



PECCOLE PROFESSIONAL PARK
10080 WEST ALTA DRIVE, SUITE 200
LAS VEGAS, NEVADA 89145
702.385.2500
FAX 702.385.2086
HUTCHLEGAL.COM

DANIEL H. STEWART
PARTNER
DSTEWART@HUTCHLEGAL.COM

Digitally signed
by Kathryn Ross
Date: 2020.08.07
18:58:43 -04'00'

August 7, 2020

Via Electronic Mail

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

Re: MUR 7765

Ms. Dennis:

Las Vegas City Councilwoman Michele Fiore has retained this firm to represent her in the matter referred to as MUR 7765. Please direct any future correspondences to me.

The Complaint at issue references statements Councilwoman Fiore made during a public press conference on the steps of Las Vegas City Hall, and during a public interview a few days later. All members of the Las Vegas City Council take regular turns taping these interviews with Mr. Riggelman. The name of the show is Access City Council, and the portion in dispute was filmed right before the regular interview began taping. Mr. Riggelman wanted her to address the topics from the press conference. She did. Councilwoman Fiore then published a link to that interview on her private Facebook account. Both statements at the press conference and during the interview came in response to questions she was asked about her decision to resign from the position of Mayor Pro Tem for the City of Las Vegas.

Councilwoman Fiore also serves as Nevada's Republican National Committeewoman, a position she had been reelected to on June 13, 2020, a few days before the June 16, 2020 press conference.

Councilwoman Fiore voluntarily stepped down as Mayor Pro Tem because she did not believe she could continue to fill the relatively non-partisan role of that position and fulfill her duties as RNC National Committeewoman. As National Committeewoman she was required to spend a great deal of time trying to help President Trump get reelected, including partisan activity and speaking out on controversial topics. Because of that, she felt that it would be inappropriate to continue to serve as Mayor Pro Tem. Her mention of President Trump and then-current matters of local and national concern were completely within the context of explaining

Federal Elections Commission
MUR 7765
August 7, 2020
Page 2

her decision to step down as Mayor Pro Tem, and cannot be construed in any way as campaign advocacy to convince people to vote for President Trump.

Because the statements were not advocacy for the election of President Trump, there was no possible misuse of public resources. Furthermore, the statements made during the press conference were not part of any prepared statement and concerned city business. She called the press conference to announce her resignation as Mayor Pro Tem. Mayor Goodman spoke as well. Councilwoman Fiore only mentioned President Trump in response to a question, and the entire answer was but a short moment when compared to the press conference as a whole.

As for the taped interview. The members of the Las Vegas City Council all participate in these interviews with Mr. Riggleman for Access City Council. They take turns, so that they can provide information to city residents. The interview was scheduled in advance as part of the normal scheduling process. Before the regular interview began, Mr. Riggleman asked Councilwoman Fiore to speak about her past week and her resignation as Mayor Pro Tem. Again, the answer took just a few moments when compared to the whole interview (including the clip in question).

Simply put, Councilwoman Fiore used no public resources for any campaign activity. She simply answered questions regarding a matter of city business.

Attached with this letter are the Statement of Designation of Counsel, and Councilwoman Fiore's Affidavit with testimony on the facts in question. Councilwoman Fiore appreciates the opportunity to refute the allegations against her. And she is always available for further information and discussion if it would help in this investigation.

Please do not hesitate to contact me with any questions or concerns.

Sincere regards,

HUTCHISON & STEFFEN, PLLC



Daniel H. Stewart
For the Firm

Encl.
cc: client



FEDERAL ELECTION COMMISSION
1050 First Street, NE
Washington, DC 20463

STATEMENT OF DESIGNATION OF COUNSEL

Provide one form for each Respondent/Witness

EMAIL cela@fec.gov

FAX 202-219-3923

AR/MUR/RR/P-MUR# 7765

Name of Counsel: Mark Hutchison and Daniel Stewart

Firm: Hutchison & Steffen, PLLC

Address: 10080 West Alta Drive, suite 200
Las Vegas, NV 89145

Office#: 702-385-2500 Fax#: 702-385-2086

Mobile#:

E-mail: dstewart@hutchlegal.com

The above-named individual and/or firm is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

8-7-2020

Date

Mark J. Steffen

(Signature) Respondent/Agent/Treasurer

Councilwoman

Title

Michele Fiore

(Name - Please Print)

RESPONDENT:

Councilwoman Michele Fiore

(Please print Committee Name/ Company Name/Individual Named in Notification Letter)

Mailing Address:
(Please Print)

10080 West Alta Drive, suite 200

Las Vegas, NV 89145

Home#: 702-385-2500 Mobile#:

Office#: 702-385-2086 Fax#: 702-385-2086

E-mail: dstewart@hutchlegal.com

This form relates to a Federal Election Commission matter that is subject to the confidentiality provisions of 52 U.S.C. § 30109(a)(12)(A). This section prohibits making public any notification or investigation conducted by the Federal Election Commission without the express written consent of the person under investigation.

