Digitally signed by Kathryn Ross Date: 2019.05.10 14:19:35 -04'00'

Donna García Davidson ATTORNEY AND COUNSELOR AT LAW P.O. BOX 12131 AUSTIN, TEXAS 78711

Telephone: 512.775.7625 Toll Free Fax: 877.200.6001 E-mail: donna@dgdlawfirm.com Website: www.dgdlawfirm.com

May 9, 2019

Via Email: cela@fec.gov Federal Election Commission Office of Complaints Examination & Legal Administration Attn: Kathryn Ross, Paralegal 1050 First Street, NE Washington, DC 20463

Re: Phil King Campaign; MUR 7594

Dear Ms. Ross:

On behalf of my client, Phil King, we respectfully request that the above-referenced Complaint be dismissed as it does not warrant the use of Commission resources. There is no basis in fact or law for this Complaint against my client.

The Complaint alleges that my client, among many others, may have solicited, accepted, or received a contribution from a foreign national in violation of federal law. As you may know, the Texas Ethics Commission's rules also prohibit contributions from foreign nationals. As we clearly demonstrate with the enclosed exhibits, the contribution was from a political action committee (PAC) that has long been registered with the Texas Ethics Commission. There was no reason for my client to reject the contribution received based on the information we had access to concerning the contributor.

In light of the evidence presented in the exhibits, including all campaign treasurer appointments for the contributor and its predecessor, and the sworn facts, we respectfully request dismissal of the Complaint against my client.

Sincerely,

ncia Davidion

Donna García Davidson Attorney and Counselor at Law

Enclosures: Exhibits A-C

EXHIBIT A

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FEC COMPLAINT MUR 7594 PHIL KING AFFIDAVIT

State of Texas	§
County of Travis	§

BEFORE ME, the undersigned authority, personally appeared Phil King, a person known to me or identified to me by his Texas driver's license, who upon his oath stated:

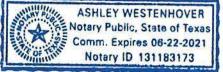
I, Phil King, hereby file this Response to the Federal Election Commission's (FEC) Complaint identified as MUR 7594. I swear, under penalty of perjury, that I have read the Response prepared by my attorney.

I swear that I have never solicited campaign contributions from someone I know to be a foreign national. I respectfully request that the FEC dismiss the Complaint as it is without merit.

Further affiant sayeth not.

PHIL KING

SWORN AND SUBSCRIBED by Phil King on this <u>8th</u> day of May, 2019, to witness which my hand and official seal of office.



Notary Public in and for the State of Texas

EXHIBIT B

	NT OF A CAMPAIGN RAL-PURPOSE CON	(영) 방법, 2013 2014 - CON 2015 TO CONTRACT (2017)	
See GTA INSTRUCTION	Guide for detailed instructions.	1 Total pages filed:	OFFICE USE ONLY
2 COMMITTEE NAME	Spectra Energy Corp Political Action	Committee	RECEIVED
3 ACRONYM	Spectra DCP PAC	s	APR 1 4 2008
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5 REPORTING TYPE		MONTHLY	PROCESSED APR 1 4 200
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2 ASSISTANT CAMPAIGN TREASURER	FIRST Ritu K. Talwar	MI LAST	SUFFIX
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Revised 9/01/2003

Texas	Ethics	Commission	P.O. Box 12070	Austin,	Texas	78711-2070	

(512) 463-5800

1-800-325-8506

GENERAL-PURPOSE COMMITTEE: CONTROLLINGENTITY INFORMATION

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ACK.LTR

TEXAS ETHICS COMMISSION

P.O. Box 12070, Capitol Station Austin, Texas 78711-2070



Commissioners

Raymond R. "Tripp" Davenport, III Wilhelmina Delco Jim Graham Paula M. Mendoza David Montagne Nicholas C. Taylor

April 14, 2008



PROCESSED APR 1 4 2008

: 00063939

- : Spectra Energy Corp Political Action Committee
- : Ritu K. Talwar
- : Appointment Of A Campaign Treasurer By A General-Purpose Committee
- : April 4, 2008
- : Regular

Tom Harrison Chair

Ross Fischer Vice Chair

David A. Reisman Executive Director

Ms. Anne N. Moore 5400 Westheimer Court Houston, Texas 77056

COMMITTEE NAME ASSISTANT TREASURER DOCUMENT TYPE RECEIVED

ETHICS COMMISSION ACCOUNT #

EFFECTIVE DATE FILING SCHEDULE

Dear Ms. Moore:

The Ethics Commission has received the document referenced above appointing you as the committee's campaign treasurer. Please use the committee's Ethics Commission account number on all correspondence and documents that you submit to the Ethics Commission.

