

RECEIVED
FEDERAL ELECTION
COMMISSION
UNITED STATES OF AMERICA BEFORE
FEDERAL ELECTION COMMISSION

2003 APR 14 P 5:05

ORIGINAL

JAN SCHNEIDER and
SCHNEIDER FOR CONGRESS (ID - 374751)

v.

MICHAEL J. SHELTON.
426 Partridge Circle
Sarasota, Florida 342346

MUR # 5361

RECEIVED
FEC MAIL
OPERATIONS CENTER
2003 APR 14 P 4:37

COMPLAINT AGAINST MICHAEL J. SHELTON

Pursuant to the Federal Election Campaign Act of 1971, as amended ("FECA"), 2 U.S.C. §§ 431, 437g(a)(1), Jan Schneider, candidate for the United States House of Representatives from the Florida 13th Congressional District in 2002, and Schneider for Congress, her principal campaign committee (ID - C00374751), make the following complaints against Michael J. Shelton:

- First, Ms. Schneider and Schneider for Congress complain that Mr. Shelton is holding campaign documents (including but not limited to electronic records of FEC reports) hostage to his extortionate, retroactive demands for money for work as a campaign volunteer, in violation of the FECA and other laws and fiduciary responsibilities. Even after he filed complaints with the Federal Election Committee, pertaining primarily to FEC filings he prepared or introduced, Mr. Shelton has persisted in his intransigence. Despite repeated written and oral demands, he has failed and refused to turn over any and all campaign records (or electronic and other copies thereof) to the candidate, the committee and/or the Treasurer.
- Second, Ms. Schneider and her principal campaign committee complain that Mr. Shelton produced, published and distributed campaign advertising materials, misrepresenting the positions of the candidate and contrary to her express directives, in violation of the FECA and other laws and fiduciary responsibilities. He also made unauthorized expenditures from campaign and other funds in connection with such unauthorized advocacy.
- Third, to prevent Ms. Schneider from learning of these unauthorized statements, Mr. Shelton engaged in other fraudulent and deceptive acts in violation of the FECA and

other laws and fiduciary responsibilities. Mr. Shelton knowingly and willfully violated campaign procedures and the FECA on several occasions by advancing payment for clandestine activities by his own personal checks or credit cards, instead of seeking checks from the Treasurer or Assistant Treasurer, at least one of whom was always available on short notice; and

- Fourth, having undermined the Schneider campaign, Mr. Shelton has been misusing federal, state and other judicial and/or administrative bodies to conduct a systematic campaign of harassment against Ms. Schneider.

In essence, Mr. Shelton was a volunteer with delusions of grandeur, who arrogated to himself final decisions on policy issues that were the prerogative of the candidate. Mr. Shelton was a volunteer with the Schneider campaign for Congress from approximately June 2002 until he was fired on November 1, 2002. As volunteer Finance Chair, Mr. Shelton undertook responsibility for preparing all Schneider for Congress electronic filings -- from the July 2002 quarterly through all filings up through November 1, 2002 -- for signature by the Treasurer, Carroll F. Johnson.^{1/} Mr. Shelton maintained the data and electronic filings on his home computer and apparently deleted all backup materials from campaign computers. In any event, he refuses to turn over any and all campaign records in his possession, custody or control.

I. EXTORTIONATE DEMANDS FOR RETURN OF RECORDS

After Mr. Shelton was fired (albeit as a volunteer) from the Schneider campaign on November 1, 2002, the candidate, the Treasurer, campaign counsel and others made repeated written and oral demands for return of, or at least copies of, Schneider campaign electronic filings and other records. Mr. Shelton has, however, failed and refused to comply, continuing to hold the FEC reports and other campaign records hostage to his wrongful and extortionate demands in violation of the FECA.^{2/} In addition, after his termination, Mr. Shelton apparently

^{1/} See Statement of Carroll F. Johnson, Treasurer, Schneider for Congress, Mar. 19, 2004, attached hereto as Exhibit A. Where a copy of an affidavit or declaration is attached hereto, the original has either been sent to the FEC by the maker or transmitted to the FEC as an exhibit to the response of Ms. Schneider and Schneider for Congress to MUR # 5350 & #5354.

^{2/} See letter from Dennis Plews, Esq., counsel for Mr. Shelton, to Susan Chapman, Esq., campaign counsel, Feb. 20, 2003; letter to Mr. Plews from Ms. Chapman, Feb. 19, 2003; *see also*

destroyed receipts and other financial documents and wiped backup copies of financial data off a campaign computer.^{3/} See 2 U.S.C.; §§ 432 (a), (c), (d), (f), (h) & (i), 433(b)(4); 434(a)(1) & (11); see also 11 C.F.R. §§ 102.2(a)(1)(iv), 102.9, 104.1(a), 104.14(b)(2)-(3).

Mr. Shelton is in possession of campaign records, and he has attempted to sell them back to Schneider for Congress. Although he prepared the Schneider for Congress FEC filings as a volunteer, Mr. Shelton has sought retrospectively to extort \$6,000.00 -- claimed to be "for the time it took him to complete them, some 24 hours at his customary billable rate of \$250 per hour." -- as a price for returning them to the committee.^{4/} This not only violates the FECA, see *id.*, but also contravenes several Bar rules and regulations (particularly since Mr. Shelton, while a Maryland lawyer, is not licensed to practice in Florida);

II. FALSE ATTRIBUTION OF CAMPAIGN STATEMENTS

Throughout her campaign, Ms. Schneider repeatedly instructed everyone working on the campaign that she did not believe in anti-personal "attack" advertising, and that there were to be no such attack ads or other slurs against her opponent Katherine Harris. As Schneider Campaign Manager Marilyn Harwell has stated, "We already knew th[e] guidelines:

email from Mr. Plews to Robert A. Burka, undersigned counsel, Apr. 10, 2003; reply by Mr. Burka, Apr. 10, 2003. These documents appear together as Exhibit B. As regards the claim of a "customary billable rate," while Mr. Shelton may be a member of the Bar in Maryland, he is not admitted in Florida. Even were he able to practice in Florida, an attorney cannot lawfully or ethically donate services and then *ex post facto* demand legal fees therefor. Also, there was no written fee agreement or other requisites for establishment of an attorney-client relationship.

^{3/} See Declaration of Virginia Hoffman, Apr. 9, 2003, Exhibit C. On Nov. 1, 2002, after Mr. Shelton departed from the campaign, Ms. Hoffman witnessed him doing something on the campaign computer. See Ex. C.

^{4/} See Plews let. & Plews email, Ex. B, *supra* note 2. As regards the claim of a "customary billable rate, while Mr. Shelton may be a member of the Bar in Maryland, he is not admitted in Florida. Even were he able to practice in this state, an attorney cannot lawfully or ethically donate services and then *ex post facto* demand legal fees therefor. Also, there was no written fee agreement or other requisites for establishment of an attorney-client relationship.

i.e., no negative advertising."^{5/} Ms. Schneider also repeatedly instructed all campaign workers that no advertising materials or other substantive statements were to be communicated to the public without her express approval. No one was to sign her name to any policy statement or letter without her prior permission.

Mr. Shelton disagreed with the positions taken by Ms. Schneider on negative advertising and undertook to abrogate the prerogatives of the candidate. During the final few days before the 2002 general election, Mr. Shelton hired a video and film company and other professionals to produce an attack ad against Ms. Schneider's opponent. He thus contravened specific campaign directives by Ms. Schneider and commitments by the candidate to her campaign staff, to newspapers and other media whose endorsements she obtained, and most importantly, to the voters (in writing, on television and in person). Mr. Shelton substituted his own ad on television for two others approved by the candidate. In violation of applicable law, Mr. Shelton caused his unauthorized ad to be aired with the false attribution that it was "Paid for by Schneider for Congress. Approved by Jan Schneider (D)." See 2 U.S.C. § 441d(a); 11 C.F.R. § 110.11.

When Ms. Schneider was shown a videotape of the television attack ad, represented to her as a "proposed" ad on Friday, November 1, 2002 (four days before the general election), she became extremely angry and instructed everyone in her office that it was not to be aired or used in any way. By that time, the ad had actually already started being televised the night before, but Mr. Shelton failed to inform Ms. Schneider of the switch he had made or the fact that he had caused the ad to be aired with the false endorsement "Paid for by Schneider for Congress. Approved by Jan Schneider (D)." Nor did Mr. Shelton disclose that longer videotapes of the same sleazy material had also been prepared for dissemination to voters in

^{5/} See Statement of Marilyn Harwell, Campaign Manager, Schneider for Congress, Mar. 21, 2003, Exhibit D.

Manatee county, also against Ms. Schneider's instructions and again bearing the false designation "Approved by Jan Schneider (D)."

Upon learning that same evening from voters complaining of her "trash" attack that Mr. Shelton had actually substituted his ad for hers on the air, Ms. Schneider promptly fired Mr. Shelton and all campaign workers demonstrably involved in the deceit. She also arranged as rapidly as possible for reversion by the cable companies and television stations involved to legitimate, authorized campaign statements.

On November 5, 2002, Ms. Schneider learned that Mr. Shelton -- in collusion with at least one other campaign worker, Jason McIntosh -- had also had prepared, paid for and sent out a mail piece on Social Security issues contrary, again to her express directives. The mailer not only distorted the positions of the candidate and focused on negative attacks instead of positively presenting the Schneider position, but also again falsely bore the designation "Approved by Jan Schneider (D)." Ms. Schneider found out about this mailer (about which she knew nothing and had never been shown even a draft) upon returning home on election night to find an envelope mailed to her home enclosing a copy with the annotation "Don't send this type of garbage to the Lancaster Household!"^{6/}

Two or three days later, Ms. Schneider also found out about substitution in the Bradenton Herald on the two days immediately preceding the election of a new, inaccurate and obnoxious "attack" ad for the positive ad she had approved. The substituted print ad not only bore the bogus endorsement of "Approved by Jan Schneider (D)," but also featured a heading falsely designating it as "From the Desk of Jan Schneider" and even contained a forged signature

^{6/} Copies of the unauthorized and offensive annotated Social Security mailer and a bill which Mr. Shelton claims to have paid for the mailer for which he seeks repayment from campaign funds can be found as Exhibit E. See also note 9 *infra*.

purporting to be that of the candidate. It was not until some weeks after this discovery that Ms. Schneider learned of the longer attack videotapes apparently mailed to Manatee county voters.^{7/}

These fraudulent and deceptive acts by Mr. Shelton were contrary to federal election laws, other laws and fiduciary obligations. They undoubtedly cost Ms. Schneider numerous votes -- perhaps even the election.

III. UNAUTHORIZED CAMPAIGN EXPENDITURES

To disguise his activities from the candidate, contrary to approved campaign practices, Mr. Shelton paid for many of the expenses for the false campaign advertising by his own personal checks or credit card instead of seeking checks from the Schneider for Congress Treasurer (Mr. Johnson) or Assistant Treasurer (Mr. Schneider, who also had check-signing authority), at least one of whom was always available on a few hours or less notice.^{8/} See 2 U.S.C. § 432(a) & (h)(1); 11 C.F.R. § 102.7, 102.10.^{9/} He also sought to hide his subversive

^{7/} Copies of the unauthorized ads in the Bradenton Herald on November 3 and 4, 2002, along with related materials, appear as Exhibit F. Mr. Shelton himself arranged for and obtained a campaign check to pay the \$4,113.75 payable to the Bradenton Herald. The newspaper invoice is marked "Attn. Michael Shelton," and the campaign copy contains an annotation authorizing payment in Mr. Shelton's own handwriting, "OK - MS." Thus, even if Mr. Shelton did not physically accomplish the substitution himself, he has to have enabled it and provided the information necessary to effect it. See Ex. F.

^{8/} It now appears that Mr. Shelton made a regular practice of paying thousands of dollars of campaign debts on his own credit card (whether to obtain airline miles or for some other reason) and then authorizing reimbursements to himself. Given his intransigence in holding hostage campaign records, this has created FEC reporting problems. Mr. Shelton prepared FEC reports reflecting disbursements to himself and others without including the requisite memoranda indicating original vendors. In response to FEC requests, the candidate and Treasurer have been able to supply the missing information for other recipients of reimbursements, but have been unable to do so with regard to some reimbursements to Mr. Shelton, who was far and away the largest recipient of such payments. This problem is duly memorialized in the amended FEC reports. See also Response to MUR #5350 & #5354.

^{9/} For discussion, see letter from Jan Schneider to Michael J. Shelton, Nov. 11, 2002; letter from Mr. Shelton to Ms. Schneider, Nov. 19, 2002, Exhibit G. See also Johnson Dec., Ex. A, *supra* note 1.

activities in other ways.^{10/} Schneider for Congress has reimbursed Mr. Shelton for more than \$31,000 of questionable expenses, but has not paid a claimed \$8,000 for the Social Security mailer that the candidate expressly directed not be produced. In addition to this amount, Mr. Shelton wasted tens of thousands of dollars (the exact amount is still being determined) of Schneider for Congress funds on activities specifically, expressly and repeatedly prohibited by the candidate.^{11/}

Mr. Shelton is at best a disgruntled former campaign operative (albeit volunteer). Although, upon information and belief, Schneider for Congress was the first campaign on which Mr. Shelton had ever worked, he had the temerity to think he knew better than the candidate, more experienced workers and the voters. Accordingly, Mr. Shelton acted, at best, with extreme arrogance in substituting his own views and preferences in deliberate derogation of those of the candidate and her many supporters, or at worst, in a deliberate attempt to subvert the Schneider campaign in its critical, final days.

IV. HARRASSMENT

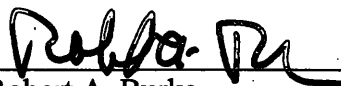
Having already caused so much harm, Mr. Shelton continues to harass Ms. Schneider, with the declared intent of making it impossible for her to run again. He has filed baseless accusations with the FEC complaining of infractions that, if any, he himself caused, and

^{10/} For his unauthorized attack ad and longer anti-Harris video, however, Mr. Shelton hired Swain Film & Video, Inc., since the regular campaign filmmaker would have consulted Ms. Schneider and followed the directives of the candidate. Although there was no written agreement, Schneider for Congress later received a bill from the Swain company for \$1,527.96. Based on arguments concerning the legal doctrine of "apparent authority," the committee paid Mr. Swain and obtained a release. This expense is now claimed against Mr. Shelton. See letter from Tony Swain to Jan Schneider, Dec. 12, 2002; letter from Richard A. Ulrich, counsel for Hack Swain Productions, Inc., to Susan Chapman, Schneider campaign counsel, Mar. 7, 2003, Exhibit H.

^{11/} See Harwell Statement, Ex. D, *supra* note 5. See also Declarations of Ardis Boch, Apr. 1, 2003; Jacqueline Jones, Apr. 2, 2003; Darlene Kunkle, Apr. ___, 2003 & Steven Runfeldt, Apr. ___, 2003, together Exhibit I. See also Hoffman Dec., Ex. C, *supra* note 3.

he has induced another person to do so (or inserted further complaints disguised in the name of another). See MUR # 6360 & MUR #5354. He also filed groundless Bar complaints against Ms. Schneider and campaign counsel, Ms. Chapman, which were dismissed by the Florida Bar on its own inquiry, and he has threatened similar action against the undersigned. In addition, the partner and roommate of Mr. Shelton filed a nuisance small claims suit against the candidate for a card table and an ancient, broken vacuum allegedly loaned to and retained by the campaign.^{12/} All of this activity is directed at forcing Ms. Schneider and Schneider for Congress to waste amounts of time, effort and money. The candidate and the committee respectfully request that the FEC direct Mr. Shelton to cease and desist from abusing administrative processes and from fraudulently misrepresenting campaign authority and practices for his own ends.

