

BEFORE THE FEDERAL ELECTION COMMISSION

**Jan Schneider and
Schneider for Congress
(ID - 374751)**

Complainant

v

Michael J. Shelton

Respondent

MUR No. 5361

**RESPONSE OF MICHAEL J. SHELTON TO
COMPLAINT FILED BY JAN SCHNEIDER AND THE
SCHNEIDER FOR CONGRESS CAMPAIGN COMMITTEE**

Respondent, Michael J. Shelton, hereby responds to the Complaint of Jan Schneider and the campaign committee of Schneider for Congress by stating as follows:

GENERAL DENIAL OF ALL ALLEGATIONS

Respondent hereby specifically denies any and all allegations contained in the first two general paragraphs of the Complaint as well as elsewhere in the Complaint. It should be also noted that the title of "*finance chair*" was a misleading job description as it was the Respondent's responsibility to work on many aspects of the campaign. Upon becoming associated with the campaign committee in June, 2002, Miss Schneider insisted that the Respondent use the aforesaid title as her father had already assumed the title of campaign chair and a paid employee, who was subsequently relieved of his duties and replaced by another, carried the title of campaign manager. Miss Schneider further suggested that the title of finance chair was much more "prestigious" than that of campaign manager or campaign chair. At all times, the Respondent was a volunteer working for the campaign

ORIGINAL

committee and received no compensation.

**COUNT I
EXTORTIONATE DEMANDS FOR RETURN OF RECORDS**

Respondent generally denies the allegations contained in Count I of the Complaint and more specifically states as follows.

1. The Respondent was not “fired” as alleged by Miss Schneider. The Respondent resigned from his position with the campaign committee at approximately 2:00 PM on Friday, November 1, 2002.¹ By her own admission, Miss Schneider states that she did not fire the Respondent until the evening of November 1, 2002, many hours after a resignation had been tendered.² In fact, Miss Schneider has never communicated any intentions to “fire” the Respondent, either directly or indirectly, and her representation that she has done so is but one of many false statements contained in her Complaint. Miss Schneider is guilty of the same attempts at slander and harassment that she is now alleging against the Respondent.

¹ See Declaration of Virginia Hoffman attached hereto and made apart hereof as Exhibit A. In her Declaration, Ms. Hoffman states that “Mr. Shelton came back and said that he was quitting the campaign” (Exhibit A, ¶ 8). See also ¶ 9 of the Affidavit of Misty Smeltzer attached hereto and incorporated herein as Exhibit B as well as ¶ 3 of the Affidavit of Allen D. McReynolds attached hereto and made apart hereof as Exhibit C.

² Complaint, Page 5, ¶ 1 in which Miss Schneider claims that she “fired” the Respondent on the *evening* of Friday, November 1, 2002. See Declaration of Darlene Kunkle, attached hereto and made apart hereof as Exhibit “D”, further confirming in ¶ 9 that Miss Schneider did not attempt to “fire” campaign committee staffers until the evening of November 1st. See also the Affidavit of Misty Smeltzer, Exhibit B, ¶ 30.

2. The Respondent denies holding any records which belong to Miss Schneider or her campaign committee.³ The Respondent did prepare for filing, upon approval of the campaign treasurer, Carroll F Johnson, the following FEC reports:

- 1 Pre-Primary Report (FEC Form F3N),
2. October 2002 Quarterly Report (FEC Form F3N);
3. Pre-General Report (FEC Form F3N);
4. Several 48 Hour Notices (FEC Form F6); and
5. Amendments, as requested by the FEC, to several reports prepared and originally filed by Miss Schneider, her first campaign manager or the Respondent (FEC Forms F3A).⁴

The aforesaid reports were prepared to the best of the Respondent's abilities. The Respondent is not an expert on campaign finance laws; possesses no experience in such laws and never represented himself to be proficient in the subject matter. Should there be errors contained within the reports, the Respondent can not be held accountable as he was not the campaign treasurer, but only a scribe who input data into a computer system. It is the sole obligation of the campaign treasurer and the candidate to insure that the reports were accurate and in compliance with all applicable statutes and regulations ⁵

³ Respondent does possess some copies of documents; however, nothing which Miss Schneider has not also been given copies of at one time or another.

⁴ The April 1 to June 30, 2002 report was not prepared by the Respondent and it is believed that Ben Kirby prepared this file

⁵ 2 U.S.C. § 434(a). *See also* 11 C.F.R. § 104.1

- 3 All FEC reports prepared by the Respondent were completed by inputting data on his personal computer, located within his home, and then submitting them electronically on behalf of the campaign treasurer after his approval. The Respondent utilized his personal computer due to the continuing disturbances and disorganization which were created in the campaign committee office and which prevented him from working efficiently. The Respondent used data supplied by the campaign treasurer to complete all required filings. The Respondent also occasionally used copies of checks to verify or clarify information supplied by the campaign treasurer, identical copies of which were also in the possession of the campaign treasurer.⁶
- 4 Each of the aforesaid reports were prepared based upon information assembled and presented, in a paper format, to the Respondent by the campaign treasurer. All checks were collected and submitted to the campaign treasurer, by the Respondent, for proper booking and deposit. Presumably, any and all information supplied by the campaign treasurer would still be in the possession of the campaign committee as required by the Federal Election Campaign Act of 1971, as amended, (hereinafter, referred to as the "FECA") and its implementing regulations. Miss Schneider is now attempting to obtain from the Respondent the same data which should have been maintained by her campaign treasurer as required by law but only in a different format

⁶ Contrary to the representations of Ardis Boch in ¶ 5 of her Declaration attached to Miss Schneider's Complaint as an unlabeled exhibit, Mrs. Boch never provided the Respondent with the names of anyone who appeared to be qualified and well known enough to the campaign and responsible enough to assume the task of preparing campaign reports. In fact, Mrs. Boch was virtually incompetent in her position as "volunteer coordinator" as I never saw any evidence of her coordination activities. Her total function during the campaign was to mail "thank you" letters and answer the telephones, a job she was a dismal failure.

(computerized data).⁷ The same information Miss Schneider now seeks should be readily available in paper format and on file with her campaign treasurer. At no time was it the responsibility of the Respondent, nor did the Respondent agree to maintain or assume responsibility for campaign committee financial records or any other campaign committee financial obligations. The maintenance of all financial records of the campaign committee was the obligation of the campaigner treasurer, Mr. Johnson. Other than computerized copies of the FEC reports itemized in Paragraph 2 above, the Respondent has no financial records of the campaign committee. It is clear that Miss Schneider is making every effort to avoid having to recreate the work product of the Respondent ⁸

- 5 Respondent denies any violation of FECA or any attempt to *sell* or *extort* anything of value for items which belong the Miss Schneider or the campaign committee. The Respondent is not in possession of any materials which belong to Miss Schneider. Respondent is only exercising a legitimate right to seek compensation for his work product. Miss Schneider has every ability to complete all required FEC filings and

⁷ Miss Schneider seems to forget that her own father, Harold Schneider, acted first as the unofficial assistant campaign treasurer and later as the campaigner treasurer and any questions concerning gaps in the campaign committee's records should be addressed to him or Mr. Johnson. Mr. Schneider was never identified on the campaign committee's FEC Form 1 (Statement of Organization) filed on March 14, 2002 and was not officially appointed as the campaign treasurer until an amended FEC 1 was filed on March 13, 2003 at the request of the FEC. The initial campaign treasurer, Mr. Johnson, tendered his resignation on December 5, 2002 and then left the country on an extended vacation. Miss Schneider's campaign committee had no campaign treasurer from December 5, 2002 until March 13, 2003, a period of 97 days.

⁸ See generally Letter from Dennis Plews, Esq. to Susan Chapman, Esq., dated February 20, 2003, attached hereto and made apart hereof as Exhibit E, for a full explanation of the Respondent's position as to any computerized records which may be in his possession.

if she is unable to do so, the blame should rest with herself and her campaign treasurers, not the Respondent.⁹ Miss Schneider's habit of blaming others was legendary within her campaign.

6. Contrary to allegations by Miss Schneider, at no time was the Respondent acting in any capacity as an attorney for Miss Schneider, the campaign committee or anyone else and was not rendering legal services. The creation of FEC reports utilizing the FEC software was nothing more than a ministerial administrative function which happened to have been performed by an individual, who coincidentally possesses a law degree. The compensation requested is not for legal services rendered but for administrative work performed. Miss Schneider received the work product free of charge once and it is only fair that she provide compensation for the second copy. Furthermore, the one instance in which an individual mistakenly took the Respondent as an attorney representing Miss Schneider, the misconception was immediately corrected. The misconception occurred in a conversation with Robert B. Sonenthal, Esq., attorney for Janet Hall, a political consultant who is owed approximately \$14,000.00 in connection with services rendered to the campaign committee. Miss

⁹ During the Respondent's tenure with Miss Schneider's campaign committee, the campaign committee's initial treasurer, Carroll F. Johnson, appeared to maintain records which were adequate for preparing any required FEC reports. At no time did the Respondent act as supervisor to or assume any of the duties of the campaign treasurer. However, it should be noted that Mr. Johnson is an elderly gentleman, 90 years of age, and, by his own admission, is not computer savvy. Mr. Johnson kept all records concerning campaign committee finances in a small wallet size check book register and was never seen to utilize the aid of a calculator. Finally, any campaign finance records in the possession of the Respondent, to the extent that such records still exist, are simply duplicates of those records which were personally delivered to Mr. Johnson by the Respondent.

Schneider continues to refuse to list Ms. Hall as a creditor of the campaign committee.¹⁰

- 7 Respondent categorically denies destroying, removing or otherwise tampering with any information which may have been stored on any campaign committee computer or elsewhere. After resigning at approximately 2:00 PM on November 1, 2002,¹¹ the Respondent returned to the campaign committee headquarters at approximately 6:00 PM that evening to retrieve personal belongings.¹² Respondent denies the bald

¹⁰ Janet Hall is also another excellent example of how Miss Schneider would ignore the repeated request for assistance from the Respondent. Janet Hall, via her attorney, had been attempting to collect the aforesaid \$14,000.00 from Miss Schneider for about a month when the Respondent was asked by Miss Schneider to handle the matter. Miss Schneider claimed she had paid Janet Hall \$14,000.00. A thorough research of campaign records revealed payments of only \$12,000.00 (4 separate checks). Miss Schneider insisted that she had written a fifth personal check in the amount of \$2,000.00. The Respondent made repeated request to Miss Schneider for a copy of the check for close to a month with no response from Miss Schneider. Janet Hall continued to call looking for her money and the Respondent was unable to respond because Miss Schneider would not respond to him. Finally, in late October, the Respondent basically told himself not to worry about it and to forget the problem. After the general election (around the second week of November, 2002), the respondent had a Federal Express package delivered to his home, via a mutual friend of Miss Schneider and the Respondent. The envelope had been delivered to Miss Schneider's campaign office, had been opened and inside was a letter from Janet Hall's attorney repeating his demand for payment. Also enclosed, and obviously placed there by Miss Schneider, was a copy of a personal check, payable to Janet Hall, in the amount of \$2,000.00. Was this the missing check from Miss Schneider? No, it was a copy of one of the four checks the Respondent already knew about. Nonetheless, Miss Schneider obviously expected me to continue to handle this even though she had previously "fired" him. Copies pertaining to money owed Janet Hall are attached hereto and made a part hereof as Exhibit R.

¹¹ See Affidavit of Misty Smeltzer, Exhibit B, ¶ 9 in which Ms. Smeltzer confirms that the Respondent resigned midday on November 1st and returned his campaign office key to her at that time.

¹² Respondent retrieved two lamps, a clock radio and other miscellaneous pieces of personalty which had been loaned to Miss Schneider and used by campaign committee staff. *Id* at ¶ 11

allegations of criminal wrongdoing made by Virginia Hoffman and further denies accessing the campaign committee computer on the evening of November 1, 2002.¹³ Respondent would have had no reason to access the campaign committee computer as it contained virtually no campaign committee records and certainly contained no campaign committee financial records.¹⁴ In fact, even after quitting the campaign on November 1st, the Respondent continued to assist Mr. Johnson with his record keeping functions, in his home, for several more days. Why would the Respondent allegedly destroy campaign records and then continue to provide assistance to an campaign volunteer whose function it was to organize the records? During this time, the Respondent helped Mr. Johnson record the names, addresses, occupations and amounts contributed to the campaign by supporters. Mr. Johnson obviously trusted the Respondent enough to allow him to continue to assist him in contradiction to the hysterical directives of Miss Schneider

8. At no time during the Respondent's association with Miss Schneider or her campaign committee did he ever agree to assume responsibility for maintaining any campaign committee finance records, that being the sole responsibility of the campaign

¹³ See Affidavit of Misty Smeltzer, Exhibit B, ¶ 12 in which Ms. Smeltzer confirms that the Respondent did not access the campaign committee computer on the evening of November 1st and that for security reasons no campaign committee records of any value were stored thereon. The computer was used principally for internet access.

¹⁴ Presumably the campaign committee office computer is in the possession of Miss Schneider and if she truly believes the allegations of Virginia Hoffman (*See Exhibit A, ¶ 9*), the allegedly "destroyed" information would still be available on the computer's hard drive and would be easily recoverable with the aid of a computer expert. Given her intent to hold the Respondent fully accountable, this would be a perfect opportunity in which to prove the commission of a crime

treasurer, Mr. Johnson. The campaign treasurer was supplied with all campaign committee contributions, records of expenditures and other financial records which came into the possession of the Respondent. All of these items were delivered to Mr. Johnson in a timely fashion and every effort was made to assist Mr. Johnson in his duties but not assume responsibility for them. The Respondent agreed to prepare certain FEC reports for review and approval by Mr. Johnson in order to relieve an elderly man of this burden, who, by his own admission, is less than skilled in electronic reporting.¹⁵

9. The allegations made by Virginia Hoffman that she “personally witnessed Mr. Shelton throwing credit card vouchers in the garbage can . . .”¹⁶ is nothing less than libelous. At no time were credit card vouchers used during the campaign.¹⁵ All donations to the campaign committee made by credit card were processed through the campaign committee website directly by the contributor or the Respondent. Upon being processed by the campaign committee’s credit card processing company, the funds were periodically deposited directly into the campaign committee account at SunTrust Bank. Information regarding credit card donations was accessible via the campaign committee website and the internet. It is very difficult to “throw something (allegedly, papers) away” which never existed. Finally, this is not the first false statement

¹⁵ See ¶ 5 of the Statement of Carroll F. Johnson attached hereto and made a part hereof as Exhibit F.

¹⁶ Declaration of Virginia Hoffman, Exhibit A, ¶ 9.

¹⁵ See Affidavit of Misty Smeltzer, Exhibit B, ¶ 15

attributed to Ms. Hoffman. The Respondent is in the process of pursuing his legal remedies against Ms. Hoffman for the aforesaid slanderous/libelous statements as well as other representations which have proven to be false and malicious.¹⁶ Misty Smeltzer has also heard Ms. Hoffman state on numerous occasions that Miss Schneider was unstable.¹⁷ Ms. Hoffman's reputation for truth and veracity leaves a lot to be desired.

10 Miss Schneider alleges numerous violations by the Respondent of the United States Code as well as the Code of Federal Regulations. The Respondent responds to each section/regulation as follows:

A. 2 U.S.C. § 432(a) The Respondent was not the campaign treasurer; however, he was empowered to commit campaign committee funds, within his sole and absolute discretion. If there has been any violation of § 432(a), it appears that Miss Schneider has committed an egregious breach as outlined in more detail in the following Paragraph 11.

B. 2 U.S.C. § 432(c): The Respondent was not the campaign treasurer and fails to recognize the applicability of this section to him. However, the campaign treasurer was supplied with all campaign committee contributions, records of expenditures and other financial records which came into the possession of the Respondent. All of these items were delivered to Mr. Johnson in a timely fashion and

¹⁶ If Ms. Hoffman observed the criminal activity as alleged in her Declaration, why did she not retrieve the evidence from the garbage and make these facts known in November 2002 instead of raising the accusation seven months later?

¹⁷ See Affidavit of Misty Smeltzer, Exhibit B, ¶ 16.

at no time has any allegation been made to the contrary

C. 2 U.S.C. § 432(d): The Respondent was not the campaign treasurer and has no duty, now or in the past, to maintain campaign committee records and copies of reports. However, the Respondent at all times did everything within his ability to provide Mr. Johnson with originals or copies of any records which came into his possession and were required to be maintained by the campaign committee. At no time has any allegation been made that the Respondent did not provide records to the campaign treasurer.

D 2 U.S.C. § 432(f): The Respondent was not the campaign treasurer and has no duty, now or in the past, to maintain or file designations, statements and/or reports on behalf of Miss Schneider's campaign committee. However, the Respondent at no time interfered with the aforesaid functions by the campaign treasurer or any other authorized representative of the campaign committee and at all times provided the campaign treasurer with all campaign committee contributions, records of expenditures and other financial records which came into his possession. All of these items were delivered to Mr Johnson in a timely fashion .

E. 2 U.S.C., § 432(h). The Respondent was not the campaign treasurer and has no duty, now or in the past, to maintain records of any of the requirements enumerated within this section. However, the Respondent at no time interfered with the aforesaid functions of the campaign treasurer or any other authorized representative of the campaign committee. The Respondent at all times did everything within his ability to provide Mr. Johnson with copies of any records which came into

his possession and were required to be maintained by the campaign committee. All disbursements were approved by the campaign treasurer.

F 2 U.S.C. § 432(i): The Respondent was not the campaign treasurer and fails to understand the applicability of this section to him. However, at all times, the Respondent used his best efforts to assist the campaign treasurer in complying with all aspects of FECA.

G. 2 U.S.C. § 433(b)(4): The Respondent was not the campaign treasurer and fails to understand the applicability of this section to him. However, at all times, the Respondent used his best efforts to assist the campaign treasurer in complying with all aspects of FECA. The Respondent at all times did everything within his ability to provide Mr. Johnson with originals or copies of any records which came into his possession and were required to be maintained by the campaign committee.

H. 2 U.S.C. § 434(a)(1) & (11): The Respondent was not the campaign treasurer and fails to understand the applicability of these sections to him. However, at all times, the Respondent used his best efforts to assist the campaign treasurer in complying with all aspects of FECA. The Respondent at all times did everything within his ability to provide Mr. Johnson with originals or copies of any records which came into his possession and were required to be maintained by the campaign committee

I. 11 C.F.R. § 102.2(a)(1)(iv): The Respondent was not the campaign treasurer and fails to understand the applicability of this regulation to him.

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J. 11 C.F.R. § 102.9: The Respondent was not the campaign treasurer and fails to understand the applicability of this regulation to him. At no time did the Respondent assume the role of the campaign treasurer or accept any of his responsibilities. However, at all times, the Respondent used his best efforts to assist the campaign treasurer in complying with all aspects of FECA. The Respondent at all times did everything within his ability to provide Mr. Johnson with originals or copies of any records which came into his possession and were required to be maintained by the campaign committee. Should the campaign committee need additional documentation concerning reimbursements made to the Respondent, it only need request the same, in writing, and with specificity.¹⁸ No such request has ever been made.

K. 11 C.F.R. § 104.1(a): The Respondent was not the campaign treasurer and fails to understand the applicability of this regulation to him. However, at all times, the Respondent used his best efforts to assist the campaign treasurer in complying with all aspects of this regulation.

L. 11 C.F.R. § 104.14(b)(2)-(3): The Respondent was not the campaign treasurer or the candidate and fails to understand the applicability of this regulation to him. At no time did the Respondent ever assume any responsibility for maintaining or preserving records or reports required by this or any other regulation. However, at all times, the Respondent used his best efforts to assist the campaign treasurer in complying with all aspects of FECA.

¹⁸

See generally ¶ 40 hereinafter concerning this issue

11 Instead of wasting the Commission's valuable time and resources with her frivolous allegations, Miss Schneider should be paying closer attention to her own violations of FECA. In addition to other violations already brought to the attention of the Commission, Miss Schneider flagrantly violated 11 U.S.C. § 432(a)¹⁹ as well as 11 C.F.R. § 102.7(b)²⁰, both of which expressly prohibit any expenditures by a political committee during any period in which the office of treasurer is vacant. On December 5, 2002, the campaign treasurer, Mr. Johnson, resigned his position by delivery of a notice of said resignation to the Commission.²¹ Despite being warned by the Commission to appoint a replacement treasurer on January 14, 2003,²² Miss Schneider ignored the notice and did not designate a replacement treasurer until two months later on March 13, 2003.²³ According to campaign committee reports filed for the 2002 Year End and well as the April 2003 Quarterly reporting periods, Miss Schneider expended approximately \$10,000.00 in campaign committee funds from December 13, 2002 through March 12, 2003, all without a campaign treasurer having

¹⁹ 2 U.S.C. § 432 (a) states, in part: "[e]very political committee shall have a treasurer. No contribution or expenditure shall be accepted or made by or on behalf of a political committee during any period in which the office of treasurer is vacant."

²⁰ 11 U.S.C. § 102.7(b) states, in part: "... no contribution or expenditure shall be accepted or made by or on behalf of a political committee at a time when there is a vacancy in the office of the treasurer."

²¹ See Letter from Carroll F. Johnson to Christopher Whyrick of the Federal Election Commission, dated December 5, 2002, attached hereto and made apart hereof as Exhibit G.

²² See Letter from Christopher A. Whyrick of the Federal Election Commission to Jan Schneider, dated January 14, 2003, attached hereto and made apart hereof as Exhibit H.

²³ See Two FEC Form 1, filed March 14, 2002 and March 13, 2003, collectively attached hereto and made apart hereof as Exhibit I.

been appointed.²⁴ All of the aforesaid expenditures were in violation of 11 U.S.C. § 432(a) as well as 11 C.F.R. § 102.7(b). As a very well educated attorney who claims to be widely versed in all aspects of the political arena, it is very difficult to believe that Miss Schneider did not knowingly and willingly violate the aforesaid laws from December 5, 2002 through January 14, 2003 and most certainly did so from January 15, 2003 through March 12, 2003 after being advised by the FEC. Even though 11 C.F.R. § 102.7(a) permits the appointment of an assistant campaign treasurer who will assume the duties of the campaign treasurer in the event of a permanent vacancy, Miss Schneider's original FEC Form 1 (Statement of Organization) did not designate an assistant campaign treasurer and as such, the position of campaign treasurer was not filled until March 13, 2003, 97 days after the office became vacant.

