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FIRST GENERAL COUNSEL'S REPORT

CELA

MUR: 6698
DATE COMPLAINT FILED: November 26, 2012
DATE OF NOTIFICATIONS: December 7, 2012
LAST RESPONSE RECEIVED: January 25, 2013
DATE ACTIVATED: May 14, 2013

EXPIRATION OF SOL: November 1, 2017
ELECTION CYCLE: 2012

COMPLAINANT: Christian Gil

RESPONDENTS: Charles Boustany Jr. MD for Congress, Inc. and
Alan D. Hebert in his official capacity as treasurer;
John L. Porter in his official capacity as campaign
manager for Charles Boustany Jr. MD for Congress,
Inc., and the sole member of Campaign Counsel LLC;
United Ballot PAC, Elroy Broussard in his official
capacity as president,¹ and Karin D. Babineaux in her
official capacity as treasurer

RELEVANT STATUTES AND
REGULATIONS:

52 U.S.C. § 30104(b)(5)(A)² (formerly 2 U.S.C. § 434(b)(5)(A))
52 U.S.C. § 30109(a)(1) (formerly 2 U.S.C. § 437g(a)(1))
52 U.S.C. § 30120(a) (formerly 2 U.S.C. § 441d(a))
11 C.F.R. § 100.22
11 C.F.R. § 100.26
11 C.F.R. § 100.27
11 C.F.R. § 110.11
11 C.F.R. § 111.4

INTERNAL REPORTS CHECKED: Disclosure reports

AGENCIES CHECKED: Louisiana Board of Ethics

¹ Broussard submitted a Response that stated that he resigned his "seat as Chair and as a member" of United Ballot PAC as of March 25, 2012, and is no longer affiliated with United Ballot PAC. Broussard Resp. (Dec. 26, 2012). On January 14, 2013, Babineaux filed a separate affidavit as United Ballot PAC's Response.

² On September 1, 2014, the Federal Election Campaign Act of 1971, as amended (the "Act"), was transferred from Title 2 of the United States Code to new Title 52 of the United States Code.

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1 I. INTRODUCTION

2
3 This matter concerns the alleged effort of Charles Boustany, Jr.'s campaign committee to
4 conceal a \$16,500 payment to a state political committee, United Ballot PAC, in connection with
5 United Ballot PAC's endorsement of Boustany in the November 6, 2012, general election for
6 Louisiana's Third Congressional District. Allegedly to avoid public disclosure of the exchange,
7 the funds for the payment were routed first through a company owned by Boustany's campaign
8 manager and another intermediary before United Ballot PAC — the intended recipient —
9 received them. The Complaint contends that Boustany, a Republican, wanted to garner
10 Democratic votes but did not want Republican voters to know that his campaign committee was
11 responsible for mailers that endorsed him along with President Obama from Democratic-leaning
12 United Ballot.³ The Complaint also contends that structuring the transaction in this manner
13 caused the Respondents to violate several related provisions of the relevant federal campaign
14 finance laws.

15 For the reasons described at greater length below, we conclude that there is reason to
16 believe that the alleged conduct here may give rise to both disclaimer and reporting violations,
17 and recommend that the Commission conduct an investigation to obtain further relevant
18 information concerning the transaction at issue.

³ Louisiana conducts a "blanket" primary for both state and federal elections, where all candidates for an office, regardless of party affiliation, run together in a single election. If no candidate wins a majority of votes in the primary, the two candidates who garner the greatest number of votes, regardless of party affiliation, meet in a run-off election. In 2012, Louisiana's "blanket" primary was conducted on November 6, simultaneous with the general election for President of the United States. In a run-off election on December 8, 2012, Boustany defeated Jeff Landry, the Republican incumbent who represented Louisiana's previously-drawn Third Congressional District from 2011 to 2013.

1 **II. FACTS**

2 **A. United Ballot Conducted Get-Out-the-Vote Activity on Behalf of Boustany**

3 United Ballot PAC ("United Ballot") is a political action committee organized in 2004
4 under the Louisiana Campaign Finance Disclosure Act,⁴ and files regular reports disclosing its
5 receipts and disbursements with the Louisiana Board of Ethics ("LBE").⁵ Karen Babineaux is
6 United Ballot's chairperson and treasurer.⁶ According to United Ballot's public statements, it is
7 committed to electing leaders in Louisiana at all levels of government. We will endorse
8 candidates that will stand with us and have discussions on the issues facing our
9 community. We are committed to taking a stand on ballot measures that will affect the
10 lives of people of the communities we live [*sic*] and love.⁷

⁴ See LA. REV. STAT. §§ 18:1481-18:1532.

⁵ United Ballot, LBE Stmt. of Org. (Sept. 22, 2004), <http://www.ethics.state.la.us/CampaignFinanceSearch/405480.pdf>. While United Ballot has maintained its state political committee status since its initial registration, according to its disclosure reports, it has been active only in the months surrounding fall elections in 2004, 2007, 2011, and 2012 — that is, September, October, and November of each of those years.

The LBE provides public access to United Ballot's disclosure reports through a searchable online database. See <http://www.ethics.state.la.us/CampaignFinanceSearch/ViewScannedFiler.aspx?FilerID=301095> (last visited Aug. 28, 2014). Based on our review of its disclosure reports to date, it appears that United Ballot's receipts and disbursements in each calendar year have never exceeded \$49,000. Throughout its history, in the month or two prior to an election, United Ballot received contributions from candidates and occasionally others, and then disbursed almost all of those funds to endorse those candidates and conduct get-out-the-vote ("GOTV") activity on their behalf. Following that activity, United Ballot remained dormant until the next election in which it received contributions from candidates. Thus, United Ballot's cash-on-hand at year-end is typically close to zero, regardless of the amount that it received, raised, and spent during the preceding year. Most of United Ballot's activity between 2005 and 2011 relates to state and local elections. But in 2004, United Ballot received a contribution from and subsequently advertised and conducted GOTV in support of a candidate for U.S. Senate. See United Ballot, 2004 LBE Annual Rpt. at 1 (Feb. 14, 2005) (disclosing that United Ballot supported the entire Democratic ticket in the 2004 election cycle, including Chris John's bid for election to the U.S. Senate). Although the majority of candidates from whom United Ballot received contributions and on whose behalf United Ballot conducted GOTV are Democrats, United Ballot has also received contributions from and conducted GOTV on behalf of a few Republican candidates. See, e.g., United Ballot, 2011 LBE 10 Day Pre-Gen. Rpt. at 3, 5-7 (Nov. 9, 2011) (disclosing receipt of contributions from the campaigns of Dale Bayard and Tom Schedler, both of whom ran against other Republicans in local or state races, as well as disbursements for GOTV).

⁶ United Ballot Resp. (Jan. 14, 2013).

⁷ See <http://cajunconservatism.wordpress.com/2012/11/01/united-ballot-on-willow-street-photo-from-oct-28-2012/> (Nov. 1, 2012) (attached hereto as "Attach. 1").

1 From November 1, 2012, through December 8, 2012, United Ballot spent approximately
2 \$16,500 on communications and GOTV activity, including a slate card mailer and a radio
3 advertisement that urged voters in Louisiana's Third Congressional District to "Re-elect /
4 President Barack Obama (Democrat) / U.S. Rep Charles W. Boustany Jr (#12 on ballot)."⁸
5 Neither the slate card mailer nor the KJCB radio advertisement included a disclaimer disclosing
6 who funded the communication, or whether it was authorized by a federal candidate.

7 **B. Southwest Funded All of United Ballot's 2012 GOTV Activity Endorsing**
8 **Boustany's Reelection**
9

10 United Ballot's reports filed with the LBE show that the only contribution that United
11 Ballot received in 2012⁹ was \$16,500 on November 1, 2012, from a company called Southwest
12 Solutions, LLC ("Southwest").¹⁰ Southwest's contribution was the largest that United Ballot had
13 ever received from any contributor in a single year.¹¹

⁸ Compl. at Ex. 1 (Nov. 26, 2012); United Ballot, 2012 LBE 10 Day Pre-Gen. Rpt. at 4 (Nov. 27, 2012) (disclosing November 1, 2012, expenditures for "Mailout" and "Postcards," and November 5, 2012, expenditure of \$719.00 to KJCB 770 AM radio, Lafayette, LA for "Radio Ads"); United Ballot, 2012 LBE Election Day Gen. Rpt. at 1 (Dec. 17, 2012) (disclosing December 8, 2012, expenditure of \$1,850 for services of Election Day workers); *see also* Radio advertisement on KJCB (Nov. 6, 2012), <http://www.slickcharlie.com/media/RepublicanBoustanyCampaignsForObama.mp3> (last visited Sept. 9, 2013) (Announcer: "KJCB radio recording Lafayette, Election Day." Male Voice: "It's a beautiful day to get out and go to the polls and vote [indéchipherable] KJCB radio. Let me tell everybody Dr. Charles Boustany, Jr. and President Barack Obama. This is what it's all about folks, today. On the ballot, Dr. Charles Boustany, number 12. Remember, President Barack Obama. Vote 'no' for Amendments numbers 2 and 5. We're definitely broadcasting live at the campaign headquarters of Dr. Charles Boustany, Jr. Vote! Vote! Vote!").

