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December 22, 2016

Jeff S. Jordan Assistant General Counsel Federal Election Commission Office of Complaints Examination and Legal Administration 999 E Street, NW Washington, DC 20463

Re: MURs 7169, 7170, 7171, 7172, 7173, 7174, 7175, 7176, 7177, 7178, 7179, 7182, 7187, and 7188

Dear Mr. Jordan:

In response to the complaints filed by the Foundation for Accountability and Civic Trust ("FACT" or the "Complainant"), we write as counsel to DCCC and Kelly Ward in her official capacity as treasurer in MURs 7169, 7170, 7171, 7172, 7173, 7174, 7175, 7176, 7178, 7179, 7182, 7187, and 7188 (collectively, the "Complaints"); Santarsiero for Congress and Lora Haggard, in her official capacity as treasurer, in MUR 7169; Ruben Kihuen for Congress and Jay Petterson, in his official capacity as treasurer, in MUR 7170; Nelson for Wisconsin and Dr. Beth Gillis, in her official capacity as treasurer, in MUR 7171; Colleen Deacon for Congress and Jennifer May, in her official capacity as treasurer, in MUR 7172; Applegate for Congress and Douglas Applegate, in his official capacity as treasurer, in MUR 7173; Mowrer for Iowa and Dennis Skinner, in his official capacity as treasurer, in MUR 7174; Texans for Pete and Wayne Alexander, in his official capacity as treasurer, in MUR 7175; Suzanna Shkreli for Congress and Jennifer May, in her official capacity as treasurer, in MUR 7176; Carroll for Colorado and Mitchell S. Wright, in his official capacity as treasurer, in MUR 7177; Eggman for Congress and Jay Petterson, in his official capacity as treasurer, in MUR 7178; Stephanie Murphy for Congress and Jennifer May, in her official capacity as treasurer, in MUR 7179; Bryan Caforio for Congress and Gonzalo Freixes, in his official capacity as treasurer, in MUR 7182; Friends of Christina M. Hartman and Diane Toapkian, in her official capacity as treasurer, in MUR 7187; and LuAnn Bennett for Congress and Jennifer May, in her official capacity as treasurer, in MUR 7188 (collectively, "Respondents" and individually, each a "Respondent").

INTRODUCTION

These Complaints involve advertisements paid for by the DCCC that supported the election of the named Democratic congressional candidates, and that also opposed the

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election, actions, or policies of Donald J. Trump, the Republican candidate for President. The Complaints present three legal issues, none of which is new or complicated: (1) whether the DCCC properly attributed the costs of the advertisements among the multiple candidates appearing in them according to 11 C.F.R. § 106.1(a); (2) whether the DCCC correctly accounted for the portion of the expenses attributed to Donald Trump; and (3) whether the DCCC and the congressional campaigns refrained from coordinating the ads with Hillary for America ("HFA"), so that none of their costs would represent in-kind contributions to HFA.

Because the answer to each of these questions is yes, there is no reason to believe Respondents violated the Federal Election Campaign Act of 1971, as amended (the "Act") or the regulations of the Federal Election Commission (the "FEC" or "Commission"):

First, the DCCC followed the process mandated by Commission regulations and long-standing Commission authority and attributed the cost of the advertisements among the multiple candidates appearing in them on a time-space basis, "according to the benefit reasonably expected to be derived."¹ The Complaints ignore clear Commission authority requiring attribution among multiple candidates in this case of advertisements like these and present no facts to show that any attribution was done incorrectly. Instead, relying solely on one inaccurate news article, they simply assume that the advertisements were misattributed under the concept of "hybrid advertising" based on a generic party reference, which was not the case.² These advertisements simply present a text book example of appropriately attributing expenditures under 11 C.F.R. § 106.1(a).

Second, the facts show that the DCCC correctly accounted for and reported the expenses attributable to Donald Trump. Some of the advertisements expressly advocated Trump's defeat, while others did not. The first were reported as independent expenditures, while the second were not, according to the Act and Commission regulations.³

Moreover, as a national party committee, the DCCC had an interest both in urging Donald Trump's defeat and criticizing his policies, above and beyond its central mission of supporting House candidates. Donald Trump was at the top of the ticket and the face of the Republican Party. He advocated policies and took actions strongly opposed by Democratic Party adherents. By expressly advocating Donald Trump's defeat, and by criticizing policy positions he espoused, that were strongly identified with him in the public mind, the DCCC alternatively promoted his defeat and mobilized Democratic opposition to his policies, the latter of which also helped support the ticket as a whole.

Third, none of the advertisements at issue was coordinated with HFA. In fact, the DCCC and campaigns took specific steps to avoid coordination with HFA. The Complaints present no facts to support any claim of coordination, but simply assume that it must have

¹ 11 C.F.R. § 106.1(a)(1).

² See Scott Bland, Dems use loophole to pump millions into fight for the House, Politico, Oct. 18, 2016, http://www.politico.com/story/2016/10/democrats-house-campaign-money-229957.

³ See 11 C.F.R. § 100.16(a) (linking definition of "independent expenditure" to express advocacy).

occurred because a party committee was involved in the advertisements—a presumption that the Supreme Court struck down long ago.⁴

The only factor that makes the resolution of these matters in any way complicated is the Complainant itself. As it has done before, FACT has flooded the Commission with fourteen complaints involving a wide array of respondents, in a clear effort to drain Respondents' resources and burden the Commission, with the ultimate effect of chilling speech and impeding the progress of other, non-frivolous enforcement matters.⁵ FACT relied on a single news article to "support" its conclusory allegations and focused the entire Complaints on generic party hybrid advertising that never occurred. The Complaints even carelessly swept up two ads that were attributed entirely to the relevant House campaigns and paid for completely with campaign funds and with coordinated party expenditure authority.

The Respondents complied with longstanding Commission regulations to support and oppose multiple candidates and promote the party as a whole. Because the costs were correctly attributed among multiple candidates, because the ads were correctly reported, and because there was no prohibited coordination with HFA, there is no reason to believe that any violation occurred, and the FEC should immediately dismiss these Complaints.

FACTS

The DCCC is the House campaign committee of the Democratic Party.⁶ Its principal mission is to support Democratic congressional candidates and other candidates around the country. In 2016, as before, a key part of the DCCC's activities involved financing television advertisements. Under Commission rules, the legal treatment of these advertisements varies by content—for example, whether they identify clearly identified candidates and, if so, how many; whether they expressly advocate the candidates' election or defeat; and whether they are coordinated with those candidates. The DCCC has had a long history of not simply making coordinated expenditures in support of House campaigns, but using communications to promote the interests of the Democratic Party as a whole.⁷

The presidential candidacy of Donald Trump provided the DCCC with a unique opportunity to promote Democratic House candidates, oppose Trump's election, and mobilize the Democratic Party against Trump's positions for the benefit of the whole ticket. Trump was a major issue in House campaigns, his defeat was a vital concern for Democratic adherents, and fighting back against his policy positions and actions was important to the party as a whole. The DCCC saw the opportunity to pursue all three of these objectives.

⁴ See Colorado Republican Fed. Campaign Comm. v. FEC, 518 U.S. 604, 614-15 (1996) (invalidating prohibition on party independent expenditures); *McConnell v. FEC*, 540 U.S. 93, 214 (2003), overruled in part on other grounds by Citizens United v. FEC, 558 U.S. 310 (2010) (invalidating requirement that party choose between making independent or coordinated expenditures).

⁵ See FEC MUR 6916, First General Counsel's Report (Oct. 22, 2015).

⁶ Sec, e.g., 11 C.F.R. § 110.2(c)(2)(ii).

⁷ Sec, e.g., FEC Advisory Opinion 1985-14 (DCCC).

These Complaints are about advertisements that the DCCC undertook in service of these multiple objectives. Supervised by a senior DCCC employee, DCCC staff worked with House campaigns to develop and produce the advertisements beginning with script development through the advertising buying phase.⁸ Each of the advertisements involved explicit references to clearly identified House candidates and a clearly identified discussion of Donald Trump and were accounted for according to the following model:

- Some of the advertisements expressly advocated the defeat of both the Republican House candidate and Trump. (e.g., "Vote No on [Republican congressional candidate] and Donald Trump"). In these cases, the DCCC paid for and reported the portion of the advertisement attributable to Trump as an independent expenditure opposing him. The remainder was either paid entirely by the Democratic congressional campaign, or split between the campaign and the DCCC, with the DCCC treating its share of the remainder as a coordinated expenditure.⁹ Advertisements that included express advocacy against Donald Trump are discussed in MURs 7169, 7170, 7171, 7174, 7176, and 7182.¹⁰
- Other ads mentioned both House candidates and Donald Trump, but did not expressly advocate Trump's defeat. Rather, these ads focused on Trump's positions on key issues like national security, immigration, women's health, or gun control and his actions causing unrest and harm to the country. In these cases, the portion of the advertisements that concerned congressional candidates was either paid in whole by the Democratic House campaign, or split between the campaign and the DCCC using funds available under the coordinated party expenditure limits.¹¹ The remainder was paid for by the DCCC and reported as an operating expense. The ads that did not expressly advocate Trump's defeat are discussed in MURs 7172, 7175, 7177, 7178, 7179, and 7188.¹²

In all of these advertisements, the DCCC attributed the relevant expenses between the referenced candidates—i.e., the House candidate and Donald Trump—on a time/space basis,

https://www.youtube.com/watch?v=7KxcnucjChU&feature=youtu.be. The advertisement in MUR 7178 can be found here: https://www.youtube.com/watch?v=HIxNUxf-t80. The advertisement in MUR 7179 can be found here: https://www.youtube.com/watch?v=OpdilznhrF4. The advertisement in MUR 7188 can be found here: https://www.youtube.com/watch?v=epFwW3WyQWo. For the advertisement in MUR 7177, the Colorado

⁸ See Exhibit A (affidavit of Michael Ian Russell)..

⁹ See Exhibit B (relevant pages of FEC reports).

¹⁰ The advertisement in MUR 7169 can be found here: <u>https://www.youtube.com/watch?v=7mb2DsowG00</u>. The advertisement in MUR 7170 can be found here: <u>https://www.youtube.com/watch?v=ufkmwN7ivMU</u>. The advertisement in MUR 7171 can be found here: <u>https://www.youtube.com/watch?v=LS-gU95vin9U</u>. The advertisement in MUR 7174 can be found here: <u>https://www.youtube.com/watch?v=LS-gU95vin9U</u>. The advertisement in MUR 7176 can be found here: <u>https://www.youtube.com/watch?v=g_4kBjw&r-U</u>. The advertisement in MUR 7176 can be found here: <u>https://www.youtube.com/watch?v=g_4kBjw&r-U</u>. The advertisement in MUR 7176 can be found here: <u>https://www.youtube.com/watch?v=WCx3ObETyrE</u>. The advertisement in MUR 7182 can be found here:

https://www.youtube.com/watch?v=i18196BhvWg&feature=youtu.be.

¹¹ See Exhibit B.