COUNT II FALSE ATTRIBUTION OF CAMPAIGN STATEMENTS

Respondent generally denies the allegations contained in Count II of the Complaint and more specifically states as follows:

12. Beginning in June 2002, the Respondent was empowered with full approval authority over all spending on behalf of the campaign committee.²⁵ This authority was granted by Miss Schneider without any limitations. Mr. Johnson, the campaign treasurer, had

²⁴ A review of Campaign Report No. FEC-83419, filed April 24, 2002, reveals it is possible that up to \$300.00 was received by the campaign committee in unitemized contributions subsequent to Mr. Johnson's resignation on December 5, 2002 and prior to December 31, 2002.

²⁵ See generally Statement of Carroll F. Johnson, Exhibit F.

no question as to the Respondent's authority and as such issued campaign committee checks accordingly.²⁶ The Respondent and Mr. Johnson developed a system of working together with mutual respect and trust seldom seen in such situations.

13. Attempts to plan and develop strategies with Miss Schneider were virtually impossible. The last meeting to discuss the Respondent's plans for the campaign was held on Friday, October 18th at 12:00 noon at the home of the Respondent. The campaign manager, Marilyn Harwell, and the volunteer fundraising chair, Allen McReynolds, were present. As with so many meetings, it was very difficult to maintain Ms. Schneider's attention.²⁷ Miss Schneider was much more preoccupied in playing with the Respondent's dog. After approximately one-half hour of a monologue by the Respondent, Miss Schneider stated "You do what you think is best. You know much more than I do about these things. I trust you completely." The meeting was adjourned at that time.²⁸ This was a typical meeting with Miss Schneider and an excellent example of her attitude with regards to details of the campaign. Miss Schneider only wanted to be involved with the daily routine when events occurred with which she did not approve and her response was always to second guess the decision and blame others. The fact that Miss Schneider now disagrees with certain expenditures does not vest in her the right to claim that they were "not

²⁶ *Id.* at ¶¶ 2 & 3

²⁷ *See generally* Affidavit of Misty Smeltzer, Exhibit B, ¶ 7.

²⁸ *See generally* Statement of Marilyn Harwell attached hereto and made apart hereof as Exhibit J. *See also* Affidavit of Allen D. McReynolds, Exhibit C, ¶ 7.

authorized" or otherwise appropriate

14. Despite repeated pleas of the Respondent to Miss Schneider to hire a professional campaign manager, Miss Schneider refused to do so until the last week of October, 2002.²⁹ At that time she employed an experienced campaign worker, as well as his assistant. The new employee was Jason McIntosh. Miss Schneider had worked with Mr. McIntosh during the 1996 Clinton-Gore campaign and informed the Respondent that she thought highly of his experience and skills. There was no misunderstanding between the Respondent and Miss Schneider that Mr. McIntosh was being retained for his expertise in running political campaigns and that he was to do exactly that, manage the campaign. Upon the arrival of Mr. McIntosh, all of the issues raised by Miss Schneider began to occur.
15. Miss Schneider hired Mr. McIntosh for the sole and exclusive purpose of managing the campaign during its final days. The Respondent had made it very clear to Miss Schneider that his abilities had been exhausted and that her campaign was much too valuable not to have professional guidance. Miss Schneider ultimately agreed with

²⁹ See Affidavit of Misty Smeltzer, Exhibit B, ¶ 18. See also Affidavit of Allen D. McReynolds, Exhibit C, ¶ 11; as well as an Agreement, dated June 28, 2002, attached hereto and made apart hereof as Exhibit K. Said Agreement was presented to Miss Schneider as an outline of how her behavior was counterproductive to the interest of the campaign. The Agreement was intended to be executed by all senior advisors to the campaign at the time of its inception (and in fact was executed by the majority); however, due to a complete hysterical fit by Miss Schneider, actual execution was never completed by everyone who intended to sign it. Miss Schneider did agree to the points therein, as modified, as a condition of the Respondent's continued association with the campaign. In ¶ 18 of the Agreement, Miss Schneider agreed to hire a professional political consultant. The need for a professional was recognized by all except Miss Schneider very early in the campaign and Miss Schneider repeatedly refused to spend the money to retain proper staff to run a proper federal campaign.

this recommendation and personally retained the services of Mr. McIntosh. Upon his arrival at the campaign, Mr. McIntosh became the managing force behind the campaign. In fact, the Respondent became less involved with the campaign and began to devote more of his time to assisting with other democratic political races.³⁰ Miss Schneider was well aware of the re-orientation of the Respondent's time and energies.

16 Furthermore, by the end of October, it was very clear that the relationship between Miss Schneider and the Respondent had become very strained and virtually non-existent.³¹ On numerous occasions, the assistance of Mr. Johnson, Ms. Harwell, Mr. McReynolds, Hannah Honeyman and other senior campaign volunteers were required to intervene and attempt to put Miss Schneider back on track as her behavior became more disorganized and unproductive -- such as being hysterical over minor typical day to day campaign issues.³² As such, the employment of Mr. McIntosh and re-assignment of duties to him became even more critical. It was greatly hoped that Mr. McIntosh would be able to work more closely with Miss Schneider

(Alleged Objectionable Television Commercial)

³⁰ The Respondent began to provide more assistance with the Non-Discrimination Charter Amendment ballot initiative for the City of Sarasota as well as the Ken Shelin for State House Campaign.

³¹ By mid-October, the Respondent had sent Miss Schneider an e-mail specifically disclaiming any liability for the acts of others within the campaign because of her refusal to support the Respondent in his efforts to bring order and control to the operation. Miss Schneider refused to recognize the importance of a chain of command to the overall well being of the campaign.

³² See generally Exhibit K. Said Agreement was presented to Miss Schneider as an outline of how her behavior was counterproductive to the interest of the campaign. See also Affidavit of Allen D. McReynolds, Exhibit C, ¶ 4.

17. The Respondent denies producing the objectionable television commercial in question (hereinafter, the "McIntosh television commercial") or authorizing the payment of any funds to cover the cost thereof³³. The McIntosh television commercial was written and produced in its entirety by Mr. McIntosh, a paid campaign committee employee hired by Miss Schneider. Mr. McIntosh never received any assistance from the Respondent in producing the advertisement nor did he discuss the cost of production with the Respondent. At no time did the Respondent approve the payment of any expenses associated with the production thereof and only after resigning did the Respondent learn that Mr. McIntosh had employed the services of a company in Oklahoma City to complete the work. Mr. McIntosh's normal place of residence is Oklahoma City. *At no time did Miss Schneider ever have a conversation with the Respondent about the McIntosh television commercial much less tell him not to air the same.*
18. The McIntosh television commercial was seen by just about everyone who frequented the campaign committee office, to include, but not limited to, Lowell Jones, Jacqueline "Jackie" S. Jones, Al Leach, Ardis Boch, Campaign Manager Marilyn Harwell, Suzanne Atwell, Miss Schneider's sister, Lynn Kalish and numerous others. Each of these individuals agreed that the McIntosh television commercial was *good* and *should be used*.³⁴ Lowell Jones, Jacqueline S. Jones, Al Leach, Ardis Boch and Marilyn Harwell (campaign manager) were all senior advisors to the campaign and

³³ See Complaint, Page 4, ¶ 2.

³⁴ See Affidavit of Misty Smeltzer, Exhibit B, ¶ 26

members of the campaign management committee. By agreement with Miss Schneider, all campaign decisions were to be made by the management committee.³⁵ Since a majority of the management committee approved of the commercial and the Respondent had been given the "do what you think is best" authorization from Miss Schneider, he decided to air the commercial.³⁶

19. Every effort was made to involve Ms. Schneider in the production of a professional television commercial promoting her campaign; however, when she failed to participate, the Respondent exercised the authority granted to him by Ms. Schneider. The reason the Respondent was forced to utilize the McIntosh television commercial lies with Miss Schneider's behavior pattern. During the last half of October, the Respondent made numerous attempts to engage Miss Schneider's assistance and guidance in producing a television commercial.³⁷ Miss Schneider ignored every request for assistance in developing a commercial.³⁸ Finally, in an effort of desperation, the Respondent told Miss Schneider that she must provide the requested guidance in order to meet drop-dead dates for getting the commercial aired. Without

³⁵ See Affidavit of Allen D. McReynolds, Exhibit C, ¶ 5. See generally Exhibit K.

³⁶ See generally Statement of Marilyn Harwell, Exhibit J. See also Affidavit of Allen D. McReynolds, Exhibit C, ¶ 7.

³⁷ It was customary and usual to be required to ask Miss Schneider repeatedly to provide assistance or complete a task. Even more likely, despite the repeated request, she would not cooperate or follow through. See generally Affidavit of Misty Smeltzer, Exhibit B.

³⁸ Similarly, it was very common for Miss Schneider to ignore requests for guidance on printed materials resulting in the Respondent having to place rush orders for printing and substantially increasing the cost thereof.

the knowledge of the Respondent or any other member of the management committee, Miss Schneider's response was to make two amateur video commercials using a home video camera, both of which were substandard -- clearly not of a level sufficient for a congressional campaign and not comparable to the slick advertisements produced by her opponent. Miss Schneider was informed on October 29th by the Respondent that he would not air either of the inferior television commercials.³⁹ The Respondent made it very clear to Miss Schneider that he was embarrassed to associate himself with such a work product and that if she wanted it to air, she would have to make the arrangements herself.⁴⁰ To the best of the Respondent's knowledge, Miss Schneider never placed the advertisement with any media outlet nor did she have anyone else do so.

20. On the morning of November 1st, the McIntosh television commercial began to air. However, upon learning of Miss Schneider's irrational response later that same day, the Respondent immediately took all steps necessary to prevent any further airing. This was completed by approximately 4:00 PM the same day. Contrary to Miss Schneider's assertions, she personally took no steps to withdraw the McIntosh television commercial as the Respondent had already done so by the afternoon of November 1st.⁴¹ The McIntosh television commercial ran for less than 24 hours.

³⁹ In fact, the local ABC affiliate refused to air one of Miss Schneider's homemade commercials because of the poor video quality.

⁴⁰ See Affidavit of Misty Smeltzer, Exhibit B, ¶ 27.

⁴¹ Complaint, Page 5, ¶ 1

21. The McIntosh television commercial was replaced with another similar version -- produced by Mr. McIntosh -- which Miss Schneider also did not see, however, she permitted Mr. McReynolds to review and approve it on her behalf.⁴²
22. The assertion of Darlene Kunkle that "[b]oth 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" is misleading.⁴³ At no time, either before or after the election, has the Respondent ever had a conversation with Miss Schneider concerning the objectionable McIntosh television commercial. The Respondent was unaware that Miss Schneider had viewed the McIntosh television commercial on the morning of November 1st, nor did she mention it when she and the Respondent had lunch around 1:00 PM that day. Ms Kunkle's suggestion that the Respondent had personal knowledge that Miss Schneider had viewed the objectionable McIntosh television commercial and then consciously replaced it with another commercial which he had previously stated he would air is false. The Respondent never agreed to run any "approved" commercial and in fact, as previously stated, Miss Schneider was informed on October 29th that the Respondent *would not* air the inferior television commercials due to the amateurish quality of the production. The Respondent made it very clear to Miss Schneider that he was embarrassed to associate himself with such a work product and that if she

⁴² See Affidavit of Allen D McReynolds, Exhibit C, ¶ 12.

⁴³ See Declaration of Darlene Kunkle, Exhibit D, ¶ 9

wanted it to air, she would have to make the arrangements herself.

23. The unverified statement of Steven Runfeldt in which he states in ¶ 6 that "Mr. Shelton and the others showed Ms. Schneider an attack ad"⁴⁴ is false. The Respondent never met with Miss Schneider to view the McIntosh television commercial and as stated previously, the Respondent has never spoken to Miss Schneider or Mr. Runfeldt about said television commercial. The Respondent did not come to the campaign office until approximately 2.00 PM on November 1, 2002, approximately three hours after Miss Schneider supposedly saw the McIntosh television commercial and therefore could not have been present when Mr. Runfeldt claims he showed it to Miss Schneider.⁴⁵
24. Since Miss Schneider admits to having seen the McIntosh television commercial on the morning of November 1st, one must ask the question as to why she never voiced her objections to the Respondent during their one hour lunch meeting two hours after seeing the commercial? Was it because she wanted the commercial to air and have the opportunity to assess the public's reaction without having to accept responsibility? Maybe she also wanted it to air and relished the idea of being able to blame her impending loss on someone else.⁴⁶

⁴⁴ See Unverified Declaration of Steven Runfeldt attached hereto and made apart hereof as Exhibit L. Respondent obtained Mr. Runfeldt's unsigned declaration from Miss Schneider's Complaint to which it was an attachment.

⁴⁵ See Affidavit of Misty Smeltzer, Exhibit B, ¶ 9.

⁴⁶ Miss Schneider's admission of seeing the McIntosh television commercial appears to contradict the representations of Ardis Boch in ¶ 8 of her Declaration attached to Miss Schneider's Complaint as an unlabeled exhibit, where Mrs. Boch states unequivocally "I had no

25. One should also ask the question -- What was it that made the McIntosh television commercial "negative"? The commercial was truthful and presented only verified facts to the electorate in order to aid them in their decision making processes. At no time, before or after the election, has the Respondent ever received criticism for the McIntosh television commercial. Apparently, the only person who thought the commercial was negative was Miss Schneider and her few groupies. Could it be that she is now looking for any reason other than the truth to justify her loss to a "superior" opponent? The Respondent does not accept the conclusion that the McIntosh television commercial was "negative" simply because Miss Schneider claims that it was negative.

(VHS Videotape Allegedly Mailed to Manatee County Voters)

26. In Footnote 10 of her Complaint, Miss Schneider alleges that the Respondent utilized Swain Film & Video, Inc. for the unauthorized production of the McIntosh television commercial, as well as a longer VHS format videotape which was intended to be mailed to residents of Manatee County, Florida. The amount claimed is \$1,527.96. Once again, Miss Schneider has misrepresented the facts. The \$1,527.96 consist of two invoices: (1) \$1,153.46 (hereinafter, "Swain Invoice 1")⁴⁷ and (2) \$374.50

idea that Ms. Schneider had never been shown the ad. . . ." Mrs. Boch seems quite sure Miss Schneider never saw the commercial, Miss Schneider and Virginia Hoffman says she did. Which affidavit, executed under the penalties of perjury, is correct?

⁴⁷ See Invoice from Swain Film & Video, Inc. in the amount of \$1,153.46 attached hereto and made apart hereof as Exhibit M. This Exhibit is contained within the Complaint as Complaint Exhibit H; however, Miss Schneider has not labeled her exhibits and as such they are confusing to identify by letter.

(hereinafter, "Swain Invoice 2")⁴⁸. Swain Invoice 2 represents services rendered in connection with two radio commercials involving actors Martin Sheen, Alec Baldwin and other well known celebrities. These radio commercials were, according to Mr. McIntosh, approved by Miss Schneider and, to the best of the Respondent's knowledge, ran without objection.⁴⁹ Swain Invoice 1 was for raw videotape footage shot in connection with a proposed videotape written and produced by Mr. McIntosh and to be distributed within Manatee County. However, as stated in more detail in the following Paragraph 27, the final version was deemed unacceptable by the Respondent and not distributed. The Respondent never authorized any expenditures for the distribution of the videotape and as previously stated does not believe that it was distributed. It is the belief of the Respondent that only one copy was made.

27. As stated in Paragraph 26, *supra*, the Respondent did authorize pre-production expenses of a longer VHS videotape (approximately 5 to 10 minutes in length) to be distributed to residents of Manatee County, Florida.⁵⁰ However, even though

⁴⁸ See Invoice from Swain Film & Video, Inc. in the amount of \$374.50 attached hereto and made apart hereof as Exhibit N. This Exhibit is also contained within the Complaint as Complaint Exhibit H; however, Miss Schneider has not labeled her exhibits and as such they are confusing to identify by letter.

⁴⁹ The Respondent has no knowledge or recollection of the utilization of Swain Film & Video, Inc, for production of radio commercials. To the best of Respondent's recollection, another company was used to "format" the radio tapes and that was done long before November 1st, the date of the Swain Invoice 2. Furthermore, the Respondent is positive that he did not authorize Swain to do any work or agree to pay for any work by Swain during the last couple of days of his association with the campaign. These facts become important considering the date of the Swain Invoice 2, which is November 1st, the day the Respondent departed.

⁵⁰ Complaint, Page 4, ¶ 2, Last Sentence.

approved by members of the management committee,⁵¹ it was decided that the videotape advertisement would not be produced. In her Complaint, Miss Schneider falsely states "It was not until some weeks after this discovery that [she] learned of the longer attack videotapes apparently mailed to Manatee county voters."⁵² The Respondent has no knowledge of the production, nor mailing, of any such videotapes and seriously doubts that such a mailing occurred -- since only one copy of the videotape was made. As stated, the Respondent never authorized any campaign committee funds for the reproduction or mailing of the videotape. A review of the campaign finance reports fails to reveal any expenditure for the production or mailing of this alleged videotape. The Respondent demands strict and full proof that campaign funds were used for the mailing of the videotape and he believes this allegation to be another example of Miss Schneider's criminal perjury.

(Social Security Mail Piece)

28. The social security mail piece was written and produced by Mr McIntosh, a paid employee of the campaign committee. The Respondent never saw the final product, prior to mailing; however, he was informed by Mr. McIntosh that "it had been

⁵¹ Notwithstanding the fact that the videotape was approved for distribution by the Respondent, Lowell Jones, Jacqueline "Jackie" S. Jones, and Al Leach (four of the six members of the management committee), the Respondent felt that it was not a wise investment of campaign funds and it was not distributed. Furthermore, notwithstanding the outrage she expressed in her declaration, Virginia Hoffman assisted Mr. McIntosh with the production of the videotape by taking photographs for use in the videotape, its cover as well as the McIntosh television commercial. A copy of Ms. Hoffman's work product is attached hereto and made apart hereof as Exhibit O. Once again, however, it appears that the only person who felt that the videotape was "sleazy" is Miss Schneider

⁵² Complaint, Page 6, First Sentence.

approved by Miss Schneider” Miss Schneider was advised by the Respondent at the October 18th meeting that there would be three mail pieces sent the week prior to election day. Miss Schneider agreed with this arrangement. The Respondent has never had a conversation with Miss Schneider concerning the social security mail piece and had no reason to believe that Mr. McIntosh had misrepresented Miss Schneider’s approval. The unverified statement of Steven Runfeldt suggests that Mr. McIntosh had not advised Miss Schneider of his intentions concerning this mail piece; however, this is the first time that the Respondent has received this information.⁵³

(Bradenton Herald Advertisement)

29. The Respondent denies having authorized the delivery of any payment to the Bradenton Herald for any print advertisements which ran on November 3rd and 4th. The Respondent did not see the Bradenton Herald advertisements until after they had been published and after he had quit the campaign committee. *At no time* did the Respondent approve any advertisements which ran in the Bradenton Herald.⁵⁴ The Respondent did reserve space with the sales department for the Bradenton Herald when they called the Respondent on Wednesday, October 30th to offer a special rate being made to political candidates. In anticipation of utilizing the space, the Respondent did authorize the campaign treasurer to issue a check in the amount of \$4,113.75. However, at the time of the Respondent’s departure in the early afternoon

⁵³ See Declaration of Steven Runfeldt (Unverified), Exhibit L, ¶ 7

⁵⁴ Jason had prepared an advertisement involving a letter from a Reverend Whiting to Manatee County voters; however, the Respondent did not approve payment for the ad and it never ran

of Friday, November 1st, he had made no arrangements to provide the Bradenton Herald with copy of any advertisement nor delivery of the campaign committee check in the amount of \$4,113.75 as payment. The check was left on the Respondent's desk in the campaign committee office. The Respondent has no knowledge of how the check was delivered to the Bradenton Herald and can only assume that Mr. McIntosh placed the unauthorized advertisement with them and made arrangements for delivery of the payment.

- 30 The assertion of Jacqueline S. Jones that "an advertisement that had never been shown to Ms. Schneider was substituted in the Bradenton Herald for one the candidate had approved" is a false statement and nothing less than perjury.⁵⁵ Miss Schneider's identical statement in the Complaint, likewise, is false and another example of her total lack of disregard for the truth.⁵⁶ It is very clear that Miss Schneider, or her attorney, have counseled Ms. Jones to lie about the facts of this situation. The Respondent was responsible, at least until his resignation, for the creation of all advertisements placed in the print media. At no time did the Respondent prepare an advertisement for the Bradenton Herald and nor did he present one to Miss Schneider for her approval. Therefore, Ms Jones' assertion that an unapproved advertisement was substituted for an approved one is completely false as no advertisement, approved or otherwise, was ever created by the Respondent for

⁵⁵ Declaration of Jacqueline S. Jones attached hereto and made apart hereof as Exhibit P (Exhibit P, ¶ 8)

⁵⁶ Complaint, Page 5, ¶ 3.

insertion into the Bradenton Herald space.⁵⁷ Any advertisement which ran in the Bradenton Herald was run without the knowledge or authorization of the Respondent

31. On November 7, 2002, Mr. McReynolds had a telephone conversation with Mr. McIntosh concerning the McIntosh television commercial and the Bradenton Herald advertisement at which time he confirmed to Mr. McReynolds his involvement, as well as the aforesaid description of events.⁵⁸ On November 9, 2002, Mr. McReynolds met with Miss Schneider and Mr. McIntosh to further discuss the issue and to remind her that the management committee had reviewed and approved the McIntosh television commercial⁵⁹ Miss Schneider became hysterical and refused to acknowledge any of the facts as presented. Miss Schneider has consistently refused to hold Mr. McIntosh responsible for his involvement, even though he was her employee and paid to manage the campaign. Furthermore, even though Miss Schneider claims to have fired everyone associated with the McIntosh television commercial, Mr. McIntosh and his assistant continued to work on the campaign for

⁵⁷ See Affidavit of Misty Smeltzer, Exhibit B, ¶ 32 in which she affirms that all advertisements were discussed with her prior to being finalized and the Bradenton Herald advertisement was never discussed. Ms. Smeltzer claims to have never seen the Bradenton Herald advertisement until May 13, 2003 Ms. Smeltzer does verify the Respondent vetoing payment for the Reverend Whiting advertisement for the Bradenton Herald.

