

October 22, 2004

MUR # 5592

Office of General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
2004 NOV -1 A 10:11

Re: Complaint against Amy Otis-Wilborn, et al.

To Whom It May Concern:

Pursuant to the Federal Election Campaign Act of 1971, as amended, this complaint outlines violation of the Federal Election Campaign Act regarding the publication of a political advertisement encouraging support for a candidate for federal office.

I am filing this complaint with the FEC in my capacity as Chairman of the Republican Party of Ozaukee County. This complaint alleges that on October 14, 2004, an advertisement supporting the Kerry Edwards ticket for President (attached as Exhibit A) was published in the Ozaukee Press*, a newspaper published out of Port Washington, Wisconsin. The advertisement was the product of a group of approximately fifty (50) individuals residing in or near the city of Port Washington, all of whom are listed on said advertisement.

This advertisement is in direct violation of the Federal Election Campaign Act of 1971, 2 U.S.C.A. § 441d, because it does not include a disclaimer identifying who paid for the advertisement, or whether the advertisement was authorized by any candidate.

U.S.C.A. § 441d(a) states that "...whenever any person makes a disbursement for the purpose of financing communications expressly advocating the election or defeat of a clearly identified candidate, or solicits any contribution through any broadcasting station, newspaper, magazine, outdoor advertising facility, mailing, or any other type of general public political advertising or makes a disbursement for an electioneering communication (as defined in section 434(f)(3) of this title), such communication—

(1) if paid for and authorized by a candidate, an authorized political committee of a candidate, or its agents, shall clearly state that the communication has been paid for by such authorized political committee;

* Ozaukee Press can be contacted at 125 E. Main Street, Port Washington, WI 53074.
Phone: 800.236.7444, Internet Address: www.ozaukeeexpress.com

00919706157

(2) if paid for by other persons but authorized by a candidate, an authorized political committee of a candidate, or its agents, shall clearly state that the communication is paid for by such other persons and authorized by such authorized political committee;

(3) if not authorized by a candidate, an authorized political committee of a candidate, or its agents, shall clearly state the name and permanent street address, telephone number, or World Wide Web address of the person who paid for the communication and state that the communication is not authorized by any candidate or candidate's committee.

As you can see from the attached advertisement, there is absolutely no mention of who financed the advertisement, or whether it was authorized by the Kerry Edwards campaign.

One would assume, based on the text of the advertisement and its title, "An Invitation from Your Neighbors," that those individuals listed as supporters on the advertisement itself pooled their resources to help pay for this advertisement. I am therefore attaching contact information for all those supporters listed (see Exhibit B) for use in the investigation and determination of this complaint. Alternatively, Amy Otis-Wilborn may have financed the advertisement herself, since she is listed as the contact at the bottom of said advertisement.

I humbly request that the Federal Election Commission will investigate this violation of and take appropriate action against those individuals found to have disregarded federal election law. Thank you for your time.

Sincerely,



Benjamin J. Pliskie

Chairman - Republican Party of Ozaukee County

Home Address: W64 N625 Hanover Avenue #202

Cedarburg, WI 53012

Mailing Address: PO Box 72062

Cedarburg, WI 53012

Phone: (414) 719-9058

Dated: 10/22/04

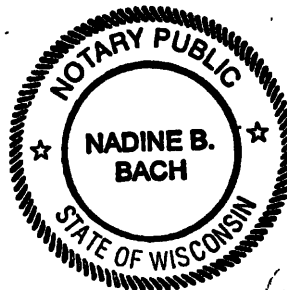
Subscribed and sworn to before me

This 22nd day of October, 2004.



Notary Public, State of Wisconsin

My commission expires: 8-31-2008



**EXHIBIT
A**

An Invitation from Your Neighbors

The forthcoming election on November 2nd is crucially important. We invite you to join us in supporting the Kerry/Edwards ticket. We are teachers, farmers, professors, ministers, mothers, fathers, business men and women, nurses, doctors, from all walks of life. We are your neighbors – Democrats, Republicans, Independents and progressives – who want a legitimate resolution to the war in Iraq and a new direction for our country in dealing with the issues that confront us.

Signed...

Doug Ahsmann
Ardy Ahsmann
Francine Barclay
Gene Bialzik
Pat Bialzik
Jeff Byers
Nancy Byers
Lisa Dambach
Michael Dambach
June Eastvold
Albert Frackelton
Bjorg Frackelton
Michael Frome
Bill George
Jeannine George
Allan Haacke
Nancy Haake

Tom Hudson
Jim Jacques
Bruce Laabs Sr.
Greg Latsch
Pat Latsch
Diane Miller
Tom Miller
Jeanne Nakamoto
Les Nakamoto
Elizabeth O'Connell
Amy Otis-Wilborn
Pru Palecek
Dale Palecek
Franklin Plier
Kathy Plier
Lynn Plier
Sylvester Plier

Marliss Rogers
Armin Schwanz
Mary Schwanz
Michelle Stanisch
Dan Tarrence
Sharon Theisen
Richard Warren
Roslyn Warren
Jon Westphal
Kathy Westphal
Diane Grosklaus Whitty
Michael Whitty
Pat Wilborn
Brian Young
Starla Cook Young

Please add your names:

You are invited to view the documentary

**“Uncovered”
October 21
7:00 p.m.**

**Holiday Inn Harborside
Cove Room
134 E. Grand Avenue
Port Washington**

This film “chronicles the Bush Administration’s determined quest to invade Iraq following the events of September 11, 2001.”

