

OFFICE OF
GENERAL COUNSEL

2010 JUN 18 AM 11:44

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Jonathan Jenkins;)
Jenkins for Senate;)
Chris Ehlinger; in his)
official capacity as Treasurer;)
Indie Party, Inc.)

MUR 7413

COMPLAINT

Pursuant to 52 U.S.C. § 30109(a)(1), the undersigned submits this complaint to the Federal Election Commission (“FEC” or “the Commission”) against Jonathan Jenkins, Jenkins for Senate, Chris Ehlinger in his official capacity as Treasurer, and Indie Party, Inc. (collectively, “Respondents”) for various violations of the Federal Election Campaign Act of 1971, as amended (“the Act”) and Commission regulations. The Commission should immediately investigate these claims and take all available remedial actions against Respondents for the violations described herein.

I. BACKGROUND

Prior to announcing his candidacy for U.S. Senate, Jonathan Jenkins founded the for-profit corporation Indie Party, Inc. Since its formation, the corporation has worked exclusively to promote Jenkins’s candidacy and has violated the Act by: (i) providing in-kind contributions to Jenkins for Senate, both in the form of corporate resources and assets; (ii) illegally coordinating with Jenkins for Senate in its signature-gathering requirements for its ballot access efforts; and (iii) for failure to file with the Commission as a political committee. Jenkins for Senate, the authorized committee of Jonathan Jenkins, has violated the Act by receiving those corporate contributions from Indie Party, Inc. and for its illegal use of crypto-currency. Finally, Jonathan Jenkins is personally in violation of the Act by establishing and financing the Indie Party, Inc. to aid in his electoral efforts as a federal candidate.

II. LEGAL ANALYSIS

A. Receipt of Corporate Contributions

Jenkins for Senate is utilizing a wide variety of corporate resources provided by Indie Party, Inc. in its operations. These resources appear to have been given or transferred to Jenkins for Senate by Indie Party, Inc. without any payment, resulting in illegal corporate contributions.

The Act and Commission regulations prohibit the receipt of corporate contributions, including in-kind contributions. Pursuant to the Act, federal candidate campaign committees may not accept contributions from the general treasury funds of incorporated organizations including corporations and trade associations.¹ The Act and Commission regulations define a contribution

¹ 52 U.S.C § 30118.

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broadly to include traditional cash gifts but also anything of value given to the candidate's campaign committee to influence the outcome of a federal election.²

Commission regulations include goods and services offered free or below market cost within the spectrum of things of value provided to influence an election, and therefore the value of these goods and services become in-kind contributions when received by authorized committees.³ When the provision of goods or services includes expenditures made by an entity in consultation, cooperation, or at the request of the candidate campaign committee then this coordination will also trigger an in-kind contribution from the entity to the candidate committee.⁴ In-kind contributions are subject to the same limits and prohibitions as traditional contributions, therefore, any provision of goods or services by an entity or coordination between a corporation and a campaign committee resulting in an expenditure on behalf of the committee will create in an impermissible in-kind contribution to the candidate committee.

Jenkins for Senate has accepted prohibited corporate contributions from Indie Party, Inc. in the form of in-kind contributions. The most obvious source of in-kind contributions is evidenced by the remarkable similarity between the website for Jenkins for Senate and Indie Party, Inc.⁵ As seen, the websites are branded identically and very likely created by the same company. Beyond the website, Indie Party, Inc. has also provided an in-kind contribution to the campaign by the latter's use of the former's logo, which appears consistently on Jenkins for Senate materials.⁶ Further, as the photograph of the bus shows, it includes not only the logo, but also additional branding of Indie Party, Inc. Considering the high production value of Indie Party, Inc. materials, it seems difficult to claim that their branding and intellectual property are not things of value.⁷ Finally, it also appears that Jenkins for Senate received an in-kind contribution from Indie Party, Inc. in the form of the bus itself. A March 14, 2018 article in the Austin Business Journal featured the Indie Party, Inc. bus.⁸ A few months later, Jenkins posted two photographs on Instagram of the Jenkins for Senate bus.⁹ As the photos show, the busses are nearly identical except for the swapping of indieparty.com to jenkinsfortexas.com on the passenger side of the bus. The likelihood that the corporation provided the bus to the campaign seems highly likely.

In addition to the contributions of corporate logos and assets, the obvious coordination of the efforts in collecting signatures by Indie Party, Inc. and Jenkins for Senate to obtain ballot access for Jenkins constitutes another prohibited corporate contribution. Jenkins for Senate's largest challenge is securing a position on the November ballot by submitting 47,183 petitions by June 21, 2018. To do this, signature gatherers are working in Texas to secure the requisite signatures. Jenkins himself was collecting petitions the day after his announcement.¹⁰ The day

² 52 U.S.C § 30118(b)(2); 11 CFR 100.52(a); 11 CFR 100.54.

³ 11 CFR 100.52.

⁴ 11 CFR 109.20.

⁵ See <https://indieparty.com>; <https://jenkinsfortexas.com>.

⁶ See <https://jenkinsfortexas.com>; <https://www.instagram.com/p/BiP4nC6FiB2/?taken-by=jenkinsfortexas>.

⁷ FEC MUR 6331 (Committee to Elect Shirley Gibson for Congress).

⁸ <https://www.bizjournals.com/austin/news/2018/03/14/whats-a-sxsw-activation-and-why-are-companies.html>.

⁹ See <https://www.instagram.com/p/BiPLY8pli-m/?taken-by=jenkinsfortexas>;

<https://www.instagram.com/p/BiP4nC6FiB2/?taken-by=jenkinsfortexas>.

¹⁰ <https://twitter.com/JenkinsForTexas/status/991788015369576449>.

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before, petition collectors affiliated with the “Indie Party” were collecting signatures for him.¹¹ Indie Party, Inc. was also running advertisements for petition circulators in March and April.¹² This demonstrates that Indie Party, Inc. appears to be paying for a significant portion of the signature collection efforts to benefit Jenkins for Senate.

The evidence that these efforts are coordinated are shown by Jenkins’s own statements. Soon after he began his candidacy Jenkins announced that he had collected 10,000 signatures.¹³ Shortly after that, Jenkins announced that he was halfway to the number of needed petitions.¹⁴ For Jenkins to have this knowledge while the Indie Party, Inc. is employing paid circulators to collect signatures on his behalf – and the fact that the circulators are branded with Indie Party, Inc. shirts – suggest that Jenkins for Senate and Indie Party, Inc. are coordinating their efforts for Jenkins to garner ballot access.

