



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

SEP 12 2019

UPS AND EMAIL
DELIVERY CONFIRMATION REQUESTED

Ms. Lindsey Workman

Jackson, OH 45640

RE: MUR 7321, 7335, 7359, and 7473
Keep El Paso Honest

Dear Ms. Workman:

On June 14, 2019, you were notified that the Federal Election Commission (the "Commission") found reason to believe Keep El Paso Honest and you, as treasurer, violated 52 U.S.C. § 30104(a), (b), and (g), and 11 C.F.R. §§ 104.4 and 109.10(d), provisions of the Federal Election Campaign Act of 1971, as amended (the "Act"), and Commission regulations by failing to file reports of receipts, disbursements, and independent expenditures.

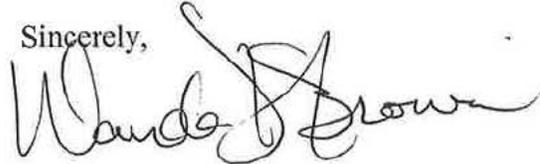
Pursuant to its investigation of this matter, the Commission has issued the attached Subpoena to Produce Documents and Order to Submit Written Answers requiring you to provide information which will assist the Commission in carrying out its statutory duty of supervising compliance with the Act on Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, *U.S. Code*.

Lindsey Workman
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You may consult with an attorney and have an attorney assist you in the preparation of your responses to this Subpoena and Order. It is required that you submit all documents and answers to questions under oath within 30 days of your receipt of this Subpoena and Order.

If you have any questions, please contact me at (202) 694-1650.

Sincerely,

A handwritten signature in cursive script that reads "Wanda D. Brown". The signature is written in black ink and is positioned to the right of the word "Sincerely,".

Wanda D. Brown
Attorney

Enclosure
Subpoena to Produce Documents and
Order to Submit Written Answers

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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MURs 7321, 7335, 7359, and 7473

SUBPOENA TO PRODUCE DOCUMENTS
ORDER TO SUBMIT WRITTEN ANSWERS

TO: Lindsey Workman, Treasurer
Keep El Paso Honest

Jackson, OH 45640

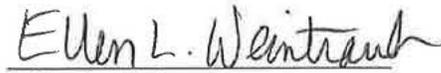
Jackson, Oh 45640

Pursuant to 52 U.S.C. § 30107(a)(1) and (3), and in furtherance of its investigation in the above-captioned matters, 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.

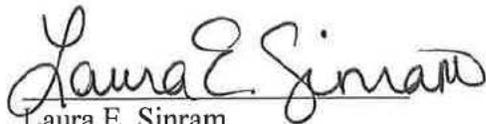
WHEREFORE, the Chair of the Federal Election Commission has hereunto set her hand in Washington, D.C., on this 11th day of Sept. 2019.

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 beginning January 1, 2017, through the present.
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. "You" shall mean you, Lindsey Workman and Keep El Paso Honest, including all officers, employees, agents, and other individuals who act for or on behalf of Keep El Paso Honest.
2. "Keep El Paso Honest" or "the Committee" shall mean Keep El Paso Honest and any employees, agents, and other individuals acting for or on behalf of Keep El Paso Honest.
3. "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.
4. "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.
5. "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.
6. "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 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.

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7. "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.
8. "Communication" shall be deemed to include both singular and plural, and to include written, oral, telephonic and electronic communications.

QUESTIONS AND DOCUMENT REQUESTS

1. Describe the creation, organization, and operation of the independent expenditure-only committee, Keep El Paso Honest (the "Committee"), that registered with the Federal Election Commission (the "Commission") on November 11, 2017.
 - a. Identify each individual involved in the creation of the Committee. Describe how the Committee was formed, and each individual's role in creating the Committee.
 - b. Identify each individual that was or is involved in the operations of the Committee. Describe each individual's role in the operation of the Committee.
 - c. Describe your role in the creation, organization, and operation of the Committee.
 - d. Submit all documents related to the Committee's creation, organization, and operation.
2. Regarding all funds raised on behalf of the Committee.
 - a. Describe the Committee's fundraising efforts and identify all individuals who participated in these efforts.
 - b. Identify all of the Committee's receipts since its inception. As to each such receipt, state the date of receipt, the donor who contributed, lent, or otherwise provided funds to the Committee, and the date the Committee deposited the receipt.
 - c. Identify any person who received funds on behalf of the Committee and describe the process for accepting receipts and contributions.
 - d. Describe your own role in raising funds for the Committee.
 - e. Submit all documents and records related to any and all funds raised on behalf of the Committee and to all funds utilized by the Committee.
3. Describe all expenditures made by the Committee.
 - a. Identify each individual who participated in determining how Committee funds were raised or spent, and describe how those individuals made those determinations.
 - b. Describe the process by which the Committee paid its expenses, and identify all individuals that had access to Committee funds.
 - c. Describe all disbursements made by the Committee, including the date the disbursement was made, the recipient of the funds, and the purpose of the disbursement.

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- d. Describe your own role in spending Committee funds.
 - e. Submit all documents and records relating to any and all disbursements made by the Committee.
4. Name all banks and other accounts used by the Committee for the receipt and deposit of Committee funds and the disbursement of Committee funds.
 - a. Identify the individual or individuals who opened each such account. Provide the date that the account or accounts were opened.
 - b. Identify all individuals named as signatories on any Committee account, and any other individual that had access to Committee funds.
 - c. Provide monthly statements of these accounts for the relevant period—from the Committee's inception to the present date.
 - d. Describe your own access to the accounts at issue.
 - e. Provide all documents and records related to the Committee's accounts, deposits, withdrawals, and disbursements.
5. For all television advertisements funded by the Committee, provide the following information:
 - a. Describe the development of the advertisements. Identify all individuals involved in creating and distributing the television advertisements.
 - b. Identify all vendors employed by the Committee or any other individual to create and distribute television advertisements on behalf of the Committee.
 - c. Identify and describe all television advertisements funded by or on behalf of the Committee and provide video footage of all television advertisements created, funded, and distributed by the Committee.
 - d. Describe your role in the creation and distribution of television advertisements funded by the Committee.
 - e. Submit any and all documents related to the funding, creation, and distribution of television advertisements, including but not limited to vendor contracts, scripts, broadcast schedules, and invoices.

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6. For all other advertisements or communications, including, but not limited to, billboards, fliers, and YouTube videos, provide the following information:
 - a. Describe the development of the advertisements or communications. Identify all individuals involved in creating and distributing the advertisements or communications.
 - b. Identify all vendors used to create and distribute these advertisements or communications.
 - c. Describe the advertisements or communications and provide copies or footage of all advertisements or communications created, funded, and distributed by the Committee.
 - d. Describe your own role in the creation and distribution of any and all other advertisements or communications funded by the Committee.
 - e. Submit any and all documents related to the creation and distribution of these advertisements funded by the Committee, including but not limited to vendor contracts, mockups, and invoices.
7. To the extent not provided in response to any other requests, provide documents and communications that relate to the Committee's receipts and disbursements, as well as the creation and operation of Keep El Paso Honest.
8. Provide the name, contact information, and title of the person(s) providing information responsive to these questions.