or more to a candidate or political committee, including the purchase of tickets and other items for events, such as dinners, luncheons, rallies, and similar fundraising events;
- (3) for each person identified under subsection (2), the aggregate amount of contributions made by that person within the reporting period and the total amount of contributions made by that person for all reporting periods;
- (4) the total sum of individual contributions made to or for a political committee or candidate and not reported under subsections (2) and (3);
- (5) the name and address of each political committee or candidate from which the reporting committee or candidate received any transfer of funds, together with the amount and dates of all transfers;
- (6) each loan from any person during the reporting period, together with the full names, mailing addresses, occupations, and employers, if any, of the lender and endorsers, if any, and the date and amount of each loan;
- (7) the amount and nature of debts and obligations owed to a political committee or candidate, in the form prescribed by the commissioner;
- (8) an itemized account of proceeds that total less than \$35 from a person from mass collections made at fundraising events;
- (9) each contribution, rebate, refund, or other receipt not otherwise listed under subsections (2) through (8) during the reporting period;
- (10) the total sum of all receipts received by or for the committee or candidate during the reporting period; and
- (11) other information that may be required by the commissioner to fully disclose the sources of funds used to support or oppose candidates or issues.

History: En. 23-4779 by Sec. 4, Ch. 480, L. 1975; R.C.M. 1947, 23-4779(1) through (9), (part (16)); amd. Sec. 1, Ch. 36, L. 1987; amd. Sec. 3, Ch. 75, L. 1991; amd. Sec. 3, Ch. 462, L. 2003.

Provided by Montana Legislative Services

ADMINISTRATIVE RULES OF MONTANA

Rules 44.10.312 through 44.10.320 reserved

44.10.321 CONTRIBUTION-DEFINITION (1) For the purposes of Title 13, chapters 35 and 37, MCA, and these rules, the term "contribution" as defined in 13-1-101, MCA, includes, but is not limited to:

(a) Each contribution as listed in 13-37-229, MCA;
(b) The purchase of tickets or admissions to, or advertisements in journals or programs for testimonial or fund raising events, including, but not limited to dinners, luncheons, cocktail parties, and rallies held to support or oppose a candidate, issue, or political committee;

(c) A candidate's own money used on behalf of his or her candidacy, except as provided in 13-1-101(6)(b)(iv) and (10)(b)(ii), MCA; and

(d) An in-kind contribution, as defined in (2) of this rule.

(2) The term "in-kind contribution" means the furnishing of services, property, or rights without charge or at a charge which is less than fair market value to a candidate or political committee for the purpose of supporting or opposing any candidate, ballot issue or political committee, except as provided in 13-1-101 (6)(a)(iii) and (6)(b)(i), MCA.

(a) An "in-kind contribution", includes, but is not limited to:

(i) Forgiveness of any loan to or debt of a candidate or political committee;

(ii) Payment of a loan or other debt by a third person;

(iii) An expenditure made at the behest of a candidate or political committee as specified in ARM 44.10.517;

(iv) A "coordinated expenditure" as defined in ARM 44.10.323(4); and

(v) The cost of distributing, republishing or reproducing campaign material (print or broadcast) produced or prepared by a candidate or political committee unless the distribution, republication or reproduction costs are a communication by a membership organization or corporation under 13-1-101(6)(b)(iii) or (10)(b)(iv), MCA.

(3) The fact that the public office being sought by the individual is not known by the contributor or has not yet been determined by the potential candidate at the time that the contribution is made or the fact that a candidate and/or issue being supported or opposed by a political committee is not known by the contributor or has not yet been determined by a political committee at the time that the contribution is made has no effect on the determination or reporting of that contribution. (History: Sec. 13-37-114 MCA; IMP, Sec. 13-1-101(3) MCA; NEW, Eff. 1/1/76; AMD, Eff. 5/7/76; AMD, 1979 MAR p. 652, Eff. 7/1/79; AMD, 1999 MAR p. 2287, Eff. 10/8/99; AMD, 2001 MAR p. 2049, Eff. 10/12/01.)

Rule 44.10.322 reserved

44.10.323 EXPENDITURE-DEFINITION (1) For the purposes of Title 13, chapters 35 and 37, MCA, and these rules, the term "expenditure" as defined in 13-1-101, MCA, includes, but is not limited to:

(a) Each expenditure as listed in 13-37-230, MCA;

ADMINISTRATIVE RULES OF MONTANA

(b) Expenses incurred by a candidate or political committee with respect to polls, surveys, and the solicitation of funds;

(c) Expenses incurred in support of or opposition to the drafting, printing, distribution and collection of signatures for any petition for nomination or a statewide ballot issue;

(d) A candidate's own expense, except as provided in 13-1-101(6)(b)(iv) and (10)(b)(ii), MCA;

(e) Payment of interest on a loan or other credit received;

(f) An in-kind expenditure, as defined in (2) of this rule.

(2) The term "in-kind expenditure" means the furnishing of services, property, or rights without charge or at a charge which is less than fair market value to a person, candidate, or political committee for the purpose of supporting or opposing any person, candidate, ballot issue or political committee, except as provided in 13-1-101(6)(a)(iii) and (6)(b)(i), MCA.

(a) An "in-kind" expenditure" includes, but is not limited to, the forgiveness of any loan or debt owed to a candidate or political committee.

(3) "Independent expenditure" means an expenditure for communications expressly advocating the success or defeat of a candidate or ballot issue which is not made with the cooperation or prior consent of or in consultation with, or at the request or suggestion of, a candidate or political committee or an agent of a candidate or political committee. An independent expenditure shall be reported as provided in ARM 44.10.531.

(4) "Coordinated expenditure" means an expenditure made in cooperation with, consultation with, at the request or suggestion of, or the prior consent of a candidate or political committee or an agent of a candidate or political committee. A coordinated expenditure shall be reported as an in-kind contribution as provided in ARM 44.10.511 and 44.10.513. (History: Sec. 13-37-114 MCA; IMP, Sec. 13-1-101(7) MCA; NEW, Eff. 1/1/76; AMD, Eff. 5/7/76; AMD, 1977 MAR p. 1240, Eff. 12/25/77; AMD, 1979 MAR p. 652, Eff. 7/1/79; AMD, 1986 MAR p. 128, Eff. 1/31/86; AMD, 1999 MAR p. 2287, Eff. 10/8/99.)

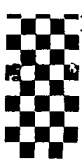
Rule 44.10.324 reserved

44.10.325 POLITICAL COMMITTEE - DEFINITION (1) "Political committee" is defined in 13-1-101(18), MCA.

(2) A candidate and his or her campaign treasurer do not constitute a political committee. The campaign treasurer, while performing the statutory duties of a campaign treasurer, is the agent of the candidate.

(3) If a political committee has subdivisions within the state, such as county committees, which have authority to receive contributions and make expenditures independent of the parent political committee, each subdivision is considered a separate political committee for purposes of Title 13, chapters 35 and 37, MCA, and these rules. (History: Sec. 13-37-114 MCA; IMP, Sec. 13-1-101(12) MCA; NEW, Eff. 1/1/76; AMD, Eff. 5/7/76; AMD, 1977 MAR p. 1240, Eff. 12/25/77; AMD, 1979 MAR p. 652, Eff. 7/1/79; AMD, 2001 MAR p. 2049, Eff. 10/12/01.)

2012 - Montana Growth Network					
Reporting Period	General Cash	Total to date	In-Kind	General Exp	Total to date
4/4-5/14/12				\$41,865.28	\$41,865.28
5/15 - 5/24/12				\$0.00	\$41,865.28



THE STATE OF MONTANA

COMMISSIONER OF POLITICAL PRACTICES

1205 Eighth Avenue
Post Office Box 202401
Helena, MT 59620-2401
TELEPHONE: 406-444-2942
FAX NUMBER: 406-444-1643
WEBSITE: www.politicalpractices.mt.gov

FOR OFFICE USE ONLY
Date Received and Postmark Date
[Stamp: RECEIVED]
[Stamp: NOV 18 2012]

FORM C-4 (Revised 06/08)
INCIDENTAL POLITICAL COMMITTEE
FINANCE REPORT

TYPE OR PRINT IN INK ALL INFORMATION ON THIS FORM EXCEPT FOR CERTIFICATION SIGNATURE

ORIGINAL FILING [checked]
AMENDED FILING []

REPORTING PERIOD
From Oct. 16, 012
To Nov. 18, 2012

[] Initial Report
[checked] Periodic Report
[checked] Closing Report
[] No new transactions in reporting period

NAME OF INCIDENTAL COMMITTEE
Full Name Montana Growth Network
Complete Mailing Address P.O. Box 62
Red Lodge, MT 59068
(City, State, Zip Code)

Cash Summary: Money Received and Spent
1. RECEIPTS - Total received and deposited this period from Schedule A..... \$ 0
2. CORRECTIONS - Addition or subtraction from Schedule C.....(Circle + or --) -- \$ 2,262.40 Over Reported
3. EXPENDITURES - Total paid out this period from Schedule B..... \$ 0

This report must be signed by an officer whose name is on the Statement of Organization (Form C-2) on file in the office of the Commissioner of Political Practices.
CERTIFICATION
I, Chris J. Gallus, Deputy Treasurer, certify that the foregoing Name Title report of campaign finances with all attachments is complete and correct to the best of my knowledge, in accordance with Montana Code Annotated Title 13, chapter 37.
Signature [Handwritten Signature]

THIS FORM MAY BE REPRODUCED

TYPE OR PRINT CLEARLY IN INK

C-4 (page 2)

SCHEDULE A. Receipts – This Reporting Period		Date	In-Kind Description	Value	Cash or Check	Total to Date
1. Earmarked Contributions Less Than \$35 Each - Total						
2. Earmarked Contributions of \$35 or More. For each contributor: full name, complete mailing address, occupation & employer <u>REQUIRED</u> . ONE NAME ONLY FOR EACH CONTRIBUTION.		<u>Date Required</u>				
Name _____ Address _____ City, State, Zip _____	Occupation _____ Employer _____					
Name _____ Address _____ City, State, Zip _____	Occupation _____ Employer _____					
Name _____ Address _____ City, State, Zip _____	Occupation _____ Employer _____					
3. Rebates, Refunds, Other Miscellaneous Receipts (Describe)		<u>Date</u>				

TOTAL RECEIPTS THIS REPORTING PERIOD	0	0
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SCHEDULE B. Expenditures – This Reporting Period

PLEASE NOTE: If an expenditure is made directly to a candidate or committee, provide the full name and complete mailing address of the candidate or committee under "Payee." If an expenditure is made on behalf of a candidate or committee, provide the full name and complete mailing address of the recipient under "Payee" and provide the name of the candidate or committee the expenditure was made on behalf of and what the expenditure was for under "Purpose."

PAYEE – Full Name & Complete Mailing Address <u>REQUIRED</u>	Purpose <u>Required</u>	Date <u>Required</u>	Amount	
			Primary	General
Name _____ Address _____ City, State, Zip _____				
Name _____ Address _____ City, State, Zip _____				

SUBTOTAL OF EXPENDITURES THIS PAGE	
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IF ADDITIONAL PAGES ARE NEEDED, THIS FORM MAY BE REPRODUCED

TYPE OR PRINT CLEARLY IN INK

C-4 (page 3)

SCHEDULE B. Expenditures – This Reporting Period

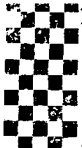
PLEASE NOTE: If an expenditure is made directly to a candidate or committee, provide the full name and complete mailing address of the candidate or committee under "Payee." If an expenditure is made on behalf of a candidate or committee, provide the full name and complete mailing address of the recipient under "Payee" and provide the name of the candidate or committee the expenditure was made on behalf of and what the expenditure was for under "Purpose."

PAYEE – Full Name & Complete Mailing Address <u>REQUIRED</u>	Purpose <u>Required</u>	Date <u>Required</u>	Amount	
			Primary	General
SUBTOTAL FORWARD (from previous page)				
Name _____ Address _____ City, State, Zip _____				
Name _____ Address _____ City, State, Zip _____				
Name _____ Address _____ City, State, Zip _____				
Name _____ Address _____ City, State, Zip _____				
Name _____ Address _____ City, State, Zip _____				
TOTAL EXPENDITURES THIS REPORTING PERIOD			0	0

SCHEDULE C. Report corrections to receipts, contributions, and expenditures reported on a prior report.

Originally Reported on DATE	SCHEDULE	As Originally Reported	Explain Correction
10/15/2012	B	\$7,500 to Support (J. Fielder SD 7, W. McKamey SD 10, D. Richman SD 17, R. Webb SD 24, M. Long SD 26 in equal amounts).	\$7,500 Estimate Actual fr 10/30/012 Inv. \$5,237.60 (Fielder(\$1,564.80); McKamey (\$919.60); D. Richman (\$849.60); Webb (\$1,1011.60); & Long (\$892)).
10/15/2012	B (Same Item Above)	Vendor Information "Awaiting" Emailed Post Report	Vendor Is: 49 Degrees North Communications, 1645 Parkhill Dr. #6, Billings, MT 59102

Notice: You must follow up with a signed hard copy to CPP.



THE STATE OF MONTANA

COMMISSIONER OF POLITICAL PRACTICES
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TELEPHONE: 406-444-2942
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WEBSITE: www.politicalpractices.mt.gov

copy

FOR OFFICE USE ONLY
Date Received and Postmark Date

RECEIVED BY
COMMISSIONER OF
POLITICAL PRACTICES

10/25/12

DUE 10/25
- ONE DAY LATE

FORM C-4 (Revised 06/08) INCIDENTAL POLITICAL COMMITTEE FINANCE REPORT

TYPE OR PRINT IN INK ALL INFORMATION ON THIS FORM EXCEPT FOR CERTIFICATION SIGNATURE

ORIGINAL FILING

AMENDED FILING

REPORTING PERIOD

From 10/16/2012

To 10/25/2012

Initial Report

Periodic Report

Closing Report

No new transactions in reporting period

NAME OF INCIDENTAL COMMITTEE

Full Name Montana Growth Network

Complete Mailing Address P.O. Box 62, Red Lodge, MT 59068

(City, State, Zip Code)

Cash Summary: Money Received and Spent

1. RECEIPTS – Total received and deposited this period from Schedule A..... \$ 0

2. CORRECTIONS – Addition or subtraction from Schedule C.....(Circle + or --) - \$ 0

3. EXPENDITURES – Total paid out this period from Schedule B..... \$ 0

This report *must be signed by an officer whose name is on the Statement of Organization (Form C-2)* on file in the office of the Commissioner of Political Practices.