⁵⁸ Another contradiction is Miss Schneider's assertion in her Complaint, Page 5, ¶ 1 in which it states she "promptly fired Mr. Shelton and all campaign workers demonstrably involved in the deceit." This is false as Mr. McIntosh and his assistant, Steve, continued working for Miss Schneider for several more weeks as well as the likes of Virginia Hoffman, Lowell & Jackie Jones, Marilyn Harwell, etc.

⁵⁹ See Affidavit of Allen D. McReynolds, Exhibit C, ¶ 14.

several more weeks.⁶⁰

(General Denial of Count II Allegations)

32. The Respondent finds it very interesting that neither Miss Schneider, nor any of her puppets, has offered copies of the allegedly "approved" advertisements, unless, of course, one assumes that they do not exist.
33. Upon the Respondent's departure from the campaign committee on November 1st, the only responsible party left to conclude the work of the campaign was Mr. McIntosh and his assistant. The only other paid employee, Misty Smeltzer, resigned on the evening of November 1, 2002.⁶¹
34. It should also be noted that Miss Schneider has a reputation for making false and misleading statements. For example, on the evening of Friday, November 1, 2002, Miss Schneider stated to Allen McReynolds that she did not see the McIntosh television commercial until that evening. In a letter to the Respondent dated November 11, 2002, Miss Schneider stated "which you not only ran without showing to me . . ."⁶² Directly contradicting Miss Schneider, Virginia Hoffman states in her Declaration that she "clearly remembers Mr. McIntosh and myself showing Ms. Schneider a videotape of a new commercial at approximately 11:00 AM."⁶³ There

⁶⁰ Declaration of Virginia Hoffman, Exhibit A, ¶ 11.

⁶¹ See Affidavit of Misty Smeltzer, Exhibit B, ¶30.

⁶² See Letter from Jan Schneider to Michael Shelton, dated November 11, 2002, attached hereto and made a part hereof as Exhibit Q

⁶³ Declaration of Virginia Hoffman, Exhibit A, ¶ 7.

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were no other commercials which could have been shown to Miss Schneider and the one she saw had to be the McIntosh television commercial. The Complaint is filled with examples of these types of discrepancies and falsehoods and reveal that one of the many purposes of Miss Schneider's actions might be to redirect blame to others instead of acknowledging her own shortcomings. It should also be apparent that Miss Schneider's false statements in her verified complaint to this Commission constitute a clear case of perjury.

35. Miss Schneider alleges violations of the United States Code as well as the Code of Federal Regulations by the Respondent. The Respondent responds to each section/regulation as follows.

A 2 U.S.C. § 441d(a): The Respondent has not violated this section and believed in good faith that the McIntosh television commercial would be acceptable to Miss Schneider as it was not a negative advertisement but a factually correct advertisement. Furthermore, the use of the commercial was approved by the management committee. Upon learning of her disapproval, the commercial was immediately removed from the air. The commercial aired for less than 24 hours. The Respondent is not responsible for the placement or payment of any other advertising which Miss Schneider found to be objectionable.

B. 11 C.F.R. § 110.11: The Respondent has not violated this regulation and believed in good faith that the McIntosh television commercial would be acceptable to Miss Schneider as it was not a negative advertisement but a factually correct advertisement. Furthermore, the use of the commercial was approved by the

management committee. Upon learning of her disapproval, the commercial was immediately removed from the air. The commercial ran less than 24 hours. The Respondent is not responsible for the placement or payment of any other advertising which Miss Schneider found to be objectionable

COUNT III UNAUTHORIZED CAMPAIGN EXPENDITURES

Respondent generally denies the allegations contained in Count III of the Complaint and more specifically states as follows:

- 36 At no time were any of the activities of the Respondent designed to disguise his actions from Miss Schneider and the Respondent denies any such allegations. At all times the Respondent was following the management committee reviewed and approved budget and Mr. Johnson, the campaign treasurer, was fully aware of all expenditures which were being made.
37. The Respondent on several occasions purchased items necessary for the campaign committee, whether by credit card or check, and then immediately sought reimbursement. This process was necessary on many occasions due to the fact that the campaign treasurer was not readily accessible, as misrepresented by Miss Schneider.⁶⁴ The campaign treasurer was a 90 year old man for whom his duties had

⁶⁴ Contrary to Miss Schneider's representations in the Complaint, Page 6, her father, an authorized signer on the campaign committee checking account, did not routinely possess checks and was not permitted to issue checks as needed. The campaign treasurer, Carroll Johnson, has a very strict policy as to when Miss Schneider's father was allowed to have access to the check book, which times were exceedingly rare and only when Mr. Johnson was out of town or incapacitated. Mr. Johnson stated on numerous occasions that he did not trust Miss Schneider's father with the check book.

become increasingly difficult. Initially, all request for reimbursements were submitted to the management committee for the campaign; however, after the first couple of presentations and realizing that the committee members did not even look at the request, the Respondent began to submit his request directly to the campaign treasurer.⁶⁵ Each request was attached to either copies or originals of the receipts. The campaign treasurer had a very strict policy of not reimbursing the Respondent unless he was satisfied that proper documentation was presented.⁶⁶ The Respondent can only assume that the campaign treasurer fulfilled his fiduciary responsibilities as to record retention. Copies of all receipts relating to reimbursements were tendered to him to be made apart of the campaign committee files. Miss Schneider currently owes the Respondent \$8,032.09. Miss Schneider's failure to reimburse the Respondent for his advances on behalf of the campaign or otherwise settle the dispute constitutes a violation of 11 C.F.R. § 116.5. Her failure to report the debt, even though disputed, is a violation of 11 C.F.R. § 16.10.

38. Due to the lack of immediate access to checks, on many occasions the daily operations of the campaign committee would not have been able to be accomplished.⁶⁷

⁶⁵ The Respondent's first request for reimbursement was submitted to the management committee, along with receipts, in July, 2002. Lowell Jones, a senior member of the committee picked up the package, waived it across his forehead without looking at it, stated "looks good to me" and returned it to the Respondent. The remaining members of the committee all shook their heads in agreement.

⁶⁶ The Respondent met with the campaign treasurer on several occasions to explain his request for reimbursements and to assist him with any clarifications needed.

⁶⁷ Such an example would be the unexpected need for stamps, office supplies, and the like on short notice. See Affidavit of Misty Smeltzer, Exhibit B, ¶ 37.

24.04.403.4373

The Respondent was not the only campaign committee worker who made expenditures and then sought reimbursement. The campaign committee finance reports are filled with the names of volunteers who received reimbursements to include, but be limited to, Marilyn Harwell, the campaigner manager, who advanced the sum of \$10,650 00 on October 28, 2002 to pay for radio advertising. This arrangement was necessary because the campaign treasurer was unavailable due to surgery and Miss Schneider's father, an authorized signer on the campaign committee bank account, was nowhere to be found. Ms. Harwell was promptly reimbursed by the campaign committee. Had Ms. Harwell not made this expenditure when she did, it is doubtful that the campaign's radio advertisement program would have been implemented. Time was of the essence.

39. Miss Schneider has never made a request to the Respondent for copies of receipts relating to reimbursements made to him. Inasmuch as the Respondent is unaware as to specifically what receipts are needed, he is unable to respond to this allegation in any further detail. The Respondent does assert though, that at no time were funds loaned to the campaign committee by him nor were expenditures made without the good faith belief that adequate funds were on deposit in the campaign committee account to cover the resulting reimbursement. The Respondent spoke to the treasurer on almost a daily basis to ascertain and verify the amount of campaign committee funds available.
40. In fact, the Respondent has made several offers to Miss Schneider, via Mr. Johnson and his attorney, Dennis Plews, Esq., to assist her with completing any filing

obligations. Furthermore, upon recently learning of Miss Schneider's need for information beyond that which is stored on the Respondent's computer, he immediately wrote to Miss Schneider offering his assistance.⁶⁸ To date, he has received no request for documentation or other assistance bringing into question whether there was ever a need for documentation or if this was just another false allegation.

41. Miss Schneider alleges violations of the United States Code as well as the Code of Federal Regulations by the Respondent. The Respondent responds to each section/regulation as follows:

A. 2 U.S.C. § 432(a): The Respondent was not the campaign treasurer nor did he accept the responsibilities of the campaign treasurer. The Respondent fails to recognize the applicability of this section to him.

B. 2 U.S.C. § 432(h)(1): Nothing in this section disallows the reimbursement of expenses advanced on behalf of the campaign committee as authorized by 11 C.F.R. § 102.9. All reimbursements to the Respondent were documented and submitted to the campaign treasurer for approval and payment. If the campaign treasurer felt any impropriety was occurring or he needed additional documentation, it was his fiduciary obligation to refuse payment of the reimbursement. Quite to the contrary, Mr. Johnson approved all reimbursements requested by the Respondent. Should Miss Schneider need additional documentation on reimbursements made to the Respondent,

⁶⁸ See Letter from Respondent to Miss Schneider, dated May 26, 2003, attached hereto and made apart hereof as Exhibit S.

she only need ask, in writing, with specificity. The Respondent will assist in providing any specific requested documentation available to him.

C. 11 C.F.R. § 102.7: The Respondent was not the campaign treasurer nor did he accept the responsibilities of the campaign treasurer. The Respondent fails to recognize the applicability of this regulation to him.

D. 11 C.F.R. § 102.9: This regulation specifically allows the reimbursement of expenses advanced on behalf of the campaign committee. All reimbursements to the Respondent were documented and submitted to the campaign treasurer for approval and payment. If the campaign treasurer felt any impropriety was occurring or needed additional documentation, it was his fiduciary obligation to refuse payment of the reimbursement. Quite to the contrary, Mr. Johnson approved all reimbursements requested by the Respondent. Should Miss Schneider need additional documentation on reimbursement made to the Respondent, she only need ask, in writing, with specificity. The Respondent will assist in providing any specific requested documentation available to him.

42. Miss Schneider's allegations concerning the wasting of campaign committee funds as well as undermining her campaign are outrageous at best. Miss Schneider's campaign treasurer, Mr. Johnson, along with members of the management committee, begged and pleaded with the Respondent not to quit the campaign on several occasions.⁶⁹

⁶⁹ These individuals (all senior campaign advisors) include, but are not limited to, Lowell Jones, Jacqueline "Jackie" S. Jones, Marilyn Harwell (campaign manager), Allen McReynolds and Sanford Gordon (advisory committee chair). Lowell Jones even expressed his great relief upon discovering that the Respondent had cancelled a European vacation scheduled for October and which had been booked almost a year earlier. The cancellation cost the

Miss Schneider is a very difficult person to work with and it was she who undermined the campaign at virtually every opportunity Miss Schneider is doing nothing more than attempting to blame a volunteer for her political and professional shortcomings.

43. Furthermore, detailed budgets, corresponding to a detailed campaign plan, were prepared weekly and sometimes more frequently, based upon the amount of incoming campaign contributions. These budgets were e-mailed to all members of the management committee prior to each meeting which was often twice a week. A copy was also supplied to Miss Schneider; however the Respondent felt she never reviewed them. These budgets were discussed and approved by the management committee. It is outrageous for Miss Schneider to suggest that her money was spent recklessly and without her knowledge.⁷⁰
44. Miss Schneider's credibility must be seriously questioned. In her Complaint, Page 7, Line 2, Miss Schneider describes a piece of campaign mail as "the Social Security mailer that the candidate expressly directed not be produced." However, on Page 5 of the Complaint, ¶ 2, Miss Schneider states quite the contrary when she claims that

Respondent almost \$1,000.00 in lost reservation payments. Mr. Johnson came to the Respondent's home on at least two occasions and made lengthy arguments as to why the Respondent should not leave the campaign. All of these people repeatedly stated that without the Respondent, there would be no campaign. Al Leach, the Chair of the 13th Congressional District for the State Democratic Party, actually made several attempts at warning the Respondent about continuing to associate with Miss Schneider.

⁷⁰ Copies of two Campaign Plans with Budgets are attached hereto and made apart hereof as Exhibit T. These plans indicate the details which were provided to Miss Schneider. The Respondent received no indication that Miss Schneider ever studied any of the plans submitted to her. Plans were updated, at a minimum, on a weekly basis and copies provided to all senior members of the campaign to include the candidate.

“she knew nothing and had never been shown even a draft” of the social security mailer. This is another of many examples of Miss Schneider’s deception which is being perpetrated upon this Commission.⁷¹ The Respondent would hope that the Commission would initiate the appropriate remedies as a result of the numerous examples of perjury by Miss Schneider.

COUNT IV HARASSMENT

Respondent generally denies the allegations contained in Count IV of the Complaint. As to the litigation between Miss Schneider and Mr. McReynolds, Miss Schneider would prefer to involve a federal agency with extremely limited resources rather than return the personal items of a volunteer campaign worker which have been entrusted to her.⁷² Miss Schneider also fails to mention that the McReynolds civil suit was filed only after she refused to return items in her possession and was decided against her. A judgment was entered against her on May 28, 2003⁷³. A civil suit which

⁷¹ The list of examples displaying Miss Schneider’s lack of integrity and truthfulness is almost endless. In June, 2002, the respondent questioned Miss Schneider as to why she continued to claim a “homestead exemption” on her condominium in Washington, DC, a residence she has not lived in for several years. Miss Schneider ignored the inquiry and continues to this day to claim the apparently illegal tax credit of \$30,000.00. Throughout the campaign, Miss Schneider insisted that she was a full-time resident of the state of Florida and on October 13, 2002, she stated to a reporter from the Sarasota Herald that she has lived full time in Sarasota since 1999. *See* Real Property Assessment Sheet for Miss Schneider’s condominium attached hereto and made apart hereof as Exhibit U. *See also* Sarasota Herald Tribune, Oct 13, 2002, at A1 and related articles are collectively attached hereto and made a part hereof as Exhibit V.

⁷² Contrary to Miss Schneider’s assertions, the vacuum cleaner was not “ancient” or “broken”, but in excellent working condition according to Mr McReynolds. *See* Affidavit of Misty Smeltzer, Exhibit B, ¶ 42, as well as the Affidavit of Allen D. McReynolds, Exhibit C, ¶ 18.

⁷³ *See* Final Judgment entered by the Honorable Judith M. Goldman, County Court for Sarasota County, dated May 28, 2003, attached hereto and made apart hereof as Exhibit W.

results in a judgment against the defendant cannot be considered frivolous by anyone's standards. Common decency and a desire to maintain a level of professionalism dictate that the Respondent not waste the Commission's valuable time and resources by reciting the numerous malicious acts of harassment committed by Miss Schneider against the Respondent and his friends.⁷⁴ Miss Schneider should be embarrassed by involving a federal regulatory agency in such petty allegations.

CONCLUSION

Even after publicly resigning from the campaign committee, the Respondent continued to assist the campaign treasurer, Mr. Johnson, for the last couple of days of the campaign. Mr. Johnson is an elderly man who was extremely pressured by the demands of the campaign.⁷⁵ The Respondent even relayed a message to Miss Schneider, via Mr. Johnson, that he would be willing to return to work to finalize the loose ends of the campaign. During all of this time, Miss Schneider's main concern was self destruction. All the Respondent wanted to do was finish the job he began. As was expected by many working on the campaign, Miss Schneider would come looking for a scape goat as soon as she lost.⁷⁶ Miss Schneider's complaint is without merit and her way of slaughtering the poor goat who worked full time for her for five months without compensation or expectation. Miss Schneider left behind a long history of mental instability during her campaign and she displayed this

⁷⁴ By way of example, the Respondent has avoided all contacts with the media concerning his dispute with Miss Schneider; however, she had no reservation when she publicly slandered the Respondent in the March 29, 2003 edition of the Sarasota Herald Tribune. See Exhibit J of Miss Schneider's Complaint.

⁷⁵ Miss Schneider's replacement for Mr. Johnson as campaign treasurer was not much better. Harold Schneider, Miss Schneider's father, is also a 90 year old man without the mental or physical capacity to adequately handle the requirements of the job.

⁷⁶ See Affidavit of Misty Smeltzer, Exhibit B, ¶ 41

by repeatedly distorting the facts and even lying to newspaper reporters, trusted volunteers, and others.⁷⁷ The Respondent is the harassed party in these proceedings.

It would also appear from the allegations in her Complaint that Miss Schneider is refusing to accept responsibility for her campaign committee and specifically her employee, Mr. McIntosh. It is obvious that she is attempting to hold the Respondent responsible for the malfeasance of her campaign treasurers and campaign committee employees, such as Mr. McIntosh and his assistant.

The Respondent would like to remind the Commission of the following undisputed facts:

1. The Respondent was not the campaign treasurer. The Respondent has not withheld any campaign committee records from Miss Schneider which were not otherwise available to her. All campaign committee records, at the time of his departure, were presumably in the control and possession of the campaign treasurer, Mr. Johnson. The Respondent had no duty to maintain campaign committee finance records. That was the duty, and continues to be the duty, of the campaign treasurer. The Respondent has only asked to be compensated for providing a second copy of his personal files, a work product in which Miss Schneider has no proprietary interest. Miss Schneider most likely finds herself in the predicament that she does because she choose as her two campaign treasurers, ninety year old men who committed well beyond their abilities.
2. The Respondent had no involvement in any of the alleged objectionable advertisements except for the short period of time in which the McIntosh television

⁷⁷ *Id.* at ¶ 34. See also Exhibit "C", ¶ 9 (more examples of Miss Schneider's false statements).

commercial aired The McIntosh television commercial was approved by the management committee. Upon learning of Miss Schneider's hysteria and irrational behavior, he personally and immediately withdrew the commercial from the air. At all times during this period, Mr. McIntosh was in control of the campaign. All other assertions are expressly denied and are nothing more than bald allegations without the offering of any evidence in support thereof

3. The Respondent had full and complete authority to expend campaign committee funds as he saw appropriate Miss Schneider may not withdraw that authority now that she has lost her campaign.
4. The Respondent assumed responsibility for a campaign which was non-existent in early June, 2002 and produced a primary election victory for Miss Schneider in September in which she triumphed over three other Democratic candidates with 44.4% of the vote The Respondent then continued his efforts and produced a near victory when Miss Schneider received 46.37% of the vote in November, 2002. Miss Schneider received this astonishing return, despite receiving no help from the county, state or national Democratic parties and being outspent by the reigning queen of the Republican party, Katherine Harris, by a margin of 10 - 1. Miss Schneider also fails to mention the CNN poll just prior to the general election in which she was allegedly up by 2 points over her opponent. At about the same time, Ms. Harris began a series of very negative attack ads and ultimately won the election. Ms. Schneider refused to allow her campaign staff to respond to the attack ads

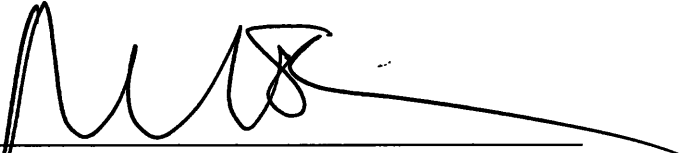
5. Without the hard work of the Respondent, Misty Smeltzer, Jason McIntosh and a handful of committed volunteers, Miss Schneider would have been a bigger political joke that she actually became. Any credibility she possessed as a candidate came from the efforts of these few.⁷⁸

Finally, it is the Respondent that is being harassed by the Miss Schneider. If Miss Schneider placed as much energy into completing her obligations as a candidate for federal office and complying with federal election laws, as she does in attempting to malign the Respondent, her problems would have long been resolved.

⁷⁸ It appears that Miss Schneider has announced her intentions to once again campaign for Congress from Florida's 13th congressional district and some things never change. During her 2002 campaign, Miss Schneider was infamous for either calling or e-mailing the local newspapers when they gave her opponents more coverage than they gave to her. On June 3, 2003, Joe Simonetta announced in the Sarasota Herald Tribune that he was the first to file to run against Katherine Harris. True to her form, Miss Schneider could not allow that to pass without contacting the newspaper and demanding that they report she was the first to file. The Herald Tribune reported this fact on June 5th. Once again, Miss Schneider's focus is misdirected and she is more interested in being able to claim "she is the first Democrat to enter the race." A truly professional and responsible candidate would be talking about the issues facing America, such as the budget deficient, the environment, the President's terrorist strategy and other pressing matters. Presenting a credible and professional image is the cornerstone of a winning campaign strategy. Being obsessed with fellow Democratic candidates is not. I believe Miss Schneider's comments in this article tell the whole story. See newspaper articles from the Sarasota Herald Tribune attached hereto and made apart hereof as Exhibits X & Y, respectively.

Therefore, the Respondent respectfully request that Miss Schneider's Complaint be dismissed
by the Federal Election Commission.

I SOLEMNLY AFFIRM UNDER THE PENALTIES OF PERJURY THAT THE
CONTENTS OF THE FOREGOING AFFIDAVIT ARE TRUE TO THE BEST OF MY
KNOWLEDGE, INFORMATION AND BELIEF.



Michael J. Shelton

June 9, 2003

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FAL SERVICE CTR

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Exhibit A

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

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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.