Therefore, there is reason to believe that Jenkins for Senate has received—and Indie Party, Inc. has made—illegal corporate contributions. These have been in the form of corporate assets such as intellectual property and a bus as well as coordinating the expensive effort to collect signatures for Jenkins for Senate’s ballot access requirements.

B. Violation of the Federal Candidate Soft-Money Ban

Jonathan Jenkins established and financed Indie Party, Inc. immediately before his declaration of candidacy for U.S. Senate, and the evidence suggests he still controls and maintains the organization. Because Indie Party, Inc. is now exclusively acting to promote his candidacy, Jenkins is in violation of the Act’s ban on federal candidates establishing, financing, maintaining, and controlling an organization that spends funds in connection with a federal election when the funds are outside the Act’s limits and prohibitions.

The Act and Commission regulations expressly limit a federal candidate’s ability to establish, finance, maintain, and control organizations that raise and spend funds in connection with a federal election. The Act specifically prohibits any candidate for federal office or their agent from utilizing any entity to solicit, receive, direct, or otherwise spend funds that are not subject to the limitations and prohibitions of the Act. For purposes of the Act, the entity’s form and whether the entity is directly or indirectly associated with the federal candidate do not matter as long as the entity is otherwise established, financed, maintained, or controlled by the candidate.¹⁵ To determine whether an entity is established, financed, or controlled by a federal candidate the Commission will look to the factors it has identified by regulation in the context of the overall relationship between the candidate and the entity. These factors include whether the federal candidate has ultimate authority over decision-making of an entity, the presence of over-

¹¹ <https://twitter.com/JenkinsForTexas/status/991421126843817989> (note the “Indie Party” shirt being worn by the circulator.)

¹² See https://purpleplacement.com/20151017_veteran_jobs_database/?job=campaign-canvasser; <https://www.inoconn.com/job/12486941/campaign-canvasser/>.

¹³ <https://www.instagram.com/p/BipbZEdloHo/?taken-by=jenkinsfortexas>.

¹⁴ <https://twitter.com/JenkinsForTexas/status/997321585869680640>.

¹⁵ 52 U.S.C § 30125(e)(1).

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lapping membership, and whether the entity provides consistent and significant support to the federal candidate.¹⁶

In Advisory Opinion 2011-12 (Majority PAC and House Majority PAC), the Commission clarified its interpretation of the restrictions enumerated in the Act by explaining that even where an entity might otherwise be permitted to raise or spend funds outside the limits and prohibitions of the act, the federal candidate may not participate in any activity of that entity that would cause the federal candidate to be associated with the raising and spending of funds that the federal candidate would not be able to receive or distribute directly.¹⁷ The Commission further extended this doctrine to include all activity of an entity that might otherwise be permitted to receive and spend unrestricted funds, where that entity is controlled by a federal candidate.¹⁸ This restriction is applied regardless of the form of the entity soliciting or distributing funds.

It would be an understatement to say that Mr. Jenkins is closely connected to the Indie Party, Inc. To begin with, it was in March 2018 that Mr. Jenkins announced the creation of this entity.¹⁹ He made it clear in this press release that he was the sole individual to establish Indie Party, Inc.:

The Indie Party was created by Jonathan Jenkins, a former tech company entrepreneur who applied his knowledge of blockchain technology, cryptocurrency and mobile retail spaces to politics. Indie Party, Inc.'s financial, physical and digital tools are specially designed for use by candidates and organizations who want to engage the six in ten Americans who are ready for a new political party.

Since it was established by Mr. Jenkins, Indie Party, Inc. has existed solely to promote and finance his candidacy. There is no evidence that it has undertaken any activities besides (i) the signature gathering efforts for Mr. Jenkins and (ii) establishing the "Indie Party" as a brand that Jenkins for Senate is connecting itself to in order to garner legitimacy. Both of these are electoral in nature and undertaken solely for the furtherance of the Jenkins campaign.

The interconnectedness of the Indie Party, Inc. and Mr. Jenkins is further evidenced by the former's corporate filings. Indie Party, Inc. is a for-profit corporation organized under the laws of the States of Texas and Delaware. It has also filed a "Notice of Exempt Offering of Securities" with the Securities and Exchange Commission using the company's Delaware registration.²⁰ The filing notes that Indie Party, Inc. has raised over \$6 million from four investors and it plans on paying Mr. Jenkins, the only name listed under Item 3 of Form D, \$600,000 for his work with the company. It also lists him as the Executive Officer and Director.

¹⁶ See generally 11 CFR 300.2(c); see also Advisory Opinion 2006-4 (Tancredo for Congress Committee, Inc.).

¹⁷ Advisory Opinion 2011-12 (Majority PAC and House Majority PAC); see 52 U.S.C § 30125(e)(1); see also 11 CFR 300.64(a).

¹⁸ See generally Advisory Opinion 2011-21 (Constitutional Conservatives Fund PAC).

¹⁹ <https://www.prnewswire.com/news-releases/new-political-movement-launches-to-offer-alternative-solution-for-american-voters-300615313.html> (strangely the release for the announcement included a disclaimer at the bottom noting that it was paid for by the Super Indie PAC.)

²⁰ https://www.sec.gov/Archives/edgar/data/1734327/000173432718000001/xslFormDX01/primary_doc.xml.

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Therefore, it is clear that Mr. Jenkins has violated the Act's ban on candidates establishing, financing, maintaining, and controlling an organization that raises and spends money for electoral purposes outside the Act's limits. Indie Party, Inc. was established and at least partially financed by Mr. Jenkins, and it is currently maintained and controlled by him. Because Indie Party, Inc. activities are strictly electoral in nature, Mr. Jenkins is in clear violation of the Act's candidate soft-money ban.

C. Failure to File as a Political Committee

Indie Party, Inc. is a group of individuals that has raised more than \$1,000 in contributions and made more than \$1,000 in expenditures in 2018. That, coupled with the fact that its major purpose is the election of federal candidates, makes it a political committee under the Act and case law. Therefore, by failing to file as a political committee Indie Party, Inc. is in violation of the Act.

