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P.O. Box 19550
Lenexa, KS 66285

www.StephenMooreForCongress.com
email: Info@StephenMooreForCongress.com
(913) 544-5703

OFFICE OF GENERAL
COUNSEL

October 17, 2010

Christopher Hughey
Acting General Counsel
Federal Election Commission
999 E Street, NW
Washington, DC 20463

MUR # 6399

Dear Mr. Hughey:

On behalf of Friends of Stephen Moore, I am writing to bring to your attention a gross violation of federal campaign finance laws by Ms. Moore's opponent Yoder for Congress (hereinafter collectively referred to as "Yoder Campaign").

Yoder for Congress is the official campaign committee for Kevin Yoder, Republican candidate for the U.S. House of Representatives, Third District of Kansas.

The Yoder campaign has apparently secured the website URL www.stephenmoore.com. With this website, they have created a website attacking the Moore campaign. This misappropriation of Ms. Moore's name violates federal campaign laws. Specifically, 2 U.S.C. § 432(e)(4) and 11 C.F.R. § 102.14(a) an authorized committee of a candidate requires that the name of that candidate be included in the name of any committee "name." The regulation states that "name" includes "any name under which a committee conducts activities, such as solicitations, including a special project name or other designation." This regulation ensures that candidates and committees do not fraudulently steer prospective donors and supporters to a website that is designed to deceive prospective readers as to the content and intent of the website.

Section 102.14(a) strictly prohibits an authorized committee of a candidate to use the name of their opponent in any "name" utilized by the candidate. In the context of a website, the Commission has previously ruled that a website URL is considered a "name" for purposes of section 102.14(a). Thus, the only permissible use of a website URL would be by an unauthorized committee in a way that unambiguously shows opposition

¹ A search of URL registry databases reveal that the URL www.stephenmoore.com is owned by a proxy company, which is designed to hide the true owner of a website URL.

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- ... to the named candidate. FEC Advisory Opinion 1995-9. Even if the website URL
... unambiguously showed opposition (which it does not in this instance), an authorized
committee is not permitted to utilize a website URL with their opponent's name.

Thus, when a member of the public, who is searching for the official website of
Stephene Moore types www.stephenemoore.com, they should have a reasonable
expectation of reaching the official website of Ms. Moore and not a website sponsored by
her opponent that contains false and negative information about Ms. Moore and her
campaign. In addition, the website solicits contributions for Mr. Yoder's campaign
committee, which is exactly what section 102.14(a) is designed to prevent.
Consequently, by failing to include Mr. Yoder's name in the web URL,
www.stephenemoore.com, Yoder campaign has violated 2 U.S.C. § 432(e)(4) and 11
C.F.R. § 102.14(a).

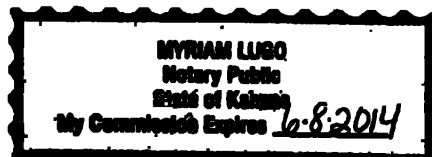
We request that the Commission promptly and aggressively investigate the clear
violation of federal campaign finance regulations and seek any and all injunctive relief
and financial penalties permitted by law.

Sincerely,



Matt Sinovic
Campaign Manager

Subscribed and sworn to before me on this 18 day of October 20 10.
Notary



m. lugo