

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

JUN 17 2005

MUR 5534

September 7, 2004

2005 JUN 17 P 2 44

Lawrence M. Norton, Esq.
General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

SENSITIVE

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

2005 SEP 17 A 10 16

Re: Business Alaska, Inc.

Dear Mr. Norton:

On Friday, September 3, 2004, we filed a complaint describing the illegal electioneering communications paid for by Business Alaska, Inc. A copy of that complaint is attached.

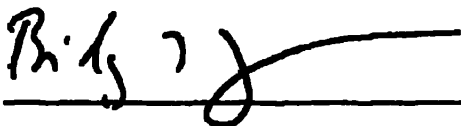
On Monday, September 6, Business Alaska paid for another full-page advertisement in the Anchorage Daily News. See Attachment. This advertisement implored readers to "Please Support Alaska and U.S. Senator Lisa Murkowski."

This advertisement is further evidence that Business Alaska is violating the prohibition against corporate expenditures. 2 U.S.C. § 441b(a) (2004) forbids corporations from making "a contribution or expenditure in connection with any election at which . . . a Senator or Representative in Congress are to be voted for." The newspaper advertisement promotes Lisa Murkowski less than two months before the general election, and asks voters to support her; the ad is without a doubt "in connection with" the election for U.S. Senate. Moreover, by asking voters to "Please Support . . . Lisa Murkowski," the advertisement constitutes express advocacy.

The recent advertisements by Business Alaska are yet more violations of federal election law. Accordingly, we request that they be enjoined from further violations, be required to repay their illegal contributions and be fined the maximum amount permitted by law.

Thank you for your attention to this matter.

Very truly yours,

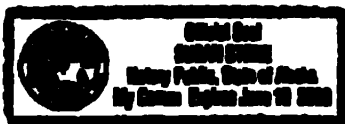


Noel L. Hillman, Esq
Lawrence M Norton, Esq
April 23, 2004
Page 2

Br. 7

~~DISTRICT OF COLUMBIA~~
STATE OF ALASKA

SUBSCRIBED AND SWORN to before me this 8 day of September, 2004.



[Signature]

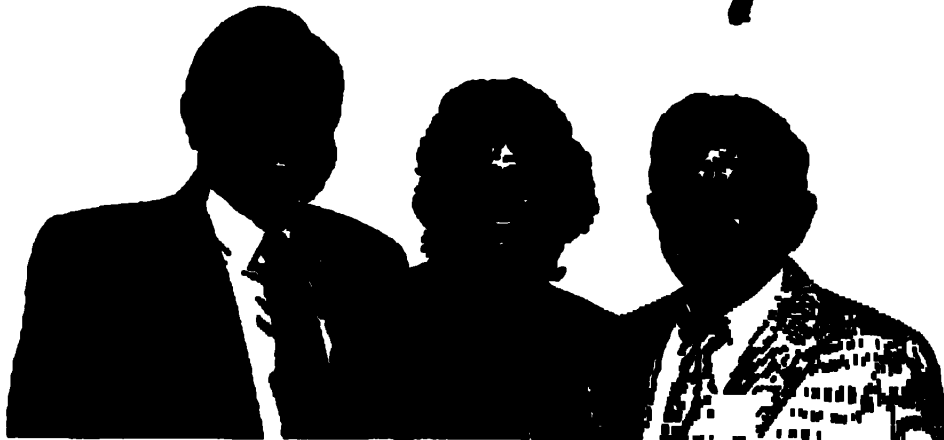
Notary Public

My Commission Expires 10 JUNE 2008

29044251600

United States Congress
Committee Chairmanships for Alaska

Our Strength is Our Seniority



Representative Don Young

Position Chair
U.S. House
Transportation
Committee

Seniority #1 among 75
U.S. House
Transportation
Committee
Members

Senator Lisa Murkowski

Position Chair
U.S. Senate
Water and Power
Sub-Committee

Seniority #5 among 25
U.S. Senate
Energy and
Natural Resources
Committee
Members

Senator Ted Stevens

Position Chair
U.S. Senate
Appropriations
Committee

Seniority #1 among 45
U.S. Senate
Appropriations
Committee
Members

U.S. Senator Lisa Murkowski is advancing rapidly in seniority and influence for Alaska in the U.S. Senate. Because she assumed office in December, 2002, Senator Lisa Murkowski outranks all U.S. Senators elected that year. In addition, due to retirements and committee re-assignments, Senator Lisa Murkowski will rank 5th in seniority among 25 members of the U.S. Senate Committee on Energy and Natural Resources. And the chairmanship of the subcommittee is right up there.

This is great news for Alaska.

Continuing our efforts to
improve our state's
jobs and future.

Strong and growing.



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28077471001

PUBLIC FILE INFORMATION:

**BUSINESS ALASKA
645 6TH STREET
ANCHORAGE, AK 99501**

743-0806

TREASURER: TOM MCGRATH

29044251602



KTBY/KTVA SALES CENTER
440 E Benson Blvd, Ste. 1
Anchorage, AK 99503
Phn (907) 274-0404 • Fax (907) 284-5180

KTVA BROADCAST CENTER
1007 W 32nd Ave
Anchorage, AK 99503
Phn (907) 273-3100 • Fax (907) 273-3189

POLITICAL BROADCAST AGREEMENT

(Propositions and Issues)

STATION KTVA CITY AK DATE 8/27 2004 ACCOUNT MANAGER Lois

I (We), undersigned do hereby request station broadcast time for the following

☒ A The issue or proposition known as THE PEW REPORT

B In the election to be held on Nov 2 2004 I (We) represent that

1 The broadcast time will be used by ☐ the candidate personally on the air, or ☒ by a spokesperson on behalf of the candidate, proposition or issue

2 The person or organization furnishing payment for the broadcast time is Frost GA Associated
Adv. Agency

3a The organization furnishing payment (if other than an individual) is ☐ a corporation, ☐ a committee, ☐ an association, or ☒ other unincorporated group, said organization organized under the laws of the state of AK with its address 700 N 5TH ST. #201 and the names of the campaign chairperson JACK FROST (owner of Frost & Friends)

☒ 3b FOR PROPOSITIONS AND ISSUES ONLY, the names and offices of the other executive officers (or board of directors) TOM McGRATH, TREASURER and if a corporation, the president's name and address _____

☒ 4 If payment is furnished by an individual (rather than an organization) the address of the individual N/A and, if the individual is a candidate, the name of his/her campaign chairperson _____

5 This application, whether accepted or rejected will be available for public inspection for a period of two years in accordance with FCC regulations

6 I (We) agree to indemnify and hold harmless, including court costs and reasonable attorneys fees, the station for any damages or liability that may ensue from the performance of the above stated station

7 Length, frequency, times and rates are on attached schedule

DATE OF FIRST BROADCAST 8/31/04 20 04 DATE OF LAST BROADCAST 9/5/04 20 04

TOTAL CHARGES-GROSS \$ 2,440.00 NET \$ 1,734.00 PAYMENT RECEIVED \$ 1,734.00
CHECK ☒ CASH ☐ DATE 8/27/04 20 04 BALANCE DUE \$ _____ DATE DUE _____

I have read Stations Political Policy and Disclosure Statement _____ (Initial)

☒ Station [Signature] Date 8/20/04
IF AGENT, ATTACH LETTER OF AUTHORIZATION TO PLACE TIME ON BEHALF OF CANDIDATE

Internal Use Only Accepted ☒ / Rejected ☐ BY _____ (station) title _____
Form# _____ / Payment# _____ / Rates# _____ / Limitations# _____ / Contract#1# _____ /2# _____ /3# _____

29044251603