



STATE OF WASHINGTON
PUBLIC DISCLOSURE COMMISSION

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BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON

IN RE COMPLIANCE WITH RCW 42.17
MOXIE MEDIA, CONSERVATIVE PAC, CUT TAXES PAC
Respondents.
PDC CASE NO: 11-015
REPORT OF INVESTIGATION

I.

BACKGROUND

- 1.1 Jean Berkey is a Democratic State Senator for the 38th Legislative District in Snohomish County, covering Everett and Marysville. She originally served in the House of Representatives from 2001 to 2003, and in 2004 was first appointed and then elected to her Senate position. In the 2006 election, Senator Berkey ran unopposed and was re-elected. On October 16, 2007, she filed a C-1 Candidate Registration for re-election in the 2010 election.
1.2 In the August 17, 2010 primary, Senator Berkey faced Democratic candidate Nick Harper, and Rod Rieger, who identified himself in his PDC Candidate Registration as a Republican. (In his Declaration of Candidacy, Mr. Rieger indicated his party preference as "Conservative Party," and it was this preference that appeared next to his name on the primary ballot.)
1.3 Moxie Media is a Seattle-based political consulting firm specializing in direct mail, internet advertising and print advertising for Democratic candidates, progressive ballot proposition campaigns, and other issues. Lisa MacLean is the firm's principal and founding partner. Henry Underhill is the firm's president and production director.

"The public's right to know of the financing of political campaigns and lobbying and the financial affairs of elected officials and candidates far outweighs any right that these matters remain secret and private."

RCW42.17.010 (10)



- 1.4 In the 2010 primary election campaign, Moxie Media registered at least ten political committees to conduct independent expenditure political advertising and electioneering communications in the 2nd, 34th, 38th, 41st, and 44th Legislative Districts. Typically, these committees were set up in a structure of two or more tiers, in which the top tier received contributions from labor organizations, labor-connected PACs, and political committees associated with trial lawyers. Contributions by this top-tier committee were then transferred between one or more lower-tier committees, and finally used by those committees to sponsor independent direct mail, telephone, Internet and television advertising through Moxie Media. In most cases, Lisa MacLean and Henry Underhill were identified on the committees' PDC registration statements as campaign manager and committee chair, respectively.
- 1.5 In the 38th Legislative District, Moxie Media established Progress PAC, which received most of its contributions from the local units and political committees of the Service Employee International Union. Progress PAC made contributions totaling \$134,000 to Stand Up For Citizens PAC, a second committee established by Moxie Media. These funds, together with a \$110,000 contribution from the Washington State Labor Council's Don't Invest in More Excuses committee (DIME PAC) and additional in-kind contributions from SEIU, were used to sponsor approximately \$252,000 worth of independent mailings, television advertisements, telephone calls, canvassing, and other expenses in support of Nick Harper and in opposition to Jean Berkey. The communications, which criticized Senator Berkey for her votes to approve state budget cuts and end unemployment benefits, identified Stand Up For Citizens PAC as their sponsor, listed Progress PAC and DIME PAC as the committee's top contributors, and identified Moxie Media as the entity that established, maintained, or controlled Stand Up For Citizens PAC. PDC filings by Stand Up for Citizens PAC, Progress PAC, and DIME PAC were timely filed and allowed the public to trace the funding back to the (largely union-based) support for the campaign against Senator Berkey.
- 1.6 In addition to Progress PAC and Stand Up for Citizens PAC, Moxie Media established two other committees to campaign against Senator Berkey in the 38th Legislative District: Conservative PAC and Cut Taxes PAC. In contrast to every other committee established by Moxie Media for the 2010 election, registration statements for Conservative PAC and Cut Taxes PAC omit Lisa MacLean's name from the list of committee officers. In the week before the August 17, 2010 primary election, Cut Taxes PAC sponsored postcards and automated telephone calls ("robocalls") targeted to likely Republican primary voters. The communications took a line opposite to the advertisements sponsored by Stand Up for Citizens PAC, criticizing Senator Berkey for votes she had taken to raise taxes, and supporting Rod Rieger, her Republican opponent. The postcards and robocalls identified Cut Taxes PAC as their

sponsor, and Conservative PAC as the committee's top contributor. The postcards further identified Henry Underhill as the person who established, maintained, and controlled Cut Taxes PAC.

- 1.7 On August 10, 2010, Conservative PAC and Cut Taxes PAC each filed C-4 Summary reports of Receipts and Expenditures for the period leading up to August 9, 2010. The C-4 reports listed no pledges or other contributions to either committee, and no expenditures other than a debt to Moxie Media, held by Cut Taxes PAC. On August 11, August 12, and August 16, 2010, Cut Taxes PAC filed C-6 reports disclosing the anti-Jean Berkey, pro-Rod Rieger communications as independent expenditures (for the telephone calls) or electioneering communications (for the postcards). None of these reports included any information about the source of funding for the electioneering communication postcards. As of the date of the primary, voters were left without any information about the funds behind the Cut Taxes PAC communications.
- 1.8 Nick Harper received 35% of votes cast in the August 17, 2010 primary election, a plurality. Jean Berkey received 32.16% of the vote, finishing third behind Rod Rieger, who received 32.75%. Mr. Harper and Mr. Rieger will advance to the November 2, 2010 general election.

II.

ALLEGATIONS IN COMPLAINT

- 2.1 On August 27, 2010, the PDC received a complaint from Senator Jean Berkey against Moxie Media, Conservative PAC, and Cut Taxes PAC. **(Exhibit 1, Complaint by Jean Berkey.)** The complaint alleged violations by Moxie Media and its political committees of RCW 42.17.120, which prohibits the making of contributions, and the incurring of expenditures, in such a manner as to conceal the identity of the source of the contribution, or in any other manner so as to effect concealment. Senator Berkey alleged that the Cut Taxes PAC communications were a part of the campaign that Moxie Media conducted on behalf of organized labor interests through Stand Up For Citizens PAC, but had been engineered to conceal that fact.
- 2.2 On September 3, 2010, attorneys acting on behalf of Senator Berkey re-filed her complaint with the Washington Attorney General as a Citizen Action Letter of complaint under RCW 42.17.400 (commonly known as a 45-day letter). The Attorney General forwarded the Citizen Action Letter to PDC staff on September 7, 2010. **(Exhibit 2, Citizen Action Letter.)**

III.

SUMMARY OF FINDINGS

- 3.1 Through Stand Up for Citizens PAC, Lisa MacLean and Moxie Media conducted a conventional campaign from the left to support Nick Harper and oppose Jean Berkey in the 38th Legislative District Senate primary race.
- 3.2 Within one day of proposing the formation of Conservative PAC and Cut Taxes PAC to the funders of Stand Up For Citizens PAC, Lisa MacLean had identified three specific contributors willing to have their contributions used by the new committees for advertisements attacking Senator Berkey from the right and supporting Rod Rieger, her Republican opponent. These contributors were DIME PAC, the Washington Federation of State Employees (WFSE), and Forward PAC. Ms. MacLean and these contributors discussed specific dollar amounts that each would provide for the project, and came to an understanding about the specific channel that would carry the funds. This channel was 2nd Defense PAC, a committee that was controlled by Ms. MacLean, and that already held the funds in question.
- 3.3 After coming to an agreement with the contributors concerning funding for Cut Taxes PAC, Ms. MacLean consulted extensively with them about the specific message that would be included in the committee's communications. Two postcards and one robocall were produced with the input and approval of the contributors to 2nd Defense PAC.
- 3.4 In written communications to her clients, Ms. MacLean clearly stated her intent to obscure the clients' sponsorship of postcards and robocalls that attacked Senator Berkey from the right, a strategy that all concerned understood to be controversial. Ms. MacLean promised her clients that they would not be connected to the project until after the August 17, 2010 primary election, and she took steps specifically intended to facilitate this—for example, establishing two layers of political committees to sponsor the anti-Berkey postcards and robocalls, so that neither 2nd Defense PAC nor its underlying donors would be identified in the communications.
- 3.5 Conservative PAC was required to disclose a \$9,000 pledge from 2nd Defense PAC on its initial C-4 report due on August 9, 2010. Cut Taxes PAC was required to disclose a \$9,000 pledge from Conservative PAC on the same day. The pledge from 2nd Defense PAC was disclosed on September 10, 2010, 32 days late, and 24 days after the 2010 primary election.
- 3.6 Consistent with its stated intent that its funds be used to pay for the Cut Taxes PAC communications, on October 13, 2010, the Washington Federation of State Employees mailed a \$2,885 contribution directly to Conservative PAC. This amount of this contribution covered one-third of the

expenses incurred for the Cut Taxes PAC communications. On October 19, 2010, Moxie Media returned the contribution to WFSE.

- 3.7 Lisa MacLean makes, directs, or authorizes contribution, expenditure, strategic or policy decisions on behalf of both Conservative PAC and Cut Taxes PAC. Thus, her name should have appeared on the committees' C-1pc Political Committee Registration Statements to identify her as an officer of the committees. Ms. MacLean stated that her name was omitted from the registrations to reduce the number of unwanted contacts she received.
- 3.8 Further, Ms. MacLean established, maintains, and controls Cut Taxes PAC. Thus, either she, or her firm, Moxie Media, should have been identified in this capacity in the sponsor identification on the Cut Taxes PAC independent expenditures and electioneering communications. Ms. MacLean stated that she used the name of Henry Underhill for this purpose because he has a lower profile.

DETAILED FINDINGS

- 3.9 Response by Lisa MacLean Regarding Cut Taxes PAC Proposal and Pledge of Funding: On September 10, 2010, a response to the complaint by Senator Berkey was received from Lisa MacLean. **(Exhibit 3, pp 2 - 3, Response to Complaint.)** In the response, Ms. MacLean provided the following narrative of the creation of Conservative PAC, Cut Taxes PAC, and sponsorship of the Cut Taxes PAC postcards and robocalls:

In the first week of August, Moxie proposed to all of the entities that had participated in funding Progress PAC and SUFC [Stand Up for Citizens PAC] that they develop a strategy to criticize Senator Berkey for voting to raise taxes, an attack from the right that Moxie believed might increase the likelihood that Senator Berkey would not advance to the general election from the top-two primary...

Specifically, Moxie proposed forming two PACs (as it did with the other efforts in 38th Legislative District), one of which would communicate with a small, narrowly-targeted group of voters using two mailers and a robocall...

By August 4, Moxie believed that it had been able to secure a tentative pledge for \$9,000 to execute on the proposed plan. Specifically, Moxie conferred with representatives of (1) DIME PAC, (2) the Washington Federation of State Employees and (3) independent PACs comprised primarily of lawyers—each of whom coincidentally were stakeholders in 2nd Defense; there were others—about funding the Cut Taxes IE by transferring surplus funds from 2nd Defense.

2nd Defense PAC is a committee that, together with For The People PAC, was formed to conduct independent advertising expenditures supporting Tom Campbell and opposing J.T. Wilcox in the race for State Representative in

the 2nd Legislative District. Lisa MacLean is registered as the campaign manager for 2nd Defense PAC and For The People PAC.

- 3.10 To understand the nature of the agreement described by Ms. MacLean, PDC staff reviewed email communications between Ms. MacLean and the stakeholders in 2nd Defense PAC, and conducted interviews with the parties under oath.
- 3.11 Communications Regarding Cut Taxes PAC Proposal: On the evening of August 3, 2010, Lisa MacLean sent an email (**Exhibit 4, email produced by Cody Arledge**) to representatives of the entities that funded Progress PAC and Stand Up For Citizens PAC: Aerospace Machinists Local 751, DIME PAC, Forward PAC, FUSE Washington, Public School Employees of Washington, SEIU Local 775, SEIU Local 925, SEIU Local 1199, United Food and Commercial Workers Local 21, the Washington Federation of State Employees, the Washington State Council of Firefighters, and the Washington State chapter of the American Federation of Teachers. The email, which had the subject line "*FWD38 Tracking Poll and Next Steps,*" forwarded the results of polling conducted for Moxie Media by EMC Research, with the recommendation, "*...a narrowcast tax message only to Inds and Reps that tells them Berkey raised taxes and there is a Republican (which is what Conservative means) that they should vote for might be helpful.*"

In her message to the funders of Stand Up for Citizens PAC, Ms. MacLean stated the following:

Tomorrow I will propose additional mail and automated phones to likely-voting Republican and Independent households hitting Berkey from the Right on tax increases. This will show up late and be sponsored by a new PAC. This will require some additional funding, but shouldn't cost too much. We will need to print in the next 48 hours. Please stay tuned and watch this space. Thanks.

- 3.12 At 2:55 pm the next day, August 4, 2010, Ms. MacLean sent an email to the same fifteen recipients proposing the sponsorship of anti-Jean Berkey, pro-Rod Rieger communications, and soliciting either new contributions for the project, or the re-designation of contributions made previously for other projects. (**Exhibit 5, email produced by Michael Temple.**) The subject line of Ms. MacLean's email was "*LD38 URGENT - more spending?*" The email stated, in part:

We propose two cards and one robocall targeted to 5,293 households (likely primary voters with 0-30 partisan score plus Strong and Likely IDed Republicans, Independents and Independent-Lean Republicans). The pieces would be designed now and printed late tomorrow, dropping the last two possible days in the primary election (8/10 and 8/11) with a unique robo call to this universe on Friday 8/13. The message would be Rod Rieger opposes the tax increases that Jean Berkey supported.

Will be paid for by Cut Taxes PAC with sole Top 5 contributor being Conservative PAC. This would not show up at the PDC until 8/11 as a C6 and it would likely take much longer for any reporter or blogger to link it to any of you before election day.

We need \$9,000 to pull this off. This this (sic) is good insurance in a race we DO NOT want to see back in the general election.

Who can contribute more and/or redirect money from other Forward PAC races?

Need a green light by 4 PM TODAY if possible.

Ms. MacLean's statement regarding the disclosure of the proposed expenditures on an August 11, 2010 C-6 filing appears to discount the requirement of political committees that are organized within three weeks of an election to register with the PDC within three business days of forming, and to disclose all contributions received prior to the date of registration, including pledges made but not yet redeemed, and all expenditures, including debts and obligations. The third business day following Ms. MacLean's August 4, 2010 email was Monday, August 9, 2010.

- 3.13 Minutes later, at 3:02 pm, Ms. MacLean sent an email to Kathy Cummings, Cody Arledge, and Michael Temple. Ms. Cummings is the Communications Director for the Washington State Labor Council, and a representative of DIME PAC. Mr. Arledge is a contract representative for the Washington Federation of State Employees (WFSE). Mr. Temple is Government Affairs Consultant for the Washington State Association for Justice (WSAJ) and acted as a representative of Forward PAC in the 2010 races targeted by Moxie Media. Ms. MacLean's email (**Exhibit 6, email produced by Kathy Cummings**) was sent as a reply to an email by Michael Temple, in which he encouraged the shifting of contributions from another committee to fund the proposed anti-Berkey, pro-Rieger communications. In her reply, Ms. MacLean stated, "there is \$30K leftover and on hand in LD2 PAC." She then asked, "how much could I move to LD38 for WSAJ, WSFE, DIME?"
- 3.14 In an interview under oath with PDC staff, Michael Temple stated that he discussed the proposed anti-Berkey, pro-Rieger communications with Lisa MacLean, both in person and by telephone:

We looked at it, and we said, yeah, we probably need to do something, because Rieger had filed as a conservative, not as a Republican, so if the Republicans don't see Republican after his name, is that an issue? And we also felt that look, if our ultimate goal was Nick Harper, we didn't want Nick Harper necessarily running against Jean Berkey in the general without a Republican on the ballot. I mean, this top-two thing has created interesting issues with how you deal with those things...What [Lisa] got out of [the conversation] was, yes, I understood the value of doing it, and I understood that we would have to figure out a way to secure funds if we were going to move ahead with it.

Regarding the source of funds identified for the project, Mr. Temple stated:

Here's the way that would have worked: some of the [trial lawyer-affiliated] political action committees would have given money to Forward PAC, with the idea that Forward PAC was a PAC that was formed to elect progressive candidates using independent expenditures, so that money was with Forward PAC. So it was not on behalf of those PACs. ...Those PACs had sent their money to Forward PAC knowing that Forward PAC was a PAC that was going to be utilized to do progressive legislative race work.

In an informal follow-up interview (**Exhibit 7, PDC record of phone call with Michael Temple**), Mr. Temple clarified that the funds he and Ms. MacLean discussed using for the proposed anti-Berkey, pro-Rieger communications were those previously contributed by Forward PAC to 2nd Defense PAC.

- 3.15 At 3:11 pm on August 4, 2010, Ms. MacLean sent an email to the fifteen representatives of the entities that funded Progress PAC and Stand Up for Citizens PAC. In her email (**Exhibit 8, email produced by Michael Temple**), she stated, "WSAJ will move \$3,750 from another PAC. That leaves us looking for \$5,250. Anyone?"
- 3.16 At 4:05 pm, Kathy Cummings sent an email (**Exhibit 9, email produced by Kathy Cummings**) to Lisa MacLean, stating, "Lisa, move \$2,500 out of the LD02 fund from DIME [PAC] and then see who will put the rest in for this effort in the 38th. I understand this is important..."
- 3.17 In an interview under oath with PDC Staff, Cody Arledge stated that he discussed the proposed anti-Berkey, pro-Rieger communications and possible sources of funding with Lisa MacLean by telephone:

For the work I was doing for the Federation, we had already spent our primary budget, so when she came up with this late request, the proposal came up, why don't we do it from this other PAC we had set up called 2nd Defense? Because that was the only primary money that we had budgeted that had not been expended.

- 3.18 At 4:12 on the afternoon of August 4, 2010, approximately one hour after sending her email proposing the Cut Taxes PAC communications, Lisa MacLean sent an email to the fifteen representatives of the entities that funded Stand Up for Citizens PAC. In her email (**Exhibit 10, email produced by Michael Temple**), Ms. MacLean stated, "okay we are funded at \$9K thanks to DIME, WSAJ and WFSE. Thanks!"
- 3.19 Response by Lisa MacLean Regarding Approval of Postcards and Calls: In her response to the complaint (**Exhibit 3, pp 3 - 4, response to complaint**), Lisa MacLean stated that "on behalf of Cut Taxes PAC, which would be making the independent expenditure, Moxie designed the mailers and scripted the robocalls. Agents of DIME PAC, the Washington Federation of

State Employees and the independent PACs comprised primarily of lawyers reviewed and/or approved the final versions of each of these voter communications.”

- 3.20 PDC staff reviewed email communications and conducted interviews under oath to learn more about the nature of this review or approval.
- 3.21 Review / Approval of Cut Taxes PAC Mailings: On the morning of August 5, 2010, the day following the email exchange and conversations concerning funding for the Cut Taxes PAC project, Lisa MacLean circulated draft electronic versions of two Cut Taxes PAC mail pieces among Kathy Cummings, Cody Arledge, and Michael Temple. In her email (**Exhibit 11, email produced by Cody Arledge**), she stated, “Need your sign-off ASAP today on these two mail pieces. Please remember that we are simulating crappy GOP mail.”
- 3.22 The second of the two draft mail pieces (**Exhibit 11, pp 8 – 9**) contained a harsh message opposing Senator Berkey:

***When times are this tough...
The last thing we need is higher taxes from Jean Berkey.***

*State Senator Jean Berkey voted for \$757 million in new taxes this year.
And she voted to make it easier for politicians to raise taxes, suspending a voter-approved initiative requiring a 2/3 majority to change tax policies.
All during the worst recession we've faced in a generation.*

It's time for a new leader who will hold the line.

- 3.23 In circulating the drafts, Ms. MacLean solicited the input of Adam Glickman of SEIU Local 775, a contributor to Progress PAC / Stand Up for Citizens PAC. Having received Mr. Glickman's feedback, she shared it with Ms. Cummings, Mr. Arledge, and Mr. Temple, who she referred to collectively as “the funders.” (**Exhibit 11, p 2.**) Mr. Glickman advised modifications to the second mail piece, to shift the focus from Senator Berkey to Rod Rieger:

My 2-cents, not that I'm paying for it, would be to do something like the first piece, and if you think you need to go a little further on taxes, you can focus more on his general opposition to taxes and spending and I think a line like “Rod Rieger opposed overturning the 2/3 requirement for tax increase, and opposed the tax increases that Jean Berkey voted for” would probably be ok.

At 10:41 am on August 5, 2010, Ms. Cummings replied to Mr. Glickman's suggestion stating, “I'd go for that.” (**Exhibit 11, p 4.**) Cody Arledge replied,

"It's a very nice piece. I wish the republicans would do something that good."
(Exhibit 11, p 5.)

- 3.24 At 12:45 pm, Lisa MacLean sent a revision of the second mail piece incorporating Adam Glickman's suggestions to Mr. Glickman, Ms. Cummings, Mr. Arledge, and Mr. Temple. In her email she asked, *"How does this work?"* Ms. Cummings replied, *"Better for me."* **(Exhibit 12, email produced by Cody Arledge.)** Mr. Glickman replied, *"Seems safer. Not sure why we need yet another committee though—can't we just use conservative pac?"* At 12:54 pm, Lisa MacLean responded to Mr. Glickman's question as follows:

I am trying to provide as much cover to funders as possible. And don't want funder names on pieces as top 5 contributors. funder money will not move until after the primary. the expenses for these pieces and the auto-call will be listed only as debts.

(Exhibit 12, p 2.) Here, as in her email of the previous day, Ms. MacLean appeared to discount the requirement of political committees to report contributions pledged but not yet received.

- 3.25 At 12:55 pm, Lisa MacLean sent an email to Ms. Cummings, Mr. Arledge, Mr. Temple, and Mr. Glickman, with the question, *"can we go to print with both pieces now?"* **(Exhibit 12, p 2.)** Ms. Cummings immediately replied, *"DIME pac says go."* At 12:57, Michael Temple replied, *"Ok."* **(Exhibit 12, p 3.)** At 1:23, Ms. Maclean sent an email stating, *"we are moving forward with production. sorry for the rushed timeline."* At 2:27, Cody Arledge replied, *"Concur. Keep the additional PAC please."* **(Exhibit 12, p 4.)**
- 3.26 Review / Approval of Cut Taxes PAC Robocall Script: At 1:22 pm on the afternoon of August 5, 2010, Lisa MacLean sent an email to Ms. Cummings, Mr. Arledge, Mr. Temple, and Mr. Glickman, with the draft script of the Cut Taxes PAC robocall attached. In her email **(Exhibit 13, email produced by Cody Arledge)**, Ms. MacLean stated, *"Please approve."* Moments later, Kathy Cummings replied to Ms. MacLean's email, stating, *"Like it."* Michael Temple replied, *"Ko."* Cody Arledge replied, *"Concur."* **(Exhibit 13, p 2.)**
- 3.27 Registration of Conservative PAC / Cut Taxes PAC with PDC: On August 5, 2010, C-1pc Political Committee registrations were filed for Conservative PAC and Cut Taxes PAC. **(Exhibit 14, C-1pc registrations.)** The same day, the committees submitted signature authorization paperwork for electronic filing, but filed no other reports. On the C-1pc registrations, Henry Underhill was listed as the chair of each committee, and Phil Lloyd was listed as treasurer. Lisa MacLean was not listed as an officer of either committee.
- 3.28 In an interview under oath with PDC staff, Henry Underhill stated that he was unaware who had decided to establish Conservative PAC and Cut Taxes PAC, but that the decision was not his. He stated that he was not a primary

decision-maker for the committees, and that he had no role in conceiving of the committee's planned pro-Rieger, anti-Berkey communications.

- 3.29 In an interview under oath, Phil Lloyd stated that he had no role in conceiving of Cut Taxes PAC's planned pro-Rieger, anti-Berkey communications, and that at the time the communications were being planned, he had no information about how they would be paid for.
- 3.30 In an informal interview with PDC staff on August 28, 2010, the day following the receipt of Senator Berkey's complaint, Lisa MacLean stated that the Cut Taxes PAC communications were her "creative inspiration." In a later interview under oath, Ms. MacLean explained that closely associating her name or Moxie Media's name with prior communications had resulted in a high level of unwanted contact from members of the public. She stated that in founding Conservative PAC and Cut Taxes PAC, she made a conscious decision to use Henry Underhill's name, hoping that his lower profile would limit the number of incoming responses.
- 3.31 Distribution of Postcards: As proposed by Lisa MacLean in her August 4, 2010 email, the Cut Taxes PAC postcards were mailed on August 10, 2010, and August 11, 2010.

The first postcard (**Exhibit 15, first Cut Taxes PAC postcard**) contained the following message:

It's time for a change!

Republican Rod Rieger is a fiscal conservative who believes in:
★ *Smaller Government* ★ *Lower Taxes* ★ *More Transparency* ★ *Less Bureaucracy*
He will fight in Olympia to help Washington State become more
business-friendly and bring companies and new jobs to our area.

★ ★ ★ *On Tue, Aug 17* ★ ★ ★

Vote Rod Rieger

Republican for State Senate

Democrat (sic) Senator

Jean Berkey voted for
\$757 million in new taxes

and to make it easier for
politicians to raise taxes.

We've had enough!

The address side of the postcard contained a photo of Rod Rieger, and a message describing Mr. Rieger as a business owner, U.S. Marine, father, and Republican candidate for State Senate.

- 3.32 The second Cut Taxes PAC postcard (**Exhibit 16, second Cut Taxes PAC postcard**) contained the following message:

***When times are this tough...
The last thing we need is higher taxes.***

*Rod Rieger opposes making it easier for the politicians in Olympia to raise taxes.
And he opposes the tax increases State Senator Jean Berkey (D) voted for.
It's time for a new leader who will hold the line.*

***Republican Rod Rieger will fight for lower taxes.
Vote Tuesday, August 17th***

- 3.33 Cut Taxes PAC was identified on both postcards as the sponsor of the mailings, and Conservative PAC was listed as the committee's top contributor. Henry Underhill was identified on both mailings as the person who established, maintained, and controlled Cut Taxes PAC. In her interview under oath with PDC staff, Ms. MacLean stated that Mr. Underhill's name was used for this purpose for the same reason that he was listed on the registration statements for the two committees, i.e. because of his lower profile.
- 3.34 Placement of Robocalls: At 10:00 am on the morning of August 12, 2010, Cody Arledge sent an email (**Exhibit 17, email produced by Cody Arledge**) to Lisa MacLean with the question, "My understanding is the robo call is all that's left. Is there a message that doesn't mention the tax votes that would be effective?" At 10:03 am, Ms. MacLean replied, "We could re-record a message the (sic) is more of a positive on Reiger than a contrast with Berkey. It would be less effective to exclude a message about how he would oppose taxes, but we could do it. I would not advocate for this though. Isn't the damage already done?" Following additional discussion of whether to change the robocall message, at 11:13 am Cody Arledge sent an email (**Exhibit 17, p 2**) to Lisa MacLean, Kathy Cummings, and Michael Temple stating, "Friends - I've spoken at length with Greg. He is 100% behind seeing our efforts through as planned." In his interview under oath with PDC staff, Mr. Arledge clarified that in his email he was speaking of Greg Devereux, Executive Director of the Washington Federation of State Employees.
- 3.35 On August 13, 2010, Cut Taxes PAC's robocalls were executed. The script of the calls (**Exhibit 18, script of Cut Taxes PAC robocall**) was the same as originally proposed by Lisa Maclean and approved on August 5, 2010 by Kathy Cummings, Michael Temple, and Cody Arledge:

Hi this is your neighbor, Emma.