CERTIFICATION

I, Chris J. Gallus, Esq. Deputy for Jason Priest, Tres, certify that the foregoing
 Name Title
 report of campaign finances with all attachments is complete and correct to the best of my knowledge, in accordance
 with Montana Code Annotated Title 13, chapter 37.

Chris J. Gallus
 Signature

THIS FORM MAY BE REPRODUCED

THE STATE OF MONTANA

COMMISSIONER OF POLITICAL PRACTICES
1205 Eighth Avenue
Post Office Box 202401
Helena, MT 59620-2401
TELEPHONE: 406-444-2942
FAX NUMBER: 406-444-1643
WEBSITE: www.politicalpractices.mt.gov

FOR OFFICE USE ONLY
Date Received and Postmark Date

COMMISSIONER OF POLITICAL PRACTICES

2012 OCT 19 A 7 09

✓

11/8/12

FORM C-4 (Revised 06/08)
**INCIDENTAL POLITICAL COMMITTEE
FINANCE REPORT**

TYPE OR PRINT IN INK ALL INFORMATION ON THIS FORM EXCEPT FOR CERTIFICATION SIGNATURE

ORIGINAL FILING

AMENDED FILING

REPORTING PERIOD

From Oct. 15, 2012

To Oct. 15, 2012

Initial Report

Periodic Report

Closing Report

No new transactions in reporting period

NAME OF INCIDENTAL COMMITTEE

Full Name Montana Growth Network

Complete Mailing Address P.O. Box 62
Red Lodge, MT 59068
(City, State, Zip Code)

Cash Summary: Money Received and Spent

1. RECEIPTS - Total received and deposited this period from Schedule A..... \$ 0/

2. CORRECTIONS - Addition or subtraction from Schedule C.....(Circle + or -) - \$ 0

3. EXPENDITURES - Total paid out this period from Schedule B..... \$ 7,500.00/

This report **must be signed by an officer whose name is on the Statement of Organization (Form C-2)** on file in the office of the Commissioner of Political Practices.

CERTIFICATION

I, Chris J. Gallus, Esq., Deputy Pres., certify that the foregoing report of campaign finances with all attachments is complete and correct to the best of my knowledge, in accordance with Montana Code Annotated Title 13, chapter 37.

Signature Chris J Gallus

THIS FORM MAY BE REPRODUCED

TYPE OR PRINT CLEARLY IN INK

SCHEDULE A. Receipts - This Reporting Period		Date	In-Kind Description	Value	Cash or Check	Total to Date
None						
1. Earmarked Contributions Less Than \$35 Each - Total						
2. Earmarked Contributions of \$35 or More. For each contributor: full name, complete mailing address, occupation & employer REQUIRED. ONE NAME ONLY FOR EACH CONTRIBUTION.		Date Required				
None						
Name	Occupation					
Address	Employer					
City, State, Zip						
Name	Occupation					
Address	Employer					
City, State, Zip						
Name	Occupation					
Address	Employer					
City, State, Zip						
3. Rebates, Refunds, Other Miscellaneous Receipts (Describe)		Date				
None						

TOTAL RECEIPTS THIS REPORTING PERIOD

SCHEDULE B. Expenditures - This Reporting Period				
<p><i>PLEASE NOTE: If an expenditure is made directly to a candidate or committee, provide the full name and complete mailing address of the candidate or committee under "Payee." If an expenditure is made on behalf of a candidate or committee, provide the full name and complete mailing address of the recipient under "Payee" and provide the name of the candidate or committee the expenditure was made on behalf of and what the expenditure was for under "Purpose."</i></p>				
PAYEE - Full Name & Complete Mailing Address REQUIRED	Purpose Required	Date Required	Amount	
			Primary	General
<p>Awaiting Vendor Information</p> <p>Name</p> <p>Address</p> <p>City, State, Zip</p> <p>Name</p> <p>Address</p> <p>City, State, Zip</p>	<p>Support for MT Sen. Candidates:</p> <p>SD 7 J. Fielder</p> <p>SD 10 W. McKamey</p> <p>SD 24 R. Webb</p> <p>SD 26 M. Long</p> <p>SD 17 D. Richman</p> <p>(Equal Amounts \$1,500 per)</p>	10/15/2012		\$7,500
			DOES NOT SAY WHAT WAS PURCH	
SUBTOTAL OF EXPENDITURES THIS PAGE				

IF ADDITIONAL PAGES ARE NEEDED, THIS FORM MAY BE REPRODUCED

TYPE OR PRINT CLEARLY IN INK

SCHEDULE B. Expenditures – This Reporting Period

PLEASE NOTE: If an expenditure is made directly to a candidate or committee, provide the full name and complete mailing address of the candidate or committee under "Payee." If an expenditure is made on behalf of a candidate or committee, provide the full name and complete mailing address of the recipient under "Payee" and provide the name of the candidate or committee the expenditure was made on behalf of and what the expenditure was for under "Purpose."

PAYEE – Full Name & Complete Mailing Address <u>REQUIRED</u>	Purpose <u>Required</u>	Date <u>Required</u>	Amount	
			Primary	General
SUBTOTAL FORWARD (from previous page)				
Name _____ Address _____ City, State, Zip _____				
Name _____ Address _____ City, State, Zip _____				
Name _____ Address _____ City, State, Zip _____				
Name _____ Address _____ City, State, Zip _____				
Name _____ Address _____ City, State, Zip _____				

TOTAL EXPENDITURES THIS REPORTING PERIOD \$7,500

SCHEDULE C. Report corrections to receipts, contributions, and expenditures reported on a prior report.

Originally Reported on DATE SCHEDULE	As Originally Reported	Explain Correction

Notice: You must follow up with a signed hard copy to CPP.

Baker, Mary

From: Chris Gallus <galluslaw@gmail.com>
Sent: Thursday, November 08, 2012 3:15 PM
To: Baker, Mary
Subject: C Gallus



Mary,

The vendor for the MGN 10/19 Report is 47 (degrees) North, 1645 Parkhill Dr. #6, Billings, MT 59102. I am waiting on how they want me to complete the reporting this cycle. I imagine they'll want it done all in one, but I need confirmation. In the meantime I wanted you to have the vendor information. Thanks, Mary, and I hope things went well. Chris

Baker, Mary

From: Baker, Mary
Sent: Thursday, November 08, 2012 1:44 PM
To: galluslaw@gmail.com
Subject: Montana Growth Network

Hi Chris,

I reviewed the Montana Growth Network's C-4 report that was submitted on October 19th. The report says that you are awaiting the vendor information, when do you expect to have this information?

Mary Baker
Program Supervisor
Commissioner of Political Practices
406-444-7416
mabaker@mt.gov

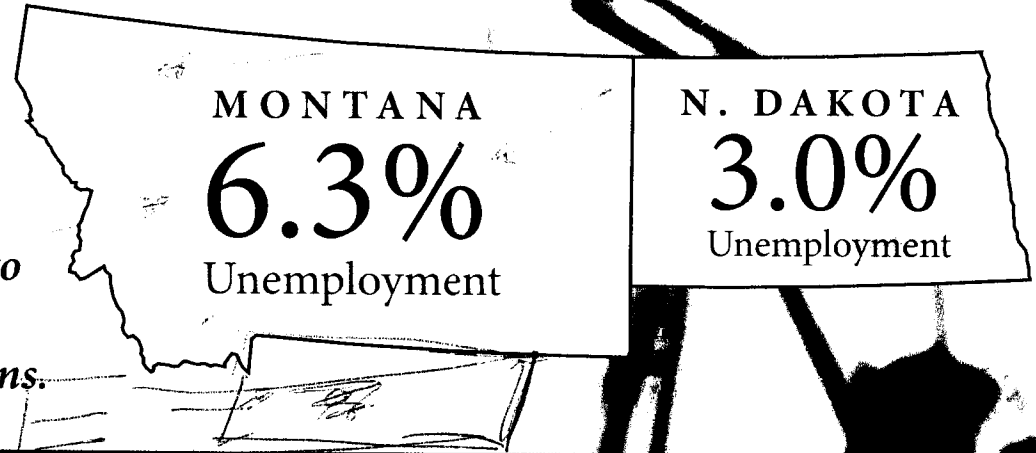
What's wrong with this picture?

Montana has –



- Millions of acres of harvestable timber
- Billions of tons of high-quality coal reserves
- Trillions of cubic feet of natural gas reserves

BUT extreme environmentalists are doing their best to kill high-paying jobs in the natural resource industry through frivolous lawsuits and unnecessary regulations.



It's time to fix this problem.

The Montana Growth Agenda works to:

- Cut EPA-like red tape.
- Stand up to environmentalists like the Sierra Club.
- Make sure Montana really is open for business.

Sign our petition at www.montanagrowthnetwork.org – send a message to Helena that you support our plan to create jobs for hard-working families.



The Montana Growth Agenda has been endorsed by local leaders like Wendy McKamey.

Paid for by Montana Growth Network, Inc.
PO Box 62
Red Lodge, MT 59068

*****ECRLOT**H 035
3 4

PRSR STD
US Postage
PAID
DMAS

CREATING JOBS



By putting Montana's vast
natural resources to work for us.

Learn more about the

Montana Growth Agenda

at www.montanagrowthnetwork.org

Baker, Mary

From: Chris Gallus <galluslaw@gmail.com>
Sent: Friday, October 19, 2012 4:35 PM
To: Baker, Mary
Cc: Chris Gallus
Subject: MGN Incidental Re-opened



Mary,

I did re-open the MT Growth Network Committee which made an expenditure, by having an obligation to pay the amount indicated on the form on October 15, 2012. They were not invoiced so I will have more specific information as to the vendor when I see that. For now the total amount of the independent expenditure is reported (along with the candidates supported and Senate District). I am having Jason send the authorization for the files indicating my appointment to act as his legal deputy to file reports.

Thank you. It has been a busy week. I'm sure your Monday will not be any better with all the reports. However, I do anticipate being able to send you a script of issue advocacy activity on Monday so that your office can respond to any other calls.

Thanks again,
Best regards,

Chris
459.8676

Baker, Mary

From: Baker, Mary
Sent: Thursday, October 18, 2012 10:24 AM
To: 'Chris Gallus'
Subject: RE: Montana Growth Network



Hi Again,

We had an informal complaint regarding the Montana Growth Network's radio ad. The claim was that the radio ad does not include the address or the treasurer's name in the "paid for by" disclaimer as required in 13-35-225(1), MCA. Please double check the content of the ad and if this information is in fact missing please bring it in to compliance. Please let me know what you find out either way.

Thanks for your help with this.

Mary

From: Chris Gallus [<mailto:galluslaw@gmail.com>]
Sent: Wednesday, October 17, 2012 4:54 PM
To: Baker, Mary
Subject: Re: Montana Growth Network

That was my understanding. Since MGN closed, I plan to file an initial C-2, with the same information from before rather than an "amended C-2 as that is technically correct. Let me know if you see it different or if amending the previous C-2 would just be easier for you guys. Thanks, Chris

On Wednesday, October 17, 2012, Baker, Mary wrote:

Hi Chris, the C-2 is due within 5 days of the transaction. Let me know if you need anything else.

Mary

From: Chris Gallus [<mailto:galluslaw@gmail.com>]
Sent: Wednesday, October 17, 2012 2:16 PM
To: Baker, Mary
Subject: Re: Montana Growth Network

Yes. Filing an amended C-2 to reopen and report for the 20th. I think the new C2 is due before then. I suspect.

On Wednesday, October 17, 2012, Baker, Mary wrote:

Hi Chris,

It was brought to my attention that there is another radio ad that appears to require some disclosure. You and I spoke earlier this month about the Montana Growth Network and you indicated that we could close out the file because you thought they were all done for this cycle. There is a report (C-4 Form) due October 20th for incidental committees. Could you please let me know the status of this organization?

Thanks so much.

Mary Baker

Program Supervisor

Commissioner of Political Practices

406-444-7416

mabaker@mt.gov



Baker, Mary

From: Baker, Mary
Sent: Wednesday, October 17, 2012 12:20 PM
To: 'galluslaw@gmail.com'
Subject: Montana Growth Network



Hi Chris,

It was brought to my attention that there is another radio ad that appears to require some disclosure. You and I spoke earlier this month about the Montana Growth Network and you indicated that we could close out the file because you thought they were all done for this cycle. There is a report (C-4 Form) due October 20th for indicental committees. Could you please let me know the status of this organization?

Thanks so much.

Mary Baker
Program Supervisor
Commissioner of Political Practices
406-444-7416
mabaker@mt.gov



Baker, Mary

From: Baker, Mary
Sent: Tuesday, May 22, 2012 4:15 PM
To: jason@montanagrowthnetwork.org
Subject: 2012 Incidental Committee Reporting
Attachments: Statewide Incidental Committees _SW Candidates.pdf; Mt Growth Network.doc; Candidate-Committee flyer.pdf; 2012 Disclaimer brochure.pdf

Good Afternoon Mr. Priest,

Please see the attached helpful information regarding statewide incidental committee reporting requirements.

Thanks and let me know if you have any questions.

Mary Baker

Program Supervisor

Montana Commissioner of Political Practices

Tel: 406-444-7416

TTY: 406-444-3919

mabaker@mt.gov

"Unless someone cares a whole awful lot nothing is going to get better, It's not." Dr. Seuss

May 22, 2012

Jason Priest, Treasurer
Montana Growth Network, Inc.
PO Box 62
Red Lodge, MT 59068

Dear Mr. Priest:

We have been notified that you have been selected as the treasurer for the Montana Growth Network, Inc. statewide incidental political committee. Under state campaign finance laws, your incidental political committee has direct reporting responsibilities to this office. (See 44.10.327(a)(c) and (2)(c) and 44.10.411(2)(a), Administrative Rules of Montana enclosed.)