⁹ United Ballot Resp. ("We received no other funding from any other source" besides Southwest); United Ballot, 2012 LBE 10 Day Pre-Gen. Rpt. at 3 (disclosing sole receipt of \$16,500 from Southwest Solutions, Inc.).

¹⁰ United Ballot Resp.; United Ballot, 2012 LBE 10 Day Pre-Gen. Rpt. at 3. United Ballot's Response and disclosure reports filed with the LBE refer to a contribution from "Southwest Solutions, Inc.," but presumably United Ballot meant to refer to Southwest Solutions, LLC, to which both the Boustany Committee and Porter refer in their Responses, and which is registered with the Louisiana Secretary of State at the address listed in United Ballot's disclosure reports. There is no Southwest Solutions, Inc., registered with the Louisiana Secretary of State.

¹¹ Before United Ballot received Southwest's contribution, the largest contributions it had received were a \$15,000 contribution from Dolphin Marine International LLC in 2007 (United Ballot, 2007 LBE 10 Day Pre-Gen. Rpt. at 4 (Nov. 7, 2007)) and three contributions totaling \$16,096 from Donald Cravins, a Democratic candidate for State Senate in 2011 (United Ballot, 2011 LBE 40 Day Post-Gen. Rpt. at 3 (Dec. 29, 2011)).

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1 Southwest is a Louisiana limited liability company, owned in its entirety by Brandon
2 Shelvin, a Councilman in Lafayette Parish, where United Ballot is also located.¹² Shelvin's
3 Personal Financial Disclosure Statements filed with the LBE for 2010 to 2013 indicate that
4 Southwest provides consulting services, and yielded less than \$5,000 of income to Shelvin in
5 2010 and 2011, but that in 2012, Southwest yielded between \$25,000 and \$100,000 of income to
6 Shelvin, and in 2013, Southwest yielded between \$5,000 and \$24,999 of income.¹³ The record
7 includes no information regarding what consulting services Southwest provides.

8 Shelvin is allegedly connected with United Ballot as well, although he is nowhere listed
9 on any of United Ballot's other reports, whether as an officer, contributor, or election worker.¹⁴
10 In the October 24, 2012, broadcast of the weekly "Wingin' it Wednesday" radio program of
11 Mornings with Ken & Bernie on KPEL 96.5 FM that forms the basis of some of the allegations
12 in the Supplemental Complaint, Mike Stagg, a Democrat active in Lafayette's civic and political
13 affairs, and a frequent guest on the program, described United Ballot as a group comprising
14 "former Councilman Chris Williams and . . . Councilman Brandon Shelvin[.]"¹⁵ Further, it

¹² See Business Filing, State of Louisiana (Apr. 26, 2010), <http://www.sos.la.gov/BusinessServices/SearchForLouisianaBusinessFilings/Pages/dfault.aspx> (showing that Shelvin registered Southwest Solutions, LLC on April 26, 2010, and listing Shelvin as sole officer); Shelvin 2010 Personal Financial Disclosure Stmt., Sched. B (Aug. 15, 2011), <http://ethics.la.gov/PFDisclosure/PFD11007142/EthicsDisclosureDownload.pdf> ("2010 Personal Disclosure") (disclosing 100% interest as owner in Southwest); Shelvin, 2011 Personal Financial Disclosure Stmt., Sched. B (Mar. 15, 2013), <http://ethics.la.gov/PFDisclosure/PFD12007520A1/EthicsDisclosureDownload.pdf> ("2011 Personal Disclosure") (same); Shelvin, 2012 Personal Financial Disclosure Stmt., Sched. B (July 31, 2013), <http://ethics.la.gov/PFDisclosure/PFD13009380/EthicsDisclosureDownload.pdf> ("2012 Personal Disclosure") (same); Shelvin, 2013 Personal Financial Disclosure Stmt., Sched. B (May 15, 2014), <http://ethics.la.gov/PFDisclosure/PFD14005859/EthicsDisclosureDownload.pdf> ("2013 Personal Disclosure") (same).

¹³ 2010 Personal Disclosure Rpt., Sched. F; 2011 Personal Disclosure Rpt., Sched. F; 2012 Personal Disclosure Rpt., Sched. F; 2013 Personal Disclosure Rpt., Sched. F.

¹⁴ Shelvin's name appears only on United Ballot's 2011 10 Day Pre-General Report, which discloses that United Ballot received a contribution of \$1,500 from Shelvin's campaign. United Ballot, 2011 LBE 10 Day Pre-Gen. Rpt. at 4.

¹⁵ Supp. Compl. at Ex. 3 (Nov. 30, 2012), Transcript of 96.5 KPEL, Mornings with Ken & Bernie, Wingin' it Wednesday (Oct. 24, 2012). Stagg "is an active Democratic Party candidate and campaign operative who is well connected in Democratic Party politics within the Third Congressional District of Louisiana." *Id.* at 2. Stagg was

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1 appears that United Ballot's 2012 operations and Shelvin's 2011 parish council campaign may
2 have been conducted out of the same building.¹⁶

3 **C. The Boustany Committee Disbursed Funds to Campaign Counsel, Which It**
4 **Provided to Southwest, to Conduct GOTV Activity**
5

6 The Complaint alleges that Charles W. Boustany, Jr., the Representative for Louisiana's
7 Seventh Congressional District from 2005 to 2012 and a successful candidate for reelection in
8 Louisiana's Third Congressional District in 2012,¹⁷ and his principal campaign committee,
9 Charles Boustany Jr. MD for Congress, Inc. and Alan D. Hebert in his official capacity as
10 treasurer (the "Boustany Committee"), were the source of the funds that United Ballot used to
11 prepare and distribute the communications that endorsed him.¹⁸

12 The Complaint further notes that the Boustany Committee's 2012 Pre-Run-off Report
13 disclosed a disbursement on October 18, 2012, of \$35,000 to a business, Campaign Counsel LLC
14 ("Campaign Counsel"), owned by its campaign manager, John Porter, for "Door to Door
15 GOTV."¹⁹ That payment was the largest that the Boustany Committee made to Campaign

Boustany's Democratic 2006 opponent for U.S. Representative. Stagg's campaign website for an unsuccessful bid for Lafayette City-Parish President in 2011 states that Stagg has been active in civic and political affairs in Lafayette since 1999, and has been a member of the Lafayette Parish Democratic Executive Committee since 2008. *See* http://mikestaggforlafayette.com/?page_id=9 (last visited Sept. 9, 2013).

¹⁶ Public telephone directory information indicates that Shelvin's campaign was associated with the street address 203 Patterson Street in Lafayette, Louisiana. *See* <http://www.yellowpages.com/lafayette-la/mip/brandon-shelvin-campaign-466943755>. Other publicly available information indicates that the headquarters of United Ballot was also previously located at that physical address. *Compare* <https://www.google.com/maps/@30.245827,-92.018865,3a,75y,249h,90t/data=!3m5!1e1!3m3!1s7VaUo5l8dTtlezNhgUyzuQ!2e0!5s2011-05> (select street view image dated May 2011) (attached hereto as "Attach. 2"), with Attach. 1 at 1-2 (describing photograph of same dwelling as United Ballot headquarters as of October 28, 2012). (More recent photographs of that street address reflect that the dwelling has since been removed. *See* Attach. 3.)

¹⁷ As a result of redistricting, in 2012 Boustany successfully ran for reelection in Louisiana's redrawn Third Congressional District.

¹⁸ *See* Supp. Compl. at 1, 3.

¹⁹ *Id.* at 2, Ex. 6; *see also* Boustany Comm. 2012 Pre-Run-off Rpt. at 203 (Nov. 26, 2012) (disclosing a \$35,000 disbursement to Campaign Counsel on October 18, 2012).

