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COMMISSION

2016 NOV -7 AM 11: 09

Citizens for Joe Miller, Inc.
250 Cushman, Suite 2A
Fairbanks, AK 99701

OFFICE OF GENERAL
COUNSEL

November 3, 2016
via Express Mail

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

MUR # 7190

Gentlemen:

Complainant: This complaint is being file pursuant to 11 CFR section 111.4 by Steve Harrison, Chair of Alaska Veterans Party, Volunteer – Citizens for Joe Miller.

I am providing three copies of this complaint for your use.

Respondents: This complaint is filed against the following two FEC-registered political committees, and their treasurers:

1. Alaska Republican Party, P.O. Box 201049 Anchorage, Alaska 99520;

2. Julie Tisdale, _____, Alaska 99502, in her capacity as Treasurer of the Alaska Republican Party;

3. Lisa Murkowski for U.S. Senate, P.O. Box 100847, Anchorage, Alaska 99510;
and

4. Catherine Straub, _____, Alaska 99516, in her capacity as Treasurer of Lisa Murkowski for U.S. Senate.

Violations Alleged: The complaint is filed for the following violations of federal law:

(i) Failure of the Alaska Republican Party to disclose Coordinated Party Expenditures made in concert with and on behalf of Republican candidate for U.S. Senate, Lisa Murkowski, and her campaign committee, in violation of 52 U.S.C. section 30104 ("Reporting requirements") and 11 CFR section 109.20(b);

(ii) Failure of both the Alaska Republican Party and Lisa Murkowski for U.S. Senate to correctly and accurately describe the purpose of large transfers made from

Lisa Murkowski for U.S. Senate to the Alaska Republican Party during September and October 2016 in their FEC Reports, as required by law; and

(iii) For excessive Coordinated Party Expenditures made in violation of 52 U.S.C. section 30116(d) ("Limitations, contributions, and expenditures") and 11 CFR section 109.32, by the Alaska Republican Party and Lisa Murkowski for U.S. Senate; and

(iv) For such other violations of federal election laws and regulations as become evident from the following facts and the Commission's investigation.

Factual Basis for Complaint:

1. Based on review of the FEC website, the maximum amount of Coordinated Party Expenditures that the Alaska Republican Party Committee may lawfully make in support of Lisa Murkowski for U.S. Senate during 2016 is \$96,100.

http://www.fec.gov/info/charts_cpe_2016.shtml.

2. Based on my understanding of federal law, the Alaska Republican Party may make a direct or an in-kind contribution in support of Lisa Murkowski for U.S. Senate not more than \$5,000. 11 CFR section 110.3(b).

3. a. Based on review of Lisa Murkowski for U.S. Senate's October 15 Quarterly FEC report filed on October 14, 2016,

<http://docquery.fec.gov/pdf/616/201610170200419616/201610170200419616.pdf>,

Lisa Murkowski for U.S. Senate made contributions of what the Alaska Republican Party dishonestly characterized as "Surplus Campaign Funds" in the amount of \$282,167.95 so that the Alaska Republican Party could have funds available for Coordinated Party Expenditures to benefit her campaign for the U.S. Senate. (The Lisa Murkowski for U.S. Senate Pre-General FEC report is not available as of this date.)

b. In my experience, "surplus campaign funds" are not transferred by federal candidate campaign committees to state party committees until after a campaign is over, when it is known that these are truly surplus campaign funds. As the campaign in Alaska is extremely competitive, this description of the transferred funds is factually incorrect and dishonest.

c. Moreover, inconsistently with the filings of the Alaska Republican Party, and erroneously, Lisa Murkowski for U.S. Senate FEC reports classified these disbursements only as "Other," declining to specify their real purpose.

d. Further, multiple Alaska Republican Party State Central Committee members have told the Miller campaign that the party simply didn't have the funds for federal election activity in the US Senate race without the Murkowski transfers.

4. The Alaska Republican Party has expended large amounts of money, estimated and believed to be well in excess of \$150,000 for all-Republican voter mailings on behalf of U.S. Senate Candidate Lisa Murkowski that were printed and entered into the U.S. Postal Service for mailing between September 1 and November 1, 2016, tens of thousands of which have been received by voters across the State. This amount associated with printing and mailing these mailers well exceeds both the limit on Coordinated Party Expenditures, and the maximum in-kind contribution that may be made. I have personal knowledge of the receipt of large numbers of these mailers, and on information and belief, based on my experience in Alaska politics and campaigns, assess the amount involved in printing and entering into the U.S. Postal Service these.