I'm a lifelong Republican and I vote in every election, but every once in a while I vote for a conservative Democrat.

Four years ago I voted to re-elect Democrat (sic) State Senator Jean Berkey.

But this year things in Olympia have just gotten so bad.

Luckily we finally have a good Republican candidate to support.

Rod Rieger will fight to hold the line on taxes in the Legislature.

He opposes making it easier for politicians to raise taxes.

And Rod Rieger opposes the tax increases Jean Berkey voted for.

I hope you will join me before Tuesday, August 17th, and vote Republican—Rod Rieger for State Senate.

Thanks and have a nice day.

No candidate authorized this ad.

It is paid for by Cut Taxes PAC

Everett, Washington

Top five contributors: Conservative PAC

In her interview under oath, Lisa MacLean stated that she read the part of “Emma” in the robocall recording. She stated that Henry Underhill read the statement of sponsor identification.

- 3.36 Conservative PAC / Cut Taxes PAC Reports: On August 10, 2010, between the mailing of the first and second Cut Taxes PAC postcards, C-4 Summary reports of Receipts and Expenditures were filed for each committee for the 7-day pre-primary reporting period of July 27 - August 9, 2010. The report filed for Conservative PAC (**Exhibit 19, initial C-4 for Conservative PAC**) disclosed no contributions or expenditures, and contained no mention of funds from 2nd Defense PAC that Ms. MacLean designated for the Cut Taxes PAC project, following her consultation with Kathy Cummings, Michael Temple, and Cody Arledge. The report filed for Cut Taxes PAC (**Exhibit 20, initial C-4 for Cut Taxes PAC**) disclosed \$4,764 in debt to Moxie Media for direct mail production. The C-4 disclosed no contributions received by or pledged to Cut Taxes PAC, whether from 2nd Defense PAC, Conservative PAC or any other source. From August 11 - 16, 2010, Cut Taxes PAC filed a series of C-6 reports; together, these reports revised upward the total value of the Cut Taxes PAC communications, including the robocalls and all aspects of the mailings, to \$8,656. (**Exhibit 21, Cut Taxes PAC C-6 filings.**)
- 3.37 In his interview under oath, Henry Underhill stated that at the time the Cut Taxes PAC communications were being planned, he had no information about how they would be paid for. He stated that he knew that Lisa MacLean was in communication with various people about the question of funding, but

that at the time, he did not know who those people were. He stated that at one point, Phil Lloyd contacted him by telephone to ask if Moxie Media had received any pledges to pay for the Cut Taxes PAC communications. He stated that because he is not normally involved in questions concerning funding, he put Lisa MacLean on speaker phone, and that Ms. MacLean told Mr. Lloyd that they still did not have any pledges to report.

- 3.38 In his interview under oath, Phil Lloyd stated that at the time the Cut Taxes PAC activity was being planned, he had no knowledge of how it would be paid for, or any information about Ms. MacLean's consultations with representatives of the Washington State Labor Council, Forward PAC, the Washington Federation of State Employees, and the SEIU. He confirmed that one or two days before filing Conservative PAC and Cut Taxes PAC's C-4 reports on August 10, 2010, he contacted Moxie Media to inquire about funding for the communications. He stated,

There was a debt to Moxie on the 7-day pre-primary report, and I was trying to ascertain whether we should be reporting any pledges for it. They indicated that there were no pledges.

- 3.39 Lisa MacLean Response to Complaint / Amended PDC Filings: In her response to the complaint (**Exhibit 3, pp 1, 4, response to complaint**) on September 10, 2010, Lisa MacLean stated the following:

[Moxie Media, Conservative PAC, and Cut Taxes PAC] have not concealed or sought to conceal the source of any contributions. Concurrent with this response, the Respondents are filing amended disclosure statements with the PDC identifying a tentative pledge that Conservative PAC received from the 2nd Defense PAC, another PAC, but that was never redeemed, relating to the Cut Taxes IE... [A]fter Moxie had executed on the plan and made the Cut Taxes IE, the tentative pledge from 2nd Defense did not immediately materialize and has not—and will not—be redeemed. Moxie continued to work to redeem the pledge. Even though to this date some but not all of the 2nd Defense stakeholders who in August supported a transfer of funds from 2nd Defense to Conservative PAC and then reviewed the Cut Taxes IE communications are still willing to fund the Cut Taxes IE, Moxie was simply unable to overcome all of the political, practical and logistical obstacles[.]

- 3.40 On September 10, 2010, concurrent with Ms. MacLean's response, Conservative PAC filed an amended C-4 report for the 7-day pre-primary reporting period, a new C-4 for the post-primary election reporting period, a C-4 report covering the first ten days of September (leading up to the date of the report), and a C-3 monetary contributions report. The amended C-4 report for the 7-day pre-primary period (**Exhibit 22, pp 1- 3, amended Conservative PAC C-4**) disclosed a pledge of \$9,000 in contributions from 2nd Defense PAC; the report indicated that Conservative PAC was notified of the pledge on August 4, 2010. It appears that this pledge was required to be disclosed on August 9, 2010, the day that Conservative PAC's registration

was required to be filed. It was disclosed 32 days late, and 24 days after the primary election.

The subsequent reports by Conservative PAC removed this pledge (**Exhibit 22, pp 4 – 8**), and replaced it with a \$9,003 monetary contribution from Moxie Media and an expenditure of a like amount to Cut Taxes PAC. The same day, Cut Taxes PAC reported (**Exhibit 23, Cut Taxes PAC reports**) receipt of a \$9,000 pledge from Conservative PAC, redemption of the pledge in the amount of \$9,003, and payment of the Cut Taxes PAC's \$8,656 debt to Moxie Media.

- 3.41 In her interview under oath, PDC staff asked Lisa MacLean why the Cut Taxes PAC communications were not identified as having been sponsored by DIME PAC, Forward PAC, or WFSE, whose representatives she had consulted on the question of paying for the communications, or alternatively, by 2nd Defense PAC, the committee that held the funds in question. Ms. MacLean responded that she felt there was a lack of consensus among the funders, and that the arrangement was tentative and fuzzy. She said she felt that the most forthright, accurate way to disclose the sponsorship of the communications was as a debt to Moxie Media. She said that when they produced the mailings, they wanted to identify the sponsor as the political committee that would eventually make the expenditure to pay for the communications, once funding for that committee was secured. She said that all of their efforts in the 38th Legislative District followed a two-tier PAC structure, and that this same strategy was followed by others in Washington State. She believed that this strategy was approved and acceptable.

PDC staff contrasted this strategy, in which both of the PACs have money, and the money trail can be followed, to Conservative PAC and Cut Taxes PAC, neither of which had any money, leaving the public without any knowledge as of the primary election of who was supporting Rod Rieger and opposing Jean Berkey. Ms. MacLean replied, *"That was unfortunate. There was no money to follow, other than a debt to my company."*

- 3.42 In her interview, Ms. MacLean stated that the Cut Taxes PAC communications were prompted by the results of polling performed by EMC Research, polling that was paid for by Stand Up For Citizens PAC in two expenditures: an \$18,300 expenditure on July 23, 2010, and a \$4,000 expenditure on August 5, 2010. (**Exhibit 24, C-4 reports by Stand Up For Citizens PAC.**) PDC staff asked Ms. MacLean why Cut Taxes PAC did not report an in-kind contribution from Stand Up For Citizens PAC for access to these polling results. She stated, *"It never occurred to me that that would be appropriate, based on my understanding of the law."*
- 3.43 Status of Funds from Stakeholders in 2nd Defense PAC: In her interview under oath, Kathy Cummings stated that Rick Bender, President of the

Washington State Labor Council and treasurer of DIME PAC, learned about the Cut Taxes PAC communications only after the postcards had been mailed. She stated that Mr. Bender was "livid," and stressed that he would never have approved the messages conveyed in the postcards. Although the funds designated for the communications on August 4, 2010 were already in possession of 2nd Defense PAC, a committee controlled by Lisa MacLean, Ms. Cummings stated that after speaking with Mr. Bender, she spoke with Ms. MacLean and asked her not to use DIME PAC's funds for the Cut Taxes PAC communications, as previously agreed.

- 3.44 In an interview under oath, PDC staff asked Michael Temple if, after the Cut Taxes PAC communications were executed, he ever told Lisa MacLean that Forward PAC's contributions to 2nd Defense PAC could not, or should not, be used to fund the Cut Taxes PAC activity. Mr. Temple stated that he had not. He said, "*The question was never asked of me.*"
- 3.45 On September 8, 2010, after the filing of the complaint by Jean Berkey, Cody Arledge sent an email to Lisa MacLean (**Exhibit 25, email produced by Kathy Cummings**), stating the following:

As per previous discussions, on behalf of WFSE, we would request you transfer an amount equal to one-third of the debt currently showing owed to Moxie Media by Cut Taxes PAC(\$8656). Please pay this debt from our share of funds currently in the 2nd Defense PAC. As discussed, this is intended to cover a portion of the efforts undertaken in the Berkey/38th senate race. We are assuming this will be reported to the PDC as appropriate. Please contact me if you have any questions or need anything to ensure compliance.

In his interview under oath, Cody Arledge stated the following concerning the Cut Taxes PAC communications:

Separating the message from the strategy, I think that we have regretted the message that was in the mailings...While we regret the message, we did approve of the strategy, and as far as we're concerned, to this day, we're willing to move the funds out of 2nd Defense to pay for our share of that project... on behalf of the Federation, it was always our intent to follow through with moving funds out of 2nd Defense, and paying for our portion of this project.

- 3.46 PDC staff inquired with Lisa MacLean to learn why, following Mr. Arledge's request on behalf of WFSE, she never transferred funds out of 2nd Defense PAC to pay for the Cut Taxes PAC communications. On October 6, 2010, Ms. MacLean replied via email, stating, "*I never made the transfer because there never was, and never has been, across-the-board or enduring consensus that 2nd Defense PAC should fund this effort in LD38.*" (**Exhibit 26, email from Lisa MacLean.**)

- 3.47 In interviews under oath with Henry Underhill and Phil Lloyd, PDC staff learned that, subsequent to Ms. MacLean's October 6, 2010 email, Moxie Media received a new contribution check from the WFSE contributions Account to help pay for the Cut Taxes PAC communications in the 38th Legislative District. In an email sent on October 18, 2010, Lisa MacLean confirmed receipt of this contribution. **(Exhibit 27, email from Lisa MacLean.)** Ms. MacLean stated that the contribution, a \$2,885 check to Conservative PAC, was received on October 15, 2010. She stated that Moxie Media had not "*made a determination yet about how to move forward,*" i.e., whether to accept or return the WFSE contribution.
- 3.48 The following day, October 19, 2010, Moxie Media sent a letter to Greg Devereux, Executive Director of WFSE, returning the federation's \$2,885 contribution. **(Exhibit 28, Moxie Media letter.)**

IV.

SCOPE

4.1 PDC staff reviewed the following documents:

1. A complaint filed by Senator Jean Berkey against Moxie Media, Conservative PAC and Cut Taxes PAC;
2. A 45-day Citizen Action Letter filed by Philip Talmadge and Thomas Fitzpatrick on behalf of Senator Berkey;
3. A response to the complaint, filed by Lisa MacLean;
4. PDC reports and data submitted by the following committees:
 - Forward PAC
 - Progress PAC
 - DIME PAC
 - 2nd Defense PAC
 - For the People PAC
 - Progressive Champions PAC
 - Stand Up for Citizens PAC
 - Conservative PAC
 - Cut Taxes PAC
 - Stand With Citizens PAC
 - Stand For Citizens PAC;
5. Stand Up For Citizens PAC advertisements;
6. The Cut Taxes PAC postcards;
7. A script and recording of the Cut Taxes PAC robocall;
8. Email correspondence produced by Kathy Cummings;

9. Email correspondence produced by Michael Temple;
10. Email correspondence produced by Cody Arledge;
11. Email correspondence received from Lisa MacLean, or legal counsel for her firm, Moxie Media; and
12. Results of the August 17, 2010 primary election in Snohomish County.

4.2 The following individuals were interviewed:

1. Lisa MacLean was interviewed informally on August 27, 2010, and interviewed under oath on September 17, 2010;
2. Michael Temple was interviewed under oath on September 28, 2010, and interviewed informally on October 4, 2010;
3. Kathy Cummings was interviewed under oath on September 29, 2010;
4. Cody Arledge was interviewed under oath on October 4, 2010;
5. Henry Underhill was interviewed under oath on October 18, 2010; and
6. Phil Lloyd was interviewed under oath on October 18, 2010.

V.

LAW

RCW 42.17.120 prohibits any contribution to be made, and any expenditure to be incurred, directly or indirectly, in a fictitious name, anonymously, or by one person through an agent, relative, or other person in such a manner as to conceal the identity of the source of the contribution or in any other manner so as to effect concealment.

RCW 42.17.040 requires a political committee *“organized within the last three weeks before an election and having the expectation of receiving contributions or making expenditures during and for that election campaign [to] file a statement of organization within three business days after its organization or when it first has the expectation of receiving contributions or making expenditures in the election campaign.”* The statement of organization must include the names, addresses, and titles of the committee’s officers, or if the committee has no officers, the names, addresses, and titles of its responsible leaders, and must include the name, address, and title of any person who authorizes expenditures or makes decisions on behalf of the committee.

WAC 390-05-245 defines an “officer of a political committee” to include any person who alone or in conjunction with other persons makes, directs, or authorizes contribution, expenditure, strategic or policy decisions on behalf of the committee.

RCW 42.17.080 and .090 require political committees to file, on the day their statement of organization is filed, a report of all contributions received and expenditures made prior to that date.

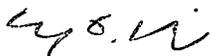
RCW 42.17.020(15) defines “contribution” to include pledged contributions.

RCW 42.17.020(22) defines “expenditure” to include a contract, promise, or agreement, whether or not legally enforceable, to make an expenditure. The law states that for the purposes of RCW 42.17, agreements to make expenditures, contracts, and promises to pay may be reported as estimated obligations until actual payment is made.

RCW 42.17.020(44) defines “Sponsor of an electioneering communications, independent expenditures, or political advertising” as the person paying for the electioneering communication, independent expenditure, or political advertising. The law states that if a person acts as an agent for another or is reimbursed by another for the payment, the original source of the payment is the sponsor.

RCW 42.17.510 requires all independent expenditure political advertising and electioneering communications to include the name and address of the sponsor, and if the sponsor is a political committee, the names of the five persons or entities making the largest contributions in excess of seven hundred dollars during the twelve-month period before the date of the advertisement or communication. If a sponsoring political committee is established, maintained, or controlled directly, or indirectly through the formation of one or more political committees, by an individual, corporation, union, association, or other entity, the law requires the advertisement or communication to include the full name of that individual or entity.

Respectfully submitted this 20th day of October, 2010.



Tony Perkins
Lead Political Finance Specialist
Public Disclosure Commission

EXHIBIT LIST

- Exhibit 1** Complaint against Moxie Media, Conservative PAC and Cut Taxes PAC, received from Senator Jean Berkey on August 27, 2010.
- Exhibit 2** 45-Day Citizen Action Letter filed with the Washington Attorney General on behalf of Senator Berkey, received by the PDC on September 8, 2010.
- Exhibit 3** Response to Senator Berkey's complaint, received on September 10, 2010 from Lisa MacLean.
- Exhibit 4** August 3, 2010 email from Lisa MacLean, produced by Cody Arledge on October 7, 2010.
- Exhibit 5** August 4, 2010 email from Lisa MacLean, produced by Michael Temple on October 4, 2010.
- Exhibit 6** August 4, 2010 email from Lisa MacLean, produced by Kathy Cummings on September 29, 2010.
- Exhibit 7** PDC record of phone call with Michael Temple on October 4, 2010.
- Exhibit 8** August 4, 2010 email from Lisa MacLean, produced by Michael Temple on October 4, 2010.
- Exhibit 9** August 4, 2010 email from Kathy Cummings, produced by Ms. Cummings on September 29, 2010.
- Exhibit 10** August 4, 2010 email from Lisa MacLean, produced by Michael Temple on October 4, 2010.
- Exhibit 11** August 5, 2010 email from Lisa MacLean, produced by Cody Arledge on October 7, 2010, with draft Cut Taxes PAC postcards attached.
- Exhibit 12** August 5, 2010 email from Lisa MacLean, produced by Cody Arledge on October 7, 2010, with revised second Cut Taxes PAC postcard attached.

- Exhibit 13** August 5, 2010 email from Lisa MacLean, produced by Cody Arledge on October 7, 2010, with robocall script attached.
- Exhibit 14** Conservative PAC and Cut Taxes PAC C-1pc Political Committee Registrations, filed August 5, 2010.
- Exhibit 15** First Cut Taxes PAC postcard, mailed to targeted voters in the 38th Legislative District on August 10, 2010.
- Exhibit 16** Second Cut Taxes PAC postcard, mailed to targeted voters in the 38th Legislative District on August 11, 2010.
- Exhibit 17** August 12, 2010 email from Cody Arledge, produced by Mr. Arledge on October 7, 2010.
- Exhibit 18** Script of Cut Taxes PAC robocall, as executed on August 13, 2010.
- Exhibit 19** Initial C-4 for Conservative PAC, filed on August 10, 2010.
- Exhibit 20** Initial C-4 for Cut Taxes PAC, filed on August 10, 2010.
- Exhibit 21** Cut Taxes PAC C-6 filings, submitted on August 12 and 16, 2010.
- Exhibit 22** Amended and new C-4 reports and a C-3 report filed by Conservative PAC on September 10, 2010.
- Exhibit 23** Amended and new C-4 reports and a C-3 report filed by Cut Taxes PAC on September 10, 2010.
- Exhibit 24** C-4 reports filed by Stand Up For Citizens PAC on July 27, 2010 and August 10, 2010.
- Exhibit 25** Email from Cody Arledge, produced by Kathy Cummings on September 29, 2010.
- Exhibit 26** Email from Lisa MacLean, received on October 6, 2010.
- Exhibit 27** Email from Lisa MacLean, received on October 18, 2010.
- Exhibit 28** Copy of letter from Moxie Media to Greg Devereux of WFSE, received on October 20, 2010.

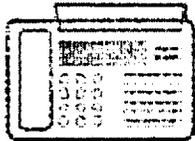
RECEIVED

AUG 27 2010

F A X

**Jean Berkey for
State Senate**

5019 Claremont WAY
Everett, WA 98203
425-418-7810



To: Public Disclosure Commission
Public Disclosure Commission
Fax number: (360)753-1112

From: Senator Jean Berkey
Fax number: 425-348-6918

Date: 8/27/2010

Regarding:
Filing a formal complaint

Phone number for follow-up:
425-418-7810

Comments:

Good Morning,

The following is a complaint packet, and includes a cover letter, the PDC complaint form, and several pages of evidence in support of my complaint.

Due to the time constraints of the elections process, time is extremely short, so please handle this complaint as quickly as you are able.

Thank you,

Jean Berkey

Public Disclosure Commission
711 CAPITOL WAY #206
PO BOX 40908
OLYMPIA, WA 98504-0908

RECEIVED

AUG 27 2010

Public Disclosure Commission

August 27, 2010

To Whom It May Concern:

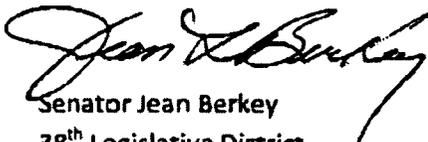
Please find enclosed a packet of documents that substantiate my complaint against Moxie Media, Cut Taxes PAC, and Conservative PAC. During the course of the campaign for the Primary election in the 38th Legislative District Senate race these three groups have conspired to funnel money with the purpose of concealing the funding source for political advertisements aimed at forcing me out of the election during the Primary thinking that their favored candidate would have an easier race in the General election.

Moxie Media is the consulting group that has coordinated the State Labor Council's attacks against me in this race, all of which came from the political left. After the Labor Council's PAC, Stand Up For Citizens, paid for polling research, a Moxie Media employee created the Cut Taxes PAC. Moxie Media then paid for the hit pieces, on behalf of Cut Taxes, that I am now filing this complaint about, which attacked me from the political right. The mailers were sent to likely Republican voters who had yet to vote in the final week of the Primary election. The first returns showed me significantly ahead of my opponent to the right, but the later returns, consisting of ballots the auditor received after the initial counts, became progressively worse in favor of my conservative opponent. This shows a strong correlation to the timing of the mailers and the votes counted in the later returns.

Moxie Media itself is not mentioned on the mailers, while the Cut Taxes PAC and another recently created PAC, the Conservative PAC, do appear on the mailer. The problem is that neither of those PACs has filed any reports with the PDC; neither has received any contributions; and neither has made any expenditures. By all appearances, those PACs are simply a shell game that Moxie Media is using to hide their efforts to unseat me on behalf of the groups behind Stand Up For Citizens. I believe this is a clear violation of RCW 42.17.120, which makes it illegal to use any means to hide the funding source of political advertisements, and was drafted for situations just like this.

I am asking the Public Disclosure Commission to investigate these PACs and Moxie Media to get to the root of this situation. I am aware that your Commission meeting for August has already passed, but because the deception perpetrated by these organizations likely had a material effect on the Senate race in the 38th Legislative District, I am requesting that you hold an emergency meeting to review and act on my complaint.

Sincerely,



Senator Jean Berkey
38th Legislative District
(425) 418-7810

Exhibit 1, Page 2 of 17

AUG 27 2010

Office Use Only: No. _____

Public Disclosure Commission



**WASHINGTON STATE PUBLIC DISCLOSURE COMMISSION
COMPLAINT FORM**

(See instructions on the last page.)

Description of Complaint

1. RESPONDENT:

Identify who you are filing a complaint against and provide all contact information you have for them. Give names and titles, if any, for individuals, and the full name of any organization. Please note that the PDC does not enforce federal campaign finance laws or local ordinances.

Example #1: Joe Public, Mayor of My Town,

123 Main Street, Your Town, State, Phone: 555-123-4567, Email: unknown

Example #2: The Political Action Group (instead of P.A.G.), 123 Main Street, Your Town, State,

Phone: 555-123-4567, Email: pag@pag.org

Moxie Media

Cut Taxes PAC

Conservative PAC

PO Box 30084

PO BOX 253

PO BOX 2154

Seattle, WA 98113

Everett, WA 98206

Seattle, WA 98111

2. ALLEGED VIOLATIONS:

Explain how and when you believe the people/entities you are filing a complaint against violated RCW 42.17 or Title 390 WAC. Be as detailed as possible about dates, times, places and acts. If you can, cite which specific laws or rules you believe were violated. Attach additional pages if needed.

Moxie Media violated RCW 42.17.120 in that during the final week of voting during the Primary election in 2010, Moxie Media likely conspired with opponents of Senator Jean Berkey to funnel contributions through new PACs to attack Senator Berkey without disclosing the actual groups who paid for the mailing pieces. Cut Taxes PAC has yet to show any contributions or any expenditures, only showing a partial debt, which one assumes is for the mailer. Similarly, Conservative PAC, one of the ostensible supporters of the mailers, has not reported whatever aid it received through Moxie Media.

AUG 27 2010

Public Disclosure Commission

Evidence and Witnesses

3. EVIDENCE:

List the documents or other evidence you have that support your complaint, if any, and attach copies to this form. If you do not have copies, provide any information you have about where you believe the documents or evidence can be found and how to obtain it. Attach additional pages if needed.

Example: Emails between Joe public and Candidate X, attached OR

Joe Public has emails from Candidate X which describe an illegal campaign donation, and Joe Public's phone number is 555-123-4567.

-PDC Disclosure forms for the mailer in question showing that Moxie Media paid for the hit piece under Cut Taxes PAC, attached

-PDC Disclosure forms that show that Stand Up For Citizens, also represented by Moxie Media paid for "research" (polling) 2 weeks prior to the hit piece from Cut Taxes, attached

-A screen shot from the PDC's website showing that Cut Taxes PAC has received no money, and only carries a debt of \$4,764, attached

-An article from the Everett Herald in which the reporter investigated these allegations and came to the conclusion that it was Moxie Media who funded the piece, attached

-Copies of the mailer in question, attached

4. WITNESSES:

List the names and contact information, if known, of any witnesses or other persons who have knowledge of facts that support your complaint. Attach additional pages if needed.

Example: Jane Public was present when Candidate X spoke to me about the illegal contribution. Jane Public's address is 123 Main Street, Your Town, USA 12345, and her phone number is 555-123-4567.

-Jerry Cornfield, reporter at the Everett Herald, author of the article attached as evidence, 360-352-8623

-Senator Jean Berkey, 425-418-7810

-Nick Harper, 206-306-6451

-Principals of Cut Taxes PAC

-Principals of Conservative PAC

-Principals of Moxie Media

AUG 27 2010

Certification Public Disclosure Commission

In signing this complaint:

- I have provided all information, documents and other evidence of which I am aware;
- If I become aware of additional information, documents or evidence related to my complaint, I will promptly provide it to the PDC; and,
- I am providing the PDC current information on how to contact me, and will promptly update that information if it changes.

Your name (print or type) Sean W. Berkeley

Street address 2503 60th Street SE

City, state and zip code Everett, WA 98203

Telephone number (including area code) 425.355.1775 H, 425.418.7810 cell

E-mail address (optional) seanberkeley@comcast.net

Oath

Required for complaints against elected officials or candidates for elective office:

I certify (or declare) under penalty of perjury under the laws of the State of Washington that this complaint is complete, true and correct to the best of my knowledge and belief.*

Your signature Sean W. Berkeley

Date signed 8-27-10

Place signed (city and county)

Everett Snohomish

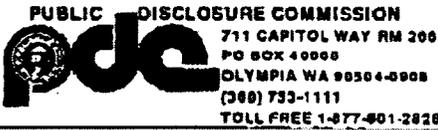
City

County

Attachments

Check here if you are attaching copies of documentary evidence or extra pages explaining your complaint.

*RCW 9A.72.040 says that "(1) A person is guilty of false swearing if he makes a false statement which he knows to be false, under an oath required or authorized by law. (2) False swearing is a misdemeanor."



SUMMARY, FULL REPORT RECEIVED
RECEIPTS AND EXPENDITURES
 AUG 27 2010

C4 (3/27)	PDC OFFICE USE
	100369296
	07-27-2010

Candidate or Committee Name (Do not abbreviate. Include full name) **Public Disclosure Commission**

Stand Up for Citizens

Mailing Address **PO Box 12652** City **Everett, WA**

Zip + 4 98206	Office Sought (Candidates)	Election Date 2010
Report Period Covered 06/01/10	From (last C-4) To (end of period) 07/26/10	Final Report? Yes No X

***For PACs, Parties & Caucus Committees:** During this report period, did the committee make an **Independent expenditure** (i.e., an expense not considered a contribution supporting or opposing a state or local candidate)?

