

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

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MAY 25 2016

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2016 MAY 26 P 1:07

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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 Hertha L. Lund  
Complete Mailing Address 148 Grande Road  
Martindale, mt 59053  
Phone Numbers: Work 599-5154 Home 572-3411

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

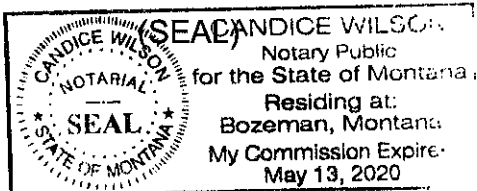
Complete Name Ryan Osmundson  
Complete Mailing Address 1394 S. Buffalo Canyon Rd  
Buffalo, mt 59418  
Phone Numbers: Work 406-249-370 Home 406-374-2449

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

### Verification by oath or affirmation

State of Montana, County of Gallatin

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



Hertha L. Lund  
Signature of Complainant

Subscribed and sworn to before me this 23 day of May, 2016.

[Signature]  
Notary Public

My Commission Expires: 5/13/20



WWW.HERTHAFORMT.COM  
herthasd15@gmail.com  
(406) 599-5154



**Leadership for Montana**

May 23, 2016

Jonathan R. Motl  
Commissioner of Political Practices  
[mabaker@mt.gov](mailto:mabaker@mt.gov)

**Re: Response and Counter-Complaint to Osmundson v. Lund, COPP-2016-CFP-015.**

**Dear Commissioner Motl,**

This letter is in response to your May 19, 2016 Notice of Complaint, Osmundson v. Lund, COPP-2016-CFP-015.

**Response to Osmundson Complaint:**

It is true that I did not reference the particular votes upon which my ad was based when the ad ran in the Lewistown News Argus on Saturday, May 7<sup>th</sup>; and in the Harlowton Times Clarion on May 12<sup>th</sup>. Since receiving the letter from your office, I have corrected the ad to include the specific bills and years in which Ryan Osmundson voted as stated in the ad. Further, I am providing the notification as required by Mont. Code Ann. § 13-35-225(5), as Exhibit A attached to this response.

Even though Mr. Osmundson made the broad allegation that I lied, he did not reference how or where I lied. I cannot respond to his allegations against me if the allegations are not specific enough for me to ascertain what specifically Mr. Osmundson is complaining about. Mr. Osmundson reportedly told the Great Falls Tribune that the ad actually helped him. <http://www.greatfallstribune.com/story/news/local/2016/05/20/complaint-filed-sd-race/84676014/>. Lastly, on this issue, it is my understanding that the Federal Court for the District of Montana has held that this portion of Montana's law is unconstitutionally vague. *Lair v. Murry*, 871 F.Supp.2d 1048 (D. Montana, 2012).

**Complaint Against Ryan Osmundson, Candidate for SD 15:**

Mr. Osmundson apparently has difficulty understanding the law as it pertains to him. Mont. Code Ann. § 13-35-225 specifically requires:

- (1) All election communications, electioneering communications, and independent expenditures 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.** The attribution must contain:

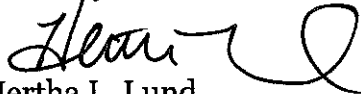
- (a) for election communications or electioneering communications financed by a candidate or a candidate's campaign finances, **the name and address of the candidate or the candidate's campaign.** (emphasis added).

Mr. Osmundson has multiple signs throughout SD 15 that do not have the necessary attribution. See Exhibit B, pictures of some of his signs. Also, Mr. Osmundson has pictures of his signs on Facebook, which also are evidence of his noncompliance with the laws governing election communications. See Facebook at Ryan Osmundson for Montana.

Pursuant to Mont. Code Ann. § 13-35-225 (5), I respectfully request that the Commissioner require that Mr. Osmundson bring his signs into compliance within 48 hours or he remove all of his noncompliant signs from circulation within 48 hours to comply with the law.

Thank you for your consideration of these issues. Please let me know as soon as possible, if you do not think my actions have brought me into compliance.

Sincerely,

  
Hertha L. Lund



WWW.HERTHAFORMT.COM  
herthasd15@gmail.com  
(406) 599-5154



**Leadership** *for* **Montana**

May 23, 2016

Jonathan R. Motl  
Commissioner of Political Practices  
c/o [mabaker@mt.gov](mailto:mabaker@mt.gov)

**Re: Notification as required by Mont. Code Ann. § 13-35-225(5).**

**Dear Commissioner Motl:**

This letter is to provide you with the information as required by Montana law to support my recent ad in the May 21, 2016 Lewistown News Argus, attached hereto as Exhibit 1.

