

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

LEVEL THE PLAYING FIELD, PETER
ACKERMAN, GREEN PARTY OF THE
UNITED STATES, and LIBERTARIAN
NATIONAL COMMITTEE, INC.

Plaintiffs,

v.

FEDERAL ELECTION COMMISSION

Defendant.

Civil Action No.: 15-cv-1397 (TSC)

SECOND JOINT APPENDIX

Pursuant to Local Rule 7(n), Plaintiffs Level the Playing Field, Peter Ackerman, Green Party of the United States, and Libertarian National Committee, Inc., on behalf of all parties, submit this joint appendix containing copies of those portions of the administrative records in Federal Election Commission (“FEC”) Regulations Matter REG 2014-06 and FEC Matters Under Review (“MURs”) 6869 and 6942 that are cited or otherwise relied upon in the parties’ respective memoranda of law.

Tab	Document		Excerpted Page(s)
	Document Number	Documents from REG 2014-06	
1.	REG1406-1	Letter to the Office of General Counsel, Federal Election Commission (“FEC”) from Alexandra A. E. Shapiro of Shapiro Arato LLP (Sept. 10, 2014) enclosing Petition for Rulemaking re: Sponsorship of Candidate Debates, submitted by Level the Playing Field (Sept. 10, 2014)	AR0001 - AR0281
2.	REG1406-11	Comment from League of Women Voters of the United States, Elisabeth MacNamara, President (Dec. 15, 2014)	AR0402 - AR0406
3.	REG1406-30	Certification (July 17, 2015)	AR1871
4.	REG1406-33	Certification (Nov. 6, 2016)	AR1885
5.	REG1406-34	Concurring Statement of Commissioner Lee E. Goodman on Notice of Disposition of Petition for Rulemaking on Candidate Debates (Nov. 9, 2015)	AR1886 - AR1902
6.	REG1406-35	Notice of Disposition of Petition for Rulemaking, 80 Fed. Reg. 72616 (Nov. 20, 2015)	AR1903 - AR1905
7.	REG1406-37	Certification (Mar. 23, 2017)	AR1929
8.	REG1406-38	Concurring Statement of Commissioner Lee E. Goodman on Notice of Disposition of Petition for Rulemaking on Candidate Debates Following Court Remand (Mar. 23, 2017) (1 page).	AR1930
9.	REG1406-39	Notice of Disposition, 82 Fed. Reg. 15468 (Mar. 29, 2017)	AR1931-AR1937
	Documents from MUR 6869		
10.	6869-1	Letter to Office of the General Counsel, FEC, from Alexandra A.E. Shapiro (Sept. 10, 2014), enclosing Administrative Complaint by Level the Playing Field and Peter Ackerman (signatures of Kahlil Byrd, President, Level the Playing Field and Peter Ackerman notarized Sept. 9, 2014), and Exhibits 1-	AR2001 - AR2330

Tab	Document		Excerpted Page(s)
		35	
11.	6869-1	Exhibits 36-101 to Administrative Complaint in MUR 6869	AR2331 - AR2771
12.	6869-14	Letter to Kim Collins, CELA, from Alexandra A.E. Shapiro (Nov. 24, 2014), and exhibits	AR2794 - AR2863
13.	6869-16	Letter to Lewis K. Loss and Michael S. Steinberg, from Jeff S. Jordan, CELA (Dec. 1, 2014)	AR2865
14.	6869-18	Letter to Office of General Counsel, FEC, from Lewis K. Loss (Dec. 15, 2014), and Exhibit 1	AR2867 - AR2899
15.	6869-18	Tabs A-F of Exhibit 1 to Dec. 15, 2014 Letter from Lewis K. Loss	AR2900 - AR2952
16.	6869-18	Tabs G-I of Exhibit 1, and Exhibits 2-4 to Dec. 15, 2014 Letter from Lewis K. Loss	AR2953 - AR3088
17.	6869-21	Letter to Kim Collins, CELA, from Alexandra A.E. Shapiro (Apr. 10, 2015), with attachments	AR3093 - AR3109
18.	6869-26	Letter to Office of General Counsel from Lewis K. Loss (May 26, 2015), with attachments	AR3114 - AR3153
19.	6869-28	Certification (July 14, 2015)	AR3172 - AR3173
20.	6869-29	Letter to Alexandra A.E. Shapiro from Daniel A. Petalas, Associate General Counsel for Enforcement, FEC (by Mark Allen, Assistant General Counsel) (July 17, 2015) with attachment	AR3174 - AR3181
	Documents from MUR 6942		
21.	6942-1	Letter to Office of the General Counsel, Federal Election Commission (“FEC”), from Alexandra A. E. Shapiro (June 15, 2015), enclosing: Request to Join Complaint in MUR 6869 or Complaint submitted by Green Party of the United States (June 15, 2015), attaching Administrative Complaint in MUR 6869 by Level the Playing Field and Peter Ackerman, excluding exhibits thereto (included in full at Tab 21 (AR2001 – AR2771)) except as indicated in page	AR4001 - AR4005 AR4006-AR4079 AR4144-AR4146