State law does require that you file a Statement of Organization for your incidental committee (form C-2), which we have received, and periodic finance reports to report the financial activity of your committee (form C-4).

The following materials are available and can be downloaded from our website at www.politicalpractices.mt.gov. If Internet services are not available to you, the materials can be mailed to you upon request.

- Forms C-4
- Forms C-7
- A 2012 calendar of report due dates
- A political committee accounting and reporting manual
- Campaign Finance and Practices laws and rules
- Information regarding disclaimers

Follow the attached reporting calendar for future report due dates. All completed finance reports must be filed, with original signature, with this office.

Should you have any questions or need any assistance, please do not hesitate to call or write.

Sincerely,

Mary Baker
Program Supervisor

Judge Laurie McKinnon Is the *Only* Non-partisan Choice for Supreme Court Justice

- Laurie values her neutrality above all. She is not affiliated with any political party. She has never given a penny to Democratic or Republican candidates or campaigns.
- Laurie McKinnon was voted 2010 CASA Judge of the Year for her work towards helping abused and neglected children.
- Judge McKinnon secured a \$350,000 grant to establish a drug court for non-violent offenders in her district.

RETURN YOUR
ABSENTEE
BALLOT TODAY!

JUDGE Laurie McKinnon

CONSTITUTIONAL | FAIR | HONEST
IMPARTIAL | EXPERIENCED



Paid for by Montana Growth Network, Inc.
PO Box 62
Red Lodge, MT 59068

*****AUTO**SCH 5-DIGIT 59801
[REDACTED]
[REDACTED]
[REDACTED]
[POSTNET]

35
25

Compare the Candidates for Montana Supreme Court.



**Laurie
McKINNON**



**Ed
SHEEHY**



**Elizabeth
BEST**

6 years
District Court Judge for Glacier, Toole,
Pondera and Teton Counties

NOT AFFILIATED with Any Political Party.
Has made a point of maintaining her political
neutrality, and she has never donated to any
Republicans or Democrats.

**Protected Montanans
from Eminent Domain**
Ruled that foreign corporations could not
use eminent domain laws to force land-
owners to sell their property.

- 6 years as a Judge
- 10 years as a Prosecutor
- 10 years as a Defense Attorney
- 2010 Judge of the Year (CASA)

ISSUE

JUDICIAL
EXPERIENCE

PARTY
AFFILIATION

IMPORTANT
CASES

LEGAL
EXPERIENCE

NONE

DEMOCRAT.
Contributed only to Democrats
and never Republicans.¹

"Christmas Day Killer Lawsuit"
Sued the State of Montana to
eliminate the death penalty on
behalf of Tyler Miller, also known as
the "*Christmas Day Killer*."² Miller
killed his girlfriend and her 15 yr old
daughter Christmas day in 2010.

Public Defender &
Civil Attorney

NONE

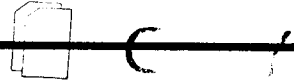
DEMOCRAT.
Best and her husband have donated
over \$13,000 to Democrats, and
\$0 to Republicans.¹

**"Environmentalist, Global
Warming Lawsuit"**
Sued the State of Montana on behalf
of children of the future in an
attempt to seize control of the state's
atmosphere.³ Best wanted to place
our atmosphere under gov't control
to stop global warming.

Personal Injury Lawyer

¹ www.fishbase.org
² Case Number: 01-11-0038, Miller v. The State of Montana
³ Case Number: 01-11-0596, Robinson, et al. v. State of Montana

Baker, Mary



From: Chris Gallus [galluslaw@gmail.com]
Sent: Saturday, May 19, 2012 1:01 PM
To: Baker, Mary
Cc: Chris Gallus; jason@montanagrowthnetwork.org; elections@co.carbon.mt.us
Subject: Montana Growth Network C-2 and C-4
Attachments: MGN C 2 E Filed 5 16 2012 250 PM.pdf; MGN C 4 E Filed MT COPP 5 19 2012 1239.pdf

Mary,

I e-filed these (the C-2 on 5/16/2012 and the C-4 today). I am uncertain if the reports are actually getting into the system. I spoke with Jason about the reports and he is aware of the requirements for following up with your office by mailing you signed originals. I have included Jason in this email so he too has the submitted documents and can do that. I have also included the Election Administrator for Carbon County, Sally A. Rodibaugh as that is where MGN has its headquarters. It is my hope that the attachments here fulfill the local reporting requirements without additional followup via mail. If that is not the case either of you may please let us know and we will promptly meet you requirements. Should additional contact with Carbon County be required the pertinent information is as follows:

Carbon County Election Administrator
Sally A. Rodibaugh
PO Box 887
Red Lodge, MT 59068
Ph. 406.446.1220
Fax 406.446.2640
elections@co.carbon.mt.us

My phone number is 406.459.8676.

I think everyone else's contact information is on the attached forms or contained in this email.

QUIK REFERENCE CONTACT SHEET

FROM: Mary Baker

TO: SCS Council on Ethics (Candidate/Committee File Name)

Date: 5/15/11

Re: Meeting re: Ethics

- Complaint received from _____
- Inquiry from _____
- Regarding _____
- Verified Information received
- Contacted offending party/entity
- Issue(s) resolved
- Other Call for Jason LaCoste approach

that this entity needs to submit a case
will submit report. Encouraged him to
file case & to call if he has questions.

Post Election for COPP

THE STATE OF MONTANA

COMMISSIONER OF POLITICAL PRACTICES
1205 Eighth Avenue
Post Office Box 202401
Helena, MT 59620-2401
TELEPHONE: 406-444-2942
FAX NUMBER: 406-444-1643
WEBSITE: www.politicalpractices.mt.gov

FOR OFFICE USE ONLY
Date Received and Postmark Date

Faxed 3/16/12

ME 3/16/12

FORM C-4 (Revised 06/08)
**INCIDENTAL POLITICAL COMMITTEE
FINANCE REPORT**

TYPE OR PRINT IN INK ALL INFORMATION ON THIS FORM EXCEPT FOR CERTIFICATION SIGNATURE

ORIGINAL FILING

AMENDED FILING

REPORTING PERIOD

From May 25, 2012

To June 18, 2012

Initial Report

Periodic Report

Closing Report

No new transactions in reporting period

NAME OF INCIDENTAL COMMITTEE

Full Name Montana Growth Network

Complete Mailing Address P.O. Box 62, Red Lodge, MT 59068

(City, State, Zip Code)

Cash Summary: Money Received and Spent

1. **RECEIPTS** – Total received and deposited this period from Schedule A..... \$ 0

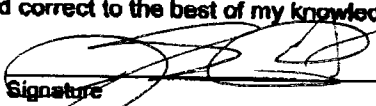
2. **CORRECTIONS** – Addition or subtraction from Schedule C.....(Circle + or --) - \$ 0

3. **EXPENDITURES** – Total paid out this period from Schedule B..... \$ 0

This report *must be signed by an officer whose name is on the Statement of Organization (Form C-2)* on file in the office of the Commissioner of Political Practices.

CERTIFICATION

I, Jason Priest, Treasurer, certify that the foregoing report of campaign finances with all attachments is complete and correct to the best of my knowledge, in accordance with Montana Code Annotated Title 13, chapter 37.

Signature 

THIS FORM MAY BE REPRODUCED

Pre-Election COPP

THE STATE OF MONTANA

COMMISSIONER OF POLITICAL PRACTICES
1205 Eighth Avenue
Post Office Box 202401
Helena, MT 59620-2401
TELEPHONE: 406-444-2942
FAX NUMBER: 406-444-1643
WEBSITE: www.politicalpractices.mt.gov

POSTMARKED

JUN 13 2012

FOR OFFICE USE ONLY
Date Received and Postmark Date

RECEIVED
COMMISSIONER OF
POLITICAL PRACTICES

2012 JUN 14 A 8:56

[Handwritten Signature]

MT 06/12

FORM C-4 (Revised 06/08) INCIDENTAL POLITICAL COMMITTEE FINANCE REPORT

TYPE OR PRINT IN INK ALL INFORMATION ON THIS FORM EXCEPT FOR CERTIFICATION SIGNATURE

ORIGINAL FILING

AMENDED FILING

REPORTING PERIOD

From May 15, 2012

To May 24, 2012

Initial Report

Periodic Report

Closing Report

No new transactions in reporting period

NAME OF INCIDENTAL COMMITTEE

Full Name Montana Growth Network

Complete Mailing Address P.O. Box 62, Red Lodge, MT59068

(City, State, Zip Code)

Cash Summary: Money Received and Spent

1. RECEIPTS - Total received and deposited this period from Schedule A..... \$ 0

2. CORRECTIONS - Addition or subtraction from Schedule C.....(Circle + or -) - \$ 0

3. EXPENDITURES - Total paid out this period from Schedule B..... \$ 0

This report must be signed by an officer whose name is on the Statement of Organization (Form C-2) on file in the office of the Commissioner of Political Practices.

CERTIFICATION

I, Jason Priest, Treasurer, certify that the foregoing
Name Title
report of campaign finances with all attachments is complete and correct to the best of my knowledge, in accordance
with Montana Code Annotated Title 13, chapter 37.

ss/ Jason Priest
Signature *[Handwritten Signature]*

THIS FORM MAY BE REPRODUCED

THE STATE OF MONTANA

COMMISSIONER OF POLITICAL PRACTICES
1205 Eighth Avenue
Post Office Box 202401
Helena, MT 59620-2401
TELEPHONE: 406-444-2942
FAX NUMBER: 406-444-1643
WEBSITE: www.politicalpractices.mt.gov



COPY

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Date Received and Postmark Date
MAY 23 9 23 AM '12

FORM C-4 (Revised 06/08) INCIDENTAL POLITICAL COMMITTEE FINANCE REPORT

TYPE OR PRINT IN INK ALL INFORMATION ON THIS FORM EXCEPT FOR CERTIFICATION SIGNATURE

ORIGINAL FILING
AMENDED FILING

REPORTING PERIOD
From April 4, 2012
To May 14, 2012

Initial Report
 Periodic Report
 Closing Report
 No new transactions in reporting period

NAME OF INCIDENTAL COMMITTEE
Full Name Montana Growth Network
Complete Mailing Address P.O. Box 62, Red Lodge, MT 59068
(City, State, Zip Code)

Cash Summary: Money Received and Spent

1. RECEIPTS – Total received and deposited this period from Schedule A.....	\$ 0
2. CORRECTIONS – Addition or subtraction from Schedule C.....(Circle + or -)	-- \$ 0
3. EXPENDITURES – Total paid out this period from Schedule B.....	\$ 41,865.28

This report **must be signed by an officer whose name is on the Statement of Organization (Form C-2)** on file in the office of the Commissioner of Political Practices.

CERTIFICATION

I, Jason Priest, Treasurer, certify that the foregoing report of campaign finances with all attachments is complete and correct to the best of my knowledge, in accordance with Montana Code Annotated Title 13, chapter 37.

ss/ Jason Priest
Signature

THIS FORM MAY BE REPRODUCED

TYPE OR PRINT CLEARLY IN INK

C-4 (page 2)

SCHEDULE A. Receipts - This Reporting Period		Date	In-Kind Description Value	Cash or Check	Total to Date
1. Earmarked Contributions Less Than \$35 Each - Total					
2. Earmarked Contributions of \$35 or More. For each contributor: full name, complete mailing address, occupation & employer <u>REQUIRED</u> . ONE NAME ONLY FOR EACH CONTRIBUTION.		<u>Date Required</u>			
Name _____ Address _____ City, State, Zip _____	Occupation _____ Employer _____				
Name _____ Address _____ City, State, Zip _____	Occupation _____ Employer _____				
Name _____ Address _____ City, State, Zip _____	Occupation _____ Employer _____				
3. Rebates. Refunds. Other Miscellaneous Receipts (Describe)		<u>Date</u>			

TOTAL RECEIPTS THIS REPORTING PERIOD		
---	--	--

SCHEDULE B. Expenditures - This Reporting Period				
<p><i>PLEASE NOTE: If an expenditure is made directly to a candidate or committee, provide the full name and complete mailing address of the candidate or committee under "Payee." If an expenditure is made on behalf of a candidate or committee, provide the full name and complete mailing address of the recipient under "Payee" and provide the name of the candidate or committee the expenditure was made on behalf of and what the expenditure was for under "Purpose."</i></p>				
PAYEE - Full Name & Complete Mailing Address <u>REQUIRED</u>	Purpose <u>Required</u>	Date <u>Required</u>	Amount	
			Primary	General
Desumo Strategies, LLC Name 9211 Forest Hill Ave. Suite 207 Address Richmond, VA 23235 City, State, Zip	Mailer	5/9/2012	\$19,000.00	
DMAS Name 1935 Lampan Drive. Suite A Address Billings, MT 59102 City, State, Zip	Postage for Mailer	5/11/2012	\$22,865.28	
SUBTOTAL OF EXPENDITURES THIS PAGE			\$41,865.28	

IF ADDITIONAL PAGES ARE NEEDED, THIS FORM MAY BE REPRODUCED

TYPE OR PRINT CLEARLY IN INK

C-4 (page 3)

SCHEDULE B. Expenditures – This Reporting Period

PLEASE NOTE: If an expenditure is made directly to a candidate or committee, provide the full name and complete mailing address of the candidate or committee under "Payee." If an expenditure is made on behalf of a candidate or committee, provide the full name and complete mailing address of the recipient under "Payee" and provide the name of the candidate or committee the expenditure was made on behalf of and what the expenditure was for under "Purpose."

PAYEE – Full Name & Complete Mailing Address <i>REQUIRED</i>	Purpose <i>Required</i>	Date <i>Required</i>	Amount	
			Primary	General
SUBTOTAL FORWARD (from previous page)				
Name _____ Address _____ City, State, Zip _____				
Name _____ Address _____ City, State, Zip _____				
Name _____ Address _____ City, State, Zip _____				
Name _____ Address _____ City, State, Zip _____				
Name _____ Address _____ City, State, Zip _____				

TOTAL EXPENDITURES THIS REPORTING PERIOD

SCHEDULE C. Report corrections to receipts, contributions, and expenditures reported on a prior report.