AFFIDAVIT OF COUNCILWOMAN MICHELE FIORE

2 STATE OF NEVADA)
3 COUNTY OF CLARK) ss.

4 Under penalty of perjury, I, Las Vegas City Councilwoman Michele Fiore, hereby swear that
5 the information contained in this Affidavit is true and accurate:

1. My name is Michele Fiore.
2. I am a resident of the State of Nevada.
3. I am over 18 years of age.
4. I have personal knowledge of the facts stated herein and could testify competently thereto if called to do so.
5. In the June 13, 2017 Las Vegas Municipal General Election, I was duly elected to represent Ward Six of the City of Las Vegas City Council.
6. I am not up for re-election for my seat on the City Council until the 2022 November General Election.
7. On or about July 3, 2019, I was appointed by City of Las Vegas Mayor Carolyn Goodman to serve as Mayor Pro Tem for the City. Traditionally, the Mayor Pro Tem has acted in a non-partisan capacity, and avoided partisan activity.
8. On June 13, 2020, I was re-elected to serve as Nevada's Republican National Committeewoman at the 2020 Nevada State Republican Convention.
9. Given my position as RNC National Committeewoman and the 2020 election cycle, I am required to spend a great deal of my time engaged in partisan politics and advocacy for President Trump. I also have to speak out on controversial political subjects, including heated topics that concerned City of Las Vegas residents and other voters.

1 10. Therefore, I decided to step down from the position of City of Las Vegas Mayor Pro
2 Tem. I felt that my political activity would conflict with the non-partisan nature of the
3 office.

4 11. I remained on the Las Vegas City Council, however.

5 12. To announce and discuss my stepping down as Mayor Pro Tem, I held a press
6 conference on the steps of Las Vegas City Hall on June 16, 2020 that was open to the
7 press. The Youtube video cited in the Complaint was a recording of one of the television
8 feeds of that press conference. <https://youtu.be/C1XHltUh2Ro>

9 13. The topic of the press conference was explicitly related to city business – my stepping
10 down and my commitment to issues that matter in the community. Indeed, Las Vegas
11 Mayor Carolyn Goodman spoke for much of the time as well.

12 14. In response to a specific question from the press as to whether stepping down as Mayor
13 Pro Tem was difficult, I answered no, and then proceeded to explain why. As the newly
14 re-elected RNC National Committeewoman, I did not feel it appropriate to continue
15 serving as Mayor Pro Tem. I was going to spend the next five months working to help
16 get President Trump re-elected and engaging on difficult subjects.

17 15. I never once advocated that anyone vote for President Trump or anyone else.

18 16. I did mention the then-current civil unrest going on in Las Vegas and all over the
19 country related to the Black Lives Matter movement. There had been significant
20 protests in Las Vegas, and city residents on both sides of the debate were interested in
21 knowing where I, as a Councilwoman, stood on the matter. There had even been strong,
22 public disagreement between other members of the City Council and me on these issues.

23 17. Additionally, I also noted that this civil unrest in cities like Las Vegas would make my
24 other job as RNC National Committeewoman easier.

25

1 18. It was obvious that these hot-button issues were going to raise controversy, which,
2 again, is I stepped down as Mayor Pro Tem.

3 19. I encourage anyone to watch the entire Youtube video of my press conference for
4 context. This was not a rally or event for President Trump in any way, but a public event
5 on an issue of city business. I was allowed to explain my reasons for resigning as Mayor
6 Pro Tem.

7 20. As for the second video in the complaint (the Facebook live video), my answers are
8 mostly the same as those above.

9 21. First, though, the Facebook account in question is mine. The City of Las Vegas does not
10 own or operate my Facebook account. On my Facebook page, I posted a clip of one of
11 the many official interviews I did for the city.

12 22. Each member of the Las Vegas City Council takes part in these same filmed interviews
13 on a regular basis so that we can update our constituents on city issues.

14 23. I participated in this interview two days (June 18, 2020) from the date I gave my public
15 press conference announcing that I was stepping down as Mayor Pro Tem.

16 24. The interviewer, Mr. David Riggleman, asked me specifically about the events of that
17 week. I knew that he wanted to know about the press conference and my resignation as
18 Mayor Pro Tem. These are topics directly related to city business.

