

C A M P A I G N F O R ACCOUNTABILITY

May 28, 2019

VIA E-MAIL: eoclass@irs.gov

IRS EO Classification
Mail Code 4910DAL
1100 Commerce St.
Dallas, TX 75242-1198

Re: Tax-Exempt Organization Complaint Against Susan B. Anthony List, Inc.
(Referral)
EIN: 54-1850126

Dear Sir or Madam:

Campaign for Accountability (“CfA”)¹ respectfully submits this Tax-Exempt Organization Complaint (Referral) and supporting documentation to the Internal Revenue Service (“IRS”) regarding the activities of Susan B. Anthony List, Inc. (EIN: 54-1850126), a tax-exempt organization under Section 501(c)(4) of the Internal Revenue Code of 1986, as amended (the “Code”). Form 13909 is enclosed with this letter.

Background

The original Susan B. Anthony List, Inc. was formed by Rachel MacNair and incorporated as a Minnesota nonprofit on August 12, 1992.² Ms. MacNair, an anti-abortion Quaker activist, created the organization to be a counterweight to the pro-choice Emily’s List Political Action Committee (“PAC”).³ Ms. MacNair’s organization purportedly aimed to promote and support female anti-choice candidates from both main political parties. Filings submitted to the Federal Election Commission (“FEC”) indicate that the organization operated as a PAC in the 1994, 1996, and 1998 election cycles.⁴

¹ CfA is a Code Section 501(c)(3) tax exempt organization (EIN:54-1850126) that serves as a non-partisan, nonprofit ethics watchdog.

² Original Article of Incorporation available on file with and available from the Office of Minnesota Secretary of State. Accessible at <https://mbisportal.sos.state.mn.us/Business/SearchDetails?filingGuid=c0e856d1-add4-e011-a886-001ec94ffe7f#orderselected>.

³ Emily’s List primarily supports female pro-choice candidates. See e.g., Kate Sheppard, *Susan B. Anthony List Founder: Republicans Hijacked My PAC!*, MOTHER JONES, (February 22, 2012), available at <https://www.motherjones.com/politics/2012/02/susan-b-anthony-list-sharp-right-turn-rachel-macnair/>. Unlike SBA List, Emily’s List is registered as a political organization; acknowledging that its “primary activity” is participation in political campaigns, and that it is subject to the rules of the Federal Election Campaign Act.

⁴ Susan B. Anthony List PAC, Inc. 1997-1998 Financial Summary, Federal Elections Commission, available at <https://www.fec.gov/data/committee/C00280057/>.

In 1993, shortly after Susan B. Anthony List's original formation, Marjorie Dannenfelser, a Washington, D.C. based political operative, joined the organization as its executive director.⁵ At around the same time, another Washington, D.C. political operative, Jane Abraham, became the organization's president. In 1996, Ms. MacNair entered a psychology PhD program and left the Susan B. Anthony List, Inc. under the direction and control of Ms. Dannenfelser and Ms. Abraham.

Under the leadership of Ms. Dannenfelser and Ms. Abraham it appears that Susan B. Anthony List, Inc. was reorganized and relocated closer to Washington, D.C., and that the original Minnesota entity was abandoned. On April 21, 1997 the Minnesota-registered organization changed its name to the "Susan B. Anthony List PAC, Inc." (hereinafter "SBA List PAC"),⁶ and less than a month later, on May 12, 1997, a Virginia corporation named the "Susan B. Anthony List, Inc." ("SBA List") was formed.⁷ SBA List PAC, the original entity, was involuntarily dissolved by the state of Minnesota on December 22, 1999 for failure to submit the required annual renewal reports after December 6, 1995, and remains inactive.⁸

When Ms. Dannenfelser and Ms. Abraham launched the "new and improved" SBA List in 1997 they created a tax-exempt social welfare organization organized under Internal Revenue Code Section 501(c)(4), rather than a political organization.⁹ The IRS approved SBA List's 501(c)(4) tax-exempt status in 2001. At approximately the same time Ms. Dannenfelser and Ms. Abraham also created an affiliated Political Action Committee ("PAC") called the Susan B. Anthony List Candidate Fund ("Candidate Fund PAC") and in 1998 the Candidate Fund PAC filed its first report with the FEC.¹⁰

Although purportedly a social welfare organization, SBA List's main objective has been supporting anti-choice candidates in elections at both the state and federal levels. In 1998 SBA List changed its endorsement criteria and began supporting male anti-choice candidates, even when they ran against pro-choice female candidates.¹¹ In 2010, SBA List specifically targeted twenty anti-abortion Democratic candidates who represented "swing" districts, including women.¹² Additionally, despite its initial intention of supporting anti-choice female candidates

⁵ See Marjorie Dannenfelser, *Exotic Fruits of Grace*, CRISIS MAGAZINE, (January 1, 1997), available at <https://www.crisismagazine.com/1997/exotic-fruits-of-grace>.

⁶ See Ex. A, (Amendment of Articles of Incorporation for Susan B. Anthony List, Inc., filed with the Minnesota Secretary of State, (Apr. 21, 1997)).

⁷ See Ex. B, (Certificate of Incorporation for Susan B. Anthony List, Inc., filed with the State Corporation Commission of the Commonwealth of Virginia, May 12, 1997).

⁸ See Ex. C, (Certificate of Involuntary Dissolution filed by the Minnesota Secretary of State, (Dec. 22, 1999)).

⁹ See History of SBA List, (Oct. 1, 2009), available at https://web.archive.org/web/20091001171130/http://www.sba-list.org/site/c.ddJBKJNsFqG/b.4137933/k.EEF4/History_of_SBA_List.htm.

¹⁰ Susan B. Anthony List Candidate Fund, Committee Filings with the Federal Elections Commission, available at <https://www.fec.gov/data/committee/C00332296/?cycle=1998&tab=filings>.

¹¹ Monica Potts, *Susan B. Anthony's Hit List*, THE AMERICAN PROSPECT, Feb. 15, 2012, available at <https://prospect.org/article/susan-b-anthonys-hit-list>.

¹² Notably SBA List did not target other anti-abortion Democrats who represented non-swing districts. *Id.*

from both main political parties, over 99 percent of the 209 candidates that SBA List has endorsed for office since 2012 have been Republican.¹³ Under half have been women.¹⁴

SBA List operated from its Virginia headquarters from 1997 until 2010, when it relocated to Washington, D.C. Soon thereafter, in 2011, SBA List created a tax-exempt 501(c)(3) organization, the Charlotte Lozier Institute, to conduct “original and interpretive research” aimed at supporting anti-abortion arguments. In 2012, conservative hedge fund manager Sean Fieler joined the board of SBA List.¹⁵ Fieler is also chairman of, and a primary donor to, the tax-exempt organization American Principles Project (“APP”).¹⁶ APP was founded by Francis “Frank” Cannon, who resigned his position as SBA List Treasurer in 2012 in order to run APP. Mr. Cannon did not receive a salary from SBA List while the organization’s treasurer, but he now is compensated handsomely for his reported full-time work for the organization as a consultant. Robert Kania, who took over as SBA List treasurer when Mr. Cannon left, does not receive an SBA List salary.¹⁷ SBA List and APP share board members,¹⁸ collaborate on anti-abortion campaigns,¹⁹ and donate

¹³ See Appendix 1 (Party and Gender of SBA List Endorsed Candidates by Year). In at least three instances since 2012 SBA List has decided to endorse and/or fund a Republican candidate over an anti-abortion Democrat. *Id.*

¹⁴ *Id.*

¹⁵ SBA List Inc., *IRS Form 990-EZ*, 2012, filed on July 16, 2013, available at https://projects.propublica.org/nonprofits/display_990/541850126/2014_01_EO%2F54-1850126_990O_201212.

¹⁶ American Principles Project, *IRS Form 990-EZ*, 2017, filed on Oct. 11, 2018, available at <https://projects.propublica.org/nonprofits/organizations/264613397/201802849349300610/IRS990>.

¹⁷ See, e.g., SBA List’s FY 2012 Form 990, available at https://projects.propublica.org/nonprofits/display_990/541850126/2014_01_EO%2F54-1850126_990O_201212.

Mr. Kania is the subject of a campaign finance complaint in Pennsylvania filed by Campaign for Accountability. Letter from Alice Huling, Counsel, Campaign for Accountability, to Stephen Zappala, Allegheny County District Attorney, and Allegheny County Board of Elections (Apr. 8, 2019), available at <https://campaignforaccountability.org/wp-content/uploads/2019/04/Kania-Campaign-Finance-Complaint-4-8-19.pdf>. Shortly after the complaint was filed, Pennsylvania Governor Tom Wolf removed Mr. Kania from his position on the Allegheny County Port Authority Board. See Ed Blazina, *After Transit Group’s Urging, Gov. Wolf Replaces Port Authority Board Member*, PITTSBURGH POST-GAZETTE, April 11, 2019, available at <https://www.post-gazette.com/news/transportation/2019/04/11/Pittsburghers-for-Public-Transit-group-Gov-Wolf-replace-Port-Authority-board-member-robert-kania/stories/201904110081>. On April 17, 2019 CfA called on the SBA List Inc. to remove Mr. Kania from their Board of Directors. Letter from Alice Huling, Counsel, Campaign for Accountability, to Marjorie Dannenfelser, President, Susan B. Anthony List, Inc., *et al.* (Apr. 17, 2019), available at <https://campaignforaccountability.org/wp-content/uploads/2019/04/CfA-Letter-SBA-List-Kania-Board-4-17-19.pdf>. On May 7, 2019 the Candidate Fund PAC submitted a new Statement of Organization to the Federal Election Commission removing Mr. Kania from his position as treasurer. See Susan B. Anthony List Inc., Candidate Fund, Statement of Organization, Federal Election Commission, May 7, 2019, available at <http://docquery.fec.gov/cgi-bin/forms/C00332296/1329829/>.

¹⁸ See Appendix 2 (Overlapping SBA List, APP, and American Principles Project Foundation Staff and Board Members by Year).

¹⁹ SBA List and APP, along with five other organizations, joined the Life and Marriage Coalition in 2012. See Brian Tashman, *Religious Right Groups Launch the ‘Life and Marriage Coalition,’* RIGHT WING WATCH, Aug. 28, 2012, available at <http://www.rightwingwatch.org/post/religious-right-groups-launch-the-life-and-marriage-coalition/>. In 2014, SBA List contributed \$400,000 to American Principles Project in Action, an APP affiliated PAC, for “general support.” See SBA List Inc., *2014 IRS Form 990*, Schedule I Part II, filed Sept. 28, 2015, available at https://projects.propublica.org/nonprofits/display_990/541850126/2015_10_EO%2F54-1850126_990O_201412. In 2015, SBA List and APP, together, asked Republican presidential hopefuls to pledge to ban abortions after 20 weeks,

to the other organizations' PACs.²⁰ SBA List relocated its headquarters back to Arlington, Virginia in 2018, moving into an office suite adjacent to the APP offices.²¹

In 2012 SBA List also created a Super PAC called Women Speak Out PAC,²² which has become SBA List's primary PAC.²³ The Women Speak Out PAC's board of directors consists of several SBA List officers, including SBA List President Ms. Dannenfelser, Executive Director Emily Buchanan, and Treasurer Mr. Kania, as well as SBA List board members Jane Abraham and Susan Hirschmann.²⁴

SBA List created a fourth affiliated PAC, called the Susan B. Anthony List Action PAC, on October 4, 2018.²⁵

Since its inception, SBA List's organization has morphed from a single PAC overseen by the Federal Election Commission to a tax-exempt social welfare nonprofit linked to multiple political committees and other nonprofit organizations. It appears SBA List has abused its tax-exempt status and committed several tax law violations.

if elected. *See* David Weigel, *Chris Christie Endorses Ban on Abortions After 20 Weeks*, BLOOMBERG, Mar. 30, 2015, available at <https://www.bloomberg.com/news/articles/2015-03-30/chris-christie-endorses-ban-on-abortions-after-20-weeks>.

²⁰ Sean Fieler has made numerous contributions to the Women Speak Out PAC, one of SBA List's affiliated Super PACs. *See* Appendix 3 (Sean Fieler Contributions to the Women Speak Out PAC).

²¹ *See* Ex. D, (Renewal Certificate of Registration filed with the State of Oklahoma Office of Secretary of State (Feb. 12, 2018)).

²² *See* Ex. E, (Women Speak Out PAC Statement of Organization filed with the Federal Election Commission (Sept. 28, 2012)).

²³ *Id.* SBA List board member, Mr. Feiler, himself has donated over \$500,000 directly to the Women Speak Out PAC since its organization in 2012. Sean Fieler contributed \$75,000 in 2012. Sean Fieler's Contributions to the Women Speak Out PAC, FEC 2011-2012 filings, (Oct. 11, 2012), available at https://www.fec.gov/data/receipts/?two_year_transaction_period=2012&c&data_type=processed&committee_id=C00530766&contributor_name=FIELER,+SEAN&min_date=01%2F01%2F2011&max_date=12%2F31%2F2012; Sean Fieler contributed \$385,946.12 in 2014. Sean Fieler's Contributions to Women Speak Out PAC, FEC 2013-2014 filings, (July 9, 2014), available at https://www.fec.gov/data/receipts/?two_year_transaction_period=2014&c&data_type=processed&committee_id=C00530766&contributor_name=FIELER,+SEAN&min_date=01%2F01%2F2013&max_date=12%2F31%2F2014; Sean Fieler contributed \$75,000 to the Women Speak Out PAC in 2015. Sean Fieler's Contributions to the Women Speak Out PAC, FEC 2015-2016, (Aug. 3, 2015) available at https://www.fec.gov/data/receipts/?two_year_transaction_period=2016&c&data_type=processed&committee_id=C00530766&contributor_name=FIELER,+SEAN&min_date=01%2F01%2F2015&max_date=12%2F31%2F2016;

²⁴ Women Speak Out PAC, 2018 Annual Report, Commonwealth of Virginia State Corporation Commission, July 31, 2018, available at <https://sccfile.scc.virginia.gov/07805708/AnnualReport/218531207.pdf>.

²⁵ *See* Ex. F, (SBA List Action PAC Statement of Organization filed with the Federal Election Commission (Oct. 4, 2018)).

Alleged Violations

SBA List Appears to Have Improperly Withheld Information from the IRS on its Form 1024 Application for Tax-Exempt Status

The IRS recognized SBA List as a tax-exempt organization under section 501(c)(4) in 2001 in response to SBA List's September 1997 filing of a Form 1024, on which SBA List failed to provide complete and accurate information.

First, Part II Line 3 of the Form 1024 required the organization to provide "information about [its] governing body," specifically the names, addresses, titles, and annual compensation of its officers, directors, and trustees.²⁶ SBA List named eight individuals: Marjorie Dannenfelser (chairman), Susan Hirschmann (vice chairman), Kate Hinton (secretary), Larry Ruggiero (treasurer), Susan Gibbs, Mary Hallan, Mike Hudome, and Susan Lataif.²⁷ SBA List did not include titles for half of the identified individuals and failed to provide the annual compensation of any of the listed members of its governing body.²⁸ Further, an SBA List brochure attached to the organization's Form 1024 application identifies Jane Abraham as the organization's President and Jennifer Bingham as its Executive Director.²⁹ It appears that, as an officer and director, respectively, both of these women should have been identified as members of SBA List's governing body, but neither was included.

Second, Part II, Line 4 of the August 1997 Form 1024 stated:

If the organization is the outgrowth or continuation of any form of predecessor, state the name of each predecessor, the period during which it was in existence, and the reasons for its termination. Submit copies of all papers by which any transfer of assets was effected [*sic*].³⁰

SBA List wrote that this was "[n]ot applicable" to its application and did not provide any information regarding the Susan B. Anthony List, Inc. registered in Minnesota in 1992.³¹ Instead, SBA List claimed to have formed on May 12, 1997.³² Yet several of the SBA List solicitation letters and brochures attached to the organization's Form 1024 application reference its

²⁶ See Ex. G, at 10 (SBA List, Inc Authorization Letter of Tax Exempt Status Attaching Original Form 1024 Application, Form 1024 Part II(3), (Sept. 7, 1997)).

²⁷ See *id.* at 14 (SBA List response to Form 1024, Part II(3), (Aug. 7, 1997)).