RECEIPTS

	*See next page	Yes	No
1. Previous total cash and in kind contributions (From line 8, last C-4) (if beginning a new campaign or calendar year, see instruction booklet)			\$ 0.00
2. Cash received (From line 2, Schedule A)	\$ 114,000.00		
3. In kind contributions received (From line 1, Schedule B)	1,000.00		
4. Total cash and in kind contributions received this period (Line 2 plus 3)			115,000.00
5. Loan principal repayments made (From line 2, Schedule L)	0.00		
6. Corrections (From line 1 or 3, Schedule C) Show + or (-)	0.00		
7. Net adjustments this period (Combine line 5 & 6) Show + or (-)			0.00
8. Total cash and in kind contributions during campaign (Combine lines 1, 4 & 7)			115,000.00
9. Total pledge payments due (From line 2, Schedule B)	0.00		

EXPENDITURES

10. Previous total cash and in kind expenditures (From line 17, last C-4) (if beginning a new campaign or calendar year, see instruction booklet)		0.00
11. Total cash expenditures (From line 4, Schedule A)	112,412.12	
12. In kind expenditures (goods & services) (From line 1, Schedule B)	1,000.00	
13. Total cash and in kind expenditures made this period (Line 11 plus line 12)		113,412.12
14. Loan principal repayments made (From line 2, Schedule L)	0.00	
15. Corrections (From line 2 or 3, Schedule C) Show + or (-)	0.00	
16. Net adjustments this period (Combine lines 14 & 15) Show + or (-)		0.00
17. Total cash and in kind expenditures during campaign (Combine lines 10, 13 and 16)		113,412.12

CANDIDATES ONLY

	Won	Lost	Unopposed	Name not on ballot
Primary election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
General election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Treasurer's Daytime Telephone No.:
(206) 382-5552

CASH SUMMARY

18. Cash on hand (Line 8 minus line 17) [Line 18 should equal your bank account balance(s) plus your petty cash balance.]	1,587.88
19. Liabilities: (Sum of loans and debts owed)	28,756.00
20. Balance (Surplus or deficit) (Line 18 minus line 19)	-27,168.12

CERTIFICATION: I certify that the information herein and on accompanying schedules and attachments is true and correct to the best of my knowledge.

Candidate's Signature	Date	Treasurer's Signature	Date
		Philip Lloyd	

AUG 27 2010

CASH RECEIPTS AND EXPENDITURE

SCHEDULE A
to C4
(1/1/83)

Public Disclosure Commission
2

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date

06/01/10 07/26/10

1. CASH RECEIPTS (Contributions) which have been reported on C3. List each deposit made since last C4 report was submitted.

Date of deposit	Amount	Date of deposit	Amount	Date of deposit	Amount	Total deposits
07/09/2010	4,000.00					
07/21/2010	110,000.00					

2. TOTAL CASH RECEIPTS Enter also on line 2 of C4 \$ 114,000.00

CODES FOR CLASSIFYING EXPENDITURES: If one of the following codes is used to describe an expenditure, no other description is generally needed. The exceptions are:

- 1) If expenditures are in-kind or earmarked contributions to a candidate or committee or independent expenditures that benefit a candidate or committee, identify the candidate or committee in the Description block;
- 2) When reporting payments to vendors for travel expenses, identify the traveler and travel purpose in the Description block; and
- 3) If expenditures are made directly or indirectly to compensate a person or entity for soliciting signatures on a statewide initiative or referendum petition, use code "V" and provide the following information on an attached sheet: name and address of each person/entity compensated, amount paid each during the reporting period, and cumulative total paid all persons to date to gather signatures.

CODE
DEFINITIONS
ON NEXT PAGE

- C - Contributions (monetary, in-kind & transfers)
- I - Independent Expenditures
- L - Literature, Brochures, Printing
- B - Broadcast Advertising (Radio, TV)
- N - Newspaper and Periodical Advertising
- O - Other Advertising (yard signs, buttons, etc.)
- V - Voter Signaturm Gathering

- P - Postage, Mailing Permits
- S - Surveys and Polls
- F - Fundraising Event Expenses
- T - Travel, Accommodations, Meals
- M - Management/Consulting Services
- W - Wages, Salaries, Benefits
- G - General Operation and Overhead

3. EXPENDITURES

- a) Expenditures of \$50 or less, including those from petty cash, need not be itemized. Add up these expenditures and show the total in the amount column on the first line below.
- b) Itemize each expenditure of more than \$50 by date paid, name and address of vendor, code/description, and amount.
- c) For each payment to a candidate, campaign worker, PR firm, advertising agency or credit card company, attach a list of detailed expenses or copies of receipts/invoices supporting the payment.

Date Paid	Vendor or Recipient (Name and Address)	Code	Purpose of Expense and/or Description	Amount
N/A	Expenses of \$50 or less	N/A	N/A	
07/09/10	MOXIE MEDIA PO Box 30084 Seattle, WA 98113	I	Doorhangers (Capitol City Press)	4,000.00
07/22/10	JR MAILING SERVICES 2120 116th Ave NE Bellevue, WA 98004	I	Postage/Mailing Service	3,745.22
07/23/10	WASHINGTON CAN 220 S River St Seattle, WA 98108	I	Canvassing	40,000.00
07/23/10	JR MAILING SERVICES 2120 116th Ave NE Bellevue, WA 98004	I	Postage/Mailing Service	18,722.90
07/23/10	MOXIE MEDIA PO Box 30084 Seattle, WA 98113	I	Direct Mail Production	24,644.00
07/23/10	MOXIE MEDIA PO Box 30084 Seattle, WA 98113	I	Web Site	3,000.00

Total from attached pages \$ 18,300.00

4. TOTAL CASH EXPENDITURES

Enter also on line 11 of C4 \$ 112,412.12

AUG 27 2010

**IN KIND CONTRIBUTIONS, PLEDGES,
ORDERS, DEBTS, OBLIGATIONS**

**SCHEDULE
TO C4**

B
(11/93)

Public Disclosure Commission

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date

06/01/10 07/26/10

1. IN KIND CONTRIBUTIONS RECEIVED (goods, services, discounts, etc.)

Date Received	Contributor's Name and Address	Description of Contribution	Fair Market Value	Aggregate Total	P	R	I	G	E	N	If total over \$100, Employer Name, City, State & Occup
07/26/10	FORWARD PAC PO Box 2331 Seattle, WA 98111	Management Services	1,000.00	1,000.00							
TOTAL THIS PAGE				1,000.00							

RECEIVED

AUG 27 2010

Public Disclosure Commission

Form C6 5/06	2658 AMENDS 2645 8/12/2010
---------------------------	--------------------------------------

Reporting Form for: (check one)

Instructions on Page 3

- INDEPENDENT EXPENDITURES (Occurring at any time) — \$100 or more
 INDEPENDENT EXPENDITURE ADS (Appearing within 21 days of an election) — \$1,000 or more
 ELECTIONEERING COMMUNICATIONS, Except Contributions (Appearing within 60 days of an election) — \$5,000 or more

1. Name and complete postal mailing address of sponsor: Cut Taxes PAC, PO Box 253 Everett, WA 98206	E-mail phil@seattlecfo.com Telephone 206-382-5552
---	--

2. Itemize expenditures of more than \$100 associated with the independent expenditure or electioneering communication.

Date Made	Date First Presented/ Mailed	Name and Address of Vendor or Recipient	Description of Expenditure (e.g., direct mail or newspaper, TV or radio ad)	Amount or Value ("See Below")
08/09/10	08/10/10	Moxie Media PO Box 30084 Seattle, WA 981113	Direct Mail Production, Postage and Mailing	7,906.00

Expenditures \$100 or less not itemized above \$ 0.00

Amount or Value *If no reasonable estimate can be made of value, describe activity, services, property or right furnished precisely and attach copy of item produced or distributed.	Total this report Total independent expenditures and electioneering communications made during this election campaign. Include amounts shown in this report and previously submitted C-6 reports.	\$ 7,906.00 \$ 7,906.00
--	---	----------------------------

3. List of candidate(s) or ballot proposition(s) identified in the advertising.				Show portion of current expense attributable to each candidate or proposition	Show total C-6 expenses related to each candidate/proposition during election campaign
Candidate/Proposition	Office/District/ Proposition No.	Party	Check Support or Oppose		
RIEGER, RODNEY	STATE SENATOR/LEG DISTRICT 38 - SENATE	REPUBL	<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 3,953.00	\$ 3,953.00
BERKEY, JEAN	STATE SENATOR/LEG DISTRICT 38 - SENATE	DEMOCR	<input type="checkbox"/> <input checked="" type="checkbox"/>	\$ 3,953.00	\$ 3,953.00
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$

Continued on attached sheet

AUG 27 2010

Filer Name: Public Disclosure Commission

4. If reporting an Electioneering Communication, it is necessary to disclose information concerning the source of funding for the communication. Select the description that applies:

- a) An individual using only personal funds.
- b) An individual using personal funds and/or funds received from others.
- c) A business, union, group, association, organization, or other person using only general treasury funds.
- d) A business, union, group, association, organization, or other person using general treasury funds and/or funds received from others.
- e) A political committee filing C-3 and C-4 reports. (RCW 42.17.040 - .090)
- f) A political committee filing C-5 reports. (RCW 42.17.093)
- g) Other

If (b), (d), (f), or (g) applies, complete section 5 below. If (e) applies, also complete section 5 if the committee received funds that were requested or designated for the communication.

5. Sources giving in excess of \$250 for the electioneering communication:

Date Received	Source's Name, Address, City, State, Zip	For Individuals, Employer's Name, City and State	Amount
			\$
		Occupation	\$
		Sub-Total	\$ 0.00
		Amount from attached pages	\$ 0.00
		TOTAL FUNDS RECEIVED	\$ 0.00

Continued on attached sheet

Sponsor of Independent Expenditure or Electioneering Communication

I, Philip Lloyd, certify (or declare) under penalty of perjury under the laws of the State of Washington that this expenditure was not made in cooperation, consultation, or concert with, or at the request or suggestion of a candidate, a candidate's authorized committee, or an agent of a candidate nor does it otherwise constitute a contribution under RCW 42.17.020. I further certify that the above information is true, complete, and correct to the best of my knowledge.

Signature: _____ Printed Name: **Philip Lloyd**

Street address: **603 Stewart Street #819**

City/State/Zip: **Seattle WA 98101**

Date Signed: **08/12/10** Place Signed (city and county): **Seattle King**

RCW 42.17.040 provides that "A person is guilty of false swearing if he makes a false statement which he knows to be false, under an oath required or authorized by law. (2) False swearing is a misdemeanor."

AUG 27 2010

Public Disclosure Commission



Building Confidence in the Political Process

HOME PUBLIC RESOURCES FILER RESOURCES SEARCH THE DATABASE VIEW ACTUAL REPORTS ONLINE FILING

CANDIDATES COMMITTEES INDEPENDENT SPENDING ADVANCED SEARCH

CONTINUING SINGLE YEAR INITIATIVE CAUCUS PARTY

Year: 2010 Total Raised: \$2,943,774.41 Total Spent: \$1,919,403.99

NOTE: Click on a column header to sort by that column, or click on the "Filter" icon to filter your results

Drag a column header and drop it here to group by that column

Committee Name	Type	Raised	Spent	Debit
Details: COMM FOR THE SUPPORT OF GOOD SCHOOLS	E	\$10,056.44	\$9,548.33	\$0.00
Details: COMM TO SUPPORT SHORELINE	L	\$2,210.00	\$36.00	\$0.00
Details: COMMITTEE FOR WORKERS' COMP REFORM	S	\$0.00	\$0.00	\$0.00
Details: CONCERNED CIT STE ILACOOM SCHOOL DIST	E	\$0.00	\$0.00	\$0.00
Details: CUT TAXES PAC	S	\$0.00	\$0.00	\$4,764.00
Details: ELLENBURG LEVY PROMOTION COMM	E	\$0.00	\$0.00	\$0.00
Details: EMS LEVY CAMP COMM	L	\$12,006.40	\$11,248.56	\$0.00
Details: EVERGREEN CIT FOR SCHOOLS	E	\$56,262.53	\$35,981.67	\$0.00
Details: FERNDALE SCHOOL DIST LEVY COMM	E	\$11,157.51	\$4,735.73	\$0.00
Details: FREEMAN CIT FOR EDUCATION	E	\$0.00	\$0.00	\$0.00
Details: FRIENDS FOR ANNEXATION	L	\$9,804.20	\$8,111.77	\$0.00
Details: FRIENDS OF COUPEVILLE SCHOOLS	E	\$0.00	\$0.00	\$0.00
Details: FRIENDS OF FIRE DIST 4	L	\$0.00	\$0.00	\$0.00
Details: FRIENDS OF FIRE DIST 4	L	\$0.00	\$0.00	\$0.00
Details: HOQUIAM EMS LEVY COMM	L	\$0.00	\$0.00	\$0.00

1 2 3 4 5 6 7 8 9 10

Displaying Items 61 - 75 of 140

HOME / PRIVACY NOTICE / EMPLOYMENT / SITE MAP

PUBLIC DISCLOSURE COMMISSION / 711 CAPITOL WAY 4708 / PO BOX 4000 / OLYMPIA WA 98534-0008
TOLL FREE: 1-877-681-2828 / PHONE: 360-753-1111 / FAX: (360)753-1112 / EMAIL: pdc@pdc.wa.gov
OFFICE HOURS: 8:00AM - 5:00PM Monday - Friday Closed Weekends & State Holidays.

WA AGENCY
AAA Washington

AUG 27 2010

HeraldNet

Public Disclosure Commission
Everett, Wash.

Published: Saturday, August 14, 2010

Unions use tricky tactics against Berkey in top-two primary

Groups on the left try a new tactic to oust Democratic Sen. Jean Berkey: touting a conservative candidate.

By Jerry Cornfield
Herald Writer

EVERETT -- It looks like the political left wants help from Republican voters to oust Democratic state Sen. Jean Berkey in Tuesday's primary.

Two mailers arrived at Everett homes Friday that criticize Berkey for raising taxes and praise candidate Rod Rieger as a fiscally conservative Republican.

They aren't from his campaign. Heck, he's not even running as a GOP candidate.

They are the handiwork of Moxie Media of Seattle, the same firm that's been guiding a coalition of labor unions and progressive groups in a relentless campaign to unseat Berkey and elect Democrat Nick Harper.

Over the last three weeks, the firm has poured \$275,000 into television commercials and numerous mailers, and has phoned and canvassed voters in the 38th Legislative District. The money is mostly from the Washington State Labor Council, the Washington Federation of State Employees, the Washington Education Association and the Service Employees International Union.

"I'm being attacked from the left and now it appears that the same group is channeling money into courting the right so they can take me out in the primary," Berkey said Friday.

"I think it's outrageous. They've tried everything they can. Now that they're trying to come around from the right, is that a sign of desperation?" she said.

Senate Majority Leader Lisa Brown said early Friday she's waiting to learn if the same forces are behind the pro-Rieger literature.

"When you're attacking people from both sides, it's unprincipled," she said. "It's basically what gives politics a bad name."

Moxie Media representatives did not respond to several phone calls and e-mails seeking comment on the pro-Rieger literature.

The pieces, which cost \$7,906 to produce and mail, are to be paid for by a political action committee called Cut Taxes, according to reports filed with the state Public Disclosure Commission.

The mailers list the top contributor to Cut Taxes as Conservative PAC. Both groups are only a few days old and list the same treasurer as a contact; neither had reported receiving any contributions to the state as of Friday afternoon. Those who called the treasurer were directed to Moxie Media.

The two pieces arrive as voting in the primary enters its final weekend. On Tuesday, the top two vote-getters will advance to the November general election.

From the outset, the coalition's goal has been to try to beat Berkey in the primary, which would require Harper and Rieger to finish ahead of her.

To that end, commercials and mailers are geared to increase voters' awareness of Harper and divert support from Berkey to him. It's a Democrat-heavy district so a lot of the material is aimed at swaying Democratic voters.

Her opponents portray the 71-year-old Berkey as a lawmaker who is too moderate for the district and too cozy with the banks and insurance companies affected by regulations written in the Senate financial institutions committee she runs.

They cast the 31-year-old Harper as a fresh face who will bring an infusion of new ideas and energy.

Until now, they've ignored the 45-year-old Rieger, who has raised just \$800, mounted no serious campaign and on the ballot lists his party as Conservative, not Republican.

Getting his name in front of voters in this manner may boost his showing Tuesday.

"I see what they're doing," Rieger said Friday. "Obviously they want it to be Harper and me. They think I'll be easier to beat. It looks like an Anyone-but-Berkey attitude."

Harper said he's focused on conducting his campaign.

"These groups are deeply frustrated and are expressing it in the ways they can," he said. "I don't know objectively whether this material helps me or hurts me."

In the last few days, a pair of political committees funded by businesses spent about \$12,000 to send mailers to voters expressing support for Berkey.

"She doesn't have any more control over what they say than I have control of what is said by the groups on my behalf," Harper said.

Brown said Friday she isn't happy with what's transpiring.

"My message to our Democratic allies is to support Democrats. If there are some with whom you disagree and can't support, than just support those you can," she said.

Jerry Cornfield: 360-352-8623; jcornfield@heraldnet.com
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TALMADGE/FITZPATRICK
18010 SOUTHCENTER PARKWAY
TUKWILA, WASHINGTON 98188
(206) 574-6661 (206) 575-1397 FAX
EMAIL: PHIL@TAL-FITZLAW.COM

September 3, 2010

Robert McKenna
Attorney General
State of Washington
PO Box 40100
Olympia, WA 98504-0100

Mark Roe
Snohomish County Prosecutor
3000 Rockefeller, M/S 504
Everett, WA 98201

Re: Senator Jean Berkey/Moxie Media

Gentlemen:

Pursuant to RCW 42.17.400, Senator Jean Berkey requests that you bring a civil action pursuant to RCW 42.17.390 in the name of the State of Washington against Moxie Media, Cut Taxes PAC, and Conservative PAC, for violations of the Public Disclosure Act, in particular, RCW 42.17.120, in the recent primary election. Senator Berkey has also filed a complaint against these very same entities before the Public Disclosure Commission in PDC Case No. 11-015.

As documented in Senator Berkey's PDC complaint, a copy of which is attached and the undersigned's August 31, 2010 letter to the Executive Director of the Public Disclosure Commission, a copy of which is also attached, Senator Berkey was the victim of a last-minute action by her political opponents. It appears that Lisa McLean of Moxie Media paid for last-minute mailers touting the candidacy of Senator Berkey's conservative opponent. This effort was plainly designed to increase her opponent's primary vote total at Senator Berkey's expense, favoring the more liberal candidate running in that election. The mailers, which were expensive, states that they were paid for by the Cut Taxes Political Action Committee. The Cut Taxes PAC has not filed appropriate disclosure information with the Commission.

In an August 27, 2010 *Publicola* news article, Lisa McLean states that she paid for the mailers. *But Ms. McLean's name nowhere appears on*

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Public Disclosure Commission

the mailers, although the Cut Taxes PAC is identified on the mailers as the entity that paid for them. As you know, RCW 42.17.120 requires that any political advertising identify the person who actually paid for the advertising:

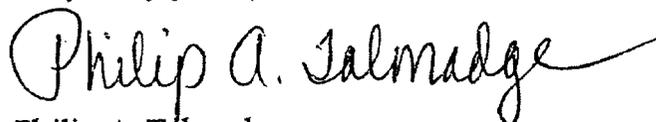
No contribution shall be made and no expenditure shall be incurred, directly or indirectly, in a fictitious name, anonymously, or by one person through an agent, relative, or other person in such a manner as to conceal the identity of the source of the contribution or in any other manner so as affect concealment.

Moreover, Ms. McLean's statements in *Publicola* imply that she may be the recipient of later reimbursement for the mailers from unspecified sources, again violating the letter and spirit of RCW 42.17.120 and the Public Disclosure Act.

Senator Berkey respectfully requests that you conduct an appropriate investigation of this issue and take appropriate action, including a civil action to set aside the results of the election, pursuant to RCW 42.17.390. Senator Berkey requests that you act expeditiously on this request and advise as soon as possible whether your offices will undertake your statutory duty to institute proceedings. The time to general election is short. Senator Berkey needs to know your position as soon as possible so that she can evaluate her legal alternatives.

If you require further information from Senator Berkey or from us, please do not hesitate to let us know. Thank you in advance for your assistance and cooperation in this effort.

Very truly yours,



Philip A. Talmadge



Thomas M. Fitzpatrick

Enc.

cc w/enc: Senator Jean Berkey



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PHONE: 206.359.8000
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William C. Rava
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FAX: (206) 359-7338
EMAIL: WRava@perkinscoie.com

September 10, 2010

VIA EMAIL AND U.S. MAIL

Mr. Phillip E. Stutzman
Director of Compliance
Public Disclosure Commission
711 Capitol Way, Room 206
PO Box 40908
Olympia, WA 98504-0908

Re: Response to Complaint filed by Jean Berkey, PDC Case No. 11-015

Dear Mr. Stutzman:

Moxie Media ("Moxie" or the "Company"), Cut Taxes PAC and Conservative PAC (collectively the "Respondents") hereby respectfully respond to the August 27, 2010 complaint filed by Senator Jean Berkey (the "Complaint"). For the reasons fully articulated below, the Public Disclosure Commission ("PDC") should dismiss the Complaint against the Respondents.

The Respondents have not concealed or sought to conceal the source of any contributions. The Respondents' August 12, 2010 PDC filings accurately identified that Moxie had produced the mailers and robocalls at issue in the Complaint (the "Cut Taxes IE"). Concurrent with this response, the Respondents are filing amended disclosure statements with the PDC identifying a tentative pledge that Conservative PAC received from the 2nd Defense PAC, another PAC, but that was never redeemed, relating to the Cut Taxes IE. Furthermore, contrary to allegations in the Complaint, there is no evidence that the Cut Taxes IE had a discernable impact on the election, much less a determinative impact.

I. Background

A. Moxie Media

Moxie and its principals, Lisa MacLean and Henry Underhill, have been involved in electoral politics in Washington State for more than a decade, advising local, state and federal candidates

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and campaigns, as well as local and national political committees. Moxie has always complied scrupulously with all PDC and other election disclosure requirements. Towards that end, Moxie frequently consults proactively with the PDC about disclosure requirements before filing forms and before taking certain actions. Moxie also routinely works with accountants and lawyers with experience and expertise in election disclosure issues. Because of these and other efforts, Moxie's compliance record is unblemished; Moxie has never been fined or otherwise sanctioned or reprimanded by any election disclosure regulatory agency.

B. Overview of the 2010 38th Legislative District Senate Race

In the 2010 38th Legislative District Senate race, Moxie was hired by a group of progressive political entities to act as the general consultant on independent expenditures in support of Nick Harper and against Senator Berkey. Mr. Harper is one of two challengers to Senator Berkey; he filed as a Democrat. To fund this effort, numerous organizations—including various SEIU affiliated PACs, FUSE Washington, and PACs associated with the machinists and commercial workers unions, among others¹—contributed to Progress PAC. Progress PAC, in turn, along with DIME PAC,² funded Stand Up For Citizens PAC ("SUFC"), which made independent expenditures in support of Harper and against Senator Berkey. SUFC knocked on almost 34,000 doors, sent more than 150,000 pieces of mail to more than 19,000 households, made more than 15,000 live calls to voters, and paid for 1,395 television advertisements that aired over a two week period. In total, SUFC spent more than \$230,000 on its independent efforts to support Harper and oppose Senator Berkey.

There have been and can be no allegations of wrongdoing related to these activities, all of which are well-documented in PDC filings.

C. The Cut Taxes IE

In the first week of August, Moxie proposed to all of the entities that had participated in funding Progress PAC and SUFC that they develop a strategy to criticize Senator Berkey for voting to raise taxes, an attack from the right that Moxie believed might increase the likelihood that Senator Berkey would not advance to the general election from the top-two primary.³

¹ Many of the entities that participated in funding Progress PAC also participated and/or participate in funding other political committees, including 2nd Defense, a PAC that funded independent expenditures via For The People (another PAC) in the 2nd Legislative District.

² DIME PAC was formed in 2009 by the Washington State Labor Council.

³ With respect to SUFC and Cut Taxes IE activities, Moxie communicated only with representatives of the entities that participated in funding these activities who Moxie believed and understood were "independent" of all candidates and candidate committees in the 38th Legislative District.

Specifically, Moxie proposed forming two PACs (as it did with the other efforts in 38th Legislative District), one of which would communicate with a small, narrowly-targeted group of voters using two mailers and a robocall. At that time, Moxie understood that, for various political and practical reasons, this proposed strategy would be difficult and controversial and that many in the group would decline to participate.

Moxie believed and understood that broader policy agenda considerations, relationships between progressive political entities and Democratic legislators, and internal organizational political concerns might preclude many of the progressive political entities that participated in funding Progress PAC and SUFC from funding the proposed plan, considering the proposed content of the message of the communications. In addition, on account of all parties' compliance with firewalls and similar restrictions related to maintaining the independence of the SUFC and other expenditures, many of Moxie's contacts at the potential funding entities were unable to discuss the proposed plan internally and/or get any internal approval for the controversial proposed plan.

For these reasons, Moxie did not expect that all of the entities that participated in funding Progress PAC and/or SUFC would support or join the proposed plan; indeed, Moxie did not know whether *any* of the entities would join. And, as Moxie expected, many of the entities that participated in funding Progress PAC and/or SUFC were unable and/or unwilling to participate in funding the proposed plan.

By August 4, Moxie believed that it had been able to secure a tentative pledge for \$9,000 to execute on the proposed plan. Specifically, Moxie conferred with representatives of (1) DIME PAC, (2) the Washington Federation of State Employees and (3) independent PACs comprised primarily of lawyers—each of whom coincidentally were stakeholders in 2nd Defense; there were others—about funding the Cut Taxes IE by transferring surplus funds from 2nd Defense. Again, however, because of the political and practical concerns described above, Moxie always considered this pledge tentative and understood there was some risk that Moxie would have to absorb the cost of implementing the proposed plan. There were also logistical obstacles to overcome. Among other things, Moxie needed to determine whether there were sufficient funds in 2nd Defense, whether all the parties had been consulted, whether there was sufficient support from the PAC contributors for the expenditure to follow through with the pledge, and a process for ensuring that any transfer would be comply with all applicable laws and regulations.

Moxie then moved quickly to implement the proposed plan. On August 5, Moxie formed Cut Taxes PAC and Conservative PAC. On behalf of Cut Taxes PAC, which would be making the independent expenditure, Moxie designed the mailers and scripted the robocalls. Agents of DIME PAC, the Washington Federation of State Employees and the independent PACs comprised primarily of lawyers reviewed and/or approved the final versions of each of these

Mr. Phillip Stutzman
September 10, 2010
Page 4

voter communications. Cut Taxes PAC and Conservative PAC filed the required C4 reports on August 10.

The first mail piece dropped on August 10; the second mail piece dropped on August 11. Cut Taxes PAC filed the required C6 report for the mailers on August 11 (amended on August 12). The robocalls were made on August 13. Cut Taxes PAC filed the required C6 report for the robocalls on August 16.

Almost immediately following dissemination of the first mailing, Moxie began receiving press inquiries about the Cut Taxes IE. And as was not unexpected, after Moxie had executed on the plan and made the Cut Taxes IE, the tentative pledge from 2nd Defense did not immediately materialize and has not—and will not—be redeemed. Moxie continued to work to redeem the pledge. Even though to this date some but not all of the 2nd Defense stakeholders who in August supported a transfer of funds from 2nd Defense to Conservative PAC and then reviewed the Cut Taxes IE communications are still willing to fund the Cut Taxes IE, Moxie was simply unable to overcome all of the political, practical and logistical obstacles described above.

D. Respondents' Remediation Efforts

Between first receiving the Complaint and filing this response, the Respondents and their representatives have communicated with the PDC by phone on at least three occasions, as well as by email. In each instance, the Respondents have made clear that they always intended and still intend to comply with their disclosure obligations and diligently would take steps necessary to fulfill those requirements.