Originally Reported on DATE SCHEDULE	As Originally Reported	Explain Correction

Notice: You must follow up with a signed hard copy to CPP.

Baker, Mary

From: Chris Gallus [galluslaw@gmail.com]
Sent: Wednesday, May 23, 2012 4:32 PM
To: Baker, Mary
Cc: Sally Rodibaugh; Jason S. Priest
Subject: Montana Growth Network IE



Mary,

This is a reply to your earlier email regarding the C-4 filed by Montana Growth Network. I needed to check and verify information with my client. The two independent expenditures are related to a single mailer which opposes Elizabeth Best and Ed Sheehy for the Montana Supreme Court and supports Laurie McKinnon. Please feel free to contact me. I am Cc-ed the Carbon County Election Administrator, Sally Rodibaugh and the political committee treasurer Jason Priest.

Thank you for your time and attention to this.

Chris J. Gallus
406.459.8676

Baker, Mary

From: Baker, Mary
Sent: Wednesday, May 23, 2012 1:20 PM
To: jason@montanagrowthnetwork.org; 'Chris Gallus'
Subject: Montana Growth Network Report



Hi Chris,

I completed my review of the C-4 finance report for the Montana Growth Network incidental committee. I assume that the two expenditures reported are independent expenditures. 44.10.531(4), ARM requires disclosure of the name of the candidate or committee that the expenditure was intended to benefit. Could you please provide this information and I will add it to the report?

Thank you

Mary Baker

Program Supervisor
Montana Commissioner of Political Practices
Tel: 406-444-7416
TTY: 406-444-3919
mabaker@mt.gov

"Unless someone cares a whole awful lot nothing is going to get better, it's not." Dr. Seuss



THE STATE OF MONTANA

COMMISSIONER OF POLITICAL PRACTICES
1205 Eighth Avenue
Post Office Box 202401
Helena, MT 59620-2401
TELEPHONE: 406-444-2942
FAX NUMBER: 406-444-1643
WEBSITE: www.politicalpractices.mt.gov



COPY

FOR OFFICE USE ONLY
Date Received and Postmark Date

MB 11/14/12

FORM C-2 (Revised 06/03) STATEMENT OF ORGANIZATION

TO BE FILED BY (Check One):

- POLITICAL ACTION COMMITTEE
- POLITICAL PARTY COMMITTEE
- BALLOT ISSUE COMMITTEE
- INCIDENTAL COMMITTEE
- OTHER

ORIGINAL FILING AMENDED FILING

TYPE OR PRINT IN INK ALL INFORMATION ON THIS FORM EXCEPT FOR CERTIFICATION SIGNATURE

FULL NAME OF COMMITTEE (Refer to Montana Code Annotated § 13-37-210, Naming and Labeling Statute)

Montana Growth Network

COMPLETE MAILING ADDRESS P.O. Box 62, Red Lodge, MT 59068
(Including City, State, Zip Code)

COMPLETE STREET ADDRESS _____
(Including City, State, Zip Code)

Incorporated: (Check one) YES NO

FULL NAME OF COMMITTEE TREASURER Jason Priest

COMPLETE MAILING ADDRESS Same
(Including City, State, Zip Code)

COMPLETE STREET ADDRESS _____
(Including City, State, Zip Code)

jason@montanagrowthnetwork.org 406.425.0674
E-Mail Address (Please Print) Home Telephone Number Work Telephone Number Facsimile Number

FULL NAME OF DEPUTY TREASURER(S), if any * None

COMPLETE MAILING ADDRESS _____
(Including City, State, Zip Code)

COMPLETE STREET ADDRESS _____
(Including City, State, Zip Code)

E-Mail Address (Please Print) Home Telephone Number Work Telephone Number Facsimile Number
* attach list if necessary

COMMITTEE ACCOUNT INFORMATION

FULL NAME OF BANK Wells Fargo Bank

COMPLETE ADDRESS 1 S. Broadway, Red Lodge, MT 59068
(Including City, State, Zip Code)

SECONDARY COMMITTEE ACCOUNT(S) INFORMATION, if any (attach list if necessary)

FULL NAME OF BANK _____

COMPLETE ADDRESS _____
(Including City, State, Zip Code)

PLEASE COMPLETE REVERSE SIDE, SIGN, AND DATE

ADDITIONAL OFFICERS (attach list if necessary)

OFFICERS FULL NAME _____ TITLE _____

COMPLETE MAILING ADDRESS _____
(Including City, State, Zip Code)

COMPLETE STREET ADDRESS _____
(Including City, State, Zip Code)

E-Mail Address (Please Print) _____ Home Telephone Number _____ Work Telephone Number _____ Facsimile Number _____

OFFICERS FULL NAME _____ TITLE _____

COMPLETE MAILING ADDRESS _____
(Including City, State, Zip Code)

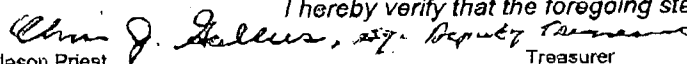
COMPLETE STREET ADDRESS _____
(Including City, State, Zip Code)

E-Mail Address (Please Print) _____ Home Telephone Number _____ Work Telephone Number _____ Facsimile Number _____

PURPOSE OF COMMITTEE and/or MGN is a nonprofit organized in Montana operating as a 501 (c)(4) of the IRS Code to promote the common good and general welfare of Montana's citizens through educating the public about important policies and issues impacting government, and promoting legal and political means which encourage citizen participation in good government and free society.	SUPPORT	OPPOSE	DATE OF ELECTION
NAME(S) OF CANDIDATE(S) or BALLOT ISSUE (S) Ongoing as determined by MGN.	SUPPORT	OPPOSE	DATE OF ELECTION
			On going

CERTIFICATION

I hereby verify that the foregoing statements are true and correct.


 Jason Priest _____ Treasurer _____
 Officer's Signature Title

10/19/2012
 5/4/2012 *Re-opened*
 Date

For County, Municipal, or School committees only: Please check this box if contributions/expenditures will not exceed \$500. (If \$500 is exceeded, filing of campaign finance reports will be required.)

Notice: You must follow up with a signed hard copy to CPP.

THE STATE OF MONTANA

COMMISSIONER OF POLITICAL PRACTICES
1205 Eighth Avenue
Post Office Box 202401
Helena, MT 59620-2401
TELEPHONE: 406-444-2942
FAX NUMBER: 406-444-1643
WEBSITE: www.politicalpractices.mt.gov

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Date Received and Postmark Date
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POLITICAL PRACTICES
2012 MAY 23 A 9:23
POSTMARK
MAY 23 2012

FORM C-2 (Revised 06/03)
STATEMENT OF ORGANIZATION

TO BE FILED BY (Check One):

- POLITICAL ACTION COMMITTEE
POLITICAL PARTY COMMITTEE
BALLOT ISSUE COMMITTEE
INCIDENTAL COMMITTEE
OTHER

ORIGINAL FILING [checked] AMENDED FILING []

TYPE OR PRINT IN INK ALL INFORMATION ON THIS FORM EXCEPT FOR CERTIFICATION SIGNATURE

FULL NAME OF COMMITTEE (Refer to Montana Code Annotated § 13-37-210, Naming and Labeling Statute)
Montana Growth Network
COMPLETE MAILING ADDRESS P.O. Box 62, Red Lodge, MT 59068
COMPLETE STREET ADDRESS
Incorporated: (Check one) [] YES [checked] NO
FULL NAME OF COMMITTEE TREASURER Jason Priest
COMPLETE MAILING ADDRESS Same
COMPLETE STREET ADDRESS
jason@montanagrowthnetwork.org 406.425.0674
E-Mail Address (Please Print) Home Telephone Number Work Telephone Number Facsimile Number
FULL NAME OF DEPUTY TREASURER(S), if any * None
COMPLETE MAILING ADDRESS
COMPLETE STREET ADDRESS
E-Mail Address (Please Print) Home Telephone Number Work Telephone Number Facsimile Number
* attach list if necessary
COMMITTEE ACCOUNT INFORMATION
FULL NAME OF BANK Wells Fargo Bank
COMPLETE ADDRESS 1 S. Broadway, Red Lodge, MT 59068
SECONDARY COMMITTEE ACCOUNT(S) INFORMATION, if any (attach list if necessary)
FULL NAME OF BANK
COMPLETE ADDRESS

PLEASE COMPLETE REVERSE SIDE, SIGN, AND DATE

ADDITIONAL OFFICERS (attach list if necessary)

OFFICERS FULL NAME _____ TITLE _____

COMPLETE MAILING ADDRESS _____
(Including City, State, Zip Code)

COMPLETE STREET ADDRESS _____
(Including City, State, Zip Code)

E-Mail Address (Please Print) _____ Home Telephone Number _____ Work Telephone Number _____ Facsimile Number _____

OFFICERS FULL NAME _____ TITLE _____

COMPLETE MAILING ADDRESS _____
(Including City, State, Zip Code)


COMPLETE STREET ADDRESS _____
(Including City, State, Zip Code)

E-Mail Address (Please Print) _____ Home Telephone Number _____ Work Telephone Number _____ Facsimile Number _____

PURPOSE OF COMMITTEE and/or	SUPPORT	OPPOSE	DATE OF ELECTION
MGN is a nonprofit organized in Montana operating as a 501 (c)(4) of the IRS Code to promote the common good and general welfare of Montana's citizens through educating the public about important policies and issues impacting government, and promoting legal and political means which encourage citizen participation in good government and free society.			On going
NAME(S) OF CANDIDATE(S) or BALLOT ISSUE (S)	SUPPORT	OPPOSE	DATE OF ELECTION
Ongoing as determined by MGN.			On going

CERTIFICATION

I hereby verify that the foregoing statements are true and correct.

Jason Priest  Treasurer _____ Date 5/16/2012

Officer's Signature _____ Title _____ Date _____

For County, Municipal, or School committees only: Please check this box if contributions/expenditures will not exceed \$500. (If \$500 is exceeded, filing of campaign finance reports will be required.)

Notice: You must follow up with a signed hard copy to CPP.

THE STATE OF MONTANA

COMMISSIONER OF POLITICAL PRACTICES
1205 Eighth Avenue
Post Office Box 202401
Helena, MT 59620-2401
TELEPHONE: 406-444-2942
FAX NUMBER: 406-444-1643
WEBSITE: www.politicalpractices.mt.gov

FOR OFFICE USE ONLY
Date Received and Postmark Date

RECEIVED
COMMISSIONER OF
POLITICAL PRACTICES

2012 MAY 17 A 7:25

FILED

filed 5-16-12

FORM C-2 (Revised 06/03)
STATEMENT OF ORGANIZATION

TO BE FILED BY (Check One):

- POLITICAL ACTION COMMITTEE
- POLITICAL PARTY COMMITTEE
- BALLOT ISSUE COMMITTEE
- INCIDENTAL COMMITTEE
- OTHER

ORIGINAL FILING AMENDED FILING

TYPE OR PRINT IN INK ALL INFORMATION ON THIS FORM EXCEPT FOR CERTIFICATION SIGNATURE

FULL NAME OF COMMITTEE (Refer to Montana Code Annotated § 13-37-210, Naming and Labeling Statute)

Montana Growth Network, Inc.

COMPLETE MAILING ADDRESS P.O. Box 82, Red Lodge, MT 59068
(Including City, State, Zip Code)

59068

COMPLETE STREET ADDRESS
(Including City, State, Zip Code)

Incorporated: (Check one) YES NO

FULL NAME OF COMMITTEE TREASURER Jason Priest

COMPLETE MAILING ADDRESS Same
(Including City, State, Zip Code)

COMPLETE STREET ADDRESS
(Including City, State, Zip Code)

Jason@montanagrowthnetwork.org

E-Mail Address (Please Print)

Home Telephone Number

406.425.0674

Work Telephone Number

Facsimile Number

FULL NAME OF DEPUTY TREASURER(S), if any * None

COMPLETE MAILING ADDRESS
(Including City, State, Zip Code)

COMPLETE STREET ADDRESS
(Including City, State, Zip Code)

E-Mail Address (Please Print)

Home Telephone Number

Work Telephone Number

Facsimile Number

* attach list if necessary

COMMITTEE ACCOUNT INFORMATION

FULL NAME OF BANK Wells Fargo Bank

COMPLETE ADDRESS 1 S. Broadway, Red Lodge, MT 59068
(Including City, State, Zip Code)

SECONDARY COMMITTEE ACCOUNT(S) INFORMATION, if any (attach list if necessary)

FULL NAME OF BANK

COMPLETE ADDRESS
(Including City, State, Zip Code)

PLEASE COMPLETE REVERSE SIDE, SIGN, AND DATE

ADDITIONAL OFFICERS (attach list if necessary)

OFFICERS FULL NAME _____ TITLE _____

COMPLETE MAILING ADDRESS _____
(Including City, State, Zip Code)

COMPLETE STREET ADDRESS _____
(Including City, State, Zip Code)

E-Mail Address (Please Print) _____ Home Telephone Number _____ Work Telephone Number _____ Facsimile Number _____

OFFICERS FULL NAME _____ TITLE _____

COMPLETE MAILING ADDRESS _____
(Including City, State, Zip Code)

COMPLETE STREET ADDRESS _____
(Including City, State, Zip Code)

E-Mail Address (Please Print) _____ Home Telephone Number _____ Work Telephone Number _____ Facsimile Number _____

PURPOSE OF COMMITTEE and/or MGN is a nonprofit organized in Montana operating as a 501 (c)(4) of the IRS Code to promote the common good and general welfare of Montana's citizens through educating the public about important policies and issues impacting government, and promoting legal and political means which encourage citizen participation in good government and free society.	SUPPORT	OPPOSE	DATE OF ELECTION
NAME(S) OF CANDIDATE(S) or BALLOT ISSUE (S) Ongoing as determined by MGN.	SUPPORT	OPPOSE	DATE OF ELECTION
			On going

CERTIFICATION

I hereby verify that the foregoing statements are true and correct.

Jason Priest _____ Treasurer _____ Date 5/16/2012
 Officer's Signature _____ Title _____

For County, Municipal, or School committees only: Please check this box if contributions/expenditures will not exceed \$500. (If \$500 is exceeded, filing of campaign finance reports will be required.)