²⁸ *Id.*

²⁹ See *id.* at 22 (SBA List: Training Pro-Life Women in the Political Arena Brochure, (Aug. 7, 1997)).

³⁰ See *id.* at 10 (SBA List Tax Exemption Application, Form 1024, Part II(4), (Sept. 7, 1997)).

³¹ See Ex. H, (Certification of Incorporation, filed with the State of Minnesota Secretary of State, (Aug. 12, 1992)).

³² See Ex. G, at 9 (SBA List. Application for Tax Exempt Status, Form 1024, Part II(5), (Aug. 7, 1997)).

“successes” from the 1994 and 1996 election cycles, which, necessarily, must have been achieved by the original, Minnesota-registered organization.³³

Further, many of the individuals listed as officers and board members on SBA List’s Form 1024 application also were involved with the original Minnesota-registered organization. For example, SBA List chairman, Marjorie Dannenfelser, served as executive director of the original Susan B. Anthony List.³⁴ Similarly, SBA List president, Jane Abraham, also had been president of the original organization.³⁵

In addition, according to SBA List’s 1997 solicitation letters, the Minnesota-based Susan B. Anthony List, Inc. raised over \$313,000 in 1996.³⁶ Based upon SBA List’s own literature discussing the 1996 fundraising efforts, it appears likely that SBA List may have succeeded to the assets and activities of the original Susan B. Anthony List, Inc. SBA List was required to provide copies of any documents relating to such a transfer in its application for tax-exempt status, but failed to do so.

In sum, it appears SBA List is an “outgrowth or continuation” of its predecessor Susan B. Anthony List, Inc., yet in its application for tax-exempt status, SBA List omitted information identifying its predecessor organization or any assets transferred from it, while simultaneously co-opting that predecessor’s accomplishments as its own.

Third, Part II Line 5 of the August 1997 Form 1024 reads:

If the applicant organization is now, or plans to be, connected in any way with any other organization, describe the other organization and explain the relationship (e.g., financial support on a continuing basis; shared facilities or employees; same officers, directors, or trustees).³⁷

In response, SBA List wrote simply “SBA List plans to have an internal political action committee (PAC).”³⁸ Indeed, on January 8, 1998 SBA List filed a Statement of Organization for

³³“During the past two elections, the SBA List’s political committee helped ten pro-life women get elected to the U.S. House of Representatives.” *See id.* at 23, (SBA List Candidate Information Letter (July 31, 1999)); “In 1996, with our members’ support, we increased our membership 350% from 1,000 to 3,500.” *See id.* at 25 (SBA List “Bash on Capitol Hill” Invitation Letter, (Aug.15, 1997)); “During the past two elections, ten pro-life women were elected to the U.S. House of Representatives. . . . In 1996 alone Susan B. Anthony List’s political committee increased its membership 350% to 3,500 and we raised over \$313,000, an increase of 525% from the previous year.” *See id.* at 31, (SBA List Fundraising Letter (Aug. 27, 1997)).

³⁴ *See* Marjorie Dannenfelser, *Exotic Fruits of Grace*, CRISIS MAGAZINE, (January 1, 1997), available at <https://www.crisismagazine.com/1997/exotic-fruits-of-grace>.

³⁵ *See* Ex. A, (Amendment of Articles of Incorporation, filed with the State of Minnesota Secretary of State (Apr. 21, 1997)).

³⁶ *See* Ex. G, at 23 (SBA List Candidate Information Letter (July 31, 1999)).

³⁷ *See id.* at 10 (SBA List Tax Exemption Application, Form 1024, Part II(5), (Aug. 7, 1997)).

³⁸ *See id.* at 14 (SBA List Response to Form 1024, Part II(5), (Aug. 7, 1997)).

an affiliated PAC called Susan B. Anthony List Candidate Fund.³⁹ It appears that once formed the Candidate Fund PAC shared the same president, Ms. Abraham, and the same Alexandria, Virginia mailing address with SBA List. None of this was disclosed to the IRS.

Further, in April 1997, less than a month before SBA List was formed, Ms. Abraham signed paperwork to change the name of the original Minnesota-based Susan B. Anthony List, Inc. to “Susan B. Anthony List PAC, Inc.” SBA List did not identify the Susan B. Anthony List PAC as a connected or affiliated organization on its Form 1024, and in fact failed to describe SBA List’s relationship with the PAC in any way.

Fourth, Part II Line 15 of the August 1997 Form 1024 reads:

Has the organization spent or does it plan to spend any money attempting to influence the selection, nomination, election, or appointment of any person to any Federal, state, or local public office or to an office in a political organization?

If “Yes,” explain in detail and list the amounts spent or to be spent in each case.⁴⁰

SBA List checked the “No” box, indicating it had not and did not plan to spend money influencing any elections. An SBA List brochure attached to the organization’s Form 1024 application, however, includes quotes from five Republican members of Congress describing how SBA List has helped them and other anti-abortion candidates win elections.⁴¹ Another attachment, an SBA List fundraising letter that also was attached to the organization’s Form 1024 application stated its “pro-life women legislators will host a reception for the Susan B. Anthony List, a 501(c)(4) membership organization dedicated to helping elect pro-life women candidates to the US House and Senate” and explained “[t]he purpose of the reception is to raise much needed funds to help the Susan B. Anthony List prepare for the 1998 Election cycle.”⁴² Therefore, it is clear that contrary to SBA List’s claim on its Form 1024, the organization had spent money and planned to continue spending money to influence elections.

SBA List’s Primary Purpose Appears to be Directly and Indirectly Supporting Political Activity

Ms. Dannenfelser and Ms. Abraham’s re-organization of SBA List from the original Minnesota-registered organization to the Virginia-registered one appears to have been part of a

³⁹ See *id.* at 11 (SBA List Tax Exemption Application, Form 1024, Part II(5), (Aug. 7, 1997)); See Ex. [.] (SBA List Candidate Fund Statement of Organization filed with the Federal Election Commission (Jan. 7, 1998)).

⁴⁰ See Ex. G, at 11 (SBA List Tax Exemption Application, Form 1024, Part II (15), (Aug. 7, 1997)).

⁴¹ See *id.* at 21 (SBA List: Training Pro-Life Women in the Political Arena Brochure, (Aug. 7, 1997)).

⁴² See *id.* at 31, (SBA List Fundraising Letter signed by Jane Abraham (Aug. 27, 1997)).

concerted effort to obtain tax-exempt status under section 501(c)(4). Yet it appears that even after its re-organization the primary purpose of SBA List continued to be engagement in political campaign activity, and that the new organization's activities were not meaningfully different from those of its predecessor, which was organized as a PAC.⁴³

A section 501(c)(4) organization may participate in political activities provided that those activities are not the primary purpose of the organization.⁴⁴ In determining whether a particular activity is political campaign activity, the IRS will look at all relevant facts and circumstances.⁴⁵ Accordingly, some activities that are not regulated under state or federal campaign finance law may be still be considered to be political campaign activities under the Code. Factors that the IRS will considering whether an activity should be treated as political campaign activity include:

- is an individual identified in her capacity as a candidate instead of as a public official;
- does the activity occur during an electoral campaign, targeted at voters in a particular election;
- does it identify a candidate's position on a public policy issue that has been raised during the campaign to distinguish the candidate from others; and,
- is it not part of an ongoing advocacy campaign on public policy issues.⁴⁶

The limitation on political activity is implicit in the statutory requirement that a section 501(c)(4) organization must be "operated exclusively for the promotion of social welfare" and that political activity is not promoting social welfare.⁴⁷ IRS regulations state that "operated exclusively" means "primarily engaged in" but no exact percentage or test has been provided to determine when an organization may be found to operating with a political purpose instead of one for the betterment of social welfare. While "primarily" suggests that political activity must at least be less than 50 percent, it may be an even a lower percentage depending on the particular facts and circumstances of an organization's activities. Moreover, direct political expenditures are only one factor to consider and are likely to be an indication of additional, unreported political activities.

Within the meaning of section 501(c)(4), the promotion of social welfare does not include direct or indirect participation or intervention in political campaigns on behalf of or in opposition to any candidate for public office.⁴⁸ The "About" section of the SBA List website, however, describes its mission as explicitly political: "SBA List's mission is to end abortion by electing

⁴³ The original Susan B. Anthony List, Inc. operated as the Susan B. Anthony List PAC, Inc. in the 1994, 1996, and 1998 election cycles. Susan B. Anthony List PAC Inc., Federal Election Commission Filings through 1998, *available at* https://classic.fec.gov/finance/disclosure/metadata/metadata_pac_pty_report_summary.shtml.

⁴⁴ Treas. Reg. § 1.501(c)(4)-1(a)(2).

⁴⁵ Rev. Rul. 2004-6 I.R.B. (Jan. 26, 2004). *See also* Rev. Rul. 2007-41, 2007-25 I.R.B. (June 18, 2007) (discussing what is "political" activity under the Code in the context of prohibited activities by a section 501(c)(3) organization).

⁴⁶ Rev. Rul. 2004-6 I.R.B. (Jan. 26, 2004).

⁴⁷ Treas. Reg. § 1.501(c)(4)-1(a)(2)(ii).

⁴⁸ 26 C.F.R. § 1.501(c)(4)-1(a)(2)(ii).

national leaders and advocating for laws that save lives, with a special calling to promote pro-life women leaders.”⁴⁹ The SBA List further clarifies: “We combine politics with policy. . .”⁵⁰ Furthermore, immediately below these statements, SBA List includes a video entitled “Susan B. Anthony List Ground Game: Winning,” which opens with a screen crawl reading:

In the last three elections
Susan B. Anthony List has gone on offense to win
a pro-life Senate
a pro-life White House
and a pro-life Supreme Court
through the largest grassroots campaign in the history of the pro-life
movement. . . .⁵¹

The video continues to explain SBA List’s political campaign activities in greater detail, and specifically includes voter canvassing information and calls for members to vote for or against specific named political candidates for public office.⁵² Of particular note, none of these political campaign activities or political mission are attributed to any PAC or other 527 political organization affiliated with SBA List. The website expressly ascribes the political mission and activities to SBA List, a social welfare section 501(c)(4) organization – not a political organization.⁵³

Further, according to figures provided on SBA List’s annual Forms 990, in election years SBA List’s political expenditures frequently exceed 30 percent of the organization’s annual expenditures, and have reached as high as 42 percent. Additionally, these reported amounts likely do not include political activities that are not required to be included on a campaign finance report. Political campaign expenditures that explicitly make up a third or more of an organization’s total expenses, specifically in election years, appear to indicate that engagement in political activity continues to be the organization’s primary purpose.

⁴⁹ About Susan B. Anthony List, (last accessed May 8, 2019), available at <https://www.sba-list.org/about-susan-b-anthony-list>.

⁵⁰ *Id.*

⁵¹ Video available at https://www.youtube.com/watch?v=OAc_P2_lrPg. Published on SBA List’s YouTube account on December 18, 2018.

⁵² *Id.*

⁵³ Treas. Reg. Section 1.501(c)(4)-1(a)(2).

A	B	C	D	E	F
Year	Political expenditures by SBA List as reported on Form 990⁵⁴ (aka SBA List's direct political expenditures)	Transfers by SBA List to other organizations for political expenditures as reported on Form 990⁵⁵ (aka SBA List's indirect political expenditures)	Total political campaign expenditures (Column B plus Column C)	Total expenses reported on Form 990⁵⁶	Political campaign expenditures as a percent of total expenses
2016	\$632,549	\$402,000	\$1,034,549	\$8,114,611	12.75%
2015	\$0	\$500,000	\$500,000	\$6,124,741	8.16%
2014	\$736,834	\$1,575,109	\$2,311,943	\$7,688,369	30.07%
2013	\$34,382	\$247,348	\$281,730	\$3,903,209	7.22%
2012	\$1,994,718	\$426,730	\$2,421,448	\$5,736,973	42.21%
2011	\$4,936	\$10,000	\$14,936	\$3,531,134	0.42%
2010	\$2,239,557	\$4,500	\$2,244,057	\$7,000,004	32.06%

Similarly, while donations to SBA List ebb and flow year to year, the donations *received* by SBA List consistently rise significantly in election years. This may indicate that the message communicated in SBA List's fundraising activities is that donations will support a political purpose. Moreover, the organizations' donors may be much more likely to value and monetarily support SBA List's work during election years, further indicating that political campaign activity continues to be SBA List's primary purpose.

⁵⁴ Amounts directly expended by SBA List and treated as Section 527 (political organization) exempt function activities (*IRS Form 990*, Schedule C, Part I-C, Line 1).

⁵⁵ Amounts contributed to other organizations and treated as Section 527 (political organization) exempt function activities (*IRS Form 990*, Schedule C, Part I-C, Line 2).

⁵⁶ SBA List, Inc. *IRS Form 990* from 2010 through 2016, Part I (18), available at <https://projects.propublica.org/nonprofits/organizations/541850126>.

Year	Election Year	Contributions and Grants	Percentage Change from Prior Year
2016	Yes	\$8,664,615 ⁵⁷	55.7%
2015	No	\$5,563,960 ⁵⁸	-31.3%
2014	Yes	\$8,095,900 ⁵⁹	95.8%
2013	No	\$4,134,096 ⁶⁰	-28.0%
2012	Yes	\$5,740,480 ⁶¹	53.0%
2011	No	\$3,738,891 ⁶²	-45.7%
2010	Yes	\$6,884,825 ⁶³	N/A

In addition to its own direct political expenditures, SBA List has at least four affiliated PACs: (i) Susan B. Anthony List Inc. PAC,⁶⁴ (ii) Susan B. Anthony List Inc. Candidate Fund PAC,⁶⁵ (iii) Women Speak Out PAC,⁶⁶ and (iv) Susan B. Anthony List Action PAC.⁶⁷ Women

⁵⁷ SBA List, Inc., 2016 IRS Form 990, Part I (8), available at <https://projects.propublica.org/nonprofits/organizations/541850126/201712369349301206/IRS990>.

⁵⁸ SBA List, Inc., 2015 IRS Form 990, Part I (8), available at https://projects.propublica.org/nonprofits/display_990/541850126/2017_02_EO%2F54-1850126_990O_201512.

⁵⁹ SBA List, Inc., 2014 IRS Form 990, Part I (8), available at https://projects.propublica.org/nonprofits/display_990/541850126/2015_10_EO%2F54-1850126_990O_201412.

⁶⁰ SBA List, Inc., 2013 IRS Form 990, Part I (8), available at https://projects.propublica.org/nonprofits/display_990/541850126/2014_11_EO%2F54-1850126_990O_201312.

⁶¹ SBA List, Inc., 2012 IRS Form 990, Part I (8), available at https://projects.propublica.org/nonprofits/display_990/541850126/2014_01_EO%2F54-1850126_990O_201212.

⁶² SBA List, Inc., 2011 IRS Form 990, Part I (8), available at https://projects.propublica.org/nonprofits/display_990/541850126/2012_07_EO%2F54-1850126_990O_201112.

⁶³ SBA List, Inc., 2010 IRS Form 990, Part I (8), available at https://projects.propublica.org/nonprofits/display_990/541850126/2011_07_EO%2F54-1850126_990O_201012.

⁶⁴ This PAC is the original Susan B. Anthony List, Inc. that was renamed on April 21, 1997. This PAC is no longer active, and the organization was involuntarily dissolved by the state of Minnesota on December 22, 1999 for failure to submit the required annual renewal reports after December 6, 1995. Susan B. Anthony List PAC Inc., Federal Election Commission Filings through 1998, available at https://classic.fec.gov/finance/disclosure/metadata/metadata_pac_pty_report_summary.shtml; See Ex. C, (Certificate of Involuntary Dissolution filed by the Minnesota Secretary of State, (Dec. 22, 1999)).

⁶⁵ This PAC was created on January 7, 1998. Susan B. Anthony List Inc. Candidate Fund PAC, Statement of Organization, available at <http://docquery.fec.gov/pdf/810/98032582810/98032582810.pdf>.

⁶⁶ This PAC was created on September 19, 2012. Women Speak Out Super PAC, Statement of Organization, available at <http://docquery.fec.gov/pdf/180/12030891180/12030891180.pdf>.

⁶⁷ This PAC was created on October 4, 2018. Susan B. Anthony List Action Super PAC, Statement of Organization, available at <http://docquery.fec.gov/pdf/255/201810049124287255/201810049124287255.pdf>.