Reporting Requirements. You must file semiannual reports with the Ethics Commission not later than January 15 and July 15 of each year. Other reports are required in connection with elections. You should review the appropriate Ethics Commission campaign finance guide for more detailed information about filing requirements.

Note: You will be required to file reports until a campaign finance report designated as a "Dissolution Report" and the "Political Committee Affidavit of Dissolution" is filed, or you submit a written notice to the Texas Ethics Commission that you are resigning as treasurer.

Late-Filing Penalties. As the committee's campaign treasurer, you are personally responsible for filing the committee's reports and for any late-filing penalties in connection with the committee's reports. The late-filing penalty for most reports is \$500. For a report due eight days before an election and for the first semiannual report required to be filed after a primary election or after a general election, the late-filing penalty is \$500 for the first day the report is late and \$100 for each day thereafter that the report is late.

Come visit our home page at http://www.ethics.state.tx.us on the Internet. (512) 463-5800 • 1-800-325-8506 • FAX (512) 463-8808 • TDD 1-800-735-2989 The Texas Ethics Commission does not discriminate on the basis of race, color, national origin, sex, religion, age or disability in employment or the provision of services

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Forms, Schedules, and Guides. Forms, filing schedules, and guides are available on the Ethics Commission website at http://www.ethics.state.tx.us on the Internet. You are responsible for obtaining forms for filing reports and you should review the following information on our website.

- Filing Schedule: www.ethics.state.tx.us/filinginfo/pacfilesch.htm Use the applicable annual filing schedule to determine when you will be required to file reports. Although the Ethics Commission may send notices to remind you of certain filing deadlines, it is your responsibility to make sure you file all required reports.
- Electronic Filing Information: www.ethics.state.tx.us/whatsnew/elf_filing_info.htm Review this information to help you determine whether you are required to file electronically. If you are required to file electronically, you must submit the enclosed Form PASS.
- 3. Political Advertising Guide: www.etbics.state.tx.us/pamphlet/G03polad.htm Review this guide to help you understand carrier laws relating to political advertising.
- 4. Campaign Finance Guide for Political Committees: www.ethics.state.tx.us/guides/pac_guide.pdf Review this guide to help you understand the restrictions and filing requirements in the campaign finance law.

Qualified Paper Filers. The forms and instructions you may need are available on the Ethics Commission website at www.ethics.state.tx.us/filinginfo/g&mpacfrm.htm on the Internet.

Please call our office at (800) 325-8506 or (512) 463-5800 if you have questions.

Sincerely,

Becky L

Director, Disclosure Filing Division

BLL/rld

Enclosure

Texas Ethics Commissi	on P.O. Box 12070 Austin, Texas 7	8711-2070 (512)4	63-5800 (TDD 1-800-735-2989
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2 COMMITTEE NAM Spectra Energy	AE Corp Political Action Committee	3 ACCOUNT # 00063939	OFFICE USE ONLY
4 COMMITTEE NAME	NEW		
5 ACRONYM	NEW		MAR 23 2 012
	Spectra-DCP PAC		Texas Ethics Commission
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Revised 09/01/2003

Texas Ethics Commissio	on P	.O. Box 12070	Austin, Texas 78711-20	70 (512) 463-5800) (TDD 1-800-735-2989)
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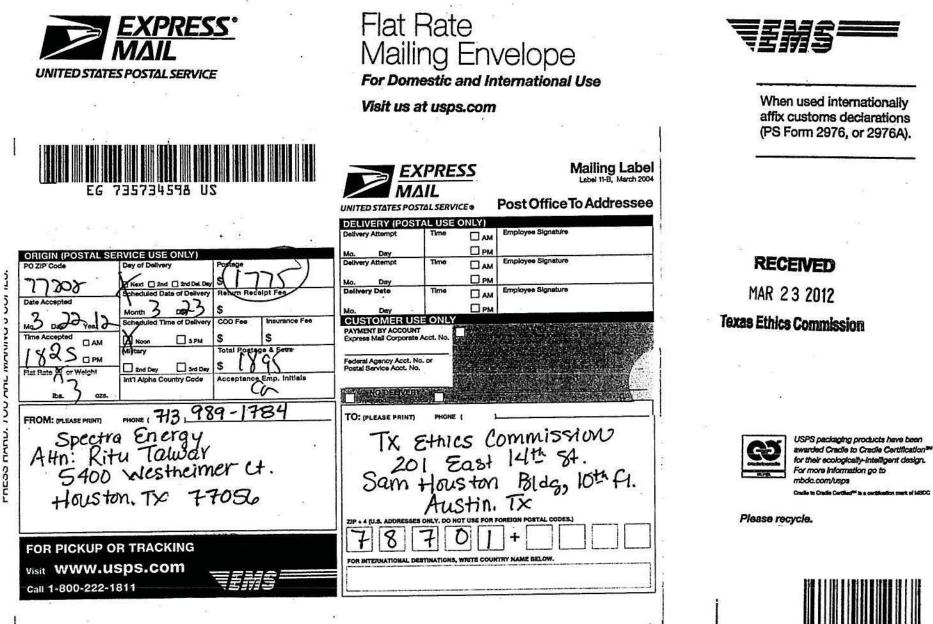
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TEXAS ETHICS COMMISSION ack Ltc