¹² The advertisement in MUR 7172 can be found here: <u>https://www.youtubc.com/watch?v=nwdljKSaFdQ</u>. The advertisement in MUR 7175 can be found here: <u>https://www.youtubc.com/watch?v=GJCZwJ3tYXw</u>. The advertisement in MUR 7177 can be found here:

Democratic Party similarly split the costs of the advertisement with Carroll for Colorado on a time/space basis.

determining the portion of each ad that related to each candidate and allocating accordingly, As mentioned above, two of the Complaints involved ads that were paid for entirely with campaign funds, and with DCCC funds used under the coordinated party expenditure limit.¹³

All of the advertisements discussed in the Complaints were conceived and executed by the DCCC independently of HFA or its agents.¹⁴ Bccause the ads would refer to Trump, the staff and campaigns were instructed not to coordinate them with HFA or its agents.¹⁵ The Complaints make no specific allegation of coordination whatsoever, and the declarations accompanying this response demonstrate the absence of any request, suggestion, assent, substantial discussion or material involvement.¹⁶ The declarations demonstrate also that there was no coordination through any common vendor, former employee or independent contractor.¹⁷

LEGAL ANALYSIS

I. The Costs of the Advertisements Were Properly Attributed Among Multiple Candidates According to the Benefit Reasonably Expected to Be Derived

Commission rules clearly provide for attribution among multiple A. candidates.

11 C.F.R. § 106.1(a) provides that "expenditures, including in-kind contributions, independent expenditures, and coordinated expenditures made on behalf of more than one clearly identified Federal candidate shall be attributed to each such candidate according to the benefit reasonably expected to be derived."¹⁸ For a television ad, the regulation is explicit about how to make this attribution: it "shall be determined by the proportion of space or time devoted to each candidate as compared to the total space or time devoted to all candidates."¹⁹ The Commission has repeatedly and consistently applied this regulation when evaluating communications that refer to multiple candidates.²⁰ For example, when an advertisement identifies candidates in multiple races, the expenditure is attributed based on the time/space dedicated to each race (e.g., the time dedicated to advocating a congressional candidate and her opponent would be attributed separately from the time spent advocating for a presidential candidate).²¹ The portions of the broadcast communication that is dedicated to the legally

²⁰ See FEC Adv. Op. 2010-10 (NRL PAC); FEC Adv. Op. 2004-37 (Waters) ("attribution shall be determined by the proportion of space devoted to each candidate") (citing 11 C.F.R. § 106.1(a)(1)). ²¹ FEC Adv. Op. 2010-10 (NRL PAC).

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¹³ The advertisement in MUR 7173 can be found here: <u>https://www.youtube.com/watch?v=RriiljNAc-1</u>. The advertisement in MUR 7187 can be found here; https://www.youtube.com/watch?v=8DNOEgLEECA. See Exhibit

B. ¹⁴ See Exhibit A. ¹⁵ Id.

¹⁶ Id.; see also Exhibit C (affidavit of media vendors).

¹⁷ The vast majority of vendors working on the ads at issue in these matters did not work for HFA. Two vendors who did work on two different advertisements also did work for HFA but did not use any non-public information about HFA's plans, projects, activities, or needs in working on the advertisement. See Exhibit C. ¹⁸ 11 C.F.R. § 106.1(a).

¹⁹ Id.

required disclaimer and "stand by your ad" messages do not count for either candidate, but rather are split proportionately to the rest of the communication's content.²²

In attributing the cost of a communication among multiple candidates, the Commission docs not look to whether or not the segment associated with a particular candidate contains express advocacy. For example, in Advisory Opinion 2004-01, issued to Bush-Cheney '04, Inc. and Alice Forgy Kerr for Congress, the Commission understood that the ad would "not mention or refer to the President's candidacy for re-election [or] expressly advocate the election nor defeat of any presidential candidate."²³ Still, the Commission confirmed that the costs of the communication must be attributed between the two campaigns based on the proportion of space or time devoted to each candidate under 11 C.F.R. § 106.1(a), even though the ad expressly advocated one candidate's election and not the other's.²⁴ Similarly, in Advisory Opinion 2010-10, the Commission held that when a broadcast communication expressly advocated the election of one candidate, referred to an opposing candidate without expressly advocating defeat, and expressly advocated the election of a third candidate in an altogether different race, the references to the opposing candidate would be attributed to the first candidate under 11 C.F.R. § 106.1(a).²⁵

The Commission has applied section 106.1's attribution principles even when only *one* candidate is referenced but the ad concerned multiple purposes. For example, in Advisory Opinion 2004-29, the Commission allowed Representative Todd Akin to appear in an ad supporting a ballot issue committee, but advised his campaign only to "reimburse the sponsor of the advertisement for the attributable portion of the cost of these coordinated communications," despite the fact that no candidate besides Akin would appear in the ad.²⁶ And in Advisory Opinion 2006-11, the Commission considered a state party mailing that would expressly advocate for a federal candidate and for other generically referenced candidates of the party committee.²⁷ The Commission held that, while no less than 50% of the costs could reasonably be attributed to the one identified candidate, "it is appropriate to apply analogous 'space or time' principles set out in 11 C.F.R. 106.1(a)" and that "the benefit reasonably expected to be derived' by the clearly identified candidate should be

²² Specifically, the Commission has advised that the disclaimer component of the communication should be attributed among the candidates or purposes "in the same proportion as the time or space" devoted to each race or purpose. FEC Adv. Op. 2010-10 (NRL PAC) at 6; see also FEC Adv. Op. 2007-09 (Kerry-Edwards) (permitting disclaimer to be attributed among multiple purposes). For instance, in NRL PAC, the FEC stated that, where 16 seconds of a 30-second advertisement are devoted to advocating for a presidential candidate, 8 seconds are devoted to advocating against a Senate candidate, and 6 seconds are devoted to a disclaimer, two-thirds of the expenditure should be reported as having been made in support of the presidential candidate and one-third should be reported as having been made in opposition to the Senate candidate. FEC Adv. Op. 2010-10 at 6 n.7. In Kerry-Edwards, the Commission found that the portion of broadcasting costs incurred by the Kerry-Edwards Campaign in complying with disclaimer requirements were expenses that may be paid for with legal funds. See FEC Adv. Op. 2007-09.
²³ FEC Adv. Op. 2004-01 (Bush/Kerr).

²⁴ *Id.* at 6. The Commission has since adopted a specific exemption from the coordination rules that vitiates the general attribution rule in the case of certain "endorsement" ads. *See* 11 C.F.R.§ 109.21(g). However, that exception is not at issue in these matters.

²⁵ FEC Adv. Op. 2010-10 (NRL PAC).

²⁶ FEC Adv. Op. 2004-29 (Akin) at 6.

²⁷ FEC Adv. Op. 2006-11 (Washington Democratic State Central Committee).

measured by determining the amount of space devoted to the clearly identified candidate as compared to the amount of space devoted to the generically referenced party candidates."²⁸

Although the ads aired by Respondents are not so-called "hybrid" ads like those in Advisory Opinion 2006-11, the Commission has nonetheless found that ads that concern candidates, issues, and the party generally are allocated just like ads that concern multiple candidates. The Act "generally permit[s] (and in some cases require[s]) the allocation of expenses attributable to more than one purpose" and "allocation is an appropriate way to fund activities with multiple purposes" as held over and over by the Commission.²⁹ These ads that— in each case—referred to two candidates in two different elections, sometimes expressly advocating Trump's defeat and sometimes opposing his policy positions, were allocated in accordance with these longstanding Commission interpretations.

B. Respondents attributed the advertisements correctly.

The advertisements in MURs 7169, 7170, 7171, 7172, 7174, 7175, 7176, 7177, 7178, 7179, 7182, and 7188 were all correctly attributed among the Democratic House candidates and Donald Trump, just as 11 C.F.R. § 106.1(a) and Commission authority contemplate. The plain language of 11 C.F.R. § 106.1(a) requires that when an expenditure for a broadcast communication clearly identifies more than one Federal candidate, the costs shall be attributed as determined by "the proportion of space or time devoted to each candidate as compared to the total space or time devoted to all candidates." The FEC has additionally confirmed that when an advertisement mentions two opponents running for the same office and a third candidate for a different office, the costs are "allocated among the electoral races, based on a time or space analysis."³⁰ This is how Respondents attributed the costs of these advertisements in this case.

All of the ads at issue referred to clearly identified House candidates and Donald Trump, a clearly identified presidential candidate running. The portions of the ads that were spent discussing the House candidates were attributed to the Democratic House candidate. Conversely, the portions of the ads that were spent discussing Trump were attributed to Trump. If a portion of an ad concerned both the House candidate and Trump, that period of time was attributed between the two races on a reasonable basis. The portion of each ad that was spent displaying the written, visual, and spoken disclaimer as mandated by law was allocated between the two races "in the same proportion as the time or space" devoted to each race in the other portions of the ad, just as the Commission instructed in Advisory Opinion 2010-10.

²⁸ Id. at 4.

²⁹ See FEC Adv. Op. 2010-14 (DSCC) (approving allocation of expense between campaign and recount activities); see also FEC Adv. Op. 1988-06 (Gore for President) (holding that "expenditures within the purview of the Act may be made for multiple purposes [and] the Commission believes that expenditures to run an advertisement which includes a fundraising solicitation may be allocated on a 'reasonable basis'''); First General Counsel's Report at 22, FEC Matter Under Review 4131(holding that multi-purpose mailers that include express advocacy of candidates and a solicitation for contributions to a state PAC should be allocated between the mixed purposes).

³⁰ FEC Adv. Op. 2010-10 (NRL PAC).

Take, for example, the advertisement sponsored by the DCCC and Mowrer for Iowa at issue in MUR 7174.³¹ The advertisement contains express advocacy against Representative David Young and Donald Trump. The advertisement criticizes the positions of both Trump and Young and ends by saying, "Vote No on Donald Trump and David Young." The ad starts with approximately 5 seconds concerning Donald Trump and is followed by 4 seconds attributable to the House race, 5 seconds attributable to Trump, 4 seconds attributable to the House race, 3 seconds attributable to Trump, 5 seconds attributable to the House race, and finally 4 seconds containing the legally required disclaimer. The first 26 seconds of the advertisement were equally divided between the congressional race and Donald Trump and the portion of the advertisement spent dedicated to the disclaimer was split on the same proportion. The advertisement was attributed 50% to the Mowrer campaign and 50% to Donald Trump.

Consider also the ad sponsored by the DCCC and Colleen Deacon for Congress at issue in MUR 7172.³² The ad critiques the positions of both Rep. John Katko and Donald Trump, but does not expressly advocate Trump's defeat. The ad starts with approximately 4 seconds equally attributable to both the House race and Trump and is followed by 2.5 seconds attributable to Trump, 3.5 seconds attributable to the House race, 8 seconds attributable to Trump, 7 seconds attributable to the House race, 3 seconds equally attributable to both the House race and Trump, and ends with 2 seconds dedicated to the disclaimer. The first 28 seconds of the advertisement were equally divided between the House race and Trump, the portion of the advertisement spent dedicated to the disclaimer was split on the same proportion, and so the advertisement was attributed 50% to the Deacon campaign and 50% to Trump. The same methodology was used to attribute the ads generally, and the Complaints provide no basis to question Respondents' attribution.

С. The expenses attributed to the House candidates were correctly reported.