In one conversation with the PDC, the Respondents learned that funding *pledges* should be reported in Schedule B on the C4 report, and that there is no simple definition to determine when a potential or tentative commitment rises to the level of a reportable "pledge." Under the circumstances, although the pledge was never firm, Conservative PAC has determined that it will amend its August 10 C4 filing to report the tentative pledge from 2nd Defense out of an abundance of caution and in the spirit of complying as fully as possible with the letter and spirit of PDC disclosure obligations. With this response, therefore, Conservative PAC is amending that filing and the other related filings. Further, because the pledge was never redeemed, Cut Taxes PAC and Conservative PAC are filing the appropriate forms to show that Moxie now has made a contribution to Conservative PAC to cover all costs associated with the Cut Taxes IE, as well as new, related accounting expenses.

The Respondents take these steps as part of their good faith ongoing efforts to ensure absolute compliance with all disclosure requirements and to remedy any inadvertent disclosure deficiencies.

II. Respondents Have Not Violated the Law

A. The Reports Filed by Cut Taxes PAC and Conservative PAC Were and Are Accurate

At the time Conservative PAC made its last report prior to the primary election, it had not received any money from any source related to the Cut Taxes IE. There were, therefore, no monetary contributions to report. As discussed above, Moxie did communicate with representatives of certain entities related to potential funding of what would become the Cut Taxes IE, and these representatives participated in preparing the communications for the Cut Taxes IE. While Moxie hoped it would be able to secure funding on behalf of Conservative PAC, it was unable to do so. Conservative PAC still has not received any funding for the Cut Taxes IE from a source other than Moxie, and has no expectation of accepting any money from any source related to the Cut Taxes IE other than Moxie.

B. There Was No Intent to Conceal

The Complaint presents only one allegation – that the Respondents violated RCW 42.17.120. It does not allege that any of the Respondents violated any other provision of law. RCW 42.17.120 states:

No contribution shall be made and no expenditure shall be incurred, directly or indirectly, in a fictitious name, anonymously, or by one person through an agent, relative, or other person in such a manner as to conceal the identity of the source of the contribution or in any other manner so as to effect concealment.

The Respondents respectfully submit that there is simply no "concealment" here. To the contrary, as noted above, all reports filed by Cut Taxes PAC and Conservative PAC were accurate, though potentially incomplete, when made and have been further amended to fully disclose the tentative pledge described above.

Instead, the crux of the Complaint seems to be that a contribution from one PAC (Conservative PAC) to another (Cut Taxes PAC) constitutes "concealment" within the meaning of the statute. This is flatly wrong. As stated on the PDC website and in its manual for political committees, PAC-to-PAC contributions are both legal and common.⁴ Furthermore and consistent with this

⁴ Washington State Public Disclosure Commission, Political Committees: 2010 Campaign Disclosure Instructions, at p.2, available at <http://www.pdc.wa.gov/archive/filerassistance/manuals/pdf/2010/2010.Man.Comm.pdf> (noting that "Political committees typically spend money to . . . make contributions to candidates or other committees.") (emphasis added); see also <http://www.pdc.wa.gov/filers/page2.aspx?c1=57&c2=159> (stating that PACs can make unlimited contributions to other PACs).

legal and authoritative guidance, it is a common practice in Washington State across the political spectrum; Moxie has utilized this practice many times in the past; and, in fact, Moxie utilized this practice with its pro-Harper/anti-Berkey efforts through Progress PAC and SUFC.

Courts and the PDC have found a violation of RCW 42.17.120 only in cases of fraudulent reports and other blatant misconduct that are far removed from the Respondents' good faith efforts to comply with all public disclosure requirements.

The Respondents have identified only a single published case in which a court has found a violation of this statute.⁵ *State ex rel. Washington State Public Disclosure Com'n v. Permanent Offense*, 136 Wn. App. 277 (2006). There, Tim Eyman conspired with another individual to cloak the fact that he profited from his initiative work by creating a sham corporation that billed a PAC arbitrary amounts without providing any actual services. The scheme was devised for the purpose of cloaking the fact that Eyman was drawing a defined annual salary. As the Court noted, the amounts charged by the sham corporation "were not related to actual services rendered, but were sham numbers based upon the ultimate goal of providing Eyman with a particular dollar amount by the end of the year."

Likewise, the Respondents studied the PDC's enforcement actions involving RCW 42.17.120, which also involve blatant misconduct. By way of example, in PDC Case No. 07-039, the PDC found a violation of RCW 42.17.120 where a campaign treasurer accepted two \$1,000 contributions from a contributor who wished to remain anonymous and then reported *herself and her husband* as the source of the contributions.⁶

There are simply no similar efforts at willful concealment here. Instead, Moxie made the difficult decision to proceed with the Cut Taxes IE in the hopes that it quickly could clear the political, practical and logistical obstacles identified above and thereby secure funding for that effort—that the tentative pledge would be redeemed. In full compliance with RCW 42.17.040-090, Cut Taxes PAC and Conservative PAC were created and have disclosed all contributions received and expenditures made. And indeed, Cut Taxes PAC properly and specifically reported the expenditure made to Moxie for its production of the Cut Taxes IE. Thus, if the Respondents were attempting to, in Senator Berkey's words, "hide their efforts to unseat me," it is puzzling

⁵ Another case involving RCW 42.17.120 pertained to criminal charges brought against, among others, Frank Colacurcio, Sr. stemming from his efforts to have the Seattle City Council rezone a strip club parking lot. *State v. Conte*, 159 Wn.2d 797 (2007). Among the allegations in the case, prosecutors alleged that the Colacurcio had reimbursed the full amount of contributions made by 14 other individuals to City Council reelection campaigns. These contributions totaled \$36,000. The defendants conceded that this scheme, if proven, violated RCW 42.17.120.

⁶ <http://www.pdc.wa.gov/home/enforcement/results/pdfs/2006/07039.Order.pdf>.

that they did so utilizing a mechanism that *publicly disclosed to the PDC the producer of the Cut Taxes IE*. There is no violation of RCW 42.17.120 here.

III. No Effect on Election

Finally, while the Complaint makes the naked claim that the Cut Taxes IE "likely had a material effect" on the election, this is pure and rank speculation. There is no evidence to suggest that the Cut Taxes IE probably affected the outcome of the election.

First, although the Complaint suggests that there is a "strong correlation to the timing of the mailers and the votes counted in the later returns," this claim is not borne out by the facts. Evidence shows that late ballots in *all* elections across Snohomish County were breaking in favor of conservative and Republican candidates. For example, on primary election night (August 17, 2010), the Democratic vote in the Second Congressional District in Snohomish County was 50.7% and the Republican vote was 48.6%. Post-election night returns showed the Democratic vote falling by 4.4% (to 46.3%) and the Republican vote rising by 4.4% (to 53%). There was similar movement in the adjoining 44th Legislative District – entirely within Snohomish County, like the 38th Legislative District – where the Democratic vote total fell 4.7% between election night and post-election returns and the Republican vote total rose the same amount (excluding write-ins). Consistent with these countywide and adjoining district trends, in the 38th Legislative District, the Democratic vote fell by 5% between election night and post-election night returns and the conservative vote rose by 4.8% in the same period. These data demonstrate clearly and dispositively that there is not any correlation, much less a "strong correlation," between the Cut Taxes IE and the rise in post-election night conservative and Republican vote totals. It happened across the entire district and county, even in those areas not targeted by the Cut Taxes IE.

Second, numerous other factors might have, and probably did, impact the results of the election. For one thing, Senator Berkey did not mount a particularly active campaign. As of August 9, Senator Berkey had raised more than \$100,000 but still had more than \$70,000 cash on hand. Meanwhile, according to reports filed with the PDC, a total of more than \$390,000 was spent by candidates and political committees other than Senator Berkey. The Cut Taxes IE represented a miniscule percentage of this total.

Moreover, of the 7,561 voters to whom mailers were sent as part of the Cut Taxes IE, a sizable number—more than 2,800—*did not vote at all*. There is simply no evidence that the Cut Taxes IE had *any* effect whatsoever on the outcome of the election.

In sum, to the extent that the Complaint (and other statements and communications) suggest that Senator Berkey is preparing to make the extraordinary request that the results of the primary election be thrown out, the Respondents respectfully submit that there is simply no factual or legal basis for such a request.

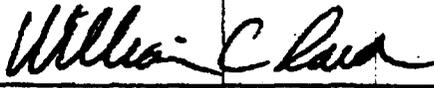
Mr. Phillip Statzman
September 10, 2010
Page 8

IV. Conclusion

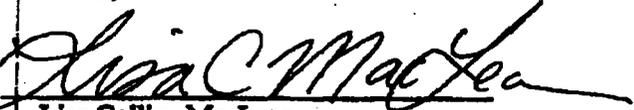
The Respondents take their obligation to comply with all disclosure requirements with the utmost seriousness. Accordingly, the Respondents have acted promptly to ensure that all information regarding the source of the Cut Taxes IE has been disclosed to the PDC. At no point have the Respondents' actions had the purpose or effect of concealing the source of the Cut Taxes IE. The Respondents therefore respectfully request that the PDC dismiss the Complaint.

Very truly yours,

Perkins Cole LLP

By: 
William C. Rava

Moxie Media, Inc.

By: 
Lisa Collins MacLean
Owner

Cc: Tony Perkins, PDC (by email only)

66711-0000/LEGAL191152072



Cody Arledge <codyarledge12@gmail.com>

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OCT 07 2010

FWD38 Tracking Poll and Next Steps

1 message

Public Disclosure Commission

Tue, Aug 3, 2010 at 8:27 PM

Lisa MacLean <lisa@moxiemedi**.biz**>

To: Aaron Ostrom <aaron@fusewashington.org>, Cody Arledge <codyarledge12@gmail.com>, Sandra Schroeder <:sschroeder@aftwa.org>, Michael Temple <Michael@washingtonjustice.org>, Rick Chisa <rchisa@pseofwa.org>, Treasure Mackley <tmackley@seiuwa.org>, Greg Markley <greg@wscff.org>, John Donaghy <johnd@seiu1199nw.org>, Steve Williamson <swilliamson@ufcw21.org>, Susan Palmer <susanp@iam751.org>, Anne Smyth <asmith@pseofwa.org>, Adam Glickman <Adam.Glickman@seiu775.org>, Kathy Cummings <KCummings@wslc.org>, Tricia Schroeder <tschroeder@seiu925.org>, Leigh Pate <leigh@patepublicaffairs.com>
Cc: Emma Tupper <emma@moxiemedi**.biz**>, Ian Stewart <ian@emcresearch.com>

Tomorrow I will propose additional mail and automated phones to likely-voting Republican and Independent households hitting Berkeley from the Right on tax increases. This will show up late and be sponsored by a new PAC. This will require some additional funding, but shouldn't cost too much. We will need to go to print in the next 48 hours. Please stay tuned and watch this space. Thanks.

Lisa MacLean, partner & principal

MOXIE MEDIA

206-322-6009 p.

206-322-6108 f.

206-669-4355 c.

[www.moxiemedi**.biz**](http://www.moxiemedi.biz)

Begin forwarded message:

From: "Ian Stewart" <ian@emcresearch.com>

Date: August 3, 2010 5:04:47 PM PDT

To: "Lisa MacLean" <lisa@moxiemedi**.biz**>

Subject: Appendix

Attached.

Short answer is we're definitely moving the needle but the deal is not closed.

This is preliminary, but looking like we need some help among Male Dems, and a narrowcast tax message only to Inds and Reps that tells them Berkeley raised taxes and there is a Republican (which is what Conservative means) that they should vote for might be helpful. More as we pick through the group sizes.

Ian Stewart

811 First Avenue, Suite 451

Seattle, WA 98104
ian@EMCResearch.com
tel: 206-652-2454 x 2
mobile: 206-851-3099

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OCT 07 2010

Public Disclosure Commission

10-4320 apx.pdf
132K

Tony Perkins

From: Michael Temple [michael@washingtonjustice.org]
Sent: Monday, October 04, 2010 11:30 AM
To: Tony Perkins
Subject: FW: LD38 URGENT - more spending?

Importance: High

Michael Temple
360 951 0006
michael@washingtonjustice.org

From: Lisa MacLean [mailto:lisa@moxiemedi.biz]
Sent: Wednesday, August 04, 2010 2:55 PM
To: Aaron Ostrom; Cody Arledge; Sandra Schroeder; Michael Temple; Rick Chisa; Treasure Mackley; Greg Markley; John Donaghy; Collin Jergens; Steve Williamson; Anne Smyth; Susan Palmer; Adam Glickman; Kathy Cummings; Tricia Schroeder
Subject: LD38 URGENT - more spending?
Importance: High

We propose two cards and one robocall targeted to 5,293 households (likely primary voters with 0-30 partisan score plus Strong and Likely IDed Republicans, Independents and Independent-Lean Republicans). The pieces would be designed now and printed late tomorrow, dropping the last two possible days in the primary election (8/10 and 8/11) with a unique robo call to this universe on Friday 8/13. The message would be Rod Rieger opposes the tax increases that Jean Berkey supported.

Will be paid for by Cut Taxes PAC with sole Top 5 contributor being Conservative PAC. This would not show up at the PDC until 8/11 as a C6 and it would likely take much longer for any reporter or blogger to link it to any of you before election day.

We need \$9,000 to pull this off. This this is good insurance in a race we DO NOT want to see back in the general election.

Who can contribute more and/or redirect money from other Forward PAC races?

Need a green light by 4 PM TODAY if possible.

Thanks.

Lisa MacLean, partner & principal
MOXIE MEDIA
206-322-6009 p.
206-322-6108 f.
206-669-4355 c.
www.moxiemedi.biz

Tony Perkins

From: Kathy Cummings [KCummings@wslc.org]
Sent: Wednesday, August 04, 2010 3:06 PM
To: Lisa MacLean
Subject: RE: LD38 URGENT - more spending?

Why is there that much left over in LD02? Is there more we could be doing there?

I thought I read that SEIU was going to be matching DIME's money in the 38th – wasn't that in Publicola yesterday? Are they planning to be part of this effort?

WSAJ wasn't part of LD 02 I don't think....

Kathy Cummings

Office 206 281-8901 ex 28
Cell 206 604-3698

From: Lisa MacLean [mailto:lisa@moxiemedia.biz]
Sent: Wednesday, August 04, 2010 3:02 PM
To: Michael Temple; Cody Arledge; Kathy Cummings
Subject: Re: LD38 URGENT - more spending?

there is \$30K leftover and on hand in LD2 PAC

how much could I move to LD38 for WSAJ, WSFE, DIME?

Lisa MacLean, partner & principal
MOXIE MEDIA
206-322-6009 p.
206-322-6108 f.
206-669-4355 c.
www.moxiemedia.biz

On Aug 4, 2010, at 2:57 PM, Michael Temple wrote:

I am ok with shift if Chiro comes in

Michael Temple
360-951-0006

On Aug 4, 2010, at 2:55 PM, Lisa MacLean <lisa@moxiemedia.biz> wrote:

We propose two cards and one robocall targeted to 5,293 households (likely primary voters with 0-30 partisan score plus Strong and Likely IDed Republicans, Independents and Independent-Lean Republicans). The pieces would be designed now and printed late tomorrow, dropping the last two possible days in the primary election (8/10 and 8/11) with a unique robo call to this

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Thanks.

Lisa MacLean, partner & principal

MOXIE MEDIA

206-322-6009 p.

206-322-6108 f.

206-669-4355 c.

www.moxiemedia.biz

Filters Used:
1 Tagged Record

Phone Report

Form Format

Date Printed: 10/11/2010
Time Printed: 9:03AM
Printed By: TPERKI

Date 10/04/2010 Time 10:58AM - 11:09AM Duration - 0.18 (hours) Case
Subject Informal interview in PDC Case 11-015, Moxie Media Staff
Client CaseRef CaseNo
In From Michael Temple To TPERKINS
Phone1 Phone2 Phone3
Reminders (days before) Follow N Done N Notify N Hide N Trigger N Private N Status
Read Y Personal N Hold N Urgent N On Hold N Call Back N Returned N Will Call N
User1 User3
User2 User4

Questions re: email correspondence to and from Lisa MacLean

His August 4, 2010 email to Lisa (2:57pm): "I am ok with shift if Chiro comes in"

He said that this alluded to the question of whether there would be enough money in 2nd Defense PAC to use in LD38. It was his understanding that a chiropractic PAC or association wanted to get involved in their efforts in the LD2 race to support Tom Campbell. However, he did not have a particular contributor in mind when he said this. I asked him how it came to his attention that chiropractors generally wanted to get involved in their efforts in LD2. He said he wasn't sure—that he may have spoken with Lori Bielinski, lobbyist for the Washington State Chiropractic Assn, or it may have been Lisa herself who told him.

Lisa's August 4, 2010 email to him and others (3:11pm): "WSAJ will move \$3,750 from another PAC."

I asked him whether he knew what PAC Lisa was referring to. He said he believed that they had only discussed using funds from 2nd Defense PAC, so that would be the PAC.

Tony Perkins

From: Michael Temple [michael@washingtonjustice.org]
Sent: Monday, October 04, 2010 11:30 AM
To: Tony Perkins
Subject: FW: LD38 URGENT - more spending?

Importance: High

Michael Temple
360 951 0006
michael@washingtonjustice.org

From: Lisa MacLean [mailto:lisa@moxiemedia.biz]
Sent: Wednesday, August 04, 2010 3:11 PM
To: Lisa MacLean
Cc: Aaron Ostrom; Cody Arledge; Sandra Schroeder; Michael Temple; Rick Chisa; Treasure Mackley; Greg Markley; John Donaghy; Collin Jergens; Steve Williamson; Anne Smyth; Susan Palmer; Adam Glickman; Kathy Cummings; Tricia Schroeder
Subject: Re: LD38 URGENT - more spending?
Importance: High

WSAJ will move \$3,750 from another PAC. That leaves us looking for \$5,250. Anyone?

Lisa MacLean, partner & principal
MOXIE MEDIA
206-322-6009 p.
206-322-6108 f.
206-669-4355 c.
www.moxiemedia.biz

On Aug 4, 2010, at 2:55 PM, Lisa MacLean wrote:

We propose two cards and one robocall targeted to 5,293 households (likely primary voters with 0-30 partisan score plus Strong and Likely IDed Republicans, Independents and Independent-Lean Republicans). The pieces would be designed now and printed late tomorrow, dropping the last two possible days in the primary election (8/10 and 8/11) with a unique robo call to this universe on Friday 8/13. The message would be Rod Rieger opposes the tax increases that Jean Berkey supported.

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Need a green light by 4 PM TODAY if possible.

Thanks.

Lisa MacLean, partner & principal

MOXIE MEDIA

206-322-6009 p.

206-322-6108 f.

206-669-4355 c.

www.moxiemedia.biz

Tony Perkins

From: Kathy Cummings [KCummings@wslc.org]
Sent: Wednesday, August 04, 2010 4:05 PM
To: Lisa MacLean
Subject: RE: LD38 URGENT - more spending?

Lisa, move \$2,500 out of the LD02 fund from DIME and then see who will put the rest in for this effort in the 38th.

I understand this is important...

Kathy Cummings

Office 206 281-8901 ex 28
Cell 206 604-3698

From: Lisa MacLean [mailto:lisa@moxiemedi.biz]
Sent: Wednesday, August 04, 2010 3:49 PM
To: Kathy Cummings
Subject: Re: LD38 URGENT - more spending?

thank you!

Lisa MacLean, partner & principal
MOXIE MEDIA
206-322-6009 p.
206-322-6108 f.
206-669-4355 c.
www.moxiemedi.biz

On Aug 4, 2010, at 3:43 PM, Kathy Cummings wrote:

Checking with some of the DIME firewalled folks now.

Kathy Cummings

Office 206 281-8901 ex 28
Cell 206 604-3698

From: Lisa MacLean [mailto:lisa@moxiemedi.biz]
Sent: Wednesday, August 04, 2010 3:11 PM
To: Lisa MacLean
Cc: Aaron Ostrom; Cody Arledge; Sandra Schroeder; Michael Temple; Rick Chisa; Treasure Mackley; Greg Markley; John Donaghy; Collin Jergens; Steve Williamson; Anne Smyth; Susan Palmer; Adam Glickman; Kathy Cummings; Tricia Schroeder
Subject: Re: LD38 URGENT - more spending?
Importance: High

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Lisa MacLean, partner & principal
MOXIE MEDIA
206-322-6009 p.
206-322-6108 f.
206-669-4355 c.
www.moxiemedia.biz

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Lisa MacLean, partner & principal
MOXIE MEDIA
206-322-6009 p.
206-322-6108 f.
206-669-4355 c.
www.moxiemedia.biz

Tony Perkins

From: Michael Temple [michael@washingtonjustice.org]
Sent: Monday, October 04, 2010 11:31 AM
To: Tony Perkins
Subject: FW: LD38 URGENT - more spending?

Importance: High

Michael Temple
360 951 0006
michael@washingtonjustice.org

From: Lisa MacLean [mailto:lisa@moxiemedia.biz]
Sent: Wednesday, August 04, 2010 4:12 PM
To: Lisa MacLean
Cc: Aaron Ostrom; Cody Arledge; Sandra Schroeder; Michael Temple; Rick Chisa; Treasure Mackley; Greg Markley; John Donaghy; Collin Jergens; Steve Williamson; Anne Smyth; Susan Palmer; Adam Glickman; Kathy Cummings; Tricia Schroeder
Subject: Re: LD38 URGENT - more spending?
Importance: High

okay we are funded at \$9K thanks to DIME, WSAJ and WFSE. thanks!

Lisa MacLean, partner & principal
MOXIE MEDIA
206-322-6009 p.
206-322-6108 f.
206-669-4355 c.
www.moxiemedia.biz

On Aug 4, 2010, at 2:55 PM, Lisa MacLean wrote:

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Cody Arledge <codyarledge12@gmail.com>

FWD38 GOP/IND Mail

Public Disclosure Commission

6 messages

Lisa MacLean <lisa@moxiemedia.biz>

Thu, Aug 5, 2010 at 9:02 AM

To: Michael Temple <Michael@washingtonjustice.org>, Cody Arledge <codyarledge12@gmail.com>, Kathy Cummings <kcummings@wsic.org>

Cc: Emma Tupper <emma@moxiemedia.biz>

Need your sign-off ASAP today on these two mail pieces.

Please remember that we are simulating crappy GOP mail.

Thanks.

Lisa MacLean, partner & principal

MOXIE MEDIA

206-322-6009 p.

206-322-6108 f.

206-669-4355 c.

www.moxiemedia.biz

2 attachments

 FWD38 Tax 1 COMP A.pdf
372K

 FWD38 Tax 2 COMP A.pdf
273K

Lisa MacLean <lisa@moxiemedia.biz>

Thu, Aug 5, 2010 at 10:20 AM

To: Cody Arledge <codyarledge12@gmail.com>, Michael Temple <Michael@washingtonjustice.org>, Kathy Cummings <kcummings@wsic.org>

please see Adam's comments that I solicited on the 38 GOP/IND mail below...

needing your feedback ASAP

thanks

Lisa MacLean, partner & principal

MOXIE MEDIA

206-322-6009 p.

206-322-6108 f.

206-669-4355 c.

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Begin forwarded message:

Public Disclosure Commission

From: "Adam Glickman" <Adam.Glickman@seiu775.org>
Date: August 5, 2010 10:18:30 AM PDT
To: "Lisa MacLean" <lisa@moxiemedia.biz>
Subject: Re: FWD38 GOP/IND Mail

Sure

Sent from my iPhone

On Aug 5, 2010, at 10:09 AM, "Lisa MacLean" <lisa@moxiemedia.biz> wrote:

would you like me to share your comments with the funders?

Lisa MacLean, partner & principal

MOXIE MEDIA

206-322-6009 p.

206-322-6108 f.

206-669-4355 c.

www.moxiemedia.biz

On Aug 5, 2010, at 10:04 AM, Adam Glickman wrote:

Not enuf to risk the blowback from d's on the issue.

Sent from my iPhone

On Aug 5, 2010, at 9:21 AM, "Lisa MacLean" <lisa@moxiemedia.biz> wrote:

but do you think Republicans and GOP-leaning Independents will like it?

Lisa MacLean, partner & principal

MOXIE MEDIA

206-322-6009 p.

206-322-6108 f.

206-669-4355 c.

www.moxiemedia.biz

On Aug 5, 2010, at 9:17 AM, Adam Glickman wrote:

I really like piece 1.
I really dislike piece 2.

Sent from my iPhone

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OCT 07 2010

Public Disclosure Commission

Lisa MacLean <lisa@moxiemedia.biz>

Thu, Aug 5, 2010 at 10:32 AM

To: Kathy Cummings <KCummings@wsic.org>

Cc: Cody Arledge <codyarledge12@gmail.com>, Michael Temple <Michael@washingtonjustice.org>, Adam Glickman <Adam.Glickman@seiu775.org>

would it help to take Berkey out of it and make it more of a generic attack on "politicians in Olympia?"

Lisa MacLean, partner & principal

Moxie Media

206-322-6009 p.

206-322-6108 f.

206-669-4355 c.

www.moxiemedia.biz

On Aug 5, 2010, at 10:30 AM, Kathy Cummings wrote:

I have to agree with Adam The second one is too much – the blowback would be ferocious

Kathy Cummings

Office 206 281-8901 ex 28

Cell 206 604-3698

From: Lisa MacLean [mailto:lisa@moxiemedia.biz]

Sent: Thursday, August 05, 2010 10:21 AM

To: Cody Arledge; Michael Temple; Kathy Cummings

Subject: Fwd: FWD38 GOP/IND Mail

[Quoted text hidden]

Adam Glickman <Adam.Glickman@seiu775.org>

Thu, Aug 5, 2010 at 10:37 AM

To: Lisa MacLean <lisa@moxiemedia.biz>, Kathy Cummings <KCummings@wsic.org>

Cc: Cody Arledge <codyarledge12@gmail.com>, Michael Temple <Michael@washingtonjustice.org>

My 2-cents, not that I'm paying for it, would be to do something like the first piece, and if you think you need to go a little further on taxes, you can focus more on his general opposition to taxes and spending and I think a line like "Rod Rieger opposed overturning the 2/3 requirement for tax increase,

and opposed the tax increases that Jean Berkey voted for" would probably be ok.

RECEIVED

OCT 07 2010

From: Lisa MacLean [mailto:lisa@moxiemedia.biz]
Sent: Thursday, August 05, 2010 10:32 AM
To: Kathy Cummings
Cc: Cody Arledge; Michael Temple; Adam Glickman

Public Disclosure Commission

[Quoted text hidden]

[Quoted text hidden]

Lisa MacLean <lisa@moxiemedia.biz>

Thu, Aug 5, 2010 at 10:43 AM

To: Kathy Cummings <KCummings@wslc.org>

Cc: Adam Glickman <Adam.Glickman@seiu775.org>, Cody Arledge <codyarledge12@gmail.com>, Michael Temple <Michael@washingtonjustice.org>

coming soon

Lisa MacLean, partner & principal

MOXIE MEDIA

206-322-6009 p.

206-322-6108 f.

206-669-4355 c.

www.moxiemedia.biz

On Aug 5, 2010, at 10:41 AM, Kathy Cummings wrote:

I'd go for that.....

Kathy Cummings

Office 206 281-8901 ex 28

Cell 206 504-3698

From: Adam Glickman [mailto:Adam.Glickman@seiu775.org]

Sent: Thursday, August 05, 2010 10:37 AM

To: Lisa MacLean; Kathy Cummings

Cc: Cody Arledge; Michael Temple

Subject: RE: FWD38 GOP/IND Mail

[Quoted text hidden]

Cody <codyarledge12@gmail.com>
To: Lisa MacLean <lisa@moxiemedia.biz>

Thu, Aug 5, 2010 at 11:02 AM

Cc: Kathy Cummings <KCummings@wslc.org>, Adam Glickman <Adam.Glickman@seiu775.org>, Michael Temple <Michael@washingtonjustice.org>

It's a very nice piece. I wish the republicans would do something that good.