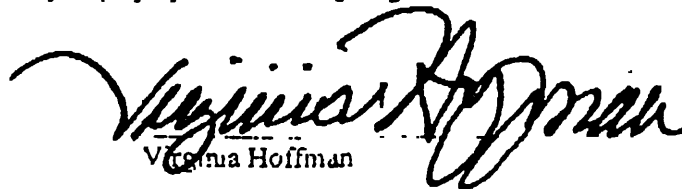
9 I remained at headquarters all day that Friday before election day, until approximately 9:00 PM. Mr Shelton returned to the office at least twice in the course of the afternoon and evening. I personally witnessed Mr. Shelton throwing credit card vouchers in the garbage can and heard him complaining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

2025.04.04.1430

Exhibit B

Affidavit of Misty Smeltzer

BEFORE THE FEDERAL ELECTION COMMISSION

**Jan Schneider and
Schneider for Congress
(ID - 374751)**

Complainant

v

Michael J. Shelton

Respondent

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MUR # 5361

AFFIDAVIT OF MISTY SMELTZER

I, Misty Smeltzer, being at least 18 years of age and fully competent to testify to the matters contained herein states as follows

1 As a preliminary comment, I would like to state that since leaving my employment with the Schneider for Congress campaign, I have not spoken publicly about Jan Schneider or my involvement with her campaign. However, I can no longer keep my silence when she is making such outrageous and deliberate allegations against those of us who organized and brought success to her campaign.

2 I was hired by Jan Schneider to work on her congressional campaign from June 10, 2002 through November 1, 2002 as her communications director/campaign office manager/lead organizer/scheduling coordinator/field director. I was paid \$700.00 per week for my work.

3 On the evening of Sunday, June 9th, I had dinner with Jan (Michael Shelton, Sandy Pilkington and my son were also present) and during that time we spoke about her need to hire me.

to bring organization to her campaign Jan stated that she felt she had the most disorganized campaign ever and was in desperate need of help This was approximately three months after the start of her campaign and she was at complete odds with her campaign manager, Ben Kirby, who, because of her refusal to cooperate, was unable to perform his job effectively

4 In the relatively short period of time that Ben was around the campaign prior to resigning, I watched Jan direct him to do a task, stop him and put him on another, only to be stopped again and re-directed yet again Jan was constantly complaining about how Ben could never complete a task – well she was right, she would not allow him to finish

5 At all times during the aforesaid dates, I was intimately involved in all aspects of Jan's campaign I was present in the campaign headquarters nearly every day My duties involved just about every aspect of the campaign and certainly all areas dealing with the day to day functions of running a political campaign I worked closely with Michael Shelton, on a daily basis, and discussed all aspects of the campaign with him during that time Michael was my immediate supervisor

6. At all times during the campaign, Michael was authorized by Jan to spend campaign funds as he felt appropriate. By all appearances, this authority was absolute and without limitation In fact, on several occasions I observed Jan come to Michael and ask him to authorize the campaign treasurer, Carroll Johnson, to issue a check for some reason or another At all times, the campaign treasurer was fully aware of all expenditures which were being made as he was the only one who

could sign checks (except for Jan's father who rarely did so) Michael would meet with Mr Johnson every couple of days in our private offices to discuss expenditures and review requests for checks to be issued by Mr Johnson Michael was always meticulous, almost to the point of being obsessive, about having receipts for every expenditure to give to the campaign treasurer Mr Johnson was equally obsessive about his records He would not issue a check for anything without first having received authorization from Michael and then a receipt evidencing the amount to be paid Mr Johnson always collected these items and took them with him upon leaving the campaign headquarters On almost a daily basis, I observed Michael making photocopies of donations received the previous day as well as receipts for expenditures and then delivering them to Mr Johnson These records were delivered by either placing the records into Mr Johnson's "in box" in the campaign headquarters or personally handing them to him whenever he was in the office Michael spoke to the campaign treasurer on almost a daily basis to keep track of how much money the campaign had in the bank Michael was obsessed with maintaining his budget

7 Attempts to plan and develop strategies with Jan were virtually impossible Jan had an utter disregard for any organizational aspects of the campaign The following are but a few examples of the problems encountered while trying to work with Jan

A After the primary election, I asked her repeatedly to approve revisions and updates to the campaign website She routinely ignored my request and after approximately five weeks of asking, I finally gave up It was not until Michael located a volunteer, who specialized in web design, that the campaign website was updated Once again, she refused to work on approving it and when she

saw the final product, she became very upset and disruptive because, as we predicted, she did not approve

- B. Meetings would be called involving Jan at remote locations away from the headquarters in an effort to keep her focused. Most times, she would not show up. She missed two meetings with Steve Runfeldt to discuss MOVEON.org and the possibility of its involvement in raising money for her campaign. Without any assistance or involvement by Jan, MOVEON.org ultimately raised almost a third of her total contributions.
- C. Several radio scripts (to be read by Hollywood celebrities) were given to her for approval and she refused to take the time to read or revise them even though the stars were only going to be available in the studio a very short period of time. It was made very clear that her attention to these issues was very time sensitive. These spots were ultimately made using scripts written by Michael.
- D. She would receive invitations in the mail, at her home, to public events and fail to inform me of them, even though I was responsible for maintaining her calendar. She would then either be double booked, of which I was constantly held responsible for, or she would just not appear. I would usually find out about the event when the organizer would call on the day of the event to inquire as to why Jan had not responded or they would call after the event, upset and inquiring as to why Jan did not attend. Many times Jan would

commit to an event, not inform me and then forget about it resulting in a no-show. She was constantly blaming me for these scheduling errors when I was given no information about the event. On more than one occasion, she would not attend the event which I had scheduled her for and attend something totally different of which I knew nothing. I can recall one specific event when I scheduled her to leave one at approximately 6:30, drive 2 blocks to another (the Southwest Florida Business Guild - a gay and lesbian organization), stay a short time and then proceed to Venice, Florida (30 miles away) for a third event. Instead of following my schedule, she chose to skip the second event, without any notice to the Guild, and proceed to the Venice event. Needless to say, the Guild membership was very upset when she failed to appear.

E Jan was very insensitive to the fact that I am a lesbian and Michael is a gay man. I firmly believe that these facts influenced her behavior towards us.

F Jan refused to engage in *any* fund raising activities and as a result, she was outspent by her opponent 10 to 1. One of my assigned duties was to sit with her and assist with fundraising calls. She absolutely refused to schedule time

for this activity. She also allegedly scheduled a neighbor's house for use at a fundraiser only to have the neighbor, Anna Neuman, claim that she told Jan her house would not be available. This was discovered only after 500 invitations had been mailed. Exhibit 4

- G Due to her difficult nature, Jan required over ten hours of studio time to produce a 30 second commercial the first week of July. She also paid over \$8,000.00 in production cost. This commercial was produced during a short period of time in which Michael was not working for the campaign. I know personally that he produced many other commercials, of much greater quality and for other campaigns, for less than \$600.00 each. If anyone was wasting money in the campaign, it was Jan Schneider.
- H Late in the general election campaign, Jan was presented with a two paragraph letter which we wanted to make a special plea for contributions via e-mail. Jan insisted upon reviewing the contents of the e-mail and took it from me. Despite repeated requests during a period of over a three weeks, she refused to return it to the office. The e-mail was never sent.
- I Jan habitually showed up late for public events.

I have attached a copy of an article from the Sarasota Herald Tribune, written by Tom Lyons, where she is almost ridiculed for her character flaws Exhibits 1 & 5

J Her general behavior was nothing less than reckless Shortly after I started work for Jan, I asked my 13 year old son to assist me with organizing her campaign papers The campaign, while three months old, was in utter disarray and nothing could be found

K Despite my request and that of Michael for a daily meeting with Jan to plan strategies, she refused, and then usually complained about the decisions made in her absence Jan displayed a total lack of respect for Michael and me

Further, she fostered an environment in the campaign headquarters in which volunteers displayed no respect for the paid staff. Ardis Boch, the receptionist, would bang on a window to tell me I had a telephone call despite my repeated request that she stop. Her response and attitude was something to the effect of "I'm not paid like you, I'm a volunteer." Ardis was one of Jan's best friends. Jan refused to allow the establishment of any type of chain of command and was notorious for playing people off of each other. It was a very destructive environment to work in and around.

L In October, I began to have weekly meetings with several volunteers with press experience. The meetings were held outside of the headquarters and involved Robbie Robinson (computer volunteer), Leo Seligweb, Connie Goldstein (press officer), Steve Rundfeldt and myself. Jan was encouraged to attend each of these meetings, but never seemed to have the interest. I even called her from two of the meetings to inquire if she intended to come and was told both times that she did not.

M *Jan never met any deadlines* given to her whether it be a script for commercials, telephone scripts, bulk mail pieces, talking points for volunteers in door to door or telephone campaigns, print advertisements, surveys/questionnaires for endorsements or any other request. Her refusal to recognize deadlines cost the campaign untold amounts of money because printing usually cost a premium due to the constant need to place rush orders.

- N In July, Jan was asked to locate a home in the Bird Key subdivision (where she lived with her father) in order to hold a campaign fundraiser Jan came back and said her neighbor Anna Neuman, would let us use her home 500 invitations were printed and mailed only to find out the day of the event that Ms Neuman was not even in town and her house was locked tight We were forced to move the party across the street to Jan's home at the last minute When Ms Neuman was asked what happened, she stated she told Jan she would not be in town. Exhibit 4 This was the second time that situation occurred The first major fundraiser, organized by me, Michael and Allen McReynolds, on June 27th was the same experience Jan assured us that we could use the home of Brian Johnson (lead singer of the rock band AC/DC and a local celebrity) At the last minute, we had to move the party to her father's home because the Johnsons never agreed to host a party for her
- O I also recall the event in which Jan telephoned the chair of the Sarasota County Democratic party and screamed at her for the Hillsborough County Democratic Executive Committee supporting her opponent. Candice McElye The chair, Debbie Roginski, immediately was forced to call the campaign manager, and Michael, and inform them to never allow "that woman" to call her again Calling people and screaming at them for the silliest of reasons was common place for Jan. She was notorious for doing this

with the press when she did not get the coverage she thought was appropriate

P All of these traits were evident very early in the campaign and even to the extent that Michael quit on June 28, 2002. It was only after a very unpleasant meeting with her senior campaign advisors and her agreement to abide by a set of rules did Michael agree to return to the campaign on July 7th. A copy of the agreement is attached to my affidavit. Unfortunately, afterwards Jan pretty much refused to abide by any of the terms contained therein.

Q After he quit on June 28th, it became very apparent the extent to which Michael contributed to the organization of the campaign. On Friday, June 29th we took possession of new campaign headquarters space for which Michael had negotiated the lease. During the entire following week, I was unable to achieve hardly anything towards bringing the office together as a workable space. On Saturday, July 6th, we held a volunteer party in the space which was unfinished, undecorated, had no carpeting, no telephone system and only a few borrowed chairs. We had a grand opening party scheduled for two days later and Jan showed absolutely no concern whatsoever. Ben Kirby did not have the financial resources to advance funds necessary to equip the office and the treasurer would not allow blank checks to be issued nor would he accompany us on shopping expeditions. There was plenty of money in the campaign bank account, it was just very difficult to access. Finally, during the weekend of July 6th, the campaign treasurer, Carroll Johnson, the advisory

committee chair, Sandy Gordon and the fundraising chair, Allen McReynolds. all convinced Michael to return to work Michael and I resumed working together on Sunday, July 7th and within one day, we transformed the vacant horrible looking office space into a campaign headquarters ready for our grand opening on Monday, July 8th The party was a great success

R Much to Jan's dismay, she was denied monetary support from the political action committee Emily's List and was very angry The reason given was that she refused to hire a professional campaign manager On October 19th, Jan attended a fundraiser for Emily's List at a local politician's home and felt that it was appropriate to confront the chief-of-staff for the organization over its decision The situation became very ugly resulting in Jan having one of her "melt-downs", as we called them.

Another one of her "melt-downs" occurred the next day when she was consciously not invited to a large McBride for Governor rally being organized by David Finklestein, Esq, Sarasota County chair for McBride for Governor Had it not been for the efforts of Michael and Al Leach, Jan would have never attended the event

S Jan has repeatedly promised me letters of reference for future employment and even sent me an e-mail stating she would do this for me I have attached a copy of the e-mail as Exhibit 2 However, despite my repeated requests, Jan

has failed to provide the first letter on my behalf. This is so typical of her refusal to follow through with her commitments.

8 Because of the difficult personality of Jan, the relationship between her and Michael was quite frequently strained. To be fair, Michael could also be difficult, but only when he felt that he was not getting the cooperation from Jan that was required to do his job. Michael spent much of his time "spinning his wheels" – trying to accomplish every little task, much of which was being undermined by Jan.

9 On Friday, November 1, 2002, I was working in the Schneider for Congress headquarters, as usual, and in early afternoon (around 2:00 PM, I believe) Michael came into the headquarters and was very upset. He preceded to tell me that he had just left a meeting with Jan and he was resigning from any association with the campaign. He then handed me his key to the headquarters and proceeded to make the same statement to Jason McIntosh, a paid staffer of the campaign.

10 Several minutes later, Jan came into the headquarters and I heard Michael. once again. repeat his statement of resignation to her Michael left the headquarters at that time. To the best of my knowledge, he did not return to the headquarters until later that evening, only to retrieve some personal belongings

11 At approximately 6 00 PM on November 1st, I was in the campaign headquarters, along with Jason and several volunteers when Michael returned Michael once again confirmed to me and Jason that he had resigned and was returning for the purpose of retrieving his personal belongings I observed Michael remove a pair of lamps, a clock radio, two coffee mugs and other personal items which I knew belonged to him I did not observe Michael remove any campaign files, records or any other items which may have belonged to Jan or the Schneider for Congress campaign

12 Michael stayed in the headquarters approximately 10 minutes and at no time did I observe him destroy any campaign files or records nor did I observe him access the campaign computer Michael was in my presence the entire time he was in the campaign headquarters The only files Michael kept in the headquarters were for reimbursement receipts and FEC filings Both of these files were kept in the headquarters file cabinet I did not see Michael remove either of these files from the headquarters at any time before or on November 1st

13 Michael rarely used the campaign computer It's main purpose was for internet access and when Michael did use a computer, I know from personal knowledge that he used his personal computer at home Michael was not accustomed to using Microsoft Word and since the campaign computer was not equipped with Corel WordPerfect (his personal software), he chose to work from his home computer. For security purposes, campaign records and files were not kept on the campaign computer. Other than to access credit card records via the internet, no campaign

financial information was associated with the campaign computer. No financial records of any kind were stored on the campaign computer.

14 I had a very serious concern about security in the headquarters and specifically the campaign computer. Approximately two weeks before the general election, Al Leach, a senior campaign advisor, came to the campaign headquarters to generate "target household" information from a database stored on the computer. The data base was provided by NCEC, a PAC. Much to our shock, he discovered that all of the NCEC information as well as several other data bases were no longer on the computer. Fortunately, Al had the information stored on his computer also and we were able to complete the work nonetheless. We were very conscious about security.

15 Credit card contributions to the campaign were processed over the internet and subsequently deposited directly into our bank account. Other than printouts from the campaign website, there were no credit card vouchers used by the campaign and I have no idea what Virginia Hoffman is alleging in her statement. We did not use anything that remotely resembles a credit card voucher.

16 I do recall Virginia Hoffman being in the campaign headquarters upon Michael's return on the evening of November 1st. I always thought it unusual that she began to frequent the headquarters as much as she did the last couple of weeks of the campaign. The night of November 1st Virginia explained that she had refrained from involvement to date.

but was impressed with the organization and the direction the campaign was heading under the leadership of Michael, Jason and myself. Virginia further stated that as a close personal friend of Jan's, she felt obligated to serve in some capacity. It should be noted that many of the photographs contained in Jason's commercial and videotape were made by Virginia and used by Jason. Virginia

had more involvement in the production of these items than did Michael

17 At about the time Michael was leaving the campaign headquarters on the evening of November 1st, I informed him that I had quit also. Jason had already been advised of this fact. From approximately 5 00 PM until my departure that evening, I coached Duncan Warner (an intern) to execute the poll greeting activities for election day – my final task for the Schneider for Congress campaign. It was apparent to everyone, the least of which was Virginia Hoffman, who stated that I had threatened to quit, that I had in fact resigned when I left the campaign headquarters that evening. Jan continues to tell people that she fired me, however, we have never spoken about my resignation or her alleged dismissal. As early as Saturday, November 2nd, Ardis Boch was telling callers to the campaign headquarters that I had been fired. I called Jan to request that she direct Ardis to cease making such slanderous statements. Jan stated that she had no authority over Ardis's behavior. I then warned Jan of her responsibility for the actions of her volunteers but she seemed unconcerned.

18 After Jan won the primary election on September 11, 2002, the atmosphere within the headquarters went from bad to worst. Michael pleaded with Jan to hire a professional campaign manager, however, Jan consistently refused to do so stating that she could not afford it and, besides, that Michael was doing a fabulous job. Michael repeatedly expressed his desires to me that he wished to quit the campaign because he was being asked to manage tasks with which he had no experience. Towards the end of the campaign, Jan told me she intended to buy Michael a gold watch after the November election to reward him for all of his hard work and present it to him at a Democratic Executive Committee meeting. Obviously, she changed her mind.

19 Finally, in the middle of October, Jan stated that she had spoken to Jason McIntosh and decided to hire him to finish the campaign. Jan stated that Jason was an experienced political worker and would be an asset to the campaign. Jan also stated that she had first met Jason during the 1996 Clinton-Gore campaign. Upon his arrival, Jan seemed very fond of Jason.

20 Jan instructed Michael to make the arrangements for Jason to come to Sarasota to begin work. Jason lived out of state at the time and to the best of my knowledge, he lived in Oklahoma.

21 Jan made it clear to me that she had hired Jason for the sole and exclusive purpose of managing the campaign during its final days.

22 Upon Jason's arrival there was no misunderstanding who was in charge. Jason has a very take charge personality and immediately began to make substantial changes in the campaign. Jason and his associate, Steve, who was also hired by Jan, almost moved into the campaign headquarters virtually full time. They were there around the clock, and it was a very exciting time to observe them in action. Their arrival brought a new life to the campaign. Jason very quickly became the managing force behind the campaign. Michael told me on more than one occasion how relieved he was that Jan had finally found a real "campaign manager" and the burden was lifted from his shoulders.

23 At the same time, Michael began to have less involvement in the daily operations of the campaign. Michael became more involved with the Sarasota Equality Project and the Ken Shelin for Congress Campaign.

24 One of the first things Jason did upon his arrival was to begin production of several video advertisements. The first one was a 5 to 10 minute VHS videotape about Jan and Katherine.

Harris While I thought that the concept and videotape itself was very good and effective. Michael decided not to authorize the production or mailing of it To the best of my knowledge, copies were never made of the videotape and it was never mailed

25 The next big project that Jason worked on was the production of a 30 second television commercial which compared Jan to Katherine Harris Jason produced this commercial himself, and it seemed like he did it overnight

26 This television commercial was seen by virtually everyone who entered the campaign headquarters I recall specifically that Lowell & Jackie Jones, Al Leach, Ardis Boch, Campaign Manager Marilyn Harwell, Virginia Hoffman, Suzanne Atwell, Lynn Kalish and many others watched the tape There was unanimous agreement that the commercial was very good and it should be aired immediately.

27 Jason was required to develop a television commercial so late in the campaign because Jan had refused to take the time to work with Michael and develop one to her liking Michael complained constantly about Jan's dismissal of his requests for guidance Consequently, he became very frustrated Then, much to my surprise and shock, Jan came into the headquarters in mid-October with two videotapes that she had prepared to air on television I was even more shocked at how bad they were They were very amateurish and embarrassing They were no match for the advertising being aired by Katherine Harris Michael was even more frustrated and I participated in a conversation with the two of them (on October 29th, I believe) in which Michael made it very clear to Jan that he would not air her commercials He stated that they were unprofessional and that he would not allow his name and reputation to be associated with them I would have done the same. At no time did I ever hear Michael state to Jan or anyone else that he

would run Jan's home-made television commercials. I was always of the impression that the only commercial scheduled to run was the one produced by Jason.

28 Jason's television commercial was not negative. The commercial was accurate and very factual. At no time have I ever heard any criticism of the commercial, except from Jan.

29 To the best of my knowledge, Michael had no involvement in any of the alleged objectionable advertisements, except for placing the television commercial produced by Jason. However, I have personal knowledge that this television commercial was seen and approved by a majority of the management committee. To the best of my knowledge, the videotapes were never mailed to anyone (as alleged by Jackie Jones).

30 Before I was able to leave the headquarters after resigning on November 1st, Jan called on the telephone and asked for me. I was still in the headquarters providing instruction to another paid staff employee (a college intern) who had agreed to finish up one of my projects. Upon speaking to Jan, she was absolutely hysterical and almost incomprehensible. It was clear that she was having another one of her infamous "melt-downs" as they were called around the headquarters, however, I was able to determine that she was upset because Jason's television commercial had aired. She also told me to locate Michael and have him "fire anyone associated with the campaign who had ever *seen* the commercial." I called Michael and informed him of the telephone call. Having already resigned, needless to say, Michael was not in a position to comply with Jan's request.

31 The social security mail piece was prepared by Jason. Jason told me that he was going to get her approval before sending, but had not done so yet.

32 When Michael quit the campaign on November 1st, he informed me that he was leaving a check on his desk payable to the Bradenton Herald. I do not recall the amount; however, he did inform me that no arrangements had been made to provide copy to the paper. Prior to May 13, 2003, I had never seen the advertisement which Jan objects to and which purportedly ran on November 3rd & 4th in the Bradenton Herald. Michael always discussed his advertising plans with me and showed me copies. I would be quite surprised to learn that he had prepared the objectionable Bradenton Herald advertisement and not shown me a copy. I do recall Jason preparing an ad for the Bradenton Herald in the format of a letter written by Reverend Whiting, but Michael did not approve the ad and it apparently never ran in the paper. Even when Michael knew he was leaving the campaign, he pulled an advertisement he knew Jan would not approve.