Respectfully submitted,



Robert A. Burka

Irwin P. Raij

Foley & Lardner

3000 K. Street, N.W., Suite 500

Washington, D.C. 20007-5109

Tel: (202) 672-5345

Fax: (202) 672-5399

rburka@foleylaw.com


iraij@foleylaw.com

^{12/} See Robert Eckhart, *Jan Schneider, ex-aide in feud*, Sarasota Herald-Tribune, Mar. 18, 2003; Letter from Debra Joyce Davis, Assistant Staff Counsel, The Florida Bar to Michael Shelton, Mar. 19, 2003; *McReynolds v. Schneider*, No. 2003 SC 003903 (Sarasota Cnty. Ct., filed Mar. 26, 2003), together Exhibit J. See also Declaration of Harold B. Schneider, Apr. 8, 2003, Exhibit K.

VERIFICATION

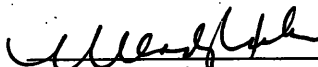
District of Columbia) S.S.:

I certify that the factual statements in the foregoing Complaint Against Michael J. Shelton are true and correct to the best of my knowledge, information and belief.



Jan Schneider

Subscribed and sworn to before me this 14th day of April, 2003.



Notary Public WENDY HUBER

My commission expires:

My Commission Expires
August 14, 2003

UNITED STATES OF AMERICA
BEFORE FEDERAL ELECTION COMMISSION

EXHIBITS TO COMPLAINT FILED AGAINST
MICHAEL SHELTON

24 04 403 4241

EXHIBIT A

24.04.400.4242

Carroll F. Johnson
2077 Gulf of Mexico Drive
Longboat Key, FL 34228

March 28, 2003

Memo: Federal Elections Commission

From: Carroll F. Johnson

Treasurer, Schneider for Congress Campaign, Feb. 1, 2002- Dec. 5, 2003

These statements are made with regard to my role in the Schneider for Congress Campaign.

1. I was treasurer for the campaign from the beginning, about Feb. 1, 2002 until my resignation as treasurer on Dec. 5, 2002. I resigned because I had long planned a trip to Australia and New Zealand which would take me out of the country during most of December.

2. My role consisted of receiving funds, depositing them in the Sun Trust Bank, and writing checks as approved, initially by Jan Schneider, and later, primarily, by Michael Shelton, finance Chairman.

According to my understanding, all checks were to be received by the finance chair, who had the key to the P. O. box, and who would make 2 duplicate copies of each check, one for his files and one copy for me, then give the checks to me for deposit.

3. Checks were to be written by me, only upon presentation to me of bills approved, in the beginning, by Jan Schneider, and later by Michael Shelton, or sometimes by Jan Schneider. Usually, checks were to be given by me to the finance chairman for proper payment

4. I was out of the state 6 times between Feb. 1 and Dec. 5, 2002. I had a carotid artery operation On Oct. 29, 2002. I was in the hospital overnight. I had written a dozen checks on Oct. 28. On Oct 29, Harold Schneider, the assistant treasurer, wrote one check. On Nov. 1, I wrote 5 checks. During the 6 times I was out of the state the assistant treasurer was authorized to, and did write checks to pay bills. At all other times, I was available for payment of whatever bills were authorized for payment.

5. Since I am not skilled in electronic reporting, the first report to F. E. C. was prepared by Jan Schneider. Later reports, until Nov. 1, 2002, were prepared by Michael Shelton. Subsequent to Nov. 1, reports have been prepared and are being prepared by Jan Schneider


Carroll F. Johnson

EXHIBIT B

**DENNIS J. PLEWS***Civil Trial Attorney***Finkelstein & Associates, P.A.**
Attorneys, CPAs and Associates

Member of
Academy of Florida Trial Lawyers
American Trial Lawyers Association

General Civil Litigation
Divorce, Commercial, Residential
Torts, Professional Malpractice

Susan Chapman
Attorney At Law
1800 Second Avenue
Suite 799
Sarasota, Florida 34236

February 20, 2003
VIA FAX #: 941-366-6624

Re: Schneider Campaign Issues
My Client: Michael J. Shelton
Your Client: Jan Schneider

Dear Counselor:

Thank you for your letter of today in which you set forth your recollection of our telephone conference of yesterday. I accept much of it as being a fairly accurate recitation of our conversation.

Regarding the vacuum cleaner and card table, your client has given several versions of their disposition, most recently at the Kennedy-King Dinner given by the Sarasota Democratic Party Executive Committee. Rather than pursue the matter through the courts you asked me during our telephone conference yesterday to provide you with a description of each and a suggested fair market value as of the date of their conversion. Included herewith are pictures of examples of the vacuum cleaner and card table which fairly depict the items nature. Although they were not new, they were in excellent condition and the vacuum had just been serviced and was in top working order when it was lent to the campaign. My client would accept either similar items acquired by your client in substitution for the ones that have been converted or, alternatively, the prices listed for the items as shown on the enclosed ads.

Concerning the so-called FEC records, you make interesting assertions concerning ownership and have information concerning Mr. Carroll's position with the Schneider campaign that is inconsistent with what is known to be true. As to the ownership of the data that may still be contained in my client's personal computer, Mr. Carroll provided the data from paper records and presumably he or some other campaign member such as your client or her father should still be possessed thereof. Anything in my client's computer was entered by him and would therefore appear to be his work product. As your claim of ownership is unsupported by any citations of authority, I am unable to agree that the data is anything other than the product of my client's labors. Would you be so kind as to provide me with copies of the legal authorities upon which you base your ownership assertion so that I might review same and reach my own legal opinion on this issue in the light thereof? Alternatively, your client can purchase those records from my client by paying him for the time it took him to compile them, some 24 hours, at his customary billable rate of \$250.00 per hour.

As to Mr. Carroll's visit, we are aware that he resigned his position as campaign treasurer. Regarding any

ethical violation, when Mr. Carroll approached my client he, Mr. Carroll, stated that your client had sent him around to speak with my client on the matter of acquiring the so-called FEC records. What I did say is I asked that you insure that in the future neither Mr. Carroll nor any other person be tasked by you or your client to circumvent the requirement that communications concerning the disputed issues be made only through counsel.

The next matter I feel compelled to address is your apparent penchant for ambiguity. In your letter of February 20, 2003 you include the following paragraph concerning the so-called FEC records:

"Mr. Shelton continues to hold campaign records that are the property of Ms. Schneider's campaign. Mr. Shelton input donor records, finance records, and expenditure records on his computer. These records are essential for accurate campaign reporting to the Federal Elections Commission. Mr. Shelton is fully aware of the nature of the records, since he completed some of the reports made to the F.E.C. These records are the proprietary records of the Jan Schneider campaign. There is no law that gives Mr. Shelton a claim or lien on these records. It is important that Mr. Shelton release these records to Ms. Schneider or to her campaign treasurer, Carroll Johnson. Please consider this our last formal demand for these campaign records before the appropriate authorities are notified. Mr. Shelton needs to return these records to my office or to Mr. Johnson within seven days." (e.s.)

Since you clearly claim ownership of the computerized data, the clear import of this language is to threaten a criminal complaint against my client unless he meets your demands. If that is not what you meant, please, in writing, clarify your meaning by noon tomorrow, otherwise I will accept that you confirm my interpretation of this ambiguity as accurately stating your intent.

You have made an offer of \$3,500.00 to settle the claimed indebtedness of \$8,032.09 (plus statutory interest). I'm glad to see that some progress on this issue is being made. It is hereby rejected, as is your suggestion that the matter be mediated. A binding arbitration agreement is possible, depending upon the terms concerning the responsibility for the costs thereof. However, I suggest that should your client pay mine the full amounts claimed and execute a mutual release and a confidentiality agreement that would require both parties, Mr. Schneider and anyone acting on Ms. or Mr. Schneider's request, express or implied, to forever remain silent on all of the issues between my client and yours that have been addressed in our written communications, he would be inclined to again volunteer to assist her campaign complete its FEC filings and should that go well on an interpersonal level, he would seriously consider assisting Ms. Schneider raise funds to retire the remaining campaign indebtedness. As you also seem to want to put this matter to rest promptly by your 48 hour deadline for acceptance of your \$3,500.00 offer, we require that your client's acceptance of one or the other of these counter-proposals (payment/arbitration) be delivered to me by 5:00 p.m. on February 21, 2003. I look forward to your reply.

Sincerely,



Dennis J. Fievs

DJP/

Encl.: Hoover and Samsonite Ads

cc: Client

SUSAN CHAPMAN

ATTORNEY AT LAW

1800 SECOND STREET

SUITE 799

SARASOTA, FLORIDA 34236

TELEPHONE (941) 365-4546

FACSIMILE (941) 366-6624

ALSO LICENSED IN MISSOURI

February 20, 2003

Dennis J. Plews
Attorney at Law
Finkelstein and White, P.A.
27 Fletcher Avenue
Sarasota, FL 34237

RE: Michael Shelton

Dear Mr. Plews:

This will confirm our telephone conversation of February 19, 2003.

In that conversation, I told you that if Misty Smeltzer did not retrieve the vacuum cleaner on Mr. Shelton's behalf, it is missing. As I understand it, both the vacuum cleaner and the table were used. Ms. Schneider has indicated that she will reimburse Mr. Shelton for the value of these items. Please provide me with information on the model, purchase price, age, and condition of these two items, so we can offer a fair reimbursement.

Mr. Shelton continues to hold campaign records that are the property of Ms. Schneider's campaign. Mr. Shelton input donor records, finance records, and expenditure records on his computer. These records are essential for accurate campaign reporting to the Federal Elections Commission. Mr. Shelton is fully aware of the nature of the records, since he completed some of the reports made to the F.E.C. These records are the proprietary records of the Jan Schneider campaign. There is no law that gives Mr. Shelton a claim or lien on these records. It is important that Mr. Shelton release these records to Ms. Schneider or to her campaign treasurer, Carroll Johnson. Please consider this our last formal demand for these campaign records before the appropriate authorities are notified. Mr. Shelton needs to return these records to my office or to Mr. Johnson within seven days.

With regard to your complaint that Carroll Johnson requested these records of Mr. Shelton and that this is a legal ethics violation, I respond that Mr. Johnson is the Schneider campaign treasurer who is directly responsible for the financial reporting of the campaign. He is entitled to request campaign records from a former campaign employee.

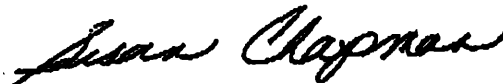
Dennis J. Plews, Esq.
February 20, 2003
Page 2

Mr. Shelton has demanded more than \$8,000 in payments from Ms. Schneider for expenditures he claims he made on behalf of Ms. Schneider's campaign. Ms. Schneider did not authorize or approve these expenditures. However, to resolve this dispute Ms. Schneider will pay Mr. Shelton \$3,500 to put this matter behind her. This offer is conditioned on Mr. Shelton's returning all campaign records in usable form to Ms. Schneider. The offer will remain open for forty-eight hours.

Ms. Schneider has not defamed Mr. Shelton. Your letter addresses no specific claims. As a result, I cannot address this issue in any detail.

I look forward to hearing from you. It is in the interests of both parties to resolve these issues. In the event Mr. Shelton rejects this proposal, I suggest we proceed to mediation with a Florida Supreme Court certified mediator.

Sincerely,



Susan Chapman
Attorney at Law

SC/jcy
cc: Jan Schneider

Burka, Robert A.

From: Burka, Robert A.
Sent: Thursday, April 10, 2003 1:40 PM
To: 'dennis
Cc: MichaelJShelton
Subject: RE: Your Recent Telephone Call to me.

This is not responsive to my enquiry, which relates to having access to data and records necessary for my clients to defend themselves against charges made by your client. As things now stand, Mr. Shelton has made claims that I understand to be baseless, but with respect to some portions we cannot fully demonstrate their lack of merit without access to records that Mr. Shelton is withholding.

In short, Mr. Shelton has made claims to the Federal Election Commission and is now withholding data to defeat my client's ability to defend herself.

I take your E-mail to be a continued refusal to provide those data and records, and I will act accordingly.

One further point. I represent Ms. Schneider and her committee only in the FEC matter. Mr. Shelton tells me that he filed his complaint with the Commission through counsel and that you represent him before the FEC. Could you please tell me if you are the attorney who filed Mr. Shelton's FEC complaint and, if not, then who did? Further, could you please confirm that you represent Mr. Shelton before the FEC? If so, then could you please tell me where on the papers that Mr. Shelton filed with the FEC you are identified? And if you do not represent Mr. Shelton before the FEC, then does anyone and, if so, who?

-----Original Message-----

From: Dennis Plews
Sent: Thursday, April 10, 2003 1:29 PM
To: rburka
Cc: MichaelJShelton
Subject: Your Recent Telephone Call to me.

April 10, 2003

Mr. Burka:

I am aware of the probable reason for your call to me. As I have been subjected to a similar demand from attorney Susan Chapman, my response to her will, I believe, be responsive to your presumed purpose. In salient part, it is as follows:

"Concerning the so-called FEC records, you make interesting assertions concerning ownership and have information concerning Mr. Carroll's position with the Schneider campaign that is inconsistent with what is known to be true. As to the ownership of the data that may still be contained in my client's personal computer, Mr. Carroll provided the data from paper records and presumably he or some other campaign member such as your client or her father should still be possessed thereof. Anything in my client's computer was entered by him and would therefore appear to be his work product. As your claim of ownership is unsupported by any citations of authority, I am unable to agree that the data is anything other than the product of my client's labors. Would you be so kind as to provide me with copies of the legal authorities upon which you base your ownership assertion so that I might review same and reach my own legal opinion on this issue in the light thereof? Alternatively, your client can purchase those records from my client by paying him for the time it took him to compile them, some 24 hours, at his customary billable rate of \$250.00 per hour"

If this is not responsive to your intended inquiry, I apologize for the presumption and invite your message by return e-mail. If my presumption is correct, then I look forward to your response and being enlightened thereby concerning the legal authorities that support Ms. Schneider's claim.

Sincerely,
Dennis J. Plews

EXHIBIT C

EXHIBIT C

04-14-2003 12:20 FAX

F&L SERVICE CTR

002

Michael J. Shelton

MUR #5350

Jan Schneider, Candidate
Schneider for Congress

DECLARATION OF VIRGINIA HOFFMAN

Virginia Hoffman declares and states:

1. I am over the age of 18 and competent to make this declaration.
2. I am a citizen of the United States. I am a resident of Sarasota, Florida, P.O. Box 2712, Sarasota, Florida 34230.
3. I was a volunteer on the campaign of Jan Schneider, who was a Democratic candidate for the United States House of Representatives for the Florida 1st Congressional District in 2002. For a couple of months, I would come to the headquarters one night a week and fill in for the volunteer coordinator, helping other volunteers perform tasks and answering the telephones. Upon watching an interview on WEDU toward the end of the campaign, I was so inspired by Ms. Schneider's performance that I decided to work full time for her campaign.
4. I found the lack of organization and management at the headquarters surprising and distressing. I never did accurately determine the role of Michael Shelton with the campaign. He was seldom present in the office and never offered any direction.
5. I was interested in performing productive tasks, and I noticed that Jason McIntosh seemed competent. Upon inquiring, I was told that Mr. McIntosh was there at Jan's request to assist Mr. Shelton. Based on this information and his apparent expertise, I decided to work with Mr. McIntosh. I performed tasks ranging from taking photographs and assembling press information, to cleaning and running errands and working on the election night party. My activities in connection with the election night party included investigating alternative venues, gathering bids on audio-visual rentals and purchase prices for similar television equipment, and

04-14-2003 12:21 FAX

F&L SERVICE CTR

0003

pricing food and beverages.