The portion of the ads attributable to the House candidates were paid for and reported as required by the Act and Commission regulations. In almost every case, and as reported to the Commission, the relevant Democratic House campaign directly paid the relevant media vendor for its attributable portion of the costs. In two cases- the ad sponsored by the DCCC and Nelson for Wisconsin in MUR 7171, and the ad sponsored by the DCCC and Shkreli for Congress in MUR 7176-the DCCC paid for some of the portion of the expenses that were attributable to the House campaign as a coordinated expenditure. For the Nelson campaign, the DCCC paid \$33,700 of the costs attributable to the campaign, and for the Shkreli ad, the DCCC paid \$52,960. These payments were well within the DCCC's coordinated party expenditure limits for each race and were reported to the Commission.³³ The Commission has repeatedly held that when a federal campaign pays for the portion of an advertisement

³¹ Jim Mowrer, Now We Understand, YouTube (Oct. 19, 2016), https://www.youtube.com/watch?v=g_4kBjw8r-U. ³² Colleen Deacon, Unsettled, YouTube (Oct. 8, 2016), https://www.youtube.com/watch?v=Ch4ToJp3Br0. ³³ See Exhibit B.

that is attributable to the relevant candidate under 11 C.F.R. § 106.1(a), no contribution results from the payment of the remaining portion of the expenses for the advertising.³⁴

Contrary to FACT's speculative and unfounded allegations, the DCCC did not make any excessive contributions to any of the House campaigns, because the expenses attributable to those campaigns were either paid for by the campaigns themselves, or by the DCCC under its coordinated expenditure authority.

D. Two of the communications at issue were paid for entirely by the House campaigns and the DCCC as coordinated party expenditures.

For reasons known only to FACT, that organization filed two complaints regarding ads paid for entirely by the relevant Democratic House campaign and under the DCCC's coordinated party expenditure authority. Given the way that they were funded, these expenditures for these ads cannot possibly amount to excessive contributions from the DCCC to the House campaign. MUR 7173 concerns an ad sponsored by the DCCC and Applegate for Congress. The DCCC spent a total of \$91,200 to assist in the airing of this ad and Applegate for Congress paid for all other expenses associated with its creation and airing. The funds spent by the DCCC toward the ad were treated as coordinated party expenditures and reported accordingly.³⁵

Similarly, MUR 7187 concerns an advertisement sponsored by the DCCC and Friends of Christina M. Hartman. The DCCC spent a total of \$96,070 to assist in the airing of this ad and Friends of Christina M. Hartman paid for all other expenses associated with its creation and airing. The funds spent by the DCCC toward this ad were treated as coordinated party expenditures and reported accordingly.³⁶

Thus, in MURs 7173 and 7187, not even the question of attribution was present. At no point was there any basis for FACT to allege any violation of the limits as to the House campaigns.

II. The Portions of the Ads Attributable to Donald Trump Were Correctly Reported

Except in MUR 7177, the portions of the ads referenced by the Complaints and attributable to Donald Trump were paid for by the DCCC. In MUR 7177, the portion of the ad attributable to Trump was paid for by the Colorado Democratic Party. In each case, the party committee either filed the necessary independent expenditure report as to Trump or

³⁴ See FEC Adv. Op. 2004-37 (Waters) at 2 (holing that payment for a "brochure would not constitute support of, or be an in-kind contribution to, the Federal candidates listed in the brochure, provided that the Federal candidates provide reimbursements in the appropriate amount in a timely manner"); FEC Adv. Op. 2004-01 (Bush/Kerr) at 6 (holding that "if the Bush-Cheney Committee reimburses the Kerr Committee for its attributable share of the expenses, there is no contribution"); FEC Adv. Op. 2004-29 (Akin).

³⁵ See Exhibit B. ³⁶ Id.

reported the attributable portion of the ad as operating expenditures, depending on whether the ad contained express advocacy.

To be an independent expenditure, a communication must include "express advocacy" for or against a "clearly identified" candidate.³⁷ However, although all of the relevant ads "clearly identified" Trump under 11 C.F.R. § 100.17, only the ads at issue in MURs 7169, 7170, 7171, 7174, 7176, and 7182 included "express advocacy" against him.³⁸ In these latter cases, the DCCC reported the portions of the ads attributable to Trump as independent expenditures opposing him.³⁹

The ads in MURs 7172, 7175, 7177, 7178, 7179, and 7188 did not expressly advocate Trump's defeat. Accordingly, the portions of these ads' costs that were attributable to Trump were reported by the party as operating expenditures and not as independent expenditures. The definition of "express advocacy" is clearly set forth in the Commission's regulations, and when a communication does not meet this definition, the Commission has repeatedly held that the communication does not constitute an independent expenditure.⁴⁰

A communication expressly advocates if it: uses phrases such as "vote for the President," "Smith for Congress," or "Bill McKay in '94," or uses campaign slogans or individual words, which in context "can have no other reasonable meaning than to urge the election or defeat of one or more clearly identified candidates," such as a message saying "Nixon's the One," or "Carter '76," or when taken as a whole and with limited reference to external events, "could only be interpreted by a reasonable person as containing advocacy of the election or defeat" of a candidate because the "electoral portion of the communication is unmistakable, unambiguous, and suggestive of only one meaning" such that reasonable minds "could not differ as to whether it encourages actions to elect or defeat" the candidate.⁴¹ A message constitutes express advocacy "only if it contains a clear call to a specific electoral

³⁷ 11 C.F.R. § 100.16.

³⁸ Dangerous for PA Women, YouTube (Oct. 20, 2016) at :20 ("Say No To Donald Trump & Brian Fitzpatrick"), <u>https://www.youtube.com/watch?v=7mb2DsovvG00</u>; Ruben Kihuen for Congress, *Our Values*, YouTube (Oct. 18, 2016) at :23 ("Vote NO on Cresent Hardy and Donald Trump"),

https://www.youtube.com/watch?v=ulkmwN7ivMU; Nelson for Wisconsin, No, YouTube (Oct. 10, 2016) at :25 ("Mike Gallagher says we still have to support Donald Trump. No, we don't, we don't have to support Mike Gallagher either"), <u>https://www.youtube.com/watch?v=LS-gU95vin9U;</u> Jim Mowrer, Now We Understand, YouTube (Oct. 19, 2016) at :28 ("Vote No on Donald Trump and David Young"),

https://www.youtube.com/watch?v=g_4kBjw&r-U; Suzanna Shkreli for Congress, Brags, YouTube (Oct. 14, 2016) at :22 ("Vote No on Donald Trump and Mike Bishop"), <u>https://www.youtube.com/watch?v=WCx3ObETyrE;</u> Bryan Caforio for Congress, Stand Up, YouTube (Oct. 12, 2016) at :27 ("Vote No on Trump"), https://www.youtube.com/watch?v=ii&196BbyWa&feature=youtube.

https://www.youtube.com/watch?v=il8196BhvWg&feature=youtu.be. ³⁹ See Exhibit D (excerpts from relevant independent expenditure reports). There would have been no basis to consider the portions of the advertisements attributable to Trump as coordinated communications with the House campaigns. See Coordinated and Independent Expenditures, 68 Fed. Reg. 421, 431 (Jan. 3, 2003) (conduct standard cannot "bc satisfied without some link between the request or suggestion and the candidate or political party who is, or that is, clearly identified in the communication").

⁴⁰ See, e.g., FEC Adv. Op. 1985-14 (DCCC).

⁴¹ 11 C.F.R. § 100.22.

action.³² Even according to the Ninth Circuit, which has taken a very expansive approach to defining express advocacy:

Speech cannot be "express advocacy of the election or defeat of a clearly identified candidate" when reasonable minds could differ as to whether it encourages a vote for or against a candidate or encourages the reader to take some other kind of action. We emphasize that if any reasonable alternative reading of speech can be suggested, it cannot be express advocacy subject to the Act's disclosure requirements.⁴³

Even by this broad standard, the advertisements at issue in MURs 7172, 7175, 7177, 7178, 7179, and 7188 did not include any words of express advocacy regarding Trump. In each case, a reasonable alternative reading exists for the communication as it pertains to Trump, insofar as they criticize his policy positions and their negative effects.

Several of the advertisements discuss Republican congressional candidates "support" for Donald Trump's positions. For example, in the advertisement at issue in MUR 7172 the script is as follows:

VOICE OVER: In an unsettled world, John Katko and Donald Trump's approach takes us down a dangerous path. [Showing footage of global unrest].

TRUMP: "I love war in a certain way."

VOICE OVER: But when asked about supporting Trump, Katko said ...

KATKO: "I absolutely will support."

TRUMP: "Tell them to go f--- themselves."

VOICE OVER: When national security leaders condemn Trump's reckless statements on foreign policy...

INTERVIEWER: "People are wondering how those things can happen and you not flat out denounce it?"

KATKO: "I'm more concerned about my race."

VOICE OVER: Not about the safety of our families. Trump and Katko put our national security at risk.

[DISCLAIMER].44

⁴² Statement of Reasons of Vice Chairman Petersen and Commissioners Hunter and McGahn at 4, Matter Under Review 6113 (Dec. 18, 2009).

⁴³ FEC v. Furgatch, 807 F.2d 857, 864 (9th Cir. 1987).

⁴⁴ Colleen Deacon, Unsettled, YouTube (Oct. 8, 2016), <u>https://www.youtube.com/watch?v=Ch4ToJp3Br0</u>.

However, the word "support" in this context cannot only be interpreted as a call to vote against Donald Trump. Rather, it is intended to critique Donald Trump's desire for war, dangerous foreign policy "approach," and other previous actions and policy positions and Representative Katko's support of Trump despite these positions. This advertisement concludes with the statement that "Trump and Katko put our national security at risk." The advertisement does not say that viewers should vote against Donald Trump for President but refers to the contemporaneous actions of both Representative Katko and Donald Trump that are adverse to the United States' national security interests.

Similarly, consider the advertisement at issue in MUR 7175. The script of advertisement is as follows:

TRUMP: We're going to build a wall.

VOICE OVER: Donald Trump is tearing us apart. [SHOWING CURRENT NATIONAL UNREST]. Trump called a judge unqualified because of his Mexican heritage.

TRUMP: He's a Mexican. We're building a wall between here and Mexico.

VOICE OVER: And called Mexicans rapists and murderers. Donald Trump. Too dangerous for us. But Will Hurd says he could still support Donald Trump. And Will Hurd shares the same bad ideas.

WILL HURD: A wall absolutely makes sense.

VOICE OVER: Will Hurd. He's the wrong choice for Texas families.

[DISCLAIMER].45

This advertisement refers to several statements and policy positions of Donald Trump and observes the contemporaneous effects: his positions and actions are "tearing us apart" at this time. The advertisement does not include a call to defeat Donald Trump in the presidential election, but it does include a call to defeat Representative Hurd: it says that he is the "wrong choice for Texas families" because of his support of Donald Trump's positions. Citing Representative Hurd's support for Donald Trump as a reason to defeat Representative Hurd is not express advocacy with regard to Donald Trump. There is no portion of the advertisement does not contain express advocacy against Donald Trump as defined at 11 C.F.R. § 100.22. As there is no "express advocacy" or "clear call to a specific electoral action" with regard to Donald Trump in any of the advertisements discussed in MURs 7172, 7175, 7177, 7178, 7179, and 7188, no portion of any of these advertisements should have been reported as independent expenditures opposing Donald Trump.

⁴⁵ Wrong Choice for TX Families, YouTube (Oct. 4, 2015), https://www.youtube.com/watch?v=GJCZwJ3tYXw.