For a summary of the mailings that I have personal knowledge of, see the following exhibits:

- (A) Alaska Republican Party absentee ballot application [includes promotion of US Senator Lisa Murkowski]
- (B) Alaska Republican Party mailer attacking Joe Miller [US Senate race]
- (C) Alaska Republican Party mailer attacking Joe Miller [US Senate race]
- (D) Alaska Republican Party mailer attacking Joe Miller [US Senate race]
- (E) Alaska Republican Party mailer attacking Joe Miller [US Senate race]

5. Based on examination of these reports, none of these Coordinated Party Expenditures made by the Alaska Republican Party in support of the Candidacy of Lisa Murkowski for U.S. Senate were reported as Coordinated Party Expenditures by the Alaska Republican Party on line 25, page 4 of its reports for either:
October 15 quarterly

<http://docquery.fec.gov/pdf/824/201610279034636824/201610279034636824.pdf>,

or

Pre-general

<http://docquery.fec.gov/pdf/824/201610279034636824/201610279034636824.pdf>.

6. The Federal Election Campaign Act and Federal Election regulations require that expenditures must be reported at the time the payment for services was made, or when a contract for such an expenditure is entered. The U.S. Postal Service does not accept credit, and mailings could not have been entered without contemporaneous payment of postage. These requirements were not met for the mailings entered by the Alaska Republican Party.

7. I believe the above stated facts describe multiple violations of federal election law and regulations. I ask for a full investigation of this complaint.

Sincerely,



Part of Office of the General Counsel
Federal Election Commission

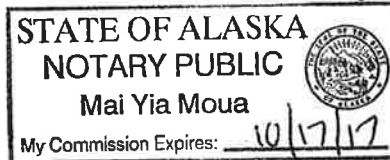
Steve Harrison
TITLE

[Handwritten Signature]
Chairman of Veterans Party

Signed and sworn to before me in my District:

[Handwritten Signature]

Notary Public



Date: Nov. 3, 2016

My Commission Expires 10/17/17

Exhibit A


ALASKA REPUBLICAN PARTY 
PO BOX 201049 * ANCHORAGE, ALASKA 99520

NON PROFIT ORG
U.S. POSTAGE
PAID
A L A S K A
REPUBLICANS INC

Make Your Voice Heard!

Exercise your voting rights without going to the polls on November 8th. Don't let a busy day or unexpected events silence your voice in the 2016 General Election. The Division of Election must receive your application prior to October 29th. Order your ballot today. When you receive your ballot, vote and mail it back.

Absentee Voter Application for:


22139***56*****SCH 5-DIGIT 99664
CHRISTOPHER D KURKA

PALMER, AK 99645-9450

Election 2016: Your Vote Matters Now More Than Ever!

Your Republican Team:

- Trump / Pence**
President & Vice President
- Lisa Murkowski**
United States Senate
- Don Young**
United States Congress
- George Rauscher**
Alaska House

Order your General Election absentee ballot today!

Elect **Republican** candidates to unlock our energy resources, unburden small businesses to create jobs, strengthen our military, and defend Alaskans' constitutional rights. Your vote is critical to select the Republican for President, U.S. Senate, U.S. Congress, State Senate and State House.

Request your ballot today on your attached partially completed application. You must complete items 7, 8, 9 and 12, sign, fold, seal, affix postage and mail your application. The Division of Elections will mail your ballot to the address you indicate in item 13.

Vote Republican for Alaska's future - Join us in growing opportunity and increasing freedom for all Alaskans.

ALASKA REPUBLICAN PARTY 
VIGILANT * DEDICATED * VICTORIOUS

Check us out at www.alrepublic.org

To complete your application, please follow these simple steps:

- 1** You must verify your identity by providing either your **Social Security Number or the last 4 digits of your SSN, your driver's license number, or State ID card number** in Block 7 and your date of birth in Block 8.
- 2** You must provide a party affiliation in Block 9.
- 3** Provide an address where you want your ballot mailed in Block 12. If you do not provide a ballot mailing address, your ballot will be sent to your permanent mailing address.
- 4** **Sign and date the application in Block 14** – then detach the completed form, fold, tape closed, affix first class postage, and drop it in the mail. The Division of Elections must receive your application by October 29th for your ballot to be sent.


