

FEDERAL ELECTION COMMISSION

In the Matter of: Schwarz for Congress Campaign

COMPLAINT

2006 AUG -2 A 9 00
RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

1. That the Walberg for Congress campaign hereby brings this complaint before the Federal Election Commission seeking an immediate FEC investigation and enforcement action against the Schwarz for Congress Campaign for direct and serious violations of federal campaign finance law.

COMPLAINANT

2. That the Walberg for Congress campaign is dedicated to the ethical practices of the federal election campaign finance law that results through compliance.

RESPONDENTS

3. That the Schwarz for Congress Campaign is a campaign committee subject to the Federal Election Campaign Act and is required to comply with the federal campaign finance law, in particular sections of FEC Regulation 11 CFR 110.11(c)(3)(ii)(A) and (B).

FACTUAL ALLEGATIONS

4. That on July 11, 2006, the Respondent, Schwarz for Congress Campaign began running television advertisement, identified as *Response* ad at http://www.schwarzforcongress.com/portal/alias_IRIS/lang_en/tabID_28/DesktopDefault.aspx .
5. That the advertisement did not contain a full screen view of the candidate making the disclaimer statement during the disclaimer voice over.
6. That I have personal knowledge of this violation.

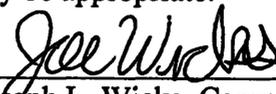
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7. That the Respondents were contacted and specifically requested to cease broadcasting the television advertisement until there was full compliance with federal campaign law.
 8. That the Respondents continued to broadcast this specific advertisement or began immediately broadcasting subsequent ads that continued with the same violations of the federal election campaign law.
 9. That the violation by the Schwarz campaign was "willfully" and intentionally broadcast in violation of the FEC regulations.

- a. On July 13th the television stations were notified of the violation (see attached exhibit of the notification);
- b. Two of the television stations broadcasting the advertisements immediately responded to the notification by removing them from the air;
- c. When the Respondents not only continued to run the Response advertisement, but also initiated a subsequent ad campaign that did not comply with the same FEC regulations, on July 17th; Walberg campaign contacted Schwarz campaign asking them to correct the ad.

11. That the Respondent has continued to willfully and intentionally violate the Federal Election Commissions regulations in complete disregard for the letter and spirit of the regulations.

WHEREFORE, Walberg for Congress Campaign requests that the Federal Election Commission conduct an investigation into these allegations, declare the Respondent to have violated the federal campaign finance laws, impose sanctions appropriate to these violations and to take such further action as may be appropriate.

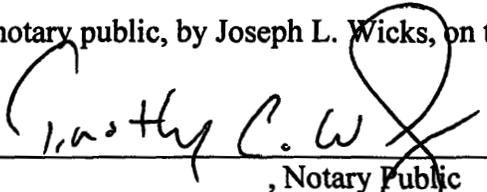


Joseph L. Wicks, Campaign Manager

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contact@walbergforcongress.com

STATE OF MICHIGAN)
) ss.
COUNTY OF JACKSON)

Subscribed and sworn to before me, a notary public, by Joseph L. Wicks, on the
27th day of July, 2006,


_____, Notary Public
Jackson County, State of Michigan
My Commission Expires: 11/13/2007

TIMOTHY C. WALZ
NOTARY PUBLIC - STATE OF MICHIGAN
COUNTY OF JACKSON
MY COMMISSION EXPIRES 11/13/2007
Acting in the County of Jackson

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