



FEDERAL ELECTION COMMISSION  
Washington, DC 20002

AUG 19 2019

**VIA FIRST CLASS MAIL**

Senator Rand Paul  
P.O. Box 72928  
Newport, KY 41072

RE: MUR 7191  
Senator Rand Paul

Dear Senator Paul:

On May 17, 2019, you were notified that the Federal Election Commission found reason to believe that you violated 52 U.S.C. § 30116(f), a provision of the Federal Election Campaign Act of 1971, as amended (the "Act").

Pursuant to its investigation of this matter, the Commission has issued the attached subpoena and order requiring you to provide information which will assist the Commission in carrying out its statutory duty of supervising compliance with the Act. It is required that you submit all answers to questions under oath within 30 days of your receipt of this subpoena and order.

Please do not hesitate to contact me with any questions at (202) 694-1568 or by email at [cedwards@fec.gov](mailto:cedwards@fec.gov).

Sincerely,

A handwritten signature in blue ink, appearing to read "Chris Edwards".

Christopher Edwards  
Attorney

Enclosures  
Subpoena and Order

**BEFORE THE FEDERAL ELECTION COMMISSION**

In the Matter of

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MUR 7191

**SUBPOENA TO PRODUCE DOCUMENTS**  
**ORDER TO SUBMIT WRITTEN ANSWERS**


TO: Senator Rand Paul  
P.O. Box 72928  
Newport, KY 41072

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

Such answers must be submitted under oath and must be forwarded to the Office of the General Counsel, Federal Election Commission, 1050 First Street, N.E., Washington, D.C. 20463, along with the requested documents within 30 days of your receipt of this Subpoena and Order.

WHEREFORE, the Chair of the Federal Election Commission has hereunto set her hand in Washington, D.C., on this 16<sup>th</sup> day of August 2019.

On behalf of the Commission,

  
Ellen L. Weintraub  
Chair

ATTEST:



Laura E. Sinram  
Acting Secretary and Clerk of the Commission

Attachments  
Instructions and Definitions  
Questions and Document Requests

### INSTRUCTIONS

1. In answering these written questions and requests for production of documents, furnish all documents and other information, however obtained, including hearsay, that are in your possession, known by or otherwise available to you, including documents and information appearing in your records.
2. Each answer is to be given separately and independently, and unless specifically stated in the particular discovery request, no answer shall be given solely by reference either to another answer or to an exhibit attached to your response.
3. The response to each question propounded herein shall set forth separately the identification of each person capable of furnishing testimony concerning the response given, denoting separately those individuals who provided informational, documentary or other input, and those who assisted in drafting the written response.
4. If you cannot answer the following questions in full after exercising due diligence to secure the full information to do so, answer to the extent possible and indicate your inability to answer the remainder, stating whatever information or knowledge you have concerning the unanswered portion and detailing what you did in attempting to secure the unknown information.
5. Should you claim a privilege with respect to any documents, communications, or other items about which information is requested by the following questions and requests for production of documents, describe such items in sufficient detail to provide justification for the claim. Each claim of privilege must specify in detail all the grounds on which it rests.
6. Mark each page with identification and consecutive document control numbers (*i.e.*, Bates numbers). Provide a master list showing the name of each person from whom responsive documents are submitted and the corresponding consecutive document control numbers used to identify that person's documents.
7. Unless otherwise specified, these requests shall refer to the time period from January 2013 through February 2016.
8. The following questions and requests for production of documents are continuing in nature so as to require you to file supplementary responses or amendments during the course of this investigation if you obtain further or different information prior to or during the pendency of this matter. Include in any supplemental answers the date upon which, and the manner in which, such further or different information came to your attention.
9. All responses must be submitted under oath or affirmation under penalty of perjury, including any response that you have no responsive documents.