Your name, Alaska residence address, mailing address and sex, exactly as they appear on state voter records, have been filled in for you.

Additional instructions are available at: www.elections.alaska.gov/doc/forms/C06.pdf

fold on this line

tape shut, do not staple

ANCHORAGE AK 99503-2838
 2525 GAMBELL ST STE 105
 DIVISION OF ELECTIONS ABSENTEE & PETITION OFFICE




Return Address

State of Alaska Absentee Ballot Application

See instructions for application deadlines- APPLY EARLY

1. Send ballot(s) for: <input type="checkbox"/> All Elections in Calendar Year <input type="checkbox"/> Primary (August) <input checked="" type="checkbox"/> General (November) <input type="checkbox"/> REAA (October) <input type="checkbox"/> Special Election To request an absentee ballot for city/borough elections, you must apply directly to your city/borough clerk's office.													
2. You MUST complete this section: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No I am a citizen of the United States. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No I am at least 18 years old or will be within 90 days of completing this application. If you checked NO to either question, do not complete this form as you are not eligible to register to vote.													
3. Last Name: KURKA		First Name: CHRISTOPHER											
		Middle Initial: D	Suffix (Sr., Jr., Etc.):										
4. Former Name (if your name has changed):		*Voter Number (if known):											
5. Alaska Residence Address Where You Claim Residency - You MUST provide an Alaska residence address. Do not use PO, PSC, HC or RR: <table style="width: 100%; border: none;"> <tr> <td style="border: none;">House #</td> <td style="border: none;">Street Name</td> <td style="border: none;">Apt #</td> <td style="border: none;">City</td> <td style="border: none;">State</td> </tr> <tr> <td style="border: none;"></td> <td style="border: none;">PALMER</td> <td style="border: none;"></td> <td style="border: none;">ALASKA</td> <td style="border: none;"></td> </tr> </table>				House #	Street Name	Apt #	City	State		PALMER		ALASKA	
House #	Street Name	Apt #	City	State									
	PALMER		ALASKA										
<input type="checkbox"/> Keep my residence address confidential. Your mailing address in number 6 must be DIFFERENT from your residence address in number 5 to be confidential.													
6. Permanent Mailing Address: If your permanent mailing address is the same as your residence address, write "same as above". <u>PALMER, AK 99645-9450</u>													
7. *Identifiers - You MUST provide at least ONE: SSN or Last 4 of SSN: _____ / _____ / _____ Alaska Driver's License or State ID Number: _____ <input type="checkbox"/> I have not been issued a SSN or AK driver's license or State ID.													
8. *Date of Birth - You MUST provide: _____ / _____ / _____ <small style="margin-left: 100px;">Month Day Year</small>			Gender: <input type="checkbox"/> Male <input type="checkbox"/> Female										
9. Political Affiliation - For political affiliation choices in Alaska, see instruction Box 9 for additional information. Write political affiliation: <u>Republican</u>													
10. Will you be traveling, working or living outside the United States or in a remote area of Alaska with limited mail service? - <input type="checkbox"/> Check this box to have your ballot sent beginning 45 days prior to a primary, general or statewide special election (not available for REAA elections).													
11. Military and Overseas Voter ONLY - Check One: <input type="checkbox"/> I am a member of the Uniformed Services, Merchant Marine, or commissioned corps on active duty or an eligible spouse or dependent. <input type="checkbox"/> I am a U.S. Citizen temporarily residing outside the U.S. or other U.S. citizen residing outside the U.S. Military and Overseas voters ONLY, how do you want your ballot sent? Select one below: <input type="checkbox"/> Mail - Provide ballot mailing address in #13 <input type="checkbox"/> Online Delivery - Provide email address in #14 <input type="checkbox"/> Fax - Provide fax number in #14													
12. Ballot Mailing Address - Ballots will not be forwarded by the USPS. Provide an address where you want your ballot mailed. If you do not provide a ballot mailing address, your ballot will be sent to your permanent mailing address listed above.													
13. Contact Information - Include all state and international prefixes: Daytime Phone: _____ Evening Phone: _____ Email Address: _____ Fax Number: _____													
14. Voter Certificate. Read and sign: I swear or affirm, under penalty of perjury, that: The information on this form is true, accurate, and complete to the best of my knowledge and I am eligible to vote in the requested jurisdiction, I am not requesting a ballot from any other state, and I am not voting in any other manner in this (these) election(s). I further certify that I am an Alaska resident and that I have not been convicted of a felony, or having been so convicted, have been unconditionally discharged from incarceration, probation and/or parole. I am not registered to vote in another state or I have taken the necessary steps to cancel that registration. WARNING: If you provide false information on this application you can be convicted of a felony and/or misdemeanor. (AS 15.56.040; AS 15.56.050)													
*Signature _____		Date _____											
Your signature must be a handwritten signature. A typed or digital signature is not valid.													
Registrar / Agency / Official - Check ID and complete: Name or Agency: _____ Voter # or SSN _____													