The information in the third box under Ryan Osmundson's name relates to his sponsorship of HB 591 in 2013. According to Montana Legislature's website, Mr. Osmundson was the primary sponsor for HB 591 and voted for that bill. The title of HB 591 states that the bill's purpose is to increase fees.

The information in the fifth box under Ryan Osmundson's name relates to his votes against SB 272, the CSKT Compact in the 2015 Legislative Session. According to the Montana Legislature's website, Mr. Osmundson voted against SB 272 every time he had a chance. The Montana Stockgrowers Association, the Montana Farm Bureau Federation, and the Montana Water Users Association supported the CSKT Compact during the legislative session and still support the Compact. See ad attached from the May 4, 2016 Lewistown News Argus, Exhibit 2.

The information in the sixth box under Ryan Osmundson's name relates to his votes for SB 410 and SB 171. According to the Montana Legislature's website, Mr. Osmundson voted for SB 410 and SB 171. These bills allow for a tax credit which means the legislation diverts tax dollars that would have otherwise helped fund public schools.

Based on the foregoing, to the best of my knowledge my statements about Mr. Osmundson's voting record are accurate and true. Please let me know as soon as possible if this notification and my other actions have not brought my campaign into compliance.

Sincerely,

Hertha L. Lund

EXHIBIT   A

**SCHOOL LUNCH MENU**

**Lewistown School Menu May 23-27**

The Lewistown Public School lunch menu for all school buildings is as follows:

- Monday** - Smokies, pancakes, tater tots, tomatoes, red peppers and cauliflower, orange wedges
  - Tuesday** - Meatloaf, mashed potatoes with gravy, corn, strawberry cup, cinnamon rolls
  - Wednesday** - Beef, bean and cheese burrito with salsa, garden salad, carrots and snap peas, cinnamon apples
  - Thursday** - Hot ham and cheese on a bun, tater fries, creamy coleslaw, pear wedges, strawberry shortcake
  - Friday** - Blue and gold sack lunch sub sandwich, fresh veggies, whole grain chips, fresh fruit, cookie
- Junior high and high school lunch menus include an alternate entrée: **Monday** - Pizza; **Tuesday** - Hamburger; **Wednesday** - French bread pizza; **Thursday** - Chicken sandwich; **Friday** - Pizza.
- Grab 'n Go meals are available and include sandwich and salad choices each day. Grab 'n Go meals include milk and cost the same as a hot lunch.

- Breakfast**  
Breakfast is served for 30 minutes before the first bell of the school day. The menu includes:
- Monday** - Bagel with spread, cheese stick, juice
  - Tuesday** - Mini waffles, sausage link, orange wedges
  - Wednesday** - Super cinnamon roll, apple wedges
  - Thursday** - Cold cereal, fruit bread, juice or fruit
  - Friday** - Cheesy egg wrap, mandarin oranges
- Milk is served with breakfast and lunch. Milk choices: 8-ounce carton of no-fat chocolate milk, 1-percent white milk, or no-fat white milk.
- Breakfast juice choices include 4-ounce servings of apple juice, grape juice or orange juice.
- The breakfast bar for Lewistown Junior High and Fergus High schools consists of an entrée and a serving each of fruit or juice and milk. Students may choose one item from each category.
- Monday** - Breakfast burrito or cereal and muffin or breakfast cookie; orange wedges or juice; milk
  - Tuesday** - Breakfast pup or cereal and mini-bar or bagel with cream cheese; melon chunks or juice; milk
  - Wednesday** - Bagel sandwich or cereal and cereal bar or cinnamon roll; banana or juice; milk
  - Thursday** - Sausage egg muffin or cereal; oatmeal bar or Ben&J's bar; grapes or juice; milk
  - Friday** - Breakfast pocket or cereal; granola bar or breakfast bread; fresh fruit or juice; milk
- Menu subject to change due to price and availability of products. All meals meet USDA guidelines.

**CMMC named to Top 20 Critical Access Hospital list**

Central Montana Medical Center in Lewistown was recently named one of the Top 20 Critical Access Hospitals for overall care in the country.

The Top 20 Critical Access Hospitals, including CMMC, scored best among critical access hospitals on IVantage Health Analytics' Hospital Strength Index for overall care.