Notice: You must follow up with a signed hard copy to CPP.

Baker, Mary

From: Chris Gallus [galluslaw@gmail.com]
Sent: Wednesday, May 23, 2012 4:32 PM
To: Baker, Mary
Cc: Sally Rodibaugh; Jason S. Priest
Subject: Montana Growth Network IE

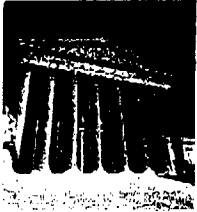


Mary,

This is a reply to your earlier email regarding the C-4 filed by Montana Growth Network. I needed to check and verify information with my client. The two independent expenditures are related to a single mailer which opposes Elizabeth Best and Ed Sheehy for the Montana Supreme Court and supports Laurie McKinnon. Please feel free to contact me. I am Cc-ed the Carbon County Election Administrator, Sally Rodibaugh and the political committee treasurer Jason Priest.

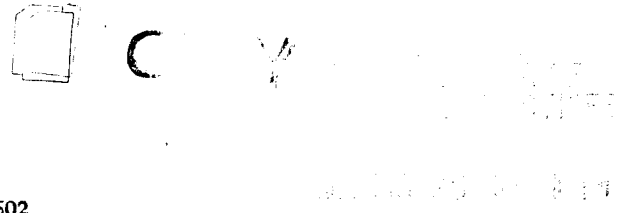
Thank you for you time and attention to this.

Chris J. Gallus
406.459.8676



CHRIS J. GALLUS
ATTORNEY AT LAW

LAW, ELECTIONS &
GOVERNMENT RELATIONS
1423 EAST OTTER RD, HELENA, MT 59602
406.459.8676 galluslaw@gmail.com



FACSIMILE TRANSMITTAL SHEET

TO:	Mary Baker, MT COPP and Sally Rodibaugh, Carbon County Election Administrator	FROM:	Christopher J. Gallus for MGN/Jason Priest
COMPANY:	MT COPP & Carbon County Election Office	DATE:	5/28/2012
FAX NUMBER:	444.1643 and 446.2640	TOTAL NO. OF PAGES INCLUDING COVER:	3
PHONE NUMBER:	444.2942 and 446.1220	SENDER'S PHONE NUMBER:	406.459.8676
RE:	MGN C-4 Filed	YOUR FACSIMILE NUMBER:	406.443.0262

URGENT FOR REVIEW PLEASE COMMENT PLEASE REPLY PLEASE RECYCLE

NOTES/COMMENTS:

Mary and Sally,

I am faxing this report since I may have had the same problem with e-filing as last time. I discussed this with Jason Priest and he will send the originals by mail. There are no expenditures this reporting period.

Thanks, *Chris J. Gallus 406.459.8676*

This facsimile along with any and all documents, comments and other information is intended for the recipient or authorized legal representative(s) for the express purpose of the subject contained herein in preparation for litigation and or as a matter of attorney/client privilege. As such this document may not be copied, forwarded or in anyway redistributed physically or electronically or by any other means without the express written consent of the recipient and authorized by the attorney sending this communication.

PAC's and Parties

Committee Finance Report Calendar

2012

Primary and General Elections

Report form C-6 must be filed for each reporting period to disclose all transactions, if any that occurred during the specific reporting period.

Filing Deadline	Reporting Period
May 24 th	Pre-Primary/ Date of first contribution through May 19 th
Within 24 hours (form C-7E)	File only if an expenditure or debt is incurred of \$500 or more between May 20 th and June 5 th
June 25 th	Post Primary/May 20 th through June 20 th
October 25th	Pre-General/June 21 st through October 20 th
Within 24 hours (form C-7E)	File only if an expenditure or debt is incurred of \$500 or more between October 21 st and November 6 th
November 26 th	Post General/October 21 st through November 21 st
January 31 st	*Year-end/ November 22 nd through December 31 st

*If there is no activity after the post-general election report, then no additional year-end closing report is due by January 31st, 2013.

Baker, Mary

From: Chris Gallus [galluslaw@gmail.com]
Sent: Wednesday, May 16, 2012 3:25 PM
To: Baker, Mary
Cc: jason@montanagrowthnetwork.org; Chris Gallus
Subject: Montana Growth Network



May 11, 2012

Mary,

I just spoke with Kim in your office, but did not have her email. She suggested I email the office regarding our conversation about the Montana Growth Network.

I have now filed the C-2 Statement of Organization for that group. Jason Priest is now the appointed treasurer because he is the person that meets the requirements of Montana law. MGN did send a mailer last Friday which will be reported in the May 19, 2012 C-4 report. As we did not yet have a designated "treasurer" for MGN the disclaimer reads only that it is "Paid for by Montana Growth Network, Inc., P.O. Box 62, Red Lodge, MT 59068." Now that MGN has appointed Jason Priest as the political committee's treasurer all future disclaimers will include his name along with the name and address of the political committee.

I hope this provides sufficient information should your office receive any inquiries regarding the disclaimer.

Also per Kim's instruction I am faxing a copy of the C-2 which I had attempted to e-file around 2:50 PM today. She indicated she did not see it in the system. I spoke with Jason and he will be sending the signed original via US mail to your office.

Thank you, and I hope you are all well.

Chris J. Gallus



To Whom It May Concern:

The Montana Growth Network is a Montana-based 501(c)(4) organization established primarily to improve prosperity in the state by educating Montanans about legal and regulatory reform, legislation, and other issues critical to our citizens' well-being. One of the primary issues we are educating Montanans about is how the activist and partisan rulings by Montana Supreme Court's elected judges have caused considerable harm to the state's business environment. Montana ranks:

- 49th in judges' fairness
- 46th in judges' competence
- 45th in overall legal climate¹

The role of a lawyer is to be an activist for his or her client. In contrast, the Montana Growth Network believes that the role of a judge is to be a fair and impartial umpire, who views his or her role as applying and interpreting the law, not making new law based on their personally held beliefs. We believe that Montana needs fair, impartial, and competent justices to help provide a stable business climate to encourage job creation.

The objective of the radio advertisement discussing Mr. Sheehy's past as an activist attorney is not to encourage the election or defeat of any candidate, but to encourage all justices and potential justices to "leave their activist agendas at the door." To this end, we have developed and circulated a judicial pledge that we have asked all sitting justices and Supreme Court candidates to sign. In short, a justice or judicial candidate who signs this pledge promises to be fair and impartial and to stay out of partisan politics. We have also developed a petition for citizens to sign so that they can lend their support to this concept and encourage our elected justices and judicial candidates to sign on to the judicial pledge. Our radio advertisement is an effort to encourage people to learn more about our organization, the issues we are raising, the judicial pledge, and to sign our petition calling for judicial impartiality.

For this reason, even though our ad mentions a candidate for judicial office, it does not "advocate the success or defeat of a candidate." This ad is instead focused on the issues regarding the Montana Supreme Court about which we are trying to educate Montanans. Therefore, the ad is not covered by the campaign rules that require a specific disclaimer that includes the address for the organization. The legal justification is laid out in more detail in a memorandum provided to the Commissioner of Political Practices, which you may review.

¹ Institute for Legal Reform; www.instituteforlegallawreform.org (accessed 10/19/2012)

We note that the ad does contain our web address, www.AmericanCivilians.org, which you can visit if you have questions about our organization, our petition, or wish to contact us directly. Thank you for your concern.

Sincerely,

MEMORANDUM

To: Interested Parties

From: Montana Growth Network

Subject: Disclaimer Requirements for the Radio Advertisement Entitled "Unspeakable"

We write on behalf of the Montana Growth Network (the "Network") regarding an advertisement entitled "Unspeakable" that the Network is currently airing on Montana radio stations (the "Advertisement"). We have heard that some citizens have expressed concern that the Advertisement does not contain the necessary disclaimers, so we are providing this memorandum because it contains additional legal information beyond the attached cover letter. Please note, however, that this memorandum is not intended to be a full and complete discussion of the legal issues regarding the Advertisement and should not be interpreted in any way to limit our position on these matters.

In summary, Montana law requires that "all communications advocating the success or defeat of a candidate, political party, or ballot issue through any broadcasting station ... must clearly and conspicuously include the attribution 'paid for by' followed by the name and address of the person who made or financed the expenditure for the communication." § 13-35-225(1), MCA. As we discuss in more detail below, the Advertisement is not required to have this disclaimer because it does not "advocate the success or defeat of a candidate," nor does it contain any words of election-related advocacy such as "vote for", "elect", "reject", or defeat." Therefore, the Advertisement is only subject to the Federal Communications Commission ("FCC") disclaimer requirements, which require the sponsor of an advertisement discussing issues of public interest to be clearly identified. This is generally accomplished through the inclusion of a "paid for by" statement, which the Advertisement includes.

The advertisement does not contain express advocacy

In the decision of the Commissioner of Political Practices, *Graybill v. Western Tradition Partnership*, the Commissioner outlines the test used to determine when a communication advocates the success or defeat of a candidate versus merely promoting the discussion of issues and candidates in advance of an election. The Commissioner adopts the test from *FEC v. Furgatch*, 807 F.2d 857 (9th Cir. 1987), which states that a communication is an express advocacy communication only if it is "susceptible to no other reasonable interpretation but as an exhortation to vote for or against a specific candidate." *Furgatch* at 864. The court went on to develop a three part test to resolve any ambiguity about whether a communication is susceptible to another, reasonable, interpretation other than an exhortation to vote for or against a specific candidate:

1. Even if it is not presented in the clearest, most explicit language, speech is "express" if its message is unmistakable and unambiguous, suggestive of only one plausible meaning;

2. Speech may only be termed "advocacy" if it presents a clear plea for action, not merely informative; and
3. It must be clear what action is advocated. Speech cannot be "express advocacy of the election or defeat of a clearly identified candidate" when reasonable minds could differ as to whether it encourages a vote for or against a candidate or encourages the reader to take some other kind of action.

The Advertisement does not meet these criteria and is therefore not an advocacy communication requiring the disclaimer in § 13-35-225(1), MCA. In contrast, the Advertisement focuses on judicial activism and concludes with the following "call to action":

Sign our petition at MontanaGrowthNetwork.org and tell activists like Ed Sheehy that you want a fair and an impartial Supreme Court that will apply our laws. Because our judges need to leave their activist agendas at the door.

This statement is neutral with regards to the election or defeat of a candidate and instead calls on elected Supreme Court justices, whoever they may be, to impartially apply Montana's laws and leave their "activist agendas at the door." The advertisement does not encourage the election or defeat of Ed Sheehy. In fact, it tacitly acknowledges the possibility that Mr. Sheehy will be a Supreme Court justice. The point of the Advertisement is to encourage him, if elected, and others, to refrain from activism and to be fair and impartial judges.

Furthermore, the third part of the test requires that the communication must be clear what action is being advocated. Here, the only action mentioned by the Advertisement is a clear and unambiguous plea for listeners to sign a petition pertaining to judicial activism.

The advertisement does not contain the "functional equivalent" of express advocacy.

In *Wisconsin Right to Life v. FEC*, the United States Supreme Court considered when a communication constituted the "functional equivalent of express advocacy" and when it was a legitimate issue-advocacy communication not subject to the rules regulating election advocacy communications. Even under this test, the Advertisement fails to rise to the level of "the functional equivalent" of express advocacy. In *WRTL*, which involved three television advertisements that specifically mentioned a candidate by name less than 30 days before an election, the Court said:

First, their content is consistent with that of a genuine issue ad: The ads focus on a legislative issue, take a position on the issue, exhort the public to adopt that position, and urge the public to contact public officials with respect to the matter. Second, their content lacks indicia of express advocacy: The ads do not mention an election, candidacy, political party, or challenger; and they do not take a position on a candidate's character, qualifications, or fitness for office. (*WRTL* at 470.)

Similarly, in this case, the Advertisement focuses on an important issue for judges, namely their impartiality in decision-making and "activism." Indeed, it takes a position on that issue and urges the public to adopt and advocate that position by visiting Network's website and signing a petition related to the issue. Second, the Advertisement lacks any indicia of express advocacy. It does not mention Mr. Sheehy's opponent nor does it reference voting or his character, qualifications, or fitness for office. As mentioned above, the point of the Advertisement is not to urge listeners to vote against Mr. Sheehy; its objective is to urge Mr. Sheehy, if elected, and others, to be fair and impartial judges and leave their activist agendas at the door of the courthouse.

We also note that "discussion of issues cannot be banned merely because the issues might be relevant to an election." *WRTL* at 474, n. 7. Simply because an advertisement names a candidate or discusses issues that are relevant to an election does not mean that they do not have a real, alternative, significance. As noted in Justice Scalia's concurrence, election season is the time when candidates are most likely to be persuadable and attentive to the concerns of their constituents. Because their constituents are taking advantage of the increase attention on public issues does not mean that their purpose is to influence the election. In fact, their real purpose may be to influence the position on an issue their representatives are taking. That is the case here. Our objective with this radio ad is not to influence the election or defeat of any candidate. Our objective is to influence the discussion of issues, to influence the opinions of people, and to influence the position of our elected justices.

The listening public is not deprived of information about the sponsoring organization

In several prior decisions, the Commissioner has dismissed complaints even though the attribution language did not meet the technical specifications of the statute. Similar to those cases, the attribution language in the Advertisement provides the name of the sponsoring organization, and it goes even further to provide the Network's web address. Even if one concludes that the Advertisement is a campaign communication subject to the requirements of § 13-35-225(1), the public is "not deprived of information establishing who paid for the campaign materials and how that person could be contacted. (*Matter of Complaint Against Yes CI-97, Yes CI-98, and Yes I-154*, April 15, 2008 (name of committee treasurer) and *Coombs v. Bitterrooters for Planning & Citizens for Ravalli County's Future*, (Dismissal Letter) December 17, 2009 ("paid for by" language)."