33 As I previously stated, I was in and around the campaign headquarters on a continuous basis and at no time was I aware of Michael ever publicly stating to anyone that he was planning on placing one campaign advertisement and then, later on, substituting it with another advertisement which he knew would be unacceptable to Jan. In fact, Michael remained in a perpetual state of agitation over request for approvals and Jan's continual refusal to find the time to work with him.

34 Throughout the campaign, Jan had a reputation for making false and misleading statements. For example

A Jan was famous for talking about her good friends Bill and Hillary Clinton. However, she was never able to obtain any support from them and could not even get an appointment to see Hillary had it not been for a volunteer, Allen McReynolds who is a good friend of one of Senator Clinton's staff. Allen

personally made arrangements for Jan to see Senator Clinton in July

B On Sunday, October 13, 2002, Jan was quoted as saying she "hopes a Washington fundraiser this week will help her underfinanced campaign " I was her scheduler and Jan never had any fundraiser scheduled for Washington, DC at any time This was a complete lie made to a journalist who could have easily verified the event, but this obviously did not concern Jan Exhibit 6

C Another total lie occurred while meeting with Chris Cole, a reporter for the Bradenton Herald This also took place in mid-October After meeting with Jan, Chris came into my office and asked me "what about the fundraiser with Hillary [Clinton] on Thursday?" Chris went on to say that Jan had just told him one was scheduled for later in the week As her scheduler and knowing nothing of such an event, I was naturally shocked and called Jan to please come into my office and respond to the question Jan immediately backtracked and said to Chris and myself "oh yeah, I was thinking about cancelling it I don't want to take money from out of the District " Ironical, since the majority of her donations came from persons outside of the District

D During my first week of employment, Jan informed me that she had an interview in Orlando with the AFL-CIO the following Saturday, June 15th, at 1 00 PM She also stated that she was debating over whether she wanted to go as she had a previously scheduled trip to Washington, DC as well a graduation ceremony to attend in New England for her niece the same

weekend Jan ultimately decided to go to the graduation as she said "I can raise more money there " She also failed to inform the union reps that she would not be attending, she simply left town Jan also did not return the union's political questionnaire, stating to me that it was entirely too long and that she did not have time Publicly, Jan told supporters that the union mailed her a state questionnaire instead of a federal version This is true, however, they did correct their mistake and sent her one for federal candidates Jan chose to ignore it To say the least, she did not receive their endorsement, they gave it to her opponent Candice Brown McElyea Jan was furious almost to the point of being obsessed She instructed many different volunteers, to include Michael, to call them and "straighten them out " After Jan won the primary in September, I overheard her instruct a volunteer, Carol Wanta, to call the AFL-CIO and "demand" that they endorse her immediately and that she had never received a correct questionnaire or been invited to an interview When I approached them to tactfully remind her that the lack of endorsement was due to her actions, she began screaming and became hysterical She further yelled that she had never received the proper questionnaire, a statement I personally know to be false

E Jan told anyone who would listen that she had personally raised over a million dollars for the Clinton-Gore Jason, who worked with Jan on the Clinton-Gore campaign, told us that the real number was more like \$90,000 00

214-044-403

F On the evening on February 18, 2003 at the annual Sarasota Democratic Party Kennedy-King Dinner, Jan informed Michael that Sal Dentici (the campaign headquarters landlord) had informed her that I had taken Allen's vacuum cleaner from the headquarters. This statement was made in front of Michael and Mr. & Mrs. Patrick Feheley. When I confronted Jan about this statement, she stated the same, which I unequivocally knew to be a lie. I verified that this was a lie, in the presence of Allen McReynolds, when we visited Mr. Dentici that same evening at his place of business. Mr. Dentici stated that he had never made such a statement to Jan and became very irate that Jan would involve him and fragrantly lie about his involvement.

G Jan also lied about her involvement in refusing a fellow democrat to appear at a fundraiser with her. Michael had been approached by Eunice Connors, a Republican, who offered to produce a "meet and greet" event for Jan and a fellow Democratic candidate who happened to be gay. Eunice made all the arrangements for the event and we even used a location which was obtained by the fellow candidate. Upon learning of the joint arrangement, Jan became very unhappy about having to appear with a gay man. She then instructed Darlene Kunkle to call Eunice and un-invite the fellow candidate even though he was the one who obtained the room. When Michael asked Jan how this happened, she stated in front of me and Michael that Eunice had asked to not have the fellow candidate attend. I then spoke to Eunice who set the record straight and told me that Darlene Kunkle had canceled the co-appearance at

Jan's instructions

35 At no time during the campaign did I ever observe any actions of Michael which could remotely be construed as being designed to disguise his actions from Jan. If anything, Michael spent an incredible amount of time trying to involve Jan in the details of the campaign and to solicit her assistance without success.

36 On several occasions, Michael purchased items necessary for the campaign committee, whether by credit card or check, and then immediately sought reimbursement from the campaign treasurer. The campaign treasurer was not readily assessable. The campaign treasurer was an elderly gentleman who was in way over his head. Jan's father was also a signor on the campaign account, however, he was not permitted to have access to the checks except when Mr. Johnson was out of town or incapacitated. Mr. Johnson, who obviously disliked Jan's father, stated to Michael and myself that he did not trust him with the check book. We also hated to call Jan's father

37 Due to the lack of immediate access to checks, on many occasions, the day-to-day functions of the campaign would not have been able to be accomplished. We would frequently run out of supplies, postage stamps and need funds for voter list and absentee ballot lists, all of which the price could never be anticipated. Getting a campaign check was a minimum two hour ordeal, no matter which elderly man we tried to get it from. Other campaign workers were required to make advances, and then seek reimbursement. The campaign committee finance reports are filled with the names of volunteers and staff, myself included, who received reimbursements. These names include

Marilyn Harwell, the campaigner manager, who was repaid over \$10,000 00 for money she advanced to cover radio advertising. This arrangement was necessary because the campaign treasurer was unavailable due to illness and Jan's father was missing in action somewhere. On at least one occasion, Jan's father could not find the check book and was of no assistance.

38 Jan's allegations concerning Michael's alleged wasting of campaign funds as well as undermining her campaign is ridiculous. On numerous occasions I was part of conversations with the likes of the campaign treasurer, Mr. Johnson, Lowell Jones, Jackie Jones, Campaign Manager Marilyn Harwell, Advisory Committee Chair Sandy Gordon and others, who begged and pleaded with Michael not to quit the campaign and that he was the *only hope* that Jan had for getting elected. I can recall one conversation specifically when Lowell Jones told Michael that he was very upset about his impending vacation to Italy in October. Michael subsequently cancelled that vacation. To the best of my knowledge, Michael never requested reimbursement from the campaign for his lost deposits despite being pressured to do so by his partner.

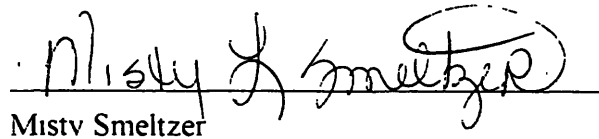
39 Jan was much more careless with campaign money. She refused a \$2,500 00 contribution from the local Democratic party to be used for her election night party provided the event would be billed as for all Democratic candidates. Her only objection was that she did not want to share the stage with anyone else, especially a gay candidate. She also had no problem reimbursing her father for a large screen television which was used once that evening.

40 Jan is a very difficult person to work with and it was she who undermined the campaign at virtually every opportunity. A very good description of Michael's frustration is found in a letter he delivered to Jan in August. Michael provided me with a copy and I have attached a copy.

a bigger joke than she was had it not been for my work, the work of Jason at the end, and the constant hand of Michael who was the glue who held it all together

44 It should be noted that my description of life in the Schneider for Congress campaign is only very superficial. There were many more examples of erratic behavior and disturbing events, but there is not enough time or room to recite them all

I solemnly affirm under the penalties of perjury that the contents of the foregoing paper are true to the best of my knowledge, information and belief


Misty Smeltzer

June 2, 2003

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Exhibit 1

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Sarasota Herald-Tribune (FL)

Seeking the right voice, neglected candidate Schneider wants to be heard

August 6, 2002

Section: B SECTION

Page: BS1

Tom Lyons

The queue of Democrats hoping to go up against Republican superstar Katherine Harris for a seat in Congress seems longer than it really is.

There are only four of them now. Really. It just seems like more because it is hard to keep them straight when you have barely heard of them. The four, combined, not only have less name recognition than Katherine Harris, but, according to the numbers I get from Joe's Cutrate-While- You-Wait Polling, also less than Harris' deceased grandfather, and less than her Republican opponent, and, for that matter, less than Percy the dog. But none of those big names matter in the Democratic primary. And though all four Dems hope the "Anybody But Katherine" sentiment will have power in November, none are fully behind the "Anybody" part just yet. And, among the four, there can be little doubt that one has gotten the most name and face exposure.

It sure isn't Jan Schneider, as that little-known candidate keeps reminding me.

So Schneider has badgered me into giving her some equal space here, even though she hasn't done anything like adding a hyphen to her name to sneak to the top of the ballot, or talking on-duty firefighters into appearing in a political ad and getting them into trouble.

Those stories weren't really the kind of publicity most politicians want, I told her, but she was too savvy for that.

"The name of the game right now is name recognition," she says. There is no bad publicity now.

Schneider has been among the neglected, despite having the most impressive paper credentials for a job making federal law. She's a graduate of Yale's law school, has a Ph.D. in political science, and is an author and longtime practitioner of international law who long worked inside the Beltway.

But she's no natural candidate. While she hopes people hear her words about issues and her hopes of being the next Claude Pepper, champion of the over-60 set, she has presentation problems.

"I'm not charismatic. I've got a terrible voice," she says.

Yes. At 55, she sounds like 94. But she is taking voice lessons, and a staffer, noting her lack of attention to makeup, has taken her for coaching on that, too.

"I'll never get this makeup thing," Schneider told me, and she still hopes not to overdo it. "Somewhere between Katherine Harris and Janet Reno would be fine."

Not that she's so understated. Her mother, who died recently, had a car that Schneider now uses while campaigning.

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"There is no other place in this whole country where I'd advise a Democrat to use a red Cadillac," she says. But for "a Bird Key Democrat," she says, the rules are different.

She figures she is left of the party on environmental issues and right of it fiscally. Maybe the Caddy should be green.

And she's learning. At Arcadia's Independence Day parade, she walked with a donkey. The kids loved it, but it was tough to keep the donkey moving after the carrots ran out. In retrospect, she figures Harris got better advice. Symbolically enough, Harris was ahead, and on a horse.

"Our donkey came with a pooper scooper. Evidently her horse didn't," **Schneider** says.

That's just the kind of mudslinging **Schneider's** campaign needs, if she wants to grab some press. And she was just getting warmed up.

And that other Democrat who keeps getting her picture in this newspaper, that 20-something Ms. Hyphen? **Schneider** says that is who Harris wants to run against.

"She's more glamorous, but I'm smarter," **Schneider** says.

There are Democrats in the race with integrity, good sense and strong qualifications, but she's the one with all three, and Ms. Hyphen has none of them, **Schneider** charges.

Now she's finding her voice.

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Misty Smeltzer

From: "Jan Schneider"
To: "Misty Smeltzer"
Sent: Monday, November 25, 2002 3:45 AM
Attach: Jan Schneider.eml
Subject: [Fwd: Jan Schneider]

Exhibit 2

Misty:

This is, I gather, further to our telephone conversation when you woke me up yesterday morning. In the circumstances, please do not call me again.

Instead, please send me, in writing, the name and address of the person at Asolo to whom you wish me to send a letter (since, sorry, I mislaid my note of his name upon going back to sleep this morning). Similarly, let me know in writing of any further job letters you may want. I will send you drafts of any such communications by me concerning you before they are sent out.

Thanks, Jan

*Pls note:
I called Ms. Schneider
between 10:30 - 11:30 a.m.*

6/5/03

Exhibit 3

Jan:

It is unfortunate that yesterday's events took place; however, with your lack of focus at times, occasionally I feel that there is no other way to get your attention. You are obviously very unhappy with the status of your campaign and as such I hereby offer to resign should that be your wish. You are obviously even more unhappy with the performance of Misty. Therefore, ~~should you desire, at your request~~, she will also resign. Do not concern yourself with her need for a job. I will be able to locate her a new one.

Should you wish us to continue, there will need to be some major changes in order to complete your campaign plan for the primary.

First, we will need to meet immediately in order to discuss your priorities. I will need to make major cancellations in the television advertising in order to obtain funds to pay for a small print ad program. We need to decide what is important to you and what is not. You also need to tell me if you want to try any type of substantially reduced mail program, however, I do not know where the money will come from.

Secondly, it is obvious that significant numbers of volunteers are not going to be a part of this primary campaign. Therefore, if the road signs and yard signs are going to be erected, the important precincts walked and your campaign brought to the people, in general, Misty and I will have to do it. Beginning Monday, Misty, Eric, Duncan and myself will spending most of our time doing the above things. I have spoken to Hannah and she has agreed to maintain the calender. It is imperative that *one* person maintain the calender. You can have Darleen or who ever makes your appointments, but one person needs to maintain the calender, Darleen is not the person to do that. We will continue to coordinate your public events and insure that we have adequate bodies present.

Misty and I will come into the office in the morning and early afternoon to do the necessary paperwork for the day. The rest of the time, we will be working with Eric and Duncan in the field.

I have spoken to Carolyn and she will be working solely for you as your assistant. You will need to make sure that she is kept busy. You seemed shocked to find that she was on the payroll, even though we did discuss the issue of hiring two more interns. Should you wish, Carolyn can be let go this week. School starts next Monday anyway You can then have Duncan which will leave me with Eric. Yu should also be aware that all three of the kids will only be working part time once school starts on the 19th.

I have instructed Misty to move her work items to her home. I will do the same. This will empty the office which you can use for your needs.

I am convinced that unless Misty and I get out of the office, your signs will not be put up and the precincts will not be walked I have made just about all of the plans needed for the primary. The real work now involves being out of the office. Marilyn and Jackie has agreed to periodically stop by the

office and make sure that the volunteers there are kept on tract with our fundraising mailings.

In order for this to work and allow me to continue to carry out our plan, I will need to have the following rules strictly adhered to:

1. No one picks up the mail at the post office expect for me. All mail that You receive at home for the campaign, will be placed in a mail box in the office which I will designate. This will allow me to be kept current with information coming into the office. I will then distribute it as needed.
2. All scheduled items will need to be placed on the calender by Hannah and no one else. You will need to check the calender periodically to make sure you are kept up to date. I would suggest that you try and find someone to assist Darleen with scheduling events.
3. No one has the authority to approve the expenditure of funds except for you and me. I appreciate you checking with me in the event you approve something. This will allow me to know exactly what our financial status is at any given time. Given our budgetary constraints, this is critical.

I have attached a copy of the proposed ad you saw yesterday. I am unable to locate the information you spoke about. You will need to make the exact changes you want and get it back to me early today. Otherwise, I will miss the deadline for this month's Democratic Times (which is today) as well as the first insertion into the Pelican Press and the Jewish newspaper, both of which have deadlines of tomorrow morning at 10:00 AM. The deadline for the H-T Voters Guide is Tuesday at noon. If I do not hear from you regarding the Democratic Times by 3:00 PM, I will have them run the old ad, which I personally think is horrible.

Finally, have you called Joan Tumpson? This is critical if you want a fundraiser in Miami.

Michael

An Invitation to All Bird Key Neighbors
to Meet Bird Key Neighbor

JAN SCHNEIDER

CANDIDATE FOR CONGRESS

Sunday, August 18, 2002

5:00 - 7:00 PM

at the Bird Key home of

Anna C. Newman
484 Meadowlark Drive
Sarasota, Florida 34236

For transportation assistance, please call 358-7740.

R.S.V.P. 358-7740

Pd Pol. Adv. By Schneider for Congress Campaign
Approved by Jan Schneider (D)

Subject: Fwd: IN OUR OPINION -- 06/07/02 -- ANOTHER CANDIDATE CHECKS IN
Date: Fri, 7 Jun 2002 1:04 33 PM Eastern Daylight Time
From: Cmcelyea717
To: SRCJTBROWN
Cc: DrAndy@mpinet.net (Dr. Andy Michaud), JATate@compuserve.com (Jo Anne Tate), Remrush@home.com (Bob & Millie Rush), ENW5@phonetech.com (Rebecca Pierson), wendy_grassi@ppfa.org (Wendy Grassi), BReinhard@herald.com (Beth Reinhard), gartelmann@yahoo.com (Alfonso Quiroz), Ammitstrat,bwhelche@yahoo.com (BethAnn Whelchel), lexappeal@hotmail.com (Edna Holliman), KSeiberlic,larryreister@ewol.com (Larry Reister), WClem99257,pwallsten@herald.com (Peter Wallsten), sharon@oasistech.net (Sharon Mitchell), 2cb@home.com (Dr & Mrs. S.C Buchanan)

Subject: IN OUR OPINION -- 06/07/02 -- ANOTHER CANDIDATE CHECKS IN
Date: Fri, 7 Jun 2002 12:52:02 EDT
From: NewsManatee@aol.com
To: NewsManatee1@aol.com

Jan Schneider, another Congressional candidate, checks in

BRADENTON, Florida [NMT] -- Jan Schneider, a Washington-based lawyer who is calling herself "the front-running Democratic candidate" for the District 13 Congressional spot this November, has checked in with NewsManatee.

[photo]
Jan Schneider

Schneider objected to our characterization of the Katherine Harris bru-ha-ha Judge in Broward County, when we wrote Thursday, "Judge Andrews apparently agrees that Harris should resign from one position or another." Schneider called it a "misconstruction." We agree.

What we probably should have said is: Judge Andrews apparently found merit with the suit's argument that Harris should answer the suit's charges, which Schneider calls "more extensive and somewhat different in nature."

We asked Ms. Schneider, in a responding e-mail, to elucidate, but have not heard from her.

However, we did hear from her campaign headquarters this morning, who sent us an e-mail announcing Schneider's new book to appear at or about the time of

What Press Thinks of J.S.

the fall elections, entitled "Umbrella Treaty for the Atmosphere: The Montreal Protocol on Substances That Deplete the Ozone Layer," an academic work being published by "a leading university press." Schneider is concerned about Global Warming.

That's nice, but the issue we were writing about was that of Harris' possible influence over the outcome of the upcoming election, because she, as Secretary of State, is involved in redistricting the state's Congressional regions, which contain voters that may or may not vote for her in November.

Ms. Schneider went on in her e-mail to inform us that she and other candidates had already been "repeatedly stressing that Ms. Harris should recuse herself from all matters having to do with redistricting."

We agree with Ms. Schneider -- Harris needs to recuse herself from her involvement with redistricting, IF she is going to continue her run for Congress -- but we also believe she needs to choose one position or the other -- if for no other reason than to avoid the confusing issues that evolved out of her involvement in the 2000 elections here in Florida, and the resulting public perception in Florida that things were not quite right with her decisions.

When Rori Smith, Harris' campaign spokesperson was asked by NewsManatee if

Ms. Harris was going to resign the campaign, Smith's response was: "Absolutely not."

We certainly don't know if Harris will end up resigning from either position, or recusing herself from the redistricting effort, but to be sure, she is controversial, once more.

As for Ms. Schneider, and her campaign people, perhaps they should read "How to Win Friends and Influence People." Her first contact with us was in no way friendly or influential for us. And it's certainly not wise to make first contact with a media person in a critical manner. We would have been happy to take her comments and discuss the matter with her in a congenial, business-like way. We still will be so. But attacks, no matter how well-disguised as a corrective effort, are never beneficial.

However, we defend her right to be that way. After all, she is an attorney.

MCQ

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Exhibit 6

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Sarasota Herald-Tribune (FL)

UNLIKELY CANDIDATE

October 13, 2002

Section: A SECTION

Page: A1

VICTOR HULL victor.hull@heraldtribune.com

Jan **Schneider** couldn't picture herself in former Yale Law School classmate Hillary Rodham Clinton's shoes during the 1996 presidential campaign.

She saw Clinton's frenetic schedule. The crowds, the speeches, the balloons. The focus on makeup, hair and style. The hoopla. "You're crazy," **Schneider** told Clinton, who attended Yale with **Schneider** in the early 1970s. "Nothing could ever make me a candidate in this insane election system."

Yet today, **Schneider**, shy, plain and awkward before cameras and big crowds, is center stage in one of the highest-profile congressional races in the country. An underfunded, little-known, novice Democratic candidate, she's taking on rich, famous, Republican veteran Katherine Harris in a solidly GOP district.

Schneider said outrage over Harris' role in the 2000 presidential election forced her to run. She couldn't stomach the idea of Harris waltzing into Congress as a reward for helping put George W. Bush in the White House.

So **Schneider** hustles from this dinner, to that coffee, from parade to party to forum. She reluctantly delivers sound-bite responses to complex questions, and just as reluctantly fusses with her hair, eyeliner and makeup.

She's even hugged a donkey.

"I never thought I would, or could do this," said **Schneider**, who has long preferred working behind the scenes in politics, raising money, arranging receptions and researching campaign issues. "I never intended to run."

As Florida's top election official, Harris certified Republican George W. Bush the winner in Florida, securing the presidency for him over Democrat Al Gore. Harris maintains she simply followed the law, but Democrats say she stole the White House from Gore by blocking an accurate vote count.

Following the election, Harris, previously discussed in capital political circles as a potential ambassador, jumped to the forefront of the race for the Southwest Florida congressional seat being vacated by the retiring Rep. Dan Miller, R-Bradenton. State lawmakers then redrew the district's boundary lines favorably for Harris. Finally, in announcing her run for Congress last October, Harris said she was "more motivated than ever to work with" Bush.

Schneider fumed: Representatives work for their constituents, and the Founding Fathers separated the branches of government for a reason. To **Schneider**, it smelled like a quid pro quo.

"Whether she was responsible for what happened in the election, or a puppet, this seat was the prize," **Schneider** said. "That offended me. It bothered me greatly. I cared a lot more than I thought."

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But **Schneider**, a lawyer with a doctorate in political science, knows she can't win with a one-note, anti-Harris campaign. So she characterizes herself as a fiscally conservative, socially liberal Democrat.