6. During this time, I witnessed numerous angry exchanges between Ms. Schneider and Mr. Shelton and between Ms. Schneider and Mr. McIntosh. It was hard to determine the origin of these arguments, but it was very clear to me that Jan did not approve of what was going on.

7. On the Friday before the election, I clearly remember Mr. McIntosh and myself showing Ms. Schneider a videotape of a new commercial at approximately 11:00 AM. Ms. Schneider becoming very upset about the video, and another major argument ensued.

8. Mr. Shelton later came back and said he was quitting the campaign. Ms. Schneider was not at headquarters at the time.

9. I remained at headquarters all day that Friday before election day, until approximately 9:00 PM. Mr. Shelton returned to the office at least twice in the course of the afternoon and evening. I personally witnessed Mr. Shelton throwing credit card vouchers in the garbage can and heard him complaining about other peoples' reimbursements. I also witnessed Mr. Shelton working on the computer.

10. That Friday afternoon and evening, although Ms. Schneider was not at headquarters, Misty Smeltzer kept threatening to quit.

11. Later that Friday night, I spoke with Ms. Schneider by telephone. Ms. Schneider stated that she was going to fire everyone known to be involved in airing the video without her knowledge and contrary to her express instructions. While Mr. McIntosh did come back into the office the next day and continued working on the campaign, I never saw Mr. Shelton or Ms. Smeltzer again at headquarters or at the election night party.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 14, 2003.


Virginia Hoffman

24.04.403.7224

EXHIBIT D

Marilynharwell

From: "Marilynharwell"
To: "Jan Schneider"
Sent: Friday, March 21, 2003 4:25 PM
Subject: Affidavit

My calendar shows a meeting was called for noon on October 18 at Michael Shelton's house on Bird Key. The purpose of the meeting was to get Jan's agreement to Michael's budget proposal covering television, direct mail, and phone calls to targeted voters.

Jan arrived late, having been delayed by a reporter at her house. Michael, Jan and I sat at Michael's small kitchen table; he had copies of his budget available for review.

My best recollection is that Michael became impatient with Jan (if not in words, then in body language), who seemed to be more interested in petting his dog than in listening to Michael's explanation of how we could get the biggest bang for our meager bucks.

Michael emphasized to Jan how little time he had to tie down air and print time and that he had to have an answer immediately on how the funds were to be allocated. Jan said she trusted Michael's judgment, he knew best, and he should make the decision on which media to use. There was no ad copy presented and no discussion of message content. The only thing on the table was the choice of media; not the message. We already knew those guidelines: i.e., no negative advertising.

Our opponent had already raised \$2+ million against our \$125,000+. needless to say, we were always short of money and Michael would ask Jan for a contribution when we had serious financial problems. Jan usually balked, pointing out how much she had already put into the campaign. I have no recollection of Jan ever giving a "yes" answer, nor did I ever see her hand over a check; I usually heard second-hand how much she had contributed from her own funds. The need for money from Jan diminished on October 24, 2002, when the MoveOn PAC promoted her candidacy, raising approximately \$75,000 for us in a few days.

Marilyn Harwell

EXHIBIT E

24.04.403.4256

Social Security is too important to risk in the stock market. Since 1935 our nation's retired citizens have counted on Social Security to provide for a dignified retirement. In 2000, the average 401K plan lost \$4,821.¹ Under the plan endorsed by the Washington, D.C. politicians, Social Security will be bankrupt 14 years earlier than under the current system.² Say NO to their reckless plan.

On November 5, Vote for

Jan Schneider

She's on your side.

www.Schneider-for-Congress.com

941-957-1950

¹ New York Times 7/9/01

² Center on Budget and Policy Priorities, Financing Private Accounts in The Aftermath of the Tax Bill, 8/21/01
Pd. pol. adv. authorized by Jan Schneider for Congress. Approved by Jan Schneider (D)

5131 N TAMiami TRAIL
SARASOTA, FL 34234-2747

PRSRT STD
US POSTAGE
PAID
PERMIT #9
MANASOTA, FL

**ALSO ENDORSED BY
THE VENICE
GONDOLIER**

The Lancaster Household
1111 77th St NW
Bradenton FL 34210-1038

*Don't send this type of
garbage to the Lancaster
Household!*

You've worked hard to build a nest egg for your retirement.



If some politicians get their way, your plan may get cracked.



Their unreliable privatization plan would bankrupt Social Security.

As your congresswoman, **Jan Schneider** will fight to protect **your** Social Security.

Page Mailing Services, Inc.

743 Gantt Ave
Sarasota, FL 34232-6703

Invoice

| DATE | INVOICE # |
|------------|-----------|
| 10/30/2002 | 4700 |

BILL TO

Jan Schneider
Micheal Shelton
P.O. Box 57
Sarasota Florida 34230

| | | JOB NO. | TERMS |
|----------|----------------------------------|----------------|--------------------|
| | | 16290-91-92-93 | Due on receipt |
| QUANTITY | DESCRIPTION | RATE | AMOUNT |
| | Direct mail | | |
| | Sarasota Mail | | |
| | Postage Used | 9,853.86 | 9,853.86 |
| | All computer and mail processing | 2,100.00 | 2,100.00T |
| | Manatee Mail | | |
| | Postage Used | 9,853.87 | 9,853.87 |
| | All computer and mail processing | 2,100.00 | 2,100.00T |
| | Social Security | | |
| | Postage Used | 4,986.87 | 4,986.87 |
| | All computer and mail processing | 1,050.00 | 1,050.00T |
| | Sales Tax | 7.00% | 367.50 |
| | | Total | \$30,312.10 |

Visit our Internet website at www.pagedirect.com
Phone 941-377-2673 FAX 941-371-1844

EXHIBIT F

24,04,403,4260



BRADENTON HERALD
 > KNIGHT RIDDER >
 P.O. Box 921
 BRADENTON, FL 34206-0921

ADVERTISING INVOICE STATEMENT

PLEASE RETURN TOP PORTION WITH YOUR PAYMENT

check # 262

PAGE: 1

ACCOUNT:
PERIOD:

REP. 53

TERMS: 0.00

*Penpays Account
of Jim Schneider
ATTN: Michael Shelton*

CURRENT BALANCE:

PLEASE MAKE CHECK PAYABLE TO:
BRADENTON HERALD

AMOUNT
ENCLOSED

*505 1/4 8x15" (15") Political Ad
KATE 39.72*

*1/4 on 1/4 pick-up Sunday Ad
KATE 21.72*

1629.00

total due

4113.75

OK MS

TOTAL AMOUNT IS DUE BY THE 15TH OF THE MONTH

| | | | | |
|--------|---------|---------|---------|----------|
| CHARGE | OVER 30 | OVER 60 | OVER 90 | OVER 120 |
| | | | | |

Total Due: 4113.75

BRADENTON HERALD
 102 MANATEE AVE W
 P.O. BOX 921
 BRADENTON, FL 34206-0921

THANK YOU FOR PLACING
YOUR ADS WITH US

24.04.408.4261

15-40 A400-BRADENTON HERALD(8. Application Utilities Help 3/14/03
 INQUIRE ACCOUNT 1.11A
 Reporting Name JAN SCHNEIDER-PO Account Number
 Name JAN SCHNEIDER FOR CONGRESS Corporate/Agency
 Address 1 ATTN:POLITICAL ADVERTISES Billing Account
 Address 2 P.O. BOX 57 Parent Account
 Address 3 **POLITICAL PREPAID ADV ONLY** Indicator AV Advertising Type PO
 City SARASOTA State FL Status I Division 40
 Zip Code 34230 Date Open 08/26/02 Advertiser Code
 Phone Contact MIKE SHELTON
 Rep 1 53 Date Assigned 08/26/02 Rep 2 Text Account

----- BILLING INFORMATION -----

Aging Cycle MQ Print Invoice Y Tax Code FLTX Bill Sort C
 Billing Cycle MQ Print Statement Y Delivery Code M Print Adj N
 Type of Bill B Print Mailer N # of Statements 1 Adv Addr Stmt N

----- CREDIT INFORMATION -----

Credit Aging 03 Finance Chg Code NO Auto Apply Mode Y Rep 1
 Discount Terms 30 Credit Status Roll History N Commission 1 .00
 Pay Date Method A Credit Rep N Auto Bad Debt N Rep 2
 Limit .00 Terms Override N Collector Code Commission 2 .00
 ADV DFLT NXT SCR N PRINT MAIN MNU HELP PREVIOUS

Schneider for Congress
 5131 N. Tamiami Trail
 34234

24-04-403-4262

15-40 A400-BRADENTON HERALD(8. Application Utilities Help 3/14/03

LIST TRANSACTIONS FOR ACCOUNT

3.31

Terms Status Acct Balance
Name JAN SCHNEIDER-PO 30 I .00

| Transaction # | Type | Date | Perd | Orig Date | Rep | RC | Pb | Prod | Dist | #Run | Amount |
|---------------|------|-------------|-------|-----------|---------|----|---------|------|------|--------|-------------------------------------|
| Tag Line | | | Col | Unit | Size | | Rate | Sec | Loc | Pg Trm | |
| Z13510001 | | 01 11/03/02 | 10/02 | | 53 | | BH | ROPS | FULL | | 2,484.75 |
| POLITICAL | | | 5.00 | IN | 15.0000 | | 33.1300 | | LOCA | | |
| | | | | | | | | | | | 2,484.75 |
| | | | | | | | | | | | NET OF INVOICE |
| 0116930024 | | 06 11/05/02 | | | | | | | | | 2,484.75- |
| | | | | | | | | | | | CASH-RECEIPT COMMENTS:CK#262 |
| | | | | | | | | | | | *** BALANCE OF INVOICE |
| | | | | | | | | | | | .00 |
| Z13510201 | | 01 11/04/02 | 11/02 | | 53 | | BH | ROPD | FULL | | 2,036.25 |
| POLITICAL | | | 5.00 | IN | 15.0000 | | 27.1500 | | LOCA | | |
| | | | | | | | | | | | 2ND AD DISCOUNT |
| | | | | | | | | | | | 407.25- |
| | | | | | | | | | | | NET OF INVOICE |
| 0117170107 | | 11 11/05/02 | | | | | | | | | 1,629.00 |
| | | | | | | | | | | | APPL. CASH FROM 0116930025 11/05/02 |
| | | | | | | | | | | | 1,629.00- |
| | | | | | | | | | | | *** BALANCE OF INVOICE |
| | | | | | | | | | | | .00 |

END OF LIST

PRINT MAIN MNU HELP PREVIOUS
#81008

Spanish speaking on rise at home

More families are talking in their native language when at home

RON WORD
Associated Press

When Michael Perez is at work or with friends, the 24-year-old Miami bank teller speaks mostly English. But at home, where he lives with his Cuban-born parents, he and his family speak only Spanish.

They are not alone. According to the U.S. Census, the number of Florida families that speak only Spanish at home jumped from 11.5 percent to 15.7 percent during the 1990s, while the number of Florida families that speak only English at home dropped from 41.2 percent to 26.2 percent.

Much of this change is caused by one county, Miami-Dade, where Cuban-Americans are the dominant ethnic group. The county's percentage of Spanish-only households grew dramatically during the '90s, while the percentage of English-only households plummeted.

ON THE 'NET

■ U.S. Census Bureau:
www.census.gov
■ Hispanic Online:
www.hispaniconline.com

English-only households fell from 43.2 percent to 31.1 percent.

Perez said it's possible to live and function in Miami-Dade County while speaking only Spanish.

"One good thing is that it really keeps my Spanish sharp. That's important, especially in Miami," he said.

He said his parents' English is quite limited.

"Most of the time, if you speak English at my house, they are not going to understand you," Perez said. "When I speak English at home it's when I'm speaking on the phone, and I don't want them to know what I'm talking about."

While Perez speaks Spanish, he doesn't read it.

"I haven't interest," he said.

A just-released survey conducted by the AOL Time Warner Foundation and People EN Español found that Hispanics continue to embrace their own families, heritage and identity as they become an increasing force in American life.

The survey, conducted by the Cheskin Group, questioned 6,000 respondents nationwide and has a margin of error of 2.2 percentage points.

One of the findings was that 69 percent of Hispanics speak Spanish at home and 62 percent said they prefer speaking Spanish to English.

Rural counties in north Florida and the Panhandle had the highest percentage of English-only households.

In Baker County, just west of Jacksonville, 96.2 percent of the households spoke only

Most bug repellents useless, experts say

LAURIN SELLERS
Knight Ridder Tribune
News Service

ORLANDO — They sound like the wares of a traveling medicine man: lotions, patches, grids, coils, candles, incense, mysterious ultrasonic gadgets that promise to protect, kill, distract, confuse, attract or repel.

As fears mount over West Nile and other deadly mosquito-borne viruses, so do the number of weapons in the war on the insects.

Trouble is, experts warn, the arsenal is full of duds.

"It's overwhelming for the consumer," said Jonathan Day, a leading mosquito expert and professor at the University of Florida's Medical Entomology Laboratory in Vero Beach. "There are some products out there that work, but there are a number that absolutely do not."

The worst, experts agree, are the ultrasonic gadgets — small devices worn on the wrist or clipped to a key chain. Manufacturers say the devices emit noises mimicking the wing-beating sound of

male mosquitoes or the mosquitoes' archenemy, the dragonfly.

The sounds supposedly send biting female mosquitoes fleeing in fear.

"They are completely useless," said Dawn Wesson, an associate professor of tropical medicine at Tulane University.

They're also potentially dangerous, according to the Federal Trade Commission.

Earlier this year, the FTC charged Orlando-based Lenteck International Inc. with false advertising for claiming its "MosquitoControl" ultrasonic products protected against the West Nile virus.

Experts are equally skeptical of devices that claim to emit a scent that mosquitoes hate and grids that release an odor that "confuses" mosquitoes.

Backyard bug zappers also are a bust — but not because they don't attract bugs.

"The back yards with zappers had more mosquitoes than the yards without them," Day said. "They attracted more mosquitoes

"There are some products out there that work, but there are a number that absolutely do not."

Jonathan Day

leading mosquito expert, on repellents

than they killed."

They also zap indiscriminately, leaving behind a charred carnage of butterflies, beetles and other beneficial bugs.

The biggest sellers this year were the baited traps that emit carbon dioxide or Octenol, mimicking human breathing. One trap, the SonicWeb, even thumps like a human heart and radiates heat, imitating the body heat of a warm-blooded victim.

Mosquitoes lured to the make-believe, heart-thumping human are supposedly sucked inside and hopelessly mired in "sophisticated glue," the product claims. Cost: \$300 to \$350.