Commissioner of Political Practices
1205 Eighth Avenue
Post Office Box 202401
Helena, MT 59620-2401
Phone: 406-444-2942
Fax: 406-444-1643
www.politicalpractices.mt.gov

POSTMARKED

JAN 29 2013

FOR OFFICE USE ONLY

3 OF
NOTICE

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 DYRCK VAN HYNING

Complete Mailing Address P.O. BOX 2931

GREAT FALLS, MONTANA 59403

Phone Numbers: Work 406-453-6039 Home _____

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

Complete Name MONTANA GROWTH NETWORK

Complete Mailing Address P.O. BOX 62

RED LODGE, MONTANA 59068

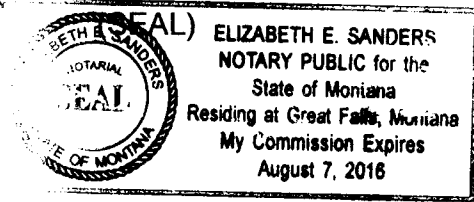
Phone Numbers: Work 406-426-0847 Home _____

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 CASCADE

I, DYRCK VAN HYNING, 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 29th day of January, 2013.

[Signature]
Notary Public

My Commission Expires: 8/7/16

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.

4 PAGES TESTIMONY
PLUS
4 ATTACHMENTS

Complaints must be:

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

**PERSON BRING COMPLAINT: DYRCK VAN HYNING 406-453-6039
ORGANIZATION AGAINST WHOM COMPLAINT IS BROUGHT
MONTANA GROWTH NETWORK RED LODGE, MT 59068**

January 29, 2013

#1 Attachment A: copy of Great Falls Tribune Wednesday January 16, 2013 front page article: "Emails uncover acrimony in GOP". I am filing this complaint against Montana Growth Network and Jason Priest Treasurer because of his comment in the GFT article: Priest wrote. "Why should they be there for us in the future? Why did I raise \$200K for legislative races to piss it away?"

#2 Attachment B: Copy of Montana Growth Network web site.

#3. Montana Growth Network (MGN) May 21, 2012 filing below: The information I have state the IRS has listed MGN as a nonprofit organization 501(c)(3) not a 501 (c)(4).

PURPOSE OF COMMITTEE and/or

MGN is a nonprofit organized in Montana operating as a 501 (c)(4) of the IRS Code to promote the common good and general welfare of Montana's citizens through educating the public about important policies and issues impacting government, and promoting legal and political means which encourage citizen participation in good government and free society.}

#4. Attachment C: MGN Oct15, 2012 filing showing an expenditure of \$7,500.00. There is no listing in any of the 7 filing MGN listed in the Montana Political Practices website. We have no idea who contributed to the campaign, a corporation or another political action organization

227. Prohibited contributions from corporations. (1) A corporation may not make a contribution or an expenditure in connection with a candidate or a political committee that supports or opposes a candidate or a political party.

(2) A person, candidate, or political committee may not accept or receive a corporate contribution described in subsection (1).

#5. Attachment D: MGN listing of April 4 thru May 14, 2012, expenditure for postage \$22,865.28 and mailer \$19,000.00. The public doesn't know the accuracy of this mailer.

13-35-225. Election materials not to be anonymous -- statement of accuracy. (1) All communications advocating the success or defeat of a candidate, political party, or ballot issue through any broadcasting station, newspaper, magazine, outdoor advertising facility, direct mailing, poster, handbill, bumper sticker, internet website, or other form of general political advertising must clearly and conspicuously include the attribution "paid for by" followed by the name and address of the person who made or financed the expenditure for the communication. When a candidate or a candidate's campaign finances the expenditure, the attribution must be the name and the address of the candidate or the candidate's campaign. In the case of a political committee, the attribution must be the name of the committee, the name of the committee treasurer, and the address of the committee or the committee treasurer.

#6. There is no accounting of Receipt for the entire campaign.

13-37-208. Treasurer to keep records. (1) (a) Except as provided in subsection (1)(b), the campaign treasurer of each candidate and each political committee shall keep detailed accounts of all contributions received and all expenditures made by or on behalf of the candidate or political committee that are required to be set forth in a report filed under this chapter. The accounts must be current within not more than 10 days after the date of receiving a contribution or making an expenditure.

#7. I believe the Office of Political Practices must look at the bank records of MGN to determine where the campaign contribution came from. \$49,365.28 was spent and not information where these funds came from.

13-37-209. Inspection of records. Accounts kept by the campaign treasurer of a candidate or political committee may be inspected under reasonable circumstances before, during, or after the election to which the accounts refer by the campaign treasurer of any opposing candidate or political committee in the same electoral district. The right of inspection may be enforced by appropriate writ issued by any court of competent jurisdiction. The campaign treasurers of political committees supporting a candidate may be joined with the campaign treasurer of the candidate as respondents in such a proceeding.

#8 MGN filing of r Oct 15, 2012 below show all candidates exceeded MCA 13-37-216:

PAYEE - Full Name & Complete Mailing Address <i>REQUIRED</i>	Purpose <i>Required</i>	Date <i>Required</i>	Amount	
			Primary	General
<u>Awaiting Vendor Information</u> Name _____ Address _____ City, State, Zip _____ Name _____ Address _____ City, State, Zip _____	Support for MT Sen. Candidates: SD 7 J. Fielder SD 10 W. McKamey SD 24 R. Webb SD 26 M. Long SD 17 D. Richman (Equal Amounts \$1,500 per)	10/15/2012		\$7,500

13-37-216. Limitations on contributions -- adjustment. (1) (a) Subject to adjustment as provided for in subsection (4), aggregate contributions for each election in a campaign by a political committee or by an individual, other than the candidate, to a candidate are limited as follows:

(iii) for a candidate for any other public office, not to exceed \$130.

b) A contribution to a candidate includes contributions made to the candidate's committee and to any political committee organized on the candidate's behalf.

(2) (a) A political committee that is not independent of the candidate is considered to be organized on the candidate's behalf. For the purposes of this section, an independent committee means a committee that is not specifically organized on behalf of a particular candidate or that is not controlled either directly or indirectly by a candidate or candidate's committee and that does not act jointly with a candidate or candidate's committee in conjunction with the making of expenditures or accepting contributions.

(3) All political committees except those of political party organizations are subject to the provisions of subsections (1) and (2). For purposes of this subsection, "political party organization" means any political organization that was represented on the official ballot at the most recent gubernatorial election. Political party organizations may form political committees that are subject to the following aggregate limitations, adjusted as provided for in subsection (4), from all political party committees:
(d) for a candidate for the state senate, not to exceed \$1,050;

#9. We don't have a report of contributions.

13-37-225. Reports of contributions and expenditures required. (1) Except as provided in 13-37-206, each candidate and political committee shall file periodic reports of contributions and expenditures made by or on the behalf of a candidate or political committee. Except as provided in subsection (3), all reports required by this chapter must be filed with the commissioner and with the election administrator of the county in which a candidate is a resident or the political committee has its headquarters. However, where residency within a district, county, city, or town is not a prerequisite for being a candidate, copies of all reports must be filed with the election administrator of the county in which the election is to be held or, if the election is to be held in more than one county, with the election administrator in the county that the commissioner specifies.

(3) Reports required by this chapter for candidates for a state district office, including but not limited to candidates for the legislature, the public service commission, or district court judge, and candidates for a state office filled by a statewide vote must be filed with the commissioner and do not have to be filed with the election administrator of a county.

#10. There is no documentation of contribution received:

13-37-229. Disclosure of contributions received. Each report required by this chapter shall disclose the following information:

- (1) the amount of cash on hand at the beginning of the reporting period;
- (2) the full name, mailing address, occupation, and employer, if any, of each person who has made aggregate contributions, other than loans, of \$35 or more to a candidate or political committee, including the purchase of tickets and other items for events, such as dinners, luncheons, rallies, and similar fundraising events;
- (3) for each person identified under subsection (2), the aggregate amount of contributions made by that person within the reporting period and the total amount of contributions made by that person for all reporting periods;
- (4) the total sum of individual contributions made to or for a political committee or candidate and not reported under subsections (2) and (3);
- (5) the name and address of each political committee or candidate from which the reporting committee or candidate received any transfer of funds, together with the amount and dates of all transfers;
- (6) each loan from any person during the reporting period, together with the full names, mailing addresses, occupations, and employers, if any, of the lender and endorsers, if any, and the date and amount of each loan;
- (7) the amount and nature of debts and obligations owed to a political committee or candidate, in the form prescribed by the commissioner;
- (8) an itemized account of proceeds that total less than \$35 from a person from mass collections made at fund raising events;
- (9) each contribution, rebate, refund, or other receipt not otherwise listed under subsections (2) through (8) during the reporting period;
- (10) the total sum of all receipts received by or for the committee or candidate during the reporting period; and
- (11) other information that may be required by the commissioner to fully disclose the sources of funds used to support or oppose candidates or issues.

11. There is limited documentation of expenditures, no postage of \$7,500.00 going to candidates, name and address of candidates receiving donation and the reason why donation.

13-37-230. Disclosure of expenditures made. (1) Except as provided in subsection (3), each report required by this chapter must disclose the following information:

- (a) the full name and mailing address (occupation and the principal place of business, if any) of each person to whom expenditures have been made by the committee or candidate during the reporting period, including the amount, date, and purpose of each expenditure and the total amount of expenditures made to each person;
 - (b) the full name and mailing addresses (occupation and the principal place of business, if any) of each person to whom an expenditure for personal services, salaries, and reimbursed expenses have been made, including the amount, date, and purpose of that expenditure and the total amount of expenditures made to each person;
 - (c) the total sum of expenditures made by a political committee or candidate during the reporting period;
 - (d) the name and address of each political committee or candidate to which the reporting committee or candidate made any transfer of funds, together with the amount and dates of all transfers;
 - (g) other information that may be required by the commissioner to fully disclose the disposition of funds used to support or oppose candidates or issues.
- (2) Reports of expenditures made to a consultant, advertising agency, polling firm, or other person that performs services for or on behalf of a candidate or political committee must be itemized and described in sufficient detail to disclose the specific services performed by the entity to which payment or reimbursement was made.
- (3) A candidate is required to report the information specified in this section only if the transactions involved were undertaken for the purpose of influencing an election

Dyrck Van Hyning
January 29, 2013



Attachment A: Great Falls Tribune Wednesday January 16, 2013 "Emails uncover acrimony in GOP

Attachment B: Web site, Montana Growth Network.

Attachment C: Form C-4 Oct. 15 to Oct 15, 2012 Montana Growth Network.

Attachment D: Form C-4 April 4 thru May 14, 2012 Montana Growth Network.

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Wednesday, January 16, 2013



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Montana's newspaper

GREAT FALLS CITY COMMISSION

City approves AgriTech Park

By Richard Ecke
Tribune Staff Writer

City commissioners Tuesday approved by a 5-0 vote a new industrial park called AgriTech south of Giant Springs, then talked into the evening over proposed heavy-industrial zoning requested by Calumet Montana Refining Co. for the former Westgate Mall property.

"We've always wanted to build a first-class park for a first-class city," said Brett Doney, president of the Great Falls Development Authority.

Commissioners on Tuesday night, after more than two hours of debate on the refinery request, commissioners approved a preliminary plat, or plan, for the property at about 10:45 p.m., then moved to tackle thornier zoning issues.

AgriTech, a 197-acre proposal by the Great Falls Development Authority, achieved easier going once the city and the authority agreed to Planned Unit Development zoning for the property. That designation will give the city enforcement power over terms of developing the agricultural property into industrial lots.

Officials have said potential AgriTech tenants include Great Falls-based Pacific Steel & Recycling and the Montana Specialty Mills, which is located off 3rd Street N.W. in the West Bank urban renewal district, but has been trying to move for several years.

Former Mayor Gene Thayer, chairman of the Great Falls Development Authority, called the AgriTech decision "the most important step forward" the city could take to aid city growth.

Doney last week said the next step will be creating a

WHAT'S NEXT

For the AgriTech Park: The commission, in the coming weeks or months, may consider a proposal for a tax-increment financing district for the AgriTech property, plus adjoining property where Montana Advanced Biofuels has proposed an ethanol plant that would use low-protein wheat and barley to create biofuel.

tax-increment financing district for the area, to help finance construction of railroad spurs and other infrastructure needed for businesses that will buy lots in the development. Doney said he hoped AgriTech Park construction could begin this year.

Steve Malicott, president of the Great Falls Area Chamber of Commerce, endorsed the plan, saying cooperation on the 10-lot project does "demonstrate that Great Falls is a business-friendly city."

One critic of the AgriTech Park, Ron Gessaman of Great Falls, sharply criticized the proposal, saying portions of the development conditions were vague and the park site is "in a terrible location."

"This will not be successful," Gessaman predicted, adding an industrial park Doney worked on in Maine during the previous decade was unsuccessful. On that subject, Doney earlier told the Tribune lots in the AgriTech Park will be sold one at a time to reduce the financial risk, rather than trying to develop the property all at one time.

Meanwhile, the former Westgate Mall property acquired by the refinery proved to be a hotter topic as the City Commission's regular meeting wore on.

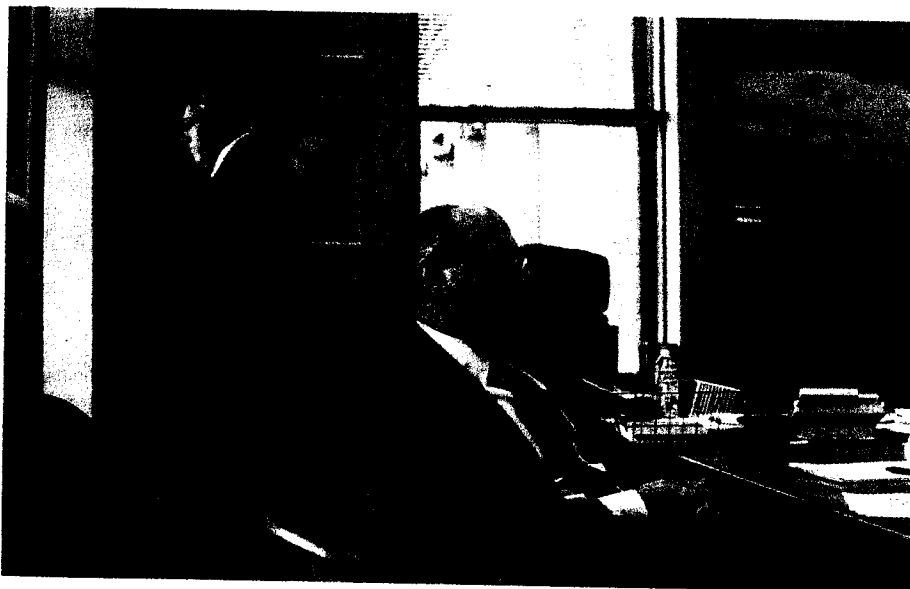
The Development Au-

See AGRITECH, 3A



Brett Doney, president of the Great Falls Development Authority, talks about the AgriTech industrial park in August.