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1 Counsel, and the only payment for a purpose other than "Strategic Campaign Consulting."²⁰ The
2 \$35,000 payment was in addition to the \$5,000 monthly payment that the Boustany Committee
3 paid Campaign Counsel for "Strategic Campaign Consulting" on October 2, 2012.²¹ The
4 Complaint therefore concludes that the Boustany Committee paid for United Ballot's
5 communications, while disguising the payment as a payment to Campaign Counsel.²²

6 The Boustany Committee and Porter each submitted a Response via separate counsel.²³
7 Both the Boustany Committee's and Porter's Responses acknowledge that: (i) the Boustany
8 Committee tasked Porter with conducting GOTV activity; (ii) the Boustany Committee disbursed
9 \$35,000 to Campaign Counsel for "Door to Door GOTV;" and (iii) Campaign Counsel then paid
10 Southwest, a local consulting firm, to conduct grassroots outreach and GOTV services on behalf
11 of the Boustany Committee in African-American communities in the congressional district.²⁴
12 Neither the Boustany Committee's nor Porter's Response, however, includes any description of
13 GOTV services that either Campaign Counsel or Southwest provided on behalf of the Boustany
14 Committee, or how much of the Boustany Committee's \$35,000 payment Campaign Counsel
15 passed on to Southwest.

²⁰ The Boustany Committee has made 13 payments, totaling \$110,000, to Campaign Counsel since the Boustany Committee first retained Campaign Counsel in 2012. See, e.g., Boustany Comm. Amended 2012 July Quarterly Rpt. at 294, 313 (Oct. 15, 2012) (disclosing two payments of \$5,000 to Campaign Counsel for "Strategic Campaign Consulting" on May 8 and June 4); Boustany Comm. Amended 2012 October Quarterly Rpt. at 219, 262 (Jan. 17, 2013) (disclosing two payments of \$5,000 to Campaign Counsel for "Strategic Campaign Consulting" on August 6 and September 4).

²¹ Boustany Comm. Amended 2012 Pre-Gen. Rpt. at 76 (Jan. 17, 2013). Since the Boustany Committee made no payments to Porter directly, but only reimbursed him for relatively small campaign expenditures, it appears that Porter's salary was paid via Campaign Counsel. See, e.g., *id.* at 79-80.

²² Supp. Compl. at 3.

²³ Neither the Boustany Committee's nor Porter's Response includes a statement based on Respondents' personal knowledge.

²⁴ Boustany Comm. Resp. at 2, 7 (Jan. 25, 2013); Porter Resp. at 1 (Jan. 22, 2013); Boustany Comm. 2012 Pre-Run-off Rpt. at 203.

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1 Complainant's allegations that the Boustany Committee funded United Ballot's GOTV
2 activity are based on Stagg's on-air statements on the weekly "Wingin' it Wednesday" radio
3 broadcast of Mornings with Ken & Bernie on KPEL 96.5 FM. According to transcripts of the
4 relevant portions of the radio show attached to the Supplemental Complaint, Stagg stated,

5 I heard yesterday from a friend of mine [who's] you know a pretty reliable source
6 that uh the Boustany camp has made a deal with uh the United Ballot group,
7 which is uh former [Democratic] Councilman Chris Williams and uh
8 [Democratic] Councilman Brandon Shelvin and that they will be having the
9 Boustany name and number on their ballot for election day and their get-out-the-
10 vote effort. But I am sure it is strictly a transactional relationship.²⁵

11
12 During Stagg's appearance the following week, he stated that Boustany paid United
13 Ballot \$35,000 for its support, but did not cite the source of that information.²⁶

14 **III. LEGAL ANALYSIS**

15 **A. The Boustany Committee Failed to Report Accurately Its Expenditure for**
16 **GOTV Activity**

17 The Boustany Committee reported an expenditure of \$35,000 to Campaign Counsel —
18 the sole proprietorship of the Boustany Committee's campaign manager — for door to door
19 GOTV activity.²⁷ However, it appears that Campaign Counsel paid at least \$16,500 of this
20 expenditure to Southwest. Southwest, in turn, contributed \$16,500 to United Ballot for United
21 Ballot's GOTV activity on Boustany's behalf, including activity that was *not* door to door
22 GOTV, including a slate card mailer and radio advertisement that expressly advocated
23 Boustany's reelection. Accordingly, the Complaint alleges that the Boustany Committee
24 misreported its expenditure to United Ballot as a payment to Campaign Counsel in an attempt to

²⁵ Supp. Compl. at Ex. 3.

²⁶ *Id.* at Ex. 4, Transcript of 96.5 KPEL, Mornings with Ken & Bernie, Wingin' it Wednesday (Oct. 31, 2012).

²⁷ Boustany Comm. 2012 Pre-Run-off Rpt. at 203.

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1 conceal from the public the Boustany Committee's arrangement with United Ballot. The
2 Boustany Committee contends that it properly reported the expenditure, asserting that the Act
3 requires only that a committee disclose its payments to a primary vendor, not the primary
4 vendor's payments to a subvendor.

5 The Act and Commission regulations require a political committee to report the name and
6 address of each person to whom it makes expenditures or other disbursements aggregating more
7 than \$200 per calendar year, or per election cycle for an authorized committee, as well as the
8 date, amount, and purpose of such payments.²⁸ These reporting requirements are intended to
9 ensure public disclosure of "where political campaign money comes from and how it is spent."²⁹
10 Neither the Act nor the Commission's relevant implementing regulations address the concepts of
11 ultimate payees, vendors, agents, contractors, or subcontractors in this context.³⁰ The
12 Commission has determined, however, that reporting only the immediate recipient of a
13 committee's payment will not satisfy the requirements of 52 U.S.C. § 30104(b)(5) (formerly
14 2 U.S.C. § 434(b)(5)) when the facts indicate that the immediate recipient is merely a conduit for
15 the intended recipient of the funds.

²⁸ 52 U.S.C. § 30104(b)(5), (6) (formerly 2 U.S.C. § 434(b)(5), (6)); 11 C.F.R. § 104.3(b)(4)(i), (vi) (authorized committees); *id.* § 104.9(a), (b) (political committees).

²⁹ *Buckley v. Valeo*, 424 U.S. 1, 66 (1976) (quoting H.R. Rep. No. 92-564 at 4 (1971)); *see also Citizens United v. FEC*, 558 U.S. 310, 368-71 (2010) (describing importance of disclosure requirements to serve informational interest, because "transparency enables the electorate to make informed decisions and give proper weight to different speakers and messages").

³⁰ Advisory Op. 1983-25 (Mondale for President) at 2. The Commission has since addressed the requirements of section 30104(b)(5) (formerly section 434(b)(5)) of the Act in certain situations not applicable to these facts. *See* Reporting Ultimate Payees of Political Committee Disbursements, 78 Fed. Reg. 40,625, 46,026-27 (July 8, 2013) (clarifying committee's obligations to report "ultimate payees" in three specific scenarios not articulated in the Act or regulations: reimbursements to individuals who advance personal funds to pay committee expenses; payments to credit card companies; and reimbursements to candidates who use personal funds to pay committee expenses).

1 For instance, in MUR 3847 (Stockman), the Commission found probable cause to believe
2 that Friends of Steve Stockman violated 52 U.S.C. § 30104(b)(5) (formerly 2 U.S.C. § 434(b)(5))
3 by paying at least one vendor through a conduit, Political Won Stop ("PWS"), an unincorporated
4 proprietorship run by two officials of Friends of Steve Stockman.³¹ The Commission rested its
5 determination on the facts that PWS's principals held positions with the campaign; PWS was not
6 incorporated; there was no formal contract between PWS and the campaign; PWS was devoted
7 largely to the Stockman campaign, worked out of that campaign's headquarters, and used its
8 facilities; and the principals of PWS held themselves out to the public as officials of the
9 Stockman campaign.³² The Commission concluded that these facts reflected that PWS served
10 merely as an intermediary, and thus, under section 30104(b)(5) (formerly section 434(b)(5)) of
11 the Act, the committee was required to report the true purpose and recipients of the payments
12 made through PWS.³³

13 Likewise, in MUR 4872 (Jenkins), the Commission found reason to believe that Jenkins
14 for Senate 1996 and Louis E. "Woody" Jenkins knowingly and willfully violated 52 U.S.C.
15 § 30104(b)(5)(A) (formerly 2 U.S.C. § 434(b)(5)(A)).³⁴ In MUR 4872, Jenkins' committee hired
16 a vendor — Impact Mail — to perform phone bank services on the committee's behalf. When
17 the committee discovered that David Duke's name and phone number appeared on caller
18 identification for calls placed by Impact Mail's phone bank, the committee sought to avoid any

³¹ See General Counsel's Brief at 33-37, MUR 3847 (Stockman).