Speak Out PAC and Susan B. Anthony List Action PAC are Super PACs⁶⁸ that can receive contributions from SBA List. Susan B. Anthony List Inc. Candidate Fund PAC is a traditional PAC that may contribute to or coordinate directly with parties or candidates but cannot receive contributions directly from SBA List. The Susan B. Anthony List Inc. PAC was dissolved in 1999. There is significant overlap between the directors, officers, and contact information for SBA List and its affiliated PACs, which all share a headquarter. See Appendix 1 for complete listing of organizational overlap between SBA List and its affiliated groups.

SBA List's most active Super PAC, the Women Speak Out PAC, has spent over \$8 million on elections since its formation in 2012.⁶⁹ SBA List's contributions to its Women Speak Out PAC, which total over \$3.6 million, account for almost half of the committee's total political disbursements.⁷⁰

⁶⁸ Letter from the Women Speak Out PAC to the Federal Election Commission, Re: Form 1, Statement of Organization - Unlimited Contributions, *available at* <http://docquery.fec.gov/pdf/180/12030891180/12030891180.pdf>; Susan B. Anthony List Action Super PAC, Statement of Organization at 5 (Oct. 4, 2018) , *available at* <http://docquery.fec.gov/pdf/255/201810049124287255/201810049124287255.pdf>.

⁶⁹ Total Disbursements by Women Speak Out PAC, Federal Election Commission, *available at* <https://www.fec.gov/data/committee/C00530766/?tab=filings&cycle=2012>.

⁷⁰ Total Individual Contributions from Susan B. Anthony List Inc to the Women Speak Out PAC, Federal Election Commission, *available at* https://www.fec.gov/data/individual-contributions/?+two_year_transaction_period=2012&two_year_transaction_period=2018&committee_id=C00530766&contributor_name=SUSAN+B+ANTHONY+LIST&min_date=01%2F01%2F2017&max_date=12%2F31%2F2018.

Two-Year Period Ending:	Total Federal Disbursements by Women Speak Out According to FEC filings	Contributions from SBA List to Women Speak Out According to FEC filings	Contributions from SBA List to Women Speak Out According to IRS filings
Dec. 31, 2018	\$1,461,399.55 ⁷¹	\$87,571.13 ⁷²	Not yet available
Dec. 31, 2016	\$1,913,396.95 ⁷³	\$991,682.43 ⁷⁴	\$900,000 ⁷⁵
Dec. 31, 2014	\$3,810,901.30 ⁷⁶	\$1,836,290.50 ⁷⁷	\$1,819,957 ⁷⁸
Dec. 31, 2012	\$907,077.83 ⁷⁹	\$407,200 ⁸⁰	\$407,300 ⁸¹

SBA List's contributions to its affiliated PACs constitute indirect participation in political campaigns.

Although there are no numerical guidelines as to the precise level of political campaign activity that would be impermissible for a 501(c)(4) organization, the IRS's creation of a

⁷¹ Women Speak Out Super PAC, 2017-2018 Financial Summary, Federal Election Commission, *available at* <https://www.fec.gov/data/committee/C00530766/?cycle=2018>.

⁷² SBA List Inc., contributions to Women Speak Out PAC, Transaction Time Period of 2017-2018, Federal Election Commission, *available at* https://www.fec.gov/data/receipts/?two_year_transaction_period=2018&data_type=processed&committee_id=C00530766&contributor_name=SUSAN+B+ANTHONY+LIST,+INC&min_date=01%2F01%2F2017&max_date=12%2F31%2F2018.

⁷³ Women Speak Out Super PAC, 2015-2016 Financial Summary, Federal Election Commission, *available at* <https://www.fec.gov/data/committee/C00530766/?cycle=2016>.

⁷⁴ SBA List Inc., contributions to Women Speak Out PAC, Transaction Time Period of 2015-2016, Federal Election Commission, *available at* https://www.fec.gov/data/receipts/?two_year_transaction_period=2016&data_type=processed&committee_id=C00530766&contributor_name=Susan&min_date=01%2F01%2F2015&max_date=12%2F31%2F2016.

⁷⁵ Susan B. Anthony List Inc. contributed \$500,000 in 2015 and \$400,000 in 2016. SBA List, 2015 IRS Form 990, *available at* https://projects.propublica.org/nonprofits/display_990/541850126/2017_02_EO%2F54-1850126_990O_201512; SBA List, Inc., 2016 IRS Form 990, (Schedule C), *available at* <https://projects.propublica.org/nonprofits/organizations/541850126/201712369349301206/IRS990ScheduleC>.

⁷⁶ Women Speak Out Super PAC, 2013-2014 Financial Summary, Federal Election Commission, *available at* <https://www.fec.gov/data/committee/C00530766/?cycle=2014>.

⁷⁷ SBA List Inc., contributions to Women Speak Out PAC, transaction Time Period of 2013-2014, Federal Election Commission, *available at* https://www.fec.gov/data/receipts/?two_year_transaction_period=2014&data_type=processed&committee_id=C00530766&contributor_name=Susan&min_date=01%2F01%2F2013&max_date=12%2F31%2F2014.

⁷⁸ SBA List Inc. contributed \$244,848 in 2013 and \$1,575,109 in 2014. SBA List 2013 Form 990, *available at* https://projects.propublica.org/nonprofits/display_990/541850126/2014_11_EO%2F54-1850126_990O_201312; SBA List Inc., 2014 IRS Form 990, *available at* https://projects.propublica.org/nonprofits/display_990/541850126/2015_10_EO%2F54-1850126_990O_201412.

streamlined application option available to certain section 501(c)(4) applicant organizations offers some indication of acceptable spending and activity levels. Organizations can receive 501(c)(4) status more quickly if they can certify: (i) they devote 60 percent or more of their spending and time on activities that promote social welfare, and (ii) political campaign intervention consumes 40 percent or less of both their spending and time.⁸² SBA List cannot make such a certification, especially during election years.

In total, SBA List's direct political campaign expenditures, indirect contributions to its PACs, and other associated expenses that make these political expenditures possible, appear so significant that SBA List does not operate primarily for the promotion of social welfare. Instead, a facts and circumstances analysis likely will demonstrate that a political purpose is the primary motivation behind:

- the reason for and manner in which SBA List conducts its activities;
- how SBA List uses its resources;
- the time devoted to activities by SBA List employees and volunteers; and,
- the amount of funds received for and devoted to particular activities.⁸³

*SBA List Does Not Accurately Report its Political Campaign
Activity to the IRS, the FEC, or Potentially Both*

Neither the total political campaign expenditures nor the direct political spending (excluding transfers to other groups) reported on SBA List's Form 990, Schedule Cs match the figures SBA List has reported to the FEC. Neither do the amounts reported on the Schedule Cs match the amounts SBA List has reported to the FEC as direct political campaign spending when it engaged in independent expenditures in its own name.⁸⁴

⁷⁹ Women Speak Out Super PAC, 2011-2012 Financial Summary, Federal Election Commission, *available at* <https://www.fec.gov/data/committee/C00530766/?cycle=2012>

⁸⁰ Susan B. Anthony List Inc. contributions to Women Speak Out PAC, Transaction Time Period of 2011-2012, Federal Election Commission, *available at* https://www.fec.gov/data/receipts/?two_year_transaction_period=2012&data_type=processed&committee_id=C00530766&contributor_name=susan&min_date=01%2F01%2F2011&max_date=12%2F31%2F2012.

⁸¹ Susan B. Anthony List Inc. contributed \$407,300 in 2012. SBA List Inc., 2012 IRS Form 990, *available at* https://projects.propublica.org/nonprofits/display_990/541850126/2014_01_EO%2F54-1850126_990O_201212.

⁸² IRS Fact Sheet 2013-8, *IRS Offers New Streamlined Option to Certain 501(c)(4) Groups Caught in Application Backlog*, June 2013 (FS 2013-8, 06/24/2013).

⁸³ See the factors outlined in Priv. Ltr. Rul. 201224034 (March 21, 2012) (finding that a section 501(c)(4) organization had failed to establish that its primary activity was not political).

⁸⁴ SBA List's website indicates that SBA List is involved not only in federal campaigns, but also in state campaigns.⁸⁴ Thus, the numbers reported to the FEC may not capture all of SBA List's political activities because only federal campaign expenditures are reported to the FEC. In years when SBA List's political expenditures reported to the IRS exceed those reported to the FEC, expenditures on state campaigns may explain a portion of the difference.

A	B		C	D	E
Two-year FEC Reporting Period	Total political expenditures by SBA List (<u>including</u> all transfers to other organizations) as reported on Form 990		Political expenditures by SBA List (<u>excluding</u> any transfers to other organizations) as reported on Form 990	Total Independent Expenditures by SBA List, according to the FEC	Difference in SBA List's direct political expenditures reported to IRS and FEC (column C total minus column D)
2009-2010	2009	(Form left blank) ⁸⁵	(Form left blank) ⁸⁶	\$1,718,841.80 ⁸⁹	\$518,715
	2010	\$2,244,057 ⁸⁷	\$2,239,557 ⁸⁸		
	Total	\$2,244,057	\$2,237,557		
2011-2012	2011	\$14,936 ⁹⁰	\$4,936 ⁹¹	\$1,547,146.81 ⁹²	\$452,507
	2012	\$2,421,448 ⁹³	\$1,994,718 ⁹⁴		
	Total	\$2,436,384	\$1,999,654		

⁸⁵ SBA List Inc., 2009 IRS Form 990, Schedule C, available at https://projects.propublica.org/nonprofits/display_990/541850126/2010_08_EO%2F54-1850126_990O_200912.

⁸⁶ SBA List Inc., 2009 IRS Form 990, Schedule C, available at https://projects.propublica.org/nonprofits/display_990/541850126/2010_08_EO%2F54-1850126_990O_200912.

⁸⁷ SBA List Inc., 2010 IRS Form 990, Schedule C Part I-A (2), available at https://projects.propublica.org/nonprofits/display_990/541850126/2011_07_EO%2F54-1850126_990O_201012.

⁸⁸ SBA List Inc., 2010 IRS Form 990, Schedule C Part I-C (1), available at https://projects.propublica.org/nonprofits/display_990/541850126/2011_07_EO%2F54-1850126_990O_201012.

⁸⁹ SBA List Inc., 2009-2010 Financial Summary, Federal Election Commission, available at <https://www.fec.gov/data/committee/C90011313/?cycle=2010>.

⁹⁰ SBA List Inc., 2011 IRS Form 990, Schedule C Part I-A(2), available at https://projects.propublica.org/nonprofits/display_990/541850126/2012_07_EO%2F54-1850126_990O_201112.

⁹¹ SBA List Inc., 2011 IRS Form 990, Schedule C Part I-C(1), available at https://projects.propublica.org/nonprofits/display_990/541850126/2012_07_EO%2F54-1850126_990O_201112.

⁹² SBA List Inc., 2011-2012 Financial Summary, Federal Election Commission, available at <https://www.fec.gov/data/committee/C90011313/?cycle=2012>.

⁹³ SBA List Inc., 2012 IRS Form 990, Schedule C Part I-A(2), available at https://projects.propublica.org/nonprofits/display_990/541850126/2014_01_EO%2F54-1850126_990O_201212.

⁹⁴ SBA List Inc., 2012 IRS Form 990, Schedule C Part I-C(1), available at https://projects.propublica.org/nonprofits/display_990/541850126/2014_01_EO%2F54-1850126_990O_201212.

2013-2014	2013	\$281,730 ⁹⁵	\$34,382 ⁹⁶	\$469,958.71 ⁹⁷	\$301,257
	2014	\$2,311,943 ⁹⁸	\$736,834 ⁹⁹		
	Total	\$2,593,673	\$771,216		
2015-2016	2015	\$500,000 ¹⁰⁰	\$0 ¹⁰¹	\$756,165.52 ¹⁰²	- \$123,617
	2016	\$1,034,549 ¹⁰³	\$632,549 ¹⁰⁴		
	Total	\$1,534,549	\$632,549		

Even contributions that SBA List purports to have made to specific entities and detailed in its reports to the IRS and FEC do not match. For example, SBA List itemized its contributions to its Women Speak Out PAC on both its Forms 990s and its FEC filings, but the amounts of political

⁹⁵ SBA List Inc., 2013 IRS Form 990, Schedule C Part I-A(2), available at https://projects.propublica.org/nonprofits/display_990/541850126/2014_11_EO%2F54-1850126_990O_201312.

⁹⁶ SBA List Inc., 2013 IRS Form 990, Schedule C Part I-C(1), available at https://projects.propublica.org/nonprofits/display_990/541850126/2014_11_EO%2F54-1850126_990O_201312.

⁹⁷ SBA List Inc., 2013-2014 Financial Summary, Federal Election Commissions, available at <https://www.fec.gov/data/committee/C90011313/?cycle=2014>.

⁹⁸ SBA List Inc., 2014 IRS Form 990, Schedule C Part I-A(2), available at https://projects.propublica.org/nonprofits/display_990/541850126/2015_10_EO%2F54-1850126_990O_201412.

⁹⁹ SBA List Inc., 2014 IRS Form 990, Schedule C Part I-C(1), available at https://projects.propublica.org/nonprofits/display_990/541850126/2015_10_EO%2F54-1850126_990O_201412.

¹⁰⁰ SBA List Inc., 2015 IRS Form 990, Schedule C Part I-A(2), available at https://projects.propublica.org/nonprofits/display_990/541850126/2017_02_EO%2F54-1850126_990O_201512.

¹⁰¹ SBA List Inc., 2015 IRS Form 990, Schedule C Part I-C(1), available at https://projects.propublica.org/nonprofits/display_990/541850126/2017_02_EO%2F54-1850126_990O_201512.

¹⁰² SBA List Inc., 2015-2016 Financial Summary, Federal Election Commission, available at <https://www.fec.gov/data/committee/C90011313/?cycle=2016>.

¹⁰³ SBA List Inc., 2016 IRS Form 990, Schedule C Part I-A(2), available at <https://projects.propublica.org/nonprofits/organizations/541850126/201712369349301206/IRS990ScheduleC>.

¹⁰⁴ SBA List Inc., 2016 IRS Form 990, Schedule C Part I-C(1), available at <https://projects.propublica.org/nonprofits/organizations/541850126/201712369349301206/IRS990ScheduleC>.

expenditures reported to the FEC do not equal the figures reported to the IRS, as summarized in the following table:

Year	Contributions from SBA List to Women Speak Out PAC on Form 990, Schedule C¹⁰⁵	Contributions from SBA List to Women Speak Out PAC, as reported to the FEC	Discrepancy
2012	\$407,300	\$407,200 ¹⁰⁶	\$100
2013	\$244,848	\$0 ¹⁰⁷	\$244,848
2014	\$1,575,109	\$1,835,791 ¹⁰⁸	-\$260,682
2015	\$500,000	\$500,000 ¹⁰⁹	\$0
2016	\$400,000	\$491,682 ¹¹⁰	-\$91,682

Under applicable federal income tax reporting requirements, all “direct and indirect political campaign activities” must be reported on an organization’s Form 990, Schedule C.¹¹¹ Under applicable FEC reporting requirements, whenever a person, inclusive of organizations but

¹⁰⁵ SBA List Inc., 2012-2016 IRS Form 990, Schedule C, Part I-C(5), available at <https://projects.propublica.org/nonprofits/organizations/541850126>

¹⁰⁶ Women Speak Out PAC, 2012 Individual Contributions, Federal Election Commission, available at https://www.fec.gov/data/individual-contributions/?+two_year_transaction_period=2012&two_year_transaction_period=2012&committee_id=C00530766&contributor_name=SUSAN+B+ANTHONY+LIST&min_date=01%2F01%2F2012&max_date=12%2F31%2F2012.

¹⁰⁷ According to the Federal Election Commission database, Susan B. Anthony List Inc did not contribute to Women Speak Out PAC in 2013. Women Speak Out PAC, 2014 Individual Contributions, Federal Election Commission, available at https://www.fec.gov/data/individual-contributions/?+two_year_transaction_period=2012&two_year_transaction_period=2014&committee_id=C00530766&contributor_name=SUSAN+B+ANTHONY+LIST&min_date=01%2F01%2F2014&max_date=12%2F31%2F2014.