The Act defines "political committee" as any group of persons receiving contributions or making expenditures for the purpose of influencing federal elections in excess of \$1,000 during a calendar year.²¹ The Supreme Court has interpreted this definition to apply only to those groups under the control of a candidate or having as their major purpose the nomination or election of a candidate.²² Subsequent courts and the Commission have interpreted the Court's opinion as requiring review of the group's organizing documents and activity, including whether the group spends the majority of its resources on directly supporting or opposing candidates, to determine whether the nomination or election of a candidate is the sole and exclusive major purpose of the group.²³ Any group meeting this statutory definition must register with the Commission within 10 days of crossing the \$1,000 threshold.²⁴ Prior to making any further expenditures, the political committee must designate a bank account and a treasurer.²⁵

As described above, Indie Party, Inc. exists solely to promote and finance the candidacy of Jonathan Jenkins. Mr. Jenkins stated that the purpose of the organization was to provide "financial, physical and digital tools . . . designed for use by candidates and organizations who want to engage the six in ten Americans who are ready for a new political party."²⁶ Its only activities to date have been in creating a website to help promote candidates—thus far only Mr. Jenkins—and its efforts in signature gathering for Mr. Jenkins. The costs of those efforts certainly exceed \$1,000, and its major purpose is clearly the election of a federal candidate, specifically Mr. Jenkins. Therefore, Indie Party, Inc. is an unregistered political committee. Thus, there is reason to believe that Indie Party, Inc. has violated the Act by failing to register with the Commission and report all of its receipts and disbursements.²⁷

²¹ See 52 U.S.C. 30101(4)(a).

²² *Buckley v. Valeo*, 424 U.S. 1, 79-80 (1976).

²³ *North Carolina Right to Life, Inc. v. Leake*, 525 F.3d 274,289 (4th Cir. 2008).

²⁴ See 11 CFR 102.1(d).

²⁵ See 11 CFR 103.2; see also 11 CFR 102.7(a).

²⁶ <https://www.prnewswire.com/news-releases/new-political-movement-launches-to-offer-alternative-solution-for-american-voters-300615313.html>.

²⁷ See e.g. FEC MUR 6317 (Utah Defenders of Constitutional Integrity).

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D. Illegal Use of Crypto-Currency

Jenkins for Senate is utilizing a crypto-currency termed “Indie Tokens” that are being used as an alternative to traditional monetary contributions. Because these “Indie Tokens” are not deposited into a bank account, they violate the Act and Commission regulations.

The Act and Commission regulations require that political committees deposit all contributions and make all disbursements from a bank account. In Advisory Opinion 2014-02 (Make Your Laws PAC, Inc.), the Commission concluded that the receipt of crypto-currency by a political committee would create a contribution to the committee as long as the crypto-currency is given for the purpose of influencing an election because the crypto-currency falls within the regulatory definition of money or anything of value.²⁸ Where crypto-currency is received by a political committee as a contribution, the Commission has required the committee to follow the Commission’s general regulations requiring all contributions to be deposited into a bank account.²⁹

In AO 2014-02 the Commission considered the applicability of the regulatory deposit requirement to crypto-currency and concluded that while crypto-currency contributions may be maintained in a “digital wallet” akin to a bank account, expenditures cannot be made from those crypto-currency funds unless made from funds stored in a traditional bank depository. This requirement effectively creates the obligation for any federal candidate campaign committee holding crypto-currency to first convert that currency to traditional state-backed currency prior to disbursement of the funds.³⁰

By utilizing so-called “Indie Tokens,” Jenkins for Senate is violating the Act’s requirement that funds be held and spent from a bank account. According to the Jenkins for Senate website, donations of these tokens are held in a Stellar blockchain where the donor can then direct those funds be used on specific campaign activities.³¹ This process therefore contravenes the Act and Commission regulations.

III. CONCLUSION

There is reason to believe that Respondents have violated various provision of the Act and Commission regulations. The Commission should investigate these violations immediately and use all available remedial actions to stop Respondents from any further violations and seek proper conciliation for the violations that have already occurred.

The foregoing is correct and accurate to the best of my knowledge, information and belief.

²⁸ Advisory Opinion 2014-02 (Make Your Laws PAC, Inc.); *see* 11 CFR 100.52.

²⁹ *Id.*; *see* 11 CFR 103.3.

³⁰ *Id.* at 7.

³¹ *See* <https://jenkinsfortexas.com/donations>.

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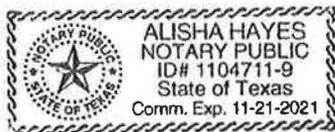
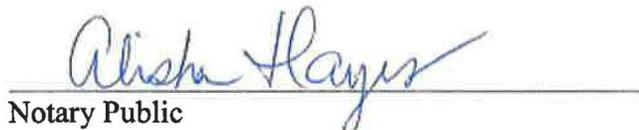
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Respectfully submitted,



Paul Simpson, County Chair
Harris County Republican Party

Sworn and subscribed to me this 11th day of June 2018.

Notary Public

My Commission Expires: 11-21-2021

EXHIBIT A

FEC FORM 2

STATEMENT OF CANDIDACY

RECEIVED
SECRETARY OF THE SENATE
PUBLIC RECORDS

2018 MAY 2 AM 11:50

1. (a) Name of Candidate (in full) Jonathan Jenkins			2. FEC Candidate Identification Number	
(b) Address (number and street) 505 John Vernon Lane		<input type="checkbox"/> Check if address changed		
(c) City, State, and ZIP Code Eules, Texas 76040		3. Is This Statement <input checked="" type="checkbox"/> New (N) OR <input type="checkbox"/> Amended (A)		
4. Party Affiliation Independent	5. Office Sought Senate	6. State & District of Candidate Texas		

DESIGNATION OF PRINCIPAL CAMPAIGN COMMITTEE

7. I hereby designate the following named political committee as my Principal Campaign Committee for the 2018 election(s).
(year of election)

NOTE: This designation should be filed with the appropriate office listed in the instructions.

(a) Name of Committee (in full) Jonathan Jenkins For Senate Committee
(b) Address (number and street) 505 John Vernon Lane
(c) City, State, and ZIP Code Eules, Texas 76040

DESIGNATION OF OTHER AUTHORIZED COMMITTEES

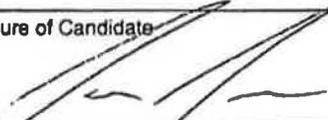
(Including Joint Fundraising Representatives)

8. I hereby authorize the following named committee, which is NOT my principal campaign committee, to receive and expend funds on behalf of my candidacy.

NOTE: This designation should be filed with the principal campaign committee.

(a) Name of Committee (in full)
(b) Address (number and street)
(c) City, State, and ZIP Code

I certify that I have examined this Statement and to the best of my knowledge and belief it is true, correct and complete.

Signature of Candidate 	Date 04/26/2018
---	---------------------------

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to penalties of 52 U.S.C. §30109.