³² Conciliation Agreement at 6-7, MUR 3847 (Stockman).

³³ General Counsel's Brief at 37, MUR 3847 (Stockman); Conciliation Agreement at 7, MUR 3847 (Stockman).

³⁴ Conciliation Agreement at 1, MUR 4872 (Jenkins).

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1 association with Duke by terminating its relationship with Impact Mail.³⁵ The committee was
2 unable to suspend its contract with Impact Mail, however, and it then took steps to conceal its
3 relationship with Impact Mail by routing its payments to Impact Mail through a second,
4 unrelated vendor, Courtney Communications, and reporting Courtney Communications as the
5 payee on disclosure reports.³⁶ Although Courtney Communications was a vendor that provided
6 media services for the committee during the period in question, Impact Mail was not a subvendor
7 of Courtney Communications because Courtney Communications "had no involvement
8 whatsoever with the services provided by Impact Mail."³⁷ Its only role was "to serve as a
9 conduit for payment to Impact Mail so as to conceal the transaction with Impact Mail."³⁸

10 As in MURs 3847 (Stockman) and 4872 (Jenkins), it appears that the Boustany
11 Committee paid \$16,500 to United Ballot, using Campaign Counsel and Southwest merely "to
12 serve as . . . conduit[s] for payment . . . so as to conceal the transaction" through which the
13 Boustany Committee obtained United Ballot's endorsement of Boustany.³⁹ No Respondent
14 refutes either the allegation that the Boustany Committee arranged for United Ballot to advocate
15 for Boustany's reelection, or that the Boustany Committee sought to conceal this arrangement.
16 Indeed, United Ballot received all of its 2012 funding from Southwest. Southwest, in turn,
17 received funds from Campaign Counsel, an entity wholly owned by the Boustany Committee's

³⁵ *Id.* at 2-3.

³⁶ *Id.* at 3-4.

³⁷ *Id.*

³⁸ *Id.* at 4. Even though a committee may satisfy recordkeeping requirements by retaining a payee's "invoices and the [c]ommittee's canceled checks issued in payment," see AO 1983-25 at 2-3, a committee does not satisfy its disclosure obligations under section 30104(b)(5) (formerly section 434(b)(5)) of the Act by merely relying on those documents when the committee has previously instructed the payee to pass payments along to a third party that was not involved in the provision of services by the payee. Conciliation Agreement at 3, MUR 4872 (Jenkins).

³⁹ Supp. Compl. at 2-3.

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1 campaign manager, which received \$35,000 from the Boustany Committee purportedly to
2 conduct door to door GOTV.

3 That Campaign Counsel did not contract directly with United Ballot to conduct GOTV,
4 but instead paid a second intermediary — Southwest — tends also to support a reasonable
5 inference that the Boustany Committee structured its payments not for administrative
6 convenience, but instead — like Jenkins' committee's arrangement in MUR 4872 — to conceal
7 the Boustany Committee's connection to United Ballot. Because United Ballot must publicly
8 disclose the source of its contributions to the LBE,⁴⁰ just as the Boustany Committee must
9 disclose the recipients of its expenditures with the Commission, the Boustany Committee may
10 have paid United Ballot through both Campaign Counsel and Southwest to obscure the
11 connection between the Boustany Committee and United Ballot on both sides of the publicly-
12 reported transaction. In this, it is further relevant that Southwest and United Ballot appear to be
13 closely related, as are the Boustany Committee and Campaign Counsel.

14 Moreover, in this case it appears that any information that may tend to substantiate that
15 Campaign Counsel and Southwest provided legitimate vendor and subvendor services to the
16 Boustany Committee beyond acting merely as intermediaries for the transfer of funds to United
17 Ballot would reside in the control of Porter and the Boustany Committee. Yet the Responses of
18 the Boustany Committee and Porter fail to identify any facts regarding the GOTV services that
19 Campaign Counsel or Southwest provided, or indeed any facts whatsoever, that tend to refute the
20 allegation that the Boustany Committee used Campaign Counsel and Southwest merely to
21 conceal its funding of United Ballot's endorsement of Boustany. Instead, Porter's Response

⁴⁰ LA. REV. STAT. § 18:1491.6-.7. United Ballot timely disclosed its receipt of \$16,500 from Southwest. United Ballot, 2012 LBE 10 Day Pre-Gen. Rpt. at 3. We make no recommendation at this time as to whether United Ballot was a political committee under the Act, and therefore obligated to disclose its receipt of Southwest's contribution to the Commission.

1 states that, as campaign manager, Porter was responsible for GOTV, among other things, and
2 asserts that the "subcontract" between Campaign Counsel and Southwest was "both legal and
3 routine."⁴¹

4 Although the Boustany Committee's Response argues that the Boustany Committee was
5 not required to report Campaign Counsel's payments to Southwest,⁴² it nowhere denies that the
6 Boustany Committee funded, authorized, or requested United Ballot's communications.
7 Similarly, although Porter's Response specifically denies that Porter had any contact with United
8 Ballot, including with either Broussard or Babineaux,⁴³ neither the Boustany Committee's
9 Response nor Porter's Response denies that the Boustany Committee paid for United Ballot's
10 mailer endorsing Boustany. United Ballot does not deny that the Boustany Committee was the
11 true source of the \$16,500 contribution that it reported receiving from Southwest.

12 Like PWS in MUR 3847 (Stockman) and contrary to the Boustany Committee's and
13 Porter's assertion, Campaign Counsel does not appear to be a legitimate vendor that hired a bona
14 fide subvendor to fulfill its door to door GOTV obligations to the Boustany Committee. Rather,
15 Campaign Counsel appears to have served as an intermediary. The Boustany Committee appears
16 to be Campaign Counsel's sole client. And Porter's status as the Boustany Committee's
17 campaign manager and sole owner of Campaign Counsel calls into question his ability to
18 contract at arm's length for provision of GOTV services to his employer. Moreover, the
19 Boustany Committee's \$35,000 payment to Campaign Counsel for door to door GOTV is an
20 outlier — it is the Boustany Committee's only payment to Campaign Counsel for a purpose other

⁴¹ Porter Resp. at 1, 2.

⁴² Boustany Comm. Resp. at 2, 6-7.

⁴³ Porter Resp. at 1.

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1 than "strategic campaign consulting," and greatly exceeds the \$5,000 amount that the Boustany
2 Committee typically paid Campaign Counsel.⁴⁴

3 In its Response, the Boustany Committee argues that the Commission's resolution on the
4 facts submitted in Advisory Opinion 1983-25 (Mondale for President) should apply here, but that
5 reliance is misplaced. In AO 1983-25, the Commission determined that in certain circumstances
6 an authorized committee is not required to report separately payments that the committee's
7 vendors make to other persons, such as payments for services or goods used in the performance
8 of the vendor's contract with the committee.⁴⁵ In reaching its conclusion, the Commission found
9 several facts stated in the request to be significant: (1) the consulting group had a legal existence
10 as a corporation separate from the operations of the committee; (2) the group's principals did not
11 hold any staff position with the committee; (3) the committee conducted arm's length
12 negotiations with the group that resulted in formation of a final contract; (4) the group was not
13 required to devote its "full efforts" to the contract, and it expected to have contracts with other
14 campaigns and entities; and (5) the committee had no interest in the other contracts.⁴⁶

15 The facts presented in this matter, however, are materially distinguishable from those
16 submitted in AO 1983-25.⁴⁷ First, although Campaign Counsel is a company legally distinct
17 from the Boustany Committee, unlike the principals of the consulting group in AO 1983-25,

⁴⁴ See *supra*, note 20.

⁴⁵ Advisory Op. 1983-25 (Mondale for President); see also Factual and Legal Analysis at 12, MUR 6510 (Kirk for Senate) (media consultant was a vendor where it did not hold a position with the committee, nor did it work exclusively for committee at any time, and where it hired multiple subvendors to aid in the performance of its contract).

⁴⁶ Advisory Op. 1983-25 (Mondale for President) at 3.

⁴⁷ See 52 U.S.C. § 30108(c) (formerly 2 U.S.C. § 437f(c)) (persons engaging in transactions or activity that is indistinguishable in all its material aspects from the transaction or activity approved in an advisory opinion and who act in good faith in accordance with the provisions and findings of the advisory opinion cannot be sanctioned for violating the Act as a result of their actions).