ALASKA REPUBLICAN PARTY
VIGILANT * DEDICATED * VICTORIOUS



Dear Fellow Alaskan,

Your vote really matters! To paraphrase Shakespeare, for want of a nail the shoe was lost, for want of a shoe the horse was lost, for want of a horse the battle was lost...

You and I are the nail, our state is the shoe and our candidate is the horse! We must not lose the electoral battle of 2016!

We could lose our Supreme Court, our once proud military, our free economy, our individual rights to free speech, religion and the individual right to keep and bear arms. It all hangs in the balance!

Every single vote, like every single nail in the horseshoe, is vital.

Alaska law allows you to vote absentee for any reason. Just fill out and mail the application. Your ballot will be sent directly to you. When you get your ballot, vote right away and mail it back. Vote absentee by mail. Convenient. Certain. Critical.

Your vote is your only opportunity to say, once and for all: NeverHillary!

Thank you, and God bless you.

Tuckerman
Tuckerman Babcock
Chairman, Alaska Republican Party

907-394-4910



Donald Trump
United States President



Lisa Murkowski
United States Senate



Don Young
United States Congress

Paid for by the Alaska Republican Party

Alaska Republican Inc.
P.O. Box 201049
Anchorage, AK 99520-1049

MUR71900009
Exhibit B

000014 0006763 EGRL0T**C004
THE MCCLURE HOUSEHOLD OR CURRENT RESIDENT
ANCHORAGE, AK 99515-3631

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Anchorage, AK



MURKO-022

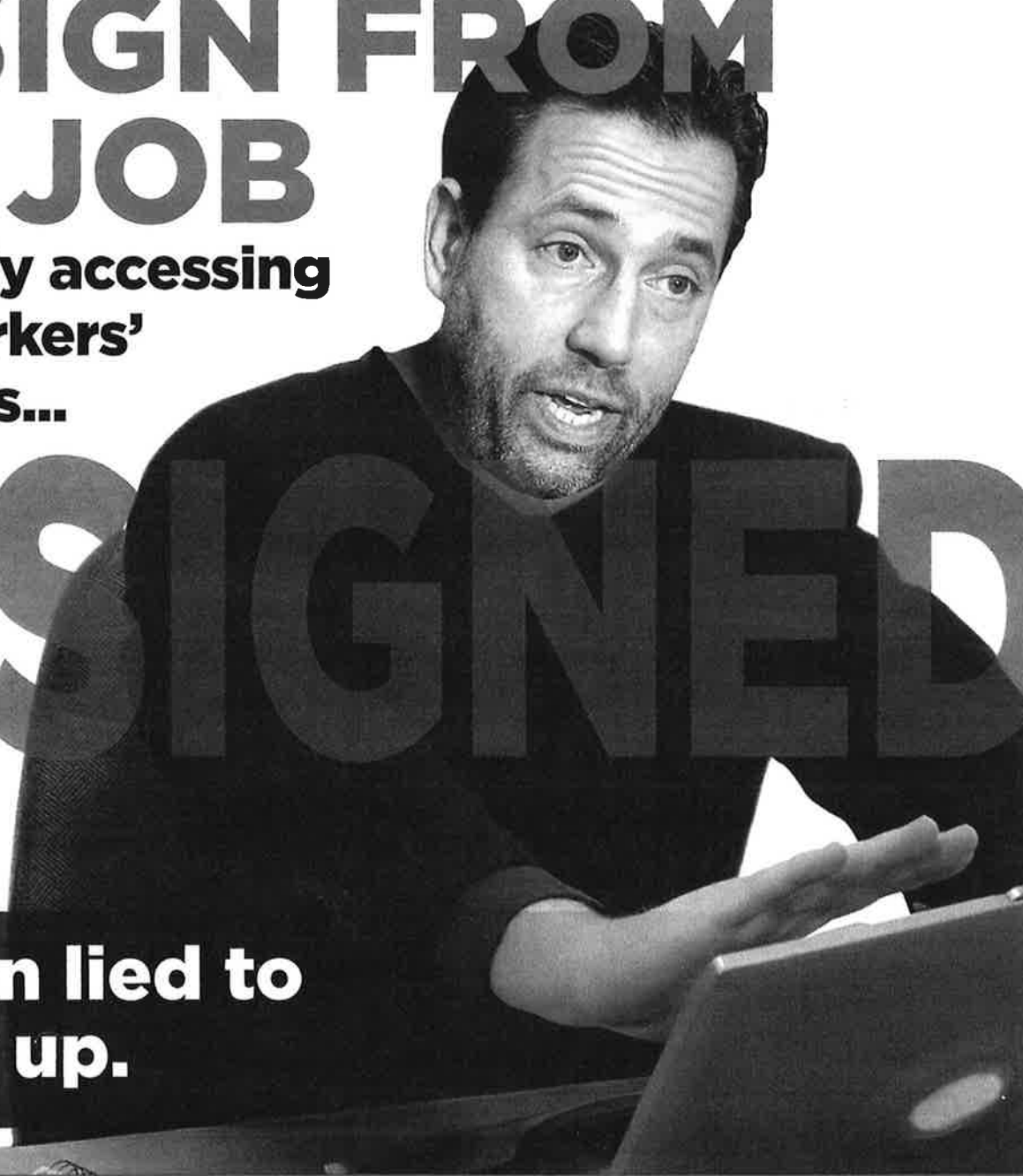
Joe Miller was **FORCED TO RESIGN FROM HIS JOB**

**for illegally accessing
his co-workers'
computers...**

RESIGNED

**and then lied to
cover it up.**

VOTE AGAINST JOE MILLER FOR U.S. SENATE.