~ Cody
360.359.1238 (c)
Sent from my iPhone

[Quoted text hidden]

RECEIVED

OCT 07 2010

Public Disclosure Commission

IT'S TIME FOR A CHANGE!

Republican Rod Rieger is a
fiscal conservative who believes in:

★ Smaller Government

★ Lower Taxes

★ More Transparency

★ Less Bureaucracy

He will fight in Olympia to help Washington State become more
business-friendly to bring companies and new jobs to our area.

★ ★ ★ On Tue, Aug 17 ★ ★ ★

Vote Rod Rieger

Republican for State Senate



**Democrat
Senator
Jean Berkey
voted for
\$757 million
in new taxes
and to make
it easier for
politicians to
raise taxes.**

**We've had
enough!**



When times are this tough...

No candidate authorized
this ad. It is paid for by
Cut Taxes PAC
PO Box 253
Everett, WA 98206.
Top Five Contributors:
Conservative PAC

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OCT 07 2010

Postal Credit Services

PRSR STD
U.S. Postage
PAID
Campaign Mail

The last thing we need is higher taxes from Jean Berkey.



The Seattle Times
2/11/10
State Senate votes
to rescind I-960's
tax limitations

Herald
4/13/10
Lawmakers
end session
with taxes...

State Senator Jean Berkey voted for \$757 million in new taxes this year.

And she voted to make it easier for politicians to raise taxes, suspending a voter-approved initiative requiring a 2/3rd majority to change tax policies.

All during the worst recession we've faced in a generation.

It's time for a new leader who will hold the line.

Republican Rod Rieger will fight for lower taxes.

**Vote Tuesday,
August 17th**

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OCT 07 2010

G O I I

RECEIVED

OCT 07 2010

Cody Arledge <codyarledge12@gmail.com>

Public Disclosure Commission

FWD38 Tax 2 COMP B

10 messages

Lisa MacLean <lisa@moxiemedi**.biz**>

Thu, Aug 5, 2010 at 12:44 PM

To: Michael Temple <Michael@washingtonjustice.org>, Cody Arledge <codyarledge12@gmail.com>, Kathy Cummings <kcummings@wslc.org>

Cc: Adam Glickman <Adam.Glickman@seiu775.org>, Emma Tupper <emma@moxiemedi**.biz**>

How does this work?

Lisa MacLean, partner & principal

Moxie Media

206-322-6009 p.

206-322-6108 f.

206-669-4355 c.

[www.moxiemedi**.biz**](http://www.moxiemedi.biz)

 FWD38 Tax 2 COMP B.pdf
262K

Kathy Cummings <KCummings@wslc.org>

Thu, Aug 5, 2010 at 12:46 PM

To: Lisa MacLean <lisa@moxiemedi**.biz**>, Michael Temple <Michael@washingtonjustice.org>, Cody Arledge <codyarledge12@gmail.com>

Cc: Adam Glickman <Adam.Glickman@seiu775.org>, Emma Tupper <emma@moxiemedi**.biz**>

Better for me.

Kathy Cummings

Office 206 281-8901 ex 28

Cell 206 604-3598

From: Lisa MacLean [mailto:[lisa@moxiemedi**.biz**](mailto:lisa@moxiemedi.biz)]

Sent: Thursday, August 05, 2010 12:45 PM

To: Michael Temple; Cody Arledge; Kathy Cummings

Cc: Adam Glickman; Emma Tupper

Subject: FWD38 Tax 2 COMP B

RECEIVED

OCT 07 2010

[Quoted text hidden]

Public Disclosure Commission

Adam Glickman <Adam.Glickman@seiu775.org>

Thu, Aug 5, 2010 at 12:50 PM

To: Lisa MacLean <lisa@moxiemedia.biz>, Michael Temple <Michael@washingtonjustice.org>, Cody Arledge <codyarledge12@gmail.com>, Kathy Cummings <kcummings@wslc.org>

Cc: Emma Tupper <emma@moxiemedia.biz>

Seems safer. Not sure why we need yet another committee though – can't we just use conservative pac?

From: Lisa MacLean [mailto:lisa@moxiemedia.biz]

Sent: Thursday, August 05, 2010 12:45 PM

To: Michael Temple; Cody Arledge; Kathy Cummings

Cc: Adam Glickman; Emma Tupper

Subject: FWD38 Tax 2 COMP B

How does this work?

[Quoted text hidden]

Lisa MacLean <lisa@moxiemedia.biz>

Thu, Aug 5, 2010 at 12:54 PM

To: Adam Glickman <Adam.Glickman@seiu775.org>

Cc: Michael Temple <Michael@washingtonjustice.org>, Cody Arledge <codyarledge12@gmail.com>, Kathy Cummings <kcummings@wslc.org>, Emma Tupper <emma@moxiemedia.biz>

I am trying to provide as much cover to funders as possible. And don't want funder names on pieces as top 5 contributors. funder money will not move until after the primary. the expenses for these pieces and the auto-call will be listed only as debts.

Lisa MacLean, partner & principal

Moxie Media

206-322-6009 p.

206-322-6108 f.

206-669-4355 c.

www.moxiemedia.biz

[Quoted text hidden]

Lisa MacLean <lisa@moxiemedia.biz>

Thu, Aug 5, 2010 at 12:55 PM

To: Adam Glickman <Adam.Glickman@seiu775.org>

Cc: Michael Temple <Michael@washingtonjustice.org>, Cody Arledge <codyarledge12@gmail.com>, Kathy Cummings <kcummings@wslc.org>, Emma Tupper <emma@moxiemedia.biz>

can we go to print with both pieces now?

Lisa MacLean, partner & principal

206-322-6009 p.
206-322-6108 f.
206-669-4355 c.

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OCT 07 2010

Public Disclosure Commission

On: Aug 5, 2010, at 12:50 PM. Adam Glickman wrote:

[Quoted text hidden]

Kathy Cummings <KCummings@wslc.org>

Thu, Aug 5, 2010 at 12:55 PM

To: Lisa MacLean <lisa@moxiemedi.biz>, Adam Glickman <Adam.Glickman@seiu775.org>

Cc: Michael Temple <Michael@washingtonjustice.org>, Cody Arledge <codyarledge12@gmail.com>, Emma Tupper <emma@moxiemedi.biz>

DIME pac says go

Kathy Cummings

Office 206 281-8901 ex 28

Cell 206 604-3698

From: Lisa MacLean [mailto:lisa@moxiemedi.biz]

Sent: Thursday, August 05, 2010 12:55 PM

To: Adam Glickman

Cc: Michael Temple; Cody Arledge; Kathy Cummings; Emma Tupper

Subject: Re: FWD38 Tax 2 COMP B

[Quoted text hidden]

Michael Temple <michael@washingtonjustice.org>

Thu, Aug 5, 2010 at 12:57 PM

To: Kathy Cummings <KCummings@wslc.org>

Cc: Lisa MacLean <lisa@moxiemedi.biz>, Adam Glickman <Adam.Glickman@seiu775.org>, Cody Arledge <codyarledge12@gmail.com>, Emma Tupper <emma@moxiemedi.biz>

Ok

Michael Temple
360-951-0006

[Quoted text hidden]

Lisa MacLean <lisa@moxiemedi**.biz**>

Thu, Aug 5, 2010 at 1:23 PM

To: Kathy Cummings <KCummings@wsic.org>

Cc: Adam Glickman <Adam.Glickman@seiu775.org>, Michael Temple <Michael@washingtonjustice.org>, Cody Arledge <codyarledge12@gmail.com>, Emma Tupper <emma@moxiemedi**.biz**>

we are moving forward with production
sorry for the rushed timeline

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OCT 07 2010

Public Disclosure Commission

Lisa MacLean, partner & principal

206-322-6009 p.
206-322-6108 f.
206-669-4355 c.

[www.moxiemedi**.biz**](http://www.moxiemedi.biz)

[Quoted text hidden]

Cody <codyarledge12@gmail.com>

Thu, Aug 5, 2010 at 2:27 PM

To: Michael Temple <michael@washingtonjustice.org>

Concur. Keep the additional PAC please.

~ Cody
360.359.1238 (c)
Sent from my iPhone

[Quoted text hidden]

Cody <codyarledge12@gmail.com>

Mon, Sep 6, 2010 at 9:48 PM

To: Lisa MacLean <lisa@moxiemedi**.biz**>

~ Cody
360.359.1238 (c)
Sent from my iPhone

Begin forwarded message:

From: Lisa MacLean <lisa@moxiemedi**.biz**>

Date: August 5, 2010 12:44:49 PM PDT

To: Michael Temple <Michael@washingtonjustice.org>, Cody Arledge <codyarledge12@gmail.com>, Kathy Cummings <kcumming**s@wsic.org**>

Cc: Adam Glickman <Adam.Glickman@seiu775.org>, Emma Tupper <emma@moxiemedi**.biz**>

Subject: FWD38 Tax 2 COMP B

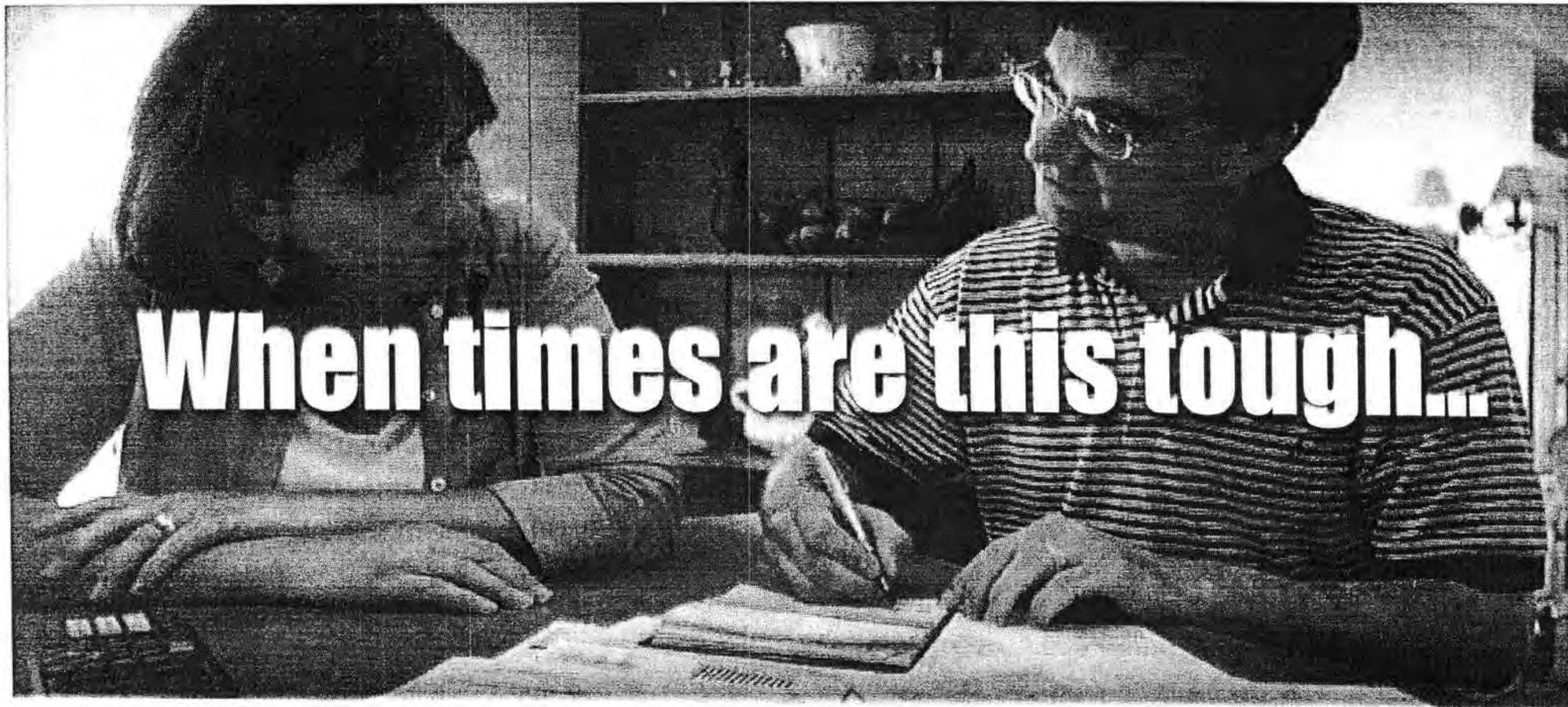
[Quoted text hidden]

 **FWD38 Tax 2 COMP B.pdf**
262K

RECEIVED

OCT 07 2010

Public Disclosure Commission



When times are this tough...

No candidate authorized this ad. It is
paid for by Cut Taxes PAC (Henry Underhill)
PO Box 253, Everett, WA 98206.
Top Five Contributors: Conservative PAC

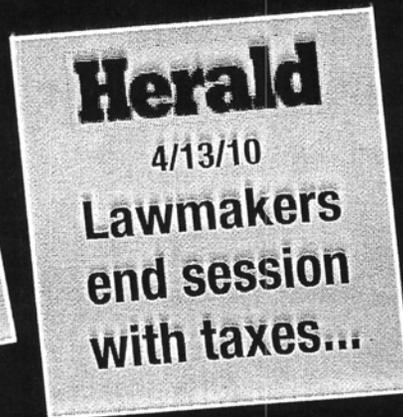
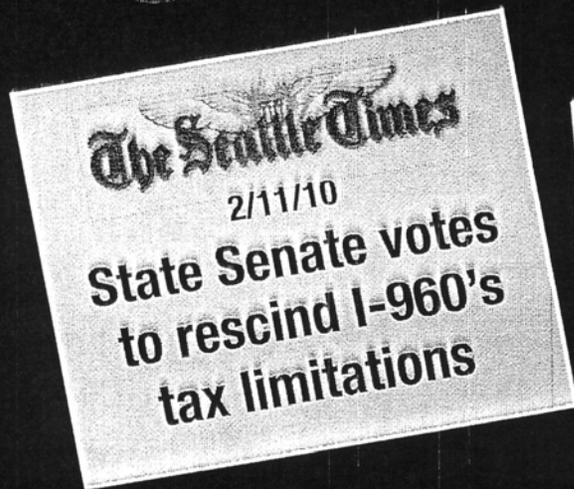
RECEIVED

2007 07 01

PRSRT STD
U.S. Postage
PAID
Campaign Mail

The last thing we need is higher taxes.

Rod Rieger opposes making it easier for the politicians in Olympia to raise taxes.



And he opposes the tax increases State Senator Jean Berkey voted for.

It's time for a new leader who will hold the line.

Republican Rod Rieger will fight for lower taxes.

Vote Tuesday, August 17th

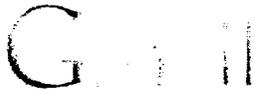
RECEIVED

OCT 07 2010
Exhibit 12, Page 7 of 7
Public Disclosure Commission

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001 07 2010

Public Disclosure Commission



Cody Arledge <codyarledge12@gmail.com>

FWD38 GOP/IND Robocall Script

5 messages

Lisa MacLean <lisa@moxiemedi**.biz**>

Thu, Aug 5, 2010 at 1:22 PM

To: Kathy Cummings <kcummings@wslc.org>, Michael Temple <Michael@washingtonjustice.org>, Cody Arledge <codyarledge12@gmail.com>

Cc: Adam Glickman <Adam.Glickman@seiu775.org>, Emma Tupper <emma@moxiemedi**.biz**>

Please approve.

Lisa MacLean, partner & principal

MOXIEMEDIA

206-322-6009 p.

206-322-6108 f.

206-669-4355 c.

[www.moxiemedi**.biz**](http://www.moxiemedi.biz)

FWD38 GOP:IND Robocall.pdf
22K

Adam Glickman <Adam.Glickman@seiu775.org>

Thu, Aug 5, 2010 at 1:24 PM

To: Lisa MacLean <lisa@moxiemedi**.biz**>, Kathy Cummings <kcummings@wslc.org>, Michael Temple <Michael@washingtonjustice.org>, Cody Arledge <codyarledge12@gmail.com>

Cc: Emma Tupper <emma@moxiemedi**.biz**>

I like this.

From: Lisa MacLean [mailto:lisa@moxiemedi**.biz**]

Sent: Thursday, August 05, 2010 1:22 PM

To: Kathy Cummings; Michael Temple; Cody Arledge

Cc: Adam Glickman; Emma Tupper

Subject: FWD38 GOP/IND Robocall Script

[Quoted text hidden]

Kathy Cummings <KCummings@wslc.org>

Thu, Aug 5, 2010 at 1:29 PM

To: Lisa MacLean <lisa@moxiemedi**.biz**>, Michael Temple <Michael@washingtonjustice.org>, Cody Arledge <codyarledge12@gmail.com>

Cc: Adam Glickman <Adam.Glickman@seiu775.org>, Emma Tupper <emma@moxiemedi**.biz**>

Like it

Kathy Cummings

RECEIVED
001 07 2010

Public Disclosure Commission

Office 206 281-8901 ex 28

Cell 206 604-3698

From: Lisa MacLean [mailto:lisa@moxiemedi.biz]
Sent: Thursday, August 05, 2010 1:22 PM
To: Kathy Cummings; Michael Temple; Cody Arledge
Cc: Adam Glickman; Emma Tupper
Subject: FWD38 GOP/IND Robocall Script

Please approve.

[Quoted text hidden]

Michael Temple <michael@washingtonjustice.org>

Thu, Aug 5, 2010 at 2:00 PM

To: Kathy Cummings <KCummings@wslc.org>
Cc: Lisa MacLean <lisa@moxiemedi.biz>, Cody Arledge <codyarledge12@gmail.com>, Adam Glickman <Adam.Glickman@seiu775.org>, Emma Tupper <emma@moxiemedi.biz>

Ko

Michael Temple
360-951-0006

[Quoted text hidden]

Cody <codyarledge12@gmail.com>

Thu, Aug 5, 2010 at 2:27 PM

To: Michael Temple <michael@washingtonjustice.org>
Cc: Kathy Cummings <KCummings@wslc.org>, Lisa MacLean <lisa@moxiemedi.biz>, Adam Glickman <Adam.Glickman@seiu775.org>, EmmaTupper <emma@moxiemedi.biz>

Concur

~ Cody
360.359.1238 (c)
Sent from my iPhone

[Quoted text hidden]

RECEIVED

OCT 07 2010

Public Disclosure Commission

Hi this is your neighbor, Emma.

I'm a lifelong Republican and I vote in every election, but every once in a while I vote for a conservative Democrat.

Four years ago I voted to re-elect Democrat State Senator Jean Berkey.

But this year things in Olympia have just gotten so bad.

Luckily we finally have a good Republican candidate to support.

Rod Reiger will fight to hold the line on taxes in the Legislature.

He opposes making it easier for politicians to raise taxes.

And Rod Reiger opposes the tax increases Jean Berkey voted for.

I hope you will join me before Tuesday, August 17th, and vote Republican Rod Rieger for State Senate.

Thanks and have a nice day.



PUBLIC DISCLOSURE COMMISSION
 711 CAPITOL WAY RM 206
 PO BOX 40908
 OLYMPIA WA 98504-0908
 (360) 753-1111
 Toll Free 1-877-601-2828

Political Committee Registration

C1PC
(6/01)

DATE FILED PDC

AUG - 5 2010

Committee Name (Show entire official name.)
Conservative PAC

Acronym: _____

Telephone: **(206) 382-5552**

Mailing Address
PO Box 2154

Fax: **(206)381-8597**

City: **Seattle** County: **King** Zip + 4: **98111**

E-mail: _____

NEW OR AMENDED REGISTRATION?
 NEW. Complete entire form.
 AMENDS previous report. Complete entire form.

COMMITTEE STATUS
 Continuing (On-going; not established in anticipation of any particular campaign election.)
 2010 election year only. Date of general or special election: ____/11/2____ (Year)

1. What is the purpose or description of the committee?
 Bona Fide Political Party Committee - official state or county central committee or legislative district committee. If you are not supporting the entire party ticket, attach a list or specify here the names of the candidates you support _____

Ballot Committee - Initiative, Bond, Levy, Recall, etc. Name or description of ballot measure: _____ Ballot Number _____ FOR AGAINST

Other Political Committee - PAC, caucus committee, political club, etc. If committee is related or affiliated with a business, association, union or similar entity, specify name: _____

For single election-year only committees (not continuing committees): Is the committee supporting or opposing
 (a) one or more candidates? Yes No If yes, attach a list of each candidate's name, office sought and political party affiliation.
 (b) the entire ticket of a political party? Yes No If yes, identify the party: _____

2. Related or affiliated committees. List name, address and relationship. Continued on attached sheet

3. How much do you plan to spend during this entire election campaign, including the primary and general elections? Based on that estimate, choose one of the reporting options below. (If your committee status is continuing, estimate spending on a calendar year basis.)
If no box is checked you are obligated to use Full Reporting. See instruction manuals for information about reports required and changing reporting options.

MINI REPORTING
 Mini Reporting is selected. No more than \$3,500 will be raised or spent and no more than \$300 in the aggregate will be accepted from any one contributor.

FULL REPORTING
 Full Reporting is selected. The frequent, detailed campaign reports mandated by law will be filed as required.

4. Campaign Manager's or Media Contact's Name and Address Telephone Number _____

5. Treasurer's Name and Address (List deputy treasurers on attached sheet.) Continued on attached sheet Daytime Telephone Number _____
Philip Lloyd
603 Stewart Street #819 Seattle, WA 98101 **(206) 382-5552**

6. Committee Officers. List name, title, and address. Continue on attached sheet if necessary. See reverse for definition of "officer." Continued on attached sheet
Henry Underhill Chair PO Box 30084 Seattle, WA 98113

7. Campaign Bank or Depository Branch City
Bank of America **Seattle Business Banking** **Seattle**

8. Campaign books must be open to the public, except on a weekend or legal holiday, during the eight days before the election: (a) on the eighth day for two consecutive hours between 8 a.m. and 8 p.m.; if the eighth day is a legal holiday - two consecutive hours on the seventh day between 8 a.m. and 8 p.m.; and (b) on the other weekdays by appointment between 8 a.m. and 8 p.m. Specify location and hours below. It is not acceptable to provide a post office box or an out-of-area address.
 Street Address, Room Number, City Hours [Two consecutive hours; see 8(a)]
603 Stewart Street #819 Seattle **10:00 - Noon**

In order to make an appointment, contact the campaign at (telephone, fax, e-mail): **(206) 255-3367**

9. Eligibility to Give to State Office Candidates. During the 180 days prior to making a contribution to a state office candidate, your committee must have received contributions of \$10 or more from at least ten persons registered to vote in Washington State.
 A check here indicates your awareness of and pledge to comply with this provision. Absence of a check mark means your committee does not qualify to give to state office candidates (legislative and statewide executive candidates).

10. Signature and Certification. I certify that this statement is true, complete and correct to the best of my knowledge.
 Committee Treasurer's Signature _____ Date **8-5-10**

Need campaign finance forms and instructions?
 Please check one of the following boxes.
 I already have forms and instructions.
 I will get forms and instructions from my county elections office.
 I want the Public Disclosure Commission to mail me the proper forms and instructions.

Distribution of This Report:
 ORIGINAL - Public Disclosure Commission
 COPY - County Elections Office (Auditor)
 COPY - Your own records

SEE INSTRUCTIONS ON REVERSE



PUBLIC DISCLOSURE COMMISSION
 711 CAPITOL WAY RM 206
 PO BOX 40908
 OLYMPIA WA 98504-0908
 (360) 753-1111
 Toll Free 1-877-601-2828

Political Committee Registration

C1PC
(6/01)

DATE FILED PDC

AUG - 5 2010

Committee Name (Show entire official name.)
Cut Taxes PAC

Acronym:

Telephone: (206) 382-5552

Mailing Address
PO Box 253

Fax: (206) 381-8597

City: **Everett** County: **Snohomish** Zip + 4: **98206**

E-mail:

NEW OR AMENDED REGISTRATION?
 NEW. Complete entire form.
 AMENDS previous report. Complete entire form.

COMMITTEE STATUS
 Continuing (On-going; not established in anticipation of any particular campaign election.)
 2010 election year only. Date of general or special election: ____/11/2____ (Year)

1. What is the purpose or description of the committee?
 Bona Fide Political Party Committee - official state or county central committee or legislative district committee. If you are not supporting the entire party ticket, attach a list or specify here the names of the candidates you support

Ballot Committee - Initiative, Bond, Levy, Recall, etc. Name or description of ballot measure: _____ Ballot Number _____ FOR AGAINST

Other Political Committee - PAC, caucus committee, political club, etc. If committee is related or affiliated with a business, association, union or similar entity, specify name _____

For single election-year only committees (not continuing committees): Is the committee supporting or opposing
 (a) one or more candidates? Yes No If yes, attach a list of each candidate's name, office sought and political party affiliation.
 (b) the entire ticket of a political party? Yes No If yes, identify the party _____

2. Related or affiliated committees. List name, address and relationship. Continued on attached sheet

3. How much do you plan to spend during this entire election campaign, including the primary and general elections? Based on that estimate, choose one of the reporting options below. (If your committee status is continuing, estimate spending on a calendar year basis.)
If no box is checked you are obligated to use Full Reporting. See instruction manuals for information about reports required and changing reporting options.

MINI REPORTING
 Mini Reporting is selected. No more than \$3,500 will be raised or spent and no more than \$300 in the aggregate will be accepted from any one contributor.

FULL REPORTING
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4. Campaign Manager's or Media Contact's Name and Address Telephone Number:

5. Treasurer's Name and Address (List deputy treasurers on attached sheet.) Continued on attached sheet Daytime Telephone Number:
Philip Lloyd
603 Stewart Street #819 Seattle, WA 98101 (206) 382-5552

6. Committee Officers. List name, title, and address. Continue on attached sheet if necessary. See reverse for definition of "officer." Continued on attached sheet
Henry Underhill Chair PO Box 30084 Seattle, WA 98113

7. Campaign Bank or Depository Branch City
Bank of America **Seattle Business Banking** **Seattle**

8. Campaign books must be open to the public, except on a weekend or legal holiday, during the eight days before the election: (a) on the eighth day for two consecutive hours between 8 a.m. and 8 p.m.; if the eighth day is a legal holiday - two consecutive hours on the seventh day between 8 a.m. and 8 p.m.; and (b) on the other weekdays by appointment between 8 a.m. and 8 p.m. Specify location and hours below. It is not acceptable to provide a post office box or an out-of-area address.
 Street Address, Room Number, City Hours [Two consecutive hours; see 8(a)]
603 Stewart Street #819 Seattle **10:00 - Noon**

In order to make an appointment, contact the campaign at (telephone, fax, e-mail): **(206) 255-3367**

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 A check here indicates your awareness of and pledge to comply with this provision. Absence of a check mark means your committee does not qualify to give to state office candidates (legislative and statewide executive candidates).

10. Signature and Certification. I certify that this statement is true, complete and correct to the best of my knowledge.
 Committee Treasurer's Signature _____ Date **8-5-10**

Need campaign finance forms and instructions? Please check one of the following boxes.
 I already have forms and instructions I want the Public Disclosure Commission to mail me the proper forms and instructions.
 I will get forms and instructions from my county elections office.