The National Rural Health Association recently announced the rankings. An awards ceremony will be held during NHA's Critical Access Hospital Conference in September in Kansas City, Missouri.

"The Top 20 Critical Access Hospital 'winners' are those hospitals who have achieved success in

overall performance based on a composite rating from nine indices of strength: inpatient market share, outpatient market share, population risk, cost, charge, quality, outcomes, patient perspectives, and financial stability. This group was selected from IVantage's Top 100 CAH list, released earlier this year.

"Central Montana Medical Center is proud of the efforts of its physicians and staff who have contributed to our hospital achieving this designation," said Mike Dowdy, CEO. "Our results as a top Critical Access Hospital means our community can count on us to deliver the services they need now and in the future."



**Fish and Wildlife Commission seeking public comment**

The Montana Fish and Wildlife Commission approved several items for public comment at its May 12 meeting in Helena, including wolf hunting quotas, hunting access agreements and a grizzly bear hunt framework.

These items were all proposed by FWP and approved for comment, and will be adopted as final by the commission at their July meeting.

- 2016 wolf hunting seasons, quotas and HD boundaries, and SB 200 wolf quotas**
- 2016 Grizzly Bear tri-state memorandum of agreement**
- 2016 Greater Yellowstone Ecosystem grizzly bear hunting regulation framework**



**2016 Nongame Check-Off work plan**  
FWP is proposing to use funding from the nongame wildlife account for FY17 to include: Inventory, monitoring and conservation work on Montana Species of Concern and species in need of inventory; Prioritizing habitat for conservation; Providing competitive student stipends for nongame research; and wildlife viewing and outreach projects.

**2016 HB 454 hunting access agreements**  
According to Montana law, FWP may issue either-sex or antlerless elk permits to landowners for management purposes. The landowner must offer free public elk hunting, meet the conditions of the statute, and enter a contractual public elk hunting access agreement with FWP. The two proposed agreements are the Swanx Agreement and the Robert Lee Knack Agreement.

**2016 Fall Upland Game Bird quotas and limits**  
Upland game bird season dates for 2016 were approved in February. Other than those changes specifically outlined below, no changes to the 2016 adopted quotas and limits are proposed.

**Crossbows** - The commission proposes that crossbows be considered a legal means of taking mountain grouse and fall turkey.

**Sage grouse** - count data will be analyzed and presented to the commission in July, along with any proposal to reopen the season in any or all of the currently closed areas.

**2016/2017 furbearer seasons and 2016 quotas**  
Except for the specific proposed changes for 2016 listed below, all other season elements and quotas are proposed as unchanged from 2015.

**Stewielee** Establishes trapping setbacks on federal and state public land for all species at all times to reduce the likelihood

of unintentional capture of dogs.

- Region 1:** Increase otter quota from 23 to 28.
- Region 2:** Increase bobcat quota from 180 to 200.
- Regions 3 and 4:** Decrease the fisher quota from 7 to 0.
- Region 6:** Decrease swift fox quota from 30 to 10.

**2016 Greater Yellowstone Ecosystem grizzly bear hunting regulation framework**  
As part of the GYE grizzly bear delisting process, the U.S. Fish and Wildlife Service is requiring Wyoming, Idaho and Montana to outline the structure and framework of any future grizzly bear hunting seasons. Montana FWP's draft season framework is based on mortality limits for the Demographic Monitoring Area in the recovery plan and proposed delisting rule, which includes all types of mortality. Mortality limits depend on the size of the bear population. After final federal delisting and approval of the Tri-State MDA, additional public comment and commission approval will be required before any grizzly bear hunting season would be finalized.

Supporting information on these items can be found on the FWP website under "Opportunity for Public Comment" at [fwp.mt.gov/hunting/](http://fwp.mt.gov/hunting/) and/or [fwp.mt.gov/fishAndWildlife/](http://fwp.mt.gov/fishAndWildlife/).

For further clarification or additional materials, you may call the Wildlife Division office at (406) 444-2622 or email at [fwpltd@mt.gov](mailto:fwpltd@mt.gov). Comments will be accepted online by using any of the links above, in writing sent to Wildlife Division, PO Box 200701, Helena, MT 59612-0701; and by email to [fwpltd@mt.gov](mailto:fwpltd@mt.gov).

Local news at your fingertips... It's not magic. The Lewistown News-Argus at home... on the go... on your phone! [www.lewistownnews.com](http://www.lewistownnews.com)

**A Clear Choice for Montana**

**Ryan Osmundson**      **Hertha Lund**

**HERTHA'S HOME MARTINDALE, MT**

In 1979, Ryan was born in Iowa.