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201805020200555550



1007



20013

U.S. POSTAGE
PAID
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76039
APR 28, 18
AMOUNT

\$24.70

R2305K139256-16

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UNITED STATES POSTAL SERVICE®

PRIORITY MAIL EXPRESS™

WRITE FIRMLY WITH BALL POINT PEN ON HARD SURFACE TO MAKE ALL COPIES LEGIBLE.

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FROM: (PLEASE PRINT) PHONE ()

Jean Jenkins
505 Jo Jean L

PAYMENT BY ACCOUNT (if applicable)

DELIVERY OPTIONS (Customer Use Only)

SIGNATURE REQUIRED Note: The mailer must check the "Signature Required" box if the mailer: 1) Requires the addressee's signature; OR 2) Purchases additional insurance; OR 3) Purchases COD service; OR 4) Purchases Return Receipt service. If the box is not checked, the Postal Service will leave the item in the addressee's mail receptacle or other secure location without attempting to obtain the addressee's signature on delivery.
Delivery Options
 No Saturday Delivery (delivered next business day)
 Sunday/Holiday Delivery Required (additional fee, where available)
 10:30 AM Delivery Required (additional fee, where available)
*Refer to USPS.com® or local Post Office™ for availability.

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Sec of the Senate
Washington DC

ZIP (U.S. ADDRESSES ONLY)

2003578

For pickup or USPS Tracking™, visit USPS.com or call 800-222-1811.
\$100.00 Insurance Included.

ORIGIN (POSTAL SERVICE USE ONLY)

1-Day 2-Day Military DPO

PO ZIP Code 76039	Scheduled Delivery Date (MM/DD/YY) 4/28/18	Postage \$ 24.70
Date Accepted (MM/DD/YY) 4/28/18	Scheduled Delivery Time <input type="checkbox"/> 10:30 AM <input checked="" type="checkbox"/> 3:00 PM <input type="checkbox"/> 12 NOON	Insurance Fee \$
Time Accepted 11:17 AM	10:30 AM Delivery Fee \$	Return Receipt Fee \$
Special Handling/Fragile \$	Sunday/Holiday Premium Fee \$	Live Animal Transportation Fee \$
Weight Flat Rate	Acceptance Base Fee \$	Total Postage & Fees \$ 24.70

DELIVERY (POSTAL SERVICE USE ONLY)

Delivery Attempt (MM/DD/YY) 5-1	Time 9:40 AM	Employee Signature [Signature]
Delivery Attempt (MM/DD/YY)	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature

LABEL 11-B, OCTOBER 2016 PSN 7590-02-000-9995 3-ADDRESSEE COPY

INTERNATIONAL
DECLARATION
IS REQUIRED.



OD: 12.5 x 9.5



000006

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UNITED STATES

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DANA K. MACCALLUM
SUPERINTENDENT

HART SENATE OFFICE BUILDING
SUITE 232

United States Senate

OFFICE OF THE SECRETARY

WASHINGTON, DC 20510-7116

PHONE(202) 224-0932

OFFICE OF PUBLIC RECORDS

THE PRECEDING DOCUMENT WAS:

HAND DELIVERED _____
Date of Receipt

USPS FIRST CLASS MAIL _____
Date of Receipt Postmark

USPS REGISTERED/CERTIFIED _____

USPS PRIORITY MAIL 4/28/18
Postmark

DELIVERY CONFIRMATION OR SIGNATURE CONFIRMATION LABEL

USPS EXPRESS MAIL _____
Postmark

OVERNIGHT DELIVERY SERVICE:

	SHIPPING DATE	NEXT BUSINESS DAY DELIVERY
FEDERAL EXPRESS	_____	<input type="checkbox"/>
UPS	_____	<input type="checkbox"/>
DHL	_____	<input type="checkbox"/>
AIRBORNE EXPRESS	_____	<input type="checkbox"/>

RECEIVED FROM FEDERAL ELECTION COMMISSION _____
Date of Receipt

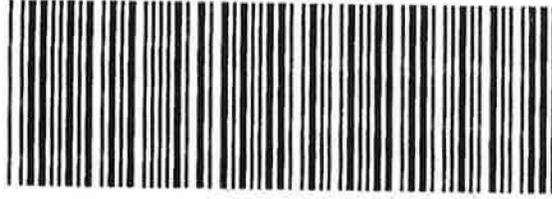
POSTMARK ILLEGIBLE NO POSTMARK

FAX _____
Date of Receipt

OTHER _____
Date of Receipt or Postmark

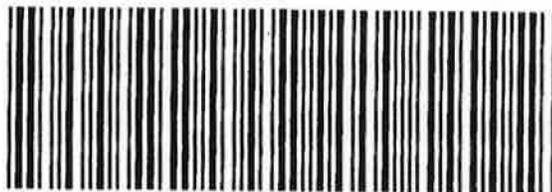
PREPARER BP DATE PREPARED 5/2/18

20180502020035331



SEN PATCH

20180502020035332



SEN PATCH

EXHIBIT B

TEXAS SECRETARY of STATE
ROLANDO B. PABLOS

[UCC](#) | [Business Organizations](#) | [Trademarks](#) | [Notary](#) | [Account](#) | [Help/Fees](#) | [Briefcase](#) | [Logout](#)

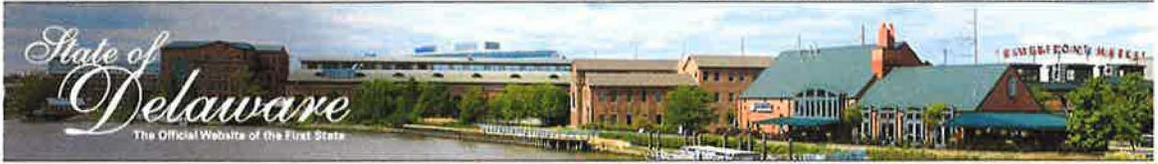
BUSINESS ORGANIZATIONS INQUIRY - VIEW ENTITY

Filing Number: 802907658 **Entity Type:** Domestic For-Profit Corporation
Original Date of Filing: January 16, 2018 **Entity Status:** In existence
Formation Date: N/A
Tax ID: 32065932785 **FEIN:**
Duration: Perpetual
Name: Indie Party, Inc.
Address: 9900 SPECTRUM DR
AUSTIN, TX 78717-4555 USA

<u>REGISTERED AGENT</u>	<u>FILING HISTORY</u>	<u>NAMES</u>	<u>MANAGEMENT</u>	<u>ASSUMED NAMES</u>	<u>ASSOCIATED ENTITIES</u>
Last Update	Name	Title	Address		
January 16, 2018	Jonathan Jenkins	Director	505 John Vernon Lane Eules, TX 76040 USA		