¹⁰⁸ Women Speak Out PAC, 2014 Individual Contributions, Federal Election Commission, available at https://www.fec.gov/data/individual-contributions/?+two_year_transaction_period=2012&two_year_transaction_period=2014&committee_id=C00530766&contributor_name=SUSAN+B+ANTHONY+LIST&min_date=01%2F01%2F2014&max_date=12%2F31%2F2014.

¹⁰⁹ Women Speak Out PAC, 2015 Individual Contributions, Federal Election Commission, available at https://www.fec.gov/data/individual-contributions/?+two_year_transaction_period=2012&two_year_transaction_period=2016&committee_id=C00530766&contributor_name=SUSAN+B+ANTHONY+LIST&min_date=01%2F01%2F2015&max_date=12%2F31%2F2015.

excluding political committees, makes independent expenditures aggregating over \$250 with respect to a given election in a calendar year, the entity is required to submit FEC Form 5 and report, among other things, the identity of the person to whom the expenditure was made along with the amount, date, and purpose of each expenditure.¹¹² Given the parallel requirements to report political campaign expenditures to both the IRS and the FEC, the amount of political spending reported by SBA List to the two agencies should have been the same.

SBA List Has Failed to Properly Disclose its Business Transactions with Certain Interested Persons in Violation of Prohibitions on Private Inurement

Section 501(c)(4) organizations' net earnings cannot inure to the benefit of a private shareholder or individual.¹¹³ To ensure no private inurement, organizations are required to disclose transactions with certain covered individuals on their Form 990s, including: (a) current or former officers, directors, trustees, or key employees, (b) family members of any of the foregoing, or (c) entities in which any of the foregoing serve as officers, directors, trustees, or direct or indirect owners (collectively, "Interested Persons").¹¹⁴

Prior to 2013, SBA List annually disclosed one series of business transactions: annual payments ranging from \$5,000 to \$96,305 made by SBA List to Capital City Partners, a for-profit public affairs company partially owned by SBA List's then-serving treasurer, Francis "Frank" Cannon.¹¹⁵ Since 2012, however, SBA List has answered "no" in response to Form 990, Part IV,

¹¹⁰ Women Speak Out PAC, 2016 Individual Contributions, Federal Election Commission, *available at* https://www.fec.gov/data/individual-contributions/?+two_year_transaction_period=2012&two_year_transaction_period=2016&committee_id=C00530766&contributor_name=SUSAN+B+ANTHONY+LIST&min_date=01%2F01%2F2016&max_date=12%2F31%2F2016.

¹¹¹ Instructions for schedule C (Form 990 or 990-EZ), Internal Revenue Service, 2018l *available at* <https://www.irs.gov/pub/irs-pdf/i990sc.pdf>.

¹¹² Instructions for Preparing FEC Form 5 (Report of Independent Expenditures Made and Contributions Received to be Used by Persons Other Than Political Committees), Federal Election Commission, (Revised Sept. 2013), *available at* <https://www.fec.gov/resources/cms-content/documents/fecfrm5i.pdf>.

¹¹³ Code § 501(c)(4)(B). This prohibition on private inurement effectively represents an extension of the Code Section 501(c)(3) private inurement rule to Code Section 501(c)(4) organizations. Committee Report for House Report No. 104-506 (P.L. 104-168), pp. 52-53 ("To ensure that the advantages of tax-exempt status ultimately benefit the community and not private individuals, the bill extends the present-law section 501(c)(3) private inurement prohibition to nonprofit organizations described in section 501(c)(4) and provides for intermediate sanctions that may be imposed when nonprofit organizations described in section 501(c)(3) or 501(c)(4) engage in transactions with certain insiders that result in private inurement. The bill also enhances the oversight and public accountability of nonprofit organizations through additional reporting of information by nonprofit organizations to the Internal Revenue Service (IRS) and increased public access to documents filed by such organizations with the IRS.")

¹¹⁴ See IRS Form 990, Part IV, Line 28; *see also* IRS Form 990, Schedule L.

¹¹⁵ The disclosed transactions were as follows:

- In 2012, SBA List paid \$196,305 to Capital City Partners for consulting services;
- In 2011, SBA List paid \$145,096 to Capital City Partners for consulting services;

Line 28(a), (b), and (c) and has not attached a Schedule L disclosing any such business transactions.

In fact, SBA List should have indicated it had disclosures to report and should have attached Schedule L disclosures. SBA List engaged in, but failed to report, the following business transactions:

1. On its 2017 Form 990, SBA failed to disclose that it had hired Political Social Media, LLC (doing business as “uCampaign”) to develop its official mobile app called “Life Impact.” SBA List director Sean Fieler provided the startup capital for uCampaign’s creation in 2014 and may still own a portion of the company.¹¹⁶
2. On its 2017 Form 990—which spans from July 2017 through June 2018—SBA failed to disclose that it had retained Direct Technology Solutions (“DTS”), owned by SBA List Treasurer Robert J. Kania II,¹¹⁷ for IT consulting services around June of 2018.¹¹⁸

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- In 2010, SBA List paid \$132,856 to Capital City Partners for consulting services;
 - In 2009, SBA List paid \$139,263 to Capital City Partners for consulting services;
 - In 2008, SBA List paid \$5,000 to Capital City Partners for consulting services.

SBA List Inc., 2008-2012 IRS Form 990, Schedule L, Part IV, available at <https://projects.propublica.org/nonprofits/organizations/541850126>. Aside from the business transactions with Capital City Partners from 2008 through 2011, SBA List did not disclose any other business transactions on its Form 990s for those years. *Id.*

¹¹⁶ Natasha Singer and Nicholas Confessore, *Republicans Find a Facebook Workaround: Their Own Apps*, THE NEW YORK TIMES, Oct. 20, 2018, available at <https://www.nytimes.com/2018/10/20/technology/politics-apps-conservative-republican.html>. Sean Fieler manages his wealth through a network of investment funds, primarily Mason Hill Advisors, Equinox Partners, Kuroto Fund International, and Nehemiah Investments. An employee of Nehemiah Investments, created the uCampaignapp.com website using the email address jpaff@nehemiahinvestments.com. See Ex. I, (UCampaignApp.com, Domain Report, DomainTools, Apr. 12, 2019).

¹¹⁷ Louie Torres, *Investor Claims He’s Owed Returns from Direct Technology Solutions*, PENN RECORD, Dec. 19, 2016, available at <https://pennrecord.com/stories/511057009-investor-claims-he-s-owed-returns-from-direct-technology-solutions>.

¹¹⁸ See, Ex. J, at 8, (*Wijesinha v. Susan B. Anthony List, Inc.*, Case No. 1:18-cv-22880-JEM, Doc. 22, Defendant Susan B. Anthony List, Inc.’s Motion to Dismiss (Oct. 26, 2018)). Mr. Kania is the subject of a campaign finance complaint in Pennsylvania filed by Campaign for Accountability. Letter from Alice Huling, Counsel, Campaign for Accountability, to Stephen Zappala, Allegheny County District Attorney, and Allegheny County Board of Elections (Apr. 8, 2019), available at <https://campaignforaccountability.org/wp-content/uploads/2019/04/Kania-Campaign-Finance-Complaint-4-8-19.pdf>. Shortly after the complaint was filed, Pennsylvania Governor Tom Wolf removed Mr. Kania from his position on the Allegheny County Port Authority Board. See Ed Blazina, *After Transit Group’s Urging, Gov. Wolf Replaces Port Authority Board Member*, PITTSBURGH POST-GAZETTE, April 11, 2019, available at <https://www.post-gazette.com/news/transportation/2019/04/11/Pittsburghers-for-Public-Transit-group-Gov-Wolf-replace-Port-Authority-board-member-robert-kania/stories/201904110081>. On April 17, 2019 CfA called on the Susan B. Anthony List to remove Mr. Kania from their Board of Directors. Letter from Alice Huling, Counsel, Campaign for Accountability, to Marjorie Dannenfelser, President, Susan B. Anthony List, Inc., *et al.* (Apr. 17, 2019), available at <https://campaignforaccountability.org/wp-content/uploads/2019/04/CfA-Letter-SBA-List-Kania-Board-4-17-19.pdf>.

3. On its 2013, 2014, 2015, 2016, and 2017 Form 990s, SBA List failed to disclose it has retained Hewell Events Group, LLC to plan its annual galas since 2013.¹¹⁹ The Event Manager of Hewell Events Group's four-person team is Natalie Valentine.¹²⁰ Ms. Valentine's husband, William Valentine, is SBA List's Vice President of Policy¹²¹ (formerly the Director of Government Affairs)¹²² and is one of the organization's highest compensated employees.¹²³ Ms. Valentine herself also serves as SBA List Special Projects Coordinator and is the Development Coordinator for the Charlotte Lozier Institute, SBA List's research and education arm.¹²⁴

The penalty for private inurement may include fines imposed under Code 4958¹²⁵ and/or revocation of the organization's tax-exempt status.¹²⁶ The IRS should investigate whether SBA List failed to properly disclose business transactions involving certain persons on its Forms 990 in order to avoid alerting the agency to potential private inurement and/or excess benefit transactions that could lead to revocation of SBA List's tax-exempt status or excise taxes, or both.

SBA List Appears to Have Inaccurately Described the Working Arrangements and Hours of an Organization Insider

Francis Cannon (who appears as "Frank" on certain Forms 990 and other documents) served as SBA List's Treasurer from 2007 through the beginning of 2012 and, according to the 990s, was only compensated for his time in 2012, and then only received \$12,000.¹²⁷ During the

¹¹⁹ IRS Form 990 or 990-EZ Schedule L Part IV details Business Transactions with Interested Persons. Susan B. Anthony List Inc. neglected to complete a Schedule L portion from 2013-2016. SBA List Inc., 2013 – 2016 IRS Form 990s, available at <https://projects.propublica.org/nonprofits/organizations/541850126>; Patrick Gavin, Events Chief Fights Drab D.C. Parties, POLITICO, August 2, 2013, available at <https://www.politico.com/story/2013/08/events-chief-fights-drab-dc-parties-095116>.

¹²⁰ Hewell Events Group, Our Team webpage, available at <https://www.hewellevents.com/our-team> (last accessed May 7, 2019).

¹²¹ Billy Valentine Employee Webpage, Susan B. Anthony List, available at <https://www.sba-list.org/billy-valentine> (last accessed May 7, 2019a).

¹²² SBA List Inc., 2016 IRS Form 990, Part VII, Section A, available at <https://projects.propublica.org/nonprofits/organizations/541850126/201712369349301206/IRS990>.

¹²³ *Id.*

¹²⁴ See Natalie Valentine Employee Bio, Susan B. Anthony List, available at <https://www.sba-list.org/natalie-valentine-2> (last accessed May 7, 2019).

¹²⁵ The penalty excise taxes are imposed on the "disqualified persons" of the social welfare organization, as defined in Code Section 4958(f)(1), as well as the organization's managers who knowingly participated in the "excess benefit transaction," as defined in Code Section 4958(c), unless their participation was not willful and had reasonable cause. See 26 U.S.C. § 4958.

¹²⁶ See 26 C.F.R. § 1.501(c)(3)(1)-1(f)(2)(ii).

¹²⁷ SBA List Inc., 2007 IRS Form 990, Part V-A, filed Aug. 13, 2008, available at https://projects.propublica.org/nonprofits/display_990/541850126/2008_09_EO%2F54-1850126_990O_200712; SBA List Inc., 2008 IRS Form 990, Part VII, A(1a)(A), filed Aug. 14, 2009, available at https://projects.propublica.org/nonprofits/display_990/541850126/2009_09_EO%2F54-1850126_990O_200812; SBA List Inc., 2009 IRS Form 990, Part VII, A(1a)(A), filed June 24, 2010, available at https://projects.propublica.org/nonprofits/display_990/541850126/2010_08_EO%2F54-1850126_990O_200912;

same period, Mr. Cannon was also a partial owner of Capital City Partners, a for-profit public affairs consulting company that SBA List paid for consulting services up until 2012.¹²⁸ Since 2012, SBA List has paid Mr. Cannon an annual compensation that has grown from \$108,600 to \$203,974 in 2017, purportedly for performing full-time political consulting work.¹²⁹ Mr. Cannon's annual salary since giving up his position as treasurer has largely fallen within the same ranges as the consulting payments SBA List made to Capital City Partners pre-retirement. SBA List reports that its current Treasurer, Robert Kania, does not receive a salary.¹³⁰

In addition to his current full-time consulting for SBA List, Mr. Cannon is President of both American Principles Project ("APP"),¹³¹ another 501(c)(4) organization, and the related American Principles Project Foundation ("APPF"),¹³² a 501(c)(3) organization. APP/APPF and SBA List have their headquarters in neighboring suites on the same floor of the same building. As shown below, Forms 990 filed by SBA List, APP, and APPF, respectively, suggest that Mr. Cannon works full time for both the SBA List and the APP/APPF groups, while also conducting private businesses in his spare time:

SBA List Inc., 2010 IRS Form 990, Part VII, A(1a)(A), filed June 13, 2011, available at https://projects.propublica.org/nonprofits/display_990/541850126/2011_07_EO%2F54-1850126_990O_201012; SBA List Inc., 2011 IRS Form 990, Part VII, A(1a)(A), filed June 27, 2012, available at https://projects.propublica.org/nonprofits/display_990/541850126/2012_07_EO%2F54-1850126_990O_201112; SBA List Inc., 2012 IRS Form 990, Part VII, A(1a)(A), filed July 16, 2013, available at https://projects.propublica.org/nonprofits/display_990/541850126/2014_01_EO%2F54-1850126_990O_201212.

¹²⁸ See, *supra* note 18.

¹²⁹ Mr. Cannon purportedly works for SBA List 40 hours per week. See SBA List 2017 Form 990, Part VII, A(1a)(B), filed Nov. 15, 2018, available at <https://projects.propublica.org/nonprofits/organizations/541850126/201843199349300809/IRS990>.

¹³⁰ *Id.*

¹³¹ APP, 2017 IRS Form 990, Part VII, A(1a)(A), filed Oct. 11, 2018, available at <https://projects.propublica.org/nonprofits/organizations/264613397/201802849349300610/IRS990>.

¹³² APPF, 2017 IRS Form 990, Part VII, A(1a)(A), filed Oct. 11, 2018, available at <https://projects.propublica.org/nonprofits/organizations/264442148/201812849349300611/IRS990>.

Year	Hours worked per week				Reportable compensation			
	SBA List	APP	APPF	Total hours worked per week	SBA List	APP	APPF	Total Compensation
2012 ¹³³	50	10	15	65	\$0	\$0	\$0	\$0
2013 ¹³⁴	0	20	20	40	\$108,600	\$105,000	\$75,000	\$288,600
2014 ¹³⁵	40	20	20	80	\$134,600	\$174,059	\$0	\$308,659
2015 ¹³⁶	40	35	5	80	\$162,550	\$170,108	\$0	\$332,658
2016 ¹³⁷	40	35	5	80	\$160,200	\$171,264	\$0	\$331,464
2017 ¹³⁸	40	20	5	65	\$203,974	\$172,097	\$0	\$375,471

¹³³ The 2012 Form 990 for APP and APPF do not agree on Mr. Cannon's hours worked. In 2012, the APP Form 990 states that Mr. Cannon worked 10 hours per week for APP and 0 hours per week for any related organizations. However, in 2012, the APPF Form 990 states that Mr. Cannon worked 15 hours per week for APPF and 0 hours per week for any related organizations. SBA List Inc., 2012 IRS Form 990, filed July 16, 2013, available at https://projects.propublica.org/nonprofits/display_990/541850126/2014_01_EO%2F54-1850126_990O_201212;

American Principles in Action, 2012 IRS Form 990, filed Oct. 29, 2013, available at https://projects.propublica.org/nonprofits/display_990/264613397/2013_10_EO%2F26-4613397_990O_201212;

American Principles Project, 2012 IRS Form 990, filed Oct. 1, 2013, available at https://projects.propublica.org/nonprofits/display_990/264442148/2013_10_EO%2F26-4442148_990_201212.

