



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

BY FIRST CLASS MAIL & EMAIL

Gary Owen Caris, esq.
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Los Angeles, CA 90071
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FEB 03 2015

RE: MUR 6850

Dear Mr. Caris:

The Federal Election Commission has the statutory duty of enforcing the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26 of the United States Code. The Commission has issued the attached subpoena to your client, Robb Evans, in his capacity as an appointed receiver in *Federal Trade Commission v. Jeremy Johnson, et al.*, Case No. 2:10-CV-02203 (D. Nev.), which requires him to provide certain information and documents in connection with an investigation it is conducting.

There is a federal statute, 52 U.S.C. § 30109(a)(12) (formerly 2 U.S.C. § 437g(a)(12)), requiring all persons to keep confidential investigations conducted by the Federal Election Commission, except with the written consent of the person who is the subject of the investigation. This means that unless you have such written consent, you should not publicly disclose the existence of an ongoing Commission investigation or the fact that the Commission has contacted you in connection with this matter. This restriction, however, does not prevent you from discussing the underlying facts and circumstances with any person, including the subject of the investigation, or their counsel.

Mr. Evans is required to submit the information within 30 days of your receipt of this subpoena and order. If you have any questions, please contact me at (202) 694-1341.

Sincerely,

A handwritten signature in blue ink, appearing to read "MAC", is written over a horizontal line.

Michael A. Columbo
Attorney

Enclosure
Subpoena

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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MUR 6850

SUBPOENA TO PRODUCE DOCUMENTS

TO: Robb Evans

Pursuant to 52 U.S.C. § 30107(a)(1) and (3) (formerly 2 U.S.C. § 437d(a)(1) and (3)), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby subpoenas you to produce the documents requested on the attachment to this Subpoena. Legible copies which, where applicable, show both sides of the documents may be substituted for originals.


Please forward the requested documents within 30 days of receipt of this Order and Subpoena to the Office of the General Counsel, Federal Election Commission, 999 E Street, N.W., Washington, D.C. 20463.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand in Washington, D.C., on this 3rd day of February, 2015.

On behalf of the Commission,


Ann M. Ravel
Chair

ATTEST:


Shawn Woodhead Werth
Secretary and Clerk of the Commission

Attachment

Document Request (2 pages)

INSTRUCTIONS

In answering this request for production of documents, furnish all documents and other information, however obtained, including hearsay, that is in possession of, known by or otherwise available to you, including documents and information appearing in your records.

Should you claim a privilege with respect to any documents, communications, or other items about which information is requested by any of the following requests for production of documents, describe such items in sufficient detail to provide justification for the claim. Each claim of privilege must specify in detail all the grounds on which it rests.

The following requests for production of documents are continuing in nature so as to require you to file supplementary responses during the course of this investigation if you obtain further or different information prior to or during the pendency of this matter. Include in any supplemental answers the date upon which and the manner in which such further or different information came to your attention.

DEFINITIONS

For the purpose of these discovery requests, including the instructions thereto, the terms listed below are defined as follows:

“You” shall mean the person to whom these discovery requests are addressed, including your agents and attorneys.

“Persons” shall be deemed to include both singular and plural, and shall mean any natural person, partnership, committee, association, corporation, or any other type of organization or entity.

“Document” shall mean the original and all non-identical copies, including drafts, of all papers and records of every type in your possession, custody, or control, or known by you to exist. The term document includes, but is not limited to books, letters, contracts, notes, diaries, log sheets, records of telephone communications, transcripts, vouchers, accounting statements, ledgers, checks, money orders or other commercial paper, telegrams, telexes, pamphlets, circulars, leaflets, reports, memoranda, correspondence, surveys, tabulations, audio and video recordings, drawings, photographs, graphs, charts, diagrams, lists, computer print-outs, and all other writings and other data compilations from which information can be obtained.

“Identify” with respect to a document shall mean state the nature or type of document (e.g., letter, memorandum), the date, if any, appearing thereon, the date on which the document was prepared, the title of the document, the general subject matter of the document, the location of the document, the number of pages comprising the document.

“Identify” with respect to a person shall mean state the full name, the most recent business and residence addresses and the telephone numbers, the present occupation or position of such person, the nature of the connection or association that person has to any party in this

proceeding. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.

“And” as well as “or” shall be construed disjunctively or conjunctively as necessary to bring within the scope of these questions and request for the production of documents any documents and materials which may otherwise be construed to be out of their scope.

DOCUMENT REQUEST:

Please submit the following documents:

- 1) All documents related to the thirty one (31) checks for \$2,500 listed in Tab 25 of the Appendix to the Report of Receiver's Financial Reconstruction filed February 2, 2012, in *FTC v. Jeremy Johnson*. This request includes, but is not limited to, all bank statements and deposit records for the accounts from which these checks were issued, copies of the checks themselves, receipts, bookkeeping and accounting records, as well as summaries or transcripts of any interviews or depositions regarding these checks.
- 2) All documents relating to FTPayments (including documents relating to that same entity operating under any other names), including bank statements and financial transaction records, documents related to the persons exercising nominal and effective ownership and control of that entity, and any records reflecting the disbursement of funds in \$2,400 or \$2,500 amounts from that entity to other persons in 2010.
- 3) All documents relating to Johnson's federal campaign contributions in 2009 and 2010, including funds disbursed to others to fund, reimburse, compensate, or reward other persons for federal contributions made in their names, including letters, notes, emails, texts, or any communications related to the contributions or reimbursements.
- 4) All documents related to funds transmitted by Johnson or entities affiliated with Johnson to Arvin Lee Black or Sole Group, LLC, in 2010, including bank transaction records and statements, communications, memos, notes, and interview and deposition summaries or transcripts.
- 5) All documents related to any funds transmitted by Arvin Lee Black or Sole Group, LLC, in \$2,400 or \$2,500 amounts to other persons in 2010, including any disbursements to make federal contributions or to fund, reimburse, compensate, or reward other persons for federal contributions made in their names, including letters, notes, emails, texts, or any communications related to the contributions or reimbursements.