[Order](#) [Return to Search](#)

EXHIBIT C



Department of State: Division of Corporations

[Allowable Characters](#)

- HOME
- About Agency
- Secretary's Letter
- Newsroom
- Frequent Questions
- Related Links
- Contact Us
- Office Location

- SERVICES
- Pay Taxes
- File UCC's
- Delaware Laws Online
- Name Reservation
- Entity Search
- Status

Entity Details

THIS IS NOT A STATEMENT OF GOOD STANDING

File Number:	6715737	Incorporation Date / Formation Date:	1/18/2018 (mm/dd/yyyy)
Entity Name:	INDIE PARTY CO.		
Entity Kind:	Corporation	Entity Type:	General
Residency:	Domestic	State:	DELAWARE

EXHIBIT D

The Securities and Exchange Commission has not necessarily reviewed the information in this filing and has not determined if it is accurate and complete.
The reader should not assume that the information is accurate and complete.

UNITED STATES SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

FORM D

Notice of Exempt Offering of Securities

OMB APPROVAL

OMB Number: 3235-0076
Estimated average burden hours per response: 4.00

1. Issuer's Identity

CIK (Filer ID Number)

0001734327

Name of Issuer

INDIE PARTY CO.

Jurisdiction of

Incorporation/Organization

DELAWARE

Year of Incorporation/Organization

Over Five Years Ago

Within Last Five Years (Specify Year) 2018

Yet to Be Formed

Previous
Names

None

Entity Type

Corporation

Limited Partnership

Limited Liability Company

General Partnership

Business Trust

Other (Specify)

2. Principal Place of Business and Contact Information

Name of Issuer

INDIE PARTY CO.

Street Address 1

505 JOHN VERNON LN.

Street Address 2

City

EULESS

State/Province/Country

TEXAS

ZIP/PostalCode

76040

Phone Number of Issuer

702-493-1571

3. Related Persons

Last Name

Jenkins

First Name

Jonathan

Middle Name

Street Address 1

505 John Vernon Ln.

Street Address 2

City

Eules

State/Province/Country

TEXAS

ZIP/PostalCode

76040

Relationship: Executive Officer Director Promoter

Clarification of Response (if Necessary):

4. Industry Group

Agriculture

Health Care

Retailing

<input type="checkbox"/>	<input type="checkbox"/> Biotechnology	<input type="checkbox"/>
<input type="checkbox"/> Banking & Financial Services	<input type="checkbox"/> Health Insurance	<input type="checkbox"/> Restaurants
<input type="checkbox"/> Commercial Banking	<input type="checkbox"/> Hospitals & Physicians	<input type="checkbox"/> Technology
<input type="checkbox"/> Insurance	<input type="checkbox"/> Pharmaceuticals	<input type="checkbox"/> Computers
<input type="checkbox"/> Investing	<input type="checkbox"/> Other Health Care	<input type="checkbox"/> Telecommunications
<input type="checkbox"/> Investment Banking	<input type="checkbox"/> Manufacturing	<input type="checkbox"/> Other Technology
<input type="checkbox"/> Pooled Investment Fund	<input type="checkbox"/> Real Estate	<input type="checkbox"/> Travel
Is the issuer registered as an investment company under the Investment Company Act of 1940?	<input type="checkbox"/> Commercial	<input type="checkbox"/> Airlines & Airports
<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Construction	<input type="checkbox"/> Lodging & Conventions
<input type="checkbox"/> Other Banking & Financial Services	<input type="checkbox"/> REITS & Finance	<input type="checkbox"/> Tourism & Travel Services
<input type="checkbox"/> Business Services	<input type="checkbox"/> Residential	<input type="checkbox"/> Other Travel
<input type="checkbox"/> Energy	<input type="checkbox"/> Other Real Estate	<input checked="" type="checkbox"/> Other
<input type="checkbox"/> Coal Mining		
<input type="checkbox"/> Electric Utilities		
<input type="checkbox"/> Energy Conservation		
<input type="checkbox"/> Environmental Services		
<input type="checkbox"/> Oil & Gas		
<input type="checkbox"/> Other Energy		

5. Issuer Size

Revenue Range	OR	Aggregate Net Asset Value Range
<input type="checkbox"/> No Revenues		<input type="checkbox"/> No Aggregate Net Asset Value
<input type="checkbox"/> \$1 - \$1,000,000		<input type="checkbox"/> \$1 - \$5,000,000
<input type="checkbox"/> \$1,000,001 - \$5,000,000		<input type="checkbox"/> \$5,000,001 - \$25,000,000
<input type="checkbox"/> \$5,000,001 - \$25,000,000		<input type="checkbox"/> \$25,000,001 - \$50,000,000
<input type="checkbox"/> \$25,000,001 - \$100,000,000		<input type="checkbox"/> \$50,000,001 - \$100,000,000
<input type="checkbox"/> Over \$100,000,000		<input type="checkbox"/> Over \$100,000,000
<input checked="" type="checkbox"/> Decline to Disclose		<input type="checkbox"/> Decline to Disclose
<input type="checkbox"/> Not Applicable		<input type="checkbox"/> Not Applicable

6. Federal Exemption(s) and Exclusion(s) Claimed (select all that apply)

<input type="checkbox"/> Rule 504(b)(1) (not (i), (ii) or (iii))	<input type="checkbox"/> Investment Company Act Section 3(c)
<input type="checkbox"/> Rule 504 (b)(1)(i)	<input type="checkbox"/> Section 3(c)(1) <input type="checkbox"/> Section 3(c)(9)
<input type="checkbox"/> Rule 504 (b)(1)(ii)	<input type="checkbox"/> Section 3(c)(2) <input type="checkbox"/> Section 3(c)(10)
<input type="checkbox"/> Rule 504 (b)(1)(iii)	<input type="checkbox"/> Section 3(c)(3) <input type="checkbox"/> Section 3(c)(11)
<input type="checkbox"/> Rule 506(b)	<input type="checkbox"/>

6/11/2018

SEC FORM D|https://www.sec.gov/Archives/edgar/data/1734327/000173432718000001/xslFormDX01/primary_doc.xml