Because the portion of the advertisements discussed in MURs 7172, 7175, 7177, 7178, 7179, and 7188 attributable to Donald Trump did not contain express advocacy opposing Trump, they were properly reported by the DCCC and Colorado Democratic Party as operating expenditures. The Commission's regulations and previous decisions are clear: if a party committee airs a communication that does not constitute an independent expenditure or party coordinated communication, the expenses associated with the advertisements, or relevant portions thereof are operating expenditures.⁴⁶

The Complaint Presents No Genuine Allegation of Coordination with HFA, and III. The Facts Demonstrate That None Occurred

None of the relevant advertisements was coordinated with HFA. There was no coordination between the Respondents on the one hand, and HFA on the other, regarding any of the advertisements cited by the Complaints. None of the Complaints alleges any specific facts that could even be taken to suggest coordination.⁴⁷

Instead, the Complaints make the conclusory allegation that the advertisements were coordinated with HFA. However, such pure speculation cannot support a finding of a reason to believe. The Commission may find "reason to believe" only if a Complaint sets forth sufficient specific facts, which, if proven true, would constitute a violation of the Act.⁴⁸ For claims of coordination, the Commission requires an even stronger showing: that Complainant provide "probative information of coordination."⁴⁹ The Commission has also made clear that "unwarranted legal conclusions [drawn] from asserted facts" or "mere speculation" are not sufficient to find reason to believe that Respondents violated the Act through impermissible coordination.⁵⁰ Because the Complaints rely exclusively on pure speculation and unwarranted legal conclusions for their coordination claims, there is no reason to believe any coordination occurred.

The Commission also must consider whether Respondents have provided "sufficiently compelling evidence" to refute the Complaints' claims. In this case, the declarations accompanying this response provide strong, probative evidence of the absence of coordination between Respondents and HFA on these ads.⁵¹ The declaration of Michael Ian Russell, the DCCC's Deputy Executive Director and Political Director, is especially important.⁵² Mr. Russell makes clear that he supervised the communications campaign at issue in these Complaints; that it did not involve any request, suggestion or assent from HFA; that he instructed those participating in the program to refrain from any

⁵² See Exhibit A.

⁴⁶ FEC Adv. Op. 1985-14 (DCCC) ("DCCC may report these expenditures as operating expenditures."). ⁴⁷ See Exhibit A.

⁴⁸ Statement of Reasons, Commissioners Mason, Sandstrom, Smith, and Thomas, MUR 4960 (Dec. 21, 2001).

⁴⁹ FEC Matter Under Review 5999, Factual and Legal Analysis (Dec. 15, 2008); see also FEC Matter Under Review 6059, Factual and Legal Analysis, at 6 (Feb. 3, 2009).

⁵⁰ FEC Matter Under Review 4960 (Clinton for U.S. Exploratory Committee), Statement of Reasons of

Commissioners David M. Mason, Karl J. Sandstrom, Bradley A. Smith, and Scott E. Thomas at 1 (Dec. 21, 2000). ⁵¹ See Exhibits A and C.

communications with HFA regarding the ads; and that he knows of no deviation from these instructions.⁵³

Because the Complaints rely entirely on speculation to mount the claim of coordination, and because Respondents have provided compelling evidence to refute this speculation even when not required to do so, the Commission should dismiss these baseless claims.

CONCLUSION

The FACT complaints are based completely on an incorrect factual assumption and a blatant misunderstanding of the law. FACT assumed that the Respondents were allocating the advertisements at issue according to the Commission's guidance on generic party hybrid advertising and apparently believe that such hybrid advertising is the only case in which a committee should allocate an advertisement between multiple federal candidates or purposes. In reality, the Commission's regulations provide for the attribution of any communication that concerns multiple Federal candidates. The Respondents followed the Commission's attribution regulations here, and paid for and reported each portion of the advertisements according to the requirements of the Act.

There is absolutely no merit to the allegations in any of the complaints in MURs 7169, 7170, 7171, 7172, 7173, 7174, 7175, 7176, 7177, 7178, 7179, 7182, 7187, and 7188 and the Commission should dismiss all of these complaints against all of the Respondents immediately.

Very truly yours,

Mi Ka

Marc E. Elias Brian G. Svoboda Graham M. Wilson Rachel L. Jacobs

Enclosure

Counsel to:

DCCC

Santarsiero for Congress and Lora Haggard, in her official capacity as treasurer Ruben Kihuen for Congress and Jay Petterson, in his official capacity as treasurer Nelson for Wisconsin and Dr. Beth Gillis, in her official capacity, as treasurer Colleen Deacon for Congress and Jennifer May, in her official capacity as treasurer Applegate for Congress and Douglas Applegate, in his official capacity as treasurer

53 Id.

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Mowrer for Iowa and Dennis Skinner, in his official capacity as treasurer Texans for Pete and Wayne Alexander, in his official capacity as treasurer Suzanna Shkreli for Congress and Jennifer May, in her official capacity as treasurer Carroll for Colorado and Mitchell S. Wright, in his official capacity as treasurer Eggman for Congress and Jay Petterson, in his official capacity as treasurer Stephanie Murphy for Congress and Jennifer May, in her official capacity as treasurer Bryan Caforio for Congress and Gonzalo Freixes, in his official capacity as treasurer Friends of Christina M. Hartman and Diane Toapkian, in her official capacity as treasurer

LuAnn Bennett for Congress and Jennifer May, in her official capacity as treasurer

133973200.2

- 15 -

Exhibit A

17044434987

BEFORE THE

FEDERAL ELECTION COMMISSION

DECLARATION OF MICHAEL IAN RUSSELL

I, Michael Ian Russell, do declare and state as follows:

- 1. During the 2016 election, I worked for DCCC as Deputy Executive Director and Political Director. Through that position, I am tamiliar with the matters discussed herein. At no point during the 2016 election cycle did I serve as an employee, independent contractor, vendor, or agent of Hillary for America ("HFA").
- 2. As the Deputy Executive Director and Political Director of DCCC, I worked with, and supervised other DCCC employees who worked with, numerous House campaigns on television advertisements that mentioned Donald Trump. Specifically, I worked with (a) Santarsiero for Congress on the advertisement discussed in the complaint in MUR 7169; (b) Ruben Kihuen for Congress on the advertisement discussed in the complaint in MUR 7170 (c) Nelson for Wisconsin on the advertisement discussed in the complaint in MUR 7171 (d) Colleen Deacon for Congress on the advertisement discussed in the complaint in MUR 7172 (e) Applegate for Congress on the advertisement discussed in the complaint in MUR 7173 (f) Mowrer for Iowa on the advertisement discussed in the complaint in MUR 7174 (g) Texans for Pete on the advertisement discussed in the complaint in MUR 7175 (i) Shkreli for Congress on the advertisement discussed in the complaint in MUR 7176 (j) Carroll for Colorado on the advertisement discussed in the complaint in MUR 7177 (k) Eggman for Congress on the advertisement discussed in the complaint in MUR 7178 (1) Murphy for Congress on the advertisement discussed in the complaint in MUR 7179 (m) Bryan Caforio for Congress on the advertisement discussed in the complaint in MUR 7182 (n) Friends of Christina M. Hartman on the advertisement discussed in the complaint in MUR 7187 and (o) LuAnn Bennett for Congress on the advertisement discussed in the complaint in MUR 7188 (each a "Campaign" or "Advertisement" or collectively the "Campaigns" and "Advertisements," respectively). I took the lead at DCCC for managing this advertising program. 1 supervised this program and all DCCC staff working on these Advertisements. I was also in contact, directly or indirectly through my staff, with each of the Campaigns involved in these Advertisements.
- 3. This program was conceived by DCCC without any request, suggestion, or assent by HFA or its agents. DCCC believed that the advertising program would be an effective way to promote our Democratic House candidates and the Democratic Party, given the intense opposition among Democratic voters to Donald Trump and the policies and positions he espoused.
- 4. I managed every aspect of the creation, production, and dissemination process for each of these Advertisements, starting with script development through the advertising buying phase of each Advertisement. To that end, with a core group of DCCC staff, I worked directly with each Campaign and advertising vendor to draft each script and produce and edit each Advertisement.

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- 5. I instructed my staff working on the Advertisements and the staff of Campaigns involved with the Advertisements not to discuss any aspect of these Advertisements with HFA or its agents. Likewise, my staff and the Campaigns were instructed not to have any involvement with HFA or its agents with regard to these Advertisements. I am not aware of any breach of or deviation from this protocol.
- 6. To the best of my knowledge, and consistent with the instructions I gave, these Advertisements were developed internally at DCCC in coordination with each Campaign without any communication with or from Hillary for America or its agents. Likewise, to the best of my knowledge, none of the Advertisements were created, produced, or distributed at the suggestion or request of HFA or its agents nor did they assent to the creation, production, or distribution of any of the Advertisements.
- 7. In my work for DCCC on the Advertisements, to the best of my knowledge, neither I nor any DCCC employee or Campaign staff working on these Advertisements had any involvement with HFA or its agents regarding any Advertisement in any way, including, but not limited to:
 - i. the content of any Advertisement;
 - ii. the intended audience for any Advertisement;
 - iii. the means or mode of any Advertisement;
 - iv. the specific media outlet used for any Advertisement;
 - v. the timing or frequency of any Advertisement; or
 - vi. the duration of any Advertisements.
 - 8. In my work for DCCC on the Advertisements, to the best of my knowledge, neither I nor any DCCC employee or Campaign staff working on these Advertisements had discussions about with HFA or its agents about any Advertisement or HFA's plans, projects, activities, or needs with regard to any Advertisement. Neither HFA nor its agents conveyed to me, and to the best of my knowledge to any DCCC employee or Campaign staff working on these Advertisements, any relevant information about HFA's plans, projects, activities, or needs concerning any Advertisement.
 - 9. To the best of my knowledge, no DCCC employee or Campaign staff working on these Advertisements was employed by HFA at any time during the 120 days prior to the date that each Advertisement was aired.

I declare under penalty of perjury that the foregoing is true and correct. Executed on this $\frac{\mathbb{Z}}{\mathbb{Z}}$ day of December, 2016.

