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OFFICE OF GENERAL
COUNSEL

COMPLAINT ADDENDUM

February 23, 2010

Office of the General Counsel
Federal Election Commission
999 E Street N.W.
Washington, D.C. 20483

Dear Sir or Madam:

This Addendum is being made to the original Complaint filed dated February 9, 2010, regarding the congressional candidate, Harold W. Gowdy, III (aka Trey Gowdy) and his congressional campaign committee (Committee ID C00462523).

In the original Complaint filed, a question was raised about the reasonable, fair market cost of congressional website development, given Gowdy's campaign recorded an expenditure of only \$3,806 on his 2nd Quarter 2009 FEC filing for the period April 1st through June 30, 2009. The actual entry was dated June 29, 2009, and attributed to the firm "Under The Power Lines" (aka UTPL). This question was raised in conjunction to the use of funds from Gowdy's solicitor campaign where \$6,000 was spent for website development just prior to Mr. Gowdy's announcement that he was a candidate for Congress from the 4th Congressional District of South Carolina. The original contention being that this \$6,000 expenditure of solicitor campaign funds was actually the initial payment for a congressional website, thereby violating federal campaign laws.

A review of another client of "Under The Power Lines", Barrett for Congress, a congressional campaign committee (Committee ID C003d6617) of Graham Barrett for the neighboring 3rd congressional district in South Carolina, gives an instructive example of what the "going rate" is for website development. There were two disbursements listed on the Barrett's FEC filing of its 3rd Quarter, 2009 report on October 14, 2008, (FEC-3946242008, see Attachment 1.1) specifically for "website development" from "Under the Power Lines":

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1. On August 8, 2008, in the amount of \$13,125.00
2. On September 4, 2008, in the amount of \$9,605.00

Each of the above payments for "website development" are significantly greater than the \$3,806 amount listed on the Trey Gowdy report mentioned above. It appears that these were the initial payments for website development; not on-going enhancement/maintenance expenditures that may have occurred on later Barnett FEC reportings.

Should the FEC decide to query its reporting database for other instances of disbursements made to "Under The Power Lines", "Power Lines" and/or "UTPL", by other congressional campaign committees perhaps a fair-market amount for website development could be better determined?

As a point-of-reference, Under The Power Lines, LLC was organized in South Carolina on September 25, 2007. It is not clear if there was a predecessor with any of the same principals, such as Wesley Donehue or Terry Sullivan.

In a recent newspaper article published on February 12, 2010, by the *Spartanburg Herald Journal*, you will find the following comments being reported in regard to the solicitor campaign expenditure of \$6,000 and the low cost of the congressional campaign website:

"[Terry] Sullivan wouldn't comment about the April 2009 Web site expense, saying he doesn't talk about specific client work.

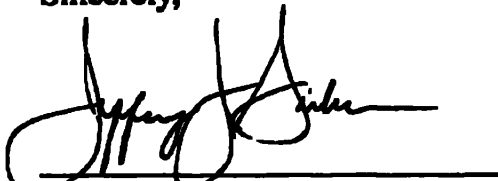
"A source close to Gowdy's campaign said Gowdy approached Under the Power Lines, a Web design firm, about building a Solicitor's Web site. Wes Donehue, who is with the Web design firm, spent hours designing and shooting video for the site, the source said.

"That source said Gowdy continued trying to perfect the site until the time came he decided instead to run for Congress. Under the Power Lines was paid for the work it had done, and then -- with Gowdy on retainer -- subsequent fees to build a congressional campaign Web site were much lower."

If Trey Gowdy were on retainer, which seems incredulous, then other interesting federal reporting requirements come into play, which need to be addressed as well.

Under penalty of perjury, I believe the information stated in this Complaint Addendum to be true and submit this Complaint Addendum to be included with the original Complaint filed on February 9, 2010.

Sincerely,



Jeffrey J. Parker

Greenville, SC 29615

Enc: Attachment 1.1 - Barrett Expenditures: FEC Report for 3rd Quarter, 2008

State of S.C.
County of Greenville

Brenda K. McKay
Brenda K. McKay
My Commission Expires 4/13/2016

SCHEDULE B (FEC Form 3) **ITEMIZED DISBURSEMENTS**

Use separate schedule(s)
for each category of the
Detailed Summary Page

FOR LINE NUMBER:
(check only one)

PAGE 105 / 110

☒ 17 ☐ 18 ☐ 19a ☐ 19b
20a 20b 20c 21

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NAME OF COMMITTEE (In Full)

Barrett For Congress

A. Full Name (Last, First, Middle Initial) U.S. Postmaster Mailing Address: Lexington Station City Lexington State SC Zip Code 29072- Purpose of Disbursement Postage Candidate Name Office Sought: House Senate President State District:		Transaction ID: 81012.E2818 Date of Disbursement 07 / 23 / 2008 Amount of Each Disbursement this Period 42.00 Refund or Disposal of Excess Contributions Required Under 11 C.F.R. 400.53 POSTAGE
B. Full Name (Last, First, Middle Initial) Under the Power Lines Mailing Address 807 Gervais Street Suite 202 City Columbia State SC Zip Code 29201- Purpose of Disbursement Website Design Candidate Name Office Sought: House Senate President State District:		Transaction ID: 81012.E2841 Date of Disbursement 08 / 08 / 2008 Amount of Each Disbursement this Period 13125.00 Refund or Disposal of Excess Contributions Required Under 11 C.F.R. 400.53 WEBSITE DESIGN
C. Full Name (Last, First, Middle Initial) Under the Power Lines Mailing Address 807 Gervais Street Suite 202 City Columbia State SC Zip Code 29201- Purpose of Disbursement Website Design Candidate Name Office Sought: House Senate President State District:		Transaction ID: 81013.E2884 Date of Disbursement 09 / 04 / 2008 Amount of Each Disbursement this Period 9805.00 Refund or Disposal of Excess Contributions Required Under 11 C.F.R. 400.53 WEBSITE DESIGN

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