Citronella candles and smoking coils work for a short time, but not as well as a campfire.

Clothing treated with Permethrin offers adequate protection, especially while hiking and camping, but also is expensive and impractical for everyday use, Day said.

And while some folks swear by home remedies like gulping mega-doses of vitamin B or slathering on herbal concoctions, the experts are not among them.

"Even bath oils will work for about five minutes, but most people want protection for at least four to six hours," Day said.

The only product that provides that kind of coverage has been around for half a century.

Most mosquito experts, including scientists at the Centers for Disease Control and Prevention in Atlanta, agree that the best protection, other than staying indoors, is

using a repellent containing DEET.

Although a small number of adverse reactions have been linked to misuse or overuse of the chemical, DEET is safe if used in low concentrations — no more than 10 percent for children and 33 percent for adults, said Dave Danie, a CDC spokesman. Repellents containing DEET should not be used on infants, he said.

Still, scientists at universities and laboratories across the country are scrambling to find the perfect product — a repellent that doesn't stink, feel greasy or pose possible health risks.

A professor at North Carolina State University announced earlier this year that he had discovered a mosquito repellent safer and more effective than DEET. Michael Rowe said he stumbled on the natural component by accident on the leaves of wild tomatoes growing in the mountains of Ecuador.

Experts are awaiting the results of field data on the substance before commenting.

November 1, 2002

Dear Fellow Floridian:

While campaigning the last several months, I've thoroughly enjoyed traveling our district and meeting so many fellow Floridians. The outpouring of support, encouragement and enthusiasm given to me as a candidate for the United States Congress has been overwhelming. I thoroughly enjoyed traveling our district and meeting so many fellow Floridians.

Seeking election, as your representative has been an incredible and humbling experience. I never thought I'd be somebody who would run for congress.

While you and I paid her Florida government salary, my opponent Katherine Harris traveled to fund-raisers across the country. She raised millions of dollars, much of it from special interests outside Florida. She has been using this vast war chest to attack me with negative advertising that is false, misleading and insulting to voters. My greatest concern is that this kind of negative campaigning will turn off many voters. Please don't let her negative campaign tactics keep you from voting this Tuesday.

To set the record straight, I am proud of my work for the Canadian government. My opponent would have you believe that I am a sinister "foreign agent" because of my legal work for Canada, mostly on environmental issues and matters of international relations. As an American who loves my country, I believe it is important to respect the treaties we make with other nations, especially one of our closest allies and largest trading partners. Please don't believe the hype!

As your representative in Congress, I will work on such vital issues as

- Quality affordable health care for all
- Protecting you from corporate disasters
- Protecting the health of our environment
- Protecting Social Security
- National Homeland Security

Thank you for the opportunity and I would appreciate your vote this Tuesday.

Thank you.

FRS 111 DEK
JAN SCHNEIDER

talking in their native language when at home

RON WORD
Associated Press

When Michael Perez is at work or with friends, the 24-year-old Miami bank teller speaks mostly English. But at home, where he lives with his Cuban-born parents, he and his family speak only Spanish.

They are not alone. According to the U.S. Census, the number of Florida families that speak only Spanish at home jumped from 11.5 percent to 15.7 percent during the 1990s, while the number of Florida families that speak only English at home dropped from 31.2 percent to 26.2 percent.

Much of this change is caused by one county, Miami-Dade, where Cuban-Americans are the dominant ethnic group. The county's percentage of Spanish-only households grew dramatically during the '90s, while the percentage of English-only households plummeted.

ON THE NET

■ U.S. Census Bureau:
www.census.gov
■ Hispanic Online:
www.hispaniconline.com

English-only households fell from 43.2 percent to 31.1 percent.

Perez said it's possible to live and function in Miami-Dade County while speaking only Spanish.

"One good thing is that it really keeps my Spanish sharp. That's important, especially in Miami," he said.

He said his parents' English is quite limited.

"Most of the time, if you speak English at my house, they are not going to understand you," Perez said. "When I speak English at home it's when I'm speaking on the phone, and I don't want them to know what I'm talking about."

While Perez speaks Spanish, he doesn't read it.

"I have no interest," he said.

A just-released survey conducted by the AOL Time Warner Foundation and People EN Espanol found that Hispanics continue to embrace their own families, heritage and identity as they become an increasing force in American life.

The survey, conducted by the Cheskin Group, questioned 6,000 respondents nationwide and has a margin of error of 2.2 percentage points.

One of the findings was that 69 percent of Hispanics speak Spanish at home and 62 percent said they prefer speaking Spanish to English.

Rural counties in north Florida and the Panhandle had the highest percentage of English-only households.

In Baker County, just west of Jacksonville, 96.2 percent of the households spoke only English in 2000, the highest percentage in the state. That compared with 95.5 percent in 1990.

Florida's Census figures also show that the percentage of Asian-American households speaking only their native language increased from 0.8 percent in 1990 to 1.2 percent in 2000.

Okaloosa and Alachua counties had the highest percentage of households speaking an Asian language. In 2000, 3.7 percent of the residents in Okaloosa County speak an Asian language only, compared with 3.2 percent in 1990. Alachua County had 3.16 percent of its residents speaking only an Asian language, compared with 1.86 percent in 2000.

As fears mount over West Nile, other deadly mosquito-borne viruses, so do the number of weapons in the war on the insects.

Trouble is, experts warn, the arsenal is full of odds.

"It's overwhelming for the consumer," said Jonathan Day, a leading mosquito expert and professor at the University of Florida's Medical Entomology Laboratory in Vero Beach. "There are some products out there that work, but there are a number that absolutely do not."

The worst, experts agree, are the ultrasonic gadgets — small devices worn on the wrist or clipped to a key chain. Manufacturers say the devices emit noises mimicking the wing-beating sound of

dangerous, according to the Federal Trade Commission.

Earlier this year, the FTC charged Orlando-based Lentek International Inc. with false advertising for claiming its "MosquitoContro" ultrasonic products protected against the West Nile virus.

Experts are equally skeptical of devices that claim to emit a scent that mosquitoes hate and grids that release an odor that "confuses" mosquitoes.

Backyard bug zappers also are a bust — but not because they don't attract bugs.

"The back yards with zappers had more mosquitoes than the yards without them," Day said. "They attracted more mosquitoes

flies, beetles and other beneficial bugs."

The biggest sellers, however, were the baited traps that emit carbon dioxide or Octenol, mimicking human breathing. One trap, the SonicWeb, even thumps like a human heart and radiates heat, imitating the body heat of a warm-blooded victim.

Mosquitoes lured to the make-believe, heart-thumping human are supposedly sucked inside and hopelessly mired in "sophisticated glue," the product claims. Cost: \$300 to \$350.

Citronella candles and smoking coils work for a short time, but not as well as a campfire.

ing and camping, but also is expensive and impractical for everyday use, Day said.

And while some folks swear by home remedies like gulping mega-doses of vitamin B or slathering on herbal concoctions, the experts are not among them.

"Even bath oils will work for about five minutes, but most people want protection for at least four to six hours," Day said.

The only product that provides that kind of coverage has been around for half a century.

Most mosquito experts, including scientists at the Centers for Disease Control and Prevention in Atlanta, agree that the best protection, other than staying indoors, is

be used on in-

Still, scientists and labor: the country ar find the perfe repellent that feel greasy or health risks.

A professor lina State U nounced earl he had discov repellent safe: fective than l Rowe said he: natural comp: tains of Ecuad

Experts ar: results of f: s u b s t a n c e commenting.

FROM THE DESK
JAN SCHNEIDER

November 1, 2002

Dear Fellow Floridian:

While campaigning the last several months, I've thoroughly enjoyed traveling our district and meeting so many fellow Floridians. The outpouring of support, encouragement and enthusiasm given to me as a candidate for the United States Congress has been overwhelming. I thoroughly enjoyed traveling our district and meeting so many fellow Floridians.

Seeking election, as your representative has been an incredible and humbling experience. I never thought I'd be somebody who would run for congress.

While you and I paid her Florida government salary, my opponent Katherine Harris traveled to fund-raisers across the country. She raised millions of dollars, much of it from special interests outside Florida. She has been using this vast war chest to attack me with negative advertising that is false, misleading and insulting to voters. My greatest concern is that this kind of negative campaigning will turn off many voters. Please don't let her negative commercials keep you from voting this Tuesday.

To set the record straight, I am proud of my work for the Canadian government. My opponent would have you believe that I am a sinister "foreign agent" because of my legal work for Canada, mostly on environmental issues and matters of international relations. As an American who loves my country, I believe it is important to respect the treaties we make with other nations, especially one of our closest allies and largest trading partners. Please don't believe the hype!

As your representative in Congress, I will work on such vital issues as

- Quality affordable health care for all
- Protecting you from corporate disasters
- Protecting the health of our environment
- Protecting Social Security
- National Homeland Security

Thank you for the opportunity and I would appreciate your vote this Tuesday.

Thank you,

Jan Schneider

Jan Schneider

P.S. Whether you vote for me or somebody else, please remember to vote this Tuesday, November 5.

www.Schneider-for-Congress.com

(941) 957-1540 • P.O. BOX 57, SARASOTA, FL 34230

Valid national identification is required for Jan Schneider for Congress. Approved by Jan Schneider (D).

Jan
Schneider

CAMPAIGN
CALENDAR

Today

■ Jan Schneider, U.S. House of Representatives District 13 Democratic candidate, will attend the Triangle Caucus meeting at 8 p.m. in Metropolitan Community Church on North Lockwood Ridge Road, Sarasota. The film "Unprecedented" will be shown. For information, call Schneider headquarters at 358-7770.

■ Katherine Harris, U.S. House of Representatives District 13 Republican candidate, and numerous firefighters and volunteers will stand at various intersections waving campaign signs today and Tuesday. If you are interested in participating, contact Hartley Ethridge, the campaign's volunteer coordinator, at 365-7475.

AMENDMENTS FROM 1B

Ridder Newspapers.

Republicans and Democrats have, for the most part, taken opposite sides on the issue. While most Republicans have opposed the amendments claiming they don't belong in the constitution, will drive up costs and will further exacerbate the state's shortage of quality teachers, Democrats say the amendments force the legislature to deal with issues their constituents take seriously.

Some Republican candidates agree that if voters approve the school amendments, a tax hike will be necessary.

Rep. Mike Bennett, Republican candidate for Florida Senate District 21, has said charter schools and vouchers would empower parents to put their children in alternative schools, therefore decreasing class sizes in public schools. Similar to other conservative candidates, he likes the intent of the amendment but doesn't want it in the constitution.

But liberal candidates in Manatee County say citizens want smaller class sizes and pre-kindergarten education and the amendments would force the legislature to go that route. And they believe most citizens are willing to foot the bill.

Democrats point to the voter-approved half-cent sales tax increase for 15 years for building new schools and renovating existing ones. Manatee voters approved the May referendum 62 percent to 38 percent.

"If the people vote for these programs they're saying, 'We need better education and we're willing to pay for it,'" said C.J. Czala, Democratic candidate for Florida Senate District 21.

Along with the aforementioned amendments, below is a brief synopsis of the other eight on the ballot:

■ Amendment 1 — 714 words despite a 75-word limit — strengthens Florida's death penalty and allows for the state to execute convicted murderers as young as 16. Seventeen years old stands as the current limit.

■ Amendment 2 requires the Legislature to spell out the cost to the public of a constitutional amendment. For example, the class size amendment would have to explain the potential costs of shrinking classroom sizes.

■ Amendment 3 authorizes changes to the Miami-Dade County Home Rule Charter through a public referendum.

■ Amendment 4 strengthens the Government-in-the-Sunshine Law by requiring a two-thirds vote from the Legislature to approve exemptions to public access and records.

■ Amendment 6 prohibits smoking in enclosed workplaces, except for private homes, tobacco shops and designated smoking rooms of hotels. Restaurants currently are allowed to designate 35 percent of their seating for smoking, but not if the

Panhandle church rally supports gay adoption ban

ASSOCIATED PRESS

PANAMA CITY — Speakers at a rally against homosexual adoption said it was a non-political event in one breath and in the next made it clear the two major gubernatorial candidates are sharply divided on the issue.

About 80 people attended the rally Oct. 29 at Covenant Presbyterian Church to support a state law that bans gays and lesbians from adopting.

Florida is the only state that prohibits adoptions by all homosexuals: married or single. Mississippi and Utah are the only other states prohibiting adoptions by gay couples.

Belynda Walker, who teaches in Covenant's school, was among speakers who pointed out that Republican Gov. Jeb Bush supports the law while his Democratic challenger, Bill McBride,

Elections



Walker said, "Bill McBride is a vocal supporter of the gay agenda."

She noted McBride's appointment of Ted Howard to coordinate his campaign's

opposes it.

"In many ways Bill McBride's actions speak even louder than his words."

outreach to homosexuals. Howard is on leave from Equality Florida, which opposes discrimination based on sexual orientation.

"We can guess what type of people McBride would appoint" if elected, Walker said, adding that he had extended benefits to same-sex partners of employees who worked for his former law firm.

McBride spokesman Alan Stonecipher said the

candidate's stand on homosexual adoption is centered on fairness.

"Bill's position is very clear that it's a matter of discrimination," Stonecipher said. "The only question in the decision about who should be allowed to adopt should be the welfare of the child."

Walker also lauded Bush for appointing "men and women that take their faith seriously."

FLORIDA TODAY

Here are some of the top events scheduled today:

■ **MIAMI** — 8 a.m., Former Vice President Al Gore campaigns for Bill McBride at a breakfast, Miami Executive Aviation, Opa-Locka Airport, 15001 N.W. 42nd Ave.

■ **PENSACOLA** — 9 a.m., Gov. Jeb Bush, Lt. Gov. Frank Brogan, Columba Bush and George P. Bush attend rally, Pensacola Aviation Center, 4145 Jerry Maygarden Road.

■ **JACKSONVILLE** — 9 a.m., the Rev. Jesse Jackson and U.S. Rep. Corinne Brown

attend rally, Edward Waters College, 1658 Kings Road.

■ **JACKSONVILLE** — 9 a.m., Deliberations resume in trial of Karl Waldon, charged with 15 federal crimes, including the slaying of a Jacksonville store owner, U.S. District Court, 300 W. Monroe.

■ **WEST PALM BEACH** — 10 a.m., Democratic gubernatorial nominee Bill McBride joins Jimmy Buffett and Sen. Bob Graham and Sen. Bill Nelson for a concert and rally, Palm Beach International Airport, Galaxy Aviation, 3800 Southern Blvd.

■ **JACKSONVILLE** — 11 a.m., Gov. Jeb Bush, Lt. Gov. Frank

Brogan, Columba Bush and George P. Bush attend rally, Airkaman Cecil Field, 13365 Aeronautical Circle.

■ **MIAMI** — 11 a.m., Former prisoner and Cuban dissident Dr. Oscar Elias Biscet gives news briefing via conference call from Havana, Cuba, Cuban Liberty Council, 701 S.W. 27th Ave.

■ **TAMPA** — Noon, Democratic gubernatorial nominee Bill McBride joins Jimmy Buffett for a concert and rally, Joe Chulira Park, Corner of Pierce and Kennedy

■ **FORT LAUDERDALE** — 12:30 p.m., U.S. Reps. Peter Deutscher and Arcee Hastings,

Broward County Election Supervisor Miriam Olinhart and County Commission Chairwoman Lori Parrish hold a news conference regarding paper ballots, Broward County Government Center, 115 S. Andrews Ave., Room 102.