Micheel Iah Russell

PAGE 03/03

Exhibit B

SCHEDULE F (FEC Form 3X) ITEMIZED COORDINATED PARTY EXPENDITURES MADE BY POLITICAL PARTY COMMITTEES OR DESIGNATED AGENT(S) ON BEHALF OF CANDIDATES FOR FEDERAL OFFICE

PAGE 109105 OF 109107 FOR LINE 25 OF FORM 3X

NAME OF COMMITTEE (In Full)		<u>.</u>	· ·
DCCC			
Hus your committee been designated to make coordinated expenditures by a political party committee	Full Name of Subordinate Committee		
X YES NO	DCCC		
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Democratic National Committee &	2nd Floor		······
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(To be used only by Political Committees in the General Election)

FEC Schodule F (Form 3X) Rev. 05/2016

SCHEDULE F (FEC Form 3X) ITEMIZED COORDINATED PARTY EXPENDITURES MADE BY POLITICAL PARTY COMMITTEES OR DESIGNATED AGENT(S) ON BEHALF OF CANDIDATES FOR FEDERAL OFFICE

PAGE 47529 OF 47535

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SCHEDULE F (FEC Form 3X) ITEMIZED COORDINATED PARTY EXPENDITURES MADE BY POLITICAL PARTY COMMITTEES OR DESIGNATED AGENT(S) ON BEHALF OF CANDIDATES FOR FEDERAL OFFICE

PAGE 109107 OF 109107 FOR LINE 25 OF FORM 2

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FEC Schedule F (Form 3X) Rev. 05/2016

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SCHEDULE F (FEC Form 3X) ITEMIZED COORDINATED PARTY EXPENDITURES MADE BY POLITICAL PARTY COMMITTEES OR DESIGNATED AGENT(S) ON BEHALF OF CANDIDATES FOR FEDERAL OFFICE

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FEC Schedule F (Form 3X) Rev. 05/2018

PAGE 47535 OF 47535

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SCHEDULE F (FEC Form 3X) ITEMIZED COORDINATED PARTY EXPENDITURES MADE BY POLITICAL PARTY COMMITTEES OR DESIGNATED AGENT(S) ON BEHALF OF CANDIDATES FOR FEDERAL OFFICE

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PAGE 63515 OF 63518

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If YES, name the designating committee:	Mailing Address 430 South Capitol Str	reet, SE	
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California Democratic Party	City Washington	State	ZIP Corte 20003-4024
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FEC Schedula F (Form 3X) Rev. 05/2016

Exhibit C

BEFORE THE

FEDERAL ELECTION COMMISSION

DECLARATION OF MAURA JOHNSON - MUR 7179.

I, Maura Johnson, do declare and state as follows:

- During the 2016 election, as a Mcdia Supervisor at GMMB, Inc. ("GMMB"), I provided media buying services for Ralston Lapp Media, the consultant working with Stephanie Murphy for Congress. Through that position, I am familiar with the matters discussed herein.
- During that time, I worked with DCCC and Stephanie Murphy for Congress to distribute an advertisement discussed in the complaint in FEC Matter Under Review 7179 (the "Advertisement"). To the best of my knowledge and belief, I was the only employee of GMMB that worked on the Advertisement.
- 3. GMMB worked for Hillary for America ("HFA") during the 2016 election cycle.
- 4. To the best of my knowledge, the Advertisement was not created, produced, or distributed at the suggestion or request of HFA or its agents and HFA or its agents did not assent to the creation, production, or distribution of the Advertisement.
- 5. To the best of my knowledge, neither I, nor any employee or agent of GMMB working on the Advertisement, had any involvement with HFA or its agents regarding the Advertisement in any way, including, but not limited to:

12/21/16

70444449997

- i. the content of the Advertisement;
- ii. the intended audience for the Advertisement;
- iii. the means or mode of the Advertisement;
- iv. the specific media outlet used for the Advertisement;
- v. the timing or frequency of the Advertisement; or
- vi. the duration of the Advertisement.
- 6. To the best of my knowledge, neither I, nor any employee or agent of GMMB working on the Advertisement, had discussions with HFA or its agents about the Advertisement.
- 7. To the best of my knowledge, neither I, nor any employee or agent of GMMB in working on the Advertisement, used or conveyed information about HFA's campaign plans, projects, activities, or needs to create, produce, or distribute the Advertisement.
- 8. To the best of my knowledge, neither I, nor any employee or agent of GMMB in working on the Advertisement, used information previously used by GMMB in providing services to HFA in relation to the distribution of the Advertisement.

I declare under penalty of perjury that the foregoing is true and correct. Executed on this $\frac{\partial I}{\partial t}$ day of December, 2016.

BEFORE THE

FEDERAL ELECTION COMMISSION

DECLARATION OF DAVID DIXON AND RICHARD DAVIS, DIXON/DAVIS MEDIA GROUP LLC - MUR 7188

David Dixon and Richard Davis do declare and state as follows:

- During the 2016 election, we were partners at the Dixon/Davis Media Group LLC ("Dixon/Davis"). Through that position, we are familiar with the matters discussed herein.
- At the request of DCCC, and with the guidance of DCCC and their legal counsel, Dixon/Davis worked with DCCC and LuAnn Bennett for Congress to create, produce, and distribute an advertisement discussed in the complaint in FEC Matter Under Review 7188 (the "Advertisement").
- 3. Dixon/Davis worked for Hillary for America ("HFA") during the 2016 election cycle.
- 4. To the best of our knowledge, the Advertisement was not created, produced, or distributed at the suggestion or request of HFA or its agents and HFA or its agents did not assent to the creation, production, or distribution of the Advertisement.
- 5. To the best of our knowledge, no employce or agent of Dixon/Davis working on the Advertisement had any involvement with HFA or its agents regarding the Advertisement in any way, including, but not limited to:
 - i. the content of the Advertisement;

- ii. the intended audience for the Advertisement;
- the means or mode of the Advertisement; iii.
- the specific media outlet used for the Advertisement; iv.
- the timing or frequency of the Advertisement; or ۷.
- vi. the duration of the Advertisement.
- 6. To the best of our knowledge, no employee or agent of Dixon/Davis working on the Advertisement had discussions with HFA or its agents about the Advertisement.
- 7. To the best of our knowledge, no employee or agent of Dixon/Davis in working on the Advertisement used or conveyed information about HFA's campaign plans, projects, activities, or needs to create, produce, or distribute the Advertisement.
- 8. To the best of our knowledge, no employee or agent of Dixon/Davis in working on the Advertisement used information previously used by Dixon/Davis in providing services to HFA in relation to the creation, production, or distribution of the Advertisement.

We declare under penalty of perjury that the foregoing is true and correct. Executed on this 22m day of December, 2016.

Richard Davis

- 2 -

Exhibit D

24/48 HOUR REPORT OF INDEPEN	DENT EXPEND	DITURES	PAGE 9 OF 9
Schedule E)			FOR SE OF FORM 24/48
NAME OF COMMITTEE (In Fuli)			FEC IDENTIFICATION NUMBER
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Suite 600	State	Zip Code	81321.00
City	State IL	-	Transaction ID : SE-952867
Chicago	،ر	60654	Date of Disbursement or Obligation
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Donald J. Trump			President Schate State:
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with, or at the request or suggestion of, any ca party committee) any political party committee		o commune or agent o	of either, or (if the reporting entity is not a political
Kelly C. Ward		Date	10 21 2016
Signature	•• •		
			FEC Schedulo E (Form 24/28) Rev. 09/201

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24/48 HOUR REPORT OF INDEPENDE	NT EXPEND	ITURES				
(Schedule E)						8 OF 60 OF FORM 24/48
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Per Election for Office Sought	3	653174.61	2016	·1	specify) >	V.S. CONT.
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(c) TOTAL Independent Expenditures			•	• •	i sa sa t	
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with, or at the request or suggestion of, any candi party committee) any political party committee or it		f committee or agent o	l either	, or (il the re	porting entity	is not a political
party comment and boundar barry commend of a						
Kelly C. Wurd				41. A 19.	u / v v	
Signature		Oate	10	J 25		¹⁶ i
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FEC Schodule E (Form 24/28) Ray. 09/2013

chedule E)				PAGE 51 OF 60 FOR SE OF FORM 24/48
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Suile 600				
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Calendar Year To-Date Per Election for Office Sought	ι. 	1369947.93	Disbursemont For: 2016	Primary 🔀 General
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Kelly C. Ward		Date	u ü i n ü	4.3.9 Y * Y

1/48 HOUR REPORT OF INDE	PENDENT EXPEND	ITURES	PAGE 23 OF 23
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Chicago	۱ <u>ل</u>	60654	Transaction ID : SE-953928 Date of Disbursoment or Obligation
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FEC Schedule E (Form 24/28) Rev. 09/2013

Image# 201610319037014651 24/48 HOUR REPORT OF INDEPENDENT EXPENDITURES (Schedule E)

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FEC Schedule E (Form 24/28) Rov. 09/2013

4/48 HOUR REPORT (Schedule E)		I EXPE	NUTURES			PAGE 51 FOR SE O	OF 52 F FORM 24/48
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Kelly C. Ward				• .	* 2 *		
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Kette C. Ward	•	v	/ W /
Date 10	25		2016

24/48 HOUR REPORT OF INDEPEN	DENT EXPEN	DITURES		PAGE 52	OF 60
(Schedule E)				the second s	FORM 24/48
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Check if 🎇 24-hour report 📃 48-hour repor	I X New r	cport Amenda rap	ort filed on	'' i L	* \ * *
Full Name of Payee	<u>,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,</u>		; Date o	Public Distribution/	Olssemination
Screen Strategies Media, LLC Date of Dissemina	tion: 10/25/16			10 25	2016
Mailing Address 11150 Fairfax Blvd					
Suite 505			Amoun	e de la companya de la	
City	State	Zip Code			64326.00
Fairlax .	VA	22030	Transa	ction ID : SE-95318	4
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Donald J. Trump			IX Presider	Senate	State;
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Buying Time, LLC					, , <i>,</i> ,
Date of Dissernina Mailing Address 650 Massachusetts Avenue	·····			10 25	2016
	2, NW		Amoun	1	•
Suite 210					67484 00
City	Stale DC	Zip Code 20001	' Transar	tion ID : SE-953185	62488.00
Washington			Date of	Disbursement or O	bligation
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Donald J. Trump		X Oppose	X Presider	`	
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Kelly C. Wast				5 4 - 7 4 -	* *
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FEC Schedule E. (Form 24/28) Rev. 09/2013

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48 HOUR REPORT OF INDEPEN inedule E)					FOR SE OF FORM 2	8
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City	State	Ziu Code			5500	00,00
Fairlax ·	VA	22030	Tran	saction I	ID : SE-953293	•
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Schedule E)	FOR SE OF FORM 24/48
NAME OF COMMITTEE (In Full)	
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Check if 🗶 24-hour report 🔲 48-hour report 🥻 K New report 🔲 Amends report filed	on [13.27] / [19.27] / [19.27]
Full Name of Payee Screen Strategies Media, LLC	Date of Public Distribution/Dissemination
Date of Dissemination: 11/04/16	11 04 2016
Mailing Address 11150 Fairfax Bivd	Amouni
Suite 505	
City State Zip Code Fairfax VA 22030	13000.00 Transaction ID : SE-954882 Date of Disbursement or Obligation
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Name of Foderal Candidate Support Office	Sought: House District: 00
Trump, Donald, J., , X Oppose X	President State:
Calendar Year-To-Date Per Election for Office Sought Editoria Contraction Cont	Irsement For: Primary X General
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Date of Dissemination: 11/04/16	11 04 2016
Mailing Address 1730 Rhode Island Ave., NW	Amount
Suite 213	46000.00
City State Zip Code Washington DC 20036	Transaction ID : SE-954883
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Under penalty of perjury I certify that the independent expenditures reported herein were not may with, or at the request or suggestion of, any candidate or authorized committee or agent of eithe party committee) any political party committee or its agent.	ade in cooperation, consultation, or concert r, or (if the reporting entity is not a political
Ward, Kelly, C., . [Electronically Filed] Date	
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FEC Schedule E (Form 24/28) Rev. 09/2013

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FEC Schedule E (Form 3X) Rev 05/2016

