

To: Federal Elections Commission

From: Jay McDonald [REDACTED] Anchorage, AK 99507

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FEDERAL ELECTION COMMISSION

OCTOBER 31, 2024 2:50 PM

OFFICE OF GENERAL COUNSEL

MUR 8341**FEDERAL ELECTIONS COMMISSION COMPLAINT***Sent via email EnfComplaint@fec.gov*

COMES NOW, Jay McDonald, and hereby files this complaint against the Alaska Democratic Party (“ADP”) for violating 52 USC § 30120 & 11 CFR § 110.11.

Factual Allegations

1. The ADP is the state committee of the Democratic National Committee in Alaska.
2. The ADP is a political party that works to elect Democrats to public office in Alaska.
3. More than 75,000 Alaskans are registered members of the ADP.
4. The ADP is a “Political Committee” pursuant to 11 CFR § 100.5.
5. The ADP is supporting incumbent Mary Peltola, a registered Democrat, in the 2024 general election for Alaska’s lone seat in the United States House of Representatives.
6. The ADP has paid for and distributed at least three mailers relevant to this complaint.¹ On each of the mailers, the ADP alleges that Republican candidate Nick Begich “scammed seniors.” The mailers both also state that “[a] scam has been reported in your area” and to call 1-877-AK-SCAMS “[i]f you or a loved one has been affected.”
7. Attached hereto is a recording of a telephone call to 1-877-AK-SCAMS (1-877-257-2267). The number rings to a prerecorded message that begins with “[t]hank you for calling the Nick Begich scammer hotline.”² The recording identifies Nick Begich as a “congressional candidate.”

¹ Complete copies of the relevant mailers are attached to this complaint as Exhibits 1-3.

² A copy of the recording is attached to this complaint as Exhibit 4.

8. The mailers themselves contain disclaimers that appear to comply with relevant federal law. However, the prerecorded message identified as Exhibit 3 does not contain any identification or disclaimer as required by 52 USC § 30120 and 11 CFR § 110.11.
9. Per 11 CFR § 110.11(a) all public communications made by a political committee must include disclaimers.
10. Per 11 CFR § 100.26 public communications include: “. . . mass mailing, or telephone bank to the general public, or any other form of general public political advertising.”
11. Per 11 CFR § 110.11(c)(2)(v), “[a] communication that would require a disclaimer if distributed separately, that is included in a package of materials, must contain the required disclaimer.
12. According to the Alaska Division of Elections, there were 273,038 registered voters in Alaska as of October 3, 2024.
13. Upon information and belief, the ADP sent the mailers to most, if not all, registered voters in Alaska. As such, it is reasonable to assume that more than 500 people called the number on the mailers and heard the recorded message.³ As such, the ADP’s recorded message was a telephone bank that required a disclaimer.
14. Moreover, even if the recorded message was not a “telephone bank,” it most certainly was a “form of general public political advertising” given that Nick Begich is identified as a congressional candidate on the recording.


³ Exhibit 3 contains an admission from the ADP that a number of Alaskans have already in fact called the relevant phone number and listened to the recording.

15. Given the foregoing, the message required a disclaimer. Accordingly, given that the recorded message would have required a disclaimer if distributed separately than the mailers, it required a disclaimer on the recording.

RELIEF REQUESTED


1. That the FEC immediately issue an order to the ADP mandating that they add a disclaimer to their recorded message.
2. That the FEC impose all other such penalties against the ADP as allowed by law.
3. That the FEC provide for such other relief as it deems just and proper.

Dated this 16 day of October, 2024 at Anchorage, Alaska.


Jay McDonald

SUBSCRIBED AND SWORN to before me this 16th day of October, 2024.




Notary Public in and for Alaska
My Commission Expires: 9/18/2026

Alaska Democratic Party
PO Box 240207
Anchorage, AK 99524

6*2*3728*****ECRL0T 0046A*C004



Paid for by the Alaska Democratic Party (akdems.org). PO Box 240207, Anchorage, Alaska
907-258-3050. This communication is approved by Chair Mike Wenstrup.

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BEWARE



A **SCAM** HAS BEEN REPORTED IN YOUR AREA

Recent reports have shown that congressional candidate **Nick Begich** has gotten rich selling fake medical devices to Alaska seniors. If you or a loved one has been affected, please call:

1-877-AK-SCAMS

28*12*23192*****ECRL0T 0144A**C046
REDACTED



CONGRESSIONAL CANDIDATE **NICK BEGICH** **SCAMMED SENIORS, BECAME A MILLIONAIRE, THEN LIED ABOUT IT**

**“[Begich’s] company’s website is
rife with dubious medical advice and
cryptic pseudoscientific claims.”**

— The Alaska Landmine, 10/19/2022

Adding insult to actual injury, Nick Begich will gut Social
Security and even called it “a Ponzi scheme.”

**If you or a loved one think you’ve
been scammed by Nick Begich, call:**

1-877-AK-SCAMS



NICK BEGICH
Looking Out For Himself,





TAKE NOTICE

**A SCAM HAS BEEN
REPORTED IN YOUR AREA**

Court cases show that a company owned
and run by congressional candidate

NICK BEGICH SOLD HEALTH PRODUCTS
WITH DANGEROUS INGREDIENTS THAT
CAUSED SERIOUS INJURY

Nick Begich's company preyed on seniors with
fake medical supplies flagged by the FDA.

1-877-AK-SCAM

REDACTED



THE TRUTH: Congressional candidate **NICK BEGICH SCAMMED ALASKA SENIORS** selling fake medical devices, then lied about

“[Begich’s] company’s website is
rife with dubious medical advice and
cryptic pseudoscientific claims.”

— The Alaska Landmine, 10/19/2022

Recent documents and news reports show Nick Begich has gotten rich scamming Alaskans. The company he owns and runs has spent years selling fake and dangerous medical supplies. Despite warnings from the Food and Drug Administration and multiple court cases, these dangerous ingredients continued to be used. Nick Begich put his profit before the safety of actual people.



If you or a loved one think you’ve
been scammed by Nick Begich, call:

1-877-AK-SCAMS



NICK BEGICH
Looking Out For Himself

for by the Alaska Democratic Party (akdems.org). PO Box 240207, Anchorage, Alaska 99524.
907-258-3050. This communication is approved by Chair Mike Wenstrup.

In just the last week, dozens of Alaskans
have called this number that may have
been scammed by.

NICK BEGICH'S **FAKE** **MEDICAL DEVICE COMPANY** **1-877-AK-SCAMS**

Actual Court Cases Show These Products Are Dangerous