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OFFICE OF GENERAL
COUNSEL

April 13, 2012

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

MUR # 6558

Dear Commissioners:

We, the undersigned individuals wish to file a formal complaint against Mr. Brian Jenkins, candidate for congress in the 3rd congressional district in the great State of Utah for blatant violations of the Bipartisan Campaign Reform Act (BCRA). We believe his actions violate the rules of law, cheapen the process and undermine the efforts of legitimate candidates working diligently to comply with every aspect of the Act.

BACKGROUND

On March 15, 2012 approximately 125,000 citizens of the State of Utah met in homes, schools and community centers to elect 4000 delegates to represent them at the Utah Republican Party convention to be held April 21, 2012. At the State Convention delegates will elect both state and federal candidates for office. A candidate can avoid a run-off primary election by capturing 60% of the votes cast by delegates earning the right to represent the party as the nominee in the general election.

After the Caucus meetings, the names, addresses and telephone numbers of the 4000 delegates elected were provided for the use of all candidates. As a state convention delegate, they receive a litany of campaign mailers, robodial calls, etc., inviting them to a host of "meet the candidate" or other campaign events and encouraging them to vote for the candidate that best represent the values of the precinct that elected them.

Coincidentally, March 15, 2012 is also the date required by Utah Law for both Federal and State candidates to have formalized their candidacy by paying a fee so that they can be included on this year's ballot.

SPECIFIC VIOLATIONS OF LAW

We have observed these specific violations committed by Mr. Jenkins. They include the following:

1. Failure to file a timely Statement of Candidacy with the Federal Election Commission as required by BCRA once candidacy has clearly been established. Mr. Jenkins paid the requisite \$435 filing fee on March 15, 2012 and in so doing, declared his intent to run as a candidate for congress in the 3rd Congressional District. If his intentions were somehow previously unclear with the creation of his website, with his countless appearances to campaign events or numerous references to himself as a "candidate for congress" all doubt was removed when he paid the filing fee.
2. Failure to file a timely Statement of Organization that provides significant information about the candidate committee, the treasurer, etc., once candidacy has been established.

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3. Failure to file a pre-convention report summary of receipts and expenditures as required by all candidates for federal office once candidacy has been established.
 4. Failure to provide appropriate and necessary disclosures as required by BCRA for robodialed calls to delegates. On or about the date of April 10, 2012 Mr. Jenkins contacted all delegates that will be attending the Utah Republican Party state convention using a prerecorded message in which he clearly identifies himself as "Brian Jenkins, Candidate for Congress". He then proceeds with his message intended to instill fear and mistrust in the election process, state party officers, etc., which is a common theme of his campaign rhetoric. At the conclusion of his message, he fails to identify who paid for the message as required by the act.

SUMMARY

The great State of Utah is fortunate enough to have several dedicated, law abiding candidates willing to run for office. These candidates and their committees work hard to be in compliance with the regulations that govern the election process. It cheapens the process and minimizes the efforts of legitimate candidates everywhere when one fails to play by the established rules. We are tired of the blatant disregard for the rules of law as demonstrated by Mr. Jenkins and his campaign and call upon the regulatory responsibility of the Federal Election Commission to intervene.

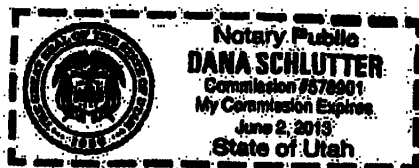
Sincerely,



Mr. Todd Weiler


Woods Cross, Utah 84087

Signed and sworn to before me this 16th day of April, 2012.




Notary Public

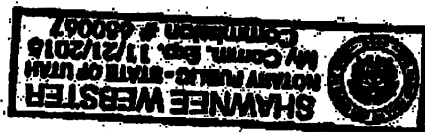
Sincerely,



Mr. Richard Jausi

Orem, Utah 84058

Signed and sworn to before me this 16th day of April, 2012. by Richard Jausi


Notary Public

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