Joe Miller accessed his coworkers' computers, without their permission, in an attempt to cheat on a vote to advance his political career.

If Alaska could not trust Joe Miller to share an office...

HOW CAN WE TRUST HIM TO DO WHAT'S RIGHT FOR ALASKA IN THE US SENATE?

Sent: Miller [diakonos@alaska.net]
 Monday, 3/17/2008 10:09 AM
 To: Sallie Stuvek
 Subject: [REDACTED]

As we discussed Friday, here is my written statement concerning what happened last week. In short, I fully admit the allegations of the NOI and concur with Jill's recollection of events:

Over the lunch hour this past Wednesday, I got on three computers (not belonging to me) in the office. All of them were on and none of them were locked. I accessed my personal website, for political purposes (participated in a poll), and then cleared the cache on each computer. I did the same thing on my computer. Jill asked the office what happened. I lied about accessing all of the computers. I then admitted about accessing the computers, but lied about what I was doing. Finally, I admitted what I did.

I did not clear the cache to cause harm to anyone and was not aware of the impact that would cause to my fellow employees. I now understand that clearing the cache also cleared out passwords and id's for various websites that people were using and was very hurtful (as was the simple fact that I was on their computers). As I told you on Wednesday, I acknowledge that my access to others' computers was wrong, participating in the poll was wrong, lying was wrong, and there is absolutely no excuse for any of it.

I accept whatever punishment you feel is appropriate.

Joe

*Actual email from Joe Miller to his supervisor, 3/17/2008

VOTE AGAINST JOE MILLER FOR U.S. SENATE.