- | | | |
|---|--|---|
| <input checked="" type="checkbox"/> Rule 506(c) | <input type="checkbox"/> Section 3(c)(4) | <input type="checkbox"/> Section 3(c)(12) |
| <input type="checkbox"/> Securities Act Section 4(a)(5) | <input type="checkbox"/> Section 3(c)(5) | <input type="checkbox"/> Section 3(c)(13) |
| | <input type="checkbox"/> Section 3(c)(6) | <input type="checkbox"/> Section 3(c)(14) |
| | <input type="checkbox"/> Section 3(c)(7) | |

7. Type of Filing

- New Notice Date of First Sale 2018-01-22 First Sale Yet to Occur
- Amendment

8. Duration of Offering

Does the Issuer intend this offering to last more than one year? Yes No

9. Type(s) of Securities Offered (select all that apply)

- | | |
|--|---|
| <input checked="" type="checkbox"/> Equity | <input type="checkbox"/> Pooled Investment Fund Interests |
| <input type="checkbox"/> Debt | <input type="checkbox"/> Tenant-in-Common Securities |
| <input type="checkbox"/> Option, Warrant or Other Right to Acquire Another Security | <input type="checkbox"/> Mineral Property Securities |
| <input type="checkbox"/> Security to be Acquired Upon Exercise of Option, Warrant or Other Right to Acquire Security | <input type="checkbox"/> Other (describe) |

10. Business Combination Transaction

Is this offering being made in connection with a business combination transaction, such as a merger, acquisition or exchange offer? Yes No

Clarification of Response (if Necessary):

11. Minimum Investment

Minimum investment accepted from any outside investor \$50 USD

12. Sales Compensation

Recipient	Recipient CRD Number <input checked="" type="checkbox"/> None	
(Associated) Broker or Dealer <input checked="" type="checkbox"/> None	(Associated) Broker or Dealer CRD Number	<input checked="" type="checkbox"/> None
Street Address 1	Street Address 2	
City	State/Province/Country	ZIP/Postal Code
State(s) of Solicitation (select all that apply) Check "All States" or check individual States	<input type="checkbox"/> All States <input type="checkbox"/> Foreign/non-US	

13. Offering and Sales Amounts

Total Offering Amount \$10,000,000 USD or Indefinite

Total Amount Sold \$6,175,000 USD

Total Remaining to be Sold \$3,825,000 USD or Indefinite

Clarification of Response (if Necessary):

14. Investors

Select if securities in the offering have been or may be sold to persons who do not qualify as accredited investors, and enter the number of such non-accredited investors who already have invested in the offering.

Regardless of whether securities in the offering have been or may be sold to persons who do not qualify as accredited investors, enter the total number of investors who already have invested in the offering:

4

15. Sales Commissions & Finder's Fees Expenses

Provide separately the amounts of sales commissions and finders fees expenses, if any. If the amount of an expenditure is not known, provide an estimate and check the box next to the amount.

Sales Commissions \$0 USD Estimate

Finders' Fees \$0 USD Estimate

Clarification of Response (if Necessary):

16. Use of Proceeds

Provide the amount of the gross proceeds of the offering that has been or is proposed to be used for payments to any of the persons required to be named as executive officers, directors or promoters in response to Item 3 above. If the amount is unknown, provide an estimate and check the box next to the amount.

\$600,000 USD Estimate

Clarification of Response (if Necessary):

On an annualized basis, less than 10% is estimated to be paid to officers, directors, or promoters.

Signature and Submission

Please verify the information you have entered and review the Terms of Submission below before signing and clicking SUBMIT below to file this notice.

Terms of Submission

In submitting this notice, each issuer named above is:

- Notifying the SEC and/or each State in which this notice is filed of the offering of securities described and undertaking to furnish them, upon written request, in the accordance with applicable law, the information furnished to offerees.*
- Irrevocably appointing each of the Secretary of the SEC and, the Securities Administrator or other legally designated officer of the State in which the issuer maintains its principal place of business and any State in which this notice is filed, as its agents for service of process, and agreeing that these persons may accept service on its behalf, of any notice, process or pleading, and further agreeing that such service may be made by registered or certified mail, in any Federal or state action, administrative proceeding, or arbitration brought against the issuer in any place subject to the jurisdiction of the United States, if the action, proceeding or arbitration (a) arises out of any activity in connection with the offering of securities that is the subject of this notice, and (b) is founded, directly or indirectly, upon the provisions of: (i) the Securities Act of 1933, the Securities Exchange Act of 1934, the Trust Indenture Act of 1939, the Investment Company Act of 1940, or the Investment Advisers Act of 1940, or any rule or regulation under any of these statutes, or (ii) the laws of the State in which the issuer maintains its principal place of business or any State in which this notice is filed.
- Certifying that, if the issuer is claiming a Regulation D exemption for the offering, the issuer is not disqualified from relying on Rule 504 or Rule 506 for one of the reasons stated in Rule 504(b)(3) or Rule 506(d).

Each Issuer identified above has read this notice, knows the contents to be true, and has duly caused this notice to be signed on its behalf by the undersigned duly authorized person.

For signature, type in the signer's name or other letters or characters adopted or authorized as the signer's signature.

Issuer	Signature	Name of Signer	Title	Date
INDIE PARTY CO.	Alexandra Roberts	Alexandra Roberts	Attorney of Record	2018-04-09

Persons who respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB number.

* This undertaking does not affect any limits Section 102(a) of the National Securities Markets Improvement Act of 1996 ("NSMIA") [Pub. L. No. 104-290, 110 Stat. 3416 (Oct. 11, 1996)] imposes on the ability of States to require information. As a result, if the securities that are the subject of this Form D are "covered securities" for purposes of NSMIA, whether in all instances or due to the nature of the offering that is the subject of this Form D, States cannot routinely require offering materials under this undertaking or otherwise and can require offering materials only to the extent NSMIA permits them to do so under NSMIA's preservation of their anti-fraud authority.

EXHIBIT E



Job

Job for Veteran

at Indie Party

Location 📍 405 Colorado StreetDate Posted 📅 March 25, 2018Category 🏷️ Political / GovernmentJob Type 👤 Full-time

Description

The Indie Party is a movement that changes how politics works. We believe all Americans should directly control the agenda through sharing their ideas, time, or money. Those resources are visible, balanced, and symbolized through the Indie Token. The Indie Token powers democracy by empowering real and immediate solutions that work. In turn, the people are finally represented – for good.

If you believe that politics is broken and that we can create a more perfect union...Welcome Home.

We are looking for excellent neighborhood canvassers who will serve as official Indie representatives to promote, market, solicit, and increase the brand awareness of Indie Party Company. The canvasser will have exceptional communication skills with a results-oriented mentality. This is a direct engagement position that requires individuals who are self-starters and personally/professionally motivated to improve the political outcomes for communities throughout an assigned region.