■ **ORLANDO** — 12:35 p.m., Gov. Jeb Bush, Lt. Gov. Frank Brogan, Columba Bush and George P. Bush attend rally, Orlando Executive Air, 321 N. Crystal Lake Drive.

■ **ORLANDO** — 2 p.m., Democratic gubernatorial nominee Bill McBride joins Jimmy Buffett for a concert and rally, Orlando Executive Airport, Showalter Flying

Service, 400 Herndon Ave.

■ **TEMPLE TERRACE** — 2:50 p.m., Gov. Jeb Bush, Lt. Gov. Frank Brogan, Columba Bush and George P. Bush visit with supporters, 10939 N. 56th St.

■ **MIAMI** — 4:30 p.m., Secretary of State Jim Smith inspects poll setup and polling procedures at a local precinct, Miami-Dade precinct No. 507, Thana Crowder Elementary School, 757 N.W. 66th St.

■ **WEST PALM BEACH** — 5:20 p.m., Gov. Jeb Bush, Lt. Gov. Frank Brogan, Columba Bush and George P. Bush wave signs with supporters, Okeechobee Road and Palm Beach Lakes Boulevard.

FROM THE DESK

JAN SCHNEIDER

November 1, 2002

Dear Fellow Floridian:

While campaigning the last several months, I've thoroughly enjoyed traveling our district and meeting so many fellow Floridians. The outpouring of support, encouragement and enthusiasm given to me as a candidate for the United States Congress has been overwhelming. I thoroughly enjoyed traveling our district and meeting so many fellow Floridians.

Seeking election, as your representative has been an incredible and humbling experience. I never thought I'd be somebody who would run for Congress.

While you and I paid her Florida government salary, my opponent Katherine Harris traveled to fund-raisers across the country. She raised millions of dollars, much of it from special interests outside Florida. She has been using this vast war chest to attack me with negative advertising that is false, misleading and insulting to voters. My greatest concern is that this kind of negative campaigning will turn off many voters. Please don't let her negative commercials keep you from voting this Tuesday.

To set the record straight, I am proud of my work for the Canadian government. My opponent would have you believe that I am a sinister "foreign agent" because of my legal work for Canada, mostly on environmental issues and matters of international relations. As an American who loves my country, I believe it is important to respect the treaties we make with other nations, especially one of our closest allies and largest trading partners. Please don't believe the hype!

As your representative in Congress, I will work on such vital issues as

- Quality affordable health care for all
- Protecting you from corporate disasters
- Protecting the health of our environment
- Protecting Social Security
- National Homeland Security

Thank you for the opportunity and I would appreciate your vote this Tuesday.

Thank you

candidate, with volunteer firefighters and volunteers will stand at various intersections waving campaign signs today and Tuesday. If you are interested in participating, contact Hartley Etheridge, the campaign's volunteer coordinator, at 365-7475.

AMENDMENTS FROM 1B

Ridder Newspapers. Republicans and Democrats have, for the most part, taken opposite sides on the issue. While most Republicans have opposed the amendments claiming they don't belong in the constitution, will drive up costs and will further exacerbate the state's shortage of quality teachers, Democrats say the amendments force the legislature to deal with issues their constituents take seriously.

Some Republican candidates agree that if voters approve the school amendments, a tax hike will be necessary.

Rep. Mike Bennett, Republican candidate for Florida Senate District 21, has said charter schools and vouchers won't empower parents to put their children in alternative schools, therefore decreasing class sizes in public schools. Similar to other conservative candidates, he likes the intent of the amendment but doesn't want it in the constitution.

But liberal candidates in Manatee County say citizens want smaller class sizes and pre-kindergarten education and the amendments would force the legislature to go that route. And they believe most citizens are willing to foot the bill.

Democrats point to the voter-approved half-cent sales tax increase for 15 years for building new schools and renovating existing ones. Manatee voters approved the May referendum 62 percent to 38 percent.

"If the people vote for these programs they're saying, 'We need better education and we're willing to pay for it,'" said C.J. Czaja, Democratic candidate for Florida Senate District 21.

Along with the aforementioned amendments, below is a brief synopsis of the other eight on the ballot:

■ **Amendment 1** — 714 words despite a 75-word limit — strengthens Florida's death penalty and allows for the state to execute convicted murderers as young as 16. Seventeen years old stands as the current limit.

■ **Amendment 2** requires the Legislature to spell out the cost to the public of a constitutional amendment. For example, the class size amendment would have to explain the potential costs of shrinking classroom sizes.

■ **Amendment 3** authorizes changes to the Miami-Dade County Home Rule Charter through a public referendum.

■ **Amendment 4** strengthens the Government-in-the-Sunshine Law by requiring a two-thirds vote from the Legislature to approve exemptions to public access and records.

■ **Amendment 6** prohibits smoking in enclosed workplaces, except for private homes, tobacco shops and designated smoking rooms of hotels. Restaurants currently are allowed to designate 35 percent of their seating for smoking, but not if the amendment passes.

■ **Amendment 7** allows property tax breaks for property owners when building an addition onto a private home for a parent or grandparent over the age of 62.

■ **Amendment 10** limits the tight confinement of pregnant pigs.

■ **Amendment 11** creates a citizen panel to run the state university system.

Senate President John McKay, R-Bradenton, had proposed an amendment which would have given a special legislative panel the power to eliminate sales tax exemptions but an appeals court knocked it off the November ballot. The judge said the description of the proposal

FLORIDA TODAY

Here are some of the top events scheduled today:

■ **MIAMI** — 8 a.m., Former Vice President Al Gore campaigns for Bill McBride at a breakfast, Miami Executive Aviation, Opa-Locka Airport, 15001 N.W. 42nd Ave.

■ **PENSACOLA** — 9 a.m., Gov. Jeb Bush, Lt. Gov. Frank Brogan, Columba Bush and George P. Bush attend rally, Pensacola Aviation Center, 4145 Jerry Maygarden Road.

■ **JACKSONVILLE** — 9 a.m., the Rev. Jesse Jackson and U.S. Rep. Corrine Brown

attend rally, Edward Waters College, 1658 Kings Road.

■ **JACKSONVILLE** — 9 a.m., Deliberations resume in trial of Kari Waldon, charged with 15 federal crimes, including the slaying of a Jacksonville store owner, U.S. District Court, 300 W. Monroe.

■ **WEST PALM BEACH** — 10 a.m., Democratic gubernatorial nominee Bill McBride joins Jimmy Buffett and Sen. Bob Graham and Sen. Bill Nelson for a concert and rally, Palm Beach International Airport, Galaxy Aviation, 3800 Southern Blvd.

■ **JACKSONVILLE** — 11 a.m., Gov. Jeb Bush, Lt. Gov. Frank

Brogan, Columba Bush and George P. Bush attend rally, Aikman Cecil Field, 15365 Aeronautical Circle.

■ **MIAMI** — 11 a.m., Former prisoner and Cuban dissident Dr. Oscar Elias Biscet gives news briefing via conference call from Havana, Cuba, Cuban Liberty Council, 701 S.W. 27th Ave.

■ **TAMPA** — Noon, Democratic gubernatorial nominee Bill McBride joins Jimmy Buffett for a concert and rally, Joe Chillum Park, Corner of Pierce and Kennedy

■ **FORT LAUDERDALE** — 12:30 p.m., U.S. Reps. Peter Deutsch and Alcee Hastings,

Broward County Election Supervisor Miriam Oliphant and County Commission Chairwoman Lori Parrish hold a news conference regarding paper ballots, Broward County Government Center, 115 S. Andrews Ave., Room 102.

■ **ORLANDO** — 12:35 p.m., Gov. Jeb Bush, Lt. Gov. Frank Brogan, Columba Bush and George P. Bush attend rally, Orlando Executive Air, 321 N. Crystal Lake Drive.

■ **ORLANDO** — 2 p.m., Democratic gubernatorial nominee Bill McBride joins Jimmy Buffett for a concert and rally, Orlando Executive Airport, Showalter Flying

Service; 4 p.m., Gov. Frank Brogan and George P. Bush support Secretary Inspectors: polling precinct, No. 507, Elementa 66th St. ■ **WEST** p.m., Gov. Frank Brogan and George P. Bush support Secretary Inspectors: polling precinct, No. 507, Elementa 66th St.

FROM THE DESK
JAN SCHNEIDER

November 1, 2002

Dear Fellow Floridian:

While campaigning the last several months, I've thoroughly enjoyed traveling our district and meeting so many fellow Floridians. The outpouring of support, encouragement and enthusiasm given to me as a candidate for the United States Congress has been overwhelming. I thoroughly enjoyed traveling our district and meeting so many fellow Floridians.

Seeking election, as your representative has been an incredible and humbling experience. I never thought I'd be somebody who would run for congress.

While you and I paid her Florida government salary, my opponent Katherine Harris traveled to fund-raisers across the country. She raised millions of dollars, much of it from special interests outside Florida. She has been using this vast war chest to attack me with negative advertising that is false, misleading and insulting to voters. My greatest concern is that this kind of negative campaigning will turn off many voters. Please don't let her negative commercials keep you from voting this Tuesday.

To set the record straight, I am proud of my work for the Canadian government. My opponent would have you believe that I am a sinister "foreign agent" because of my legal work for Canada, mostly on environmental issues and matters of international relations. As an American who loves our country, I believe it is important to respect the treaties we make with other nations, especially one of our closest allies and largest trading partner. Please don't believe the hype!

As your representative in Congress, I will work on such vital issues as

- Quality affordable health care for all
- Protecting you from corporate disasters
- Protecting the health of our environment
- Protecting Social Security
- National Homeland Security

Thank you for the opportunity and I would appreciate your vote this day.

Thank you,

Jan Schneider

Jan Schneider

P.S. Whether you vote for me or somebody else, please remember this Tuesday, November 5.

www.Schneider-for-Congress.com
(941) 957-1540 • P.O. BOX 57, SARASOTA, FL 34230

Paid political advertisement authorized by Jan Schneider for Congress. Approved by Jan Schneider (D).

Jan
Schneider

EXHIBIT G

24.04.408.4268

Jan Schneider

FOR CONGRESS

Sarasota, FL 34236

Telephone 941-957-1941

Fax 941-957-1941

November 11, 2002

By Certified Mail

Michael J. Shelton, Esq.
426 Partridge Circle
Sarasota, Florida 34236

Dear Michael:

Thank you for your assistance on the Schneider for Congress campaign.

This is with regard to your recent invoice for \$39,277.84. As you know, I never asked you to lend money to the Schneider for Congress campaign; nor did you even inform me that you were doing so. Quite the contrary, when a problem arose with the delayed check for approximately \$71,000, I made specific arrangements with SunTrust Bank to notify me so that I could lend the money from my own account, in compliance with applicable law.

We will nevertheless, without prejudice, reimburse a portion of your claim at this time. This includes, with respect to Page Mailing Services, \$12,100.86 (\$11,953.86 plus 7% sales tax on \$2,100.00) and \$12,100.87 (\$11,953.87 + 7% sales tax on \$2,100.00) for the two mailers with copies of endorsements of which I was informed. It also includes, for Target Graphics, \$7,044.02 (including sales tax) for the same mailers, although they appear to have been more expensive than earlier versions of similar cards. Accordingly, enclosed is a check in the amount of \$31,245.75.

This leaves the question of the remaining charges for the Social Security mailer, which was never even shown to me (although it purports to be "Approved by Jan Schneider"). The apparent charges for this item are \$6,110.37 (\$6,036.87 + 7% tax on \$1,050.00) from Page Mailing and \$1,921.72 from Target Graphics, for a total of \$8,022.09.

Despite the baseless threats transmitted by you both orally and in writing, my position is as follows. Before reaching any decision as to any additional payment, I need to know in writing the details of various items sent out in my name without my consent. In particular:

-- With respect to the negative commercial mentioning Riscorp and Barron, which you not only ran without showing to me but also lied about when I vetoed any possibility of using it: Why was any advertisement broadcast (particularly indicating that it had been "Approved by Jan Schneider") without my prior knowledge and consent? When and by whom was this ad produced? Who decided and/or participated in the decision to air it without first showing it to me? Who knew that it was to be aired without my consent? On the day it was aired, who was informed it was being shown without my consent, and when? How much was paid and on whose authorization for airing this ad? Were there any other charges with respect to this ad, and if so how and by whom were they paid?

November 11, 2002

Page 2

- 24 "04" "408" "4270"
- Regarding the Social Security mailer, which I never saw until late on Election Night finding the first copy returned to my home by mail with an angry protest: Why was any mailer produced without my prior knowledge and consent? Why was it sent out (particularly indicating "Approved by Jan Schneider") without ever being shown to me in advance? To what groups of voters was it sent? Who decided and/or participated in the decision to send out this mailer without first showing it to me? Who knew in advance that it had been sent out without my consent? Were there any charges, other than those indicated above (Page Mailing and Target Graphics), with respect to this unauthorized mailer, and if so how were they paid and by whom?
 - As to the letter or memorandum published in the Bradenton Herald as an ad purporting to be from me, which I have not yet even seen but only had read to me: Who wrote this document, which is nothing like anything I would ever draft? Why was any letter/memo sent out (forged) in my name without my knowledge or consent? Who decided and/or participated in the decision to send this communication to the paper without first showing it to me? Who knew in advance that it was to be sent without my consent? What charges were incurred with respect to this letter/memo, how were they paid and by whom?
 - Next, why is some company in Oklahoma City hounding me about a bill for approximately \$17,500? If the bill is for "robocalls," for what possible reason did we go to Oklahoma -- particularly when I had a less expensive quote from Washington, D.C. and someone else (I believe, Robbie Robertson) had a much better proposal from within this Congressional district?
 - Generally, are there to be any more shocks concerning advertisements purportedly approved, signed and/or otherwise authorized by me that were actually done without my knowledge or consent? Were any other similar unauthorized substantive campaign communications sent out -- whether by television, radio, mail or any other means -- indicating, directly or indirectly, that they had my approval? Also, are there any other substantial charges not discussed with me in advance to be expected? If there are any such additional advertisements, communications or bills, please provide full details in accordance with the questions relating to the items discussed above.

Finally, please provide me with computer disks with all of the financial information for Schneider for Congress, so that I may ensure that our FEC report is completed in a timely manner. Please also return all other campaign documents in whatever form (including on disks), although you are welcome to keep copies as you may wish. Thank you.

Sincerely,


Jan Schneider

Enclosure (check)

Cc: Ms. Marilyn Harwell
Mr. Carroll F. Johnson

CAMPBELL ALLEN
457 Meadow Lark Dr
Sarasota, FL 34236-1901

11-11- Date 02-28-1991

Pay to the
Order of

Michael J. Shelton

\$ 31,245 ⁷⁵/₁₀₀

Thirty-one thousand, two hundred & forty-five ⁷⁵/₁₀₀



SUNTRUST
SunTrust Bank

as per J.S. letter of 11-11-02 Harold B. Schneide,

24.04.408.4271

Attorneys, CPAs and Associates

**Please send any reply to:
Sarasota Office**

November 21, 2002

**Ms. Jan Schneider
487 Meadow Lark Drive
Sarasota, FL 34236-1901**

Re: My Client: Michael Shelton

Ms. Schneider:

Enclosed is my client's response to your letter of November 11, 2002. We hope that you find it helpful to you in understanding the issues you raised in your letter to Mr. Shelton and that you will promptly complete the reimbursement he requests, the principal balance of which is now \$8,032.09. I would appreciate hearing from you in this regard on next Monday, November 25 2002. If we cannot conclude this matter amicably by that date I intend to take all legal steps necessary to protect the interests of my client.