She says she leans right on fiscal policy, advocating, for example, a balanced budget and an end to subsidies for sugar growers. And she turns left on social policies, favoring universal health care, strong environmental protection and abortion rights.

Friends, family and supporters describe **Schneider**, 55, as intellectual, strong-willed, curious and caring, with an idealistic streak. They didn't anticipate her decision to run for Congress against Harris, but they find it in character.

"At first I said, 'Are you nuts?'" said **Schneider's** brother, Seth, a Massachusetts businessman. "But she's not. My sister is often driven by her opinions and fights for them strongly."

Republicans aren't exactly quaking in their boots over **Schneider's** candidacy. They consider her too liberal for a district in which the GOP holds a 49 percent to 33 percent edge over Democrats among registered voters. District 13 includes about 640,000 people in Charlotte, DeSoto, Hardee, Manatee and Sarasota counties.

Picking up on a criticism leveled by one of **Schneider's** Democratic primary opponents, Republicans have also noted that she has only lived in Sarasota full-time for three years.

Harris has largely ignored **Schneider** since the primary, dismissing her request for a series of debates. She left the district for several days last week to appear on national television to promote her book, "Center of the Storm," about the 2000 election aftermath. She sent aides to fill in for her at several campaign events. With star power in the GOP, Harris has drawn party heavyweights to help campaign and raise money. The top congressional fund-raiser in Florida, she'll likely exceed \$3 million in contributions.

Schneider, in comparison, raised about \$146,000 before the September primary — less than some state legislative candidates. More than half that sum came from her own pocket. While the state and national Democratic Party organizations have offered advice, so far they haven't given money. She hopes a Washington fund-raiser this week, hosted by friends and possibly attended by U.S. Sen. Hillary Clinton, will help.

The national Democratic Party hasn't ruled out spending for **Schneider**. But it won't reveal its plans because of the close contest for control of the House.

"Katherine Harris is one of the most flawed candidates running in the country," said Democratic Congressional Campaign Committee spokeswoman Kim Rubey.

"Jan **Schneider** is running a strong campaign. Every race is important. There's four weeks left until the election; a lot can happen."

But Sarasota County Republican Party chairman Tramm Hudson considers such talk wishful thinking.

"I think Jan **Schneider** will get the typical Democratic turnout," Hudson said. "I don't think she'll be a real threat. I just don't see her gaining any traction."

Schneider is undeterred by such predictions and considers the race itself worthwhile. Sometimes she worries that she can't afford to spend so much money, which had been set aside for retirement and to buy a house in Sarasota.

"But I think it's been a good experience," she said. "I've accomplished a lot if I make it OK to be a Democrat and to have a two-party system in Southwest Florida."

"I chose to do this, so I'm going to do the best I can."

A lot to learn

Schneider seems the antithesis of Harris in many respects.

Harris is a Southerner, born in Key West and raised in rural Bartow. **Schneider's** hometown is on the outskirts of New York City, in Westchester County.

In her campaign appearances, Harris is well-dressed, coifed and manicured. But some commentators in the national press criticized her for wearing too much makeup during TV appearances

Schneider had to be convinced by campaign advisers to pay more attention to her appearance. She jokes about having to do "strange stuff" with makeup, "like put it on, for one thing."

"I've had my hair cut four times," she said. "It used to be long and easy to take care of before. Now it's short and messy."

Harris, a former state senator, is a veteran campaigner with an extensive staff.

Schneider's still learning about campaign management, looking at the camera and handling the press.

After the 2000 election, while Harris hunkered down in Tallahassee, **Schneider** called former Yale friends about what they could do to help the Democratic Party as the vote recount began.

She and several other lawyers, most of them from South Florida, decided to go to Palm Beach County to look for evidence of voter disenfranchisement.

It's the sort of grunt political work **Schneider** has done for years, often in connection with Bill and Hillary Clinton.

She helped raise money for Bill Clinton's '92 and '96 presidential campaigns, and did the same for Hillary Clinton in her 2000 run for the U.S. Senate in New York.

As a Washington lawyer, she said, she helped the campaigns by writing background papers on issues such as the environment and labor.

Schneider traces her relationship to the Clintons to her law school days. The class was close-knit, **Schneider** said, especially the women.

"A lot of us were working, too," said **Schneider**, who in addition to completing her law degree was working on her doctorate. "I'd rush from law school class to grad school."

By that time, **Schneider** knew she had an interest in international relations, which would become the foundation for her legal career.

"She was very, very bright," said Joan Tumpson, a Miami artist who attended Yale Law School at the same time. "She has sort of an innate curiosity about how things work. She has the patience to study things for a long time."

Schneider demonstrated that drive early. She said she taught herself to read, poring over her mother's magazines and her father's books, while missing her first-grade year in school recovering from rheumatic fever.

Through junior high and high school, she kept a busy schedule, editing the yearbook and school newspaper, joining the history and Russian clubs, studying Latin, Hebrew and Russian.

She also found time for ice skating and cotillion, a formal dance club.

She entered Brown University near the height of the Vietnam War and graduated summa cum laude within three years.

The three **Schneider** children -- Jan, Seth and the youngest, Lynn -- were all pushed to do well academically, said Seth **Schneider**, 49.

"She's probably the smartest of all of us," said Seth **Schneider**, who attended Yale as an undergraduate while his sister was in law school. "She's pretty serious, and has been all her life."

Her educational drive was instilled by her father. Harold B. **Schneider**, a

Pennsylvania native, graduated from law school, though he never practiced because he said he couldn't afford the one-year unpaid apprenticeship that was required at the time.

Instead, he went to work for the state of Maryland and later for the Red Cross, before going into business. The 89-year-old said his daughter reminds him of her mother.

"She was very studious and remembers everything, just like her mother," he said. **Schneider** may have acquired her interest in politics from her father, a lifelong Democrat. Unbeknownst to his daughter, he, too, volunteered with Democrats in West Palm Beach after the 2000 election, taking statements from voters who felt their rights had been violated.

For **Schneider**, the years at Brown were restive, filled with weekend anti-war rallies and late-night debates.

"It was a very troubled time," she said. "We all knew people from high school who were going off and dying. It overshadowed everybody's lives."

It was then, **Schneider** said, that she decided she wanted to go to graduate school and "do something socially useful."

After graduate school, she worked for a U.N. environmental program and a nonprofit program to protect the seas from pollution. In 1979, the University of Toronto published her book about how to establish international environmental laws protecting air and water resources.

Eventually, she joined a large Washington, D.C., law firm, hoping to delve into international law.

Instead, she was assigned commercial real estate cases.

"It was essentially boring," said **Schneider**, who left after six years of handling deals for hotels and malls.

She ventured out on her own, and began getting work from the Canadian government, handling fishing boundary disputes and international trade issues, giving advice on U.S. law.

Schneider also did legal work for Canadian firms doing business in the United States.

Her Canadian connection led **Schneider** to take one of her more controversial clients, Sidney L. Jaffe.

Jaffe had been arrested in Florida in 1980 on land fraud charges. After he failed to show up for a 1981 trial in Putnam County, bounty hunters snatched him from Toronto and whisked him back to Florida, creating an international dispute between the United States and Canada.

Schneider represented Jaffe at no charge, partly at the request of the Canadian government. The issue in the appeal she handled wasn't Jaffe's guilt or innocence on the land fraud charges, but the circumstances of his abduction.

"This wasn't Colombia or Iraq; it was a friendly neighbor and a democracy," she said. "We want them to respect our laws. We should respect their laws. There are extradition treaties and laws that should be followed."

A change in perspective

Schneider's connection to Florida developed in the 1970s. In 1977, her parents took up part-time residence on Longboat Key, after Harold **Schneider** sold part of his business testing metals, fuels, ropes, pumps and other types of marine equipment.

They later moved to Bird Key.

Jan **Schneider** said she visited frequently, often working from Florida. In the 1990s, she came down more frequently, to begin writing another book on the

environment, this one on protection of the ozone layer.

In 1999, **Schneider** moved to Sarasota, into her parents' home, to care for her mother, Esther, who had breast cancer. She wanted her mother to be able to stay at home and knew her father couldn't care for her alone.

Her mother died in 2001, changing her daughter's perspective.

"I'd spent a lot of time traveling, being a hectic lawyer," she said. "I found out not all people get 50-page faxes at 5:30 p.m. on a Friday. I'd been living on a different track."

Longtime friend Ed Gordon, who got to know **Schneider** in Washington through his work in international law, said **Schneider** also cared for him when he battled prostate cancer a few years ago.

"If I needed someone when I was getting tests to walk me out and hold my head up, Jan was there," he said. "After surgery, she was there. She was just a good buddy, a dear friend -- the sort of person we used to call a good joe."

Other friends agree.

Bob Burka, a lawyer with whom **Schneider** shared office space in the 1980s, recalled a mortgage fraud case in Baltimore involving several immigrants. He said **Schneider** won a favorable settlement "solely through energy and effort."

"This was a case we were told was hopeless," he said. "She didn't believe it."

Tumpson, her law school friend, noted that **Schneider** is also surprisingly handy. **Schneider** and a friend rebuilt a houseboat, and she buys used computers via the Internet to rebuild them for her nieces and nephews.

Schneider calls such acts a displaced maternal instinct. Though she's had three serious relationships with men, and nearly married once, she remains single. She says her "great regret in life is not having a child."

Fending off criticism

The campaign has given **Schneider** a new outlet. She said she relishes the small-group issue discussions in supporters' homes, billed as "Sessions With **Schneider**."

And she said she didn't mind looking after Daisy the donkey, rented from a petting zoo for a couple of parades. At the Labor Day parade in North Port, **Schneider** had to corral the skittish animal, which was frightened by blasts from the mock cannons on the pirate ship in front of them.

"I had to fling my arms around Daisy to keep her from bolting into a crowd," she said.

More recently, **Schneider** has been fending off criticism from Harris that she's a relative newcomer.

Harris recently mailed a letter to absentee voters noting **Schneider's** ties to the Clintons. She called her a Washington insider and said she has only lived in Southwest Florida a few months. Harris also said she expects **Schneider** to run a negative campaign, "similar to the one she conducted in the Democratic primary."

But **Schneider** says she has lived full-time in Sarasota since 1999 and has held a Florida driver's license since 1997. Although she shares a house with her father, **Schneider** said she pays property taxes or owns tax certificates on land in Sarasota, Manatee and Charlotte counties through a family trust, of which she's vice president.

Her residency makes her like a lot of Southwest Florida residents, she added.

Many Southwest Floridians are transplants from other areas and many lived here part-time before relocating, she said.

"I've been part of this community for a long time," she said.

Turning the campaign focus to issues, rather than image, may be **Schneider's**

biggest obstacle. She's uncomfortable before TV cameras and has a weak voice. In a forum sponsored by the League of Women Voters and televised on SNN-Channel 6, run jointly by the Herald-Tribune and Comcast, **Schneider** tried to maintain eye contact with both the camera and the moderator off to the side. Her advisers told her the eye movements made her look shifty.

"I have to get the presentation better," she said. "I know it's a weakness. For a while, it bothered me. But you become more comfortable in your own skin." Besides, she added, Hillary Clinton made a dramatic transformation in appearance and public confidence after entering the public spotlight.

"I figure if she can come that far, I can learn enough to handle this."

→ [Caption: STAFF PHOTO / NICOLE FRUGE / nicole.fruge@heraldtribune.com **Schneider**, who lives on Bird Key in Sarasota, hopes a Washington fund-raiser this week will help her underfinanced campaign.] ←

HERALD-TRIBUNE ARCHIVE / 2002 / BERT CASS

Thirteenth Congressional District candidate Jan **Schneider** walks along Venice Avenue with the Democratic Party's mascot, the donkey, in the Oct. 5 Venice Sun Fiesta Parade. GOP candidate Katherine Harris will likely exceed \$3 million in contributions; **Schneider** has raised about \$146,000.

COURTESY PHOTO / JAN SCHNEIDER

Jan **Schneider**, left, and Hillary Rodham Clinton, shown at the Women's Leadership Forum of the Democratic National Committee in Washington, D.C., in April, have known each other since their days at Yale University.

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Exhibit C

Affidavit of Allen D. McReynolds

BEFORE THE FEDERAL ELECTION COMMISSION

**Jan Schneider and
Schneider for Congress
(ID - 374751)**

Complainant

v

Michael J. Shelton

Respondent

MUR No. 5361

AFFIDAVIT OF ALLEN D. McREYNOLDS

I, Allen D McReynolds, being at least 18 years of age and fully competent to testify to the matters contained herein states as follows

- 1 From March, 2002 through November 5, 2002, I was actively involved in most aspects of the Jan Schneider for Congress campaign I principally functioned as the volunteer campaign fundraiser Along with Jackie Jones, we coordinated mailings, major fundraising parties, and Washington DC liaisons with Janet Hall Examples of my early support was to assist in supervising Ben Kirby, and arranging for Jan to meet the District's leadership of the Dem State Convention

At my suggestion, Jan and a law school friend from Miami stayed in our hotel suite for around 6 hours meeting and greeting our delegation It is from the reception that Jan began developing her list of principal advisors It was principally my idea to hire Misty Smeltzer, as a shadow for Jan I also recommended that Michael go to work as a volunteer on the campaign as Jan's campaign was obviously floundering without a good manager in place

Finally, I recommended that Ben be "let go" as he was ineffective, and was asked by Jan to tell him his was "relieved of his duties" and to go home Just as with Janet Hall, another paid consultant that Jan wanted fired but could not, Jan was unable to fire or dismiss anyone It is from these two experiences that I can conclude with little doubt that Jan never "dismissed" or "fired" either Michael Shelton nor Misty Smeltzer

- 2 During this period of time, I was in constant communication with Jan I also saw Michael Shelton on a daily basis Michael discussed with me virtually all decisions

made with regards to the campaign and sought my advice on many issues, as I was one of the few people in Sarasota County who had actual experience on a national campaign. Michael also discussed with me the difficulties of working for Jan and the Schneider for Congress campaign.

- 3 On November 1, 2002 at approximately 2 00 PM, Michael called on the telephone and informed me that he had quit working for Jan. He informed me that she refused to seriously work with him on a commercial for her campaign and he was unable to effectively do his job. I tried to convince Michael that he needed to return to work, as I had done on many occasions before, however, he refused to consider the idea.
- 4 Michael had resigned from Jan's campaign once before, on June 28, 2002, and had threatened to do so on several other occasions. I, along with the campaign treasurer, Carroll Johnson and the Advisory Committee Chair, Sandy Gordon, were able to convince Michael to return to work on July 7, 2002. This was not an easy task and Michael only agreed to return after Jan agreed to certain conditions. These conditions were spelled out in a document referred to as *Team Rules, June 28, 2002*. A copy is attached to this affidavit. The agreement was never signed by Jan because of her hysteria that day over being given a fete accompli by her senior advisors. However, she did agree to each principal, as marked up on the agreement and agreed in my presence to sign it before leaving my house. I then was called away to a meeting and left with the expectation that she would sign the agreement. The Management Committee was created as a result of this agreement.
- 5 In the Team Rules agreement, Jan agreed, among other things, that the Management Committee would make all major decisions for the campaign. The Management Committee consisted of Lowell and Jackie Jones, Marilyn Harwell, Al Leach, Ardis Boch, Michael Shelton, Allen McReynolds and Hannah Honeyman.
- 6 On many occasions, I was part of discussions with Michael and other members of the Management Committee in which the sole purpose was to persuade Michael to not quit the campaign. The issues always revolved around how difficult Jan was to work with and her failure to follow through on commitments made to the campaign.
- 7 I recall one specific instance in my home on October 18th when Michael, Jan, Marilyn Harwell, the campaign manager, and myself met to discuss Michael's carefully detailed Campaign Plan for the balance of the campaign. I was shocked at Jan's lack of attention to Michael's presentation. Jan did nothing but play with Michael's dog the entire time she was at the meeting. Finally, Jan stated "You do what you think is best. You know much more than I do about these things. I trust you completely." Jan left at that point and I thought to myself, "just another typical

meeting with Jan” At no point during the meeting did Jan ever direct Michael not to run any specific types of advertising or place any other restrictions upon him during the final days of the campaign She only stated “You do what you think is best You know much more than I do about these things I trust you completely ”

- 8 Jan refused to actively participate in any activities to raise money for the campaign She would show up at planned events, but refused to take advice on how to “work the crowd” and even ignored major donors when asked to spend time with them at a party I had to repeatedly beg her for lists of out of town friends who might agree to host a fundraiser What few names I was provided proved to be useless as every single one of them, even her close family members, refused to help her – not even the couple in Houston who allegedly hosted Jan and her father each Christmas I cannot imagine what it must have felt like to be rejected by your family and close friends for such a small favor Or did they know her better than I did?
- 9 I was even more surprised to read on the front page of the Sarasota Herald Tribune on Sunday, October 13, 2002, where she was quoted as saying that she “hopes a Washington fundraiser this week will help her underfinanced campaign ” As her fundraising chair, I could not believe that she could be so irresponsible as to lie to the press about something so easily verifiable There was no fundraiser scheduled in Washington for that week, or for that matter, any week during the campaign Jan had provided me with the names of two people in Washington who might consider hosting a party However, both declined to help After checking with Michael and Jan’s scheduler, Misty Smeltzer, I knew that I Jan was attempting to pull a fast one by deceiving the press – again
- 10 In early June, I told Jan I that I was going to Washington, DC on business and asked if there was anything that I could do to help her while there She asked me to meet with Kim Scott of the political fundraising firm of ConklinScott So, we met To my complete surprise, Kim confided in me that she and her staff had been retained by Jan, but couldn’t get any assistance from her to “get the fundraising going ” Jan refused to make time to give her names, leads, etc for parties, mailings or anything She was feeling totally useless to the effort Jan had previously paid Conkling/Scott \$3,000 00 as a retainer, but failed to utilize their services Nothing ever came from this contract because would not help the effort (see #9 above)
- 11 I was present at repeated meetings in which Michael begged and pleaded with Jan to hire a professional campaign manager and her response was the same each time, “We don’t need one, you’re doing a fabulous job Just keep up the good work ” However, in mid October, 2002, Jan did tell me that she had decided to hire Jason McIntosh to manage the campaign She stated that she felt he was very well qualified and came with excellent credentials She worked with Jason on the Clinton/Gore ‘96 campaign, of which I was also a member However, I never met

either Jan nor Jason until 2002

- 12 Jan called my home on November 1, 2002 at around 8 00 PM I was reading a book She was crying, hysterically rambling about a television commercial According to her, she was calling from the front yard of a Republicans for Schneider campaign event, "standing in the hedges so no one could hear or see her " She wanted help figuring out what to do now that Michael had quit Notice, she called me, not Jason or Steve She said she needed a commercial, and fast So, I talked her into coming straight home I went to her at her father's house, and waited with him When she arrived, we calmed her down, and reworked the script for a new commercial, which was produced the next day
- 13 On November 7, 2002, I had a telephone conversation with Jason concerning his television commercial and the Bradenton Herald advertisement It was during this conversation that he acknowledged his involvement and responsibility for both
- 14 On November 9, 2002, I went to the campaign headquarters where I met with Jason and Jan to discuss the issue of the alleged negative campaign commercials I reminded her that a majority of the Management Committee had reviewed and approved of Jason's television commercial I stood behind Jason and said "this is the man who produced these commercials, they were his genius Right Jason?" Jason nodded his head Jan became hysterical and refused to acknowledge any of what I or Jason were saying She then ran and hid behind the landlord claiming that we were about to harm her Jan has consistently refused to hold Jason responsible for his involvement, even though she recruited him, he was her employee, and he was paid to manage the campaign Furthermore, even though Jan called me on Friday night after Michael and Misty quit, and told me to "fire" everyone associated with Jason's television commercial. Jason and Steve continued to work on the campaign for several more weeks This doesn't compute for me
- 15 Jan has a real problem with telling the truth She told me on several occasions that she had "raised millions of dollars for the Clinton/Gore '96 campaign" only, to discover that the amount was closer to \$90,000 00 Jason, who had worked with her in raising the money, provided this information Jan had also made a point of telling anyone who would listen that she was close personal friends with President and Senator Clinton This deception quickly came undone when she was unable to get an appointment to see the Senator on a trip to Washington, DC in June, 2002 Jan wanted to visit with the Senator to solicit her support in campaigning However, a meeting would never have occurred had Michael not asked me to

intervene and call _____ a close personal friend from my days working on the Clinton/Gore '92 campaign I had recommended _____ for her job at _____

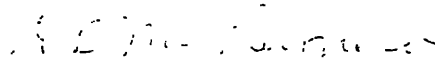
It was only after my telephone call to _____ that Jan was granted a 10 minute meeting with the express understanding that her congressional campaign would not be mentioned, no photographs would be taken, no press, and the official purpose of the meeting would be described as "social" in nature. In other words, the Senator wanted nothing to do with Jan's campaign

- 16 Jan told me on many occasions how pleased she was with the job Michael was doing and how she could not have run without his assistance. She even approached me during the last week of the campaign and sought my advice about purchasing a gold Cartier watch for him as a gift to show her appreciation. The watch never materialized.
- 17 Although Jan was clearly quite pleased with the management that Michael brought the campaign, from time to time she would exhibit strange, paranoid behavior regarding him – behavior that we associated with Candace Brown and others with whom she was afraid.
- telephone call at home
- 18 On March 18, 2003, I was lead to file suit against Jan in order to obtain the return of two personal items I had loaned to her for use in the campaign. I had made repeated requests to her for their return by telephone and personal conversation, even going so far as going over to her house to ask Harold for the card table back. However, she ignored each request, as if it was a personal vendetta to withhold these possessions from me. This is further supported when she lied about the location of the vacuum cleaner on the evening of February 18, 2003 when she stated to Michael, Misty Smeltzer and Mr. & Mrs. Fehely that the vacuum had been retrieved by Misty and was in her possession. Misty never had possession of the vacuum, nor the card table. They were both completely under Jan's personal control. Jan even stated to me on one occasion that I "was rich and could afford it much more than she could". As a result of my suit in small claims court to retrieve these items, a judgment was entered against her on May 28, 2003.