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1 Campaign Counsel's principal does hold a staff position with the Boustany Committee — its
2 campaign manager, John Porter, is the sole owner of Campaign Counsel, the primary vendor in
3 the transaction at issue here. *Second*, unlike the facts represented in AO 1983-25, there is no
4 evidence to indicate that Porter negotiated at arm's-length with his employer, the Boustany
5 Committee, regarding the provision of GOTV services. *Third*, the record includes no indication
6 that Campaign Counsel reasonably expected to contract with other campaigns and entities in
7 which the Boustany Committee would have no interest; indeed, available Commission and LBE
8 records reflect no such relationships between Campaign Counsel and any other party.⁴⁸ *Fourth*,
9 unlike the allegations in the present matter, there was no indication that the requestor in
10 AO 1983-25 was motivated to avoid public disclosure of the relationship between the true
11 recipient of the expenditure and the committee; rather, the request appeared to concern a matter
12 of administrative convenience.

13 As set forth above, it appears that the Boustany Committee used Campaign Counsel
14 merely to serve as a conduit for payment — thereby failing to report the true, intended recipient
15 of the disbursement. Accordingly, we recommend that the Commission find reason to believe
16 that the Boustany Committee violated 52 U.S.C. § 30104(b)(5)(A) (formerly 2 U.S.C.
17 § 434(b)(5)(A)).⁴⁹ We further recommend that the Commission authorize an investigation into
18 whether the Boustany Committee funded or authorized United Ballot's GOTV activity on its

⁴⁸ We were unable to find any disbursements to Campaign Counsel by any other committee that files reports with either the Commission or the LBE.

⁴⁹ The apparent coordination of the production and distribution of the slate card mailer may also have constituted an in-kind contribution to the Boustany Committee. *See* Supp. Compl. at 2-3. Here, however, the Boustany Committee apparently funded the costs of the mailer through its own expenditure to the alleged intermediaries, Campaign Counsel and Southwest. Because we will seek to develop a better understanding of the relationships between the parties through our proposed investigation, we make no recommendation at this time as to the coordination allegation.

1 behalf, and what GOTV activity Campaign Counsel and Southwest provided on the Boustany
2 Committee's behalf.⁵⁰

3 **B. United Ballot Failed to Include a Complete Disclaimer on Its Mailer or Its**
4 **Radio Advertisement**

5
6 The Act and Commission regulations require a disclaimer when any person makes a
7 disbursement for the purpose of financing public communications expressly advocating the
8 election or defeat of a clearly identified candidate.⁵¹ Disclaimers "must be presented in a clear
9 and conspicuous manner" to give the recipient "adequate notice of the identity of the person or
10 political committee that paid for and, where required, that authorized the communication."⁵²
11 A "public communication" is defined as a "communication by means of any broadcast, cable, or
12 satellite communication, newspaper, magazine, outdoor advertising facility, mass mailing, or
13 telephone bank to the general public, or any other form of general public political advertising."⁵³
14 "Expressly advocating" is defined to include phrases in communications that explicitly urge the
15 election or defeat of a specific candidate.⁵⁴

16 United Ballot's mailer required a disclaimer because it is a public communication that
17 expressly advocated the reelection of Barack Obama and Boustany.⁵⁵ *First*, the mailer is a

⁵⁰ The Complaint also alleges that United Ballot violated the Act by failing to register with the Commission as a political committee and comply with the Act's limitations on the amounts and sources of contributions that it may accept, in violation of 52 U.S.C. §§ 30102, 30103, 30104 (formerly 2 U.S.C. §§ 432, 433, 434). Compl. at 1-2. We recommend that the Commission take no action at this time with respect to this allegation, pending our further investigation of the factual record.

⁵¹ 52 U.S.C. § 30120(a) (formerly 2 U.S.C. § 441d(a)); 11 C.F.R. § 110.11(a)(2).

⁵² 11 C.F.R. § 110.11(c)(1).

⁵³ *Id.* § 100.26.

⁵⁴ *Id.* § 100.22(a).

⁵⁵ If United Ballot is a political committee under the Act as Complainant alleges, it was required to include a complete disclaimer on its communication. But because United Ballot's mailer included express advocacy, the Act

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1 public communication because it is a mass mailing sent to all residents of Louisiana's Third
2 Congressional District. The Act and Commission regulations define "mass mailing" as a mailing
3 by United States mail of more than 500 pieces of mail of an identical or substantially similar
4 nature within any 30-day period.⁵⁶ The Complaint contains an un-rebutted allegation that the
5 mailer was "sent to all mail addresses in the new Third Congressional District."⁵⁷ And United
6 Ballot disclosed in its 2012 10 Day Pre-General Report that on November 1, 2012, United Ballot
7 made expenditures of \$3,453.74 for "Mailout" and \$1,264.80 for "Postcards,"⁵⁸ amounts that
8 suggest that more than 500 mailers were paid for and mailed. Further, it appears likely that the
9 mailer was sent to more than 500 addresses, as there are over 840,000 people living in the
10 parishes that comprise the Third Congressional District, of which approximately 558,000 were
11 registered to vote in the November 2012 election.⁵⁹ Even if the mailer was sent only to
12 registered voters and not all addresses in the Third Congressional District, more than 500 pieces
13 of mail likely were sent.

14 *Second*, the mailer expressly advocated the reelection of Obama and Boustany by
15 including the phrase, "Re-elect President Barack Obama [and] U.S. Rep Charles W.
16 Boustany[.]"⁶⁰ Although the reverse side of the mailer included "A United Ballot Message to

requires that the mailer include a complete disclaimer even if United Ballot is not a political committee under the Act.

⁵⁶ 52 U.S.C. § 30101(23) (formerly 2 U.S.C. § 431(23)); 11 C.F.R. § 100.27.

⁵⁷ Compl. at 1.

⁵⁸ United Ballot, 2012 LBE 10 Day Pre-Gen. Rpt. at 4.

⁵⁹ See *Estimates of Resident Population Change and Rankings for Louisiana and Parishes: July 1, 2012 to July 1, 2013* (Mar. 2014), http://louisiana.gov/Explore/Demographics_and_Geography/ParishEstimates.php; LA. SEC'Y OF STATE, *Statewide Report of Registered Voters* (Nov. 1, 2012), http://electionstatistics.sos.la.gov/Data/Registration_Statistics/Statewide/2012_1101_sta_comb.pdf.

⁶⁰ Compl. at Ex. 1.

1 Voters” that was signed “K. Babineaux, Treasurer United Ballot PAC,” and included United
2 Ballot’s e-mail address, the mailer failed to provide additional information regarding United
3 Ballot and failed to state whether or not the communication was paid for or authorized by any
4 candidate.⁶¹

5 United Ballot’s failure to include a disclaimer in its radio advertisement that aired on
6 KJCB can also support a finding of reason to believe that United Ballot violated 52 U.S.C.
7 § 30120(a) (formerly 2 U.S.C. § 441d(a)) and 11 C.F.R. § 110.11(a)(2). The record indicates
8 that United Ballot also produced a radio advertisement that aired on KJCB AM radio on the date
9 of the general election, November 6, 2012, which expressly advocated the reelection of Boustany
10 and Obama and lacked an appropriate disclaimer.⁶² Just as the slate card mailer required a
11 disclaimer, so too did the KJCB advertisement, as it was a public communication broadcast over
12 radio that exhorted listeners to vote for Obama and Boustany. Although the advertisement
13 included the statement, “We’re definitely broadcasting live at the campaign headquarters of
14 Dr. Charles Boustany, Jr.,” it did not include the required statement as to whether or not Obama
15 and Boustany authorized or paid for the communication, or otherwise identify the person paying
16 and responsible for the content of the advertisement.⁶³

17 Because the mailer and the radio advertisement — public communications expressly
18 advocating the election of federal candidates — each failed to include an adequate disclaimer,
19 and did not disclose whether or not the communication was authorized and paid for by the

⁶¹ *Id.*

⁶² *See supra*, note 8.

⁶³ *Id.*; 11 C.F.R. § 110.11(c)(3)-(4).

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1 Boustany Committee, we recommend that the Commission find that United Ballot violated
2 52 U.S.C. § 30120(a) (formerly 2 U.S.C. § 441d(a)) and 11 C.F.R. § 110.11(a)(2).