19 25. I answered by giving the same response as I had at the press conference. I was stepping
20 down as Mayor Pro Tem, a non-partisan position, because I had just been re-elected as
21 RNC National Committeewoman, and I was going to spend much of the next five
22 months engaged in partisan politics on behalf of President Trump. I would also have to
23 speak out on controversial issues.

24

25

1 26. As before, I did not advocate directly or indirectly for anyone to vote for President
 2 Trump or anyone else. I believed the reasons for my resignation would matter to city
 3 residents. And I will always err on the side of transparency.

4 27. Additionally, I would note that the Complainant, Mr. Rolle, has serially harassed me
 5 ever since I was elected. There is even an effort to recall me from office right now
 6 called "Expel Michele."

7 28. This Complaint is frivolous. The full context of my comments is clear. I was not
 8 campaigning for President Trump, but explaining my own personal, official actions as a
 9 Las Vegas City Councilwoman and former Mayor Pro Tem. What's more, in both cases,
 10 I made my disputed comments when answering specific questions.

11 29. Both the press conference and the taped interview had nothing to do with any advocacy
 12 for President Trump, and they would have gone on almost identically had I never even
 13 mentioned President Trump's name when responding to questions. These were not
 14 campaign events, but public, transparent activities concerning city business.

15 30. I am happy to answer any other questions you or anyone else may have.

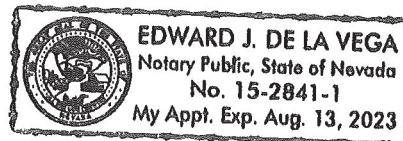
16 Further Affiant sayeth naught.

17 DATED: This 7 day of August, 2020.

18 
 Councilwoman Michele Fiore

19 **SUBSCRIBED and SWORN/AFFIRMED before**
 20 **me this 7 day of August, 2020, by**

21 
 22 **NOTARY PUBLIC**



Marianne Rombola

From: Marianne Rombola
Sent: Monday, August 17, 2020 12:39 PM
To: Bryan Scott
Cc: Drew Dondero; Michele Fiore; Chance Bonaventura
Subject: (cbonaventura@LasVegasNevada.GOV)
 Complaint on Dan Rolle

Good Day Mr. Scott,

I am letting you know for several weeks now a man named Dan Rolle has been showing up to Councilwoman Fiore events harassing our whole team(I am aware you know who he is). It appears to me each time I see Dan Rolle he is becoming more agitated and aggressive. This past weekend was a bit much at our “Splash Back To School” kids event. Dan Rolle attended CW Fiore event getting in my face with his cell phone, less than 2inches away, while I was walking. He also yelled in my face telling me I don’t have to work for a racist. I am grateful for our Marshals. I watched him all day record all of our team and city employees who had been working to create joy for our community especially since Covid and some kids are not going back to school. I felt extremely unsafe with him permitted that close to us. I also feel it’s a danger for our constituent’s when he is in our event space. This man is a threat and about to blow. If you have any questions please feel free to contact me.

Thank you,



Marianne Rombola
 Special Assistant
 Coordinator/Scheduler to Councilwoman Michele Fiore
 Las Vegas City Council

Office: (702) 229-2570 **Fax: (702) 464-7554**
 495 S. Main St. | Las Vegas, NV 89101



lasvegasnevada.gov



Marianne Rombola

From: Chance Bonaventura
Sent: Monday, August 17, 2020 1:46 PM
To: Bryan Scott
Cc: Tim Hacker; Michele Freeman; Marianne Rombola
Subject: Re: Report Aug.14
Attachments: IMG_6269.jpeg; IMG_6269.jpeg

Good morning,

Report regarding Aug.14-Splash Back to School

On August 14th during the Splash back to school event, Dan Rolle attended to “protest” Councilwoman Fiore. He made it a point to invade Drew Dondero, Marianne and my personal space with what I perceived was not an intention to protest; but, was initiated to make us feel uncomfortable and to harass us (see photos attached herein for reference). Please note: he does not have a protest sign during this encounter, nor did he mention anything about what he was protesting during our conversation. Specifically, I was standing in the event area which was barricaded off to ensure safety of participants and city staff working the event. Mr. Rolle approached at a swift pace from behind me , to which I stopped him and stated that the event area was closed to those not in their vehicle and coming to pick up school supplies. I stressed that because many vehicles were passing through the event area to pick up supplies, that for his safety, he could not stand in the drive-thru area. Mr. Rolle became more agitated and began to berate me and the Marshalls nearby. After a minute or two he finally complied with the safety advice and continued yelling on the sidewalk nearby. We clarified multiple times that we support his right to protest, and that he could stand on the sidewalk/Public ROW, just not in the event “drive-thru area”. After a minute or two yelling from the sidewalk he walked away from the event space to continue protesting with his signs and made this video: <https://www.pscp.tv/w/1MYGNVLzBwGw>. In my opinion his actions transcend what a normal person would do during a reasonable protest, and begin to cross into the realm of aggravated harassment under the guise of protesting.

