



# DENNIS J. PLEWS

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June 23, 2003

Jeff S. Jordan, Esq.  
Federal Election Commission  
999 E Street, NW  
Washington, DC 20463

MUR No. 5361

Dear Mr. Jordan:

As you are aware, I am counsel for Michael Shelton and represent him in the above referenced MUR. The complaint is based, in part, on a Declaration executed by Jacqueline S. Jones on April 1, 2003. I write to you today concerning Ms. Jones.

In order to properly prepare a defense for my client, it is my desire to take the sworn deposition duces tecum of Mrs. Jones pursuant to 2 U.S.C. § 437d and 11 C.F.R. § 111.12. In that regard, please contact me in order to make the necessary arrangements to schedule the deposition of Mrs. Jones. Please feel free to contact me via e-mail at [dennis@attorneycpa.com](mailto:dennis@attorneycpa.com).

In support of my request, I will be seeking information from Mrs. Jones concerning her testimony in the following areas:

1. Paragraph 7 of Ms. Jones' Declaration states, in part, "[i]t never occurred to us, however, that Mr. Shelton, Mr. McIntosh and/or anyone else would actually mail out the tape to voters or would air part of it on television without advising the candidate . . ."

My client has credible facts which call into question Mrs. Jones claim to possess personal knowledge, that (1) the videotape in question was actually mailed to any voters; and (2) that Mr. Shelton permitted or had knowledge of the mailing of the videotape in question and/or that any portion of it was used as part of any television commercial. I will also be questioning Mrs. Jones as to whether or not she and/or your husband, Lowell Jones, viewed the videotape and, as members of the management committee, approved the mailing of the same.

2. Paragraph 8 of Ms. Jones' Declaration states, in part, that she was "... appalled to learn after the election that an advertisement that had never been shown to Ms

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Schneider was substituted in the Bradenton Herald for one that the candidate had approved."

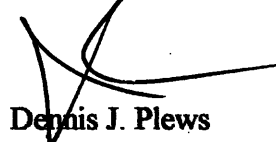
I will also be asking Mrs. Jones to provide detailed facts, in which she possesses personal knowledge, that (1) Jan Schneider approved an advertisement for insertion into the Bradenton Herald on November 3<sup>rd</sup> & 4<sup>th</sup>; (2) Jan Schneider communicated that approval to Mr. Shelton; (3) Mr. Shelton "switched" or caused to be "switched" the advertisement as you allege; (4) Mr. Shelton delivered or caused to be delivered the "switched" advertisement to the Bradenton Herald; and (5) Mr. Shelton delivered or caused to be delivered campaign funds which were required for the payment of the "switched" advertisement. I will also expect Ms. Jones to provide a description or copy of the advertisement approved by Miss Schneider.

3. Mrs Jones will also be questioned as to any other relevant matters, such as the common bias areas of examination, which may come to my attention or that of my client.

Finally, upon completion of Mrs. Jones deposition, it will be my intention to seek the testimony of the complainant, Jan Schneider, as well as that of Virginia Hoffman and Darlene Kunkle. Therefore, I hope to soon be sending you similar requests for issuance of subpoenas duces tecum for deposition directed to each.

Thank you for your cooperation in this matter. I will look forward to hearing from you.

Sincerely,



Dennis J. Plews

cc: Robert A. Burka, Esq.  
Jacqueline S. Jones

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