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- ADMITTED IN OHIO
- † LL.M. TAXATION
- CPA

March 25, 2004

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED
AND FACSIMILE (202-219-3923)

Federal Election Commission
999 E Street NW
Attention: Ana J. Pena-Wallace, Esq.
Washington D.C. 20463

Re: MUR 5335R
Bill Shehan Jr.

Dear Ms. Pena-Wallace:

Enclosed please find the Affidavit of our client, Bill Shehan Jr., regarding MUR 5335R. We hereby request pre-probable cause conciliation.

Please do not hesitate to contact me should you have any questions or require further information.

Yours,

THE HORWITZ LAW FIRM, P.S.C.


Jennifer M. Gatherwright, Esq.

JMG

cc: client
Martin J. Horwitz, Esq.

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FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
2004 MAR 30 A 10:07

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AFFIDAVIT

COMES NOW AFFIANT, Bill Shehan, Jr., who having been duly cautioned and sworn, affirms the following:

1. I have personal knowledge of the facts and statements set forth herein.
2. I am an individual residing at Riva Ridge Court, Union, Kentucky 40031.
3. Suzannah Shehan is my daughter. Her date of birth is [REDACTED]
4. Georgia Shehan is my daughter. Her date of birth is [REDACTED]
5. On or near July, 5 2002 at a fundraiser held by Mr. Dick Knock I presented the Geoff Davis campaign with a cashier's check from my daughter Georgia in the amount of One Thousand Dollars and a cashier's check from my daughter Suzannah in the amount of One Thousand Dollars.
6. At no time did I indicate to any parties that my daughter Georgia is a homemaker.
7. At no time was I asked by any parties nor did I provide to any parties information regarding the names, addresses, occupations or otherwise of my children, other than that information listed on the cashiers checks and the statement made to Mark Wilson that Suzannah and Georgia were my children, as set forth herein.
8. To the best of my recollection, the source of the funds used to make the contributions was from cash, which was the reason for the certified checks. There was no intention to conceal the source of the funds, as the names of my children were clearly indicated on the checks.
9. On the same day that the contributions in question were made, I telephoned Mark Wilson, whom I understood to be the campaign manager for Geoff Davis, and asked him if it was acceptable to make donations to Davis's campaign in my children's names.
10. Wilson responded unequivocally that it was "absolutely acceptable" for me to make contributions in the names of my children if I so desired.
11. Wilson did not ask me the ages of my children. He did not reference any rules or guidelines that must be followed.
12. I believed that Wilson, an acting campaign manager, was capable of giving me accurate information regarding campaign donations and I believed what he told me to be truthful and accurate.

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13. I had no knowledge that my children's contributions were made in violation of the law. To the contrary, in reliance on Wilson's statement I believed my children's contributions to be within the confines of the law.

FURTHER AFFIANT SAYETH NAUGHT.

/s/

STATE OF KENTUCKY)

COUNTY OF Kenton)

)ss

Subscribed, sworn and acknowledged before me by Bill Shehan, Jr. this 25th day of March 2004.

Joan M Bullock
NOTARY PUBLIC

My Commission Expires: 5/6/06

This instrument was prepared by:

Jennifer M. Gatherwright, Esq.

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