P.O. Box 12070, Capitol Station Austin, Texas 78711-2070



March 23, 2012

Tom Ramsay Chair

Jim Clancy Vice Chair

David A. Reisman **Executive Director**

Ms. Ritu Talwar 5400 Westheimer Ct. Houston, Texas 77056

COMMITTEE NAME

ASSISTANT TREASURER

DOCUMENT TYPE RECEIVED

ETHICS COMMISSION ACCOUNT # : 00063939 : Spectra Energy Corp PAC : Craig Hicks : Amendment: Appointment of a Campaign Treasurer by a **General-Purpose Committee** : March 22, 2012 : Regular

EFFECTIVE DATE **FILING SCHEDULE**

Dear Ms. Talwar:

The Ethics Commission has received the document referenced above appointing you as the committee's campaign treasurer. Please use the committee's Ethics Commission account number on all correspondence and documents that you submit to the Ethics Commission.

Reporting Requirements. You must file semiannual reports with the Ethics Commission not later than January 15 and July 15 of each year. These reports must be filed even if there was no activity during the reporting period. Other reports are required in connection with elections. You should review the appropriate Ethics Commission campaign finance guide and filing schedule for more detailed information about filing requirements.

Note: You will be required to file reports until a campaign finance report designated as a "Dissolution Report" and the "Political Committee Affidavit of Dissolution" is filed, or you submit a written notice to the Texas Ethics Commission that you are resigning as treasurer.

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Hugh C. Akin Tom Harrison Paul W. Hobby Bob Long Paula M. Mendoza Chase Untermeyer

PROCESSED MAR 2 3 2012

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Forms, Schedules, and Guides. Forms, filing schedules, and guides are available on the Ethics Commission's website at http://www.ethics.state.tx.us on the Internet. You are responsible for obtaining forms for filing reports and you should review the following information on our website:

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- 2. Electronic Filing Information: www.ethics.state.tx.us/whatsnew/elf_filing_info.htm Review this information to help you determine whether you are required to file electronically. If you are required to file electronically, you must submit the enclosed Form PASS.

If you are filing electronically, please fill out and send to us the enclosed Form PASS to obtain a new password. The previous treasurer's password is no longer valid.

- 3. Political Advertising Guide: www.ethics.state.tx.us/guides/G08polad.htm Review this guide to help you understand certain laws relating to political advertising.
- 4. Campaign Finance Guide for Political Committees: www.ethics.state.tx.us/guides/pac_guide.pdf Review this guide to help you understand the restrictions and filing requirements in the campaign finance law.

Qualified Paper Filers. The forms and instructions you may need are available on the Ethics Commission's website at www.ethics.state.tx.us/filinginfo/g&mpacfrm.htm on the Internet.

Please call our office at (512) 463-5800 if you have questions.

Sincerely,

Bechy L. Lewy

Becky L. Levy Director, Disclosure Filings Division

BLL/cmp

Enclosure



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Spectra7030 713 >> 5124638808

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TREASURER	ENT: APPOINTMENT OF A CAMPAIGN BY A GENERAL-PURPOSE COMMITTEE	FORM AGTA PG 1
Se	e AGTA Instruction Guide for detailed instructions.	1 Total pages filed: 2
COMMITTEE NAM Spectra Energy Corp	ME 3 ACCOUNT # Political Action Committee (Spectra-DCP PAC) 00063939	OFFICE USE ONLY
COMMITTEE NAME	Enbridge (U.S.) Inc. Political Action Committee	Date RORY ECEIVED
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Spectra7030 713 >> 5124638808