Distribution of This Report:
 ORIGINAL - Public Disclosure Commission
 COPY - County Elections Office (Auditor)
 COPY - Your own records

DATE FILED PDC

AUG -5 2010

Cut Taxes PAC

Attachment to Form C-1

Candidates Supported:

Rod Rieger LD 38 Senate

Candidates Opposed:

Jean Berkey LD 38 Senate

IT'S TIME FOR A CHANGE!

**Republican Rod Rieger is a
fiscal conservative who believes in:**

- ★ **Smaller Government**
- ★ **Lower Taxes**
- ★ **More Transparency**
- ★ **Less Bureaucracy**

**He will fight in Olympia to help Washington State become more
business-friendly and bring companies and new jobs to our area.**

★★★ **On Tue, Aug 17** ★★★

Vote Rod Rieger

Republican for State Senate



**Democrat
Senator
Jean Berkey
voted for
\$757 million
in new taxes
and to make
it easier for
politicians to
raise taxes.**

**We've had
enough!**

MEET ROD RIEGER...

★ **Business Owner**

★ **U.S. Marine**

★ **Father**

★ **Republican Candidate
for State Senate**



No candidate authorized this ad. It is paid for by Cut Taxes PAC (Henry Underhill)
PO Box 253 Everett, WA 98206. Top Five Contributors: Conservative PAC

PRSRT STD
U.S. Postage
PAID
Campaign Mail



When times are this tough...

No candidate authorized this ad. It is paid for by Cut Taxes PAC (Henry Underhill)
PO Box 253, Everett, WA 98206.
Top Five Contributors: Conservative PAC

PRSR STD
U.S. Postage
PAID
Campaign Mail

The last thing we need is higher taxes.

Rod Rieger opposes making it easier for the politicians in Olympia to raise taxes.

And he opposes the tax increases State Senator Jean Berkey (D) voted for.

It's time for a new leader
who will hold the line.



Republican Rod Rieger
will fight for lower taxes.

Vote Tuesday,
August 17th

Gmail

RECEIVED

001 07 2010

Cody Arledge <codyarledge12@gmail.com>

Public Disclosure Commission

38th

5 messages

Cody <codyarledge12@gmail.com>
To: Lisa MacLean <lisa@moxiemedi.biz>

Thu, Aug 12, 2010 at 10:00 AM

My understanding is the robo call is all that's left. Is there a message that doesn't mention the tax votes that would be effective?

Thanks

~ Cody
360.359.1238 (c)
Sent from my iPhone

Lisa MacLean <lisa@moxiemedi.biz>
To: Cody <codyarledge12@gmail.com>

Thu, Aug 12, 2010 at 10:03 AM

We could re-record a message the is more of a positive on Reiger than a contrast with Berkey. It would be less effective to exclude a message about how he would oppose taxes, but we could do it. I would not advocate for this though.

Isn't the damage already done?

Lisa MacLean, partner & principal

Moxie Media

206-322-6009 p.

206-322-6108 f.

206-669-4355 c.

www.moxiemedi.biz

[Quoted text hidden]

Cody <codyarledge12@gmail.com>
To: Lisa MacLean <lisa@moxiemedi.biz>

Thu, Aug 12, 2010 at 10:11 AM

I think so. Unfortunately people are bailing on me. What did Kathy Cummings say?

~ Cody
360.359.1238 (c)
Sent from my iPhone

[Quoted text hidden]

Cody <codyarledge12@gmail.com>
To: Lisa MacLean <lisa@moxiemedi.biz>

Thu, Aug 12, 2010 at 10:19 AM

What's the script for the current one?

~ Cody
360 359.1238 (c)
Sent from my iPhone

RECEIVED

OCT 07 2010

Public Disclosure Commission

On Aug 12, 2010, at 10:14 AM, Lisa MacLean <lisa@moxiemedi.biz> wrote:

she was going to call you. I asked her to connect with you and then for one of you to call me and tell me what to do. she is leaning toward changing the message in the robocall after talking with Michael. I am still for blazing all guns. :)

Lisa MacLean, partner & principal

Moxie Media

206-322-6009 p.

206-322-6108 f.

206-669-4355 c.

www.moxiemedi.biz

[Quoted text hidden]

Cody <codyarledge12@gmail.com>

Thu, Aug 12, 2010 at 11:13 AM

To: Lisa MacLean <lisa@moxiemedi.biz>, Kathy Cummings <KCummings@wslc.org>, Michael Temple <michael@washingtonjustice.org>

Friends-

I've spoken at length with Greg. He is 100% behind seeing our efforts through as planned.

[Quoted text hidden]

Hi this is your neighbor, Emma.

I'm a lifelong Republican and I vote in every election, but every once in a while I vote for a conservative Democrat.

Four years ago I voted to re-elect Democrat State Senator Jean Berkey.

But this year things in Olympia have just gotten so bad.

Luckily we finally have a good Republican candidate to support.

Rod Reiger will fight to hold the line on taxes in the Legislature.

He opposes making it easier for politicians to raise taxes.

And Rod Reiger opposes the tax increases Jean Berkey voted for.

I hope you will join me before Tuesday, August 17th, and vote Republican -- Rod Rieger for State Senate.

Thanks and have a nice day.

No candidate authorized this ad.

It is paid for by Cut Taxes PAC

Everett, Washington

Top five contributors: Conservative PAC

**SUMMARY, FULL REPORT
 RECEIPTS AND
 EXPENDITURES**

C4 (3/97)	PDC OFFICE USE
	100372583
	08-10-2010

Candidate or Committee Name (Do not abbreviate. Include full name)
 Conservative PAC

Mailing Address
 PO Box 2154

City
 Seattle, WA

Zip + 4 98111	Office Sought (Candidates)	Election Date 2010
Report Period Covered 07/27/10	To (end of period) 08/09/10	Final Report? Yes No X

***For PACs, Parties & Caucus Committees:** During this report period, did the committee make an **independent expenditure** (i.e., an expense not considered a contribution) **supporting or opposing a state or local candidate?**

RECEIPTS	*See next page	Yes	No
1. Previous total cash and in kind contributions (From line 8, last C-4) (if beginning a new campaign or calendar year, see instruction booklet)	\$		0.00
2. Cash received (From line 2, Schedule A)	\$	0.00	
3. In kind contributions received (From line 1, Schedule B).....		0.00	
4. Total cash and in kind contributions received this period (Line 2 plus 3).....			0.00
5. Loan principal repayments made (From line 2, Schedule L).....		0.00	
6. Corrections (From line 1 or 3, Schedule C)..... Show + or (-)		0.00	
7. Net adjustments this period (Combine line 5 & 6)..... Show + or (-)			0.00
8. Total cash and in kind contributions during campaign (Combine lines 1, 4 & 7)			0.00
9. Total pledge payments due (From line 2, Schedule B)		0.00	

EXPENDITURES		
10. Previous total cash and in kind expenditures (From line 17, last C-4) (if beginning a new campaign or calendar year, see instruction booklet)		0.00
11. Total cash expenditures (From line 4, Schedule A)	0.00	
12. In kind expenditures (goods & services) (From line 1, Schedule B)	0.00	
13. Total cash and in kind expenditures made this period (Line 11 plus line 12).....		0.00
14. Loan principal repayments made (From line 2, Schedule L).....	0.00	
15. Corrections (From line 2 or 3, Schedule C)..... Show + or (-)	0.00	
16. Net adjustments this period (Combine lines 14 & 15)..... Show + or (-)		0.00
17. Total cash and in kind expenditures during campaign (Combine lines 10, 13 and 16).....		0.00

CANDIDATES ONLY

	Won	Lost	Unopposed	Name not on ballot
Primary election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
General election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Treasurer's Daytime Telephone No.:
 (206) 382-5552

CASH SUMMARY

18. Cash on hand (Line 8 minus line 17)	0.00
[Line 18 should equal your bank account balance(s) plus your petty cash balance.]	
19. Liabilities: (Sum of loans and debts owed)	0.00
20. Balance (Surplus or deficit) (Line 18 minus line 19)	0.00

CERTIFICATION: I certify that the information herein and on accompanying schedules and attachments is true and correct to the best of my knowledge.

Candidate's Signature	Date	Treasurer's Signature	Date
		Philip Lloyd	

CASH RECEIPTS AND EXPENDITURE

SCHEDULE A
 to C4
(11/93)

2

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date

07/27/10 08/09/10

1. CASH RECEIPTS (Contributions) which have been reported on C3. List each deposit made since last C4 report was submitted.

Date of deposit	Amount	Date of deposit	Amount	Total deposits

2. TOTAL CASH RECEIPTS Enter also on line 2 of C4 \$ 0.00

CODES FOR CLASSIFYING EXPENDITURES: If one of the following codes is used to describe an expenditure, no other description is generally needed. The exceptions are:

- 1) If expenditures are in-kind or earmarked contributions to a candidate or committee or independent expenditures that benefit a candidate or committee, identify the candidate or committee in the Description block;
- 2) When reporting payments to vendors for travel expenses, identify the traveler and travel purpose in the Description block; and
- 3) If expenditures are made directly or indirectly to compensate a person or entity for soliciting signatures on a statewide initiative or referendum petition, use code "V" and provide the following information on an attached sheet: name and address of each person/entity compensated, amount paid each during the reporting period, and cumulative total paid all persons to date to gather signatures.

CODE DEFINITIONS ON NEXT PAGE	C - Contributions (monetary, in-kind & transfers) I - Independent Expenditures L - Literature, Brochures, Printing B - Broadcast Advertising (Radio, TV) N - Newspaper and Periodical Advertising O - Other Advertising (yard signs, buttons, etc.) V - Voter Signature Gathering	P - Postage, Mailing Permits S - Surveys and Polls F - Fundraising Event Expenses T - Travel, Accommodations, Meals M - Management/Consulting Services W - Wages, Salaries, Benefits G - General Operation and Overhead
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3. EXPENDITURES

- a) Expenditures of \$50 or less, including those from petty cash, need not be itemized. Add up these expenditures and show the total in the amount column on the first line below..
- b) Itemize each expenditure of more than \$50 by date paid, name and address of vendor, code/description, and amount.
- c) For each payment to a candidate, campaign worker, PR firm, advertising agency or credit card company, attach a list of detailed expenses or copies of receipts/invoices supporting the payment.

Date Paid	Vendor or Recipient (Name and Address)	Code	Purpose of Expense and/or Description	Amount
N/A	Expenses of \$50 or less	N/A	N/A	

4. TOTAL CASH EXPENDITURES Total from attached pages \$ 0.00
Enter also on line 11 of C4 \$ 0.00

**SUMMARY, FULL REPORT
 RECEIPTS AND
 EXPENDITURES**

C4 (3/97)	PDC OFFICE USE
	100372593
	08-10-2010

Candidate or Committee Name (Do not abbreviate. Include full name)
 Cut Taxes PAC

Mailing Address
 PO Box 253

City
 Everett, WA

Zip + 4 98206	Office Sought (Candidates)	Election Date 2010
Report Period Covered 07/27/10	From (last C-4) To (end of period) 08/09/10	Final Report? Yes No X

***For PACs, Parties & Caucus Committees:** During this report period, did the committee make an **independent expenditure** (i.e., an expense not considered a contribution) **supporting or opposing a state or local candidate?**

RECEIPTS	*See next page	Yes	No
1. Previous total cash and in kind contributions (From line 8, last C-4) (if beginning a new campaign or calendar year, see instruction booklet)		\$	0.00
2. Cash received (From line 2, Schedule A)	\$	0.00	
3. In kind contributions received (From line 1, Schedule B).....		0.00	
4. Total cash and in kind contributions received this period (Line 2 plus 3).....			0.00
5. Loan principal repayments made (From line 2, Schedule L).....		0.00	
6. Corrections (From line 1 or 3, Schedule C)..... Show + or (-)		0.00	
7. Net adjustments this period (Combine line 5 & 6)..... Show + or (-)			0.00
8. Total cash and in kind contributions during campaign (Combine lines 1, 4 & 7)			0.00
9. Total pledge payments due (From line 2, Schedule B).....		0.00	

EXPENDITURES		
10. Previous total cash and in kind expenditures (From line 17, last C-4) (If beginning a new campaign or calendar year, see instruction booklet)		0.00
11. Total cash expenditures (From line 4, Schedule A)		0.00
12. In kind expenditures (goods & services) (From line 1, Schedule B)		0.00
13. Total cash and in kind expenditures made this period (Line 11 plus line 12).....		0.00
14. Loan principal repayments made (From line 2, Schedule L).....		0.00
15. Corrections (From line 2 or 3, Schedule C)..... Show + or (-)		0.00
16. Net adjustments this period (Combine lines 14 & 15)..... Show + or (-)		0.00
17. Total cash and in kind expenditures during campaign (Combine lines 10, 13 and 16).....		0.00

CANDIDATES ONLY

	Won	Lost	Unopposed	Name not on ballot
Primary election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
General election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Treasurer's Daytime Telephone No.:
 (206) 382-5552

CASH SUMMARY

18. Cash on hand (Line 8 minus line 17)	0.00
[Line 18 should equal your bank account balance(s) plus your petty cash balance.]	
19. Liabilities: (Sum of loans and debts owed)	4,764.00
20. Balance (Surplus or deficit) (Line 18 minus line 19)	-4,764.00

CERTIFICATION: I certify that the information herein and on accompanying schedules and attachments is true and correct to the best of my knowledge.

Candidate's Signature	Date	Treasurer's Signature	Date
		Philip Lloyd	

CASH RECEIPTS AND EXPENDITURE

SCHEDULE A
 to C4
(11/93)

2

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date

07/27/10

08/09/10

1. CASH RECEIPTS (Contributions) which have been reported on C3. List each deposit made since last C4 report was submitted.

Date of deposit	Amount	Date of deposit	Amount	Date of deposit	Amount	Total deposits

2. TOTAL CASH RECEIPTS Enter also on line 2 of C4 \$ 0.00

CODES FOR CLASSIFYING EXPENDITURES: If one of the following codes is used to describe an expenditure, no other description is generally needed. The exceptions are:

- 1) If expenditures are in-kind or earmarked contributions to a candidate or committee or independent expenditures that benefit a candidate or committee, identify the candidate or committee in the Description block;
- 2) When reporting payments to vendors for travel expenses, identify the traveler and travel purpose in the Description block; and
- 3) If expenditures are made directly or indirectly to compensate a person or entity for soliciting signatures on a statewide initiative or referendum petition, use code "V" and provide the following information on an attached sheet: name and address of each person/entity compensated, amount paid each during the reporting period, and cumulative total paid all persons to date to gather signatures.

CODE
DEFINITIONS
ON NEXT PAGE

- C - Contributions (monetary, in-kind & transfers)
- I - Independent Expenditures
- L - Literature, Brochures, Printing
- B - Broadcast Advertising (Radio, TV)
- N - Newspaper and Periodical Advertising
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- V - Voter Signature Gathering

- P - Postage, Mailing Permits
- S - Surveys and Polls
- F - Fundraising Event Expenses
- T - Travel, Accommodations, Meals
- M - Management/Consulting Services
- W - Wages, Salaries, Benefits
- G - General Operation and Overhead

3. EXPENDITURES

- a) Expenditures of \$50 or less, including those from petty cash, need not be itemized. Add up these expenditures and show the total in the amount column on the first line below..
- b) Itemize each expenditure of more than \$50 by date paid, name and address of vendor, code/description, and amount.
- c) For each payment to a candidate, campaign worker, PR firm, advertising agency or credit card company, attach a list of detailed expenses or copies of receipts/invoices supporting the payment.

Date Paid	Vendor or Recipient (Name and Address)	Code	Purpose of Expense and/or Description	Amount
N/A	Expenses of \$50 or less	N/A	N/A	

4. TOTAL CASH EXPENDITURES Total from attached pages \$ 0.00
Enter also on line 11 of C4 \$ 0.00

Reporting Form for: (check one)

Instructions on Page 3

- INDEPENDENT EXPENDITURES** (Occurring at any time) — \$100 or more
 INDEPENDENT EXPENDITURE ADS (Appearing within 21 days of an election) — \$1,000 or more
 ELECTIONEERING COMMUNICATIONS, Except Contributions (Appearing within 60 days of an election) — \$5,000 or more

1. Name and complete postal mailing address of sponsor:		E-mail
Cut Taxes PAC, PO Box 253 Everett, WA 98206		phil@seattlecfo.com
		Telephone
		206-382-5552

2. Itemize expenditures of more than \$100 associated with the independent expenditure or electioneering communication.

Date Made	Date First Presented/ Mailed	Name and Address of Vendor or Recipient	Description of Expenditure (e.g., direct mail or newspaper, TV or radio ad)	Amount or Value (*See Below)
08/09/10	08/10/10	Moxie Media PO Box 30084 Seattle, WA 981113	Direct Mail Production, Postage and Mailing	7,906.00
Expenditures \$100 or less not itemized above				\$ 0.00

Amount or Value	Total this report	\$ 7,906.00
*If no reasonable estimate can be made of value, describe activity, services, property or right furnished precisely and attach copy of item produced or distributed.	Total independent expenditures and electioneering communications made during this election campaign. Include amounts shown in this report and previously submitted C-6 reports.	\$ 7,906.00

3. List of candidate(s) or ballot proposition(s) identified in the advertising.					Show portion of current expense attributable to each candidate or proposition	Show total C-6 expenses related to each candidate/ proposition during election campaign
Candidate/Proposition	Office/District/ Proposition No.	Party	Check Support or Oppose			
IEGER, RODNEY	STATE SENATOR/LEG DISTRICT 38 - SENATE	REPUBL	<input checked="" type="checkbox"/>	<input type="checkbox"/>	\$ 3,953.00	\$ 3,953.00
ERKEY, JEAN	STATE SENATOR/LEG DISTRICT 38 - SENATE	DEMOCR	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ 3,953.00	\$ 3,953.00
			<input type="checkbox"/>	<input type="checkbox"/>	\$	\$
			<input type="checkbox"/>	<input type="checkbox"/>	\$	\$

Filer Name:

4. If reporting an Electioneering Communication, it is necessary to disclose information concerning the source of funding for the communication. Select the description that applies:

- a) An individual using only personal funds.
- b) An individual using personal funds and/or funds received from others.
- c) A business, union, group, association, organization, or other person using only general treasury funds.
- d) A business, union, group, association, organization, or other person using general treasury funds and/or funds received from others.
- e) A political committee filing C-3 and C-4 reports. (RCW 42.17.040 - .090)
- f) A political committee filing C-5 reports. (RCW 42.17.093)
- g) Other

If (b), (d), (f), or (g) applies, complete section 5 below. If (e) applies, also complete section 5 if the committee received funds that were requested or designated for the communication.

5. Sources giving in excess of \$250 for the electioneering communication:

Date Received	Source's Name, Address, City, State, Zip	For Individuals, Employer's Name, City and State	Amount
			\$
		Occupation	
			\$
		Occupation	
			\$
		Occupation	
			\$
		Occupation	
			\$
		Occupation	
		Sub-Total	\$ 0.00
	Continued on attached sheet <input type="checkbox"/>	Amount from attached pages	\$ 0.00
		TOTAL FUNDS RECEIVED	\$ 0.00

Sponsor of Independent Expenditure or Electioneering Communication

I certify (or declare) under penalty of perjury under the laws of the State of Washington that this expenditure was not made in cooperation, consultation, or concert with, or at the request or suggestion of, a candidate, a candidate's authorized committee, or an agent of a candidate nor does it otherwise constitute a contribution under RCW 42.17.020. I further certify that the above information is true, complete, and correct to the best of my knowledge.

Signature	Printed Name Philip Lloyd
Street address 603 Stewart Steet #819	
City/State/Zip Seattle WA 98101	
Date Signed 08/12/10	Place Signed (city and county) Seattle King

*RCW9A.72.040 provides that "(1) A person is guilty of false swearing if he makes a false statement, which he knows to be false, under an oath required or authorized by law. (2) False swearing is a misdemeanor."
Exhibit 21 Page 2 of 4

Reporting Form for: (check one)

Instructions on Page 3

- INDEPENDENT EXPENDITURES** (Occurring at any time) — **\$100 or more**
 INDEPENDENT EXPENDITURE ADS (Appearing within 21 days of an election) — **\$1,000 or more**
 ELECTIONEERING COMMUNICATIONS, Except Contributions (Appearing within 60 days of an election) — **\$5,000 or more**

1. Name and complete postal mailing address of sponsor:

CUT TAXES PAC,
 PO BOX 253
 EVERETT, WA 98206

E-mail
PHIL@SEATTLECFO.COM
 Telephone
206-382-5552

2. Itemize expenditures of more than \$100 associated with the independent expenditure or electioneering communication.

Date Made	Date First Presented/ Mailed	Name and Address of Vendor or Recipient	Description of Expenditure (e.g., direct mail or newspaper, TV or radio ad)	Amount or Value (*See Below)
08/12/10	08/13/10	Moxie Media PO Box 30084 Seattle, WA 98113	Telephoning	750.00
Expenditures \$100 or less not itemized above				\$ 0.00

Amount or Value	Total this report	\$ 750.00
*If no reasonable estimate can be made of value, describe activity, services, property or right furnished precisely and attach copy of item produced or distributed.	Total independent expenditures and electioneering communications made during this election campaign. Include amounts shown in this report and previously submitted C-6 reports.	\$ 8,656.00

3. List of candidate(s) or ballot proposition(s) identified in the advertising.

Candidate/Proposition	Office/District/ Proposition No.	Party	Check Support or Oppose	Show portion of current expense attributable to each candidate or proposition	Show total C-6 expenses related to each candidate/ proposition during election campaign
IEGER, RODNEY	STATE SENATOR/LEG DISTRICT 38 - SENATE	REPUBL	<input checked="" type="checkbox"/> <input type="checkbox"/>	\$ 750.00	\$ 4,703.00
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$
			<input type="checkbox"/> <input type="checkbox"/>	\$	\$

Filer Name:

4. If reporting an Electioneering Communication, it is necessary to disclose information concerning the source of funding for the communication. Select the description that applies:

- a) An individual using only personal funds.
- b) An individual using personal funds and/or funds received from others.
- c) A business, union, group, association, organization, or other person using only general treasury funds.
- d) A business, union, group, association, organization, or other person using general treasury funds and/or funds received from others.
- e) A political committee filing C-3 and C-4 reports. (RCW 42.17.040 - .090)
- f) A political committee filing C-5 reports. (RCW 42.17.093)
- g) Other

If (b), (d), (f), or (g) applies, complete section 5 below. If (e) applies, also complete section 5 if the committee received funds that were requested or designated for the communication.

5. Sources giving in excess of \$250 for the electioneering communication:

Date Received	Source's Name, Address, City, State, Zip	For individuals, Employer's Name, City and State	Amount
			\$
		Occupation	
			\$
		Occupation	
			\$
		Occupation	
			\$
		Occupation	
			\$
		Occupation	
		Sub-Total	\$ 0.00
	Continued on attached sheet <input type="checkbox"/>	Amount from attached pages	\$ 0.00
TOTAL FUNDS RECEIVED			\$ 0.00

Sponsor of Independent Expenditure or Electioneering Communication	
I certify (or declare) under penalty of perjury under the laws of the State of Washington that this expenditure was not made in cooperation, consultation, or concert with, or at the request or suggestion of, a candidate, a candidate's authorized committee, or an agent of a candidate nor does it otherwise constitute a contribution under RCW 42.17.020. I further certify that the above information is true, complete, and correct to the best of my knowledge.	Signature
	Printed Name Philip Lloyd
	Street address 603 Stewart Street #819
	City/State/Zip Seattle WA 98101
	Date Signed 08/16/10
Place Signed (city and county) Seattle King	
*RCW9A.72.040 provides that "(1) A person is guilty of false swearing if he makes a false statement, which he knows to be false, under an oath required or authorized by law. (2) False swearing is a misdemeanor."	
Exhibit 21 Page 4 of 4	

**SUMMARY, FULL REPORT
 RECEIPTS AND
 EXPENDITURES**

Candidate or Committee Name (Do not abbreviate. Include full name)
 Conservative PAC

Mailing Address
 PO Box 2154

City
 Seattle, WA

Zip + 4 98111	Office Sought (Candidates)	Election Date 2010
Report Period Covered 07/27/10	From (last C-4) To (end of period) 08/09/10	Final Report? Yes No X

***For PACs, Parties & Caucus Committees:** During this report period, did the committee make an **independent expenditure** (i.e., an expense not considered a contribution) **supporting or opposing a state or local candidate?**

RECEIPTS	*See next page	Yes	No
1. Previous total cash and in kind contributions (From line 8, last C-4) (if beginning a new campaign or calendar year, see instruction booklet)	\$		0.00
2. Cash received (From line 2, Schedule A)	\$		0.00
3. In kind contributions received (From line 1, Schedule B).....			0.00
4. Total cash and in kind contributions received this period (Line 2 plus 3).....			0.00
5. Loan principal repayments made (From line 2, Schedule L).....			0.00
6. Corrections (From line 1 or 3, Schedule C)..... Show + or (-)			0.00
7. Net adjustments this period (Combine line 5 & 6)..... Show + or (-)			0.00
8. Total cash and in kind contributions during campaign (Combine lines 1, 4 & 7)			0.00
9. Total pledge payments due (From line 2, Schedule B).....			9,000.00

EXPENDITURES		
10. Previous total cash and in kind expenditures (From line 17, last C-4) (If beginning a new campaign or calendar year, see instruction booklet)		0.00
11. Total cash expenditures (From line 4, Schedule A)	0.00	
12. In kind expenditures (goods & services) (From line 1, Schedule B)	0.00	
13. Total cash and in kind expenditures made this period (Line 11 plus line 12).....		0.00
14. Loan principal repayments made (From line 2, Schedule L).....	0.00	
15. Corrections (From line 2 or 3, Schedule C)..... Show + or (-)	0.00	
16. Net adjustments this period (Combine lines 14 & 15)..... Show + or (-)		0.00
17. Total cash and in kind expenditures during campaign (Combine lines 10, 13 and 16).....		0.00

CANDIDATES ONLY			
	Won	Lost	Unopposed
Primary election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
General election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Treasurer's Daytime Telephone No.:
 (206) 382-5552

CASH SUMMARY	
18. Cash on hand (Line 8 minus line 17)	0.00
[Line 18 should equal your bank account balance(s) plus your petty cash balance.]	
19. Liabilities: (Sum of loans and debts owed)	0.00
20. Balance (Surplus or deficit) (Line 18 minus line 19)	0.00

CERTIFICATION: I certify that the information herein and on accompanying schedules and attachments is true and correct to the best of my knowledge.

Candidate's Signature	Date	Treasurer's Signature	Date
		Philip Lloyd	

CASH RECEIPTS AND EXPENDITURE

SCHEDULE A
 to C4
(11/93)

2

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date

07/27/10

08/09/10

1. CASH RECEIPTS (Contributions) which have been reported on C3. List each deposit made since last C4 report was submitted.

Date of deposit	Amount	Date of deposit	Amount	Date of deposit	Amount	Total deposits

2. TOTAL CASH RECEIPTS Enter also on line 2 of C4 \$ 0.00

CODES FOR CLASSIFYING EXPENDITURES: If one of the following codes is used to describe an expenditure, no other description is generally needed. The exceptions are:

- 1) If expenditures are in-kind or earmarked contributions to a candidate or committee or independent expenditures that benefit a candidate or committee, identify the candidate or committee in the Description block;
- 2) When reporting payments to vendors for travel expenses, identify the traveler and travel purpose in the Description block; and
- 3) If expenditures are made directly or indirectly to compensate a person or entity for soliciting signatures on a statewide initiative or referendum petition, use code "V" and provide the following information on an attached sheet: name and address of each person/entity compensated, amount paid each during the reporting period, and cumulative total paid all persons to date to gather signatures.