Emails uncover acrimony in GOP



Senate President Jeff Essmann, R-Billings, left, and Senate Majority Leader Art Wittich, R-Bozeman, answer questions about an email exchange prior to the November election in the Senate president office Tuesday afternoon in Helena. TRIBUNE PHOTO/LARRY BECKNER

Senate leaders outline 'long game' vision for a conservative Montana

By John S. Adams
Tribune Capitol Bureau

ONLINE EXTRA

View the emails and documents referenced in this story online at www.greatfallstribune.com.

HELENA — On the surface, lawmakers in the 63rd Montana Legislature appear to be working to get along and to advance bills both parties can live with.

But below the surface, a simmering ideological battle is threatening to boil over onto the Senate floor.

The turmoil isn't between Republicans, who control both houses of the Legislature, and their Democratic counterparts. The most heated political power struggle under way at the Capitol right now is between the conservative and moderate factions within the GOP caucus.

It's a power struggle that has played out in local legislative primary races. It is often bantered about in the halls of the Capitol and in the watering holes around Helena.

Emails recently obtained by the Tribune pull back the curtain and give the public a glimpse of the seething intra-party acrimony that has infected the Legislature's most powerful body.

The documents show key members of the Senate Republican ca-

ucus, including members of the current leadership team, began plotting their power play as early as September of last year.

According to one former state senator who was defeated in a three-way Republican primary last June, conservative members of the Senate caucus began identifying allies and enemies and painting political targets as early as July 2011, just a few months after the session adjourned.

The emails and documents — which feature a lengthy discussion between Senate President Jeff Essmann of Billings, Senate Majority Leader Art Wittich of Bozeman, Sen. Jason Priest of Red Lodge, Majority Whip Frederick "Eric" Moore of Miles City, Sen. Ed Walker of Billings and Sen. Dave Lewis of Helena — outline the strategy the conservative Republicans in the Senate caucus used to seize power from the 2011 leadership team in order to advance their policies in 2013.

Changing of the guard

During the party leadership elections in November, Essmann, the 2011 majority leader, defeated former Sen. President Jim Peterson of Buffalo for control of the Senate's top leadership post.

That same election saw Wittich defeat former Sen. Pro Tempore Bruce Tutvedt of Kalispell for the No. 2 position of majority leader. Many political observers were taken aback by the results. Peterson and his supporters were shocked, having believed going into the leadership election that they had enough support to win.

At the time, neither the new leadership team nor the old leadership team commented on the upheaval, what lead up to it or why Senate Republicans decided to oust last sessions' leaders.

Lewis, in nominating Essmann, offered the only clues at the time:

"My feeling is that we need to be much more clear about what we stand for as Republicans, how in fact we differ from the Democrats in our

See GOP EMAILS, 5A

GOP emails

Continued from 1A

beliefs." The goal of the new conservative leadership team, as Essmann detailed in one email last September, was to advance a "long game strategy" that "involves changing the face of the Montana Supreme Court" so the high court "does not find a constitutional block to every conservative policy initiative and will give (Republicans) a better shot at redistricting in 10 years."

"(Republican Redistricting Commissioner) Jon Benning was able to draw a map with 63 safe Republican seats," Essmann wrote on Sept. 13 in an email with the subject line "Agenda control."

"If we can implement the long term strategy we will be in a position to actually elect a majority of conservatives in both bodies, adopt conservative legislation and have a court that will uphold it," Essmann wrote.

There is also evidence that Essmann, Wittich and Priest worked to "purge" the Republican caucus of members they deemed too moderate, a charge they did not deny in an interview Tuesday.

"We must help the purge along," Majority Leader Art Wittich wrote in a Sept. 13 email. "Hopefully, a new phoenix will rise from the ashes."

'Agenda control'

According to Essmann, Wittich, Priest and Moore, who discussed the email exchange in interviews with the Tribune Capital Bureau on Tuesday, the email chain shows nothing more than the fact that there's a philosophical tug-of-war going on within the Republican party.

Essmann said the strident language contained in the digital dialogue obtained by the Tribune is reflective of the season in which the conversation occurred.

"As you know, in September when a lot of these emails were flying around, we were in the middle of a hot general election season," Essmann said. "Both parties, in the middle of election seasons, ramp up the rhetoric. Republicans do it. Democrats do it.

Everybody does it. It's part of the process."

None of the five men included in the email was up for election in 2012.

The emails exchanges took place from Sept. 7-27, 2012. The 2012 general election was fewer than two months away, and Republican lawmakers were looking to easily win majorities in both legislative houses, a situation they also enjoyed in the 2011 session.

Which party would control of the governor's office was less certain.

"The discussion will be somewhat academic if (Democrat) Steve Bullock is elected Governor, as we will be left to our strategy of putting another 4 or 5 referendums on the 2014 ballot," Essmann wrote.

In a Sept. 13 email with the subject "Agenda Control," Essmann lamented the "conundrum" facing the conservative faction of the party:

"The moderates are in a position to block the advancement of our policies if they align with the Ds on either the votes on the bills themselves or the votes on the leadership, which can operate the levers of power to block the advancement of bills," Essmann wrote.

Essmann went on in his email to question: "Is it better to force the moderates to be transparent in their cooperation with the Dems to block our objectives, so that we can use that to raise money and win primaries, or is it better to negotiate a deal — subject to be broken — to advance conservative policies? Which approach will maintain the support of our backers?"

In his Sept. 13 response, Wittich said he did not trust the moderate members of the party.

Referring to former Senate President Jim Peterson as "BJ," Wittich wrote:

"BJ, Llew (Sen. Llew Jones, R-Conrad) and Assoc. have everything to lose. We are in a great position when the fists start flying."

Wittich went on to say: "We want the people watching to know there is a legitimate battle of ideas in this country and state, and at least some of us 'get it.' That will help with logistics, and frankly recruiting reinforcements."

Wittich, in the email, dismissed the notion of making



Wittich Moore Priest Essmann

"We must help the purge along... Hopefully, a new phoenix will rise from the ashes."

MAJORITY LEADER ART WITTICH, in a Sept. 13 email

any kind of political or power sharing deals with the moderate faction of the caucus.

"I do deals for a living," Wittich wrote. "The other side's ability to fight (or refuse a deal) always dictates the outcome. If BJ and crew can't see this, they are bigger chumps than I thought."

Sen. Jason Priest indicated that he was willing to enter into negotiations with the moderate faction of the party, but he didn't put stock in the likelihood of anything positive coming from the negotiations.

"I am baffled by the idea that we can trust him," Priest wrote.

Priest, who founded and served as treasurer of a political action committee called *Montana Growth Network*, wondered: "When it goes wrong, who will answer to the base and advocates?"

"How will we explain we negotiated away our power for nothing?" Priest wrote. "Why should they be there for us in the future? Why did I raise \$200k for legislative races to piss it away?"

In his response, Moore took the "contrary point of view."

"I have seen firsthand how civil war leads to defeat," Moore wrote, adding later, "I'm certainly not suggesting that we give away the presidency without getting handsomely paid for it (with) policy."

Carmine Mowbray of Polson, who took office in 2011 after Republican Sen. John Brueggeman abruptly resigned his seat at the start of the 2011 session, said she was the victim of spending by outside third-party "dark money" groups during her 2012 primary campaign.

Mowbray said she believes she was targeted because she told Wittich in July 2011 that she would support the former leadership regime if she was re-elected in November 2012.

"It was at the Governor's Cup golf tournament in Whitefish," Mowbray recalled in telephone interviews this week. "Art Wittich approached me and asked me if I would support Sen. Peterson and Sen. Tutvedt or if I'd support him and Sen. Essmann."

Mowbray, who came into the 2011 session on the 17th legislative day, said she felt loyal to Peterson and Tutvedt, who she said took her under their wings and helped her along in her first session.

Mowbray said she told Wittich so. "I was so naive," Mowbray said. "It didn't occur to me until much later what he was asking me."

Mowbray said when she found herself the victim of vicious last-minute attacks a year later, it became clear to her what had happened.

"It's dark money that they were throwing around," Mowbray said, adding that she was caught completely off guard by the attacks. "I played by the rules. I disclosed everything. My campaign was totally on my abil-

ities, my qualifications, and my experience."

Mowbray filed a complaint last month against Republican Sen. Jenna Taylor, who won Mowbray's seat, Taxpayers for Liberty, American Tradition Partnership, Montana Family Foundation, the National Pro-Life Alliance and the National Association for Gun Rights, alleging violations of campaign finance and practices laws.

Wittich, Priest, Essmann and Moore denied coordinating with any of the third-party groups that spent money in the Senate District 6 Republican primary.

While they deny actively coordinating with individual Republican candidates during the 2012 primary election, the men make no bones about the fact that they want more conservative members in the Senate Republican caucus.

"In the House, they've been having competitive (primary) elections since 2005, maybe even before," Priest said. "I don't think a competition of ideas within parties is a bad thing."

Priest said the emails revealed this week are a "call to action."

"Are you for more government or less?" Priest said. "It's as simple as that."

Wittich said discussions like those that took place in emails last fall demonstrate the diversity of the Republican party.

"I think that diversity strengthens us," Wittich said. "Just like we have diverse debates here at the Capitol between Democrats and Republicans, having that discussion strengthens us. This is a marketplace of ideas."

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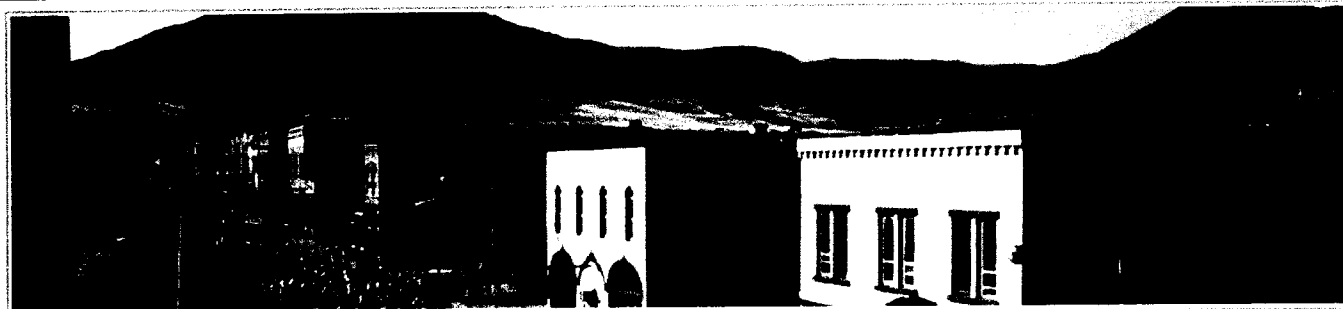
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MONTANA GROWTH NETWORK



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MONTANA RANKS:

- 49th in average annual pay for our workers
- 42nd in median household income for families
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2012 OCT 19 A 7:09

ATTACHMENT C

FORM C-4 (Revised 06/08)
INCIDENTAL POLITICAL COMMITTEE
FINANCE REPORT

TYPE OR PRINT IN INK ALL INFORMATION ON THIS FORM EXCEPT FOR CERTIFICATION SIGNATURE

ORIGINAL FILING	<input checked="" type="checkbox"/>
AMENDED FILING	<input type="checkbox"/>

REPORTING PERIOD	
From	<u>Oct. 15, 2012</u>
To	<u>Oct. 15, 2012</u>

<input checked="" type="checkbox"/>	Initial Report
<input checked="" type="checkbox"/>	Periodic Report
<input type="checkbox"/>	Closing Report
<input type="checkbox"/>	No new transactions in reporting period

NAME OF INCIDENTAL COMMITTEE	
Full Name	<u>Montana Growth Network</u>
Complete Mailing Address	<u>P.O. Box 62</u>
	<u>Red Lodge, MT 59068</u>
	<small>(City, State, Zip Code)</small>

Cash Summary: Money Received and Spent	
1. RECEIPTS - Total received and deposited this period from Schedule A.....	\$ <u>0</u>
2. CORRECTIONS - Addition or subtraction from Schedule C.....(Circle + or -)	+ \$ <u>0</u>
3. EXPENDITURES - Total paid out this period from Schedule B.....	\$ <u>7,500.00</u>

This report *must be signed by an officer whose name is on the Statement of Organization (Form C-2)* on file in the office of the Commissioner of Political Practices.

CERTIFICATION

I, Chris J. Gallus, Esq., Deputy Sec., certify that the foregoing report of campaign finances with all attachments is complete and correct to the best of my knowledge, in accordance with Montana Code Annotated Title 13, chapter 37.

Chris J. Gallus
Signature

THIS FORM MAY BE REPRODUCED

TYPE OR PRINT CLEARLY IN INK

SCHEDULE A. Receipts - This Reporting Period		Date	In-Kind Description	Value	Cash or Check	Total to Date
None						
1. Earmarked Contributions Less Than \$35 Each - Total						
2. Earmarked Contributions of \$35 or More. For each contributor: full name, complete mailing address, occupation & employer REQUIRED. ONE NAME ONLY FOR EACH CONTRIBUTION.						
None						
Name	Occupation					
Address	Employer					
City, State, Zip						
Name	Occupation					
Address	Employer					
City, State, Zip						
Name	Occupation					
Address	Employer					
City, State, Zip						
3. Rebates, Refunds, Other Miscellaneous Receipts (Describe)		Date				
None						

TOTAL RECEIPTS THIS REPORTING PERIOD

SCHEDULE B. Expenditures - This Reporting Period

PLEASE NOTE: If an expenditure is made directly to a candidate or committee, provide the full name and complete mailing address of the candidate or committee under "Payee." If an expenditure is made on behalf of a candidate or committee, provide the full name and complete mailing address of the recipient under "Payee" and provide the name of the candidate or committee the expenditure was made on behalf of and what the expenditure was for under "Purpose."