¹³⁴ In 2013, SBA List reportedly paid Mr. Cannon \$108,600 for working zero hours per week. SBA List Inc., 2013 IRS Form 990, available at https://projects.propublica.org/nonprofits/display_990/541850126/2014_11_EO%2F54-1850126_990O_201312; American Principles in Action, 2013 IRS Form 990, filed Nov. 13, 2014, available at https://projects.propublica.org/nonprofits/display_990/264613397/2014_12_EO%2F26-4613397_990O_201312;

American Principles Project, 2013 IRS Form 990, filed Nov. 12, 2014, available at https://projects.propublica.org/nonprofits/display_990/264442148/2014_12_EO%2F26-4442148_990_201312.

¹³⁵ SBA List Inc., Inc., 2014 IRS Form 990, available at https://projects.propublica.org/nonprofits/display_990/541850126/2015_10_EO%2F54-1850126_990O_201412; American Principles in Action, 2014 IRS Form 990, filed Aug. 6, 2015 available at https://projects.propublica.org/nonprofits/display_990/264613397/2015_09_EO%2F26-4613397_990O_201412; American Principles Project, 2014 IRS Form 990, filed Aug. 6, 2015, available at https://projects.propublica.org/nonprofits/display_990/264442148/2015_09_EO%2F26-4442148_990_201412.

¹³⁶ SBA List Inc., 2015 IRS Form 990, available at https://projects.propublica.org/nonprofits/display_990/541850126/2017_02_EO%2F54-1850126_990O_201512; American Principles Project, 2015 IRS Form 990, filed Aug. 12, 2016, available at https://projects.propublica.org/nonprofits/display_990/264613397/2016_12_EO%2F26-4613397_990O_201512; American Principles Project Foundation, 2015 IRS Form 990, filed Aug. 12, 2016, available at https://projects.propublica.org/nonprofits/display_990/264442148/2016_12_EO%2F26-4442148_990_201512

¹³⁷ SBA List Inc., 2016 IRS Form 990, available at <https://projects.propublica.org/nonprofits/organizations/541850126/201712369349301206/IRS990ScheduleC>; American Principles Project, 2016 IRS Form 990, filed Sept. 5, 2017, available at <https://projects.propublica.org/nonprofits/organizations/264613397/201742689349300104/IRS990>; American Principles Project Foundation, 2016 IRS Form 990, filed Sept. 5, 2017, available at <https://projects.propublica.org/nonprofits/organizations/264442148/201702689349300105/IRS990>.

¹³⁸ SBA List Inc., 2017 IRS Form 990, available at <https://projects.propublica.org/nonprofits/organizations/541850126/201843199349300809/IRS990>; American Principles Project, 2017 IRS Form 990, filed Oct. 11, 2018, available at

It is theoretically possible that Mr. Cannon has provided 80 hours of service per week collectively to SBA List, APP, and APPF, as the organizations report, given that there are 168 hours in a week, but it is highly unlikely. The IRS should investigate whether Mr. Cannon did, indeed, work the reported hours and whether his compensation was reasonable, or whether he was paid for some other services.

Payment of unreasonable amounts of compensation can constitute private inurement, private benefit, and/or an excess benefit transaction and, as discussed above, under section 4958, a 501(c)(4) organization may be subject to intermediate sanctions on excess benefit transactions or incur revocation of its tax-exempt status for an unlawful private inurement.¹³⁹ In general, “reasonable compensation” is the amount that would be paid for like services by like enterprises (whether taxable or tax-exempt) under like circumstances factoring in all of applicable facts and circumstances.¹⁴⁰ Further, provision of compensation or other benefits, even if they are modest, is not reasonable compensation where no services are performed.¹⁴¹ Thus, if Mr. Cannon’s compensation was based on reported hours that he did not actually work his compensation may be per se unreasonable.

*SBA List has Entered Into Contracts with Third Party
Professional Fundraisers with Unduly Generous Terms*

SBA List consistently has entered into fundraising contracts that have resulted in remarkably small percentages of funds raised going to the group’s coffers.

- In 2009, SBA List entered into a fundraising contract with MDS Communications Corporation, allowing MDS to retain 90 percent of all funds raised;¹⁴²
- In 2012, SBA List entered into a fundraising contract with Confluent Impact Communications guaranteeing SBA List only 1 percent of the total gross receipts;¹⁴³
- In 2017, SBA List entered into a fundraising contract with Capitol Resources, Inc., also known as Campaign Headquarters, guaranteeing SBA List a minimum of 1 percent of the gross revenues.¹⁴⁴

<https://projects.propublica.org/nonprofits/organizations/264613397/201802849349300610/IRS990>; American Principles Project Foundation, 2017 IRS Form 990, filed Oct. 11, 2018, available at <https://projects.propublica.org/nonprofits/organizations/264442148/201812849349300611/IRS990>.

¹³⁹ TD 8978, Taxes on Excess Benefit Transactions, Preamble to Final Treasury Regulations under Code Section 4958 (Jan. 22, 2002).

¹⁴⁰ Treas. Reg. Section 53.4958-4(b)(1)(ii).

¹⁴¹ *Canada v. Comm’r*, 82 TC 973 (1984).

¹⁴² See Ex. K, at 8, (Susan B. Anthony List, and MDS Communications Corporation Contract Services Agreement, North Carolina Department of The Secretary of State, (signed Mar. 19, 2009)).

¹⁴³ See Ex. L, at 2, (Susan B. Anthony List and Confluent Impact Communications, LLC, Solicitor Contract Checklist, North Carolina Department of The Secretary of State, (signed May 30, 2012)).

¹⁴⁴ See Ex. M, at 7, (Susan B. Anthony List, and Capitol Resources, Inc., Solicitor Contract Checklist, North Carolina Department of The Secretary of State Solicitor, (signed Jan. 5, 2017)).

It appears that not infrequently SBA List collects close to the minimum permitted under its contracts with third-party fundraisers. In 2017, SBA List received only \$3,795.93 out of \$52,252.50 raised by Capitol Resources, Inc., just 7.26 percent of the total amount raised in its name.¹⁴⁵ Even more egregious, in 2016 SBA List received only \$2,125.75 out of \$109,022.45 raised by Capitol Resources, Inc., just 1.95 percent of the fundraising total.¹⁴⁶ Capitol Resources appears to do business as Campaign Headquarters, and claims to be the “Best Conservative Call Center in America.”¹⁴⁷

In 2016 and 2017 SBA List also contracted with InfoCision, Inc., an Ohio telemarketing company that got its start in Christian fundraising.¹⁴⁸ In 2016, InfoCision raised only \$931 for SBA List while accumulating \$17,057 in expenses. In 2017 InfoCision pocketed \$10,451 of the total \$11,083 that the company raised purportedly on SBA List’s behalf, leaving SBA List with only \$632.¹⁴⁹ In total, SBA List kept little more than 5 percent of the money InfoCision raised on its behalf in 2016 and 2017. Furthermore, SBA List chose to use InfoCision despite the company having paid \$75,000 to settle an Ohio Attorney General investigation focused on, among other issues, the company’s failure to disclose to consumers the percentage of the money it raised that actually went to the charities for which it fundraised.¹⁵⁰

¹⁴⁵ See Ex. N, (Capitol Resources, Inc., North Carolina Solicitation Campaign Financial Report, Final Accounting, (filed May 18, 2018)). In accordance with North Carolina law, Capital Resources President Nicole Schlinger signed and filed the required Solicitation Campaign Financial Report with the Charitable Solicitation Licensing Division. *Id.*; see also, Nicole Schlinger biography, Campaign HQ, (last accessed May 27, 2019), available at <https://www.campaign-headquarters.com/pages/nicole-schlinger.aspx>. The fundraising returns submitted by Ms. Schlinger to the North Carolina Charitable Solicitation Licensing Division differ drastically from the fundraising returns submitted to the IRS by SBA List, which indicate that the organization collected \$40,623 in fundraising from Capitol Resources. See SBA List Inc., 2017 IRS Form 990, available at <https://projects.propublica.org/nonprofits/organizations/541850126/201843199349300809/IRS990>.

¹⁴⁶ See Ex. O (Capitol Resources Inc., North Carolina Solicitation Campaign Financial Report, Final Accounting, (filed Apr. 3, 2017)). In accordance with North Carolina law, Capital Resources President Nicole Schlinger signed and filed the required Solicitation Campaign Financial Report with the Charitable Solicitation Licensing Division. *Id.*; see also, Nicole Schlinger biography, Campaign HQ, (last accessed May 27, 2019), available at <https://www.campaign-headquarters.com/pages/nicole-schlinger.aspx>. The fundraising returns submitted by Ms. Schlinger to the North Carolina Charitable Solicitation Licensing Division differ drastically from the gross receipts and fundraising returns submitted to the IRS by SBA List, which indicate that Capital Resources’ fundraising efforts raised \$115,801 in gross receipts and that SBA List collected \$100,195 of the funds raised. See SBA List Inc., 2016 IRS Form 990, available at <https://projects.propublica.org/nonprofits/organizations/541850126/201712369349301206/IRS990ScheduleC>.

¹⁴⁷ Campaign Headquarters, Home Page, (last accessed May 9, 2019), available at <https://www.campaign-headquarters.com/-services>.

¹⁴⁸ InfoCision: Your Trusted Brand Ambassadors, We Are InfoCision, (last accessed May 9, 2019), available at <http://www.infocision.com/about-us/-about-us-intro>.

¹⁴⁹ SBA List Inc., 2017 IRS Form 990, Schedule G, Part I (2b), available at <https://projects.propublica.org/nonprofits/organizations/541850126/201843199349300809/IRS990ScheduleG>.

¹⁵⁰ Press Release, Attorney General DeWine Announces Settlement Agreement with Professional Solicitor Company InfoCision, OFFICE OF ATTORNEY GENERAL OF OHIO, Apr. 20, 2012, available at <https://www.ohioattorneygeneral.gov/Media/News-Releases/April-2012/Attorney-General-DeWine-Announces-Settlement-Agree>; *In Re: InfoCision Management Corporations*, Case No. 12MS000289, Assurance of

Relatedly, in 2014, InfoCision paid \$1.7 million to settle a class action lawsuit alleging it had misrepresented, among other things, the percentage of the donations it raised that was passed on to charities.¹⁵¹ More recently, in 2018 InfoCision paid a \$250,000 civil fine to settle an FTC investigation into its misleading telemarketing practices.¹⁵²

In general, if a 501(c)(4) organization pays a non-exempt individual or entity a price for goods or services that exceeds the fair market value of those goods or services, then it is engaged in impermissible private inurement, private benefit, and/or excess business benefit transactions.¹⁵³ Typically, when an organization purchases assets from an independent third party, a presumption exists that the purchase price, presumably arrived at through negotiations, represents fair market value.¹⁵⁴ However, when there is a close relationship between the two at the time of sale, there is no such presumption because the elements of an arm's length transaction are not present.¹⁵⁵ Given that SBA List has collected only a tiny fraction of the amount solicited by its fundraisers, it appears their fundraisers are receiving an impermissible private benefit. If any of these fundraisers are insiders of SBA List, then contracts that excessively benefit them and not SBA List may constitute excess benefit transactions or impermissible private inurement and could lead to the revocation of SBA List's tax-exempt status.¹⁵⁶

Discontinuance (Apr. 17, 2012), available at <https://www.ohioattorneygeneral.gov/Media/News-Releases/April-2012/Attorney-General-DeWine-Announces-Settlement-Agree/InfoCision-Assurance.aspx>.

¹⁵¹ Jim Mackinnon, *InfoCision Settles Class-Action Lawsuit Over Charity Telemarketing*, AKRON BEACON JOURNAL (Jul. 22, 2014), available at <https://www.ohio.com/akron/business/infocision-settles-class-action-lawsuit-over-charity-telemarketing>.

¹⁵² Eric Heisig, *InfoCision Agrees to Pay \$250,000 to Settle Investigation Over Misleading Telemarketing Practices*, CLEVELAND.COM (Jan. 10, 2018), available at <https://www.cleveland.com/court-justice/2018/01/infocision-agrees-to-pay-25000.html>.

¹⁵³ See e.g. *Anclote Psychiatric Center Inc.*, TC Memo 1998-273 (sustaining the revocation of a hospital's tax-exempt status on the grounds that an asset sale to a for-profit corporation, whose shareholders were directors of both the corporation and the hospital, for less than fair market value resulted in private inurement); *Bob Jones University Museum and Gallery, Inc.*, TC Memo 1996-247 (explaining that "the principal inquiry in determining whether rental arrangements create private benefit or inurement is whether the rental payments are excessive"); see also Treas. Reg. §§ 53.4958-4(a)(1), 53.4958-4(b)(1)(i). Though SBA List is a 501(c)(4) organization, the laws prohibiting its engagement in private inurement are comparable to those governing 501(c)(3) organizations. See, *supra*, n. 113.

¹⁵⁴ Rev. Rul. 76-91, 1976-1 CB 149.

¹⁵⁵ *Id.*

¹⁵⁶ *United Cancer Council, Inc. v. Comm'r*, 109 TC 326 (Dec. 2, 1997), *rev'd and rem'd on other issue* 165 F.2d 1173 (7th Cir. Feb. 10, 1999).

Conclusion

In summary, CfA asks the IRS to investigate whether SBA List has:

1. Made material misrepresentations and omissions on its application for 501(c)(4) tax-exempt status;
2. Had as its true primary purpose participating directly and indirectly in political campaigns, rather than promoting social welfare;
3. Failed to accurately report its political campaign expenditures to the IRS, the FEC, or both;
4. Failed to report business transactions with interested persons as required on the Form 990, Schedule L, which may constitute private inurement;
5. Inaccurately reported the amount of time worked by a certain highly compensated former officer, which may constitute an improper private inurement; and
6. Entered into contracts with third-party professional fundraisers that were not reasonably beneficial to SBA List and may constitute improper private benefit to those fundraisers.

Tax-exempt status is a privilege and the IRS has the responsibility of ensuring that organizations comply with all applicable tax laws. Therefore, CfA looks forward to your prompt investigation of what appears to be SBA List's pattern of legal violations.

Sincerely,



Alice C.C. Huling
Counsel

Enclosure:
Form 13909

Appendix 1

Party and Gender of SBA List Endorsed Candidates by Year

2018 Election Cycle		
<i>SBA List Endorsed Candidate¹</i>	<i>Party</i>	<i>Gender</i>
1. Alex Mooney	Republican	Male
2. Andy Barr	Republican	Male
3. Ann Wagner	Republican	Female
4. Barbara Cegavske	Republican	Female
5. Barbara Comstock	Republican	Female
6. Ben Cline	Republican	Male
7. Bill Schuette	Republican	Male
8. Brian Kemp	Republican	Male
9. Brian Mast	Republican	Male
10. Candius Stearns	Republican	Female
11. Carol Miller	Republican	Female
12. Cathy McMorris Rodgers	Republican	Female
13. Chris Smith	Republican	Male
14. Cindy Hyde-Smith	Republican	Female
15. Claudia Tenney	Republican	Female
16. Dan Lipinski	Democrat	Male
17. Danny Tarkanian	Republican	Male
18. Dave Brat	Republican	Male
19. David Schweikert	Republican	Male
20. David Young	Republican	Male
21. Dean Heller	Republican	Male
22. Deb Fischer	Republican	Female
23. Debbie Lasko	Republican	Female
24. Denver Riggleman	Republican	Male
25. Diane Harkey	Republican	Female
26. Dino Russi	Republican	Male
27. Don Bacon	Republican	Male
28. Don Young	Republican	Male
29. Galvin Clarkson	Republican	Male
30. Greg Gianforte	Republican	Male
31. Greg Pence	Republican	Male
32. Guy Reschenhaler	Republican	Male
33. Henry McMaster	Republican	Male
34. Jackie Walorski	Republican	Female
35. Jake LaTurner	Republican	Male
36. Jamie Beutler	Republican	Female
37. Jay Webber	Republican	Male
38. Jim Banks	Republican	Male

¹ SBA List 2018 Election Report, available at <https://www.sba-list.org/2018-election-report>.

