

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

Campaign Finance and Practices

Complaint Form (10/09)

FOR OFFICE USE ONLY

RECEIVED

2014 APR 21 A 9:06

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 Sandra Welch
Complete Mailing Address 620 OBrien Ave
Whitefish, MT 59937
Phone Numbers: Work 406-823-0564 Home 406-823-0564

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

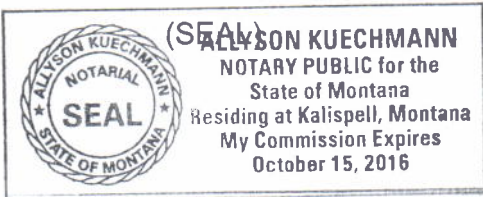
Complete Name ATP et al
Complete Mailing Address see attached
Phone Numbers: Work _____ Home _____

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 Flathead

I, Sandra Welch, 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 18 day of April, 2014.

[Signature]
Notary Public

My Commission Expires: 10-15-2016

Statement of facts:

Describe in detail the alleged violation(s) and cite the statute or statutes you believe have been violated. Please attach copies of documentary evidence to support the facts alleged in your statement.

If the space provided below is insufficient, you may attach additional pages as necessary.

attached

Complaints must be:

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

I am requesting an investigation into the following people and entities for violating Montana campaign and finance laws:

Individual and Entities Who Violated Montana Campaign and Finance Laws and Regulations

1. Western Tradition Partnership/American Tradition Partnership, 200 Pennsylvania Ave. # 186, Washington, DC, 20006;
2. Taxpayers for Liberty (TFL), a WTP/ATP entity, 2047 N. Main Street, Helena, MT 59047;
3. Assembly Action Fund (AAF), a WTP/ATP entity, Lewistown, MT;
4. Montana Citizens for Right to Work (MCRW), an agent/affiliate of WTP/ATP, PO Box 1112, Livingston, MT 59047;
5. Christian Lefer, an agent of WTP/ATP/MCRW, PO Box 1112, Livingston, MT 59047;
6. Allison Lefer, an agent of WTP/ATP/MCRW, PO Box 1112, Livingston, MT 59047;
7. Donald Ferguson, an agent/officer of WTP/ATP, Washington, DC;
8. Direct Mail and Communications/General Consulting, an agent of WTP/ATP, PO Box 1112, Livingston, MT 59047;
9. Doug Lair, a director of WTP/ATP, PO Box 1591, Big Timber, MT 59011;
10. Geoff Goble, a director of WTP/ATP, 387 Old Boulder Road, Big Timber, MT 59011;
11. Peter MacKenzie, a director of WTP/ATP, PO Box 1809, Livingston, MT 59047; and
12. John Does 1-50. Unknown persons, businesses, or entities who may have authorized, directed, contributed, or participated in the activities of WTP/ATP/AAF/MCRW.

Violations of Montana Campaign Finance Laws

Western Tradition Partnership/American Tradition Partnership/Taxpayers for Liberty/Assembly Action Fund/Montana Citizens for Right to Work violated the following Montana campaign and finance laws:

1. Violation One: WTP/ATP/TFL/AAF/MCRW violated §§ 13-37-225, 13-37-228, and 13-37-229, MCA by failing to report contributions and expenditures in the 2010 and 2012 election cycles.
2. Violation Two: WTP/ATP/TFL/AAF/MCRW violated § 13-37-226, MCA by failing to file the appropriate forms required by Montana law including but not limited to a C-2 statement of organization, C-6 political committee finance reports, and C-7 pre-election expenditure reports.
3. Violation Three: WTP/ATP/TFL/AAF/MCRW violated § 13-37-228, MCA by failing to file the necessary closing reports as required by Montana law.
4. Violation Four: WTP/ATP/TFL/AAF/MCRW violated § 13-35-225, MCA by failing to use the legally required disclaimer on election materials. The disclaimer fails to name a treasurer as required by Montana law on election materials. Please see materials provided by Bruce Tutvedt in his complaint against WTP/ATP/Taxpayers for liberty and the complaint filed by Debra Bonogofsky against Montana Citizens for Right to Work.

Liability of Agents, Officers, and Directors

The agents, officers, and directors of WTP/ATP/TFL/AAF/MCRW are personally liable for all fines, penalties, and other sanctions resulting from the violations listed above under the following statutes:

1. Section 13-35-105, MCA. Under Montana law, a person who aids and abets the conduct of a person who violates a provision of Montana election law is also guilty of a violation of that provision.
2. Section 28-10-702, MCA. Under Montana law, a person who assumes to act as an agent is responsible to third persons when the agent's acts are wrongful in their nature.

Request for Relief

I request your office seek the following relief against WTP/ATP/TFL/AAF/MCRW and its entities, officers, directors, and agents:

1. A fine against each party in the amount of three times the amount spent by WTP/ATP/TFL/AAF/MCRW and the other associated entities in the 2010 and 2012 election cycles under § 13-37-128, MCA. It is my understanding WTP/ATP alone spent roughly \$500,000 in the 2010 election cycle. Thus, for the 2010 election cycle, I would request a fine against each person or entity who committed violations in the 2010 election cycle for the amount of \$1,500,000 just for the WTP/ATP expenditures. I would request other equivalent fines based upon the amount of spending by the other entities in 2010 and 2012;
2. An inspection of documents and reports under § 13-37-121, MCA and issuance of orders of noncompliance as authorized by law;
3. An injunction pursuant to § 13-35-108, MCA to prohibit WTP/ATP/TFL/AAF/MCRW and its entities, associates, affiliates, subsidiaries, officers, directors, treasurers, and agents from spending any money or performing any election related activity until WTP/ATP/TFL/AAF/MCRW are in compliance with Montana law; and
4. Any other relief necessary to enforce Montana campaign finance and practices laws.