As a first point-of-contact, the canvasser must be able to serve with a high level of professionalism to represent the brand image, and also possess an openness to individuals from all backgrounds. The successful candidate will have the ability to learn about crypto-currency and block-chain technology (at a basic level), while utilizing technological platforms to enhance the mission and vision of the organization.

Canvasser Responsibilities Include:

- Engage in face-to-face cold calling to acquire voters and donors for the Indie Party.
- Learn the important information and history of the organization to deliver messages persuasively through door-to-door canvassing and gain donations and support.
- Learn about the Indie Token and sign up new users.
- Collect financial and demographic information of donors including cash, checks, and credit card info.
- Take extra steps to further increase potential constituent base by educating those not currently ready to donate about the value of the organization and leaving supplied creative literature on how future support can be given (or earned).
- Report all findings back to direct report daily including performance meeting daily goals, average donations, and bringing new sustaining members into the organization
- Soliciting new contacts for Indie Party donations.
- Engaging potential supporters - or new contacts - in conversations about the Indie Party.

Requirements:

- Lives within the region of assignment
- Must be at least 18 years of age; and a Permanent or Legal Resident of the U.S.
- Preferred experience with community canvassing, but not required
- Availability to work a flexible schedule
- Ability to meet a set quota each week.
- Working in a variety weather conditions.

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- Support the travel team at Indie Party events. Includes days, weekends, and some overnight travel.

APPLY ONLINE

Related Jobs

NEW VP, Influencer Marketing & Media Strategy *posted about 21 hours ago.*

NEW Digital Marketing Analytics Manager *posted 4 days ago.*

NEW Accounting Specialist *posted 7 days ago.*

eCommerce Manager *posted 8 days ago.*

Manager Leads / Opportunities *posted 10 days ago.*

Related

Canvasser
September 28, 2016
Similar post

Canvasser/Fundraiser
November 22, 2016
Similar post

Canvasser/Fundraiser
December 27, 2016
Similar post

- "1006 West Walnut Street, El Canal Winchester"
- "10237 Cutts Road, E00", "Ct"
- "10350 Theodore Green Blvc White Plains"
- "10376 Bullock Drive, E00", "George"
- "104 Route 132 N, E95", "New Hampton"
- "10400 Hillstown Rd, E05", "I"
- "10627 S 27th St, E05", "Frar"
- "10860 Olean Road, E00", "Cl"
- "10964-97Th Ave, Grande Pr."
- "1100 12Th St NE, E95", "Independence"
- "1111 Bordentown Road, E11 Morrisville"
- "11321 E. Indiana Ave, E00", "Spokane Valley"
- "11351 Clay Pike Rd, E00", "Derwent"
- "11375 Sherman Road, E00" "Frederic"
- "11622 East Corunna Road, I Lennon"
- "11655 Venture Dr PO Box 6, Whitmore Lake"
- "12201 Council Drive, E95", "Jackson"
- "1224 Hayes Boulevard, E10 Bristol"
- "1225 Gifford Road", "Elgin"
- "1230 Steuben St, E95", "Sio"
- "124 Cushman Rd, C05", "St. Catharines"
- "124 Hartwell Street, E05", "Boylston"
- "12448 Pennsylvania Ave S, I Savage"
- "1298 Industrial Way, E10", "River"
- "13 Peggy Parkway, E00", "Dunmore"
- "13 Saunders Rd, C00", "Barr"
- "1310 Luciusboro Road, E95"
- "13469 SW Hwy 18, E05", "McMinnville"
- "13505 North 216th Street, E Bennington"

EXHIBIT F

[Back](#)

Campaign Canvasser

Indie Party, Co.

Austin, TX 78701, USA

Apr 11, 2018

Full time

Other

Sales

JOB DESCRIPTION

We are looking for excellent neighborhood canvassers who will serve as official Indie representatives to promote, market, solicit, and increase the brand awareness of Indie Party Company. The canvasser will have exceptional communication skills with a results-oriented mentality. This is a direct engagement position that requires individuals who are self-starters and personally/professionally motivated to improve the political outcomes for communities throughout an assigned region. As a first point-of-contact, the canvasser must be able to serve with a high level of professionalism to represent the brand image, and also possess an openness to individuals from all backgrounds. The successful candidate will have the ability to learn about crypto-currency and block-chain technology (at a basic level), while utilizing technological platforms to enhance the mission and vision of the organization.

Canvasser Responsibilities Include:

- Engage in face-to-face cold calling to acquire voters and donors for the Indie Party.
- Learn the important information and history of the organization to deliver messages persuasively through door-to-door canvassing and gain donations and support.
- Learn about the Indie Token and sign up new users.
- Collect financial and demographic information of donors including cash, checks, and credit card info.
- Take extra steps to further increase potential constituent base by educating those not currently ready to donate about the value of the organization and leaving supplied creative literature on how future support can be given (or earned).
- Report all findings back to direct report daily including performance meeting daily goals, average donations, and bringing new sustaining members into the organization

- Soliciting new contacts for Indie Party donations.
- Engaging potential supporters - or new contacts - in conversations about the Indie Party.

Requirements:

- Lives within the region of assignment
- Must be at least 18 years of age; and a Permanent or Legal Resident of the U.S.
- Preferred experience with community canvassing, but not required
- Availability to work a flexible schedule
- Ability to meet a set quota each week.
- Working in a variety weather conditions.
- Support the travel team at Indie Party events. Includes days, weekends, and some overnight travel.

Interested candidates should send cover letter and resume to work@indieparty.com
(<mailto:work@indieparty.com>)



(<https://www.inoconn.com/company/208695/indie->

[party-co/](https://www.inoconn.com/company/208695/indie-party-co/))

About Indie Party, Co.

