

AFFIDAVIT OF DAVID SCHAMENS

I, David Schamens, of full age and sound mind, being duly sworn, state as follows:

1. I am the Treasurer of America Comes First PAC (the "Committee"), an independent expenditure-only Super PAC.

2. I submit this affidavit by request of the Federal Election Commission (the "Commission") as it relates to expenditures made to Sokal Media Group ("SMG") and Propel Marketing ("PM") that were reported in the Committee's 2016 October Quarterly Report.

3. On September 9, 2016, the Committee paid \$50,000 to SMG to send out communications that would otherwise have constituted an independent expenditure. SMG failed to do so, and the Committee requested its money back. As a result, SMG returned \$45,000 of the \$50,000 on September 21, 2016. That \$45,000 refund was specifically for the \$50,000 payment previously reported as a social media campaign expense. We have been informed by SMG that no communications were ever actually distributed. Therefore, the Committee believes that no independent expenditure occurred.

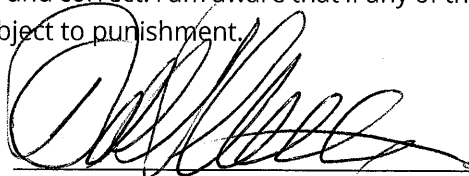
4. On September 28, 2016, the Committee paid \$18,282.80 to PM to send out communications that would otherwise have constituted an independent expenditure. PM has refused, to date, to tell the Committee whether it did so, as well as refused to provide any evidence to show that such communications were ever distributed.

5. PM was supposed to send the communications to approximately three million individuals. However, given that the purpose of the communications was for fundraising purposes, and that there were no donations ever made, the Committee does not believe that such communications were ever distributed. The Committee has previously provided the Commission with its bank records from this time period, which confirm that no such contributions were made.

6. There is no reason for the Committee to believe that the communications were ever distributed, and PM has refused to provide any evidence of same. Consequently, PM has offered to refund half of the expenditure, but the Committee has demanded that it return the \$18,282.80 payment in full. The Committee is currently discussing its legal options with counsel regarding PM's breach of contract for failing to distribute the communications given PM's insufficient offer.

7. Finally, the Commission has asked whether any payments to SMG or PM encompassed production of the three videos posted on the Committee's YouTube channel and website. The Committee can definitively state that these payments were not related to SMG or PM's payments.

I do solemnly declare and affirm under the penalties of perjury and upon personal knowledge that the contents of the foregoing affidavit are true and correct. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.



David W. Schamens

STATE OF NORTH CAROLINA)
)
COUNTY OF Forsyth)

Sworn before me this 20th day of April, 2019

Leigha M. Naylor
Notary Public