39. Jim Jordan	Republican	Male
40. Jim Renacci	Republican	Male
41. John Carter	Republican	Male
42. John Culberson	Republican	Male
43. John James	Republican	Male
44. Jon Husted	Republican	Male
45. Josh Hawley	Republican	Male
46. Karen Handel	Republican	Female
47. Karin Housley	Republican	Female
48. Katie Arrington	Republican	Female
49. Kay Ivey	Republican	Female
50. Keith Rothfus	Republican	Male
51. Kelly Armstrong	Republican	Female
52. Kevin Cramer	Republican	Male
53. Kim Reynolds	Republican	Female
54. Kimberlin Brown	Republican	Female
55. Kimberly Yee	Republican	Female
56. Kristi Noem	Republican	Female
57. Larry Buchson	Republican	Male
58. Leah Vukmir	Republican	Female
59. Lena Epstein	Republican	Female
60. Leslie Rutledge	Republican	Female
61. Lisa Posthumus Lyons	Republican	Female
62. Liz Cheney	Republican	Female
63. Maria Elvira Salazar	Republican	Female
64. Marsha Blackburn	Republican	Female
65. Martha McSally	Republican	Female
66. Martha Roby	Republican	Female
67. Matt Rosendale	Republican	Male
68. Mia Love	Republican	Female
69. Michelle Garcia Homes	Republican	Female
70. Mike Bishop	Republican	Male
71. Mike Braun ²	Republican	Male
72. Mike DeWine	Republican	Male
73. Mike Miller	Republican	Male
74. Mike Waltz	Republican	Male
75. Mimi Walters	Republican	Female
76. Pamela Evette	Republican	Female
77. Patrick Morrisey	Republican	Male
78. Paul Pate	Republican	Male
79. Randy Hultgren	Republican	Male
80. Rebecca Kleefisch	Republican	Female
81. Rick Saccone	Republican	Male

² Grey shading indicates a Republican candidate running against a pro-life Democrat.

82. Rick Scott		Republican	Male
83. Rob Blum		Republican	Male
84. Rodney Davis		Republican	Male
85. Ross Spano		Republican	Male
86. Saundra McDowell		Republican	Female
87. Steve Chabot		Republican	Male
88. Steve King		Republican	Male
89. Steve Knight		Republican	Male
90. Steve Pearce		Republican	Male
91. Susan Brooks		Republican	Female
92. Ted Budd		Republican	Male
93. Tim Walberg		Republican	Male
94. Tom McClintock		Republican	Male
95. Troy Balderson		Republican	Male
96. Vicky Hartzler		Republican	Female
97. Virginia Foxx		Republican	Female
98. Wendy Rogers		Republican	Female
99. Wink Hartman		Republican	Male
100. Young Kim		Republican	Female
101. Yvette Herrell		Republican	Female
Totals:	Candidates	% of republicans	% of women
	101	99.01%	42.57%

2016 Election Cycle		
<i>SBA List Endorsed Candidate³</i>	<i>Party</i>	<i>Gender</i>
1. Ann Wagner	Republican	Female
1. Barbara Comstock	Republican	Female
2. Cathy McMorris Rodgers	Republican	Female
3. Chris Smith	Republican	Male
4. Chuck Grassley	Republican	Male
5. Claudia Tenney	Republican	Female
6. Dan Frost	Republican	Male
7. Danny Tarkanian	Republican	Male
8. Diane Black	Republican	Female
9. Eric Greitens	Republican	Male
10. Frank Guinta	Republican	Male
11. Greg Gianforte	Republican	Male
12. Hans Reigle	Republican	Male
13. Ileana Ros-Lehtinen	Republican	Female
14. Jackie Walorski	Republican	Female
15. Jaime Herrera Beutler	Republican	Female
16. Jay Ashcroft	Republican	Male
17. John McCain	Republican	Male
18. John Mica	Republican	Male
19. Josh Hawley	Republican	Male
20. Kelly Ayotte	Republican	Female
21. Kristi Noem	Republican	Female
22. Lee Zeldin	Republican	Female
23. Liz Cheney	Republican	Female
24. Lloyd Smucker	Republican	Male
25. Lynn Jenkins	Republican	Female
26. Mac Warner	Republican	Male
27. Marco Rubio	Republican	Male
28. Mark Mioscia	Republican	Male
29. Marsha Blackburn	Republican	Female
30. Martha Roby	Republican	Female
31. Mia Love	Republican	Female
32. Mike Bishop	Republican	Male
33. Mimi Walters	Republican	Female
34. Pat McCrory	Republican	Male
35. Pat Toomy	Republican	Male
36. Richard Burr	Republican	Male
37. Rob Portman	Republican	Male
38. Rob Blum	Republican	Male
39. Roy Blunt	Republican	Male
40. Susan Brooks	Republican	Female

³ SBA List 2016 Election Report, available at <https://www.sba-list.org/2016-election-report>.

41. Tim Walberg		Republican	Male
42. Tom Garrett		Republican	Male
43. Tonia Khouri		Republican	Female
44. Trey Hollingsworth		Republican	Male
45. Vicky Hartzler		Republican	Female
46. Virginia Foxx		Republican	Female
Totals:	Candidates	% of republicans	% of women
	46	100%	45.65%

2014 Election Cycle		
<i>SBA List Endorsed Candidate⁴</i>	<i>Party</i>	<i>Gender</i>
1. Ann Wagner	Republican	Female
1. Barbara Cegavske	Republican	Female
2. Barbara Comstock	Republican	Female
3. Bill Cassidy	Republican	Male
4. Bobby Schilling	Republican	Male
5. Candice Miller	Republican	Female
6. Cathy McMorris Rodgers	Republican	Female
7. Curt Clawson	Republican	Male
8. Cynthia Lummis	Republican	Female
9. Darlene Senger	Republican	Female
10. David Perdue	Republican	Male
11. Diane Black	Republican	Female
12. Elise Stefanik	Republican	Female
13. Ileana Ros-Lehtinen	Republican	Female
14. Jackie Walorski	Republican	Female
15. Jamie Herrera Beutler	Republican	Female
16. Joni Ernst	Republican	Female
17. Kay Ivey	Republican	Female
18. Kim Reynolds	Republican	Female
19. Kristi Noem	Republican	Female
20. Leslie Rutledge	Republican	Female
21. Marilinda Garcia	Republican	Female
22. Marsha Blackburn	Republican	Female
23. Martha Roby	Republican	Female
24. Mia Love	Republican	Female
25. Mimi Walters	Republican	Female
26. Mitch McConnell	Republican	Male
27. Pam Bondi	Republican	Female
28. Pat Roberts	Republican	Male
29. Renee Ellmers	Republican	Female
30. Steve Daines	Republican	Male
31. Steve Pearce	Republican	Male
32. Steve Southerland	Republican	Male
33. Suzanne Scholte	Republican	Female
34. Terri Lynn Land	Republican	Female
35. Thom Tillis	Republican	Male
36. Tom Cotton	Republican	Male
37. Tom MacArthur	Republican	Male
38. Vicky Hartzler	Republican	Female

⁴ SBA List 2014 Election Report, available at <https://www.sba-list.org/2014-election-report>.

39. Virginia Foxx		Republican	Female
40. Wendy Rogers		Republican	Female
Totals:	Candidates	% of republicans	% of women
	40	100%	72.5%

2012 Election Cycle		
<i>SBA List Endorsed Candidate</i>	<i>Party</i>	<i>Gender</i>
1. Alecia Webb-Edgington ⁵	Republican	Female
2. Ann Duke ⁶	Republican	Female
3. Ann Wagner ⁷	Republican	Female
4. Bette Grand ⁸	Republican	Male
5. Bobby Schilling ⁹	Republican	Male
6. Cherilyn Eagar ¹⁰	Republican	Female
7. Jackie Walorski ¹¹	Republican	Female
8. Jim Renacci ¹²	Republican	Male
9. John Koster ¹³	Republican	Male
10. Jonathon Paton ¹⁴	Republican	Male
11. Karen Harrington ¹⁵	Republican	Female
12. Kevin Kramer ¹⁶	Republican	Male
13. Martha McSally ¹⁷	Republican	Female
14. Mia Love ¹⁸	Republican	Female
15. Ovide Lamontagne ¹⁹	Republican	Male

⁵ SBA List Candidate Fund Announces New Congressional Candidate Endorsements, Susan B. Anthony List, May 8, 2012, available at <https://www.sba-list.org/newsroom/press-releases/sba-list-candidate-fund-announces-new-congressional-candidate-endorsements>.

⁶ Susan B. Anthony List Candidate Fund Announces First Round of 2012 Endorsements, Susan B. Anthony List, Dec. 6, 2011, available at <https://www.sba-list.org/newsroom/press-releases/susan-b-anthony-list-candidate-fund-announces-first-round-2012-endorsements>.

⁷ *Id.*

⁸ *Id.*

⁹ SBA List Candidate Fund Announces Next Round of Candidate Endorsements, Susan B. Anthony List, Apr. 3, 2012, available at <https://www.sba-list.org/newsroom/press-releases/sba-list-candidate-fund-announces-next-round-candidate-endorsements>.

¹⁰ *Id.*

¹¹ Susan B. Anthony List Candidate Fund Announces First Round of 2012 Endorsements, Susan B. Anthony List, Dec. 6, 2011, available at <https://www.sba-list.org/newsroom/press-releases/susan-b-anthony-list-candidate-fund-announces-first-round-2012-endorsements>.

¹² SBA List Candidate Fund Announces Additional Endorsements, Susan B. Anthony List, Oct. 17, 2012, available at <https://www.sba-list.org/newsroom/press-releases/sba-list-candidate-fund-announces-additional-endorsements>.

¹³ *Id.*

¹⁴ SBA List Candidate Fund Announces Additional Endorsements, Susan B. Anthony List, Oct. 17, 2012, available at <https://www.sba-list.org/newsroom/press-releases/sba-list-candidate-fund-announces-additional-endorsements>.

¹⁵ SBA List Candidate Fund Announces New Congressional Candidate Endorsements, Susan B. Anthony List, May 8, 2012, available at <https://www.sba-list.org/newsroom/press-releases/sba-list-candidate-fund-announces-new-congressional-candidate-endorsements>.

¹⁶ SBA List Candidate Fund Announces Additional Endorsements, Susan B. Anthony List, Oct. 17, 2012, available at <https://www.sba-list.org/newsroom/press-releases/sba-list-candidate-fund-announces-additional-endorsements>.

¹⁷ *Id.*

¹⁸ SBA List Candidate Fund Announces New Congressional Candidate Endorsements, Susan B. Anthony List, May 8, 2012, available at <https://www.sba-list.org/newsroom/press-releases/sba-list-candidate-fund-announces-new-congressional-candidate-endorsements>.

¹⁹ SBA List Candidate Fund Announces Additional Endorsements, Susan B. Anthony List, Oct. 17, 2012, available at <https://www.sba-list.org/newsroom/press-releases/sba-list-candidate-fund-announces-additional-endorsements>.

16. Rebecca Kleefisch ²⁰		Republican	Female
17. Ron Desantis ²¹		Republican	Male
18. Steve King ²²		Republican	Male
19. Tommy Thompson ²³		Republican	Male
20. Vernon Parker ²⁴		Republican	Male
21. Wendy Long ²⁵		Republican	Female
Totals:	Candidates	% of Republicans	% of women
	21	100%	47.62%

²⁰ SBA List Candidate Fund Announces Next Round of Candidate Endorsements, Susan B. Anthony List, Apr. 3, 2012, available at <https://www.sba-list.org/newsroom/press-releases/sba-list-candidate-fund-announces-next-round-candidate-endorsements>.

²¹ SBA List Candidate Fund Announces Additional Endorsements, Susan B. Anthony List, Oct. 17, 2012, available at <https://www.sba-list.org/newsroom/press-releases/sba-list-candidate-fund-announces-additional-endorsements>.

²² Susan B. Anthony List Candidate Fund Announces First Round of 2012 Endorsements, Susan B. Anthony List, Dec. 6, 2011, available at <https://www.sba-list.org/newsroom/press-releases/susan-b-anthony-list-candidate-fund-announces-first-round-2012-endorsements>.

²³ SBA List Candidate Fund Announces Additional Endorsements, Susan B. Anthony List, Oct. 17, 2012, available at <https://www.sba-list.org/newsroom/press-releases/sba-list-candidate-fund-announces-additional-endorsements>.

²⁴ Id.

²⁵ SBA List Candidate Fund Announces Next Round of Candidate Endorsements, Susan B. Anthony List, Apr. 3, 2012, available at <https://www.sba-list.org/newsroom/press-releases/sba-list-candidate-fund-announces-next-round-candidate-endorsements>.

Appendix 2

Overlapping Staff and Board Members				
	<i>Year</i>	<i>SBA List¹</i>	<i>APP²</i>	<i>APP Foundation³</i>
Sean Fieler	2017	Director	Chairman	Chairman
	2016	Director	Chairman	Chairman
	2015	Director	Chairman	Chairman
	2014	Director	Chairman	Chairman
	2013	Director	Chairman	Chairman
	2012	Director	<i>*Not listed</i>	Director
Francis Cannon ⁴	2017	Former Treasurer ⁵	President	President
	2016	Former Treasurer	President	President
	2015	Former Treasurer	President	President
	2014	Former Treasurer	President	President
	2013	Former Treasurer	Director	President
	2012	Treasurer (Partial 2012)	President/Director	President/Director

¹ Susan B. Anthony List Inc., Tax Filings By Year, *available at* <https://projects.propublica.org/nonprofits/organizations/541850126>.

² American Principles Project, Tax Filings By Year, *available at* <https://projects.propublica.org/nonprofits/organizations/264613397>.

³ American Principles Project Foundation, Tax Filings By Year, *available at* <https://projects.propublica.org/nonprofits/organizations/264442148>.

⁴ When Francis Cannon co-founded American Principles Project with Robert George, and Jeffrey Bell in 2009, Cannon was simultaneously advising Susan B. Anthony List through his public affairs firm, Capital City Partners LLC. *See* Greg Pierce, *Abortion Gap*, THE WASHINGTON TIMES, May 29, 2009; Susan B. Anthony List Inc., 2009 Form 990, filed June 24, 2010, *available at* https://projects.propublica.org/nonprofits/display_990/541850126/2010_08_EO%2F54-1850126_990O_200912. Cannon's firm, Capital City Partners, received \$139,263 in consulting fees from SBA List in 2009 while Cannon is listed as the Treasurer of the organization. *Id.*

⁵ Between 2012 to 2017 Francis Cannon has received a salary from the Susan B. Anthony List, Inc., despite being listed as former treasurer, Francis Cannon has received a salary from Susan B. Anthony List ranging from \$108,600 \$203,974 between 2013 to 2017 while receiving a salary from the American Principles Project. *See* Susan B. Anthony List Inc., Tax Filings By Year, *available at* <https://projects.propublica.org/nonprofits/organizations/541850126>.

Appendix 3

Sean Fieler Contributions to the Women Speak Out PAC		
Election Cycle	Receipt Date	Amount
Jan. 1, 2015 – Dec. 31, 2016 ¹	Aug. 3, 2015	\$75,000
Jan. 1, 2013 – Dec. 31, 2014 ²	July 9, 2014	\$385,946.12
Jan 1, 2011 – Dec. 31, 2012 ³	Oct. 11, 2012	\$75,000

¹ Sean Fieler Individual Contributions 2015-2016, Federal Election Commission, *available at* https://www.fec.gov/data/receipts/individual-contributions/?two_year_transaction_period=2016&committee_id=C00530766&contributor_name=Fieler,+Sean&min_date=01%2F01%2F2015&max_date=12%2F31%2F2016.

² Sean Fieler Individual Contributions 2013-2014, Federal Election Commission, *available at* https://www.fec.gov/data/receipts/individual-contributions/?two_year_transaction_period=2014&committee_id=C00530766&contributor_name=Fieler,+Sean&min_date=01%2F01%2F2013&max_date=12%2F31%2F2014.

³ Sean Fieler Individual Contributions 2011-2012, Federal Election Commission, *available at* https://www.fec.gov/data/receipts/individual-contributions/?two_year_transaction_period=2012&committee_id=C00530766&contributor_name=Fieler,+Sean&min_date=01%2F01%2F2011&max_date=12%2F31%2F2012.

EXHIBIT A

14-901

6297

MINNESOTA SECRETARY OF STATE
AMENDMENT OF ARTICLES OF INCORPORATION

BEFORE COMPLETING THIS FORM, PLEASE READ INSTRUCTIONS LISTED BELOW.

CORPORATE NAME: (List the name of the company prior to any desired name change)

Susan B. Anthony List, Inc.