Thank you for your attention to this matter.

Sincerely,


Dennis J. Flows

DJP/

Encl.: Michael Shelton Letter to Jan Schneider

cc: Client

November 19, 2002

Jan Schneider, Esq.
487 Meadowlark Drive
Sarasota, Florida 34236

Dear Ms. Schneider:

I am in receipt of your letter dated November 11, 2002 which was post marked on November 16, 2002 and received November 18, 2002. I find it interesting that you stated to both Al Leach and Allen McReynolds, separately, that it had been mailed on Tuesday, November 12, 2002.

I would like to take the opportunity to respond to and correct several misstatements contained within your letter:

1. At no time did I "loan" money to your campaign as that term is commonly used. As you will recall, Carroll Johnson entered the hospital early on Tuesday, October 29th. On the afternoon of Monday, October 28th, Carroll checked with SunTrust Bank in search of wire in the approximate amount of \$70,999.00. I had been assured on Friday, October 25th that the wire would be sent on October 28th. This information was confirmed again on October 28th when I was told the wire had been sent.

Due to Carroll's incapacity on October 29th as well as Wednesday, October 30th, he was unable to perform his normal duties as treasurer. On the afternoon of October 30th, I was informed that the mailings were available to be picked up from the printer and delivered to the mail house for processing. The first two cards were scheduled to go out that evening. Time was of the essence and the cards needed to be paid for (the vendor would not release them without payment) and delivered immediately. Any delay would create the possibility of delivery on or after election day. Having no reason to believe the wire had not been received as indicated by MoveOn.org and having no way of verifying the information (having tried and been denied this information by the bank because I was not a signer on the account and being unable to locate you or your father) and having no way of obtaining checks from Carroll, I advanced the funds with the full expectation that I would be immediately reimbursed. The same was also done for the postage and processing fee charged by Page Mailing Services.

It was not until Carroll returned to full duty on Thursday, October 31st that I learned the wire had been received by SunTrust Bank on October 28th; however, it was returned to the sender due to the fact MoveOn had transposed two digits in our account number. The wire was ultimately received on Monday, November 4th after much work on my part.

24-004-408-4274

You were informed by me of the delay in receiving the wire, for the first time, on Thursday, October 31st. Therefore, I must question the statement that you had made arrangements with SunTrust Bank for a personal loan to cover any cash flow problems. Furthermore, at no time did you ever inform me of this arrangement with the bank and I had no knowledge of this information until receipt of your November 11th letter.

As you can see, it was never my intention to "loan" funds to your campaign, only to write a check to cover an emergency with the full expectation of being reimbursed for an expenditure which I had full authority to approve.

I will also remind you that had Marilyn Harwell not been kind enough to write a personal check in the amount of \$10,650.00 on Wednesday, October 28th to pay for radio advertising, your ads may not have run. Once again, this was necessary due to Carroll's absence. Did Marilyn also make an unauthorized loan to the campaign?

2. I would also like to take exception to your generalization that certain expenditures were not authorized. Since June 2002, I had been empowered with full approval authority over all spending on behalf of the campaign. This authority was granted by you without any limitations. Carroll Johnson, the treasurer, had no question as to my authority and as such issued checks accordingly. Now that you may disagree with one or more expenditures does not give you the right to state that they were "not authorized."

In fact, I will remind you of our last meeting to discuss my plans for the campaign. As you may recall it was held on Friday, October 18th at 12:00 noon in my breakfast room. Marilyn Harwell and Allen McReynolds were also present. As with so many of our meetings, it was very difficult to maintain your attention. You were much more preoccupied in playing with my dog. After approximately one-half hour of my talking, you stated "You do what you think is best. You know much more than I do about these things. I trust you completely." We adjourned at that time.

This has always been your attitude with regards to details of the campaign. You only wanted to be involved with the daily routine when something happened that you did not like and as usual, second guessing was your response.

3. Your statement that the charges "appear to be much more expensive than earlier versions of similar cards" is misleading in its suggestion. The most recent mailing involved a much larger card which was 5.5" by 8.5" as compared to the one which was mailed for the primary and was only 4" by 6". The fact that there were four times as many printed and mailed also significantly impacted upon the cost.

- 24-0408-4275
4. Your statement "With respect to the negative commercial mentioning Riscorp and Enron, which you not only ran without showing to me but also lied about when I vetoed any possibility of using it" is not only false but libelous. First, the sentence makes no sense as written but does certainly convey the message that I have somehow deceived you about this commercial. I have had no conversation with you since early afternoon on Friday, November 1st and certainly have had no communication with you of any kind regarding this commercial. In fact, by your own admission, you have stated that you did not learn of the commercial until the evening of November 1st. Therefore, to suggest that I have somehow lied to you is a malicious statement on your part considering we have never discussed the commercial.

You should also be aware that this commercial was written and produced in its entirety by Jason Macintosh and seen by just about everyone who frequented the office, to include, but not limited to, Lowell and Jackie Jones, Al Leach, Marilyn Harwell, Suzanne Arwell, Lynn Kefish and numerous others. All agreed that the commercial was good and should be used. I did not see the commercial until it was presented by Jason as a final product. Furthermore, Jason did not discuss the cost of production with me nor did I approve any expenses associated with the production.

5. The social security matter was written and produced by Jason. I never saw the final product prior to mailing; however, I was informed by Jason that he had discussed it with you. I have no further information on this issue.
6. I did not learn or see the Bradenton Herald advertisement until it appeared in the paper. I did reserve space with the sales department when they called me on Wednesday, October 30th and stated that they had a special offer that was being made to political candidates. However, upon my departure in the early afternoon of Friday, November 1st, I had made no arrangements to provide them with copy nor payment. I can only assume that Jason placed an ad with them and made arrangements for the payment. I have no further information on this issue.
7. I have no knowledge of a bill for \$17,500.00 or the "robocalls" other than having received one from both your father and Martin Sheen. I have also heard that others had received the calls. As to who made arrangements with the Oklahoma company, I would suggest that you may want to ask Jason who happens to live in Oklahoma. I will also state that at no time did you or anyone else ever inform me that you had any proposal from another company. At no time did I authorize any expenditures for "robocalls" even though such a strategy was in my plan discussed with you on October 18th. Since your father apparently participated in recording the call, maybe he has some information which may be helpful. I have no further information on this issue.

Finally, I urge you to examine the involvement of others, such as Jason and yourself, before you continue to blame me for everything which now disappoints you. While I am willing to accept responsibility for my actions, it is very unreasonable to continue to hold me accountable for things in which I had no control nor knowledge and occurred after my leaving the campaign.

This situation has obviously been a major disappointment to us all. I am very saddened by the fact that you have refused to discuss your concerns with me, but instead have chosen to spread misinformation. I have always had and will continue to have the best interest of the campaign as my goal; however, I will not continue to do so at my own personal risk.

I urge you to reconsider your handling of this situation and approach it in a professional manner which is productive for all concerned. I have always thought and continue to believe that you are a fair and wise woman. Please show me that my confidence is not misplaced and work with me to put this matter to rest. In that regard, I would suggest that we meet to resolve our differences.

Sincerely,

Michael J. Shelton

cc: Marilyn Harwell
Carroll F. Johnson
Dennis J. Flewa, Esq.

EXHIBIT H

24.04.408.4277

swain

Film & Video Inc

Quality Video Productions For Business, Industry, & Education

December 12, 2002

Ms. Jan Schneider
487 Meadow Lark Drive
Sarasota, Florida 34236

Dear Jan,

After talking with you on the phone a few days ago I have tried repeatedly to call Michael Shelton to discuss the work we did for your political campaign and the billings which resulted. They are enclosed. Repeated calls to the Allen McReynolds phone to talk with Michael result in my leaving phone call back messages which get no response.

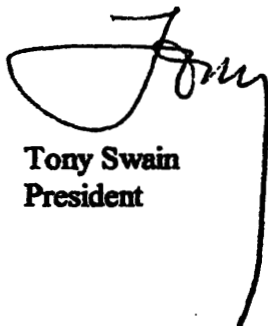
Michael represented himself as being capable of contracting for our services. I even spoke with Jason Macintosh about the billings when we finished the job and he said Michael would take care of it. When we sent them to your campaign headquarters there was no response. Then, calls to various cell phones numbers we were given to call during the production were no longer in service.

We went out of our way to provide everything needed and asked for by your people. We shifted other work to meet the last minute schedule of videotaping to meet deadlines for your campaign.

Over the years we have done work for numerous political campaigns and have never been asked to do this work without being paid. After all, doing this type of work is our business.

Please make the necessary arrangements to pay these bills in a timely manner.

Sincerely,



Tony Swain
President

swain

Film & Video Inc.
Quality video productions for
business, industry and education.

Invoice

| DATE | INVOICE # |
|------------|-----------|
| 10/28/2002 | 8871 |

BILL TO

Jan Schneider Campaign
P.O. Box 57
Sarasota, FL 34230

TERMS**P.O. NO.****DESCRIPTION****QTY****RATE****AMOUNT**

4 hours @\$250 per hour

4

250.00

1,000.00

3 Digital tapes @\$26 each

3

26.00

78.00

Sales Tax

7.00%

75.46

On Camera Interview

Total**\$1,153.46****Please Make Checks Payable to:**

Swain Film & Video
1404 S. Tuttle Ave.
Sarasota, FL 34239

swain

Film & Video Inc.

Quality video productions for
business, industry and education.

Invoice

| DATE | INVOICE # |
|-----------|-----------|
| 11/1/2002 | 8877 |

BILL TO

Jan Schneider Campaign
P.O. Box 57
Sarasota, FL 34230

TERMS**P.O. NO.**

Due on receipt

DESCRIPTION**QTY****RATE****AMOUNT**

1 hr Create 2 Radio Spots @\$250.00

1

250.00

250.00

10 Audio Cassettes @\$5.00

10

5.00

50.00

10 CD Audios @\$5.00

10

5.00

50.00

Sales Tax

7.00%

24.50

Total

\$374.50

Please Make Checks Payable to:

Swain Film & Video
1404 S. Tuttle Ave.
Sarasota, FL 34239

JUDD SHEA
ULRICH ORAVEC
WOOD & DEAN, P.A.
ATTORNEYS AT LAW

ROY E. DEAN**
STEVEN H. JUDD**
ALAN M. ORAVEC***
DONALD W. SCARLETT, JR.
JOHN J. SHEA
JOSEPH F. SUMMONTE, JR.
RICHARD A. ULRICH
CAROL W. WOOD

2940 South Tamiami Trail
Sarasota, Florida 34239
941.955.5100
fax 941.953.2485
www.juddshea.com

*Board Certified Real Estate Lawyer
**Board Certified Business Litigation Lawyer
***Circuit Mediator
*Family Mediator

March 7, 2003

Susan L. Chapman, Esq.
1800 Second Street, Suite 799
Sarasota, Florida 34236

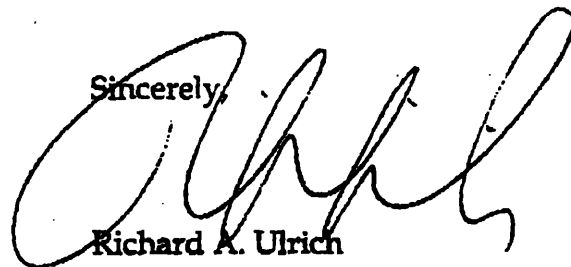
Re: Hack Swain Productions, Inc.

Dear Susan:

Thank you for your letter of March 4, 2003, along with Ms. Schneider's check in the amount of \$1,527.86. My client has executed the General Release and I enclose the original for your file.

I am glad this matter could be amicably resolved. If you should have any questions, please call.

Sincerely,



Richard A. Ulrich

RAU:lcr
Enclosure
cc: Hack Swain Productions, Inc.

General Release

In consideration for the payment of \$1,527.96, the receipt of which is acknowledged, I, P. Anthony Swain, on behalf of Swain Film and Video, Inc. and Hack Swain Productions, Inc. release the Jan Schneider Campaign, Jan Schneider, and Harold Schneider from any liability for the cost of video services provided to the Jan Schneider Campaign in the 2002 election.

P. Anthony Swain PRES
P. Anthony Swain, President

3/7/03
Date

21 04 40 42

EXHIBIT I

24.04.40B.4203

Michael J. Shelton

v

MUR Nos. 5350 & 5354

**Jan Schneider, Candidate
Schneider for Congress**

DECLARATION OF ARDIS E. BOCH

Ardis E. Boch declares and states:

1. I am over the age of 18 and competent to make this declaration.
2. I am a citizen of the United States. I reside at 1005 North Gondola Drive, Venice, Florida 34293.
3. I was Volunteer Coordinator for the campaign of Jan Schneider, who was the Democratic candidate for the United States House of Representatives for the Florida 13th Congressional District in 2002. In this capacity, I was present at Schneider campaign headquarters, almost without exception, at least from 9:00 AM to 4:00 PM five days a week.
4. In my capacity as Volunteer Coordinator, I was aware of campaign procedures, and in particular those concerning the handling of campaign mail. Michael Shelton, the volunteer Finance Chair, had the key to the post office box and would personally pick up the mail. When checks were received, Mr. Shelton would make three or four photocopies of the checks and accompanying materials or would have someone else do so. Copies were distributed to the Treasurer, Carroll F. Johnson; to the candidate, Ms. Schneider, and to me (since I was responsible for writing thank you notes for all contributions).
5. Mr. Shelton told me that he was preparing the Federal Election Commission electronic filings for the Schneider for Congress Committee, and he asked if I could find a volunteer qualified and willing to take over this task. So far as I know, despite certain

recommendations I made, Mr. Shelton continued to prepare the FEC filings himself on his home computer until his abrupt departure from the campaign. At least, on repeated occasions, Mr. Shelton told me that he was not coming into the office because he was working at home on FEC reports.

6. In my capacity as Volunteer Coordinator, I was very familiar with the activities and positions of the candidate. To my knowledge, except for a few short trips to Washington, D.C., and one to Miami, Florida, Ms. Schneider was present at campaign headquarters for at least part of every day. During at least the last two weeks of the campaign, I specifically recall that she was in the office at least part of every day, usually before noon and again at the end of the work day (ours not hers, since Ms. Schneider usually had an evening event). I personally would hand Ms. Schneider a copy of the schedule for the next day on one of these occasions, usually just before I left headquarters in the late afternoon..