The Indie Party is a movement that changes how politics works. We believe all Americans should directly control the agenda through sharing their ideas, time, or money. Those resources are visible, balanced, and symbolized through the Indie Token. The Indie Token powers democracy by empowering real and immediate solutions that work. In turn, the people are finally represented – for

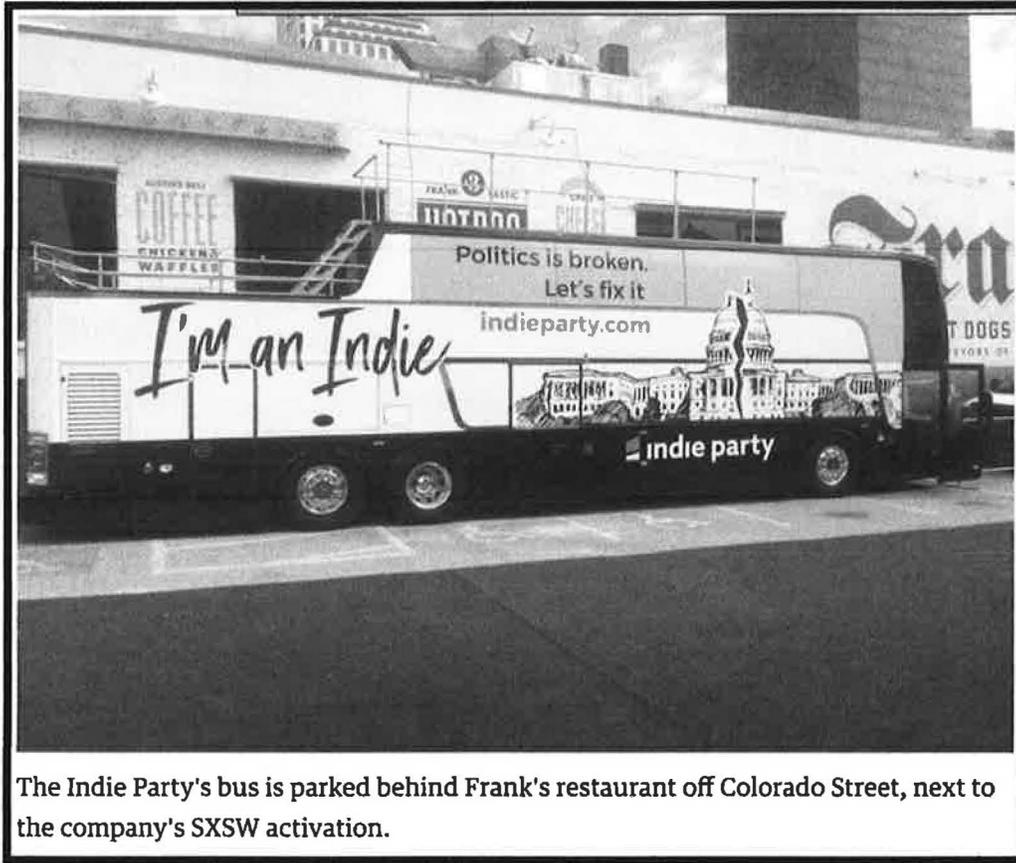
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EXHIBIT G

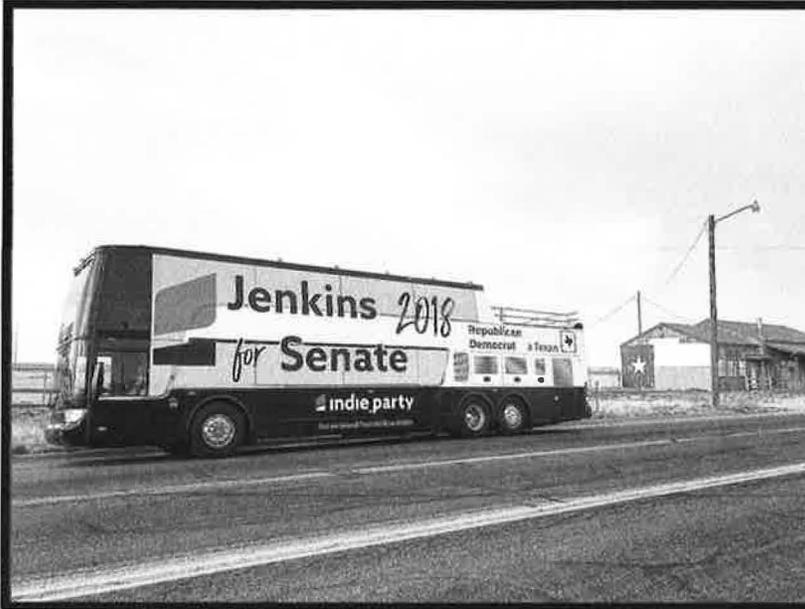
<https://www.bizjournals.com/austin/news/2018/03/14/whats-a-sxsw-activation-and-why-are-companies.html>



The Indie Party's bus is parked behind Frank's restaurant off Colorado Street, next to the company's SXSW activation.

EXHIBIT H

<https://www.instagram.com/p/BiPLY8pli-m/?taken-by=jenkinsfortexas>



jenkinsfortexas • Follow
Adrian, Texas

jenkinsfortexas Amarillo by morning! Look out Texas •• Cause here we come! Photo taken in #adriantexas First stop: Amarillo 11 am! See website for more details! #jenkinsfortexas #votejenkinsfortexas



13 likes

MAY 1

Log in to like or comment.



EXHIBIT I

<https://www.instagram.com/p/BiP4nC6FiB2/?taken-by=jenkinsfortexas>



jenkinsfortexas • Follow
Amarillo, Texas

jenkinsfortexas Did you know that in order for an #independent to get on the ballot, that he or she has to collect over 47183 signatures? Yup - welcome to #politics Help send Jonathan to the Senate to work for Texans, not a political party at www.jenkinsfortexas.com/ballot-access #jenkinsfortexas #votejenkinsfortexas #texas #texaspolitics #politics #deepintheheartoftexas #westtexas



ski_lanse, beardblueeyesandmuscles, candyjac_, larrymfwhite, aminosani, shannoneball, rebekahgrace_re, azadehdafeei, denisepezeshki and thecolorchair like this

MAY 1

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EXHIBIT J

<https://twitter.com/JenkinsForTexas/status/991788015369576449>



Jonathan Jenkins
@JenkinsForTexas

Follow

Visiting my #almamater today collecting #signatures 🗍️ GO WILDCATS! Go checkout our website for more ways to get involved in Jonathan Jenkins Senate Campaign! jenkinsfortexas.com #jenkinsfortexas #votejenkinsfortexas #acu #abilene #abilenetx #abilenechristianuniversity



5:14 PM · 2 May 2018

2 Retweets 2 Likes

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EXHIBIT K

<https://twitter.com/JenkinsForTexas/status/997321585869680640>



Jonathan Jenkins

@JenkinsForTexas

Follow



UPDATE: In only 2 weeks Team #JenkinsForTexas is already halfway to ballot access! Find out how to join us in our efforts to give all Texans a voice at jenkinsfortexas.com/ballot-access

11:42 PM - 17 May 2018

1 Retweet 1 Like