From: Miller (dlakonos@acsalaska.net)
Sent: Monday, March 17, 2008 8:09 AM
To: Rene Broker
Cc: Saille Stuvek
Subject: NOI

*Actual email from Joe Miller to his supervisor, 3/17/2008

Rene,

As we discussed Friday, here is my written statement concerning what happened last week. In short, I fully admit the allegations of the NOI and concur with Jill's recollection of events:

Over the lunch hour this past Wednesday, I got on three computers (belonging to me) in the office. All of them were on and not locked. I accessed my personal website, for political purposes (participated in a poll), and then cleared the cache. I also did the same thing on my computer. Jill asked me what happened. I lied about accessing all of the computers, but I admitted what I did.

I did not clear the cache to minimize the impact that would come from that clearing the cache on the websites that people use. The fact that I was not forthcoming in acknowledging my participation in the access is

I lied about accessing all of the computers. I then admitted about accessing the computers, but lied about what I was doing.

Joe Miller's coworkers in Fairbanks couldn't trust him—**he was forced to resign for illegally accessing their computers while they were out.**

Then, **he lied to try to cover it up.**

Why in the world would we trust him in the Senate?

On November 8th,
Vote Against Joe Miller for U.S. Senate.

Exhibit C



MUR71900012

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Alaska Republican Inc.
P.O. Box 201049
Anchorage, AK 99520-1049

000014 0006763 ECRL0T**C004

THE MCCLURE HOUSEHOLD OR CURRENT RESIDENT
ANCHORAGE, AK 99515-3631



MARKD-002

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Anchorage, AK

JOE MILLER

**WAS FORCED TO RESIGN FOR
ILLEGALLY ACCESSING HIS
COWORKERS' COMPUTERS.**

"Records: Joe Miller lied about
accessing others' computers"

- *Fairbanks Daily News-Miner*

"Stress, lies and politics tainted Joe
Miller's borough job, records show"

- *Alaska Dispatch News*

"Joe Miller Admits He
Violated Ethics Policy"

- *CBS News*

IT'S SIMPLE:

Alaska can't trust Joe Miller.



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Alaska Republican Inc.
P.O. Box 201049
Anchorage, AK 99520-1049

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Permit #106
Anchorage, AK

000014 0006763 ECRL0T**C004

THE MCCLURE HOUSEHOLD OR CURRENT RESIDENT

ANCHORAGE, AK 99515-3631



024

Joe Miller and Hillary Clinton have A LOT in common...

- ✘ Joe Miller **ILLEGALLY DELETED 15,000 E-MAILS** after he was forced to resign as a government attorney in Alaska.¹
- ✘ Hillary Clinton **ILLEGALLY DELETED 33,000 E-MAILS** after she was subpoenaed during the Benghazi investigation.²

Exhibit D

AND NEITHER CAN EXPLAIN away their illegal activity...

ALASKA Dispatch News

December 2, 2010

“At issue are some **15,000 e-mails** that vanished from Miller’s borough e-mail account...”

“...told Miller in a letter that **destruction of e-mail records is a felony...**”

“More than a year later, [Miller’s supervisor] is still waiting to hear from Miller about how the e-mails managed to get deleted.”



ALASKA DESERVES LEADERS WE CAN TRUST. The truth is, that’s just not Joe Miller.

Joe Miller for Senate?

DELETE

Hillary Clinton for President?

Paid for by the Alaska Republican Party

MUR719000015

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U.S. Postage
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Permit #106
Anchorage, AK

Alaska Republican Inc.
P.O. Box 201049
Anchorage, AK 99520-1049

000014 0006763 ECRLOT**C004

THE MOORE HOUSEHOLD OR CURRENT RESIDENT
ANCHORAGE, AK 99515-3631



025



**Joe Miller
illegally deleted
15,000 e-mails, and
now he's running
for the Senate.**



**Hillary Clinton
illegally deleted
33,000 e-mails, and
now she's running
for President.**

Exhibit E

1. FBI.gov; https://vault.fbi.gov/hillary-r-clinton
2. Alaska Dispatch News 12/2/10

**Deleting e-mails is not
a LOL-ing matter.
But Joe Miller thinks
he's above the law.**

ALASKA Dispatch News

December 2, 2010

“At issue are some **15,000 e-mails that vanished**
from Miller’s borough e-mail account...”

“...told Miller in a letter that **destruction of
e-mail records is a felony...**”

“More than a year later, [Miller’s supervisor] is
still waiting to hear from Miller about how
the e-mails managed to get deleted.”

DELETE

On November 8th, **DELETE Joe Miller for U.S. Senate.**