CODE
DEFINITIONS
ON NEXT PAGE

- C - Contributions (monetary, in-kind & transfers)
- I - Independent Expenditures
- L - Literature, Brochures, Printing
- B - Broadcast Advertising (Radio, TV)
- N - Newspaper and Periodical Advertising
- O - Other Advertising (yard signs, buttons, etc.)
- V - Voter Signature Gathering

- P - Postage, Mailing Permits
- S - Surveys and Polls
- F - Fundraising Event Expenses
- T - Travel, Accommodations, Meals
- M - Management/Consulting Services
- W - Wages, Salaries, Benefits
- G - General Operation and Overhead

3. EXPENDITURES

- a) Expenditures of \$50 or less, including those from petty cash, need not be itemized. Add up these expenditures and show the total in the amount column on the first line below..
- b) Itemize each expenditure of more than \$50 by date paid, name and address of vendor, code/description, and amount.
- c) For each payment to a candidate, campaign worker, PR firm, advertising agency or credit card company, attach a list of detailed expenses or copies of receipts/invoices supporting the payment.

Date Paid	Vendor or Recipient (Name and Address)	Code	Purpose of Expense and/or Description	Amount
N/A	Expenses of \$50 or less	N/A	N/A	

4. TOTAL CASH EXPENDITURES Total from attached pages \$ 0.00
 Enter also on line 11 of C4 \$ 0.00

IN KIND CONTRIBUTIONS, PLEDGES, ORDERS, DEBTS, OBLIGATIONS

SCHEDULE
TO C4

B
(11/93)

3

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date
07/27/10 08/09/10

2. PLEDGES RECEIVED BUT NOT YET PAID. List each pledge of more than \$100.00.

Date Notified of Pledge	Name and Address of Pledge Maker	Fair Market Value	Aggregate Total	P	R	I	G	E	N	If total over \$100, Employer Name, City, State, Occup.
08/04/10	2ND DEFENSE PAC 603 Stewart St Ste 819 Seattle, WA 98101	9,000.00	9,000.00							
TOTAL THIS PAGE		9,000.00								

**SUMMARY, FULL REPORT
 RECEIPTS AND
 EXPENDITURES**

C4 (3/97)	PDC OFFICE USE
	100378318
	09-10-2010

Candidate or Committee Name (Do not abbreviate. Include full name)
 Conservative PAC

Mailing Address
 PO Box 2154

City
 Seattle, WA

Zip + 4 98111	Office Sought (Candidates)	Election Date 2010
Report Period Covered 08/10/10	To (end of period) 08/31/10	Final Report? Yes No X

***For PACs, Parties & Caucus Committees:** During this report period, did the committee make an **independent expenditure** (i.e., an expense not considered a contribution) supporting or opposing a state or local candidate?

RECEIPTS	*See next page	Yes	No
1. Previous total cash and in kind contributions (From line 8, last C-4) (if beginning a new campaign or calendar year, see instruction booklet)		\$	0.00
2. Cash received (From line 2, Schedule A)	\$	0.00	
3. In kind contributions received (From line 1, Schedule B).....		0.00	
4. Total cash and in kind contributions received this period (Line 2 plus 3).....			0.00
5. Loan principal repayments made (From line 2, Schedule L).....		0.00	
6. Corrections (From line 1 or 3, Schedule C)..... Show + or (-)		0.00	
7. Net adjustments this period (Combine line 5 & 6)..... Show + or (-)			0.00
8. Total cash and in kind contributions during campaign (Combine lines 1, 4 & 7)			0.00
9. Total pledge payments due (From line 2, Schedule B)		0.00	

EXPENDITURES		
10. Previous total cash and in kind expenditures (From line 17, last C-4) (If beginning a new campaign or calendar year, see instruction booklet)		0.00
11. Total cash expenditures (From line 4, Schedule A)		0.00
12. In kind expenditures (goods & services) (From line 1, Schedule B)		0.00
13. Total cash and in kind expenditures made this period (Line 11 plus line 12).....		0.00
14. Loan principal repayments made (From line 2, Schedule L).....		0.00
15. Corrections (From line 2 or 3, Schedule C)..... Show + or (-)		0.00
16. Net adjustments this period (Combine lines 14 & 15)..... Show + or (-)		0.00
17. Total cash and in kind expenditures during campaign (Combine lines 10, 13 and 16).....		0.00

CANDIDATES ONLY

	Won	Lost	Unopposed	Name not on ballot
Primary election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
General election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Treasurer's Daytime Telephone No.:
 (206) 382-5552

CASH SUMMARY

18. Cash on hand (Line 8 minus line 17)	0.00
[Line 18 should equal your bank account balance(s) plus your petty cash balance.]	
19. Liabilities: (Sum of loans and debts owed)	0.00
20. Balance (Surplus or deficit) (Line 18 minus line 19)	0.00

CERTIFICATION: I certify that the information herein and on accompanying schedules and attachments is true and correct to the best of my knowledge.

Candidate's Signature	Date	Treasurer's Signature	Date
		Philip Lloyd	

CASH RECEIPTS AND EXPENDITURE

SCHEDULE A
 to C4
(11/93)

2

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date

08/10/10

08/31/10

1. CASH RECEIPTS (Contributions) which have been reported on C3. List each deposit made since last C4 report was submitted.

Date of deposit	Amount	Date of deposit	Amount	Date of deposit	Amount	Total deposits

2. TOTAL CASH RECEIPTS Enter also on line 2 of C4 \$ 0.00

CODES FOR CLASSIFYING EXPENDITURES: If one of the following codes is used to describe an expenditure, no other description is generally needed. The exceptions are:

- 1) If expenditures are in-kind or earmarked contributions to a candidate or committee or independent expenditures that benefit a candidate or committee, identify the candidate or committee in the Description block;
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- 3) If expenditures are made directly or indirectly to compensate a person or entity for soliciting signatures on a statewide initiative or referendum petition, use code "V" and provide the following information on an attached sheet: name and address of each person/entity compensated, amount paid each during the reporting period, and cumulative total paid all persons to date to gather signatures.

CODE
DEFINITIONS
ON NEXT PAGE

- C - Contributions (monetary, in-kind & transfers)
- I - Independent Expenditures
- L - Literature, Brochures, Printing
- B - Broadcast Advertising (Radio, TV)
- N - Newspaper and Periodical Advertising
- O - Other Advertising (yard signs, buttons, etc.)
- V - Voter Signature Gathering

- P - Postage, Mailing Permits
- S - Surveys and Polls
- F - Fundraising Event Expenses
- T - Travel, Accommodations, Meals
- M - Management/Consulting Services
- W - Wages, Salaries, Benefits
- G - General Operation and Overhead

3. EXPENDITURES

- a) Expenditures of \$50 or less, including those from petty cash, need not be itemized. Add up these expenditures and show the total in the amount column on the first line below..
- b) Itemize each expenditure of more than \$50 by date paid, name and address of vendor, code/description, and amount.
- c) For each payment to a candidate, campaign worker, PR firm, advertising agency or credit card company, attach a list of detailed expenses or copies of receipts/invoices supporting the payment.

Date Paid	Vendor or Recipient (Name and Address)	Code	Purpose of Expense and/or Description	Amount
N/A	Expenses of \$50 or less	N/A	N/A	

4. TOTAL CASH EXPENDITURES Total from attached pages \$ 0.00
Enter also on line 11 of C4 \$ 0.00

**CASH RECEIPTS
 MONETARY
 CONTRIBUTIONS**

C3
 (1/02)

THIS SPACE FOR OFFICE USE

100378321

09-10-2010

Candidate or Committee Name (Do not abbreviate. Use full name.)
 Conservative PAC

Mailing Address
 PO Box 2154

City: Seattle, WA Zip + 4: 98111 Office Sought (candidates): Election Date: 2010

1. MONETARY CONTRIBUTIONS DEPOSITED IN ACCOUNT

Date Received		Amount	Total
	a. Anonymous		
	b. Candidate's personal funds deposited in the bank (include candidate loans in 1c).....		
	c. Loans, notes, security agreements. Attach Schedule L		
	d. Miscellaneous receipts (interest, refunds, auctions, other). Attach explanation		
	e. Small contributions \$25.00 or less not itemized and number of persons giving _____ (persons)		

2. CONTRIBUTIONS OVER \$25.00

Date Received	Contributor's Name, Address, City, State, Zip	Contributions of more than \$100.* Employer's Name, City and State	P R I	G E N	Amount	Aggregate* Total
09/10/10	MOXIE MEDIA PO Box 30084 Seattle, WA 98113				9,003.00	9,003.00
		Occupation				
		Occupation				
		Occupation				
		Occupation				
		Occupation				
		Occupation				
	<input type="checkbox"/> Check here if additional pages are attached	Sub-total			9,003.00	*See reverse for details.
		Amount from attached pages			0.00	

3. TOTAL FUNDS RECEIVED AND DEPOSITED OR CREDITED TO ACCOUNT

Sum of parts 1 and 2 above. Enter this amount in line 1, Schedule A to C4.

9,003.00

4. Date of Deposit
 09/10/10

Treasurer's Daytime Telephone No.: (206) 382-5552

I certify that this report is true and complete to the best of my knowledge

Treasurer's Signature

Date

Philip Lloyd

09-10-2010

**SUMMARY, FULL REPORT
 RECEIPTS AND
 EXPENDITURES**

C4 (3/97)	PDC OFFICE USE
	100378325
	09-10-2010

Candidate or Committee Name (Do not abbreviate. Include full name)
 Conservative PAC

Mailing Address
 PO Box 2154

City
 Seattle, WA

Zip + 4 98111	Office Sought (Candidates)	Election Date 2010
Report Period Covered 09/01/10	From (last C-4) To (end of period) 09/10/10	Final Report? Yes X No

***For PACs, Parties & Caucus Committees:** During this report period, did the committee make an **independent expenditure** (i.e., an expense not considered a contribution) **supporting or opposing a state or local candidate?**

RECEIPTS	*See next page	Yes	No
1. Previous total cash and in kind contributions (From line 8, last C-4) (if beginning a new campaign or calendar year, see instruction booklet)		\$	0.00
2. Cash received (From line 2, Schedule A)	\$	9,003.00	
3. In kind contributions received (From line 1, Schedule B).....		0.00	
4. Total cash and in kind contributions received this period (Line 2 plus 3).....			9,003.00
5. Loan principal repayments made (From line 2, Schedule L).....		0.00	
6. Corrections (From line 1 or 3, Schedule C)..... Show + or (-)		0.00	
7. Net adjustments this period (Combine line 5 & 6)..... Show + or (-)			0.00
8. Total cash and in kind contributions during campaign (Combine lines 1, 4 & 7)			9,003.00
9. Total pledge payments due (From line 2, Schedule B).....		0.00	

EXPENDITURES		
10. Previous total cash and in kind expenditures (From line 17, last C-4) (If beginning a new campaign or calendar year, see instruction booklet)		0.00
11. Total cash expenditures (From line 4, Schedule A)	9,003.00	
12. In kind expenditures (goods & services) (From line 1, Schedule B)	0.00	
13. Total cash and in kind expenditures made this period (Line 11 plus line 12).....		9,003.00
14. Loan principal repayments made (From line 2, Schedule L).....	0.00	
15. Corrections (From line 2 or 3, Schedule C)..... Show + or (-)	0.00	
16. Net adjustments this period (Combine lines 14 & 15)..... Show + or (-)		0.00
17. Total cash and in kind expenditures during campaign (Combine lines 10, 13 and 16).....		9,003.00

CANDIDATES ONLY

	Won	Lost	Unopposed	Name not on ballot
Primary election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
General election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Treasurer's Daytime Telephone No.:
 (206) 382-5552

CASH SUMMARY

18. Cash on hand (Line 8 minus line 17)	0.00
[Line 18 should equal your bank account balance(s) plus your petty cash balance.]	
19. Liabilities: (Sum of loans and debts owed)	0.00
20. Balance (Surplus or deficit) (Line 18 minus line 19)	0.00

CERTIFICATION: I certify that the information herein and on accompanying schedules and attachments is true and correct to the best of my knowledge.

Candidate's Signature	Date	Treasurer's Signature	Date
		Philip Lloyd	

CASH RECEIPTS AND EXPENDITURE

SCHEDULE to C4 A (11/93)

2

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date

09/01/10 09/10/10

1. CASH RECEIPTS (Contributions) which have been reported on C3. List each deposit made since last C4 report was submitted.

Date of deposit	Amount	Date of deposit	Amount	Date of deposit	Amount	Total deposits
09/10/2010	9,003.00					

2. TOTAL CASH RECEIPTS Enter also on line 2 of C4 \$ 9,003.00

CODES FOR CLASSIFYING EXPENDITURES: If one of the following codes is used to describe an expenditure, no other description is generally needed. The exceptions are:

- 1) If expenditures are in-kind or earmarked contributions to a candidate or committee or independent expenditures that benefit a candidate or committee, identify the candidate or committee in the Description block;
- 2) When reporting payments to vendors for travel expenses, identify the traveler and travel purpose in the Description block; and
- 3) If expenditures are made directly or indirectly to compensate a person or entity for soliciting signatures on a statewide initiative or referendum petition, use code "V" and provide the following information on an attached sheet: name and address of each person/entity compensated, amount paid each during the reporting period, and cumulative total paid all persons to date to gather signatures.

CODE
DEFINITIONS
ON NEXT PAGE

C - Contributions (monetary, in-kind & transfers)
I - Independent Expenditures
L - Literature, Brochures, Printing
B - Broadcast Advertising (Radio, TV)
N - Newspaper and Periodical Advertising
O - Other Advertising (yard signs, buttons, etc.)
V - Voter Signature Gathering

P - Postage, Mailing Permits
S - Surveys and Polls
F - Fundraising Event Expenses
T - Travel, Accommodations, Meals
M - Management/Consulting Services
W - Wages, Salaries, Benefits
G - General Operation and Overhead

3. EXPENDITURES

- a) Expenditures of \$50 or less, including those from petty cash, need not be itemized. Add up these expenditures and show the total in the amount column on the first line below.
- b) Itemize each expenditure of more than \$50 by date paid, name and address of vendor, code/description, and amount.
- c) For each payment to a candidate, campaign worker, PR firm, advertising agency or credit card company, attach a list of detailed expenses or copies of receipts/invoices supporting the payment.

Date Paid	Vendor or Recipient (Name and Address)	Code	Purpose of Expense and/or Description	Amount
N/A	Expenses of \$50 or less	N/A	N/A	
09/10/10	CUT TAXES PAC PO Box 253 Everett, WA 98206		Contribution	9,003.00

4. TOTAL CASH EXPENDITURES Total from attached pages \$ 0.00
Enter also on line 11 of C4 \$ 9,003.00

**SUMMARY, FULL REPORT
 RECEIPTS AND
 EXPENDITURES**

C4 (3/97)	PDC OFFICE USE
	100378331
	AMENDS
	100372593
	09-10-2010

Candidate or Committee Name (Do not abbreviate. Include full name)
 Cut Taxes PAC

Mailing Address
 PO Box 253

City
 Everett, WA

Zip + 4 98206	Office Sought (Candidates)	Election Date 2010
Report Period Covered 07/27/10	To (end of period) 08/09/10	Final Report? Yes X No

***For PACs, Parties & Caucus Committees:** During this report period, did the committee make an **independent expenditure** (i.e., an expense not considered a contribution) **supporting or opposing a state or local candidate?**

RECEIPTS	*See next page	Yes	No
1. Previous total cash and in kind contributions (From line 8, last C-4) (if beginning a new campaign or calendar year, see instruction booklet)		\$	0.00
2. Cash received (From line 2, Schedule A)	\$	0.00	
3. In kind contributions received (From line 1, Schedule B).....		0.00	
4. Total cash and in kind contributions received this period (Line 2 plus 3).....			0.00
5. Loan principal repayments made (From line 2, Schedule L).....		0.00	
6. Corrections (From line 1 or 3, Schedule C)..... Show + or (-)		0.00	
7. Net adjustments this period (Combine line 5 & 6)..... Show + or (-)			0.00
8. Total cash and in kind contributions during campaign (Combine lines 1, 4 & 7)			0.00
9. Total pledge payments due (From line 2, Schedule B)	9,000.00		

EXPENDITURES		
10. Previous total cash and in kind expenditures (From line 17, last C-4) (If beginning a new campaign or calendar year, see instruction booklet)		0.00
11. Total cash expenditures (From line 4, Schedule A)	0.00	
12. In kind expenditures (goods & services) (From line 1, Schedule B)	0.00	
13. Total cash and in kind expenditures made this period (Line 11 plus line 12).....		0.00
14. Loan principal repayments made (From line 2, Schedule L).....	0.00	
15. Corrections (From line 2 or 3, Schedule C)..... Show + or (-)	0.00	
16. Net adjustments this period (Combine lines 14 & 15)..... Show + or (-)		0.00
17. Total cash and in kind expenditures during campaign (Combine lines 10, 13 and 16).....		0.00

CANDIDATES ONLY

	Won	Lost	Unopposed	Name not on ballot
Primary election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
General election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Treasurer's Daytime Telephone No.:
 (206) 382-5552

CASH SUMMARY

18. Cash on hand (Line 8 minus line 17)	0.00
<small>[Line 18 should equal your bank account balance(s) plus your petty cash balance.]</small>	
19. Liabilities: (Sum of loans and debts owed)	4,764.00
20. Balance (Surplus or deficit) (Line 18 minus line 19)	-4,764.00

CERTIFICATION: I certify that the information herein and on accompanying schedules and attachments is true and correct to the best of my knowledge.

Candidate's Signature	Date	Treasurer's Signature	Date
		Philip Lloyd	

CASH RECEIPTS AND EXPENDITURE

SCHEDULE to C4 A (11/93)

2

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date

07/27/10

08/09/10

1. CASH RECEIPTS (Contributions) which have been reported on C3. List each deposit made since last C4 report was submitted.

Date of deposit	Amount	Date of deposit	Amount	Date of deposit	Amount	Total deposits

2. TOTAL CASH RECEIPTS Enter also on line 2 of C4 \$ 0.00

CODES FOR CLASSIFYING EXPENDITURES: If one of the following codes is used to describe an expenditure, no other description is generally needed. The exceptions are:

- 1) If expenditures are in-kind or earmarked contributions to a candidate or committee or independent expenditures that benefit a candidate or committee, identify the candidate or committee in the Description block;
- 2) When reporting payments to vendors for travel expenses, identify the traveler and travel purpose in the Description block; and
- 3) If expenditures are made directly or indirectly to compensate a person or entity for soliciting signatures on a statewide initiative or referendum petition, use code "V" and provide the following information on an attached sheet: name and address of each person/entity compensated, amount paid each during the reporting period, and cumulative total paid all persons to date to gather signatures.

CODE
DEFINITIONS
ON NEXT PAGE

- C - Contributions (monetary, in-kind & transfers)
- I - Independent Expenditures
- L - Literature, Brochures, Printing
- B - Broadcast Advertising (Radio, TV)
- N - Newspaper and Periodical Advertising
- O - Other Advertising (yard signs, buttons, etc.)
- V - Voter Signature Gathering

- P - Postage, Mailing Permits
- S - Surveys and Polls
- F - Fundraising Event Expenses
- T - Travel, Accommodations, Meals
- M - Management/Consulting Services
- W - Wages, Salaries, Benefits
- G - General Operation and Overhead

3. EXPENDITURES

- a) Expenditures of \$50 or less, including those from petty cash, need not be itemized. Add up these expenditures and show the total in the amount column on the first line below..
- b) Itemize each expenditure of more than \$50 by date paid, name and address of vendor, code/description, and amount.
- c) For each payment to a candidate, campaign worker, PR firm, advertising agency or credit card company, attach a list of detailed expenses or copies of receipts/invoices supporting the payment.

Date Paid	Vendor or Recipient (Name and Address)	Code	Purpose of Expense and/or Description	Amount
N/A	Expenses of \$50 or less	N/A	N/A	

4. TOTAL CASH EXPENDITURES Total from attached pages \$ 0.00
Enter also on line 11 of C4 \$ 0.00

IN KIND CONTRIBUTIONS, PLEDGES, ORDERS, DEBTS, OBLIGATIONS

SCHEDULE
TO C4

B
(11/93)

3

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date

07/27/10 08/09/10

2. PLEDGES RECEIVED BUT NOT YET PAID. List each pledge of more than \$100.00.

Date Notified of Pledge	Name and Address of Pledge Maker	Fair Market Value	Aggregate Total	P	R	I	G	E	N	If total over \$100, Employer Name, City, State, Occup.
08/04/10	CONSERVATIVE PAC PO Box 2154 Seattle, WA 98111	9,000.00	9,000.00							
TOTAL THIS PAGE		9,000.00								

IN KIND CONTRIBUTIONS, PLEDGES, ORDERS, DEBTS, OBLIGATIONS

SCHEDULE
TO C4

B
(11/93)

4

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date
07/27/10 08/09/10

3. ORDERS PLACED, DEBTS, OBLIGATIONS. (Give estimate if actual amount not known. Exclude loans. Report loans on Schedule L.)

Expenditure Date	Vendor's/Recipient's Name and Address	Amount Owed	Code	OR	Description of Obligation
08/09/2010	MOXIE MEDIA PO Box 30084 Seattle, WA 98113	4764.00			Direct Mail Production
TOTAL THIS PAGE		4764.00			

**SUMMARY, FULL REPORT
 RECEIPTS AND
 EXPENDITURES**

C4 (3/97)	PDC OFFICE USE
	100378336
	09-10-2010

Candidate or Committee Name (Do not abbreviate. Include full name)
 Cut Taxes PAC

Mailing Address
 PO Box 253

City
 Everett, WA

Zip + 4 98206	Office Sought (Candidates)	Election Date 2010
Report Period Covered 08/10/10	To (end of period) 08/31/10	Final Report? Yes X No

***For PACs, Parties & Caucus Committees:** During this report period, did the committee make an **independent expenditure** (i.e., an expense not considered a contribution) supporting or opposing a state or local candidate?

RECEIPTS

	*See next page	Yes	No
1. Previous total cash and in kind contributions (From line 8, last C-4) (if beginning a new campaign or calendar year, see instruction booklet)	\$		0.00
2. Cash received (From line 2, Schedule A)	\$	0.00	
3. In kind contributions received (From line 1, Schedule B)		0.00	
4. Total cash and in kind contributions received this period (Line 2 plus 3)			0.00
5. Loan principal repayments made (From line 2, Schedule L)		0.00	
6. Corrections (From line 1 or 3, Schedule C)	Show + or (-)	0.00	
7. Net adjustments this period (Combine line 5 & 6)	Show + or (-)		0.00
8. Total cash and in kind contributions during campaign (Combine lines 1, 4 & 7)			0.00
9. Total pledge payments due (From line 2, Schedule B)	0.00		

EXPENDITURES

10. Previous total cash and in kind expenditures (From line 17, last C-4) (if beginning a new campaign or calendar year, see instruction booklet)		0.00
11. Total cash expenditures (From line 4, Schedule A)	0.00	
12. In kind expenditures (goods & services) (From line 1, Schedule B)	0.00	
13. Total cash and in kind expenditures made this period (Line 11 plus line 12)		0.00
14. Loan principal repayments made (From line 2, Schedule L)	0.00	
15. Corrections (From line 2 or 3, Schedule C)	Show + or (-)	0.00
16. Net adjustments this period (Combine lines 14 & 15)	Show + or (-)	0.00
17. Total cash and in kind expenditures during campaign (Combine lines 10, 13 and 16)		0.00

CANDIDATES ONLY

	Won	Lost	Unopposed	Name not on ballot
Primary election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
General election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Treasurer's Daytime Telephone No.:
 (206) 382-5552

CASH SUMMARY

18. Cash on hand (Line 8 minus line 17)	0.00
<small>(Line 18 should equal your bank account balance(s) plus your petty cash balance.)</small>	
19. Liabilities: (Sum of loans and debts owed)	9,003.00
20. Balance (Surplus or deficit) (Line 18 minus line 19)	-9,003.00

CERTIFICATION: I certify that the information herein and on accompanying schedules and attachments is true and correct to the best of my knowledge.

Candidate's Signature	Date	Treasurer's Signature	Date
		Philip Lloyd	

CASH RECEIPTS AND EXPENDITURE

**SCHEDULE
to C4**

A
(11/93)

2

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date

08/10/10

08/31/10

1. CASH RECEIPTS (Contributions) which have been reported on C3. List each deposit made since last C4 report was submitted.

Date of deposit	Amount	Date of deposit	Amount	Date of deposit	Amount	Total deposits

2. TOTAL CASH RECEIPTS Enter also on line 2 of C4 \$ 0.00

CODES FOR CLASSIFYING EXPENDITURES: If one of the following codes is used to describe an expenditure, no other description is generally needed. The exceptions are:

- 1) If expenditures are in-kind or earmarked contributions to a candidate or committee or independent expenditures that benefit a candidate or committee, identify the candidate or committee in the Description block;
- 2) When reporting payments to vendors for travel expenses, identify the traveler and travel purpose in the Description block; and
- 3) If expenditures are made directly or indirectly to compensate a person or entity for soliciting signatures on a statewide initiative or referendum petition, use code "V" and provide the following information on an attached sheet: name and address of each person/entity compensated, amount paid each during the reporting period, and cumulative total paid all persons to date to gather signatures.

CODE DEFINITIONS ON NEXT PAGE	C - Contributions (monetary, in-kind & transfers) I - Independent Expenditures L - Literature, Brochures, Printing B - Broadcast Advertising (Radio, TV) N - Newspaper and Periodical Advertising O - Other Advertising (yard signs, buttons, etc.) V - Voter Signature Gathering	P - Postage, Mailing Permits S - Surveys and Polls F - Fundraising Event Expenses T - Travel, Accommodations, Meals M - Management/Consulting Services W - Wages, Salaries, Benefits G - General Operation and Overhead
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3. EXPENDITURES

- a) Expenditures of \$50 or less, including those from petty cash, need not be itemized. Add up these expenditures and show the total in the amount column on the first line below.
- b) Itemize each expenditure of more than \$50 by date paid, name and address of vendor, code/description, and amount.
- c) For each payment to a candidate, campaign worker, PR firm, advertising agency or credit card company, attach a list of detailed expenses or copies of receipts/invoices supporting the payment.

