

ARTHUR L HEROLD  
ALAN P DYE  
EDWARD D COLEMAN  
JAY H ROTZ  
FRANK M NORTHAM  
JOHN W HAZARD, JR  
HUGH K WEBSTER  
DAVID P GOCH  
CHARLES M WATKINS  
DOUGLAS W MACDONALD  
HEIDI K ABEGG  
DAVID M ABRAHAMS

LAW OFFICES  
**WEBSTER, CHAMBERLAIN & BEAN**  
1747 PENNSYLVANIA AVENUE, N.W.  
WASHINGTON, D.C. 20006  
(202) 785-9500  
FAX: (202) 835-0243

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

2005 JAN 21 P 2:12  
GEORGE D WEBSTER (1921-1996)  
CHARLES E CHAMBERLAIN (1917-2002)  
OF COUNSEL  
J COLEMAN BEAN  
KENT MASTERSON BROWN  
JAMES BOPP, JR

\*NOT ADMITTED TO DC BAR

January 21, 2005

Mr. Jeff S. Jordan  
Federal Election Commission  
999 E Street, N.W.  
Washington, D.C. 20463

Re: MUR 5633

Dear Mr. Jordan:

As counsel for Cannon For Congress, Chris Cannon For Congress, Inc., the Western Coalition Political Action Committee, the Coalition for Lower Internet Information Cost Political Action Committee, and the Western Leadership Fund (collectively, "Respondents"), we hereby respond to the Complaint filed in the above designated MUR.

First, the complaint does not conform to the requirements of 11 CFR § 111.4. The complaint does not differentiate between statements based upon personal knowledge and statements based upon information and belief. The complaint does not allege a violation of the Federal Election Campaign Act ("FECA") or its implementing regulations by Cannon For Congress, Chris Cannon For Congress, Inc. or the Western Coalition Political Action Committee. Furthermore, the complaint does not describe a violation of a statute or regulation over which the Commission has jurisdiction.

Second, the complaint does not meet the requirements of § 111.5. Although received by the Commission on December 27, 2004, the Respondents were not notified of the complaint until January 3, 2005.

Third, the complaint does not state a violation of the Federal Election Campaign Act or any of its implementing regulations. Mr. Nelsen alleges that the Western Leadership Fund, a group organized under § 527 of the Internal Revenue Code, disbursed \$8,000.00 to another § 527 organization, the Coalition for Lower Internet Information Costs Political Action Committee (CLIIC PAC). Mr. Nelsen also alleges that CLIIC did not report receipt of \$8,000.00 on its corresponding report to the FEC, and listed no income for the year 2002.

As Mr. Bramble explained to Mr. Nelsen prior to his filing the complaint with the IRS, the Western Leadership Fund disbursed \$8,000.00 to the Coalition for Lower

RECEIVED  
FEC MAIL  
OPERATIONS CENTER  
2005 JAN 21 P 1:47

26044132922

Letter to Federal Election Commission  
January 21, 2005  
Page 2

Internet Information Costs, Inc. (CLIIC, Inc.). CLIIC, Inc. is a separately incorporated § 501(c)(4) organization. Mr. Bramble offered to provide Mr. Nelsen with documentation of this fact.

CLIIC, Inc. and CLIIC PAC are separate entities. Because CLIIC, Inc. received the \$8,000.00 disbursement from the Western Leadership Fund, the \$8,000 disbursement was not reported to the FEC because CLIIC, Inc. had no, and continues to have no, reporting requirements with the FEC or the IRS on Form 8872 (other than what is required to reported on its Form 990). See attached redacted Transaction Detail by Account for CLIIC, Inc. and affidavit of Curtis Bramble.

Because CLIIC, Inc. received the \$8,000.00 disbursement, rather than CLIIC PAC, no reporting violation has occurred. Therefore, the Respondents respectfully request that the Complaint be dismissed. If you have any questions, please do not hesitate to contact us.

Very truly yours,

*Alan P. Dye /hka*

Alan P. Dye

*Heidi K. Abegg*

Heidi K. Abegg

Attorneys for Cannon For Congress,  
Chris Cannon For Congress, Inc.,  
Western Coalition PAC  
Coalition for Lower Internet Information  
Cost PAC, and  
Western Leadership Fund

26044132923

BEFORE THE  
FEDERAL ELECTION COMMISSION

RECEIVED  
FEC MAIL  
OPERATIONS CENTER

2005 JAN 21 P 1:47

In Re

Cannon For Congress	)	
Chris Cannon For Congress, Inc.	)	MUR 5633
Western Coalition PAC	)	
Coalition for Lower Internet	)	
Information Cost PAC	)	
Western Leadership Fund	)	

AFFIDAVIT OF CURTIS BRAMBLE

I, Curtis Bramble, being duly sworn, do depose and say:

1. I make this statement in connection with MUR 5633 to record certain facts that are within my personal knowledge.

2. I am treasurer of Cannon For Congress

3. I am treasurer of the Western Leadership Fund, a § 527 organization which is a Utah political action committee, and which is listed with the Utah Elections Office as e-Populist PAC.

4. I am treasurer of the Coalition for Lower Internet Information Cost PAC, a § 527 organization which is a registered political committee with the Federal Election Commission.

5. I am a Certified Public Accountant and am with the firm of Gilbert & Stewart, P.C. of Provo, Utah.

6. The redacted document attached as Exhibit B is a true and accurate listing of the disbursements for the Coalition for Lower Internet Information Cost, Inc. for January 1, 2002 through January 6, 2005.

7. I have twice previously advised Mr. Nelsen that the Western Leadership PAC was a Utah political committee.

8. I have twice previously advised Mr. Nelsen that no money had been transferred from Western Leadership PAC to CLIIC PAC.

9. I have twice previously advised Mr. Nelsen that the \$8,000.00 was disbursed to CLIIC, Inc. and have offered to provide him with copies of the appropriate documentation to support this transaction.

10. I have reviewed the \$8,000.00 transaction from the Western Leadership PAC to CLIIC and have concluded that it was transferred to CLIIC, Inc. and not to CLIIC PAC.

11. In the Fall of 2002, the staff of my firm, Gilbert & Stewart, P.C., had compiled CLIIC, Inc.'s financial transactions in Quick Books, and the \$8,000.00 transaction was included in this information as a deposit into the § 501(c)(4) corporation.

Further affiant sayeth not.

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

Executed on January 19, 2005.



Curtis Bramble

*Subscribed and sworn to before me, on this 19<sup>th</sup> day of January 2005  
by Curtis Bramble*