19 There are entirely too many bizarre stories about Jan and her campaign to recite them all There are too many instances

20 I would just like to conclude by saying that Jan worked as hard to not win as her many volunteers did to get her elected If there was any mismanagement in her campaign, Jan would be the cause I suggest that you question closely her few senior advisors They were there and saw it all, notwithstanding the "prepackaged" statements several have signed

I solemnly affirm under the penalties of perjury that the contents of this affidavit are true to the best of my knowledge, information and belief



Allen D McReynolds

May 31, 2003

Team Rules

June 28, 2002

1. Mgmt TEAM

1. No one goes to an event alone. At least two people must attend every event. Those two people will be Jan and either, Misty, ~~Ben~~, Darleen or Michael. This includes out of town events.
2. We agree to stick to the calendar. No changes are made to the calendar without a group discussion. There are to be no spontaneous events without prior agreement. Jan will get an e-mail 2 days prior to each event and again 1 day prior to each event.
3. All scheduling on the calendar is done through Misty. Misty is responsible for screening all events for suitability and need. When in doubt, need will be determined by Jan and her "cabinet". Jan needs to let us know what her "free time" requirements are and the earliest and latest she wants to have appearances scheduled.
4. Jan gets new ^{cell phone} telephone with a Sarasota exchange. ~~She~~ The telephone number is blocked for caller ID. Only Misty, Michael, Ben, Allen, Al, Jackie, Darleen, Sandy, Harold and Lowell have the number. They agree not to give it out.
5. Jan makes no telephone calls to "deal with issues on her own". All issues will be handled by staff. The same applies to e-mail and letters. Jan is to send no e-mail concerning campaign matters except to her "cabinet" No written "Schneider for Congress" letters or material will be sent without approval from Ben, Misty or Michael.
6. Mgmt TEAM
Jan's "cabinet" will consist of the following people:
Al, Misty, Allen, Ben, Michael, Jackie, Lowell, Sandy, Mary Anne (?) Add delete ???????
The "cabinet" will meet twice a week.
7. Jan does not answer the telephone. All calls to Jan are screened through Ben, Misty or Michael.
8. All mail is sent to Michael.
9. There is to be no talking about Candice in public or private, except to the ^{MT} "cabinet". The campaign is to always be discussed in a positive & upbeat manner when in public. The only criticism will be done with the "cabinet".
10. No talking about the papers mistreatment of Jan except for a prepared statement. It is acceptable **only** to recommend that people write the paper or call the paper, but we discourage cancelling the paper.
11. No talking to press except for prearranged interviews. Misty will handle all press relations.
12. Try not to allow photos in public without prior discussion with each other.

12 MT letter - R to open meeting

13. Time tables and calenders will be strictly adhered to. We will arrive at all events no later than 15 minutes prior to the start time.
14. Harold will not have a ~~constant~~ presence in the office. Harold can be best utilized arranging events involving senior citizens and accompanying us on those events. He could arrange voter registrations and voting booths for nursing homes for example.
15. Tone down the attorney thing.
16. Develop talking points no later than July 5th. *T. be agreed by MT*
17. Agree that this is a "targeted campaign" as determined by the "cabinet". We agree to do more of the coffees and other public appearances as determined by the "cabinet". We need to refocus on "getting votes".
18. The campaign agrees to ~~explore~~ the hiring of a professional political consultant.
19. We all agree that "fund raising" will be raised at every opportunity.
20. The home answering machine will be changed to indicate that all "Schneider for Congress" callers should cal the campaign office. If someone answers the home numbers and it is a "Schneider for Congress", they will not take a message, but politely ask them to call the campaign office.

21. Rudeness will not be tolerated.

22. *mt* Staff/supervision will be by the Chair of the Management Committee.

Jan Schneider

Michael Shelton

Misty Smeltzer

23. Ben is to be terminated as "Campaign Manager". He works at the pleasure of the Mgt. Team.

Ben Kirby

Jackie Jones

Lowell Jones

Michael J. Shelton**Exhibit D****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



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. Flews

DJP/

Encl.: Hoover and Samsonite Ads

cc: Client

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

Exhibit

F

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.

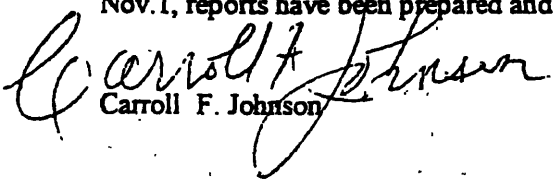
2. My role consisted of receiving funds, depositing them in the Sun Trust Bank, and writing checks as approved, initially by Jan Schneider, and later, primarily, by Michael Shelton, finance Chairman.

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 ^v 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

22037893782

RECEIVED
FEC MAIL
OPERATIONS CENTER

DEC 13 A 9 10

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

Exhibit G

December 5, 2002

Federal Elections Commission
Attention: Christopher Weyrich, Senior Campaign Analyst
999 E St., NW
Washington, DC 20463

Dear Mr. Weyrich:

I hereby resign, effective December 5, 2002, as Treasurer of the Jan Schneider for Congress Campaign (ID # C 00374751).

I am resigning because of a long planned trip to Australia, which will keep me out of the country during December.

Mr. Schneider will file with you an amended organization chart, designating the new treasurer and change of address.

Sincerely yours,


Carroll F. Johnson

Cc: Jan Schneider



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-1

Exhibit

H

Jan Schneider
487 Meadowlark Drive
Sarasota, FL 34236

JAN 14 2003

Identification Number: H2FL13139

Dear Ms. Schneider:

It has come to the attention of the Commission that your treasurer for Schneider for Congress has resigned and the Commission has received no information regarding a new treasurer. A treasurer must be appointed within ten (10) days of the resignation of the previous treasurer. (11 CFR §102.2(a)(2))

It is required that for any committee to conduct any business, they must have an active treasurer. Failure to appoint a treasurer will result in the inability of the committee to accept contributions and make disbursements. (11 CFR §102.7(a)(b))

Please be advised that once a committee meets the requirements of electronic filing, all subsequent statements, designations, reports, and amendments must be filed electronically. (11 CFR 104.18(a)(2), 104.18(c) and 104.18(f))

Exhibit I

03/13/2003 16:13

**FEC
FORM 1****STATEMENT OF
ORGANIZATION**

(See instructions)

FEC 2.0.03

1. NAME OF COMMITTEE (in full)	(Check if name is changed)	Example: If typing, type over the lines	12FE4M5
SCHNEIDER, JAN			
ADDRESS (in full)	(Check if address is changed)		
487 Meadowlark Drive			
SARASOTA		FL	34236
COMMITTEE'S E-MAIL ADDRESS			
COMMITTEE'S WEB PAGE ADDRESS (URL)			

2. DATE 03/13/2003

3. FEC IDENTIFICATION NUMBER C00374751

4. IS THIS STATEMENT ☒ NEW (N) OR ☐ AMENDED (A)

I certify that I have examined this Statement and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer Mr. Harold Schneider

Signature of Treasurer Electronically Filed by Mr. Harold Schneider Date 03/13/2003

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. §437g.

ANY CHANGE IN INFORMATION SHOULD BE REPORTED WITHIN 10 DAYS

Office
Use
OnlyFor further information contact:
Federal Election Commission
Toll Free 800-624-6530
Local 202-694-1110**FEC FORM 1**
(Revised 1/2001)

RECEIVED
FEC MAIL ROOM

2002 MAR 14 P. 1: 52

FEC
FORM 1

STATEMENT OF
ORGANIZATION

(See Instructions)

Office Use Only

1. NAME OF
COMMITTEE (in full)

(Check if name
is changed)

Example: If typing, type
over the lines.

12 FEB 05

Schneider for Congress

ADDRESS (number and street)

487 Meadowlark Drive

(Check if address
is changed)

Sarasota

FL 34236

COMMITTEE'S E-MAIL ADDRESS

(temp)

j.schne@aol.com

CITY

STATE

ZIP CODE

COMMITTEE'S WEB PAGE ADDRESS (URL)

(not yet operational)

SchneiderforCongress.com

2. DATE

2/25/02

3. FEC IDENTIFICATION NUMBER

C

4. IS THIS STATEMENT



NEW (N)

OR



AMENDED (A)

I certify that I have examined this Statement and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer

Carroll F. Johnson

Signature of Treasurer

Carroll F. Johnson

Date

2/25/02

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. §437g.

ANY CHANGE IN INFORMATION SHOULD BE REPORTED WITHIN 10 DAYS.

Office Use Only						For further information contact: Federal Election Commission Toll Free 800-694-9530 Voice 202-694-1100	FEC FORM 1 (Revised 1/01)
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Exhibit

J

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

Team Rules

June 28, 2002

1. Mgmt TEAM

1. No one goes to an event alone. At least two people must attend every event. Those two people will be Jan and either, Misty, ~~Jan~~, Darleen or Michael. This includes out of town events.
2. We agree to stick to the calendar. No changes are made to the calendar without a group discussion. There are to be no spontaneous events without prior agreement. Jan will get an e-mail 2 days prior to each event and again 1 day prior to each event.
3. All scheduling on the calendar is done through Misty. Misty is responsible for screening all events for suitability and need. When in doubt, need will be determined by Jan and her "cabinet". Jan needs to let us know what her "free time" requirements are and the earliest and latest she wants to have appearances scheduled.
4. Jan gets new ^{telephone} telephone with a Sarasota exchange. ~~She~~ The telephone number is blocked for caller ID. Only Misty, Michael, Ben, Allen, Al, Jackie, Darleen, Sandy, Harold and Lowell have the number. They agree not to give it out.
5. Jan makes no telephone calls to "deal with issues on her own". All issues will be handled by staff. The same applies to e-mail and letters. Jan is to send no e-mail concerning campaign matters except to her "cabinet". No written "Schneider for Congress" letters or material will be sent without approval from Ben, Misty or Michael.
6. ^{Mgmt TEAM} Jan's "cabinet" will consist of the following people:
^{ARDS - Venice, Bradenton}
 Al, Misty, Allen, Ben, Michael, Jackie, Lowell, Sandy, Mary Anne (?). Add delete ???????
- The "cabinet" will meet twice a week.
7. Jan does not answer the telephone. All calls to Jan are screened through Ben, Misty or Michael.
8. All mail is sent to Michael.
9. There is to be no talking about Candice in public or private, except to the ^{MT} "cabinet". The campaign is to always be discussed in a positive & upbeat manner when in public. The only criticism will be done with the "cabinet".
10. No talking about the papers mistreatment of Jan except for a prepared statement. It is acceptable **only** to recommend that people write the paper or call the paper, but we discourage cancelling the paper.
11. No talking to press except for prearranged interviews. Misty will handle all press relations.
12. ~~Try not to allow photos in public without prior discussion with each other.~~

12 MT determine how to spend money

13. Time tables and calenders will be strictly adhered to. We will arrive at all events no later than 15 minutes prior to the start time.

14. Harold will not have a ~~constant~~ presence in the office. Harold can be best utilized arranging events involving senior citizens and accompanying us on those events. He could arrange voter registrations and voting booths for nursing homes for example.

15. Tone down the attorney thing.

16. Develop talking points no later than July 5th. *T. be agreed by MGT*

17. Agree that this is a "targeted campaign" as determined by the "cabinet". We agree to do more of the coffees and other public appearances as determined by the "cabinet". We need to refocus on "getting votes".

18. The campaign agrees to ~~explore~~ the hiring of a professional political consultant.

19. We all agree that "fund raising" will be raised at every opportunity.

20. The home answering machine will be changed to indicate that all "Schneider for Congress" callers should cal the campaign office. If someone answers the home numbers and it is a "Schneider for Congress", they will not take a message, but politely ask them to call the campaign office.

21. Rudeness will not be tolerated.

22. ^{Mgt} Staff/supervision will be by the Chair of the Management Committee.

Jan Schneider


Michael Shelton


Misty Smeltzer

23. Ben is to be terminated as "campaign Manager". He works at the pleasure of the Mgt. Team.

Ben Kirby


Jackie Jones


Lowell Jones

Exhibit

L

Michael J. Shelton

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.

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

swain

Film & Video Inc.

Quality video productions for
business, industry and education.

Exhibit

M

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.

Exhibit N

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

Exhibit

0

Katherine Harris
DOES **NOT** WANT YOU TO SEE THIS VIDEO



Katherine Harris

DOES
NOT
WANT YOU
TO SEE THIS
VIDEO

Printed with authorization by Jan Schreyer for Congress. Approved by Jan Schreyer (R)

Remove Tab
Before Play



CyanMag Black

Michael J. Shelton

v

MUR Nos. 5350 & 5354

Exhibit

P

**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 shown 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 thing.

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

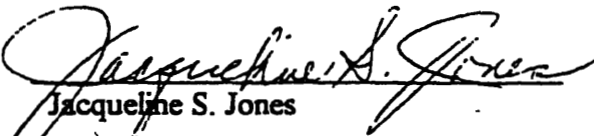
Management Committee, I know that Mr. Shelton was aware of this directive, since it was

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



Jan Schneider

FOR CONGRESS

Exhibit

Q

November 11, 2002

By Certified Mail

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

*Original to
be off
prr*

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 Enron, 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?

Michael J. Shelton, Esq.
November 11, 2002
Page 2

- 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 Oklahomah City hounding me about a bill for approximately \$17,500? If the bill is for "robocalls," for what possible reason did we go to Oklahomah -- 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

Subj: **Janet Hall**
Date: **10/9/2002 8:11:25 PM Eastern Daylight Time**
From: **MichaelJShelton**
To: **janschne**

Jan:

I have searched the FEC reports and show the following payments to Janet Hall

1. \$4,000 04-15-02 from Schneider for Congress
2. \$2,000 05-21-02 from Schneider for Congress
3. \$4,000 6-7-02 Reimbursement to Jan Schneider for payment you
made to Janet Hall
4. \$2,000 7-2-02 from Schneider for Congress

So, I have verified a total payment of \$12,000 to Janet Hall. What other payments did you make directly to her from your personal account other than the \$2,000 payment for which you were reimbursed on 06-07-02. Once you get me this information will be able to deal with her. Thanks.

Michael

JANET HALL
4627 Yuma Street, N.W.
Washington D.C. 20016

September 3, 2002

Jan Schneider
Schneider for Congress
487 Meadowlark Drive
Sarasota, Florida 34236

Dear Jan,

I am sorry that as a result of time constraints, when you were here on Tuesday, August 27, we could only speak briefly and under difficult circumstances. However, I need to draw again your attention to an important issue.

Our relationship, founded on a shared commitment to your successful election to the U.S. Congress representing the 13th District of Florida, is nevertheless governed by a written contract. Yet, in the past several months, I have not received the fees specified in that contract, so that now the outstanding balance is \$14,000. (I have not billed you for expenses.)

I understand, of course, that in the press of a political campaign, such obligations may be overlooked, but must request again prompt settlement of my outstanding invoices. It is not simply because I have pressing bills to pay, but also because, however much I respect you as a person, I believe that the professional aspects of our relationship need to be handled in a professional manner.

As you are well aware and have acknowledged, I have given 100% to your primary campaign, foregoing some other important activities in the process. It is critical that at the outset of our professional relationship there be no misunderstandings. Therefore, I must ask that you fulfill the obligations under our contract without further delay.

Sincerely,


Janet Hall

cc: Michael Shelton, Esq.
Robert Sonenthal, Esq.

4-13

5-21

6-7

7-7

\$4000

2000

4000

2000

SIC

SIC

JS -

Keating

SIC

SONENTHAL AND OVERALL, P.C.

1120 Nineteenth Street, N.W.

Suite 600

Washington, D.C. 20036

October 26, 2002

BY FIRST CLASS MAIL

Michael Shelton, Esq.
Schneider for Congress
5131 North Tamiami Trail
Sarasota, Florida 34234

Dear Mr. Shelton,

Over the past few weeks, Janet Hall has been trying to provide you with the information that you requested regarding the work she performed under her Letter Agreement with Jan Schneider. I have summarized that information in the attached table. I hope my presentation is clear and, on that basis, Ms. Schneider will remit to Ms. Hall the \$14,000 due to her under the Letter Agreement without further delay.

If you have any further questions, please leave me a voicemail message at 202.572.4566. I will be in trial over the next three to four days, but I will be checking my voicemail on a regular basis.

Sincerely,



Robert Sonenthal

SONENTHAL AND OVERALL, P.C.

1120 Nineteenth Street, N.W.

Suite 600

Washington, D.C. 20036

November 25, 2002

BY FEDERAL EXPRESS

Michael Shelton, Esq.
Schneider for Congress
5131 North Tamiami Trail
Sarasota, Florida 34234

Dear Mr. Shelton:

When we spoke by telephone on October 18, 2002, you asked me for a written statement of the amounts due to Ms. Hall under the Letter Agreement of April 17, 2002, between Ms. Hall and Ms. Schneider. You assured me, as you had assured Ms. Hall, that you would arrange for payment within "twenty-four hours" of your receipt of that statement. On October 28, 2002, I sent the requested statement by Federal Express to you at the above address.

It has now been four weeks since October 28 — and two weeks since Election Day — without any response from you or from Ms. Schneider. Ms. Hall cannot wait indefinitely for Ms. Schneider to honor her contractual obligations. Although the sum may seem small, Ms. Hall is perfectly willing to take formal action to recover it — and, if necessary, to contact each of the individuals whom she approached on Ms. Schneider's behalf between February and August in order to prove the amounts that are due.

Under the circumstances, if the amounts due are not paid by December 2, 2002, Ms. Hall will be forced to begin preparing for formal proceedings.

Please let me know whether you are acting on Ms. Schneider's behalf solely as Campaign Manager of Schneider for Congress, or whether you are also acting as Ms. Schneider's personal legal counsel in this matter.

Sincerely,



Robert Sonenthal

enclosure: a/s

Michael J. Shelton
426 Partridge Circle
Sarasota, Florida 34236

December 5, 2002

Robert Sonenthal, Esq.
Sonenthal and Overall, PC
1120 Nineteenth Street, NW
Suite 600
Washington, DC 20036

RE: Janet Hall v Jan Schneider

Dear Mr. Sonenthal.

This letter will confirm our telephone conversation of December 4, 2002 in which you were advised that I was no longer associated with Jan Schneider or the Schneider for Congress Campaign. You were also advised that at not time did I represent her in any capacity as her attorney.

You may contact Ms. Schneider through her attorney, Susan Chapman at 1800 Second Street, Suite 799, Sarasota, Florida 34236.

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

Very truly yours,

Michael J. Shelton

FILE COPY

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

Exhibit S

May 26, 2003

Jan Schneider
487 Meadowlark Drive
Sarasota, Florida 34236

Dear Jan:

I am in receipt of your complaint filed with the Federal Election Commission and wish to clarify one misunderstanding. It was never my intention to deny assistance with supplemental information concerning expenditures by the campaign and more specifically, reimbursements to me. I have always been under the impression that you only wanted copies of campaign reports prepared by me and stored on my personal computer.

My copies of all reimbursements to everyone in the campaign, as well as copies of campaign reports prepared and filed by me, were kept in two separate folders in the file cabinet at the office. I do not recall which drawer they were in, but they were both in the same drawer and I believe it was the top drawer. Both files were left in the cabinet when I left on November 1, 2003.

Should you need any additional information from me concerning reimbursements, please provide your detailed written request specifying exactly the documentation you need. I will be happy to see what I can locate. You may also feel free to make these request directly to me without the need to involve my attorney.

Very truly yours,

Michael J. Shelton

COPY

Welcome to **Washington**
DISTRICT OF COLUMBIA

DC Home Citizen Services Business Services Mayor's Office Mayor's Schedule DC Council City Govt Visitor Info

Exhibit U

Anthony A. Williams

Office of the Chief Financial Officer

CFO HOME

TAXPAYER SERVICE
CENTERREAL PROPERTY
SERVICES

Property Tax Bills
Property Tax Rates
Tax Rate Calculation
Property Assessment
Process
Property Assessment
Appeals
Tax Relief Credits
Search Real Property
Sales Database
Search Real Property
Assessment Database

SEARCH BY TOPIC



QUESTIONS?
Ask Our Online
Service Rep

← Prev

Property Detail

Address: 1301 20TH ST NW Unit: 1011

SSL: 0115 2162

Record Details

Neighborhood: Central **Sub-Neighborhood:**
Use Code: 17 - Residential-Condo-Vertical
Tax Type: TX - Taxable **Tax Class:** 01 - Residential
Homestead Status: ** Currently receiving the Homestead Deduction*
Assessor: Robertson, Robert **Assessor Phone No.:** 442-6789
Gross Building Area: Ward: 2
Land Area: 143 **Triennial Group:** 1

Owner and Sales Information

Owner Name: JAN SCHNEIDER
Mailing Address: 1301 20TH ST NW APT 1011; WASHINGTON, DC 20036-6048
Sale Price: Not Available
Sale Date: Not Available
Instrument No.:

Tax Year 2004 Preliminary Assessment Roll

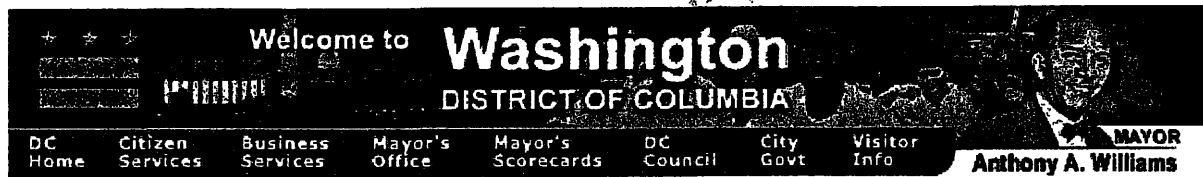
	Old Value	Proposed New Value (2004)
Land:	\$60,430	\$67,550
Improvements:	\$141,020	\$157,600
Total Value:	\$201,450	\$225,150
Taxable Assessment:	\$143,906	\$179,883

* Taxable Assessment after Tax Assessment Credit and after \$30,000 Homestead Credit. [Click here for more information](#)

** This property is currently receiving tax relief through the Homestead deduction program. If you are not domiciled in the District or the property is not your principal place of residence, you are obligated to inform the Office of Tax and Revenue. This can be done by accessing the link below and completing the necessary form and returning it per the instructions. You may also write to the Office of Tax and Revenue, Real Property Administration, P.O. Box 176, Washington, DC 20044. For additional information regarding the Homestead program, call (202)727-4TAX. [Click here to download the Homestead Deduction and Senior Citizen Tax Relief cancellation application](#)

View Tax Info

View Features



Office of Tax and Revenue

CFO HOME

TAXPAYER SERVICE CENTER

SERVICES

Business Tax Center
Individual Income Tax Service Center
Real Property Service Center
Recorder of Deeds
Tax Forms/Publications

INFORMATION

DC Earned Income Tax Credit
Delinquent Taxpayers
Refund Status Inquiry
Tax Fraud Hotline
Tax Law and Regulations

ONLINE SERVICE REQUESTS

Tax Relief and Tax Credits

Homestead Deduction

This deduction reduces your real property's assessed value by \$30,000 prior to computing the yearly tax liability. The homestead deduction is limited to residential property. To qualify:

1. An application must be on file with the Office of Tax and Revenue;
2. The property must be occupied by the owner/applicant and contain no more than 5 dwelling units (including the unit occupied by the owner);
3. The property must be the principal residence (domicile) of the owner/applicant.