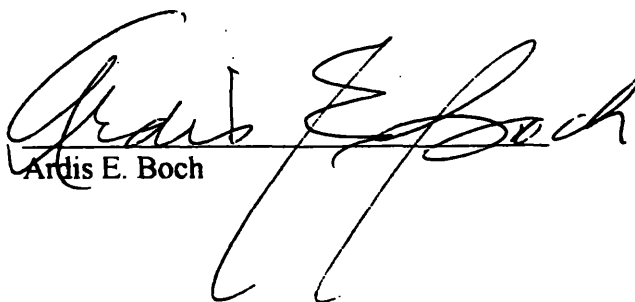
7. From my work on the Schneider campaign from its inception, I was very familiar with the views of the candidate on negative advertising. From the beginning of her campaign, Ms. Schneider repeatedly stated that she did not believe in anti-personal "attack" advertising and would not engage in such a despicable practice. Even after Katherine Harris started airing a false and misleading attack ad, Ms. Schneider continued to refuse to stoop to her opponent's level in this regard. Ms. Schneider repeatedly stated to voters, on the air and to all of her campaign staff that there were too many important issues before the country – an impending war, a failing economy, health care and social security crises, and others – to waste time on anti-personal attacks,. She never retreated from this commitment and advised the entire campaign staff of her position on numerous occasions.

8. When I saw an attack ad against Kaatherine Harris on television on the morning of Friday, November 1, I was astonished to think that Ms. Schneider had changed her mind about this kind of advertising. I had no idea that Ms. Schneider had never been shown the ad, particularly since it featured the endorsement "Approved by Jan Schneider."

9. In my capacity as Volunteer Coordinator, I kept lists of volunteers for the Schneider campaign. The name of James or Jim Merritt does not appear on any of my lists of volunteers (although he did, as I recall, make two small donations to the campaign). I only recall seeing him in the office for parties and other festive occasions.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 1, 2003.


Ardis E. Boch

Michael J. Shelton

v

MUR Nos. 5350 & 5354

**Jan Schneider, Candidate
Schneider for Congress**

DECLARATION OF JACQUELINE S. JONES

Jacqueline ("Jackie") S. Jones declares and states:

1. I am over the age of 18 and competent to make this declaration.
2. I am a citizen of the United States. I reside at 5478 Beneva Woods Way, Sarasota, Florida 34233.
3. I was a core member of the Schneider for Congress campaign for the United States House of Representatives for the Florida 13th Congressional District in 2002 from its inception. Later, I was a member of a "Management Committee" formed by Michael Shelton as Finance Chair for that campaign. In these capacities, I met with the candidate at least several times a week from the beginning of the primary election campaign through the general election. After a headquarters was opened at 3151 North Tamiami Trail, Sarasota, Florida 34234 in or about June 2002, I was present at the headquarters for several hours almost every day. I also spent time traveling around with the candidate in the Congressional district and in Washington, D.C., attending numerous political meetings and coordinating with Democratic groups.
4. From my work throughout the Schneider campaign, I was very familiar with the views of the candidate on negative advertising. From the beginning of her campaign, Ms. Schneider repeatedly stated that she did not believe in anti-personal "attack" advertising and would not engage in such a despicable practice. Even after Katherine Harris started airing a false

and misleading attack ad, Ms. Schneider continued to refuse to stoop to her opponent's level in this regard. Ms. Schneider repeatedly stated to voters, on the air and to all of her campaign staff that there were too many important issues before the country – an impending war, a failing economy, health care and social security crises, and others – to waste time on anti-personal attacks. She never retreated from this commitment and advised the entire campaign staff of her position on numerous occasions.

5. On Friday, November 1, 2002, I arrived at campaign headquarters around 2:00 PM. Ms. Schneider met me at the door and wanted to talk outside. Ms. Schneider, who was visibly angry and upset, related that she had just been show a proposed “attack” ad against Katherine Harris, which mentioned Riscorp, ENRON, and other matters. Ms. Schneider stated that the ad had been prepared contrary to what we all knew were her specific instructions. She loudly expressed her anger that Mr. Shelton and others had wasted scarce campaign funds on such a disgusting and counterproductive effort. Ms. Schneider reaffirmed most emphatically that she would never permit the ad to be aired under any circumstances. She also stated that she was particularly angry that anyone would have the arrogance to prepare such a piece of “trash” and embellish it with the false endorsement that it had been “Approved by Jan Schneider.”

6. After our conversation, Ms. Schneider left campaign headquarters for an appointment elsewhere. Upon entering the building, I was appalled to learn from another volunteer that the 30-second “attack” ad against Ms. Harris had already been substituted on television for one approved by Ms. Schneider. The volunteer in question said that she had seen the ad that morning on “Good Morning America.”

7. Previously, my husband Lowell D. Jones and I had been shown a longer

videotape of about five minutes, which also contained some "attack" footage against Ms. Harris. In my presence, my husband asked Jason McIntosh whether Ms. Schneider had seen the video. We were told that she had not. We certainly thought that Ms. Schneider would be exceedingly unhappy and would strongly disapprove of the tape. It never occurred to us, however, that Mr. Shelton, Mr. McIntosh and/or anyone else would actually mail out the tape to voters or would air part of it on television without advising the candidate and obtaining her approval – particularly since she had said so many times that she would do no such thng.

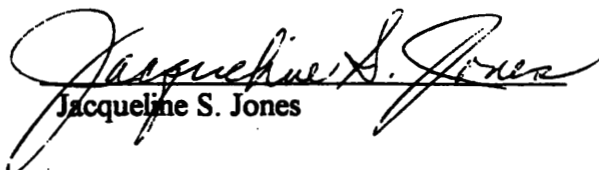
8. Obviously, I was likewise unaware – and appalled to learn after the election – that an advertisement that had never been shown to Ms. Schneider was substituted in the Bradenton Herald for one that the candidate had approved. This too, I know to be contrary to Ms. Schneider's unwaivering directives throughout her campaign.

9. Also, while a volunteer at campaign headquarters, I helped to send out several mailings for Schneider for Congress. I never saw any proposed mailer dealing with Social Security issues or featuring a "birds nest" illustration. I knew that Ms. Schneider had approved two or three general mailers, which I then helped to send out. Ms. Schneider had repeatedly, in my hearing, directed all her campaign staff that no mailing or correspondence was to go out setting forth any substantive position without her express approval. As a member of the Management Committee, I know that Mr. Shelton was aware of this directive, since it was discussed during our meetings; in any event, it was repeatedly discussed with all of the campaign

staff. Throughout the campaign, there was never any room for doubt on the part of anyone involved that the candidate wish to maintain control over her own policy positions.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 1, 2003.


Jacqueline S. Jones

Michael J. Shelton

v

MUR Nos. 5350 & 5354

**Jan Schneider, Candidate
Schneider for Congress**

DECLARATION OF DARLEEN KUNKLE

Darleen Kunkle declares and states:

1. I am over the age of 18 and competent to make this declaration.
2. I am a citizen of the United States. I reside at 8270 Ibis Street, Sarasota, FL 34241.
3. I was a volunteer for the Schneider for Congress campaign for the United States House of Representatives to represent the Florida 13th Congressional District in 2002 during both the primary and general election periods. In this capacity, I primarily served as the Scheduler for Ms. Schneider, arranging for her appearances at events and accompanying her to most events. I also spent a lot of time at campaign headquarters, organizing events and performing other tasks.
4. From the inception of the Schneider campaign, I was very familiar with the views of the candidate concerning negative advertising. Ms. Schneider repeatedly instructed everyone working on the campaign that she did not believe in "attack" advertising, and there were to be no such anti-personal attacks against opponent Katherine Harris. Even after opponent Katherine Harris started airing a scurrilous attack ad against her, Ms. Schneider refused to "stoop to Ms. Harris' level."
5. Ms. Schneider also repeatedly instructed everyone working on the campaign that no advertising materials or other substantive statements were to be communicated to the public without her express approval. No one was to sign her name to any policy statement or letter without her prior permission.

6. On the Friday before election day, November 1, 2002, Ms. Schneider was shown a proposed attack ad against Ms. Harris. Ms. Schneider became very angry and refused to consider running the ad.

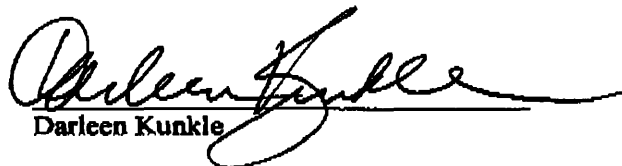
7. Later in the afternoon that same day, November 1, I accompanied Ms. Schneider to an event at New College. On the subject of campaign ethics, Ms. Schneider again stated to the college audience her views on attack ads. She explained that she had been shown a proposed ad that very day and refused to run it.

8. In the evening of the same day, I accompanied Ms. Schneider to a "Republicans for Schneider" event in The Oaks. At that event, Ms. Schneider once again stated her views on attack ads in general and the specific proposed ad she had been shown earlier that day. She repeated her commitment to running a clean campaign, eschewing such practices. In response, however, Ms. Schneider was then asked about an ad mentioning something like "Riscorp and Enron and things like that." The questioner and subsequently several other people at the event reported that they had seen the ad on one or more early morning shows that day.

9. Both Ms. Schneider and I were extremely upset to learn that Michael Shelton had substituted his ad for one approved by Ms. Schneider – contrary to the express directives of the candidate, and without even informing Ms. Schneider after she was shown and said not to run the proposed ad. On leaving the Republicans for Schneider event, I was so disturbed I even ran into a mail box, seriously damaging both my car and the mailbox. While a passenger in the car, in my hearing, Ms. Schneider made a call on her cell phone. She said to whoever answered the telephone that anyone who had anything to do with running the ad behind her back was fired and had better clear out of the headquarters before we returned.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 9, 2003.


Darleen Kunkle

Michael J. Shelton

v

MUR Nos. 5350 & 5354

Jan Schneider, Candidate
Schneider for Congress

DECLARATION OF STEVEN RUNFELDT

Steven Runfeldt declares and states:

1. I am over the age of 18 and competent to make this declaration.

2. I am a citizen of the United States. I reside at 34 Sandy Hook Rd. Sarasota, Fl.

3. I was a volunteer for the Schneider for Congress campaign for the United States House of Representatives for the Florida 13th Congressional District in 2002 during the general election period. Although my activity was primarily in the area of fundraising, I also participated in numerous other campaign activities and was frequently present at campaign headquarters.

4. As a volunteer on the Schneider campaign, I was very familiar with the views of the candidate concerning negative advertising. Ms. Schneider repeatedly stated that she did not believe in anti-personal "attack" advertising, which she felt was destructive of democratic processes and insulting to the voters. Even after opponent Katherine Harris started airing a scurrilous attack ad against her, Ms. Schneider refused to "stoop to Ms. Harris' level."

5. Ms. Schneider repeatedly instructed everyone working on the campaign that no advertising materials or other substantive statements were to be communicated to the public without her express approval. No one was to sign her name to any policy statement or letter without her prior permission.

24-01-403-1234

6. A few days before the general election, I was working at campaign headquarters and overheard a conversation among Michael Shelton, Jason McIntosh and Misty Smeltzer. They were boasting of the fact that they were doing something that "Jan will not like." They were also discussing how it would be "too late for Jan to do anything about" whatever it was. While I did not at the time understand what was going on (and would never have suspected that anyone would actually broadcast or send out unauthorized political advertising), shortly after this conversation Mr. Shelton and the others showed Ms. Schneider an attack ad. Ms. Schneider emphatically stated that she would not run the ad, "no way." It nevertheless appeared on the air – and was promptly withdrawn by a very angry candidate.

7. Also, a day or so before the election, someone handed me a fax of a draft letter concerning Social Security issues. I showed the draft to Ms. Schneider, who became very angry and again vetoed what she called something like an "overly cute tactic." Mr. McIntosh later got angry at me and said that I was wrong or stupid to show the draft to Ms. Schneider.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 14, 2003.

Steven Runfeldt

EXHIBIT J

24.04.408.4295

Sarasota

COMMUNITY, 11B OBITUAR

B

HERALD-TRIBUNE / SATURDAY, MARCH 29, 2003

Jan Schneider, ex-aide in feud

The former congressional candidate is in a court tussle with a manager she fired.



Jan Schneider was defeated by Katherine Harris in the District 13 House race.

By ROBERT ECKHART

robert.eckhart@heraldtribune.com

SARASOTA COUNTY — Michael Shelton wants his Hoover vacuum cleaner and his card table back from former congressional candidate Jan Schneider.

And Shelton, a 48-year-old Sarasota attorney, is ready to go to court to get them.

A small claims suit filed last week by Shelton's roommate is the latest in a series of tussles between Shelton and Schneider. The two Democrats have been feuding be-

hind the scenes since last November, when she dismissed him as her campaign finance chairman.

Schneider says Shelton and the roommate, Allen McReynolds, are harassing her.

"They're mad at me," Schneider said. "They don't want me to run again."

"What would I want with their vacuum cleaner? It was

PLEASE SEE FEUD ON 2B

Schneider, former aide in squabble

FEUD FROM 1B

an old piece of junk that didn't work right.

She said she doesn't know where the vacuum is now, but that Shelton had the opportunity to pick it up anytime after the election.

Shelton, a Sarasota planning commissioner, declined to comment about the vacuum, the table or his rift with Schneider.

In court documents, he and McReynolds said the card table — in "excellent" condition — is worth \$42.95, and the Hoover is worth \$212.95. They said it had just been serviced.

The trouble between Shelton and Schneider started last November, three days before the election. According to Schneider, Shelton ran an attack ad without her permission, blasting her opponent, Republican Katherine Harris.

The ad tied Harris, Florida's former secretary of state, to controversial contributions from her earlier campaigns for the state Senate and the secre-

"I never saw their card table. I assume it was your standard card table. We've got one. They can have it."

JAN SCHNEIDER

tary of state job.

Schneider, who prided herself on running a clean race, immediately pulled the ad and called it "a horrible mistake."

She said she dismissed Shelton over it. Three days later she lost the election to Harris, who had raised about \$3 million in campaign contributions — 10 times as much as Schneider.

Since the election, Schneider has accused Shelton of refusing to return campaign finance records that belong to her.

Shelton says Schneider failed to pay him for \$8,000 in campaign expenditures.

In the midst of all that haggling, Shelton filed a complaint

against Schneider with the Florida Bar, accusing her of lying to voters when she said she was licensed to practice law in New York.

The bar dismissed the complaint last week because Schneider told the truth. She's a member in good standing of the New York bar.

Shelton had filed the complaint after learning that she hadn't paid her dues this year. But the dues aren't due until June.

Schneider paid up on March 12.

Her lawyer and Shelton's lawyer have been negotiating to settle the alleged \$8,000 campaign debt and the dispute over the finance records without going to court.

Schneider said the small claims suit has no more merit than the bar complaint had.

"I'm not the slightest bit worried," she said. "We offered to pay a reasonable price for them. I never saw their card table. I assume it was your standard card table. We've got one. They can have it."



THE FLORIDA BAR

TAMPA AIRPORT MARRIOTT HOTEL, SUITE C-49
TAMPA, FL 33607

JOHN F. HARKNESS, JR.
EXECUTIVE DIRECTOR

813/875-9821

March 19, 2003

Michael Shelton
426 Partridge Circle
Sarasota, Florida 34236

RE: Inquiry/Complaint regarding Jan Schneider
TFB No. 2003-11,185(12C)

Dear Mr. Shelton:

We have reviewed your complaint against the above-referenced attorney, and find that there is insufficient evidence of a violation of the Rules Regulating The Florida Bar to warrant further proceedings.