Date Paid	Vendor or Recipient (Name and Address)	Code	Purpose of Expense and/or Description	Amount
N/A	Expenses of \$50 or less	N/A	N/A	

4. TOTAL CASH EXPENDITURES Total from attached pages \$ 0.00
Enter also on line 11 of C4 \$ 0.00

**CASH RECEIPTS
 MONETARY
 CONTRIBUTIONS**

C3
 (1/02)

THIS SPACE FOR OFFICE USE

100378344

09-10-2010

Candidate or Committee Name (Do not abbreviate. Use full name.)
 Cut Taxes PAC

Mailing Address
 PO Box 253

City Zip + 4 Office Sought (candidates) Election Date
 Everett, WA 98206 2010

1. MONETARY CONTRIBUTIONS DEPOSITED IN ACCOUNT

Date Received		Amount	Total
	a. Anonymous		
	b. Candidate's personal funds deposited in the bank (include candidate loans in 1c).....		
	c. Loans, notes, security agreements. Attach Schedule L		
	d. Miscellaneous receipts (interest, refunds, auctions, other). Attach explanation		
	e. Small contributions \$25.00 or less not itemized and number of persons giving _____ (persons)		

2. CONTRIBUTIONS OVER \$25.00

Date Received	Contributor's Name, Address, City, State, Zip	Contributions of more than \$100: Employer's Name, City and State	P R I	G E N	Amount	Aggregate* Total
09/10/10	CONSERVATIVE PAC PO Box 2154 Seattle, WA 98111				9,003.00	9,003.00
		Occupation				
		Occupation				
		Occupation				
		Occupation				
		Occupation				
		Occupation				
	<input type="checkbox"/> Check here if additional pages are attached	Sub-total			9,003.00	*See reverse for details.
		Amount from attached pages			0.00	

3. TOTAL FUNDS RECEIVED AND DEPOSITED OR CREDITED TO ACCOUNT

Sum of parts 1 and 2 above. Enter this amount in line 1, Schedule A to C4.

9,003.00

4. Date of Deposit

09/10/10

Treasurer's Daytime Telephone No.: (206) 382-5552

I certify that this report is true and complete to the best of my knowledge

Treasurer's Signature

Date

Philip Lloyd

09-10-2010

**SUMMARY, FULL REPORT
 RECEIPTS AND
 EXPENDITURES**

C4 (3/97)	PDC OFFICE USE
	100378346
	09-10-2010

Candidate or Committee Name (Do not abbreviate. Include full name)

Cut Taxes PAC _____

Mailing Address _____ City _____
 PO Box 253 _____ Everett, WA _____

Zip + 4 98206	Office Sought (Candidates)	Election Date 2010
Report Period Covered 09/01/10	From (last C-4) 09/01/10	To (end of period) 09/10/10
		Final Report? Yes X No

***For PACs, Parties & Caucus Committees:** During this report period, did the committee make an **independent expenditure** (i.e., an expense not considered a contribution) **supporting or opposing a state or local candidate?**

RECEIPTS	*See next page	Yes	No
1. Previous total cash and in kind contributions (From line 8, last C-4) (if beginning a new campaign or calendar year, see instruction booklet)		\$	0.00
2. Cash received (From line 2, Schedule A)	\$	9,003.00	
3. In kind contributions received (From line 1, Schedule B).....		0.00	
4. Total cash and in kind contributions received this period (Line 2 plus 3).....			9,003.00
5. Loan principal repayments made (From line 2, Schedule L).....		0.00	
6. Corrections (From line 1 or 3, Schedule C)..... Show + or (-)		0.00	
7. Net adjustments this period (Combine line 5 & 6)..... Show + or (-)			0.00
8. Total cash and in kind contributions during campaign (Combine lines 1, 4 & 7)			9,003.00
9. Total pledge payments due (From line 2, Schedule B)		0.00	

EXPENDITURES		
10. Previous total cash and in kind expenditures (From line 17, last C-4) (if beginning a new campaign or calendar year, see instruction booklet)		0.00
11. Total cash expenditures (From line 4, Schedule A)	9,003.00	
12. In kind expenditures (goods & services) (From line 1, Schedule B)	0.00	
13. Total cash and in kind expenditures made this period (Line 11 plus line 12).....		9,003.00
14. Loan principal repayments made (From line 2, Schedule L).....	0.00	
15. Corrections (From line 2 or 3, Schedule C)..... Show + or (-)	0.00	
16. Net adjustments this period (Combine lines 14 & 15)..... Show + or (-)		0.00
17. Total cash and in kind expenditures during campaign (Combine lines 10, 13 and 16).....		9,003.00

CANDIDATES ONLY

	Won	Lost	Unopposed	Name not on ballot
Primary election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
General election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Treasurer's Daytime Telephone No.:
 (206) 382-5552

CASH SUMMARY

18. Cash on hand (Line 8 minus line 17)	0.00
<small>[Line 18 should equal your bank account balance(s) plus your petty cash balance.]</small>	
19. Liabilities: (Sum of loans and debts owed)	0.00
20. Balance (Surplus or deficit) (Line 18 minus line 19)	0.00

CERTIFICATION: I certify that the information herein and on accompanying schedules and attachments is true and correct to the best of my knowledge.

Candidate's Signature _____	Date _____	Treasurer's Signature Philip Lloyd	Date _____
-----------------------------	------------	---------------------------------------	------------

CASH RECEIPTS AND EXPENDITURE

SCHEDULE A
 to C4
(11/93)

2

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date

09/01/10 09/10/10

1. CASH RECEIPTS (Contributions) which have been reported on C3. List each deposit made since last C4 report was submitted.

Date of deposit	Amount	Date of deposit	Amount	Date of deposit	Amount	Total deposits
09/10/2010	9,003.00					

2. TOTAL CASH RECEIPTS Enter also on line 2 of C4 \$ 9,003.00

CODES FOR CLASSIFYING EXPENDITURES: If one of the following codes is used to describe an expenditure, no other description is generally needed. The exceptions are:

- 1) If expenditures are in-kind or earmarked contributions to a candidate or committee or independent expenditures that benefit a candidate or committee, identify the candidate or committee in the Description block;
- 2) When reporting payments to vendors for travel expenses, identify the traveler and travel purpose in the Description block; and
- 3) If expenditures are made directly or indirectly to compensate a person or entity for soliciting signatures on a statewide initiative or referendum petition, use code "V" and provide the following information on an attached sheet: name and address of each person/entity compensated, amount paid each during the reporting period, and cumulative total paid all persons to date to gather signatures.

<p>CODE DEFINITIONS ON NEXT PAGE</p>	<p>C - Contributions (monetary, in-kind & transfers) I - Independent Expenditures L - Literature, Brochures, Printing B - Broadcast Advertising (Radio, TV) N - Newspaper and Periodical Advertising O - Other Advertising (yard signs, buttons, etc.) V - Voter Signature Gathering</p>	<p>P - Postage, Mailing Permits S - Surveys and Polls F - Fundraising Event Expenses T - Travel, Accommodations, Meals M - Management/Consulting Services W - Wages, Salaries, Benefits G - General Operation and Overhead</p>
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3. EXPENDITURES

- a) Expenditures of \$50 or less, including those from petty cash, need not be itemized. Add up these expenditures and show the total in the amount column on the first line below..
- b) Itemize each expenditure of more than \$50 by date paid, name and address of vendor, code/description, and amount.
- c) For each payment to a candidate, campaign worker, PR firm, advertising agency or credit card company, attach a list of detailed expenses or copies of receipts/invoices supporting the payment.

Date Paid	Vendor or Recipient (Name and Address)	Code	Purpose of Expense and/or Description	Amount
N/A	Expenses of \$50 or less	N/A	N/A	
09/10/10	MOXIE MEDIA PO Box 30084 Seattle, WA 98113	I	Direct Mail Production	4,764.00
09/10/10	MOXIE MEDIA PO Box 30084 Seattle, WA 98113	I	Postage	3,142.00
09/10/10	MOXIE MEDIA PO Box 30084 Seattle, WA 98113	I	Telephoning	750.00
09/10/10	PROJECT ACCOUNTING SERVICES 603 Stewart St Ste 819 Seattle, WA 98101		Accounting/Compliance	347.00

4. TOTAL CASH EXPENDITURES Total from attached pages \$ 0.00
 Enter also on line 11 of C4 \$ 9,003.00

**SUMMARY, FULL REPORT
 RECEIPTS AND
 EXPENDITURES**

C4 (3/97)	PDC OFFICE USE
	100369296
	07-27-2010

Candidate or Committee Name (Do not abbreviate. Include full name)
 Stand Up for Citizens

Mailing Address
 PO Box 12852

City
 Everett, WA

Zip + 4 98206	Office Sought (Candidates)	Election Date 2010
Report Period Covered 06/01/10	From (last C-4) To (end of period) 07/26/10	Final Report? Yes No X

***For PACs, Parties & Caucus Committees:** During this report period, did the committee make an **independent expenditure** (i.e., an expense not considered a contribution supporting or opposing a state or local candidate?)

RECEIPTS

*See next page Yes No

1. Previous total cash and in kind contributions (From line 8, last C-4) (if beginning a new campaign or calendar year, see instruction booklet)	\$	0.00
2. Cash received (From line 2, Schedule A)	\$	114,000.00
3. In kind contributions received (From line 1, Schedule B)		1,000.00
4. Total cash and in kind contributions received this period (Line 2 plus 3)		115,000.00
5. Loan principal repayments made (From line 2, Schedule L)		0.00
6. Corrections (From line 1 or 3, Schedule C)	Show + or (-)	0.00
7. Net adjustments this period (Combine line 5 & 6)	Show + or (-)	0.00
8. Total cash and in kind contributions during campaign (Combine lines 1, 4 & 7)		115,000.00
9. Total pledge payments due (From line 2, Schedule B)	0.00	

EXPENDITURES

10. Previous total cash and in kind expenditures (From line 17, last C-4) (if beginning a new campaign or calendar year, see instruction booklet)	0.00
11. Total cash expenditures (From line 4, Schedule A)	112,412.12
12. In kind expenditures (goods & services) (From line 1, Schedule B)	1,000.00
13. Total cash and in kind expenditures made this period (Line 11 plus line 12)	113,412.12
14. Loan principal repayments made (From line 2, Schedule L)	0.00
15. Corrections (From line 2 or 3, Schedule C)	Show + or (-) 0.00
16. Net adjustments this period (Combine lines 14 & 15)	Show + or (-) 0.00
17. Total cash and in kind expenditures during campaign (Combine lines 10, 13 and 16)	113,412.12

CANDIDATES ONLY

	Won	Lost	Unopposed	Name not on ballot
Primary election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
General election	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

CASH SUMMARY

18. Cash on hand (Line 8 minus line 17)	1,587.88
<small>[Line 18 should equal your bank account balance(s) plus your petty cash balance.]</small>	
19. Liabilities: (Sum of loans and debts owed)	28,756.00
20. Balance (Surplus or deficit) (Line 18 minus line 19)	-27,168.12

Treasurer's Daytime Telephone No.:
 (206) 382-5552

CERTIFICATION: I certify that the information herein and on accompanying schedules and attachments is true and correct to the best of my knowledge.

Candidate's Signature	Date	Treasurer's Signature	Date
		Philip Lloyd	

CASH RECEIPTS AND EXPENDITURE

SCHEDULE A
to C4
(11/93)

2

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date

06/01/10 07/26/10

1. CASH RECEIPTS (Contributions) which have been reported on C3. List each deposit made since last C4 report was submitted.

Date of deposit	Amount	Date of deposit	Amount	Date of deposit	Amount	Total deposits
07/09/2010	4,000.00					
07/21/2010	110,000.00					

2. TOTAL CASH RECEIPTS Enter also on line 2 of C4 \$ 114,000.00

CODES FOR CLASSIFYING EXPENDITURES: If one of the following codes is used to describe an expenditure, no other description is generally needed. The exceptions are:

- 1) If expenditures are in-kind or earmarked contributions to a candidate or committee or independent expenditures that benefit a candidate or committee, identify the candidate or committee in the Description block;
- 2) When reporting payments to vendors for travel expenses, identify the traveler and travel purpose in the Description block; and
- 3) If expenditures are made directly or indirectly to compensate a person or entity for soliciting signatures on a statewide initiative or referendum petition, use code "V" and provide the following information on an attached sheet: name and address of each person/entity compensated, amount paid each during the reporting period, and cumulative total paid all persons to date to gather signatures.

CODE DEFINITIONS ON NEXT PAGE	C - Contributions (monetary, in-kind & transfers)	P - Postage, Mailing Permits
	I - Independent Expenditures	S - Surveys and Polls
	L - Literature, Brochures, Printing	F - Fundraising Event Expenses
	B - Broadcast Advertising (Radio, TV)	T - Travel, Accommodations, Meals
	N - Newspaper and Periodical Advertising	M - Management/Consulting Services
	O - Other Advertising (yard signs, buttons, etc.)	W - Wages, Salaries, Benefits
	V - Voter Signature Gathering	G - General Operation and Overhead

3. EXPENDITURES

- a) Expenditures of \$50 or less, including those from petty cash, need not be itemized. Add up these expenditures and show the total in the amount column on the first line below.
- b) Itemize each expenditure of more than \$50 by date paid, name and address of vendor, code/description, and amount.
- c) For each payment to a candidate, campaign worker, PR firm, advertising agency or credit card company, attach a list of detailed expenses or copies of receipts/invoices supporting the payment.

Date Paid	Vendor or Recipient (Name and Address)	Code	Purpose of Expense and/or Description	Amount
N/A	Expenses of \$50 or less	N/A	N/A	
07/09/10	MOXIE MEDIA PO Box 30084 Seattle, WA 98113	I	Doorhangers (Capitol City Press)	4,000.00
07/22/10	JR MAILING SERVICES 2120 116th Ave NE Bellevue, WA 98004	I	Postage/Mailing Service	3,745.22
07/23/10	WASHINGTON CAN 220 S River St Seattle, WA 98108	I	Canvassing	40,000.00
07/23/10	JR MAILING SERVICES 2120 116th Ave NE Bellevue, WA 98004	I	Postage/Mailing Service	18,722.90
07/23/10	MOXIE MEDIA PO Box 30084 Seattle, WA 98113	I	Direct Mail Production	24,644.00
07/23/10	MOXIE MEDIA PO Box 30084 Seattle, WA 98113	I	Web Site	3,000.00

Total from attached pages \$ 18,300.00

4. TOTAL CASH EXPENDITURES Enter also on line 11 of C4 \$ 112,412.12

SUMMARY, FULL REPORT RECEIPTS AND EXPENDITURES

C4 (3/97)	PDC OFFICE USE
	100372606
	AMENDS 100372538
	08-10-2010

Candidate or Committee Name (Do not abbreviate. Include full name)
 Stand Up for Citizens

Mailing Address
 PO Box 12852

City
 Everett, WA

Zip + 4 98206	Office Sought (Candidates)	Election Date 2010
Report Period Covered 07/27/10	From (last C-4) To (end of period) 08/09/10	Final Report? Yes No X

***For PACs, Parties & Caucus Committees:** During this report period, did the committee make an **independent expenditure** (i.e., an expense not considered a contribution) **supporting or opposing a state or local candidate?**

RECEIPTS	*See next page	Yes	No
1. Previous total cash and in kind contributions (From line 8, last C-4) (if beginning a new campaign or calendar year, see instruction booklet)		\$	115,000.00
2. Cash received (From line 2, Schedule A)	\$	128,000.00	
3. In kind contributions received (From line 1, Schedule B).....		7,851.73	
4. Total cash and in kind contributions received this period (Line 2 plus 3).....			135,851.73
5. Loan principal repayments made (From line 2, Schedule L).....		0.00	
6. Corrections (From line 1 or 3, Schedule C)..... Show + or (-)		0.00	
7. Net adjustments this period (Combine line 5 & 6)..... Show + or (-)			0.00
8. Total cash and in kind contributions during campaign (Combine lines 1, 4 & 7)			250,851.73
9. Total pledge payments due (From line 2, Schedule B).....	0.00		

EXPENDITURES		
10. Previous total cash and in kind expenditures (From line 17, last C-4) (If beginning a new campaign or calendar year, see instruction booklet)		113,412.12
11. Total cash expenditures (From line 4, Schedule A)	129,325.86	
12. In kind expenditures (goods & services) (From line 1, Schedule B)	7,851.73	
13. Total cash and in kind expenditures made this period (Line 11 plus line 12).....		137,177.59
14. Loan principal repayments made (From line 2, Schedule L).....	0.00	
15. Corrections (From line 2 or 3, Schedule C)..... Show + or (-)	0.00	
16. Net adjustments this period (Combine lines 14 & 15)..... Show + or (-)		0.00
17. Total cash and in kind expenditures during campaign (Combine lines 10, 13 and 16).....		250,589.71

CANDIDATES ONLY				Name not on ballot
Won	Lost	Unopposed		
Primary election <input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
General election <input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Treasurer's Daytime Telephone No.:
 (206) 382-5552

CASH SUMMARY	
18. Cash on hand (Line 8 minus line 17)	262.02
[Line 18 should equal your bank account balance(s) plus your petty cash balance.]	
19. Liabilities: (Sum of loans and debts owed)	0.00
20. Balance (Surplus or deficit) (Line 18 minus line 19)	262.02

CERTIFICATION: I certify that the information herein and on accompanying schedules and attachments is true and correct to the best of my knowledge.

Candidate's Signature	Date	Treasurer's Signature	Date
		Philip Lloyd	

CASH RECEIPTS AND EXPENDITURE

SCHEDULE A
to C4
(11/93)

2

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date

07/27/10

08/09/10

1. CASH RECEIPTS (Contributions) which have been reported on C3. List each deposit made since last C4 report was submitted.

Date of deposit	Amount	Date of deposit	Amount	Date of deposit	Amount	Total deposits
08/05/2010	125,000.00					
08/06/2010	3,000.00					

2. TOTAL CASH RECEIPTS

Enter also on line 2 of C4 \$ 128,000.00

CODES FOR CLASSIFYING EXPENDITURES: If one of the following codes is used to describe an expenditure, no other description is generally needed. The exceptions are:

- 1) If expenditures are in-kind or earmarked contributions to a candidate or committee or independent expenditures that benefit a candidate or committee, identify the candidate or committee in the Description block;
- 2) When reporting payments to vendors for travel expenses, identify the traveler and travel purpose in the Description block; and
- 3) If expenditures are made directly or indirectly to compensate a person or entity for soliciting signatures on a statewide initiative or referendum petition, use code "V" and provide the following information on an attached sheet: name and address of each person/entity compensated, amount paid each during the reporting period, and cumulative total paid all persons to date to gather signatures.

<p>CODE DEFINITIONS ON NEXT PAGE</p>	<p>C - Contributions (monetary, in-kind & transfers) I - Independent Expenditures L - Literature, Brochures, Printing B - Broadcast Advertising (Radio, TV) N - Newspaper and Periodical Advertising O - Other Advertising (yard signs, buttons, etc.) V - Voter Signature Gathering</p>	<p>P - Postage, Mailing Permits S - Surveys and Polls F - Fundraising Event Expenses T - Travel, Accommodations, Meals M - Management/Consulting Services W - Wages, Salaries, Benefits G - General Operation and Overhead</p>
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3. EXPENDITURES

- a) Expenditures of \$50 or less, including those from petty cash, need not be itemized. Add up these expenditures and show the total in the amount column on the first line below..
- b) Itemize each expenditure of more than \$50 by date paid, name and address of vendor, code/description, and amount.
- c) For each payment to a candidate, campaign worker, PR firm, advertising agency or credit card company, attach a list of detailed expenses or copies of receipts/invoices supporting the payment.

Date Paid	Vendor or Recipient (Name and Address)	Code	Purpose of Expense and/or Description	Amount
N/A	Expenses of \$50 or less	N/A	N/A	
08/02/10	JR MAILING SERVICES 2120 116th Ave NE Bellevue, WA 98004	I	Postage/Mailing Service	722.58
08/02/10	JR MAILING SERVICES 2120 116th Ave NE Bellevue, WA 98004	I	Postage/Mailing Service	2,926.57
08/05/10	MOXIE MEDIA PO Box 30084 Seattle, WA 98113	I	TV Ads - Comcast	57,000.00
08/05/10	MOXIE MEDIA PO Box 30084 Seattle, WA 98113	I	TV Production - McComb Sound	3,551.00
08/05/10	MOXIE MEDIA PO Box 30084 Seattle, WA 98113	I	Telephoning - Zata 3	10,000.00
08/05/10	MOXIE MEDIA PO Box 30084 Seattle, WA 98113	I	Doorhanger - Capitol City Press	5,023.00

Total from attached pages \$ 50,102.71

4. TOTAL CASH EXPENDITURES

Enter also on line 11 of C4 \$ 129,325.86

EXPENDITURES CONTINUATION SHEET (Attachment to Schedule A)

Candidate or Committee Name (Do not abbreviate. Use full name.)

Report Date

07/27/10

08/09/10

Date Paid	Vendor or Recipient (Name and Address)	Code	Purpose of Expense and/or Description	Amount
08/05/10	MOXIE MEDIA PO Box 30084 Seattle, WA 98113	I	Direct Mail Production - Capitol City Press	36,111.00
08/05/10	NEW PARTNERS CONSULTING INC. 401 9th St NW Ste 725 Washington, DC 20005		Research	6,000.00
08/05/10	EMC RESEARCH 436 14th St #820 Oakland, CA 94612		Research	4,000.00
08/06/10	JR MAILING SERVICES 2120 116th Ave NE Bellevue, WA 98004	I	Postage/Mailing Service	3,491.71
08/09/10	PROJECT ACCOUNTING SERVICES 603 Stewart St Ste 819 Seattle, WA 98101		Accounting/Compliance	500.00

Page Total \$ 50,102.71

Tony Perkins

From: Cody Arledge [codyarledge12@gmail.com]
Sent: Wednesday, September 08, 2010 5:20 PM
To: Lisa Collins-McLean
Cc: Michael Temple; Kathy Cummings
Subject: Funding Cut Taxes PAC in the 38th district

Lisa-

As per previous discussions, on behalf of WFSE, we would request you transfer an amount equal to one-third of the debt currently showing owed to Moxie Media by Cut Taxes PAC(\$8656). Please pay this debt from our share of funds currently in the 2nd Defense PAC. As discussed, this is intended to cover a portion of the efforts undertaken in the Berkey/38th senate race. We are assuming this will be reported to the PDC as appropriate. Please contact me if you have any questions or need anything to ensure compliance.

Thanks
~Cody

Cody Arledge
360.359.1238

Tony Perkins

From: Lisa MacLean [lisa@moxiemedia.biz]
Sent: Wednesday, October 06, 2010 10:52 AM
To: Tony Perkins
Cc: William Rava
Subject: Re: Question, re: Complaint against Moxie Media, Conservative PAC, Cut Taxes PAC

Importance: High

Tony,

I never made the transfer because there was, and never has been, across-the-board or enduring consensus that 2nd Defense PAC should fund this effort in LD38. As I explained when we spoke, this consensus-driven decision-making was how we'd been operating all PACs, including 2nd Defense and those in the LD38.

Thanks.

Lisa MacLean, partner & principal
MOXIE MEDIA
206-322-6009 p.
206-322-6108 f.
206-669-4355 c.
www.moxiemedia.biz

From: Tony Perkins [mailto:tony.perkins@pdc.wa.gov]
Sent: Tuesday, October 05, 2010 10:35 AM
To: Rava, William C. (Perkins Coie)
Subject: Question, re: Complaint against Moxie Media, Conservative PAC, Cut Taxes PAC
Importance: High

Dear Will,

In the course of our investigation of the complaint in PDC case 11-015, we've learned that the Washington Federation of State Employees offered to pay one-third of Cut Taxes PAC's debt to Moxie Media. (See attached email of September 8, 2010 from Cody Arledge to Lisa MacLean.)

In speaking to Cody, I was told that WFSE's desire from the beginning was to move funds from 2nd Defense PAC for the Cut Taxes PAC project, and that their offer stands to this day. Can you ask Lisa to explain why she never made the transfer, as Cody suggested?

Sincerely,

Tony Perkins

Lead Political Finance Specialist, PDC

 (360) 586-1042

 (360) 753-1112

 tony.perkins@pdc.wa.gov

IRS CIRCULAR 230 DISCLOSURE: To ensure compliance with Treasury Department and IRS regulations, we inform you that, unless expressly indicated otherwise, any federal tax advice contained in this communication (including any attachments) is not intended or written by Perkins Coie LLP to be used, and cannot be used by the taxpayer, for the purpose of (i) avoiding penalties that may be imposed on the taxpayer under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction or matter

addressed herein (or any attachments).

NOTICE: This communication may contain privileged or other confidential information. If you have received it in error, please advise the sender by reply email and immediately delete the message and any attachments without copying or disclosing the contents. Thank you.

From: "Cody Arledge" <codyarledge12@gmail.com>
Date: September 8, 2010 5:19:52 PM PDT
To: "Lisa Collins-McLean" <lisa@moxiemedia.biz>
Cc: "Michael Temple" <michael@washingtonjustice.org>, "Kathy Cummings" <KCummings@wslc.org>
Subject: **Funding Cut Taxes PAC in the 38th district**

Lisa-

As per previous discussions, on behalf of WFSE, we would request you transfer an amount equal to one-third of the debt currently showing owed to Moxie Media by Cut Taxes PAC(\$8656). Please pay this debt from our share of funds currently in the 2nd Defense PAC. As discussed, this is intended to cover a portion of the efforts undertaken in the Berkey/38th senate race. We are assuming this will be reported to the PDC as appropriate. Please contact me if you have any questions or need anything to ensure compliance.

Thanks
~Cody

Cody Arledge
360.359.1238

Tony Perkins

From: Lisa MacLean [lisa@moxiemedia.biz]
Sent: Monday, October 18, 2010 12:30 PM
To: Tony Perkins
Cc: William Rava
Subject: Re: Question in PDC Case 11-015: Moxie Media, Conservative PAC, Cut Taxes PAC

Tony,

On Friday 10/15/10 Moxie Media retrieved an envelope from our post office box, postmarked 10/13/10, that contained a check payable to Conservative PAC for \$2,885.00 from WFSE Contributions ACCT.

We have not made a determination yet about how to move forward.

Lisa MacLean, partner & principal

MOXIE MEDIA

206-322-6009 p.

206-322-6108 f.

206-669-4355 c.

www.moxiemedia.biz

From: Tony Perkins [mailto:tony.perkins@pdc.wa.gov]
Sent: Monday, October 18, 2010 12:19 PM
To: Rava, William C. (Perkins Coie)
Subject: Question in PDC Case 11-015: Moxie Media, Conservative PAC, Cut Taxes PAC

Dear Will,

Thanks for facilitating today's interviews. Will you ask Lisa MacLean to provide the details of the contribution she received recently from WFSE for Moxie's activities in LD38? Specifically, I'm interested in the name of the payee, the date the check was received, and the amount.

If Moxie has made a determination about whether the check will be kept or returned, I'd appreciate knowing that as well, but I understand that they may still be considering the question.

Thanks again for your assistance. I look forward to hearing from you/Lisa.

Sincerely,

Tony Perkins

Lead Political Finance Specialist, PDC

 (360) 586-1042

 (360) 753-1112

 tony.perkins@pdc.wa.gov

IRS CIRCULAR 230 DISCLOSURE: To ensure compliance with Treasury Department and IRS regulations, we inform you that, unless expressly indicated otherwise, any federal tax advice contained in this communication (including any attachments) is not intended or written by Perkins Coie LLP to be used, and cannot be used by the taxpayer, for the purpose of (i) avoiding penalties that may be imposed on the taxpayer under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction or matter addressed herein (or any attachments).



October 19, 2010

Greg Devereux
Council 28 AFSCME
Washington Federation of State Employees
1212 Jefferson Street, NE, Suite 300
Olympia, WA 98501-2332

Dear Greg:

Enclosed please find a check from WFSE CONTRIBUTIONS ACCT made payable to Conservative PAC for \$2,885.00 that was received by Moxie Media on October 15, 2010.

Conservative PAC terminated and filed its final reporting with the Washington State Public Disclosure Commission on September 10, 2010, so I am returning this check to you.

Sincerely,

A handwritten signature in black ink, appearing to read "H. Underhill".

Henry Underhill

Former Chair, Conservative PAC
President, Moxie Media

Cc: Lisa MacLean; Cody Arledge