Tab	Document		Excerpted Page(s)
		ranges	AR4247-AR4249
22.	6942-3	Letter to Office of the General Counsel, FEC, from Alexandra A.E. Shapiro (June 18, 2015), enclosing: Request to Join Complaint in MUR 6869 or Complaint by Libertarian National Committee, Inc. (June 18, 2015) (Administrative Complaint in MUR 6869 and exhibits thereto omitted)	AR4778 - AR4783
23.	6942-10	Letter to Office of General Counsel, FEC, from Lewis K. Loss (July 1, 2015) with exhibits	AR4794 - AR4851
24.	6942-11	Letter to Frankie Hampton, CELA, from Alexandra A.E. Shapiro (Oct. 20, 2015) (excluding enclosures)	AR4852 - AR4854
25.	6942-11	Exhibit to Oct. 20, 2015 Letter from Alexandra A.E. Shapiro - Scott Clement, <i>Gallup explains what went wrong in 2012</i> , Wash. Post (June 4, 2013), https://www.washingtonpost.com/news/the-fix/wp/2013/06/04/gallup-explains-what-went-wrong-in-2012/	AR4960 - AR4962
26.	6942-11	Exhibit to Oct. 20, 2015 Letter from Alexandra A.E. Shapiro – Steven Shepard, <i>Gallup Gives Up the Horse Race</i> , Politico (Oct. 7, 2015)	AR4972 - AR4976
27.	6942-16	Amended Certification (Dec. 15, 2015)	AR5000 - AR5001
28.	6942-17	Letter to Alexandra A.E. Shapiro from Kathleen Guith, Acting Associate General Counsel for Enforcement, FEC (by Mark Allen, Assistant General Counsel) (Dec. 16, 2015) with enclosure	AR5002 - AR5010
Documents from MUR 6869 and 6942 following remand			
29.	6869/6942R-1	Letter from Jeff S. Jordan, CELA, to Janet H. Brown, Executive Director, CPD (date-stamped Feb. 2, 2017) (enclosures, which are described in the administrative record index and largely available elsewhere in the record, are excluded here and in the subsequent nine documents)	AR7001-AR7002

Tab	Document		Excerpted Page(s)
30.	6869/6942R-2	Letter from Jeff S. Jordan, CELA, to Howard G. Buffett (date-stamped Feb. 2, 2017)	AR7003-AR7004
31.	6869/6942R-3	Letter from Jeff S. Jordan, Assistant General Counsel, CELA, to John. C. Danforth (date-stamped Feb. 2, 2017)	AR7005-AR7006
32.	6869/6942R-4	Letter from Jeff S. Jordan, Assistant General Counsel, CELA, to John Griffen (date-stamped Feb. 2, 2017)	AR7007-AR7008
33.	6869/6942R-5	Letter from Jeff S. Jordan, Assistant General Counsel, CELA, to Antonia Hernandez (date-stamped Feb. 2, 2017)	AR7009-AR7010
34.	6869/6942R-6	Letter from Jeff S. Jordan, Assistant General Counsel, CELA, to John. I Jenkins (date-stamped Feb. 2, 2017)	AR7011-AR7012
35.	6869/6942R-7	Letter from Jeff S. Jordan, Assistant General Counsel, CELA, to Newton M. Minow (date-stamped Feb. 2, 2017)	AR7013-AR7014
36.	6869/6942R-8	Letter from Jeff S. Jordan, Assistant General Counsel, CELA, to Richard D. Parsons (date-stamped Feb. 2, 2017)	AR7015-AR7016
37.	6869/6942R-9	Letter from Jeff S. Jordan, Assistant General Counsel, CELA, to Dorothy S. Ridings (date-stamped Feb. 2, 2017)	AR7017-AR7018
38.	6869/6942R-10	Letter from Jeff S. Jordan, Assistant General Counsel, CELA, to Alan K. Simpson (date-stamped Feb. 2, 2017)	AR7019-AR7020
39.	6869/6942R-14	Response of CPD, CPD Co-Chairs Dorothy S. Ridings and Frank Fahrenkopf, Jr., CPD Executive Director Janet H. Brown, and CPD Board Members Michael D. McCurry, Howard G. Buffet, John C. Danford, John Griffen, Antonia Hernandez, Rev. John I. Jenkins, Newton M. Minow, and Richard D. Parsons (Letter from Lewis K. Loss and Uzoma N. Nkwonta) (dated Mar. 3, 2017)	AR7035-AR7161

Tab	Document		Excerpted Page(s)
40.	6869/6942R-16	Certification (Mar. 30, 2017)	AR7198-AR7199
41.	6869/6942R-17	Letter from Mark Allen, FEC to Alexandra A.E. Shapiro attaching FEC Factual and Legal Analysis dated March 29, 2017 (Mar. 31, 2017)	AR7200-AR7234

Dated: December 22, 2017
 New York, New York

Respectfully submitted,

/s/ Alexandra A.E. Shapiro
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