This amendment is effective on the day it is filed with the Secretary of State, unless you indicate another date, no later than 30 days after filing with the Secretary of State.

The following amendments(s) of articles regulating the above corporation were adopted: (Insert full text of newly amended article(s) indicating which article(s) is (are) being amended or added.) If the full text of the amendment will not fit in the space provided, attach additional numbered pages. (Total number of pages including this form 1.)

ARTICLE I

The name of this corporation is Susan B. Anthony List PAC, Inc. m

This amendment has been approved pursuant to Minnesota Statutes chapter 302A or 317A. I certify that I am authorized to execute this amendment and I further certify that I understand that by signing this amendment, I am subject to the penalties of perjury as set forth in section 590.48 as if I had signed this amendment under oath.

Jane H. Abraham
(Signature of Authorized Person)

INSTRUCTIONS

1. Type or print with black ink.
2. A Filing Fee of: \$35.00, made payable to the Secretary of State.
3. Return completed forms to:

Secretary of State
180 State Office Building
100 Constitution Avenue
St. Paul, MN 55155-1299
(612) 296-2803

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

APR 21 1997

Jane H. Abraham
Secretary of State m

376771

EXHIBIT B

JAMES BOPP, JR.

BOPP, COLESON & BOSTROM

ATTORNEYS AT LAW

ASSOCIATES

RICHARD E. COLESON

BARRY A. BOSTROM

JOHN K. ABEGG

SCOTT M. LUCAS

PAUL R. SCHOLLE

DALE L. WILCOX

2 FOULKES SQUARE

401 OHIO STREET

P.O. BOX 8100

TERRE HAUTE, INDIANA 47808-8100

TELEPHONE

812/232-2434

FAX

812/235-3685

E-MAIL

jboppjr@aol.com

April 30, 1997

970502-0112 *SM*

State Corporation Commission
P.O. Box 1197
Richmond, VA 23218-1197

Re: Incorporation and
Amended Certificate of
Authority

Dear Sir or Madam:

This firm represents the Susan B. Anthony List PAC, Inc. (a Minnesota corporation) and the Susan B. Anthony List, Inc., a nonstock corporation to be organized in Virginia. They are related entities.

Enclosed are the original Articles of Incorporation for filing and return for Susan B. Anthony List, Inc. I also enclose an Application for an Amended Certificate of Authority to Transact Business in Virginia for Susan B. Anthony List PAC, Inc. showing a change of name for the Minnesota corporation. There should no longer be a name conflict with the Minnesota corporation.

Also find enclosed filing fees in the sum of \$75.00 (\$50.00 for the incorporation and \$25.00 for the Amended Certificate). Susan B. Anthony List, Inc. has a \$25.00 credit on its account due to a previous attempt to file these Articles of Incorporation. See copy of April 8, 1997 letter from the State Corporation Commission that is enclosed.

If there are any problems with this submission please contact me. Thank you.

Sincerely,

BOPP, COLESON & BOSTROM

Barry A. Bostrom
Barry A. Bostrom

encl.

CF 50.00
FF 25.00

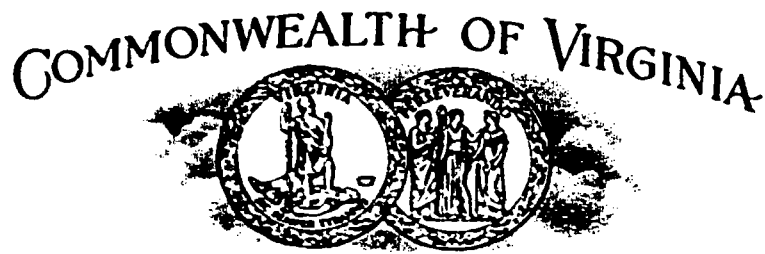
75.00 2 5/12/97

0484520-2

HULLIHEN WILLIAMS MOORE
CHAIRMAN

CLINTON MILLER
COMMISSIONER

THEODORE V. MORRISON, JR.
COMMISSIONER



WILLIAM J. BRIDGE
CLERK OF THE COMMISSION
P.O. BOX 1197
RICHMOND, VIRGINIA 23218-1197

STATE CORPORATION COMMISSION

May 12, 1997

BARRY A BOSTROM
BOPP COLESON & BOSTROM
2 FOULKES SQUARE
401 OHIO ST
TERRE HAUTE, IN 47808-8100

RE: Susan B. Anthony List, Inc.
ID: 0484520 - 2
DCN: 97-05-02-0112

This is your receipt for \$75.00 covering the fees for filing articles of incorporation with this office.

The effective date of the certificate of incorporation is May 12, 1997.

Sincerely yours,

William J. Bridge
Clerk of the Commission

CORPACPT
CIS20317

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION

May 12, 1997

The State Corporation Commission has found the accompanying
articles submitted on behalf of

SUSAN B. ANTHONY LIST, INC.

to comply with the requirements of law, and confirms payment of
all related fees.

Therefore, it is ORDERED that this

CERTIFICATE OF INCORPORATION

be issued and admitted to record with the articles of
incorporation in the Office of the Clerk of the Commission,
effective May 12, 1997.

The corporation is granted the authority conferred on it by law in
accordance with the articles, subject to the conditions and
restrictions imposed by law.

STATE CORPORATION COMMISSION

By

A handwritten signature in black ink, appearing to read "J. V. Morrison". The signature is fluid and cursive, with a large, stylized "M" at the end.

Commissioner

CORPACPT
CIS20317
97-05-02-0112

STATE CORPORATION COMMISSION
P.O. BOX 1197
RICHMOND, VA 23218-1197

FILING FEE IS \$75.00
NONSTOCK CORPORATION

ARTICLES OF INCORPORATION
OF
SUSAN B. ANTHONY LIST, INC.

The undersigned, pursuant to Chapter 10 of Title 13.1 of the Code of Virginia, the Virginia Nonstock Corporation Act, state as follows.

1. The name of the Corporation is: Susan B. Anthony List, Inc.
2. The Corporation shall have one (1) class of members and all members shall have the same rights, privileges, duties, liabilities, limitations and restrictions as defined by Article II of the Bylaws.
3. With the exception of the at-large director, the directors shall be elected by the Board of Directors at their annual meeting pursuant to Article III of the Bylaws. The at-large member of the Board shall be elected by the members following the annual meeting of the Board of Directors pursuant to Article III of the Bylaws.
4. A. The Corporation's initial registered office address which is the business address of the initial registered agent is 251 S. Reynolds St., Apt. M 220, Alexandria, VA 22304.
B. The registered office is physically located in the City of Alexandria, Virginia.
4. A. The name of the Corporation's initial registered agent is Lawrence E. Ruggiero.
B. The initial registered agent is a resident of Virginia and a member of the Virginia State Bar.
5. The NAMES and ADDRESSES of the initial directors are:
Marjorie Dannenfelser, 5310 N. 26th Road, Arlington, VA 22207
Susan Gibbs, 222 N. 17th St., Room 907, Philadelphia, PA 19103
Mary Hallan, 100 W. Chestnut St., #2209, Chicago, IL 60610
Kate Hinton, 33 Bridges Ave., Newtonville, MA 02160
Susan Hirschmann, 2534B S. Arlington Mill Dr., Arlington, VA 22206
Mike Hudome, 5903 Devonshire Drive, Bethesda, MD 20816
Susan Lataif, 13 Horseshoe Bend Road, Rome, GA 30165

6. The purpose of the Corporation shall be limited to and shall include only religious, charitable, scientific, literary, educational, or legislative lobbying purposes within the meanings of those terms as used in Section 501(c)(4) of the Internal Revenue Code of 1986 (or the corresponding provision of any future United States Internal Revenue Law).

7. Prohibition of Distribution to Private Persons:

No part of the net earnings of the Corporation shall inure to the benefit of, or be distributed to, its members, Directors, Officers, or other private persons, except that the Corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in section 6 above.

8. Prohibition of Political Activity:

No substantial part of the activities of the Corporation shall participate in, or intervene in (including the publishing or distribution of Statements) any political campaign of behalf of or in opposition to any candidate for public office.

9. Prohibition of Activities not Permitted by Exempt Organizations:

Notwithstanding any other provision of these Articles, the Corporation shall not carry on any other activities not permitted to be carried on by a Corporation exempt from Federal Income Tax under Section 501 (c)(4) of the Internal Revenue Code of 1986 (or the corresponding provision of any future United States Internal Revenue Law).

10. Distribution of Property Upon the Voluntary or Involuntary Dissolution of the Corporation:

Upon the voluntary or involuntary dissolution of the Corporation the Board of Directors, shall, after paying or making provision for payment of all of the liabilities of the Corporation, dispose of all assets of the Corporation exclusively for the purposes of the Corporation in such manner, or to such organization or organizations organized and operated exclusively for charitable, educational, religious, scientific, or legislative lobbying purposes as shall at the time qualify as an exempt organization or organizations under Section 501(c)(3) or 501(c)(4) of the Internal Revenue Code of 1986 (or the corresponding provision of any future United States Internal Revenue Law), as the Board of Directors shall determine. Any such assets not so disposed of shall be disposed of by the City Court of Alexandria, Virginia, exclusively for such purposes or to such organization or organizations, as said Court shall determine, which are organized and operated exclusively for such purposes.

11. Amendments to the Articles of Incorporation:

The Board of Directors of the Corporation shall have the power to make, alter, amend or repeal the Articles of Incorporation by majority vote at any duly called meeting of the Board of Directors, provided that the members of the Board of Directors have been mailed a written notice of the proposed amendments at least ten days before the meeting.

12. INCORPORATOR:

Marjorie Dannenfelser
Signature

Marjorie Dannenfelser
Printed name

This instrument was prepared by Barry A. Bostrom, BOPP, COLESON & BOSTROM, 401 Ohio Street, P.O. Box 8100, Terre Haute, IN 47808.

EXHIBIT C

State of Minnesota

9900458

SECRETARY OF STATE

Name of corporation and
Registered office address:

Charter Number:
Date:

X 1H-901
12/22/1999

Susan B. Anthony List PAC, Inc.

16309 Pine Str
Mtna

MN 55345-

CERTIFICATE OF INVOLUNTARY DISSOLUTION

The Minnesota corporation listed above has failed to file the annual registration required by *Minnesota Statute Section 317A.827*. Notice of this delinquency was given to the corporation at its registered office address of record more than 60 days ago and the corporation was informed that dissolution would occur if the delinquent registration was not filed. No registration has been filed and therefore the corporation is dissolved pursuant to *Minnesota Statute Section 317A.827*. The corporation ceased to exist as of the date of this certificate which is shown above.



Mary Kiffmeyer
Secretary of State

EXHIBIT D

OFFICE OF THE SECRETARY OF STATE



RENEWAL CERTIFICATE OF REGISTRATION

WHEREAS, the Renewal Registration of

SUSAN B. ANTHONY LIST, INC.

has been filed in the office of the Secretary of State as provided by the Oklahoma Solicitation of Charitable Contributions Act and will expire on February 13, 2019.

NOW THEREFORE, I, the undersigned, Secretary of State of the State of Oklahoma, by virtue of the powers vested in me by law, do hereby issue this certificate evidencing such filing.

IN TESTIMONY WHEREOF, I hereunto set my hand and cause to be affixed the Great Seal of the State of Oklahoma.



*Filed in the city of Oklahoma City this
12th day of February, 2018.*

A handwritten signature in cursive script, appearing to read "Dana J. Lopez", written over a horizontal line.

Secretary of State

02/12/2018 12:48 PM

OKLAHOMA SECRETARY OF STATE



SOS

ions exceeding \$10,000.00
 ions that do not exceed \$10,000.00



36115020002

ent of Charitable Organization☐ Initial Registration☒ Renewal☐ Update

Oklahoma Secretary of State, 2300 N. Lincoln Blvd., Room 101, Oklahoma City, OK 73105-4897
 Telephone: (405)-522-2520

1. The legal name of the charitable organization:

Susan B. Anthony List, Inc.

2. Any trade name(s) the charitable organization uses, any other name the organization may be identified or known as, and any distinctive names the organization uses for the purposes of solicitation of contributions:

n/a

3. The mailing address of the charitable organization:

2800 Shirlington Road, Suite 1200, Arlington, Virginia 22206

Street

City

State

Zip Code

4. The period(s) of time during which such solicitation is to be conducted:

on-going; year round

5. An identification of the specific method or methods of solicitation utilized by the charitable organization and its agents:☒ personal contact☒ direct mail☒ telephone☐ television☐ radio☒ other email and website and special events

6. Solicitation will be conducted by the following for or on behalf of the charitable organization:

☒ Professional Fundraisers☒ Employees or volunteers of the charitable organization☐ and/or Others**RECEIVED**

JAN 12 2018

OKLAHOMA SECRETARY OF STATE
 (SOS) FORM 101-01/13)

7. The purposes for which the contributions solicited or accepted are to be used:

attached

8. The name and mailing address of each professional fundraiser or professional solicitor that will have custody of the contributions:

n/a

Name	Address	City	State	Zip Code
------	---------	------	-------	----------

9. Each person associated with a professional fundraiser, professional solicitor or charitable organization that is directly responsible for the payment and distribution of funds collected:

attached

Name	Address	City	State	Zip Code
------	---------	------	-------	----------

10. The name and mailing address of each professional fundraising counsel utilized by the charitable organization:

attached

Name	Address	City	State	Zip Code
------	---------	------	-------	----------

11. For charitable organizations that register for the first time, a statement whether or not the charitable organization believed contributions for the first year of registration will exceed Ten Thousand Dollars (\$10,000.00)

☒ Yes

☐ No

REQUIRED FINANCIAL INFORMATION

12. The gross amount of the contributions, gifts, grants and other similar amounts received by the charitable organization:

\$8,664,615.

13. The total Program Service Expenses of the charitable organization:

\$6,007,414.

14. The total Management and General Expenses of the charitable organization:

\$630,785.

15. The total Fundraising Expenses of the charitable organization:

\$1,476,412.

16. The aggregate amount paid, or payable, to professional fundraisers and professional fundraising counsel:

220,346.

REQUIRED ATTACHMENTS

- 17.** If the solicitation is to be conducted in whole or in part by professional fundraisers, you **must** complete and attach Form 101A, the Professional Fundraiser information page, to the Registration Statement.
- 18.** A copy of Form 990 as filed by the charitable organization for the most recently completed fiscal year; or for the initial registration of a newly formed charitable organization, a copy of a letter from the Internal Revenue Service, or other evidence, showing the that such organization is exempt from federal income taxation; or, for a charitable organization that has not applied for federal income tax exemption with the Internal Revenue Service or is not required to apply for federal income tax exemption, evidence showing that said charitable organization is organized in any state or jurisdiction as a not-for-profit entity.
- 19.** The name and mailing address of each officer, director, trustee, and/or equivalent, and each salaried executive employee of the charitable organization.

EXECUTION AND ACKNOWLEDGMENT

Any registration form required to be filed under this section shall be executed by signature, without more, of the person or persons signing the form.

Sept, 2017, I, the undersigned, under penalty of perjury, have caused this registration to be executed this 25 day of _____; and that the contents of the application are true and complete.

Emily Buch
Signature

Emily Buchanan
Type or Print Name

Exec. Vice President
Title

**CHARITABLE ORGANIZATION REGISTRATION
ATTACHMENT
Professional Fund Raiser Information**

(Complete one (1) form for each professional fund raiser. Form may be duplicated.)

a. Legal name of the Professional Fundraiser:

InfoCision, Inc.

b. Street & P.O. Box address 325 Springside Drive, Akron, OH 44333

c. Location of offices used by them on behalf of your organization

same

d. Simple statement of services provided

telemarketing

e. Describe the basis of payment or other consideration payable to each professional fundraiser and the nature of the arrangements between the charitable organization and each professional fundraiser.