If you are interested in showing your support, please leave a message for Amy at 262-573-6884 or email amy@uwm.edu



EXHIBIT B

AHSMANN	ARDYCE	3470 COUNTY ROAD LL	PRT WASHINGTON	WI	53074	262-284-5305
AHSMANN	DOUGLAS	3470 COUNTY ROAD LL	PRT WASHINGTON	WI	53074	262-284-5305
BARCLAY	FRANCINE	757 W GRAND AVE	PRT WASHINGTON	WI	53074	262-284-8158
BIALZIK	EUGENE	N5241 COUNTY ROAD I	SAUKVILLE	WI	53080	262-692-2912
BIALZIK	PATRICIA	N5241 COUNTY ROAD I	SAUKVILLE	WI	53080	262-692-2912
BYERS	JEFFREY	W4346 COUNTY ROAD A	FREDONIA	WI	53021	262-692-6070
BYERS	NANCY	4346 W HWY A	FREDONIA	WI	53021	262-692-6070
DAMBACH	LISA	230 W MONROE ST	PRT WASHINGTON	WI	53074	262-268-0455
DAMBACH	MICHAEL	230 W MONROE ST	PRT WASHINGTON	WI	53074	262-268-0455
EASTVOLD	JUNE	638 N POWERS ST	PRT WASHINGTON	WI	53074	
FRACKELTON	ALBERT	333 W WALTERS ST # 5J	PRT WASHINGTON	WI	53074	262-284-4779
FRACKELTON	BJORG	333 W WALTERS ST # 5J	PRT WASHINGTON	WI	53074	262-284-4779
FROME	MICHAEL	638 N POWERS ST	PRT WASHINGTON	WI	53074	262-268-1173
GEORGE	BILL	347 E JAMES DR	PRT WASHINGTON	WI	53074	262-284-5147
GEORGE	JEANNINE	347 E JAMES DR	PRT WASHINGTON	WI	53074	262-284-5147
HAACKE	ALLAN	1509 PARKVIEW LN	PRT WASHINGTON	WI	53074	262-284-5902
HAACKE	NANCY	1509 PARKVIEW LN	PRT WASHINGTON	WI	53074	262-284-5902
HUDSON	THOMAS	822 W GRAND AVE	PRT WASHINGTON	WI	53074	262-284-1948
JACQUES	JAMES	3359 COUNTY ROAD I	SAUKVILLE	WI	53080	262-375-4653
LAABS	BRUCE	SR 128 E DODGE ST	PRT WASHINGTON	WI	53074	262-284-5230
LATSCH	GREG	5108 W CAIRDEL LN #124N	MEQUON	WI	53092	262-242-6559
LATSCH	PATRICIA	5108 W CAIRDEL LN #124N	MEQUON	WI	53092	262-242-6559
MILLER	DIANE	122 S GARFIELD AVE	PRT WASHINGTON	WI	53074	262-284-3593
MILLER	THOMAS	122 S GARFIELD AVE	PRT WASHINGTON	WI	53074	262-284-3593
NAKAMOTO	JEANNE	UNKNOWN	UNKNOWN	WI	UNKNOWN	UNKNOWN
NAKAMOTO	LES	UNKNOWN	UNKNOWN	WI	UNKNOWN	UNKNOWN
O CONNELL	ELIZABETH	822 W GRAND AVE	PRT WASHINGTON	WI	53074	262-268-0529
OTIS WILBORN	AMY	233 E PIER ST	PRT WASHINGTON	WI	53074	262-284-4585
PALECEK	DALE	511 S GARFIELD AVE	PRT WASHINGTON	WI	53074	262-268-7052
PALECEK	PRUDENCE	511 S GARFIELD AVE	PRT WASHINGTON	WI	53074	262-268-7052
PLIER	CATHERINE	225 E DOUGLAS ST	PRT WASHINGTON	WI	53074	262-284-5605
PLIER	FRANKLIN	225 E DOUGLAS ST	PRT WASHINGTON	WI	53074	262-284-5605
PLIER	LYNN	120 E KANE ST	PRT WASHINGTON	WI	53074	262-284-9547
PLIER	SYLVESTER	120 E KANE ST	PRT WASHINGTON	WI	53074	262-284-9547
ROGERS	MARLISS	1121 CRESTVIEW DR	PRT WASHINGTON	WI	53074	262-268-0526
SCHWANZ	ARMIN	319 WHITEFISH RD	PRT WASHINGTON	WI	53074	262-284-2375
SCHWANZ	MARY	319 WHITEFISH RD	PRT WASHINGTON	WI	53074	262-284-2375
STANISCH	MICHELLE	445 W HILLCREST RD	SAUKVILLE	WI	53080	262-284-3949
TARRENCE	DANIEL	821 W GRAND AVE	PRT WASHINGTON	WI	53074	262-268-0067
THEISEN	SHARON	235 N ROGERS ST	PRT WASHINGTON	WI	53074	262-284-7481
WARREN	RICHARD	3878 PIERRON LN	PRT WASHINGTON	WI	53074	262-284-0731
WARREN	ROSLYN	3878 PIERRON LN	PRT WASHINGTON	WI	53074	262-284-0731
WESTPHAL	JON	829 W GRAND AVE	PRT WASHINGTON	WI	53074	262-284-6126
WESTPHAL	KATHERINE	829 W GRAND AVE	PRT WASHINGTON	WI	53074	262-284-6126
WHITTY	DIANE	320 N WEBSTER ST	PRT WASHINGTON	WI	53074	262-268-9468
WHITTY	MICHAEL	320 N WEBSTER ST	PRT WASHINGTON	WI	53074	262-268-9468
WILBORN	PATRICK	233 E PIER ST	PRT WASHINGTON	WI	53074	262-284-1970
YOUNG	BRIAN	UNKNOWN	UNKNOWN	WI	UNKNOWN	UNKNOWN
YOUNG	STARLA	C UNKNOWN	UNKNOWN	WI	UNKNOWN	UNKNOWN

25190261803