PAYEE - Full Name & Complete Mailing Address REQUIRED	Purpose Required	Date Required	Amount	
			Primary	General
Awaiting Vendor Information	Support for MT Sen. Candidates: SD 7 J. Fielder SD 10 W. McKamey SD 24 R. Webb SD 26 M. Long SD 17 D. Richman (Equal Amounts \$1,500 per)	10/15/2012		\$7,500

SUBTOTAL OF EXPENDITURES THIS PAGE

IF ADDITIONAL PAGES ARE NEEDED, THIS FORM MAY BE REPRODUCED

TYPE OR PRINT CLEARLY IN INK

SCHEDULE B. Expenditures - This Reporting Period

PLEASE NOTE: If an expenditure is made directly to a candidate or committee, provide the full name and complete mailing address of the candidate or committee under "Payee." If an expenditure is made on behalf of a candidate or committee, provide the full name and complete mailing address of the recipient under "Payee" and provide the name of the candidate or committee the expenditure was made on behalf of and what the expenditure was for under "Purpose."

PAYEE - Full Name & Complete Mailing Address REQUIRED	Purpose <u>Required</u>	Date <u>Required</u>	Amount	
			Primary	General
SUBTOTAL FORWARD (from previous page)				
Name Address City, State, Zip				
Name Address City, State, Zip				
Name Address City, State, Zip				
Name Address City, State, Zip				
Name Address City, State, Zip				
TOTAL EXPENDITURES THIS REPORTING PERIOD				\$7,500

SCHEDULE C. Report corrections to receipts, contributions, and expenditures reported on a prior report.

Originally Reported on DATE SCHEDULE	As Originally Reported	Explain Correction

Notice: You must follow up with a signed hard copy to CPP.

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Helena, MT 59620-2401
TELEPHONE: 406-444-2042
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ATTACHMENT D

FORM C-4 (Revised 06/08)
INCIDENTAL POLITICAL COMMITTEE
FINANCE REPORT

TYPE OR PRINT IN INK ALL INFORMATION ON THIS FORM EXCEPT FOR CERTIFICATION SIGNATURE

ORIGINAL FILING

AMENDED FILING

REPORTING PERIOD

From April 4, 2012

To May 14, 2012

Initial Report

Periodic Report

Closing Report

No new transactions in reporting period

NAME OF INCIDENTAL COMMITTEE

Full Name Montana Growth Network

Complete Mailing Address P.O. Box 62, Red Lodge, MT 59068

(City, State, Zip Code)

Cash Summary: Money Received and Spent

1. RECEIPTS - Total received and deposited this period from Schedule A.....	\$ 0
2. CORRECTIONS - Addition or subtraction from Schedule C.....(Circle + or -)	+ \$ 0
3. EXPENDITURES - Total paid out this period from Schedule B.....	\$ 41,065.28

This report must be signed by an officer whose name is on the Statement of Organization (Form C-2) on file in the office of the Commissioner of Political Practices.

CERTIFICATION

I, Jason Priest, Treasurer, certify that the foregoing
 Name Title
 report of campaign finances with all attachments is complete and correct to the best of my knowledge, in accordance
 with Montana Code Annotated Title 13, chapter 37.

sw/ Jason Priest
 Signature

THIS FORM MAY BE REPRODUCED

TYPE OR PRINT CLEARLY IN INK

C-4 (page 2)

SCHEDULE A. Receipts - This Reporting Period		Date	In-Kind Description	Value	Cash or Check	Total to Date
1. Earmarked Contributions Less Than \$35 Each - Total						
2. Earmarked Contributions of \$35 or More. For each contributor: full name, complete mailing address, occupation & employer REQUIRED. ONE NAME ONLY FOR EACH CONTRIBUTION.						
Name _____ Address _____ City, State, Zip _____		Date Received				
Occupation _____ Employer _____						
Name _____ Address _____ City, State, Zip _____						
Occupation _____ Employer _____						
Name _____ Address _____ City, State, Zip _____						
Occupation _____ Employer _____						
3. Rebates, Refunds, Other Miscellaneous Receipts (Describe)		Date				

TOTAL RECEIPTS THIS REPORTING PERIOD

SCHEDULE B. Expenditures - This Reporting Period

PLEASE NOTE: If an expenditure is made directly to a candidate or committee, provide the full name and complete mailing address of the candidate or committee under "Payee." If an expenditure is made on behalf of a candidate or committee, provide the full name and complete mailing address of the recipient under "Payee" and provide the name of the candidate or committee the expenditure was made on behalf of and what the expenditure was for under "Purpose."

PAYEE - Full Name & Complete Mailing Address REQUIRED	Purpose Required	Date Received	Amount	
			Primary	General
Dezuro Strategies, LLC Name 9211 Forest Hill Ave, Suite 207 Address Richmond, VA 23235 City, State, Zip	Mailer	5/9/2012	\$19,000.00	
DMAS Name 1836 Lemmon Drive, Suite A Address Billings, MT 59102 City, State, Zip	Postage for Mailer	5/11/2012	\$22,805.28	

SUBTOTAL OF EXPENDITURES THIS PAGE

\$41,805.28

IF ADDITIONAL PAGES ARE NEEDED, THIS FORM MAY BE REPRODUCED

TYPE OR PRINT CLEARLY IN INK

C-4 (page 3)

SCHEDULE B. Expenditures - This Reporting Period

PLEASE NOTE: If an expenditure is made directly to a candidate or committee, provide the full name and complete mailing address of the candidate or committee under "Payee." If an expenditure is made on behalf of a candidate or committee, provide the full name and complete mailing address of the recipient under "Payee" and provide the name of the candidate or committee the expenditure was made on behalf of and what the expenditure was for under "Purpose."

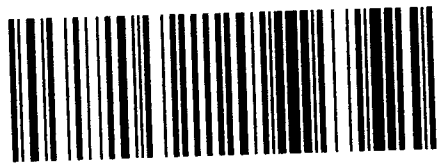
PAYEE - Full Name & Complete Mailing Address <i>REQUIRED</i>	Purpose <i>Required</i>	Date <i>Required</i>	Amount	
			Primary	General
SUBTOTAL FORWARD (from previous page)				
Name _____ Address _____ City, State, Zip _____				
Name _____ Address _____ City, State, Zip _____				
Name _____ Address _____ City, State, Zip _____				
Name _____ Address _____ City, State, Zip _____				
Name _____ Address _____ City, State, Zip _____				
TOTAL EXPENDITURES THIS REPORTING PERIOD				

SCHEDULE C. Report ~~corrections~~ to receipts, contributions, and expenditures reported on a prior report.

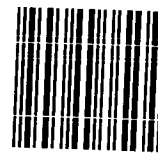
Originally Reported on DATE SCHEDULE	As Originally Reported	Explain Correction

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Campaign Finance and Practices

Complaint Form (10/09)

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SIGNED/NOTARIZED

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

Person bringing complaint (Complainant):

Complete Name

Robyn Driscoll

Complete Mailing Address

404 Houle Dr.

Billings, MT

Phone Numbers:

Work

272-2403

Home

534-4874

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

Complete Name

Montana Growth Network, Inc

Complete Mailing Address

PO Box 62

Red Lodge MT 59068

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, Robyn Driscoll, being duly sworn, state that the information in this Complaint is complete, true, and correct, to the best of my knowledge and belief.

Robyn Driscoll
Signature of Complainant

(SEAL)



DAVID MUSGRAVE
NOTARY PUBLIC in the
State of Montana
Residence: Helena, Montana
My Commission Expires
March 2015

Subscribed and sworn to before me this 12 day of March, 2013.

David Musgrave
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.

In the SD26 Billings, MT race. ~~the~~ literature was sent out w/no treasurer listed in the disclaimer. The literature made claims that I erased our surplus, when in fact there has been a surplus during every term I have served. 13-35-225 18 44.10.325

In the review of their file, there is late and mis-reporting. 13-37-228

Unfortunately I have only one piece of literature from this group as I did not start saving them until constituents had gotten a few of them. The other pieces made the same claims that my opponent's literature made regarding giving away our private property rights to foreign corporations.

Complaints must be:

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

REP. ROBYN DRISCOLL WANTS TO LET FOREIGN CORPORATIONS



**RESTRICTED AREA
DO NOT ENTER**

'TAKE OUR PRIVATE PROPERTY

REP. ROBYN DRISCOLL WANTS TO LET FOREIGN CORPORATIONS TAKE OUR PRIVATE PROPERTY



Rep. Robyn Driscoll voted for HB 198 to give a foreign corporation the right to take private property from Montanans to advance their own private economic interest.

**Our representative should stand with Montanans, not foreign corporations.
*Robyn Driscoll - Wrong for Montana.***

Paid for by Mack Long for Senate - Republican
2702 Montana Ave., Ste. 204
Billings, MT 59101

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It's time to put an end to the legislature's liberal policies of more spending and higher taxes.



MORE SPENDING:

- X Erased Montana's budget surplus by supporting \$300 million in new spending*
- X Pushed a \$450 million taxpayer funded giveaway for unions*
- X Implemented Obama's failed trillion dollar stimulus package in Montana*

HIGHER TAXES:

- X Passed a \$53 million tax hike on Montana small business owners*
- X Passed a \$4 million fee increase on Montana hunters and anglers*
- X Passed a \$19 million tax hike on Montana home owners*

Contact your Representative, Robyn Driscoll, at robyn@robyndriscoll.com and tell her NO MORE SPENDING and NO MORE TAXES. It's time to support the Montana Growth Agenda's plan to control state spending and create jobs.

Learn more at www.montanagrowthnetwork.org.

Paid for by Montana Growth Network, Inc.
PO Box 62
Red Lodge, MT 59068



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**Politicians in Helena have been
on a spending spree...**



with your tax dollars.

TIRED OF POLITICIANS WHO JUST WON'T LISTEN TO YOU?



PAID FOR BY MACK LONG FOR SENATE - REPUBLICAN
2702 MONTANA AVE., SUITE 204,
BILLINGS, MT 59101
(406) 647-0412
MACKLONG4SENATE@GMAIL.COM

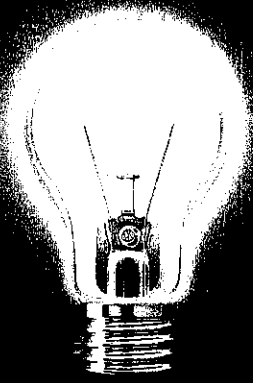
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HERE'S A BRIGHT IDEA: ELECT SOMEONE WHO WILL ACTUALLY LISTEN TO AND REPRESENT YOU.

We all have opinions and priorities, I want to hear yours. Tell me your thoughts, concerns and ideas for how we can get Montana turned around. If elected I will represent you, your priorities and your needs.



MY PROMISE TO YOU IS SIMPLE I'LL LISTEN TO YOU. I'LL REPRESENT YOU.

Politics as usual won't solve our problems. We need independent leadership, people willing to work together in a bipartisan way, and most importantly, people who are willing to listen to you.

CALL OR EMAIL ME WITH YOUR THOUGHTS
AND QUESTIONS - I'LL LISTEN.

(406) 647-0412 | macklong4senate@gmail.com

Malcolm "Mack" Long

STATE SENATE

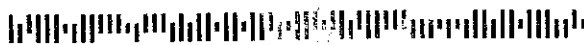


Leadership We Can Trust!

As a business leader and job creator, I am committed to bringing common sense solutions to our state government. Together, we'll work to reduce government intrusions, responsibly develop our state's natural resources, and promote economic growth for Montana families.

MALCOLM
Mack
LONG
STATE SENATE

VOTE NOVEMBER 6TH - VOTE MACK LONG FOR SENATE



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Billings, MT 59101
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macklong4senate@gmail.com



MALCOLM
Mack
LONG
STATE SENATE

Malcolm "Mack" LONG

- ✓ Protect the private property rights of all Montanans - our farm and ranch families deserve more from their government.
- ✓ Repeal Obamacare in Montana because mandates, tax increases, bureaucracy, and government red tape are wrong for Montana.
- ✓ Control government spending and return surplus revenue to the taxpayer.
- ✓ Fight for Montana jobs by cutting taxes and eliminating unnecessary red tape to create a competitive business environment for our small businesses and manufacturers.
- ✓ Stand up to the Obama administration's trillion dollar deficits, job-killing tax hikes, and burdensome regulations - that's not the way we do things in Montana.



- ✗ Supported a plan to hand over Montana private property to a foreign corporation. That's right- a handout to a foreign company all at the expense of Montana farm and ranch families' private property rights.⁵
- ✗ Helped Barack Obama implement his healthcare law by voting against bipartisan efforts to repeal Obamacare in Montana.¹
- ✗ Over \$1 billion in new government spending.²
- ✗ Voted to raise taxes by \$53 million per year on the equipment used by nearly 16,000 businesses across Montana.³
- ✗ Supported the failed Obama Stimulus plan that saddles billions in new debt on future generations.⁴

1. (SB 106, 125, and 228 in 2011) 2. (HB 2 from 2005) 3. (SB 48 from 2005) 4. (HB 645 in 2009) 5. (HB 198 in 2011).

THE CHOICE IS CLEAR.
VOTE MACK LONG FOR SENATE



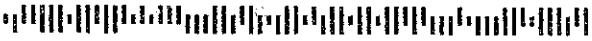
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1.(SJ 10, 2014-Montana Legislature)



REPRESENTATIVE ROBYN DRISCOLL HAD TWO CHANCES TO SIDE WITH MONTANA FAMILIES AGAINST THE OBAMA EPA AND TWO TIMES... SHE VOTED NO!¹

*“Regulations Push Closure
of Corette Plant....”*

- Big Sky Business Journal, October 8, 2012

*“PPL Montana to mothball
Corette power plant...”*

- Billings Gazette, September 20, 2012

**ON NOVEMBER 6TH, FOR BILLINGS JOBS, FOR MONTANA.
ON REP. ROBYN DRISCOLL.**

BILLINGS FAMILIES

NEED JOBS

BUT ROBYN DRISCOLL

VOTED NO!