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Chill 1 24-hour report A shour report New report Amends report filled on Full Ame of Payes Screen Strategies Media, LLC. Date of Distortination: 10/16/16 10				С	C00000935	
Full Name of Payee Screen Strategies Media, LLC: Date of Discretination: 10/16/16 Date of Public Discretination: 10/16/16 Meiling Address 11150 Fairfax Bivd Suite 505 State Zip Code Parcose of Expenditure Media Buy VA 22030 Process of Expenditure Media Buy Category/ Type Other Subject Transaction (D. 5E 53237 Date of Disbursement or Ostigation * 10 [°] Onad J. Trimp Category/ Type Other Subject Percose Office Subject Percose Precon Category/ Type Subject Other Subject Service Precon Subject Category/ Type Subject Other Subject Service Precon Subject Category/ Type Subject Other Subject Percon Service Precon Service Precon Category/ Percose of Expenditure Per Election for Office Sought 2513000.20 Other (specify) > Percose Precose Service Precose Service Prec			man I''''' Amonda an	цу у у	• 14 .	• •
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Per Election for Office Sought , 2010 Other (specify) a) SUBTOTAL of Itemized Independent Expenditures	Donald J. Trump		X: Oppose		Senate	State:
a) SUBTOTAL of Itemized Independent Expenditures		+	2613000.20			X Gen
b) SUBTOTAL of Uniternized Independent Expenditures		,	· ·	Other (st	pecily)	
b) SUBTOTAL of Uniternized Independent Expenditures						
c) TOTAL Independent Expenditures	a) SUBTOTAL of Itemized Independent Expe	anditures	•••••••••••••••••••••••••••••••••••••••	··· 🕨 🖌		141123.50
c) TOTAL Independent Expenditures						
Undor penelty of perjury I consists the independent expenditures reported herein were not made in cooperation, consultation, or conc with, or at the request or suggestion of, any candidate or authorized committee or agent of either, or (if the reporting entity is not a politi party committee) any collical party committee or its agent. Kelly C. Ward Date 10 19 2016	b) SUBTOTAL of Uniternized independent E	xpencitures		···· 🕨 .	•	
Undor penelty of penjury I certity that the independent expenditures reported herein were not made in cooperation, consultation, or conc with, or at the request or suggestion of, any candidate or authorized committee or agent of either, or (if the reporting entity is not a politi barry committee) any collical party committee or its agent. Kelly C. Ward Date 10 19 2016	c) TOTAL Independent Expenditures			•		
with, or at the request or suggestion of, any candidate or authorized committee or agent of either, or (if the reporting entity is not a politivary committee) any political party committee or its agent. Kelly C. Ward 7 Date 10 19 2016				••••••	•	
Date 10 19 2016	with, or at the request or suggestion of, any o	andidate or authori	res reported herein were zed committee or agent	i not made in cooperation of cither or (if the reprint	ion, consultat	ion, or conce and a politic
Date 10 19 2016	Kelly C. Ward			a 1.		、 ·
Signature			Dat			

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24/48 HOUR REPORT OF INDEPEND	ENT EXPEND	ITURES	
(Schedule E)	•		PAGE 3 OF 3 FOR SE OF FORM 24/48
NAME OF COMMITTEE (In Full)			FEC IDENTIFICATION NUMBER
DCCC			C c00000935
J			frankter et an e tam for skanstaget
Check if 24-hour report X 48-hour report	New rep	port [] Amends rep	ort filed on
Full Name of Payse Buying Time, LLC			Date of Public Olstribution/Olssemination
Date of Disseminatio	the second s		10 11 2016
Mailing Address 650 Massachusetts Avenuo, NV	N		Amouni
Suite 210			و سال سبق بدید. و در بردند و سیوسود در به او در او مدی
City	State	Zip Code	57500.00 Transaction ID : SE-951439
Washington	DC	20001	Date of Disbursement or Obligation
Purpose of Expenditure Media Buy		Calogory/ Type	10 11 2016
Name of Federal Candidate		Support	Office Sought: House District: 00
Trump, Donald, J., ,		X Oppose	X President State State:
Calondar Yoar To Date Per Election for Office Sought	م من من من من م م من من من من	1459931.62	Disbursoment For: 2016 Other (specify) ►
Full Name of Payee			Date of Public Distribution/Dissemination
Screen Strategies Media, LLC	- 104040		interpreter and a proving which
Date of Disseminatio	n: 10/12/16	. <u>.</u>	10 12 2016
		·	Anicunt
Suite 505	State	Zip Code	74632.00
Fairfax	VA	22030	Transaction ID : SE-951438 Date of Disbursement or Obligation
Purpose of Expenditure		Calegory/ 1	
Media Buy		Type 004	
Name of Federal Candidate		Support	Offico Sought: House District: 00
Trump, Donald, J., ,		X Oppose	Y President Senate State:
Calendar Year-To-Date Per Election for Office Sought	man in an in	1534583 62	Disbursoment For: Primary X Goneral
	. 3 منعقق بينغين بد قر بيدا 1 .	لا الماعم والمدر	2016
			الم المستقد الدارية المحمد التواريخ
(a) SUBTOTAL of liemized independent Expendi	(uros		132132.00
(b) SUBTOTAL of Uniternized Independent Expe	nditures		
			The second s
(c) TOTAL Independent Expenditures			170032.00
Under penalty of perjury I certify that the indepo with, or at the request or suggestion of, any canc party committee) any political party committee or	lidate or authorized	reported herein ware I committee or agent o	not made in cooperation, consultation, or concert 1 either, or (if the roporting entity is not a political
Ward, Kelly, C., .			
	/Electron	ically Filed Date	10 13 2016
Signature		<u></u>	
			FEC Schorlula E (Form 24/28) Rev. 09/2013

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24/48 HOUR REPORT OF INDEPENDENT	EXPEND	TURES		
(Schedule E)				PAGE 17 OF 17 FOR SE OF FORM 24/48
NAME OF COMMITTEE (In Full)				
DCCC				C00000935
Check if 🔀 24-hour report 🔲 48-hour report		ort 🦳 Amends repo	u prt filed on a	B ² I = D = C ² C ² L = 10 ⁻¹⁰ C ² C ² L = 10 ⁻¹⁰ C ²
Full Name of Payoo			Date of I	Public Distribution/Dissemination
Screen Strategies Media, LLC Date of Dissemination: 10	/20/16		10	20 2016
Mailing Address 11150 Fairfax Blvd				
Suite 505			Amount	يدان الوداحية برسابهم محروراة
City	State	Zip Code		107040.00
Fairfax	VA	22030		tion ID : SE-952389 Disbursement or Obligation
Purpose of Expenditure		Category/		
Media Buy		Category/ 1 004		
Name of Federal Candidate		Support	Office Sought:	House District: 00
Donald J. Trump		X. Oppose	X Presidont	Senale Stale:
Calendar Year-To-Date		i i		or: 🔄 Primary 📈 General
Per Election for Office Sought	29 	89611.20	2016 🛄 Othe	r (specily) ►
Full Name of Payer			Date of	Public Distribution/Dissemination
AL Media LLC Date of Dissemination: 10	20/16		",	20 2016
Mailing Address 222 W Ontorip St	20110		``	•
Suite 600			Amount	
City	State	Zip Code		140250.00
Chicago	IL	60654		on ID : SE-952071 Disbursement or Obligation
Purpose of Expenditure		Calegory/		-
Media Buy		Type 004	, 10 , .	17 2016
Name of Federal Candidate		Support	Office Sought:	House District: 00
Danald J. Trump				Senate State:
Calendar Year-To-Date			Disbursement F	or: Primary X Goneral
Per Election for Office Sought		2989611.20	2016	er (specify) >
				· · · · · ·
(a) SUBTOTAL of Itemized Independent Expenditures			. 🕨	247290.00
		·	•	· · · ·
(b) SUBTOTAL of Uniternized Independent Expenditur	/es		•	
(c) TOTAL Independent Expenditures			•	652070.38
Under perially of perjury I certify that the independen	l expenditures	reported herein were	not made in coo	peration, consultation, or concert
with, or at the request or suggestion oi, any candidate party committee) any political party committee or its a	e or authorized	committee or agent o	it either, or (it the	reporting entity is not a political
Kelly C. Ward			به من ا	e
		Date	10	21 2016
Signature				
			FEC	Schedule E (Form 24/28) Rov. 09/2013

4/48 HOUR REPORT OF INDEPEND	ENT EXPEND	ITURES				
ichedule E)					PAGE 15	OF 15
					FOR SE OF	FORM 24/48
AME OF COMMITTEE (In Full)				FEC	IDENTIFICATIO	N NUMBER 🗸
				C	C00000935	
neck II 🔀 24-hour report 🗌 48-hour report	X New rep	port Amends repr	ort filed on	v v	· · 'z ·	* * * *
Full Name of Payee	<u> </u>	<u></u>	Date	e of Publ	kc Distribution/C	lissemination
Prism Communications, Inc. Date of Dissemination	on: 10/27/16 .			" 10 [°]	27	2016
Mailing Address 1000 Potomac Street, NW					•	• • •
Suite 420			Anto	JUNI	• .	
City	State	Zip Code				3291.58
Washington	DC	20007	Trai Date	nsaction of Dist	ID: SE-953927 oursement or Ol	oligation
Purpose of Expenditure Media Production		Category/ D04	•	" 10 [°]	26	2015
Name of Federal Candidate		Support	Office Sou	ght:	House D	listrict: 00
Donald J. Trump		X Oppose	X Presi	dent	Senalo	State:
Calendar Year-To-Date		· · ·		ent For:	Primary	X General
Per Election for Office Sought	4 7 J	550355.45	2016	Other (s	pecity) 🕨	
Full Name of Payse			Date	e of Pub	lic Distribution/C	Issemination
76 Words Corp. Date of Dissemination	pn: 10/26/16			" 10	26	2016
Mailing Address 1121 5th St. NW		<u> </u>			· •	
Floor #1			Am	ากมา		• • •
City	State	Zip Code				5500.00
Washington	DC	20001			ID:SE-954171 bursement or O	bligation
Purpose of Expenditure Media Production		Category/ 004		^{"10"}	27	2016
Name of Federal Candidate			Office Sou	ght:	House f	District: 00
Donald J. Trump	•	X Oppose	X Pres	ident	Senate	State:
Calendar Year-To-Date Per Election for Office Sought	. ·. »	4436718.92	Disbursem 2016		[_] Primary spocify) ►	X General
(a) SUBTOTAL of Itemized Independent Expend				. 1.	•	8791.58
(b) SUBTOTAL of Uniternized Independent Expo	enditures		" >	,	,	•
					••••••••••••••••••••••••••••••••••••••	
(c) TOTAL Independent Expenditures			" ► :	.•	۰. ۲	771178.77
Under penalty of perjury I certify that the indep with, or at the request or suggestion of, any car	endent expenditure	s reported herein were	not made in	r coopera if the rep	alion, consultation consultation consultation is a consultation of the consultation of	on, or concart
(c) TOTAL Independent Expenditures Under penalty of perjury I certify that the indep with, or at the request or suggestion of, any car party committee) any political party committee of Kelly C. Ward	endent expenditure	s reported herein were	not made in of either, or (coopere it the rep r = F 27	alion, consultation porting entity is i 'Y '2016	on, or concart not a political