Ryan said that after six years as a legislator, "I've started to understand how the system works."

Ryan sponsored legislation to increase fees for ranchers who have their own livestock scales. **HB 591, 2013**

If elected to the Senate, Ryan said he would work on HB 2, which is the House Bill related to the budget.

Ryan voted against the Montana Stockgrowers Association, Montana Farm Bureau and the Montana Water Association. **SB 272, 2015**

Ryan has supported and voted to divert tax dollars from rural public schools to homeschooling or religious schools. **SB 410, 2015**

Ryan cares about special interest groups and how they rate him.

Ryan belongs to a nontraditional Christian church.

In 1980, Hertha graduated from Fergus High School after winning three state championship titles in basketball and high school rodeo. Hertha went on to study animal science, range management and pre-veterinary medicine at Montana State University.

For more than 25 years Hertha has been working for rural counties and agriculture in Helena, Washington, D.C. and in other western states as a journalist and property rights lawyer.

Hertha helped draft and pass five bills specifically for landowners, rural counties and private property rights. She has 25 years of experience working for agriculture organizations to protect water and private property rights.

In addition to supporting a fiscally responsible budget, if elected, Hertha is committed to legislation that protects water rights and property rights, and fixing the bison issue and assisting rural economies.

Hertha would protect and support our rural Montana schools while respecting people's educational choices.

Hertha cares about the people in the seven counties comprising Senate District 15. She has taken no special interest money except \$100 from the MT Farm Bureau PAC.

Hertha believes in the freedom of religion, belongs to a nontraditional Christian church, and also attends church at the Trinity Lutheran Church in Lennep.

If elected, Hertha would best serve the people who live in Senate District 15.

**JUNE 7 VOTE FOR**

**HERTHA LUND**

Learn more about Hertha at [WWW.HERTHAFORMT.COM](http://WWW.HERTHAFORMT.COM)

Paid for by Hertha Lund for SD 15, 148 Grande Rd., Martinsdale, Montana 59053

# The Montana Water Compact

- ✓ **Secures stable, reliable access to water**
- ✓ **Repairs critical irrigation infrastructure**
- ✓ **Creates jobs and strengthens our agricultural economy**
- ✓ **Improves water management during drought conditions**
- ✓ **Respects property rights and removes uncertainty**



## Support Reasonable Common Ground.

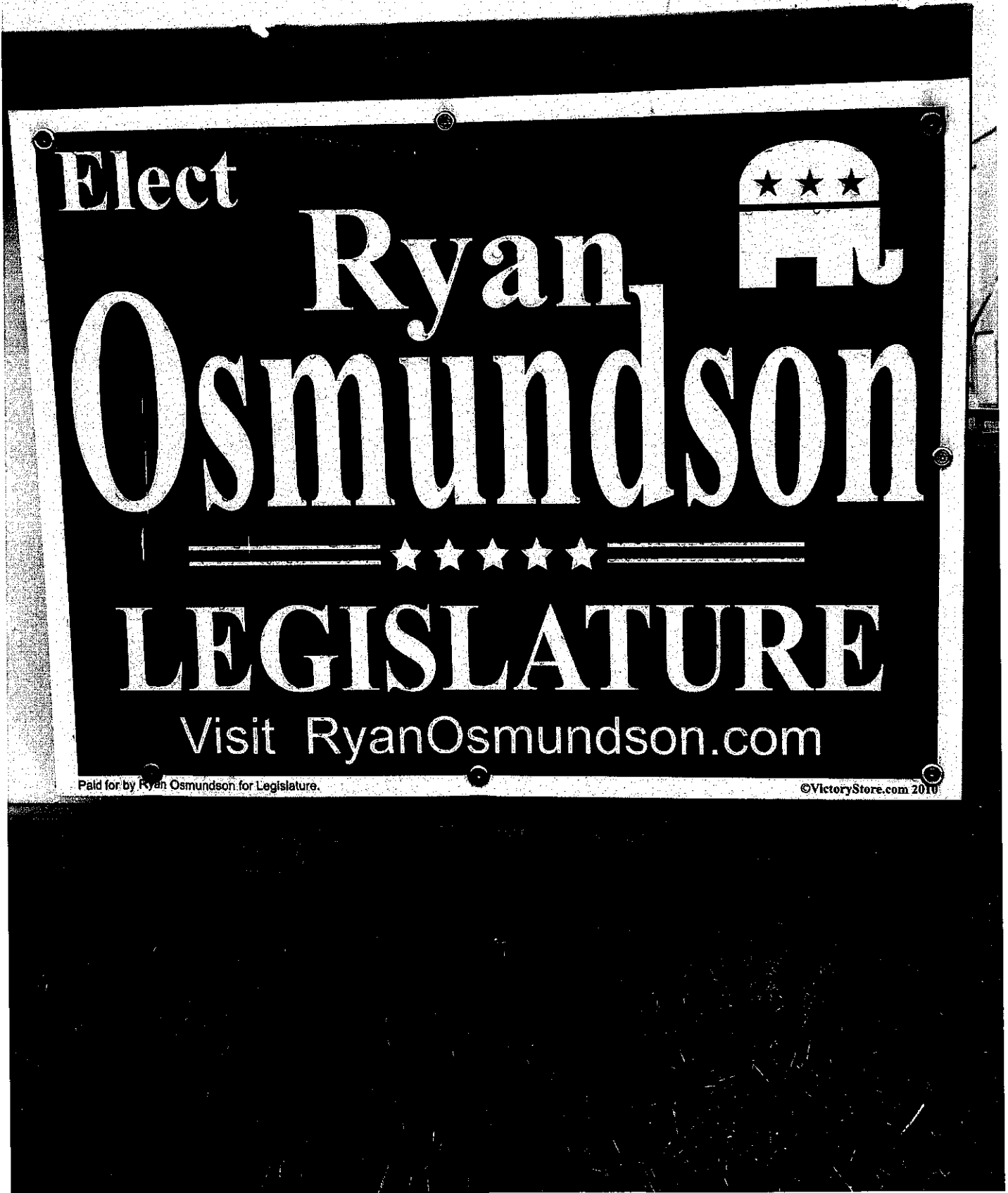
The GSKT Compact is Endorsed by Leading Agricultural Groups:

- Montana Farm Bureau
- Montana Stockgrowers Association
- Montana Water Resources Association

Visit [www.MontanaWaterCompact.com](http://www.MontanaWaterCompact.com) to Learn More and Add Your Voice.

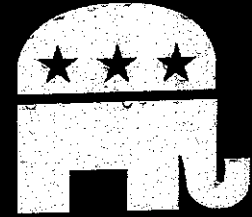
 Farmers and Ranchers for Montana
  @MTWaterCompact





**Elect**

**Ryan**  
**Osmundson**



**LEGISLATURE**

Visit [RyanOsmundson.com](http://RyanOsmundson.com)

Paid for by Ryan Osmundson for Legislature.

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**Leadership for Montana**

May 23, 2016

Jonathan R. Motl  
Commissioner of Political Practices  
[mabaker@mt.gov](mailto:mabaker@mt.gov)

**Re: Response to *Wilsman v. Lund*, COPP-2016-CFP-016.**

**Dear Commissioner Motl:**

This letter is in response to your May 23, 2016 Notice of Complaint, *Wilsman v. Lund*, COPP-2016-CFP-016.

Based on Montana law, I am a resident of Meagher County where I have lived with my husband John Grande since we were married in June of 2009. We do own a house in Bozeman where I stay sometimes when I work at my law office. However, I return to our home in Lenep (mailing address of Martinsdale) when I am not working for my law practice elsewhere. I also have an office in our home at the ranch. Additionally, I have office hours in Lewistown on most Fridays for the law practice and I have multiple clients throughout SD 15 with whom I meet at various places. Also, I sometimes do ranch on our family ranch in Meagher County.

I have two vehicles, which are both registered in Meagher County. Just today I voted in Meagher County, which is where I am registered to vote as evidenced by Mr. Wilsman's first attachment to his complaint. I have a bank account in Lewistown. My husband banks in White Sulphur Springs. Additionally, I attend multiple social functions and church within SD 15.

On the issue of property taxes: my husband and I do pay taxes on our home in Bozeman and we pay a significant amount of taxes on our ranch in Meagher County.

Mr. Wilsman's statement about what I said at the Harlowton Meet and Greet is not quite accurate. I did respond to rumors that I did not live in SD 15. My remarks were meant to provide information that I had been asked to run in Bozeman; however, I did not address the fact that I would have had to make Bozeman my residence. My home is with my husband at our ranch in Meagher County.

Please let me know if you have any further questions of me related to this issue.

Sincerely,

Hertha L. Lund