3 **C. The Complaint and Supplemental Complaint Are Legally and Factually**
4 **Sufficient to Proceed**

5 As a procedural matter, the Boustany Committee also contends that, because the
6 allegations in this matter are based on unidentified sources in a morning radio talk show, the
7 Complaint is inconsistent with the Act's pleading requirements and provides an insufficient basis
8 for the Commission to find reason to believe that a violation of the Act may have occurred.⁶⁴
9 The argument misconstrues the relevant standards. The Act requires that a complaint filed with
10 the Commission be in writing, signed, and sworn.⁶⁵ But there is no requirement that complaints
11 must be based only on personal knowledge. Indeed, the Commission's regulations expressly
12 provide the contrary: a complainant may allege a violation of the Act "based upon information
13 and belief."⁶⁶ The fact that the Complainant's information and belief rests on unnamed sources
14 quoted during a radio broadcast "does not in and of itself render the complaint insufficient on its
15 face."⁶⁷

⁶⁴ Boustany Comm. Resp. at 2-6.

⁶⁵ 52 U.S.C. § 30109(a)(1) (formerly 2 U.S.C. § 437g(a)(1)).

⁶⁶ 11 C.F.R. § 111.4(c), (d); *see also* Guidebook for Complainants and Respondents on the FEC Enforcement Process at 6 (May 2012) ("Statements not based on personal knowledge should identify the source of the information."); Mem. to the Comm'n from William C. Oldaker, General Counsel, FEC, *Complaints Based on News Articles* (Comm'n Mem. No. 663) (Nov. 5, 1979) (adopted by Comm'n Nov. 15, 1979) ("[T]he legislative concern that complaints not be frivolous or malicious would seem to not preclude those complaints based on news articles which were well-documented and substantial, if the other complaint filing criteria of signing and notarization were met.").

⁶⁷ Factual and Legal Analysis at 8 n.5, MUR 6276 (Weiser, et al.) (May 6, 2011) (citing MUR 6023 (McCain/Loeffler Group)). In MUR 6276, the Commission concluded that the "unequivocal," "specific" statements contained in 17 sworn affidavits rebutted allegations made by a single anonymous source. *Id.* at 3, 5, 9. By contrast, here, Respondents submitted no affidavits, and the Complaint and Supplemental Complaint identified Stagg as the source of those allegations not based on the Complainant's personal knowledge and, as discussed below, provided additional information tending to corroborate the truth of the Complainant's allegations. *See* Statement of Reasons, Comm'rs Mason, Sandstrom, Smith, and Thomas, MUR 4960 (Hillary Clinton) ("Complaints

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1 Here, the Complaint and Supplemental Complaint meet or exceed the requirements of the
2 Act and Commission regulations. They include the Complainant's name and address, were
3 signed and sworn to before a notary, and distinguish statements based on Complainant's personal
4 knowledge from those based on information and belief. Further, the Complainant provided a
5 copy of the mailer at issue as well as excerpts of the Boustany Committee's relevant disclosure
6 reports.⁶⁸ The Complainant also described how he obtained the other information on which the
7 allegations are based, and why he believes such information is accurate.⁶⁹

8 The Supplemental Complaint attaches transcripts of relevant portions of the radio
9 programs, which provide additional information that tends to support the credibility of Stagg's
10 statements. During the October 31, 2012, broadcast, Stagg stated that the Boustany Committee
11 paid United Ballot \$35,000 to conduct GOTV and explained "there is nothing illegal going on
12 that I know of. All it is is [*sic*] the fact that it's transactional politics. I mean all [United Ballot
13 is] looking for . . . [is] contributions."⁷⁰ Yet the facts that the Boustany Committee disbursed
14 \$35,000 to Campaign Counsel and that United Ballot received \$16,500 from Southwest and
15 made expenditures for GOTV were not publicly disclosed until November 26, 2012, nearly a
16 month after Stagg's statements, when the Boustany Committee filed its 2012 Pre-Run-Off
17 Report with the Commission and United Ballot filed its 2012 10 Day Pre-General Report with

not based upon personal knowledge must identify a source of information that reasonably gives rise to a belief in the truth of the allegations presented.").

⁶⁸ Compl. at Ex. 1; Supp. Compl. at Exs. 2-4.

⁶⁹ See Supp. Compl. at 2 (describing Stagg as "an active Democratic Party candidate and campaign operative who is well connected in Democratic Party politics within the Third Congressional District of Louisiana").

⁷⁰ *Id.* at 2-3, Ex. 4.

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1 the LBE.⁷¹ Accordingly, the Complaint is procedurally sound and the allegations adequately
2 credible to proceed on the merits.

3 **IV. INVESTIGATION**

4 We propose to conduct an investigation into the dealings among the Boustany
5 Committee, Campaign Counsel, Southwest, and United Ballot. We will seek to obtain evidence
6 sufficient to determine whether the Boustany Committee coordinated with or otherwise funded
7 or authorized United Ballot's slate card mailer or radio advertisements, as well as evidence of the
8 services that Campaign Counsel agreed to provide for the Boustany Committee, the services that
9 Southwest agreed to provide for Campaign Counsel, and the services, if any, that United Ballot
10 agreed to provide for Southwest. Although we intend to seek relevant information voluntarily,
11 we request that the Commission authorize the use of compulsory process as necessary.

12 **V. RECOMMENDATIONS**

- 13
- 14 1. Find reason to believe that United Ballot PAC and Karen Babineaux in her
15 official capacity as treasurer violated 52 U.S.C. § 30120(a) (formerly 2 U.S.C.
16 § 441d(a)) and 11 C.F.R. § 110.11(a)(2).
17
 - 18 2. Find reason to believe that Charles Boustany Jr. MD for Congress, Inc. and Alan
19 D. Hebert in his official capacity as treasurer violated 52 U.S.C. § 30104(b)(5)(A)
20 (formerly 2 U.S.C. § 434(b)(5)(A)).
21
 - 22 3. Take no action at this time as to whether United Ballot PAC and Karen Babineaux
23 in her official capacity as treasurer violated 52 U.S.C. §§ 30102, 30103, and
24 30104 (formerly 2 U.S.C. §§ 432, 433, 434).
25
 - 26 4. Take no action at this time with respect to John L. Porter.
27
 - 28 5. Authorize the use of compulsory process.
29
 - 30 6. Approve the attached Factual and Legal Analyses.
31

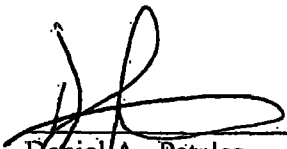
⁷¹ Boustany Comm. Pre-Run-off Rpt. at 203; United Ballot, 2012 LBE 10 Day Pre-Gen. Rpt. at 3.

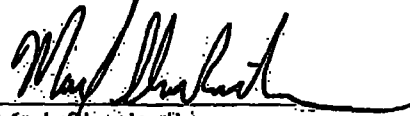
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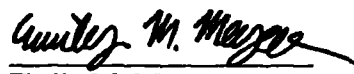
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7. Approve the appropriate letters.

09/03/14
Date


Daniel A. Petalas
Associate General Counsel


Mark Shonkwiler
Assistant General Counsel


Emily M. Meyers
Attorney

Attachments:

1. Attach. 1 – Image of United Ballot Headquarters (October 28, 2012)
2. Attach. 2 – Image of 203 Patterson Street, Lafayette, Louisiana (May 2011)
3. Image of 203 Patterson Street, Lafayette, Louisiana (April 2013)

Cajun Conservatism

Sick and tired of liberal crap and not taking it anymore
[stay updated via rss](#)

United Ballot on Willow Street – Photo from Oct 28, 2012

Posted: November 1, 2012 by Christopher J. Gary in [2012](#), [3rd congressional district](#), [barack obama](#), [charles boustany](#), [jeff landry](#), [liberal](#), [louisiana](#), [rino](#)


Z

The below information was obtained from the internet and by photo of an apparent ballot that shows support for both Charles Boustany and Barack Obama on one ballot, along with other concerning information regarding the upcoming amendments that are scheduled for vote on the 6th. This ballot can be obtained from [this website](#)

[http://campaign.r20.constantcontact.com/render?](http://campaign.r20.constantcontact.com/render?llr=rkd4sucab&v=001tn3vzqXP0zbZHOU4D4_KYG_BxiQWHLXK8HAdjRSI_BWFqDpkt3wwp3kidhg67PtgusPIHSDNen-b9C3AlkcScO_vn1o6gPOq3i_sDizYgCzGHM_NxCd3Km8wynBEbG8xF9jwis_Zr7IIQ4IP3X1wIUAPA0mxtXO)

[llr=rkd4sucab&v=001tn3vzqXP0zbZHOU4D4_KYG_BxiQWHLXK8HAdjRSI_BWFqDpkt3wwp3kidhg67PtgusPIHSDNen-b9C3AlkcScO_vn1o6gPOq3i_sDizYgCzGHM_NxCd3Km8wynBEbG8xF9jwis_Zr7IIQ4IP3X1wIUAPA0mxtXO](http://campaign.r20.constantcontact.com/render?llr=rkd4sucab&v=001tn3vzqXP0zbZHOU4D4_KYG_BxiQWHLXK8HAdjRSI_BWFqDpkt3wwp3kidhg67PtgusPIHSDNen-b9C3AlkcScO_vn1o6gPOq3i_sDizYgCzGHM_NxCd3Km8wynBEbG8xF9jwis_Zr7IIQ4IP3X1wIUAPA0mxtXO)). Also attached is a photo from 'United Ballot' headquarters at the corner of N. Pierce and Willow Streets in Lafayette, LA.