Chance Bonaventura

Special Assistant to Councilwoman Michele Fiore
Las Vegas City Council, Ward 6

495 S. Main St. | Las Vegas, NV 89101




lasvegasnevada.gov



Marianne Rombola

From: Drew Dondero
Sent: Monday, August 17, 2020 12:44 PM
To: Bryan Scott
Cc: Michele Fiore; Tim Hacker; Michele Freeman
Subject: Confrontation with Dan Rolle

Bryan,

On Friday, August 14th, I attended the Splash Back to School Event at Centennial Hills YMCA. I was there to support the Special Events staff and the Ward 6 office. My assigned duties were to direct traffic at the exit of our drive-through event where families could receive school supplies and popsicles. As I attended my post, several cars pulled up to our exit lane. As I explained to one of the drivers that the entrance was located off Deer Springs, Mr. Dan Rolle stood within a few feet of my assigned post, holding a "Expel Michele" sign and yelled in to the vehicle to distract my conversation. I did not engage Mr. Rolle at that time, all I hoped was that the children in the car were not upset by the screaming person standing behind me. Approximately, one hour later, Mr. Rolle approached my position again and started asking questions such as "Are you a Marshal?", "What are you doing?", "Are you a City Employee?". Apparently he was making a video of this encounter. I ignored him. When he started making statements like, "Those are nice Crocs.", "You have to talk to me.", "You have to answer my questions.", "You have a nice tan.", "So, you are a marshal.", I responded by saying "Have a great weekend.". He eventually left the area.

Today, August 17th, I was notified that he has posted several times on Twitter with outdated and incorrect information about me personally and as a city employee. He has implied that I tried to hide from him and his people and that I have funneled "hundreds of thousands of dollars" from the city. He posted my bi-weekly pay rate. Now, I have his followers that I've never met calling me a "tub" on twitter. My wife and children are now afraid of this "creepy" guy that harassed me at my job. My 10 year old son called me to tell me that I'm being cyber-bullied. My 10 year should not have to be impacted by a disturbed individual fixated on me or my position at the City. How is this behavior by Mr. Rolle what a reasonable person would do? How is this not harassment?

I stood in the 110 degree heat on a Friday afternoon providing a public service for our local citizens getting ready for school. Now, I have to go to these events worried about people like Mr. Rolle that I've never met, harassing me and those families we're trying to help, and posting hurtful and incorrect information about me online. I do not know Mr. Rolle personally, and he does not know me. And now, on my son's first day of 5th grade, I get to go home after work and assure him that I am safe. I will have to lie to my son today.



Drew Dondero

Chief Of Staff to Councilwoman Michele Fiore
Las Vegas City Council, Ward 6

Office: (702) 229-6154 **Fax: 702-464-7799**
495 S. Main St. | Las Vegas, NV 89101



lasvegasnevada.gov



Good Afternoon,

My name is Sheena Siegel. I am Michele Fiore's daughter and owner of Hamlet Events. On July 24th Dan Rolle came to my office building trying to make trouble and harass me in one of his videos. He facetiously stated that he was going to try to ask me to host an "Expel Michele" event, against my mother, and he made it very clear that, had I been there, he was going to bombard me a million questions with intent to try and make me uncomfortable.

I rent a co-working space from Regis, and because of co-vid, Regis has closed the space and I was not there, but he continued to video and ask his audience all the questions he intended to attack me with. He even stopped a random person in the hallway asking if they had ever heard of me. Regis does not own the whole building; he literally asked a random person.

I am afraid that this psycho, that shows up to harass my mom on city council, that goes to her events just to make the patrons uncomfortable and harass all of her staff, is going to show up to my house one day and start trying to talk to my neighbors or my family. Or, it is only a matter of time before I am present at one of my mom's events that I help with, and that he is going to be there in my face.

I need this guy to stay away from me. I am not a public official. I am a private business owner. I do not react well to people being in my face. I should not have to worry about being harassed in my everyday life by a person that I do not know. If I was any other businessperson in the world, and not her daughter, this behavior would immediately be seen as absolutely unacceptable. He is not harassing anyone else on her C&Es. It seems to me that he has specifically targeted me because he hates my mom and would love nothing more to hurt her, her family, and anyone that works closely with her.

He has already successfully gotten in the personal space of at least three of her staff members. I do not want to worry about needing to protect my personal space from any man.

Respectfully,



Sheena Siegel