FEC Schedule E (Form 24/28) Rev. 09/2013

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Schedule E)	DENT EXPEN	Branco	PAGE 22 OF 25
·			FOR SE OF FORM 24/48
AME OF COMMITTEE (In Full) DCCC			FEC IDENTIFICATION NUMBER V
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nack II []24-hour report 🕅 48-hour report		ieport [] Amends iep	ort fued on
Full Name of Payee Kully Hall, LLC			Date of Public Distribution/Dissemination
Date of Disseminat	ion: 10/12/16		10 12 2016
Mailing Address 1932 1st Ave, Suite 203			Amount
Chu,	State	Zip Code	4297.00
City Sealle	WA	98101	Transaction ID : SE-951665
Purpose of Expenditure Media Buy Media Production		Category/ Typo	
Name of Federal Candidato	· · · · · · · · · · · · · · · · · · ·	Support	Office Sought: House District: 00
Donald J. Trump			X Presiden: Senate State:
Calendar Year To-Date Por Election for Office Sought	e* 	1721688.30	Disbursement For: Primary X General 2016
Full Name of Payce	· · · · · · · · · · · · · · · · · ·		Date of Public Distribution/Dissemination
The New Media Firm, Inc. Date of Disseminat	ion: 10/12/16		
Mailing Address 1730 Rhode Island Avo., N	N		Amount
Suite 213	- <u></u>		· · · · · ·
City Washington	State DC	Zip Code 20036	56930.43 Transaction ID : SE-951666
Purpose of Expenditure Media Buy	<u> </u>	Category/ Type 004	Date of Disbursement or Obligation
Name of Federal Candidate	•••••••••••		Office Sought: House District: 00
Donald J. Trump		Support Oppose	Office Sought: House District: 00
Calendar Year To-Date Por Election for Office Sought	·	1721688.30	Disbursement For: Primary S General 2016 Other (spocify)
(a) SUBTOTAL of liomized Independent Expen			· · · · · · · · · · · · · · · · · · ·
(b) SUBTOTAL of Uniternized Independent Exp	enditures	•••••••••••••••••••••••••••••••••••••••	** •
(c) TOTAL Independent Expenditures			**
(c) TOTAL Independent Expenditures	pendent expenditu ndidate or authori	res reported herein were	

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Image# 201610149032527772 24/48 HOUR REPORT OF INDEPENDENT EXPENDITURES (Schedule E)

(Schedule E)	PAGE 21 OF 25 FOR SE OF FORM 24/48
NAME OF COMMITTEE (In Full)	
	C c00000935
Check if 24-hour report X 48-hour report New report Amends report filed o	м м / с э / у у у у п
Full Name of Payee The New Media Firm, Inc.	Date of Public Distribution/Dissemination
Date of Dissemination: 10/12/16	10 12 i 2016
	Amount
Suite 213 City State Zip Code	4047.25
Washington DC 20036	Transaction ID : SE-951654 Date of Disbursement or Obligation
Purpose of Expenditure Media Buy Media Production Category/ , Type	10 12 2016
Name of Federal Candidate Support Office S	Sought: House District: 00
Trump, Donald, J., ,	President 🔲 Senate State:
Calendar Year To-Date Disburs Per Election for Office Sought 1721688.30	eement For: Primary 🗶 General
	Date of Public Distribution/Dissemination
Screen Strategies Media, LLC Date of Dissemination: 10/12/16	10 12 2016
Meiling Address 11150 Fairfax Blvd	Amount
Suite 505	
CityStateZip CodeFairfaxVA22030T	121850.00 ransaction ID : SE-951660 Date of Disbursement or Obligation
Purpose of Expenditure Media Buy 004	
Name of Federal Candidate Support Office S	Sought: House District: 00
Trump, Donald, J., .	President 🔲 Senate State:
Calendar Year To-Date Disburs Per Election for Office Sought 1721688.30	sement For:
(a) SUBTOTAL of Itamized Independent Expenditures	125897.25
(b) SUBTOTAL of Unitemized Independent Expenditures	سے اور اور ایک ارسے مسلم میں 1 ایک ایک ایک ایک ایک ایک ایک ایک
(c) TOTAL Independent Expenditures	i santos ital i tal i
Under penalty of perjury I certify that the independent expenditures reported herein were not made with, or at the request or suggestion of, any candidate or authorized committee or agent of either, party committee) any political party committee or its agent.	e in cooperation, consultation, or concert or (if the reporting entity is not a political
Ward, Kelly. C.,	
[Electronically Filed] Date 10 Signature	14 ₁ 2016

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FEC Schedule E (Form 24/28) Rev. 09/2013

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Image# 201610189033039655 24/48 HOUR REPORT OF INDEPENDENT EXPENDITURES

(Sc	chedule E)			PAGE 21 OF 25 FOR SE OF FORM 24/48
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Ch	eck if 24-hour report X 48-hour report New re	eport 🗶 Amends repo	ort liled on	10 14 2016
	Full Name of Payee The New Media Firm, Inc.		D	ate of Public Distribution/Dissemination
	Date of Dissemination: 10/12/16			10 12 2016
	Mailing Address 1730 Rhode Island Ave., NW		A	mount
	Suite 213			
	City State Washington DC	Zip Code		4047.25
		20036		ransaction ID : SE-952372 Date of Disbursement or Obligation
	Purpose of Expenditure Media Buy Media Production	Category/ Type		10 14 2016
	Name of Federal Candidate	Support	Office So	ought: House District: 00
	Trump, Donald, J., ,	X Oppose	X Pre	esident Senate State:
	Calendar Year To-Date Per Election for Office Sought	1856586.80	Disburse 2016	orment For: Primary X General Other (specify) ►
	Full Name of Payce		D	Date of Public Distribution/Dissemination
	Screen Strategies Media, LLC Date of Dissemination: 10/12/16			10 12 2016
	Mailing Address 11150 Fairfax Blvd			and the second
	Suite 505		^	mount
	City State	Zip Code	Ξi	121850.00 المحمد المدينة
	Fairfax VA	22030	Tra	ansaction ID : SE-952373 Date of Disbursement or Obligation
	Purpose of Expenditure Media Buy	Category/ 004 Type	1	10 , 14 , 2016 , 14 , 2016 , 14 , 2016 , 14 , 2016 , 14 , 2016 , 14 , 2016 , 14 , 2016
	Name of Federal Candidate	Support	Office Se	ought: House District: 00
	Trump, Donald, J., ,	X Oppose	X Pr	resident Senate State:
	Calendar Year-To-Date Per Election for Office Sought , s	1856586.80	Disburse 2016	ement For: Primary ¥ General Other (specify) ▶
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	(a) SUBTOTAL of Itemized Independent Expenditures		·· •	125897.25
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	(b) SUBTOTAL of Unitemized Independent Expenditures			
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	(c) TOTAL Independent Expenditures	,	·· ► _	a de la companya de l
\	Under penalty of perjury I certify that the independent expenditure with, or at the request or suggestion of, any candidate or authorize party committee) any political party committee or its agent.			
	Ward, Kelly, C		w u	2 D ^{**} D [*] 2 Y [*] V [*] V [*]
	Signalure	ronically Filed Date	3 10	18 2016 ₁

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24/48 HOUR REPORT OF INDEPEN	IDENT EXPEN	DITURES	· ·	PAGE 3 OF 3
Schedule E)				FOR SE OF FORM 24/48
NAME OF COMMITTEE (In Full)			FEC ID	
DCCC			1 min	C00000935
		·····		Barrena Brunner in da da Bran
Check If 24-hour report 🔀 48-hour repo	rt 🕅 New re	port 门 Amends rep	ort filed on	
Full Name of Payee Buying Time, LLC				Distribution/Dissemination
Date of Dissemin	and the second		10	11 2016
Mailing Address 650 Massachusetts Avenue	NW		Amount	
Suite 210				ng tagent ang tagina panalakan
City	State	Zip Code		57500.00
Washington	DC	20001	Transaction II	D: SE-951439 reemont or Obligation
Purposo of Expenditure Media Buy		Category 004		2016
Name of Federal Candidato		Support	Office Sought:	House District: 00
Donald J. Trump		Copose	مسا ۲	Senato Stale:
Calendar Year-To-Date Per Election for Office Sought		459931.62	Disbursament For: 2018	
Full Name of Payee		<u> </u>		Distribution/Dissemination
Screen Strategies Media, LLC	ation: 10/12/16			12 / 2016
Mailing Address 11150 Fairfax Blvd				12 2010
Suite 505			Amount	
City	State	Zip Code		74632.00
Fairlax	VA	22030	Transaction ID	: SE-951438 sement or Obligation
Purpose of Expenditurc Media Buy		Category/ 004	10	11 2016
		· · · · · · · · · · · · · · · · · · ·	··· /	had a brade of a firm
Name of Federal Candidate		Support	Office Sought:	House District: 00
Donald J. Trump			X President	Senate State:
Calender Year To-Date		1534563.62	Disbursement For:	Primary 🔀 General
Per Election for Office Sought	• 1 • 1		2016	ecily) 🕨
·				100100.00
(a) SUBTOTAL of Itemized Independent Expe	nditures	·····	• 🕨 💡	132132.00
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(b) SUBTOTAL of Uniternized Independent Ex			* 🕨	مراقب فليدفد أندام والمت
(c) TOTAL Independent Expenditures			 A state 	، در دستون و بریونی و در و در بر 170032.00 . ده سیتون د فسیرامید اورونی در و
Under penalty of perjury I certify that the Inde with, or at the request or suggestion of, any c party committee) any political party committee	andidate or authorize	s reportod herein were d committee or agent o	not made in cooperatic f either, or (if the repor	on, consultation, or concert ting entity is not a political
Kelly C. Word			utu / n÷n.	
Signature	• • •	Date	; 10 ; 13 ;	_ 2016
			EEC Pakad	ule E (Form 24/28) Flav. 09/2013

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4/48 HOUR REPORT OF INDEPENDE Schedule E)	INT EXPEN	IDITURES	PAGE 50 OF 60
IAME OF COMMITTEE (In Full)			FOR SE OF FORM 24/48
DCCC			
			C C00000935
Check if 🔀 24-hour report 🗍 48-hour report	New	report []] Amends rep	ort filed on
Full Name of Payee Screen Strategies Media, LLC			Date of Public Distribution/Dissemination
Date of Dissemination Mailing Address 11150 Foirfax Blvd	1: 10/25/16		10 25 2016
			Amount
City	State	Zio Code	121850.00
Fairfax	VA	22030	Transaction ID : SE-952388 Date of Disbursement or Obligation
Purpose of Expenditure Media Buy		Category/ Type 004	10 1 18 2016
Name of Federal Candidate		Support	Office Sought: House District: 00
Donald J. Trump		Oppose	X President State State:
Calendar Year To-Date Per Election for Office Sought	,	4369947.93	Disbursement For: 2016 General Othor (specify) ▶
Full Name of Payee			Date of Public Distribution/Dissemination
Buying Time, LLC	40405440		
Date of Dissemination			10 25 2016 1
Meiling Addross 650 Massachusetts Avonue, N	IW .		Amount
Suite 210			
City	State	Zip Code	19691.00
Washington	DC	20001	Transaction ID : SE-953229 Date of Disbursement or Obligation
Purpose of Exponditure Media Buy		Category/ 004 Type 004	10 24 2016
Name of Federal Candidate		Support	Office Sought: House District; 00
Donald J. Trump		X Oppose	President Senate State:
Calendar Year To-Dato Per Election for Office Sought		4369947.93	Disbursement For:
	3 .	* * ·	! Other (specify) ►
			و المحمد معالم المحمد المح
(a) SUBTOTAL of Itemized Independent Expendit	ures		► 141541.00
(b) SUBTOTAL of Uniternized Independent Exper	ditures		• • • • • • • • • • • • • • • • • • •
			•• ••
(c) TOTAL Independent Expenditures	, . .,,,.,		
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Under penalty of perjury I certify that the indepen with, or at the request or suggostion of, any cand party committee) any political party committee or	idate or authori		not made in cooperation, consultation, or concert of either, or (if the reporting entity is not a political
Ratio Contract			
Kelly C. Ward		Date	a 10 25 2016
Signature			•