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United Ballot
 "Is committed to electing leaders in Louisiana at all levels of government. We will endorse candidates that will stand with us and have discussions on the issues facing our community. We are committed to taking a stand on ballot measures that will affect the lives of people of the communities we live and love. Stand with United Ballot and support the leaders and issues that will have a lasting impact on our lives."



Join Us

Old Time Political Rally Thursday, November 1st @ El Sido's
6pm until w/food, fun and live music by Lil Nate

Election Night Tuesday, November 6th @ Martin L King Center
6pm for watch party, Bring the entire family. Children welcomed

Visit Our Headquarters
203 N. Pierce, Lafayette La 70501
(corner of N. Pierce and Willow)

Contact Us
phone: 337.408.3891
email: unitedballot@yahoo.com

[http://campaign.r20.constantcontact.com/render?](http://campaign.r20.constantcontact.com/render?llr=rkd4sucab&v=001tn3vzqXP0zbZHOU4D4_KYG_BxiQWHLXK8HAdjRSI_BWFqDpkt3wwp3kidhg67PtgusPIHSDNen-b9C3AlkcScO_vn1o6gPOq3i_sDizYgCzGHM_NxCd3Km8wynBEbG8xF9jwis_Zr7IIQ4IP3X1wIUAPA0mxtXO)

[llr=rkd4sucab&v=001tn3vzqXP0zbZHOU4D4_KYG_BxiQWHLXK8HAdjRSI_BWFqDpkt3wwp3kidhg67PtgusPIHSDNen-b9C3AlkcScO_vn1o6gPOq3i_sDizYgCzGHM_NxCd3Km8wynBEbG8xF9jwis_Zr7IIQ4IP3X1wIUAPA0mxtXO](http://campaign.r20.constantcontact.com/render?llr=rkd4sucab&v=001tn3vzqXP0zbZHOU4D4_KYG_BxiQWHLXK8HAdjRSI_BWFqDpkt3wwp3kidhg67PtgusPIHSDNen-b9C3AlkcScO_vn1o6gPOq3i_sDizYgCzGHM_NxCd3Km8wynBEbG8xF9jwis_Zr7IIQ4IP3X1wIUAPA0mxtXO)

United Ballot 2012
 Re-elect
 President Barack Obama (Democrat)
 U.S. Rep Charles W. Boustany Jr. (#12 on ballot)

Local			
PW City-Parish Council	Airport	1.79 Mill - PC - 10 Yrs	YES
PW City-Parish Council	Drainage	3.34 Mills - PC - 10 Yrs	YES
PW City-Parish Council	Library	2 Mill - PC - 10 Yrs	YES
PW Cons. School Dist.	Schools	16.7 Mills - SB - 10 Yrs	YES
City of Lafayette	Fire	2 Mill - PC - 10 Yrs	YES
City of Lafayette	Police	3 Mill - PC - 10 Yrs	YES

State			
LBCA Amendment 1	Health care	Would protect the state medical trust fund for the elderly from budget cuts.	YES
LBCA Amendment 2	Firearms	Adds additional constitutional protections to state gun rights.	NO
LBCA Amendment 3	Admin. of Gov't	Would require more advance filing for bills involving public employee retirement	YES
LBCA Amendment 4	Taxes	Would provide property tax exemptions to certain veterans' spouses	YES
LBCA Amendment 5	Laws	Would allow the legislature to deny retirement benefits to any public employee or official who commits a felony related to their office	NO
LBCA Amendment 6	Taxes	Would authorize the city of New Iberia to grant contracts for exemption of property assessed by city	NP
LBCA Amendment 7	Admin. of Gov't	Administration of Gov't Restructures the composition of constitutional boards and commissions	YES
LBCA Amendment 8	Taxes	Would allow local governments to opt-in to property tax exemptions for certain businesses	YES
LBCA Amendment 9	Laws	Would establish certain requirements prior to legislative creation certain special districts	YES

([http://campaign.r20.constantcontact.com/render?](http://campaign.r20.constantcontact.com/render?ll=rkd4sucab&v=001m3vzqXP0zbZHOU4D4_KYG_BxiQWHLXK8HAadjRSI_BWFqDpkt3wwwp3kidhg67PtgusPIHSDNen-b9C3AlkScQ_vn1o6gFOq3i_sDizYgCzGHM_NxCd3Km8wynBEbG8x9jwis_Zr7IIQ4TP3X1wUAPAOmxtXQ)
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(http://cajunconservatism.files.wordpress.com/2012/11/cid_image0.jpg) Notice:

1. Photo: signs for 'United Ballot'; 'Obama'; 'Boustany'
2. Photo: Buses for election day – transportation to the polls
3. Ballot: Re elect: Obama; Re elect: Boustany

1-0047400-10-1

4. Ballot: LRCA Amendment # 2 – ‘No’ to our gun rights
5. Ballot: LRCA Amendment #5 – ‘No’ – thereby not allowing our legislature to deny retirement benefits to felons who have committed a felony related to their office

Regardless if you are a Jeff Landry supporter or not, if you are a conservative voter concerned about changing the direction of this country, this should give you pause. If you're going to spend money for election day, it shouldn't be to get Obama supporters to the polls, vote against the 2nd amendment and to allow felons the opportunity to receive retirement benefits from the constituents.

It should be interesting to see how Boustany explains this situation. With endorsement by Mike Strain, noted RINO within the State of Louisiana, earlier this week and now being caught in an obvious collusion with the liberal base, Boustany has obviously stooped to new lows in order to keep his current taxpayer job.

[About these ads \(http://en.wordpress.com/about-these-ads/\)](http://en.wordpress.com/about-these-ads/)

Schlage BE468NXCAM716 ... €434.00 \$162.39	Schlage BE365VCAM716 ... €298.00 \$99.00
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Comments

A New Low for Charles Boustany says:

November 1, 2012 at 9:34 am

[...] Source: United Ballot on Willow Street – Photo from Oct 28, 2012 [...]


Reply

 Robin says:

November 1, 2012 at 6:11 pm

Boustany has been pandering for the black vote, possibly to get on this ticket, for some time. He put an ad in Gumbeaux Magazine (a black magazine) of he and Jesse Jackson together. I'm no racist but I know pandering when I see it and I don't doubt for a second that it was so he could get his name on this ticket.

Reply

 Charles Boustany and Pandering for the Liberal Vote « Cajun Conservatism says:

November 2, 2012 at 9:53 am

[...] Several questions arise as to the coziness between Jackson, the Gumbeaux Magazine folks and him recently being placed on the "United Ballot", which was released within the last week in Lafayette, LA, as you can see below and here at this website. [...]

Reply

 Charles Loston says:

November 2, 2012 at 10:05 pm

You all are acting very rediculas. People are fed up with your pettiness. Y'all behave like kids. Who cares if congressman Boustany is endorsed by liberals. I am a independent and neither Jeff Landry or Charles Boustany will get my vote.

Reply


 Chris Breaux says:

November 7, 2012 at 10:33 pm

So let me get this straight, blacks in Lafayette don't know who the hell Ron Richard is, they know Boustany and can't stand Landry, so the Boustany campaign gets knocked for reaching out to them and they get knocked for having the audacity to actually support their sitting congressman. You people are grasping at straws.


10044000-1001

Reply

 **Ralph Richardson** says:
November 8, 2012 at 11:44 am

Who cares about this? Boustany is a statesman, Landry only panders to the far right.

Reply

 **Ralph Richardson** says:
November 8, 2012 at 11:48 am

Maybe if the teaparty and freedomworks was spending their money in Ohio and FL to get Römney the win instead of going after a Republican incumbent, Nov. 6th would have turned out differently.