### DEFINITIONS

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

1. "Committee" or "Freedom for All Americans" shall mean Freedom for All Americans (f/k/a Rand Paul for President, Inc.) and Paul Kilgore in his official capacity as treasurer, including all officers, employees, agents, and other individuals who act for or on behalf of Freedom for All Americans (f/k/a Rand Paul for President, Inc.).
2. "Leadership PAC" or "RAND PAC" shall mean Reinventing a New Direction Political Action Committee and Kevin Broghamer in his official capacity as treasurer, including all officers, employees, agents, and other individuals who act for or on behalf of the Reinventing a New Direction Political Action Committee.
3. "You" shall mean Senator Rand Paul, and any employees, agents, and other individuals acting on your behalf in any capacity.
4. "Person" shall be deemed to include both singular and plural, and shall mean any natural person, partnership, committee, association, corporation, or any other type of organization, group or entity.
5. "Document" shall mean the original and all non-identical copies, including drafts, of all papers and records of every type in your possession, custody, or control, or known by you to exist. The term "document" includes, but is not limited to, books, letters, electronic mail, social media postings, messages sent via Twitter, instant messages, text messages, contracts, notes, diaries, log books, log sheets, records of telephone communications, transcripts, vouchers, accounting statements, ledgers, checks, money orders or other commercial paper, financial records, calendar entries, appointment records, pamphlets, circulars, leaflets, reports, memoranda, correspondence, surveys, tabulations, audio and video recordings, drawings, photographs, graphs, charts, diagrams, lists, computer print-outs, and all other writings and other data compilations from which information can be obtained. If the document request calls for a document that is maintained on or in a magnetic, optical, or electronic medium (for example, but not limited to, computer hard drive, USB drive, or CD-ROM), provide both "hard" (*i.e.*, paper) and "soft" (*i.e.*, in the magnetic or electronic medium) copies, including drafts, and identify the name (*e.g.*, Microsoft Word for Windows, WordPerfect) and version numbers of the software by which the document(s) will be most easily retrieved.
6. "Identify" with respect to a document shall mean state the nature or type of document (*e.g.*, letter, memorandum), the date, if any, appearing thereon, the date on which the document was prepared, the title of the document, the general subject matter of the document, the location of the document, and the number of pages comprising the document.
7. "Identify" with respect to a person shall mean state the full name, the most recent business and residential addresses and the corresponding telephone numbers, e-mail

MUR 7191 (Sen. Rand Paul)  
Order and Subpoena  
Page 4 of 6

addresses, the present occupation or position of such person, the occupation or position of such person during the relevant time period, and the nature of the connection or association that person has to any party in this proceeding. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.

8. “And” as well as “or” shall be construed disjunctively or conjunctively as necessary to bring within the scope of these interrogatories and requests for production of documents any documents and materials that may otherwise be construed to be out of their scope.
9. “Communication” shall be deemed to include both singular and plural, and to include written, oral, telephonic and electronic communications.

### **QUESTIONS AND DOCUMENT REQUESTS**

1. State the official position or positions you held at RAND PAC. Describe the duties for each position.
2. Identify any unofficial or informal roles that you also served at RAND PAC, and describe such roles.
3. Produce all contracts and agreements you signed on behalf of RAND PAC.
4. Produce all documents that reflect your actions and decisions undertaken on behalf of RAND PAC.
5. State whether you had any decision-making authority in connection with any of RAND PAC's activities. If so, describe such authority.
6. List all employees, consultants, or vendors of RAND PAC who reported to you, including their official positions, duties, and responsibilities.
7. Provide the following information regarding all offices of RAND PAC located in the United States (excluding those in Kentucky and Washington, D.C.), including the office located in Austin, Texas, that were operational at any time between January 1, 2013, and April 8, 2015.
  - a. Describe your involvement in establishing each office.
  - b. Describe your involvement in making decisions regarding the hiring, supervision, delegation of work to, or termination of employees, consultants, or vendors that worked for each office.
  - c. Produce all documents reflecting your communications with employees, consultants, or vendors that worked for each office.
  - d. Describe your involvement in making decisions regarding administrative expenses for each office, including items such as rent, utilities, office supplies, and equipment.
  - e. Produce all documents that relate to your response to Question 7(d).
  - f. Identify each instance where you visited each office as well as the purpose for the visit, and for each visit:
    - i. Identify the employees, consultants, or vendors with whom you communicated.
    - ii. Produce any documents reflecting the purpose or activities undertaken in connection with each visit.

MUR 7191 (Sen. Rand Paul)  
Order and Subpoena  
Page 6 of 6

8. State whether you had any communications with a person or persons regarding any polling commissioned by RAND PAC.
  - a. If the answer to Question 8 is yes, identify each person with whom you had such communications and describe those communications.
  - b. Produce all documents reflecting communications identified in response to Question 8(a).
9. Identify all vendors who to your knowledge or belief received payment from RAND PAC for polling and/or survey research services. With respect to each instance that RAND PAC commissioned polling and/or survey research services:
  - a. Describe your involvement in making the decision (including your involvement in any discussions, requests that you made, or suggestions that you made) to commission the polling or survey research.
  - b. State whether you were provided with the results of any polling or survey research.
  - c. Produce documents related to such polling or survey research given to you, and identify who provided them to you.
  - d. Describe any oral description or presentation of the results of the polling or survey research that were given to you, and identify who provided this information to you.
10. Provide the name, contact information, and title of the person(s) providing information responsive to these questions.