In the case of a cooperative housing association, the unit must be occupied by the shareholder (or member) as his/her principal residence (domicile), and the deduction is granted to the cooperative (which will supply and collect the applications).

In the case of property transferred to a trust, the property may qualify for the homestead deduction if:

- The property was eligible for the homestead deduction before the transfer;
- The property is transferred to a revocable trust;
- The transfer is not for money (or other consideration);
- The property remains the principal place of residence of the applicant/transferor/trustor before and after the transfer.

If a property completed and approved application is filed from October 1 to March 31, the property will receive the deduction for the entire tax year (and for all tax years in the future). If a property completed and approved application is filed from April 1 to September 30, the property will receive one-half of the deduction reflected on the second installment (and full deductions for all tax years in the future).

Properties will continue to receive Homestead Deduction tax relief as long as there is no change in eligibility, such as property ownership or owner-occupancy status. The Office of Tax and Revenue will conduct periodic verification and compliance checks. Owners of properties receiving the tax benefits are responsible for notifying the agency when eligibility ceases. Written notice must be sent within 30 days of a change in ownership or owner-occupancy status. Please send written notice, including the square and lot of the property, to:

Office of Tax and Revenue
Real Property Tax Administration
941 North Capitol Street, NE, 4th Floor
Washington, DC 20002
(202) 727-4TAX

- Homestead/Senior Citizen Tax Relief Confirmations

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BY
VICTOR
HULL
Exhibit V

Article published Oct 13, 2002

UNLIKELY CANDIDATE

Jan Schneider never intended to run for office, but outrage propelled her into one of the highest-profile races in the nation

Jan Schneider couldn't picture herself in former Yale Law School classmate Hillary Rodham Clinton's shoes during the 1996 presidential campaign.

She saw Clinton's frenetic schedule. The crowds, the speeches, the balloons. The focus on makeup, hair and style. The hoopla.

"You're crazy," Schneider told Clinton, who attended Yale with Schneider in the early 1970s. "Nothing could ever make me a candidate in this insane election system."

Yet today, Schneider, shy, plain and awkward before cameras and big crowds, is center stage in one of the highest-profile congressional races in the country. An underfunded, little-known, novice Democratic candidate, she's taking on rich, famous, Republican veteran Katherine Harris in a solidly GOP district.

Schneider said outrage over Harris' role in the 2000 presidential election forced her to run. She couldn't stomach the idea of Harris waltzing into Congress as a reward for helping put George W. Bush in the White House.

So Schneider hustles from this dinner, to that coffee, from parade to party to forum. She reluctantly delivers sound-bite responses to complex questions, and just as reluctantly fusses with her hair, eyeliner and makeup.

She's even hugged a donkey.

"I never thought I would, or could do this," said Schneider, who has long preferred working behind the scenes in politics, raising money, arranging receptions and researching campaign issues. "I never intended to run."

As Florida's top election official, Harris certified Republican George W. Bush the winner in Florida, securing the presidency for him over Democrat Al Gore. Harris maintains she simply followed the law, but Democrats say she stole the White House from Gore by blocking an accurate vote count.

Following the election, Harris, previously discussed in capital political circles as a potential ambassador, jumped to the forefront of the race for the Southwest Florida congressional seat being vacated by the retiring Rep. Dan Miller, R-Bradenton.

State lawmakers then redrew the district's boundary lines favorably for Harris. Finally, in announcing her run for Congress last October, Harris said she was "more motivated than ever to work with" Bush.

Schneider fumed: Representatives work for their constituents, and the Founding Fathers separated the branches of government for a reason. To Schneider, it smelled like a quid pro quo.

Eventually, she joined a large Washington, D.C., law firm, hoping to delve into international law.

Instead, she was assigned commercial real estate cases.

"It was essentially boring," said Schneider, who left after six years of handling deals for hotels and malls.

She ventured out on her own, and began getting work from the Canadian government, handling fishing boundary disputes and international trade issues, giving advice on U.S. law.

Schneider also did legal work for Canadian firms doing business in the United States.

Her Canadian connection led Schneider to take one of her more controversial clients, Sidney L. Jaffe.

Jaffe had been arrested in Florida in 1980 on land fraud charges. After he failed to show up for a 1981 trial in Putnam County, bounty hunters snatched him from Toronto and whisked him back to Florida, creating an international dispute between the United States and Canada.

Schneider represented Jaffe at no charge, partly at the request of the Canadian government. The issue in the appeal she handled wasn't Jaffe's guilt or innocence on the land fraud charges, but the circumstances of his abduction.

"This wasn't Colombia or Iraq; it was a friendly neighbor and a democracy," she said. "We want them to respect our laws. We should respect their laws. There are extradition treaties and laws that should be followed."

A change in perspective

Schneider's connection to Florida developed in the 1970s. In 1977, her parents took up part-time residence on Longboat Key, after Harold Schneider sold part of his business testing metals, fuels, ropes, pumps and other types of marine equipment.

They later moved to Bird Key.

Jan Schneider said she visited frequently, often working from Florida. In the 1990s, she came down more frequently, to begin writing another book on the environment, this one on protection of the ozone layer.

In 1999, Schneider moved to Sarasota, into her parents' home, to care for her mother, Esther, who had breast cancer. She wanted her mother to be able to stay at home and knew her father couldn't care for her alone.

Her mother died in 2001, changing her daughter's perspective.

"I'd spent a lot of time traveling, being a hectic lawyer," she said. "I found out not all people get 50-page faxes at 5:30 p.m. on a Friday. I'd been living on a different track."

Longtime friend Ed Gordon, who got to know Schneider in Washington through his work in international law, said Schneider also cared for him when he battled prostate cancer a few years ago.

"If I needed someone when I was getting tests to walk me out and hold my head up, Jan

Simonetta said he stopped campaigning because the media would not cover his press conferences. He still received 26,000 votes, he said, the most of any third-party candidate. He said his personal life "is an open book," adding he has been divorced twice from women with whom he remains close friends. "The three of us sometimes have dinner together," he said.

After working during the '70s as a tennis pro in Sarasota, where he started the city's first tennis camp for children, he said, Simonetta became an architect and environmental activist, and went to divinity school at Yale and Harvard, before becoming an author. His recent book is titled "Seven Words That Can Change the World" (Hampton Roads Publishing Company).

If some consider him a long shot, Simonetta doesn't.

"We're going to play hardball, and we're going to win," he said. "The time has come for a moral revolution for those appalled, ashamed and angry at the policies of the Bush administration."

Politics

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Home

Sarasota

Venice

Manatee

E. Manatee

Charlotte

North Port

Englewood

Wednesday, June 4

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Schneider will run again in District 13

STAFF REPORT

SARASOTA — Jan Schneider said she has filed with the Florida Secretary of State's Office as a candidate for Congress in U.S. House District 13 for the 2004 election.

Schneider, a resident of Sarasota, was the Democratic nominee in the 2002 race and was defeated by Republican Katherine Harris. Schneider said that she sent a letter to the Secretary of State's Office on Monday.

Harris defeated Schneider, an attorney, by 54.8 percent to 45.2 percent of the vote in last November's election.

The district includes all of Sarasota and most of Manatee counties.

Sarasota Democrat Joe Simonetta filed his candidacy with the Federal Election Commission in May. He has not yet filed with the Secretary of State.

Schneider said that she didn't need to file with the Federal Election Commission because she had a carry-over of debt from the last campaign and therefore was automatically registered.

Thus, she said, she is the first Democrat to officially enter the race.

Exhibit

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Zoom

Democrat Jan Schneider lost to Katherine Harris in the 2002 election.

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Last modified: June 04, 2003 12:00AM

TOP STORIES FROM TODAY

- Beef with peanut sauce
- Rhetoric fails to reflect realities
- At 44, John McEnroe is still tennis' bad boy
- In other people news
- With aspirin, timing is everything
- Witnesses blame defendant
- NTSB backs cell phone ban for inexperienced drivers
- Motive was money, drugs
- Rename Everglades Forever Act?

TOP STORIES IN THIS SECTION

- Israel releases Palestinians
- Bush signs bill allowing students of for-profit colleges to get state aid
- Schneider will run again in District 13
- Group opposes fly ban for Gay Days
- Health care effort for military retirees turns to Congress
- Runoff election unlikely in '04
- Sarasota resident intends to run against Harris for Congress

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was there," he said. "After surgery, she was there. She was just a good buddy, a dear friend — the sort of person we used to call a good joe."

Other friends agree.

Bob Burka, a lawyer with whom Schneider shared office space in the 1980s, recalled a mortgage fraud case in Baltimore involving several immigrants. He said Schneider won a favorable settlement "solely through energy and effort."

"This was a case we were told was hopeless," he said. "She didn't believe it."

Tumpson, her law school friend, noted that Schneider is also surprisingly handy. Schneider and a friend rebuilt a houseboat, and she buys used computers via the Internet to rebuild them for her nieces and nephews.

Schneider calls such acts a displaced maternal instinct. Though she's had three serious relationships with men, and nearly married once, she remains single. She says her "great regret in life is not having a child."

Fending off criticism

The campaign has given Schneider a new outlet. She said she relishes the small-group issue discussions in supporters' homes, billed as "Sessions With Schneider."

And she said she didn't mind looking after Daisy the donkey, rented from a petting zoo for a couple of parades. At the Labor Day parade in North Port, Schneider had to corral the skittish animal, which was frightened by blasts from the mock cannons on the pirate ship in front of them.

"I had to fling my arms around Daisy to keep her from bolting into a crowd," she said.

More recently, Schneider has been fending off criticism from Harris that she's a relative newcomer.

Harris recently mailed a letter to absentee voters noting Schneider's ties to the Clintons: She called her a Washington insider and said she has only lived in Southwest Florida a few months. Harris also said she expects Schneider to run a negative campaign, "similar to the one she conducted in the Democratic primary "

But Schneider says she has lived full-time in Sarasota since 1999 and has held a Florida driver's license since 1997. Although she shares a house with her father, Schneider said she pays property taxes or owns tax certificates on land in Sarasota, Manatee and Charlotte counties through a family trust, of which she's vice president.

Her residency makes her like a lot of Southwest Florida residents, she added. Many Southwest Floridians are transplants from other areas and many lived here part-time before relocating, she said

"I've been part of this community for a long time," she said.

Turning the campaign focus to issues, rather than image, may be Schneider's biggest obstacle. She's uncomfortable before TV cameras and has a weak voice. In a forum sponsored by the League of Women Voters and televised on SNN-Channel 6, run jointly by the Herald-Tribune and Comcast, Schneider tried to maintain eye contact with both the camera and the moderator off to the side. Her advisers told her the eye movements made her look shifty.

"I have to get the presentation better," she said. "I know it's a weakness. For a while, it

Bradenton.com

Posted on Sun, Oct. 20, 2002

Congress hopefuls differ in many ways

Harris, Schneider vie to replace veteran Dan Miller

CHRISTOPHER COLE
Herald Staff Writer



MANATEE - Next year, Capitol Hill, for the first time in a decade, will greet a new face from this region. In just more than two weeks, voters will choose which one.

There are plenty of issues to help them decide.

Federal taxes, potential war with Iraq, health care, abortion, civil liberties - name the thorny issue, and the Democratic and Republican hopefuls differ in some substantial way.

In the final stretch of the race to replace outgoing U.S. Rep. Dan Miller, R-Bradenton, the two contenders are rushing to win the undecided voters.

Republican celebrity Katherine Harris, widely considered the favorite to win, hopes to seal a decisive victory over Democrat Jan Schneider, an attorney making her first bid for public office.

But Schneider has vigorously reached out to swing voters and Republicans, taking moderate positions in an effort to win over the heavily Republican District 13, which covers most of Manatee County and the region.

In interviews with the Herald, the rivals touted their hard work, energy and effort to stay in touch with residents.

Harris refutes her opponent's subtle statements that the Republican views this election as more of a coronation.

"It's been blood and sweat and tears for 15 years," she said. "I've worked in this community. I've listened."

She reminds voters of her work in the state Senate, where she represented Sarasota. "I'm the only one who's ever delivered funding to the district."

Schneider says Harris is more interested in representing the elite.

"The main difference between us is: Who is going to work for you?" Schneider said. "That is the issue, really. I'm not the glamorous candidate here. But I am very smart, and I do work, and I will follow the law."

Many of the federal issues that divide the candidates:

Military strikes

The two do not agree on Iraq policy or President Bush's new military doctrine of pre-emptive strikes, with

a legal dispute over the timing, because of her congressional candidacy.

MAJOR ENDORSEMENTS: Suncoast Firefighters and Paramedics; Sheriff Charlie Wells; Police Benevolent Association; U.S. Rep. Dan Miller; Fraternal Order of Police

JAN SCHNEIDER

BIRTHDATE: June 3, 1947

BIRTHPLACE: New York City

RESIDENCE: Sarasota

OCCUPATION: Attorney

FAMILY: Father, other relatives

EDUCATION: Doctorate, Yale University, 1975; Juris Doctorate, Yale Law School, 1973; Master's, Columbia University, 1968; Bachelor of arts, Brown University, 1968

BACKGROUND: Schneider moved to Sarasota full time three years ago after being a snowbird since the 1980s. She is a Democratic activist and attorney with bar memberships in Florida, Washington, D.C., and New York. She volunteered for Al Gore's legal fight in Florida. She is the author of two books on international environmental law and articles on environmental and legal issues. She helped Yale Law School friends Bill and Hillary Clinton in the 1992 and 1996 elections, serving on several committees. She also worked on the Clinton transition team, the Democratic National Committee and the 1997 Presidential Inaugural Committee.

MAJOR ENDORSEMENTS: AFL-CIO; Women's Campaign Fund; Campaign U.N. Reform; Growth Restraint Environmental Organization; West Central Florida Federation of Labor

WAYNE GENTHNER

BIRTHDATE: Sept. 23, 1958

BIRTHPLACE: Glens Falls, N.Y.

RESIDENCE: Bradenton

OCCUPATION: Charter boat owner; aircraft refinisher; writer; theater producer

FAMILY: Single

EDUCATION: Took classes at State University of New York, University of Tampa and University of South Florida

BACKGROUND: Genthner, who moved to the area 21 years ago, has been an activist for numerous environmental and social justice campaigns, including studies on acid rain and energy alternatives, and supported better fisheries management and phosphate mining awareness. He has advocated boycotting companies he considers socially irresponsible and favors helping the homeless, drug dependent and

Schneider's home away from home

Jan Schneider is a lady who likes to reconstruct houseboats, build fountains and tinker with computers.

She was also the Democratic candidate in the 13th district for the U.S. congressional seat.

I recently visited her at her home on Bird Key to talk about a 43-foot houseboat she has been rebuilding on and off for the past nine years.

Schneider grew up in Westchester County, N.Y., bordering on the Long Island Sound, and spent her summers on the water. Her father founded and owned a marine-testing company and Schneider was always around boats.

While practicing law in Washington, D.C., in the early 1990s, a friend who worked for the Canadian embassy called her about going in on a 43-foot 1972 Nautline houseboat with a 13.10 beam that was lying fallow in a shipyard in the Anacostia section of the District. The boat's hull was in pretty good shape, but the superstructure and its interior were not.

The good news was that it could be bought for \$6,600. A partnership was struck and the two women went about the restoration.

The head and galley were completely redone and a brand new refrigerator was installed so that the volunteer work crews could have cold beer and sandwiches while helping with the more mundane duties, such as scraping and repainting the hull. The old Tom Sawyer trick worked once more.

The houseboat was christened Nephew Sam after Jan's brother's son and for the next seven years, off and on, the boat was reconstructed.

A few problems were encountered: The generator was stolen and later one of the motors disappeared.

Anacostia wasn't the most

WALTER PERLMUTTER

BOATING



strict and the shipyard owner wasn't among Washington's most distinguished citizens. He was eventually arrested for harboring illegal weapons.

The motors were replaced with twin 200 horsepower four-stroke outboards. Unlike most flat-bottomed houseboats, the Nephew Sam hull was a modified V design and the boat is able to cruise at 17 knots getting up to 23 at full throttle.

Progress was made and slowly the houseboat began to look like it might actually float. Once the head and galley were serviceable, Jan and her partner threw out all of the old carpeting, and replaced the pullout bunks in favor of double- and single-platform bunks. The vessel might just be the only houseboat decorated in Laura Ashley fabrics.

The boat remained in Anacostia for the first two years and then was towed down river to Fort Belvoir, Va., an Army base about three miles from Mt. Vernon.

In 1998, Schneider bought out her partner and moved to Bird Key. In order to keep her boat at the Army base she needed another partner, who turned out to be Clarke Brintmall, a retired one-star brigadier general.

Brintmall maintained an office in the same building as Schneider's law practice and when he saw her coming to work on Mondays, sometimes splashed with marine paint, he started to come around the shipyard. Soon he became part of the crew.

Whenever Schneider had to leave Bird Key for a Washington visit, she opted to stay on the boat rather than a hotel. It was roomy and comfortable with plenty of space to work.

The boat was scheduled to make the trip south last year with Jan's brother and nephew, but there was a problem with a loose steering cable that will be attended to on the next Washington visit.

One way or another the boat will make the trip, probably next year.

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2003 JUN 02 01:36 PM

KAREN E. RUSHING

IN THE COUNTY COURT FOR SARASOTA COUNTY, FLORIDA

FLORIDA CIRCUIT COURT

SARASOTA COUNTY, FLORIDA

SIVES Receipt#326931

Allen Dale McReynolds

Plaintiff

vs.

Case No. 2003 SC 3903 NC

Jan Schneider

Defendant



FINAL JUDGMENT

~~THIS CAUSE~~, having been resolved by the Defendant agreeing to the entry of a judgment and the Plaintiff having accepted said offer of judgment, now therefore, it is hereby,

ORDERED AND ADJUDGED,

That the Plaintiff, Allen D. McReynolds, does hereby recover from the Defendant, Jan Schneider, the principal sum of \$100.00, which sum shall accrue interest at the statutory rate per year, for which let execution issue.

IT IS FURTHER ORDERED AND ADJUDGED,

Defendant shall complete Florida Small Claims Rules Form 7.343 (Fact Information Sheet) and return it to the Plaintiff within 45 days from the date of this Order, unless the Final Judgment is satisfied or a motion for a new trial or notice of appeal is filed.

Jurisdiction of this case is retained to enter further orders that are proper to compel the Defendant to complete Form 7.343 and return it to the Plaintiff.

DONE AND ORDERED in chambers, County Courthouse, Sarasota, Florida, this 28 day of May, 2003.

Judge Judith M. Goldman
County Court for Sarasota County,
Florida

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Article published Jun 3, 2003

Sarasota resident intends to run against Harris for Congress

VENICE — By his reckoning, Joe Simonetta has had "six or eight lifetimes" in his nearly 60 years.

The Sarasota resident has been a military artillery officer, a tennis pro, an architect, and a published author, and has earned a master's degree from Harvard Divinity School.

The job Simonetta wants now may prove the toughest to get: congressman from Florida's 13th District.

On May 2, he became the first Democrat to register to run against incumbent Republican Katherine Harris for the congressional seat she won last November. Harris beat Democrat Jan Schneider with 55 percent of the vote, and had \$3 million in her campaign war chest, compared with Schneider's \$300,000.

Simonetta said that by starting his campaign 18 months before the election, he hopes to build a strong organization and grassroots support.

Simonetta, a Sarasota resident off and on for 33 years, has spoken to about 20 groups, with his most recent appearance at the Venice Taxpayers League Monday. He started his speech by drawing a graph on a chalkboard, showing that the world's population has grown from 1 billion in 1800 to 6 billion in 1999 and is expected to reach 9 billion by 2050.

"We're in trouble," Simonetta said. "We're destroying everything. We're like an airplane with someone out on the wing popping rivets until the airplane crashes."

Simonetta said the world's fate hinges on whether forces of kindness and togetherness can overcome those of greed, fear and self-centeredness. If elected, he said, he would focus on "trickle-up economics," advocating more spending for the poor. He urges the federal government to invest in alternative energy with the same commitment it once showed for the Apollo project that put men on the moon.

Simonetta said President Bush used lies and manipulation to justify an "unjust and immoral war" against Iraq that killed thousands of innocent people.

This will be Simonetta's third run for political office. He was the Democratic nominee for Congress in his home state of Pennsylvania in 1986, losing to Republican Don Ritter.

He ran for the U.S. Senate in Florida in 2000, representing the Natural Law Party, whose mission, according to the party's Web site, is to bring "the light of science into politics."