

STEVEN L. BOSSÉ  
RICHARD M. ROLLMAN  
JOHN GARDY  
RONALD M. LEHMAN  
FRED A. FARJO  
LYLE D. ALDRIDGE  
RICHARD A. BROWN  
CRAIG L. CLINE  
LISA BOSSARD FUNK  
BRENT W. NELSON  
BRENDEN J. GRIFFIN

LAW OFFICES OF  
**GABROY ROLLMAN & BOSSÉ**  
P.C.  
3507 NORTH CAMPBELL AVENUE, SUITE 111  
TUCSON, ARIZONA 85719

TELEPHONE  
520.320.1300

FAX  
520.320.0717

January 21, 2011

SENDER'S E-MAIL ADDRESS  
ALDRIDGE@GABROYLAW.COM

**VIA U.S. MAIL**  
**AND ELECTRONICALLY**

FEDERAL ELECTION COMMISSION  
Office of General Counsel  
ATTN: Frankie Hampton  
999 East Street, NW  
Washington, D.C. 20463

Re: Complaint - MUR 6378

To Whom It May Concern:

This law firm represents Dwight Jones, a principal of Jones Outdoor Advertising, Inc. We have previously submitted information on behalf of that corporation under the same MUR number, and incorporate that response on behalf of Mr. Jones, personally, to the extent it is relevant.

Mr. Jones admits that he did cause the posting of the billboards that were the subject of the complaint to the Commission. Mr. Jones did so in his role as President of the corporation, and corporate funds were used.

Mr. Jones made a good-faith mistake in believing that no disclaimer was required on the billboards. Before authorizing their display, he sought legal advice from a law firm other than this firm, and was advised that the law did not require any reporting or disclosure in connection with such signs. Mr. Jones relied on that advice.

We can only presume that the lawyer from that other firm took at face value the numerous public statements of many public officials, including the President and Rep. Giffords, that were detailed in our prior submission on behalf of Jones Outdoor Advertising, Inc. For whatever reason, many office-holders and news media disseminated public statements expressly stating that corporations are no longer required to disclose funding sources for campaign communications, and that Congress needed to enact new law to impose that requirement.

RECEIVED  
FEDERAL ELECTION  
COMMISSION

2011 JAN 25 AM 9:10

CELA

11044304703

LAW OFFICES OF  
**GABROY ROLLMAN & BOSSE**  
P.C.

Federal Election Commission  
January 21, 2011  
Page 2 of 2

Mr. Jones remedied the error immediately upon learning that the disclosure requirements of 2 U.S.C. 441d were actually still in effect after the *Citizens United* decision. The prior submission includes photos showing the disclaimer that was added to each billboard within days of receiving notice of the complaint to the Commission.


We believe, and assert on behalf of Mr. Jones, that the Commission should take no action for reasons explained in our prior submission, and because there was no intent to violate the law or conceal anything. Mr. Jones was just a victim of mishearing and/or ambiguous information.

We hope the Commission and its General Counsel will so appreciate that Mr. Jones is being forthcoming about this matter. It would have been an easy matter to reimburse the corporation and contend that he had funded the message personally. That would have set up a far more complex situation under the governing judicial decisions. See, e.g., *F.E.C. v. Survival Educ. Fund., Inc.* 65 F.3d 285 (2d Cir. 1995). In its *Citizens United* opinion, the Court seemed to stress that it was public interest in "the speech of corporate entities" that justified the disclaimer requirement. 130 S.Ct. at 915.

Finally, we have been trying to engage the complaining campaign committee in discussion of alternatives to pressing this complaint. We have advised our client that the Commission has an Alternative Dispute Resolution program, our client would be very willing to participate in that process if we cannot resolve the issue with the complaining party otherwise.

Sincerely,

GABROY, ROLLMAN & BOSSE, P.C.



Lyle D. Aldridge

LDA/rib

Encl. Notice of Counsel Designation



FEDERAL ELECTION COMMISSION  
999 E Street, NW  
Washington, DC 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION

2011 JAN 25 AM 9:11

CELA

STATEMENT OF DESIGNATION OF COUNSEL  
Please use one form for each Respondent/Ethnic Treasurer  
FAX (202) 218-3928

MUR # 6378

NAME OF COUNSEL: Lyle D. Aldridge

FIRM: Gebroy, Rollman & Bossé, P.C.

ADDRESS: 3507 N. Campbell Ave., Ste. 111, Tucson, AZ 85719

TELEPHONE- OFFICE (520) 320-1300

FAX (520) 320-0717

The above-named individual and/or firm is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

1/24/11  
Date

[Signature]  
Respondent/Agent-Signature

[Signature]  
Title (Treasurer/Candidate/Owner)

NAMED RESPONDENT: DWIGHT T. JONES

MAILING ADDRESS: 10657 E OLD VALLEY CONNECTION RD  
(Please Print)

TUCSON, AZ 85717

TELEPHONE- HOME \_\_\_\_\_

BUSINESS (520) 749-1907

Information is being sought as part of an investigation being conducted by the Federal Election Commission and the confidentiality provisions of 2 U.S.C. § 4371(a)(2)(A) apply. This section prohibits making public any investigation conducted by the Federal Election Commission without the express written consent of the person under investigation.

Rev. 2000

-11044304705