Reply

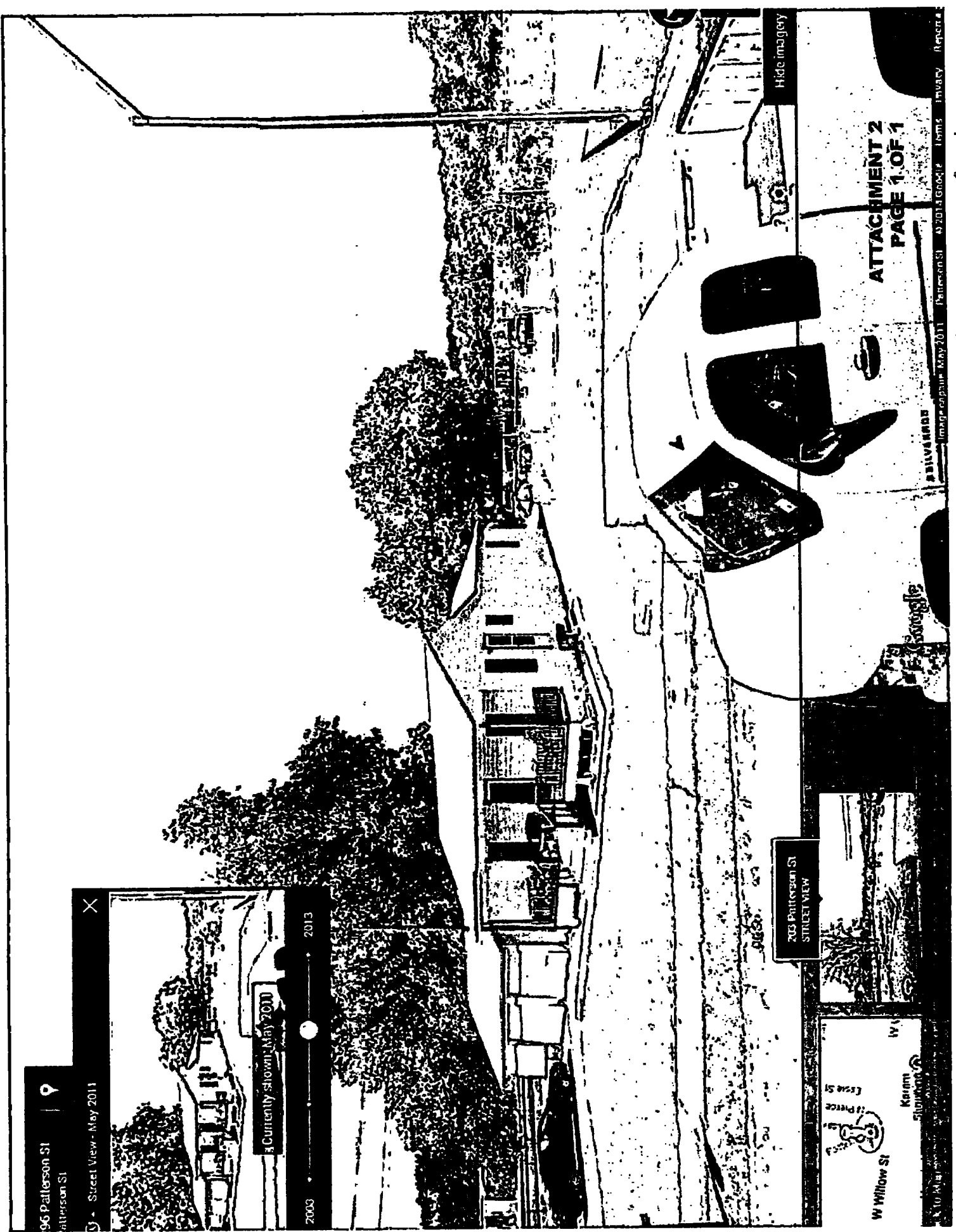
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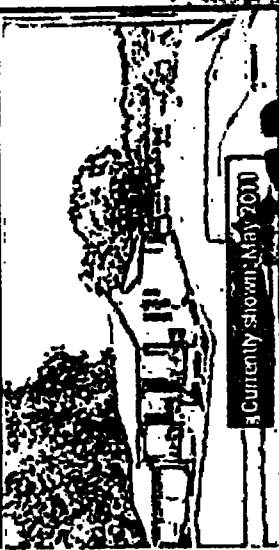
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ATTACHMENT 2
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Image capture: May 2011 Patterson St 47214 Google Terms Privacy Report

96 Patterson St
Patterson St

Street View - May 2011



Currently shown: May 2011

2013

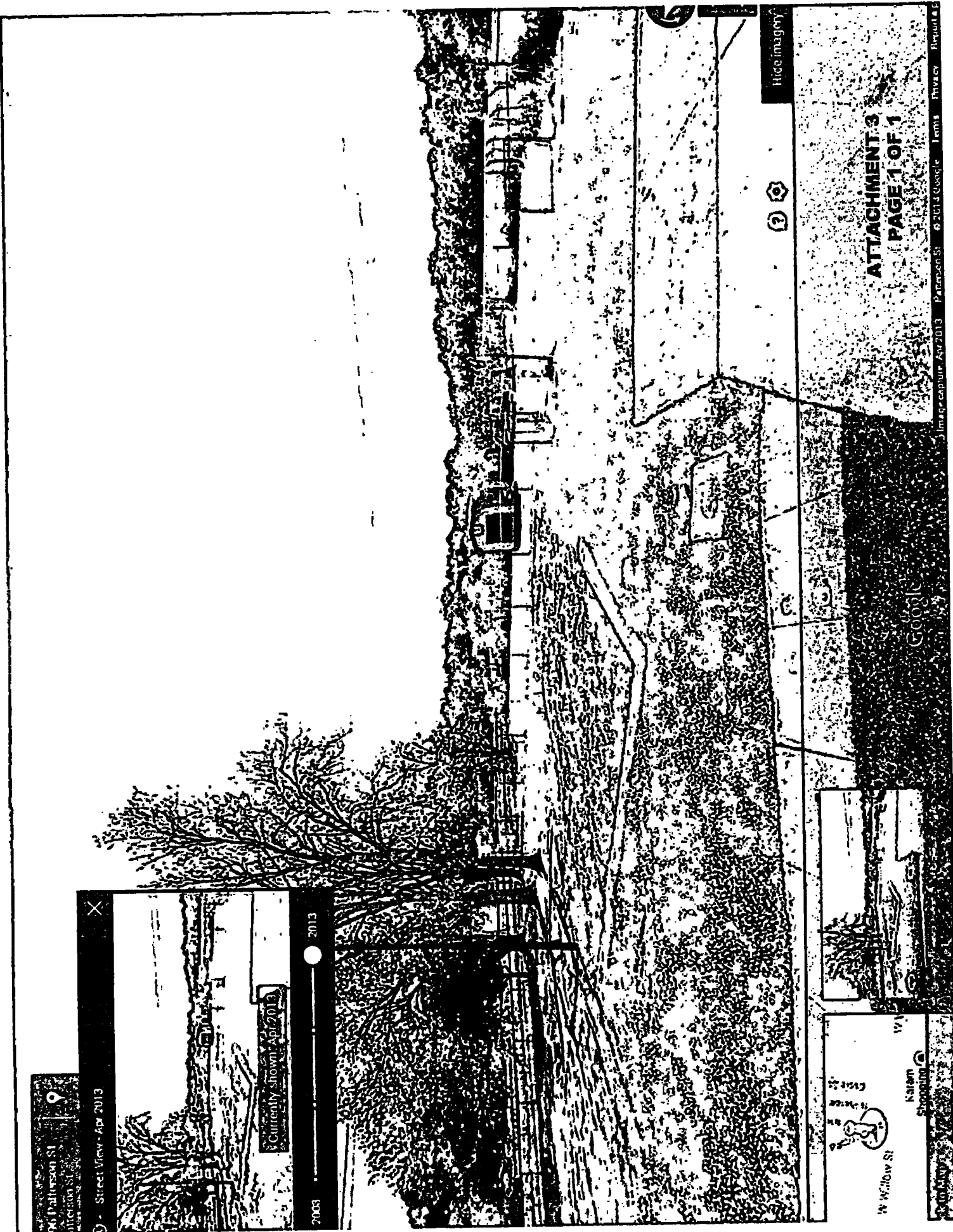
2000

203 Patterson St
STREET VIEW



W Willow St
Karam
Shoukri
11 Price St
1724 St

1001-00140001



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