

October 11, 2016

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
MUR No: 7150  
2016 OCT 12 PM 1:25

Office of General Counsel  
Federal Election Commission  
999 E Street, NW  
Washington, DC 20463

OFFICE OF GENERAL  
COUNSEL

Respondent: New Yorkers Together, 80 Pine Street, 37<sup>th</sup> Floor, New York, NY 10005

Dear Madam or Sir:

I am writing to formally complain about a public communication that is being distributed by mail (copy enclosed) which appears to expressly advocate against the candidacy of Donald Trump who is running for the office of President of the United States. The organization paying for the ad has not registered or filed disclosure reports with the Federal Election Commission (FEC). Without registration and disclosure reports, it is impossible to know the extent to which they are failing to comply with Federal Campaign Finance Law.

It is clear, however, the enclosed ad is a public communication that clearly identifies a federal candidate (through the use of images and words), contains explicit language linking the identified state candidate with Republican nominee Donald J. Trump, and asks the recipient to vote no on the state candidate who shares the erroneous description of Mr. Trump's positions on abortion. The electoral portion of this mailing with respect to Mr. Trump is clear—vote to defeat Mr. Trump. Therefore, this mailing constitutes an independent expenditure under the federal campaign finance laws and FEC regulations and requires registration, disclosure and a disclaimer that includes the address of the payer consistent with federal law. The sponsoring organization has not satisfied any of these basic disclosure obligations and has violated the federal campaign finance laws and FEC regulations. Furthermore, I believe any reasonable individual would consider the cost of producing and distributing this mailer to be to the benefit of Hillary Clinton, the Democrat candidate for President.

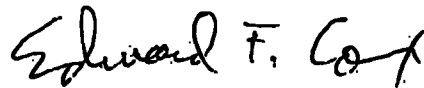
Without requisite registration and disclosure information the "New Yorkers Together" committee type and expenditure classification of the enclosed mailer (such as an in-kind contribution, a coordinated expenditure, or an independent expenditure) cannot be ascertained. Therefore, in addition to the "New Yorkers Together" failure to register and make requisite disclosures and disclaimers, it is unknown what, if any, federal campaign finance laws the ad violates; specific concern being whether the ad is funded by prohibited sources, was coordinated with the candidate or the candidate's agents, exceeds contribution or expenditure limits, and triggers disclosure obligations by the candidate benefiting from expenditures made by the organization. The courts and the FEC have been clear, the disclosure requirements for independent expenditures are designed to prevent corruption and detect violations of law. The

stunning lack of disclosure by New Yorkers Together after distributing its independent expenditures defeats both purposes that the FEC disclosure requirements are designed to satisfy.

Although the ad uses "magic words" to expressly advocate against the election of a state candidate, the basis for doing so is a purported alignment of the state candidate with the clearly identified federal candidate. The ad uses images, policy positions, and direct quotations of the clearly identified federal candidate to accomplish its express advocacy against the state candidate and thus, at the very least, is the functional equivalent of expressly advocating against the election of clearly identified federal candidate, Donald Trump for President.

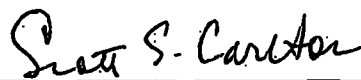
Wherefore, given the proximity to the election, I respectfully request that the FEC compel New Yorkers Together to file the required registration and disclosure forms and conduct an immediate investigation into whether the activities of "New Yorkers Together" constitute violations of the federal campaign finance law, impose appropriate sanctions and take further actions as may be appropriate.

Sincerely,



Edward F. Cox  
Complainant  
315 State Street  
Albany, NY 12201

Signed and sworn to before me by Edward F. Cox on this 11<sup>th</sup> day of October 2016.



Notary Public's Signature

SCOTTE CARLTON  
Notary Public, State of New York  
No. 01CA6284268  
Qualified in New York County  
Commission Expires June 17, 2017

THIS YEAR, A WOMAN'S RIGHT TO CHOOSE FACES ITS GREATEST THREAT.

“THERE HAS TO BE  
SOME FORM OF  
PUNISHMENT FOR  
WOMEN WHO GET  
ABORTIONS.”

KEMP HANNON SHARES TRUMP'S OUT-OF-TOUCH VALUES.

**VOTE NO ON HANNON**

A WOMAN'S RIGHT TO CHOOSE HAS BEEN LEGAL FOR 43 YEARS.



As Chair of the Health Committee, Hannigan was the deciding vote twice—first that the U.S. Surgeon General, C. Everett Koop, be removed from office.



Hannum has accepted the ballot line of the Right to Life Party and has consistently been a pro-life legislator who opposes a woman's right to choose, with no exceptions.



Hannon has voted over and over to restrict access to abortion for hundreds of thousands of women.

Hannon even tried to argue some kinds of situation were criminal, meaning patients and doctors could be arrested.

WITH TRUMP THREATENING WOMEN'S HEALTH, THE STAKES ARE TOO HIGH.

# VOTE NO HANNON

Printed by Messrs. Hughes, Ltd. expressly authorized or requested by any candidate, or by any candidate's political committee or any of its agents.

1000  
 1000  
 1000  
 1000

**ಕರ್ನಾಟಕ**

18044444702