FEC Schedule E (Form 24/28) Rev. 09/2013

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ichedule E)	NDENI EXPENU	, URES	PAGE 57 OF 57 FOR SE OF FORM 24/48
AME OF COMMITTEE (In Full)			
			C COODODD
heck if 🕅 24-hour report 📋 48-hour rep	oori 🔀 Nøw rep	port [_] Amends repo	ort filed on
Full Name of Payae Buying Time, LLC	ination: 11/01/16		Date of Public Distribution/Dissemination
Mailing Address 850 Massachusetts Avenu			A. L. Land L. and
Suito 210	G, 1494		Amount
City	State	Zip Code	
Washington	. DC	20001	Transaction ID : SE-954373 Date of Disbursement or Obligation
Purpose of Expenditure Media Buy		Catagory/ Type 004	10 28 2016
Name of Federal Cancidate		Support	Office Saught: House District: 00
Donald J. Trump		Oppose	X President State:
Calendar Year To-Dato Por Election for Office Sought		894458.07	Disbursement For: Primary X General 2016 Other (spocify)
Full Name of Payeo			Date of Public Distribution/Dissemination
Screen Strategies Media, LLC Date of Dissem	Ination: 11/01/16		
Mailing Address 11150 Foirfax Sivd			Amount
Sulte 505	949. hatsen		
Cily Fairfax	State VA	Zip Code 22030	74650.00 Transaction ID : SE-954175 Date of Disbursement or Obligation
Purpose of Expenditure Media Buy	an <u>a - Ini in</u> i a - Angli Ang <u>an</u> g Sata ang Sata	Category/ i 004 Type i 004	
Name of Federal Candidate		Support	Office Sought: House District: 00
Donald J. Trump		Oppose	X Prosident State:
Calondar Year To-Date Per Election for Office Sought	1	5894458.07	Disbursement For: Disbursement For: Disbursement For: General
	، و ه م ^{رو} ر		i Other (specily) ►
(a) SUBTOTAL of Itemized Independent Ex	penditures		92025.00
(b) SUBTOTAL of Unitemized Independent	Expenditures		ر به دهود به است. مردستان در اف او او ا
(c) TOTAL Independent Expenditures			14333615.05
	candidate or authorized		not made in cooperation, consultation, or concert of atther, or (if the reporting entity is not a political
Kelly C. Ward		Date	11 02 2016
Signature			

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Image# 201611069037127397 24/48 HOUR REPORT OF INDEPENDENT EXPENDITURES (Schedule E)

(Schedule E)	PAGE 11 OF 12 FOR SE OF FORM 24/48			
NAME OF COMMITTEE (In Full) DCCC	FEC IDENTIFICATION NUMBER ▼ C C00000935			
Check if X 24-hour report 48-hour report New report Amends report filed of				
Full Name of Payee Screen Strategies Media, LLC Date of Dissemination: 11/05/16	Date of Public Distribution/Dissemination			
Mailing Address 11150 Fairfax Blvd	Amount			
	58700.00 Transaction ID : SE-954453 Date of Disbursement or Obligation			
Purpose of Expenditure Media Buy Category/ Type 004				
	Sought: House District: 00 President State:			
Calendar Year-To-Date Per Election for Office Sought	sement For: Primary 🗶 General Other (specify) ►			
Full Name of Payeo Canal Partners Media, LLC Date of Dissemination: 11/06/16	Date of Public Distribution/Dissemination			
Mailing Address 25 Whillock Place Suite 200	Amount			
	7910.00 ransaction ID : SE-954884 Date of Disbursoment or Obligation			
Purpose of Expenditure Media Buy 004 Type	11 03 2016			
Trump, Donald. J., ,	Sought: House District: 00			
Calendar Year-To-Date Per Election for Office Sought	sement For: Primary General			
(a) SUBTOTAL of Itemized Independent Expenditures	66610.00			
(b) SUBTOTAL of Uniternized Independent Expenditures	······································			
(c) TOTAL Independent Expenditures >				
Under penalty of perjury I certify that the independent expenditures reported herein were not mad with. or at the request or suggestion of, any candidate or authorized committee or agent of either, party committee) any political party committee or its agent.	le in cooperation, consultation, or concert or (if the reporting entity is not a political			
Ward, Kelly, C., [Electronically Filed] Date	1 (06) (2016) (2			

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Image# 201610189033039653 24/48 HOUR REPORT OF INDEPENDENT EXPENDITURES (Schedule E)

(Schedule E)	PAGE 19 OF 25 FOR SE OF FORM 24/48
NAME OF COMMITTEE (In Full) DCCC	
	C C00000935
Check if 24-hour report X 48-hour report Now report Amends report filed	on 10 14 2016
Full Name of Payse	Date of Public Distribution/Dissemination
Ralston Lapp Media, LLC Date of Dissemination: 10/14/16	10 14 2016
Mailing Address 1054 31st Street, NW	Amount
Suite 430	
City State Zip Code Washington DC 20007	12260.71 Transaction ID : SE-951677 Date of Disbursement or Obligation
Purpose of Expenditure Media Production	10 14 2018
Name of Federal Candidate Support Office	Sought: 🗶 House District: 23
Hurd, William, X Oppose	President
Calendar Year-To-Date Disbu Per Election for Office Sought 1648833.65 2016	ursement For: Primary X General
Full Name of Payee Buying Time, LLC Date of Dissemination: 10/14/16	Date of Public Distribution/Dissemination
Mailing Address 650 Massachusetts Avenue, NW	Amount
Suite 210	la
City State Zip Code Washington DC 20001	53000.00 Transaction ID : SE-952374
	Date of Disbursement or Obligation
Media Buy Category 004	10 13 2016
	e Sought: House District: 00
Trump, Donald, J., ,	President Senate State:
Calendar Year-To-Date Disb Per Election for Office Sought 1919459.68	ursement For: Primary ¥ General
(a) SUBTOTAL of Itemizod Independent Expenditures	65260.71
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(b) SUBTOTAL of Unitemized Independent Expenditures	مستقيمة المستعينة المعاد وتبعيات والمعراجة
(c) TOTAL Independent Expenditures	hart-astastastastastastastastastastastastasta
	hand and the design of the design of the second
Under penalty of perjury I certify that the independent expenditures reported herein were not m with, or at the request or suggestion of, any candidate or authorized committee or agent of eithe party committee) any political party committee or its agent.	ade in cooperation, consultation, or concert er, or (If the reporting entity is not a political
Ward, Kelly, C., . [Electronically Filed] Date	10 18 2016
Signature	

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Image# 201610199033071490 24/48 HOUR REPORT OF INDEPENDENT EXPENDITURES (Schedule E)

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(Sc	chedule E)				- PAGE 52 OF 52 FOR SE OF FORM 24/48
	ME OF COMMITTEE (In Full) CCCC				FEC IDENTIFICATION NUMBER ▼ C C00000935
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	Full Name of Payee The New Media Firm, Inc. Date of Dissemination: 10/18/	16			Date of Public Distribution/Dissemination
	Mailing Address 1730 Rhode Island Ave., NW				Amount
	Suite 213		In Code		}
	City Sta Washington Di		1p Code 20036	, 	3407.87 Transaction ID : SE-952382 Date of Disbursement or Obligation
	Purpose of Expenditure Media Buy Media Production		Category/ Type		10 18 2016
	Name of Federal Candidate	<u> </u>	Support	t Office	e Sought: House District: 00
	Trump, Donald, J., .		X Oppose	<u> </u>	President State:
	Calendar Year-To-Date Per Election for Offico Sought	2 A	613000.20	Disbu 2016	ursement For: Primary X General
	Full Name of Payee Buying Time, LLC Date of Dissemination: 10/18/	16			Date of Public Distribution/Dissemination
	Mailing Address 650 Massachusetts Avenue, NW	Amount			
	Suite 210		Zip Code		83829.00
	City Sta WashIngton D		20001		Transaction ID : SE-952073 Date of Disbursement or Obligation
	Purpose of Expenditure Media Buy		Category/ Type	04	10 17 2016
	Name of Federal Candidate	, , , , , , , , , , , , , , , , ,	Suppor		e Sought: House District: 00
i	Trump, Donald, J., ,		X Oppose	∎ <mark> </mark> ×	President Senale State:
	Calendar Year-To-Date Per Election for Office Sought	مند من منطق شد من د هنا الاستان مساله	613000.20	Disb 2016	ursoment For: Primary ¥ General
	(a) SUBTOTAL of Ilemized Independent Expenditures		*	••••• •	87236.87
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	(c) TOTAL Independent Expenditures			►	11152409.38
	Under penalty of perjury I certify that the independent ex with, or at the request or suggestion of, any candidate or party committee) any political party committee or its agen	authorized	eported herein w committee or age	ere not m nt of eitha	ade in cooperation, consultation, or concert ar, or (if the roporting entity is not a political
	Ward, Kelly, C., ,	[Electronic	ally Filed]	Date	10 19 2016
	Signature				

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Schedule E)		IIURES			PAGE 52	OF 60 F FORM 24/48
NAME OF COMMITTEE (In Full))		ON NUMBER V
DCCC						
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Full Name of Payae				Date of Public	: Distribution	/Dissemination
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Mailing Address 11150 Fairfax Blvg				• . • •		4
Suito 505				Amount		
City	State	Zip Code	{		·	64326.00
Fairfax	VA	22030		Transaction I Date of Disbu	D : SE-9531	84 Dilitation
Purpose of Expenditure Media Buy	لار منتصاری بیانی و پرید دیرونان پیشا	Category/ Type 004				2016
Name of Federal Candidate		Support	Office	Sought:		
Donald J. Trump		X Oppose		President] Senate	State:
Calendar Year-To-Data Par Election for Office Sought	4	369947.93	Disbu		Primary	General
			1	L., Outer tap		<u> Oleanaria da a</u>
Full Name of Payeo Buying Time, LLC Date of Dissemina	lion: 10/25/16					Dissemination
Mailing Address 650 Massachusetts Avenue				10 \$	25	2018
	e, NVV		[Amouni		
Sulte 210	State	Zip Code		• ••		62488.00
Washington	DC	20001	Ì	Transaction ID Date of Diabu	: SE-95318	5
Purpose of Expenditure Media Buy		Category/ 004				2016
		Туре	'			
Name of Fedoral Candidate		Support	Offica	Sought:	House	District: 00
Donald J. Trump		X Oppose	÷	President		
Calendar Year-To-Date Por Election for Office Sought		4369947.03	Disbu 2U16	rsement For:	• ••	General
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(c) TOTAL Independent Expenditures		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	🕨	,	· 7? .	··
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Kelly C. Ward			· u	u reator	1 X . Y .	A + 41
Signature		Date) 25	201	6 I
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