You alleged that Ms. Schneider misrepresented that she was a member of the New York Bar in October 2002, when she was campaigning for the United States Congress, in the Thirteenth Congressional District in Florida. You stated that you had confirmed that, although a member, Ms. Schneider had failed to pay her registration dues to the New York Bar as of June 2002. We confirmed that Ms. Schneider has been a member of the New York Bar since 1974, with no prior discipline. While Ms. Schneider's registration dues were late, we were informed that she was still a member eligible to practice, and that she had until June 2003 to resolve the delinquency before any action would be taken relative to her New York law license. We were informed that dues are billed every other year in New York, rather than annually. We also contacted Ms. Schneider who stated that she recently received the past due notification and has now paid the New York Bar dues. Apparently, the New York Bar mailed the initial notices to Ms. Schneider's previous address in Washington, D.C.. Based on the foregoing, we find insufficient evidence of any violation of the rules of professional conduct in this case.

Accordingly, our file in this matter is now closed. The records regarding this Inquiry/Complaint will be destroyed one (1) year from today. Our disposition of your complaint has no effect on any legal remedy that may be available.

Sincerely,

Debra J. Davis
Debra Joyce Davis
Assistant Staff Counsel

DJD/epg

cc: Jan Schneider (w/ copy of Inquiry/Complaint)

The Florida Bar
Internet Inquiry/Complaint Form

FEB 24 2003

PART ONE: (See instructions, part one.)

| | |
|--|--|
| Your Name: <u>MICHAEL SHELTON</u> | Attorney's Name: <u>JAN SCHNEIDER</u> |
| Address: <u>426 PARTRIDGE CIR</u> | Address: <u>487 MEADOWLARK DRIVE</u> |
| City: <u>SARASOTA</u> State: <u>FL</u> | City: <u>SARASOTA</u> State: <u>FL</u> |
| Zip Code: <u>34236</u> | Zip Code: <u>34236</u> |
| ACAP Reference No. _____ | |

PART TWO: (See instructions, part two.) The specific thing or things I am complaining about are:


PLEASE SEE THE ATTACHED

PART THREE: (See instructions, part three.) The witnesses in support of my allegations are: (see attached sheet).

PART FOUR: (See instructions, part four.)

I did did not (circle one or the other) attempt to use ACAP to resolve this situation.
To attempt to resolve this matter, I did the following:

PART FIVE (See reverse, part five.): Under penalty of perjury, I declare the foregoing facts are true, correct and complete. I have read and understand the information on the reverse of this page and contained in the pamphlet "Complaint Against a Florida Lawyer." I also understand that the filing of a Bar complaint will not toll or suspend any applicable statute of limitations pertaining to my legal matter.


Signature

2-22-03
Date

Michael J. Shelton
426 Partridge Circle
Sarasota, Florida 34236

February 22, -2003

Via Federal Express

The Florida Bar
Department of Lawyer Regulation
5521 West Spruce Street
Suite C-49
Tampa, Florida 33607-5958

RE:

Jan Schneider, Esq.
487 Meadow Lark Drive
Sarasota, FL 34236

Dear Sir:

I write to you today to inform you of a very serious matter concerning a member of the Florida Bar, Jan Schneider. Ms. Schneider was recently admitted to the Florida Bar and was also a candidate for the United States Congress from the 13th Congressional District of Florida.

It has come to my attention that Ms. Schneider has been claiming publicly that she is a member of the New York Bar, however, upon verifying this information, I have been informed by Fran Sims of the New York State Unified Court System as well as the New York State Supreme Court that she has failed to pay her registration dues as of June 2002.

I am even more concerned by the fact that at her direction, I was instructed as a campaign worker to produce and distribute approximately 500,000 pieces of campaign literature from June 2002 through November 5, 2002 in which she claimed to be a member in good standing of the New York Bar. This information was contained in campaign brochures, direct mail pieces as well-as newspaper advertisements. I have enclosed a copy of a direct mail piece which was mailed to 120,000 homes in Sarasota and Manatee Counties in late October 2002 as well as an advertisement which ran in the Pelican Press, a weekly newspaper with a large circulation in Sarasota County during the same time.. As a member of the Florida Bar, I believe Ms. Schneider's misrepresentation of her New York Bar membership status is a very serious breach of her ethical obligations to the public..

Should you have any questions or concerns, please feel free to contact me..

Very truly yours,

Michael J. Shelton

24.04.408.4301

24-04-403 11:50Z

5131 N TAMiami TRAIL
SARASOTA, FL 34234-2741

PF
US
P
MA

Jan Schneider

FOR CONGRESS

EDUCATION

■ BA - Brown University

■ MA - Columbia University

(Masters International Affairs)

■ JD - Yale Law School

■ PhD - Yale University

(Political Science)

EXPERIENCE

■ 25 years Legal & Legislative Experience

In Washington, DC

■ Member Florida, Washington, DC

& NY Bars

■ Author of Award-Winning Books & Dozens

of Articles on Environmental Protection

■ Numerous Professional &

Public Interest Boards

CARING • QUALIFIED • TRUSTWORTHY

Sarasota Herald Tribune says:

"...Schneider would, if elected, be better positioned to represent the interests of everyone in District 13."

Bradenton Herald says: "...we believe Schneider has the makings of an outstanding congresswoman."

Pelican Press says: "...the clear choice for Sarasota County voters is to elect Jan Schneider to congress."

941-957-1950

www.Schneider-for-Congress.com

PA pol. adn. authorized by
Jan Schneider for Congress.
Approved by Jan Schneider (D)

WOMEN INUESDAY

120,000

copies

mailed to

SARASOTA +

Manatee

City last week

17 OCTOBER

2002

IN THE COUNTY COURT FOR SARASOTA COUNTY, FLORIDA

ALLEN DALE MCREYNOLDS
26 PARTRIDGE CR
SARASOTA, FL 34236

PLAINTIFF

CASE NO.: 2003 SC 003903 NC

JUDGE: JUDITH M GOLDMAN

JAN SCHNEIDER
487 MEADOWLARK DR
SARASOTA, FL 34236

DEFENDANT

SUMMONS/NOTICE TO APPEAR
FOR PRETRIAL CONFERENCE

STATE OF FLORIDA - NOTICE TO ABOVE PLAINTIFF(S) AND DEFENDANT(S) -
YOU ARE HEREBY NOTIFIED that you are required to appear in person or by an attorney for a PRETRIAL
CONFERENCE before a judge of this court at:

Courtroom 5-B, on Tuesday, 04/22/2003, at 9:30 am
JUDICIAL CENTER
2002 RINGLING BLVD
SARASOTA, FLORIDA 34237

****IMPORTANT - READ CAREFULLY****

WILLIAM F BALKWILL, SHERIFF
SARASOTA COUNTY, FLORIDA

By: W. F. Balkwill D.S.
Date: 3/26/03
Time: 11:06 A.M.

**THE CASE WILL NOT BE TRIED AT THAT TIME. DO NOT BRING WITNESSES. APPEAR IN PERSON OR BY
ATTORNEY.
YOU MUST WEAR PROPER ATTIRE.**

The defendant(s) must appear in court on the date specified in order to avoid a default judgment. The plaintiff(s) must appear to avoid having the case dismissed for lack of prosecution. A written motion or answer to the court by the plaintiff(s) or the defendant(s) shall not excuse the personal appearance of a party or its attorney in the pretrial conference. The date and/or time of the pretrial conference CANNOT be rescheduled without good cause and prior court approval. Any request for rescheduling must be in writing and sent to the other side. NO PARTY MAY EXCUSE ANY OTHER PARTY FROM ATTENDANCE AT THE REQUIRED PRETRIAL CONFERENCE.

The purpose of the pretrial conference is to record your appearance, to determine if you admit all or part of the claim, to enable the court to determine the nature of the case, and to set the case for trial if the case cannot be resolved at the pretrial conference. You or your attorney should be prepared to confer with the court and to explain briefly the nature of your dispute, state what efforts have been made to settle the dispute, exhibit any documents necessary to prove the case, state the names and addresses of your witnesses, stipulate to the facts that will require no proof and will expedite the trial, and estimate how long it will take to try the case.

If you admit the claim, but desire additional time to pay, you must come and state the circumstances to the court. The court may or may not approve a payment plan and withhold judgment or execution or levy.

RIGHT TO VENUE: The law gives the person or company who has sued you the right to file in any one of several places as listed below. However, if you have been sued in any place other than one of these places, you, as the defendant(s), have the right to request that the case be moved to a proper location or venue. A proper location or venue may be one of the following: 1) Where the contract was entered into; 2) If suit is on an unsecured promissory note, where note is signed or where maker resides; 3) If the suit is to recover property or to foreclose a lien, where the property is located; 4) Where the event giving rise to the suit occurred; 5) Where any one or more of the defendant(s) sued resides; 6) Any location agreed to in a contract; 7) In an action for money due, if there is no agreement as to where suit may be filed, where payment is to be made.

If you, as a defendant(s), believe the plaintiff(s) has/have not sued in one of these correct places, you must appear on your court date and orally request a transfer, or you may file a WRITTEN request for transfer, in affidavit form (sworn to under oath) with the court seven days prior to your first court date and send a copy to the plaintiff(s) or plaintiff(s) attorney.

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the Sarasota County Jury Office, P.O. Box 3079, Sarasota, Florida 34230, (941) 861-5879, within two (2) working days of your receipt of this document; if you are hearing or voice impaired, call 1-800-855-8771.

A copy of the statement of claim shall be served with this summons. Dated at Sarasota, Florida on March 18, 2003.

FILED FOR RECORD STAMP

KAREN E. RUSHING
CLERK OF THE CIRCUIT COURT

BY:

P. Horton
P. Horton, Deputy Clerk

| | | | |
|--|--|--|--|
| DIVISION: CIVIL | | CASE NUMBER: 2003 SC 3903 NC | |
| PLAINTIFF | | VS. DEFENDANT | |
| Name ALLEN D. McReynolds | | Name JAN Schneider | |
| Address 426 PARTRIDGE CIR | | Address 487 Meadowlark Dr | |
| City, State & Zip Code SARASOTA FL 34236 | | City, State & Zip Code SARASOTA FL 34236 | |

STATEMENT OF CLAIM

The above named Plaintiff(s) sues the above named Defendant(s) and alleges:

1. This is an action for damages which do not exceed the amount of \$5,000.00 exclusive of costs, interest and attorney's fees.
2. Plaintiff(s) claims the amount of \$ 255.90 as being due from the Defendant(s) and alleges as the basis of such suit:
SEE Attached Schedule 'A'

Wherefore, Plaintiff(s) demands judgment for damages against Defendant(s) in the above amount plus all costs of this action.

STATE OF FLORIDA)
COUNTY OF SARASOTA)

The undersigned, being first duly sworn under oath, states the foregoing is a just and true statement of the amount owing by the above named Defendant(s) to the Plaintiff(s), exclusive of all set-offs and just grounds of defense. Affiant further states that this action has been brought in the County of proper venue, pursuant to §47 of the Florida Statutes and that the Defendant(s) is not in the military service of the United States.

A D McReynolds
Signature of Plaintiff

Sworn to and subscribed before me this 17 day of MARCH, 2003

Address of Clerk's Office:
☐ P.O. Box 3079
Sarasota, Florida 34230
(941) 362-4066

☐ 4000 S. Tamiami Trail
Venice, Florida 34293
(941) 362-4066



Debbie L. Roginski
Debbie L. Roginski
MY COMMISSION # 0002349
May 1, 2005
BONDED THRU TROY FAIR INSURANCE

FILED FOR RECORD STAMP

KAREN E. RUSHING
CLERK OF THE CIRCUIT COURT

BY: _____ DATE: _____
Deputy Clerk

Schedule "A"

On or about June 27, 2002, I loaned a card table to the Defendant for use at a political fundraiser being held at her home at 487 Meadowlark Drive, Sarasota, Florida 34236. The Defendant was a candidate for congress at the time. Upon completion of the fundraiser and after repeated demands, the Defendant has refused to return the card table to me. The card table has a value of approximately \$42.95.

On or about July 7, 2002, I loaned a Hoover vacuum cleaner to the Defendant for use in her congressional campaign headquarters located at 5131 N. Tamiami Trail, Sarasota, Florida 34236. The Defendant had full use and possession of the vacuum cleaner since that date and despite repeated requested to return the same, the Defendant has refused to do so. The vacuum cleaner has a value of approximately \$212.95.

Allen D. McReynolds
Allen D. McReynolds, Plaintiff

Sworn to and subscribed before me this 17th day of March, 2003.



Debbie L. Roginski
MY COMMISSION # DD022349 EXPIRES
May 1, 2005
BONDED THRU TROY FAIR INSURANCE, INC.

Debbie L. Roginski

EXHIBIT K

24.04.408.4306

Michael J. Shelton

MUR #W 5350 & 5354

Jan Schneider, Candidate
Schneider for Congress

DECLARATION OF HAROLD B. SCHNEIDER

Harold B. Schneider declares and states:

1. I am over the age of 18 and competent to make this declaration.
2. I am a citizen of the United States.
3. Jan Schneider, who was the Democratic candidate for the United States House of Representatives for the Florida 13th Congressional District in 2002, is my daughter. I am also the father of Seth Schneider and Lynn S. Kalish, and the grandfather of Katherine Schneider (age 19 next week), Samuel Schneider (age 16) and Dawn Kalish (11).
4. During both the primary and general election periods, I was Assistant Treasurer of Schneider for Congress (ID #374751). Carroll F. Johnson was the Treasurer until on or about December 5, 2002. Both Mr. Johnson and I had signatory authority over the Schneider for Congress account at SunTrust Bank, NA, and, to my knowledge, no one else did.
5. During the period between approximately February 1 and December 5, 2002, Mr. Johnson was away from the area approximately half a dozen times. On each such occasion, and when he was hospitalized, he left the Schneider for Congress check book and related campaign records with me. I wrote checks or arranged a wire transfer for the campaign as necessary, on several occasions, including on October 2002. At no time of which I am aware were both Mr. Johnson and I unavailable to the campaign for as long as a single day.
6. The allegation in the Affidavit by Michael Shelton (A-4) that donations from members of my family were actually funds provided by me is false. Not only is it baseless, but I

24-04-403-4307

consider it defamatory. During the entire period of the campaign - and, indeed, for years before and in the months since - I did not give any of my children or grandchildren any more (or less) money than I have regularly given each one annually (as my wife also did before she passed away in 2000). There have never been any conditions or "strings" attached to such gifts. Nor did I transfer any funds to Joseph Kalish, Jane Trainor or Josh Trainor for campaign contributions, as falsely suggested by Mr. Shelton. Nor did I seek to pressure or otherwise induce any relative to contribute to Jan's campaign. I have not and would not make any campaign contribution for my daughter or any other candidate in the name of another.

7. To my knowledge, my granddaughter Kate and my grandson Sam have sufficient personal funds and are of sufficient age and discretion to have voluntarily contributed to the primary and general campaigns of their Aunt Jan, with whom they are very close. My granddaughter Dawn is also mature for her age and has sufficient funds in her name, but she did not contribute to her aunt's campaign.

8. After the campaign, Michael Shelton threatened me that he would "destroy" my daughter Jan. Mr. Shelton has on several occasions made other threats of various sorts to me and, in my hearing, to my daughter.

9. I will be glad to assist the Federal Election Commission by providing any further information that may be necessary or desirable. The FEC has my address, and my phone number is 941-955-6595.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 8, 2003.

Harold B. Schneider
Harold B. Schneider