Legal Subsidiary Name Address Line 1 Address Line 2 ÉNBRIDGE Address Line 3 RECE 18 fax MAR 1 0 2017 foxas Ethics Commission From: To: Michelle Talwar, Enbri Kitu ----e, lne. No. of pages (including this cover): Organization: Ethics Commission 0 IX Department Date: 3-10-17 If this transmission is not received in good order, Fax 512-443-8808 --please call:

>Message here<

This facsimile and its contents are private and confidential and are intended for the exclusive use of the addressee(s). If you are not the intended recipient, copying, scanning, forwarding or other distribution of this facsimile and its contents by any means is prohibited. If you believe you have received this facsimile in error, please notify the original sender immediately (collect if necessary) at the number above and destroy the original facsimile and all attachments. Thank you.

enbridge.com

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MAR-10-2017 02:15PM

From Spectra7030

ID: Texas Ethics Comm

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exas Ethics Commissi	on P.	O. Box 12070	Austin, Texas 78711-2070	(512) 463-5800	(TDD 1-800-735-298
AMENDME CONTROLLIN			URPOSE COMMITTEE	E	FORM AGTA PG 2
7 COMMITTEE NA	ME			18	ACCOUNT#
Enbridge (U.S.) Inc. Political Action Committee (Enbridge-DCP PAC)					00063939
19 CONTROLLING ENTITY INFORMATION	☐ add ☑ delete	FULL NAME OF CON Spectra Energy Acronym			
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EXHIBIT C



Enbridge DCP PAC 5400 Westheimer Court Houston, Texas 77056

April 26, 2019

Candidate or political Committee [address] [city, state] [P.O. Box 1205] Colonial Heights, VA 23834]

Re: Complaint filed with the Federal Election Commission by Alexander Austin with respect to Enbridge-DCP PAC – MUR 7594

To whom it may concern:

As you may be aware, Alexander Austin, an individual residing in Colorado, has submitted a complaint to the Federal Election Commission (FEC) with respect to Enbridge (U.S.) Inc. Political Action Committee (Enbridge-DCP PAC) (which was formerly known as Spectra Energy Corp Political Action Committee (Spectra-DCP PAC)).

The complaint is focused on the fact that Enbridge (U.S.) Inc., which sponsors Enbridge-DCP PAC, is a subsidiary of Enbridge Inc., a Canadian company.

Enbridge Inc. is a Canadian corporation with its common shares publically traded on the Toronto and New York stock exchanges under the symbol "ENB." Enbridge Inc. is one of North America's largest energy infrastructure companies with strategic business platforms (owned and operated through its subsidiaries) that include an extensive network of crude oil, liquids and natural gas pipelines, regulated natural gas distribution utilities and renewable power generation assets. Enbridge (U.S.) Inc. is a Delaware corporation and a wholly owned subsidiary of Enbridge Inc. Enbridge (U.S.) Inc.'s principal place of business is located in Houston, Texas, and, through its subsidiaries, has approximately 3,500 employees in the U.S., who safely maintain and operate Enbridge's assets across 41 U.S. states.

Please be assured that the operations of the Enbridge-DCP PAC are in full compliance with federal law and regulations, which allow the U.S. subsidiaries of foreign companies to sponsor PACs, have such PACs solicit contributions from eligible U.S. citizens and green card holders, and have such PACs make contributions to U.S. political committees. Many U.S. subsidiaries of foreign companies sponsor PACs and engage in such activities. The law is clear in this area, and we are confident the complaint will be dismissed.

Unfortunately, the complaint identified not only the Enbridge-DCP PAC but also many of the federal and state political committees to which the Enbridge-DCP PAC made contributions to over several years. This included your committee, and the FEC was therefore obligated to notify your committee of the complaint. You likely received a letter from Jeff Jordan, the FEC's Assistant General Counsel, in recent days.

As the letter explains, at this preliminary stage the FEC is given an opportunity to determine if there is any reason to believe that a possible violation has occurred. Only if the FEC reach that conclusion would the FEC open an investigation into the matter.

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Enbridge (U.S.) Inc. will respond to the complaint on our behalf and seek to demonstrate that there is no reason for the FEC to believe that any violation has occurred. Other parties mentioned in the complaint, including your committee, are provided a chance to respond at this preliminary stage too, but a response is not required. If your committee chooses to respond, as the letter explains, your committee may request an extension of the 15-day response deadline referenced in the letter.

If you have any questions about this matter, please feel free to contact Adam Parker at 202-347-3386 or adam.parker1@enbridge.com.

Sincerely,

Adam Parker Enbridge-DCP PAC Manager