

**ActBlue**

14 Arrow Street  
Cambridge, MA 02138

(617) 517-7800 PHONE  
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RECEIVED  
FEDERAL ELECTION  
COMMISSION

September 28, 2010

2010 OCT -4 PM 3:17

Office of the General Counsel  
Federal Election Commission  
999 E Street, N.W.  
Washington, D.C. 20463

MUR # 6390

OFFICE OF GENERAL  
COUNSEL

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2010 OCT -4 AM 11:55  
FEDERAL MAIL CENTER

**Re: Complaint against Senate Conservatives Fund (C00448696)**

I, Erin Hill, Executive Director of ActBlue, located at 14 Arrow St., Cambridge, MA 02138, state the following on behalf of ActBlue:

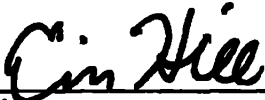
1. The Senate Conservatives Fund PAC, FEC ID #C00448696, operates the website located at <https://senateconservatives.com/takeamericaback> (see enclosed printout). The purpose of this website is to solicit and accept contributions earmarked for candidates for United States Senate as selected by the PAC. The Senate Conservatives Fund PAC has qualified as a multi-candidate committee.
2. Among the options for making earmarked contributions to candidates listed on the site is something termed an "easy button." By entering a dollar amount into the appropriate box and clicking on this button, a contributor may make a contribution which is apportioned between some or all of the available candidates based on the PAC's "internal strategic assessment."
3. Upon information and belief, when a contributor makes a contribution using the easy button, the amount contributed is divided up using a formula set by the PAC, but undisclosed to the contributor. The resulting amounts are accepted as contributions earmarked for each of the candidates chosen by the PAC. Presumably, the PAC may change this formula – and thereby the amount each candidate will receive from each contribution – at any time.
4. An earmarked contribution under federal election law does not count against the contributions limits of the conduit accepting the funds and forwarding them to the intended recipient unless the conduit exercises "direction or control" over the contribution. By choosing the recipient(s) of a contribution made using the easy button, as well as the contribution amounts sent to each recipient, the Senate Conservatives Fund PAC exercises direction or control over such earmarked contributions. All such contributions, therefore, are considered to be made by the original contributor as well as by the Senate Conservatives Fund PAC.
5. Upon information and belief, the Senate Conservatives Fund PAC has failed to report contributions made using the easy button on their website as being made by both the original contributor as well as by the PAC, in violation of the Federal Election Campaign Act.

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6. A multi-candidate PAC is permitted to contribute up to \$5,000 per election to a federal candidate's authorized committee. According to their website, the Senate Conservatives Fund PAC has sent a total of more than \$3 million dollars to the ten candidates listed on the site. Upon information and belief, some fraction of those contributions were made using the easy button and are attributable to the Senate Conservatives Fund PAC as well as the original contributors. If as little as 4% of the total funds sent to candidates was contributed using this method and evenly split between all ten candidates on the site, the Senate Conservatives Fund PAC would have exceeded its contribution limits for both the primary and general elections to all ten candidates.

7. Upon information and belief, the Senate Conservatives Fund PAC has made contributions in excess of the contribution limits for a multi-candidate PAC to at least one of the candidates listed on their website, in violation of the Federal Election Campaign Act.

I hereby certify, under the penalty of perjury, that the foregoing is true and accurate to the best of my knowledge and belief.

  
Erin Hill

Commonwealth of Massachusetts  
County of Middlesex

On this 28<sup>th</sup> day of September, 2010, before me, the undersigned notary public personally appeared Erin Hill, personally known to me to be the person whose name is signed on the preceding document, and who swore or affirmed to me that the contents of the document are truthful and accurate to the best of her knowledge and belief.

  
Steven M. Gold  
Notary Public

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# SENATE CONSERVATIVES FUND TAKE AMERICA BACK

33M  
497,100

5M  
7,500

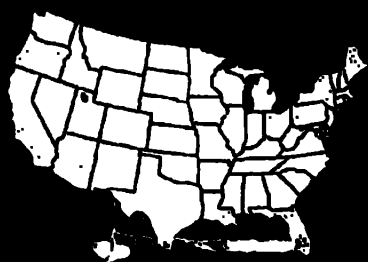
1. Name

2. Address

3. City

4. State

5. Zip



6. E-mail

7. Phone

8. Fax

9. Website

COMPLETE YOUR CONTRIBUTION

42

04

44

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1. ☐ Business Development

2. ☐ Repeat Occurrence

3. ☐ National Outlook

4. ☐ Total of the 2nd Amendment

5. ☐ Stop Government Spending

6. ☐ Non-Farmers

7. ☐ Protect Human Life

8. ☐ Establish Term Limits



Enter Email Address

SEND

SENATE CONSERVATIVES FUND