

# **Jim GERLACH**

**OUR CONGRESSMAN**

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October 16, 2006

**VIA FACSIMILE  
VIA OVERNIGHT MAIL**

Federal Election Commission  
Office of the General Counsel  
999 E Street, N.W.  
Washington, D.C. 20463

**MUR #**

5859

10:06:24 PM '06

**Re: Complaint against ACORN and the Lois Murphy for Congress Committee**

**Dear Commissioners:**

This letter constitutes a formal complaint filed under 2 U.S.C. § 437(g)a of the Federal Election Campaign Act ("FECA") on behalf of the Jim Gerlach for Congress Committee.

It is our belief, based on the information set out below, that the congressional campaign committee of Lois Murphy is illegally coordinating activities with The Association of Community Organizations for Reform Now (ACORN). This illegal coordination violates FEC regulations regarding endorsements of organizations, 11 CFR 114.4(C) (6).

The regulation in question clearly lays out limits to generalized endorsements by corporations, such as ACORN. The regulations were clearly intended to prevent these organizations from illegally coordinating with a federal campaign as a way of evading the very strict limits of both the Federal Election Campaign Act and the Bipartisan Campaign Reform Act.

In the attached press release from ACORN specifically shows the coordination of the endorsement. It reads:

**"The Association of Community Organizations for Reform Now (ACORN) endorsed Lois Murphy for Congress. Lois will join members of ACORN to canvass in Pottstown following the endorsement today. Lois and ACORN will be**

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reaching out to members of the community to talk about minimum wage, education, and healthcare.”

Clearly the stated intention of ACORN to canvass with Ms. Murphy violates 11 CFR 114.4(C) (6) (ii), which prevents coordination of endorsements.

We ask that the FEC open an investigation at once on the illegal coordination between ACORN and Lois Murphy and put a stop to this egregious violation of federal election law immediately.

The above is true and correct to the best of our knowledge, information, and belief.

Sincerely,



Brandon Moody  
Campaign Manager

Subscribed and sworn to before me on this  
18 day of October, 2009.



Notary Public

My commission expires on \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
Notarial Seal  
Barry B. DiLibero, Notary Public  
West Vincent Twp., Chester County  
My Commission Expires Feb. 14, 2010  
Member, Pennsylvania Association of Notaries

From Lois Murphy's Website: <http://www.loismurphy.org/index.asp?p=5&r=35>

## **ACORN Endorses Lois Murphy**

**Saturday, April 29, 2006**

Narberth, PA— The Association of Community Organizations for Reform Now (ACORN) endorsed Lois Murphy for Congress. Lois will join members of ACORN to canvass in Pottstown following the endorsement today. Lois and ACORN will be reaching out to members of the community to talk about minimum wage, education, and healthcare.

"I am honored to be endorsed by the Association of Community Organizations for Reform Now," Lois Murphy said. "ACORN plays such an integral role in helping improve communities throughout Pennsylvania and the country, and I am very grateful to have their support."

"ACORN has fought for many of the same critical issues that I will fight for as a member of Congress," Murphy said. "They have spent over three decades working to increase the minimum wage, improve schools in low-income neighborhoods, and improve the environmental conditions for those living in some of our biggest cities."

Lois's opponent, Jim Gerlach, has a long record of voting against Pennsylvania's working families. In 2005, he blocked a vote to increase the minimum wage to \$7.25 an hour [Vote #365, 7/12/05].

ACORN, the Association of Community Organizations for Reform Now, is the nation's largest community organization of low- and moderate-income families, working together for social justice and stronger communities. ACORN works in more than 75 cities across the United States to improve housing conditions for the economically disadvantaged, increase community safety, secure living wages for all workers and improve the quality of local schools. ([www.acorn.org](http://www.acorn.org))