• \$2.75 per completed call – regular donor prospecting; \$3.00 per completed call – regular donor housefile; \$2.75 per completed call – low dollar housefile; \$.95 per minute (rounded) for inbound calls; \$.95 per minute (rounded) for manual dial cell phone; \$.50 per follow-up mailing; \$85 per hour – creative services; \$.30 per completed call – IT charges

f. Specific amount, formula or percentage of compensation, or property of any kind or value to be paid or provided to each professional fundraiser:

FY 12/31/16 \$17,057.

j. If payment is based on a percentage, the amount of compensation as a percentage of:

(1) Total contributions received: n/a

(2) Net amount of the total contributions received: n/a

(total contributions received, less expenses of solicitation other than amounts payable to any professional fundraiser)

**CHARITABLE ORGANIZATION REGISTRATION
ATTACHMENT
Professional Fund Raiser Information**

(Complete one (1) form for each professional fund raiser. Form may be duplicated.)

a. Legal name of the Professional Fundraiser:

Capitol Resources, Inc.

b. Street & P.O. Box address 109 West Front Street, Brooklyn, IA 52211

c. Location of offices used by them on behalf of your organization

same

d. Simple statement of services provided

telemarketing

e. Describe the basis of payment or other consideration payable to each professional fundraiser and the nature of the arrangements between the charitable organization and each professional fundraiser.

\$3.00 per live telephone connect – current donors; \$3.00 per live telephone connect – lapsed donors; \$2.60 per live telephone connect – prospecting; \$44 per calling hour – primarily but not limited to high dollar donor calls; \$36 per calling hour – primarily but not limited to manual dial calls; \$.99 per letter sent; \$250 - Minimum per project

f. Specific amount, formula or percentage of compensation, or property of any kind or value to be paid or provided to each professional fundraiser:

FY 12/31/16 \$100,195.

j. If payment is based on a percentage, the amount of compensation as a percentage of:

(1) Total contributions received: n/a

(2) Net amount of the total contributions received: n/a

(total contributions received, less expenses of solicitation other than amounts payable to any professional fundraiser)

Susan B. Anthony List, Inc.
1200 New Hampshire Avenue, NW
Suite 750
Washington, DC 20036
T (202) 223-8073

Purpose

Susan B. Anthony List, Inc. is a nonprofit organization that carries on Susan B. Anthony's legacy to end abortion by advancing pro-life legislation and pro-life women, and training activists and candidates.

Programs

Specific programs run by Susan B. Anthony List, Inc. to accomplish the stated purpose involve holding seminars to train candidates, future candidates, activists and staff in running successful campaigns, and publicize pending pro-life or pro-choice legislation, encourage pro-life constituents to support pro-life legislation or oppose pro-choice legislation, and educate public on pro-life issues.

Attachment to Item #9

Susan B. Anthony List, Inc.
1200 New Hampshire Avenue, NW
Suite 750
Washington, DC 20036
T (202) 223-8073

Persons Accepting Responsibility

Budget Approval	Marjorie Dannenfelser, President Emily Buchanan, Executive Director Robert Kania, Treasurer
Custody of Financial Records	Marjorie Dannenfelser, President Emily Buchanan, Executive Director Jennifer Gross, Bookkeeper
Custody of Funds	Marjorie Dannenfelser, President Emily Buchanan, Executive Director
Distribution of Funds	Marjorie Dannenfelser, President Emily Buchanan, Executive Director
Oversight of Fundraising Efforts	Marjorie Dannenfelser, President Emily Buchanan, Executive Director
Signatory Authority	Marjorie Dannenfelser, President Emily Buchanan, Executive Director Jennifer Gross, Dir. of Business Operations

All persons named above can be reached at the address and phone number at the top of the page.

Bank Information

Chain Bridge Bank
McLean, Virginia

SunTrust
Alexandria, Virginia

Attachment to Item # 10

Susan B. Anthony List, Inc.
1200 New Hampshire Avenue, NW
Suite 750
Washington, DC 20036
(202) 223-8073

Professional Fundraising Counsel

The Lukens Company
2800 Shirlington Road
Suite 900
Arlington, VA 22206

Telephone: (703) 845-8484
Fax: (703) 845-9655

Effective Date: February 1, 2009 until December 31, 2018.

Simple statement of services:

Consultant performing:

- Fundraising Strategy
- Copy and concept brainstorming
- Creation and management of fundraising mail
- Plans & Aids in selection of mailing lists
- Analysis of fundraising mail results
- Vendors – negotiate, arrange and enter into agreements on behalf of client

Basis of Payment:

- Creative/Coordination Fee –
\$0.04 per piece mailed or \$1,500 per package, whichever is greater
\$1,000 per package on any package approved but not mailed
- Consultation Fee –
\$1,000 per month

FY16 Compensation \$103,094.
FY16 Gross Amount Raised \$1,482,361.

Attachment to Item # 19

Susan B. Anthony List, Inc.
1200 New Hampshire Avenue, NW
Suite 750
Washington, DC 20036
T (202) 223-8073

Board of Directors & Officers

<i>Name/Address</i>	<i>Title</i>	<i>FY16 Compensation</i>
Marjorie Dannenfelser 1200 New Hampshire Avenue, NW Suite 750 Washington, DC 20036	President/Director	\$230,686.
Susan Hirschmann 1200 New Hampshire Avenue, NW Suite 750 Washington, DC 20036	Vice Chairman/Director	\$0
Robert Kania 1200 New Hampshire Avenue, NW Suite 750 Washington, DC 20036	Treasurer	\$0
Jane Abraham 1200 New Hampshire Avenue, NW Suite 750 Washington, DC 20036	Chairman/Director	\$0
Cathleen Ueland 1200 New Hampshire Avenue, NW Suite 750 Washington, DC 20036	Secretary	\$0
Emily Buchanan 1200 New Hampshire Avenue, NW Suite 750 Washington, DC 20036	Executive Vice President	\$166,429.
Carol Moore 1200 New Hampshire Avenue, NW Suite 750 Washington, DC 20036	Director	\$0

Maura Mudd 1200 New Hampshire Avenue, NW Suite 750 Washington, DC 20036	Director	\$0
Sean Fieler 1200 New Hampshire Avenue, NW Suite 750 Washington, DC 20036	Director	\$0
Richard Alvord 1200 New Hampshire Ave, NW, STE 750 Washington, DC 20036	Director	\$0

Webster, Chamberlain & Bean agrees to accept service of process for all officers and directors at:

1747 Pennsylvania Avenue, N.W.
Suite 1000
Washington, DC 20006

EXHIBIT E

Women Speak Out PAC

RECEIVED

2012 SEP 28 AM 10:34

FEC MAIL CENTER

September 19, 2012


Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: Form 1, Statement of Organization—Unlimited Contributions

To Whom It May Concern:

This committee intends to make independent expenditures, and consistent with the U.S. Court of Appeals for the District of Columbia Circuit decision in *SpeechNow v. FEC*, it therefore intends to raise funds in unlimited amounts. This committee will not use those funds to make contributions, whether direct, in-kind, or via coordinated communications, to federal candidates or committees.

Respectfully submitted,


Emily Buchanan
Treasurer

12030891180

FEC
FORM 1

STATEMENT OF
ORGANIZATION

RECEIVED
2012 SEP 28 AM 10:33
FEC MAIL CENTER
Office Use Only

1. NAME OF COMMITTEE (in full) (Check if name is changed) Example: If typing, type over the lines. 12FE4M5

W o m e n , S p e a k , O u t P A C

ADDRESS (number and street)

1 7 0 7 L S t r e e t , N W , S u i t e 5 5 0

(Check if address is changed)

W a s h i n g t o n , D C 2 0 0 3 6 -

CITY ▲

STATE ▲

ZIP CODE ▲

COMMITTEE'S E-MAIL ADDRESS

(Check if address is changed)

emilygbuchanan@gmail.com

Optional Second E-Mail Address

COMMITTEE'S WEB PAGE ADDRESS (URL)

(Check if address is changed)

2. DATE 0 9 / 1 9 / 2 0 1 2

3. FEC IDENTIFICATION NUMBER ►

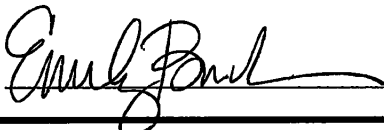
C

4. IS THIS STATEMENT ☒ NEW (N) OR ☐ AMENDED (A)

I certify that I have examined this Statement and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer Emily Buchanan

Signature of Treasurer



Date 0 9 / 1 9 / 2 0 1 2

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. §437g. ANY CHANGE IN INFORMATION SHOULD BE REPORTED WITHIN 10 DAYS.

Office
Use
Only

For further information contact:
Federal Election Commission
Toll Free 800-424-9530
Local 202-694-1100

FEC FORM 1
(Revised 06/2012)

Candidate Committee:

- Name of Candidate _____

Name of Candidate _____

(d)	This committee is a	(National, State or subordinate) committee of the	(Democratic, Republican, etc.) Party.
-----	---------------------	--	--

In addition, this committee is a Lobbyist/Registrant PAC.

- In addition, this committee is a Lobbyist/Registrant PAC.**

In addition, this committee is a Leadership PAC. (Identify sponsor on line 6.)

(h) This committee collects contributions, pays fundraising expenses and disburses net proceeds for two or more political committees/organizations, none of which is an authorized committee of a federal candidate.

1. _____ FEC ID number C

2. _____ FEC ID number C

3. _____ FEC ID number C

4. _____ FEC ID number C

Women Speak Out PAC

7

[illegible][illegible]**ZIP CODE**

|W|a|s|h|i|n|g|t|o|n| | | | | | | | | |D|C| |2|0|0|3|6|- | | | |

ZIP CODE

Telephone number

2	0	2
---	---	---

 -

2	2	3
---	---	---

 -

8	0	7	3
---	---	---	---

Full Name of Treasurer	E m i l y B u c h a n a n
---------------------------	---------------------------

A horizontal number line with 20 tick marks, labeled from 0 to 19. The line is used for plotting data points.

W a s h i n g t o n , D . C . 2 0 0 3 6 -

ZIP CODE

Telephone number

2	0	2
---	---	---

 -

2	2	3
---	---	---

 -

8	0	7	3
---	---	---	---

Full Name of
Designated
Agent

J e n n i f e r G r o s s

Mailing Address

1 7 0 7 L S t r e e t , N W , S u i t e 5 5 0

W a s h i n g t o n D C 2 0 0 3 6 -

CITY

STATE

ZIP CODE

Title or Position

A s s i s t a n t T r e a s u r e r

Telephone number 2 0 2 - 2 2 3 - 8 0 7 3

9. **Banks or Other Depositories:** List all banks or other depositories in which the committee deposits funds, holds accounts, rents safety deposit boxes or maintains funds.

Name of Bank, Depository, etc.

C h a i n B r i d g e B a n k

Mailing Address

1 4 4 5 L a u g h l i n A v e n u e

M c L e a n V A 2 2 1 0 1 -

CITY

STATE

ZIP CODE

Name of Bank, Depository, etc.

Mailing Address

CITY

STATE

ZIP CODE

12030891184

Federal Election Commission
ENVELOPE REPLACEMENT PAGE FOR INCOMING DOCUMENTS
The FEC added this page to the end of this filing to indicate how it was received.

☐ Hand Delivered Date of Receipt

☒ USPS First Class Mail Postmarked
9/19/12

☐ USPS Registered/Certified Postmarked (R/C)

☐ USPS Priority Mail Postmarked
Delivery Confirmation™ or Signature Confirmation™ Label ☐

☐ USPS Express Mail Postmarked

☐ Postmark Illegible

☐ No Postmark

☐ Overnight Delivery Service (Specify): Shipping Date
Next Business Day Delivery ☐

☐ Received from House Records & Registration Office Date of Receipt

☐ Received from Senate Public Records Office Date of Receipt

☐ Received from Electronic Filing Office Date of Receipt

☐ Other (Specify): Date of Receipt or Postmarked

Jmf
PREPARER

9/28/12
DATE PREPARED

EXHIBIT F

**FEC
FORM 1****STATEMENT OF
ORGANIZATION**

Office Use Only

1. NAME OF COMMITTEE (in full) ☐ (Check if name is changed) Example: If typing, type over the lines.

12FE4M5

Susan B. Anthony List Action PAC

ADDRESS (number and street)

2800 SHIRLINGTON RD STE 1200

☐ (Check if address is changed)

ARLINGTON

CITY ▲

VA

STATE ▲

22206

ZIP CODE ▲

COMMITTEE'S E-MAIL ADDRESS

☐ (Check if address is changed)

jgross@sbalist.org

Optional Second E-Mail Address

jgross@sbalist.org

COMMITTEE'S WEB PAGE ADDRESS (URL)

☐ (Check if address is changed)

2. DATE

MM / DD / YYYY
10 / 04 / 2018

3. FEC IDENTIFICATION NUMBER ►

C C00688945

4. IS THIS STATEMENT ☒ NEW (N) OR ☐ AMENDED (A)

I certify that I have examined this Statement and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer Buchanan, Emily, , ,

Signature of Treasurer

Buchanan, Emily, , ,

[Electronically Filed]

Date

MM / DD / YYYY
10 / 04 / 2018

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. §437g.

ANY CHANGE IN INFORMATION SHOULD BE REPORTED WITHIN 10 DAYS.

Office
Use
OnlyFor further information contact:
Federal Election Commission
Toll Free 800-424-9530
Local 202-694-1100**FEC FORM 1**
(Revised 06/2012)

5. TYPE OF COMMITTEE

Candidate Committee:

- (a) ☐ This committee is a principal campaign committee. (Complete the candidate information below.)
- (b) ☐ This committee is an authorized committee, and is NOT a principal campaign committee. (Complete the candidate information below.)

Name of Candidate

Candidate
Party AffiliationOffice
Sought:

House

Senate

President

State

District

- (c) ☐ This committee supports/opposes only one candidate, and is NOT an authorized committee.

Name of
Candidate**Party Committee:**

- (d) ☐ This committee is a (National, State or subordinate) committee of the (Democratic, Republican, etc.) Party.

Political Action Committee (PAC):

- (e) ☐ This committee is a separate segregated fund. (Identify connected organization on line 6.) Its connected organization is a:
- ☐ Corporation ☐ Corporation w/o Capital Stock ☐ Labor Organization
- ☐ Membership Organization ☐ Trade Association ☐ Cooperative
- ☐ In addition, this committee is a Lobbyist/Registrant PAC.
- (f) ☒ This committee supports/opposes more than one Federal candidate, and is NOT a separate segregated fund or party committee. (i.e., nonconnected committee)
- ☐ In addition, this committee is a Lobbyist/Registrant PAC.
- ☐ In addition, this committee is a Leadership PAC. (Identify sponsor on line 6.)

Joint Fundraising Representative:

- (g) ☐ This committee collects contributions, pays fundraising expenses and disburses net proceeds for two or more political committees/organizations, at least one of which is an authorized committee of a federal candidate.
- (h) ☐ This committee collects contributions, pays fundraising expenses and disburses net proceeds for two or more political committees/organizations, none of which is an authorized committee of a federal candidate.

Committees Participating in Joint Fundraiser

- | | | | |
|----|----------------------|---------------|----------------------|
| 1. | <input type="text"/> | FEC ID number | <input type="text"/> |
| 2. | <input type="text"/> | FEC ID number | <input type="text"/> |
| 3. | <input type="text"/> | FEC ID number | <input type="text"/> |
| 4. | <input type="text"/> | FEC ID number | <input type="text"/> |

Write or Type Committee Name

Susan B. Anthony List Action PAC**6. Name of Any Connected Organization, Affiliated Committee, Joint Fundraising Representative, or Leadership PAC Sponsor**

NONE

Mailing Address

CITY

STATE

ZIP CODE

Relationship: ☐ Connected Organization ☐ Affiliated Committee ☐ Joint Fundraising Representative ☐ Leadership PAC Sponsor**7. Custodian of Records:** Identify by name, address (phone number -- optional) and position of the person in possession of committee books and records.

Full Name

Gross, Jennifer, , ,

Mailing Address

2800 Shirlington Rd

Ste 1200

Arlington

VA

22206

Title or Position

CITY

STATE

ZIP CODE

VP of Admin

Telephone number

202

223

8073

8. Treasurer: List the name and address (phone number -- optional) of the treasurer of the committee; and the name and address of any designated agent (e.g., assistant treasurer).Full Name
of Treasurer

Buchanan, Emily, , ,

Mailing Address

2800 Shirlington Rd

Ste 1200

Arlington

VA

22206

Title or Position
Treasurer

CITY

STATE

ZIP CODE

Telephone number

202

223

8073

Full Name of
Designated
Agent

Mailing Address

Title or Position

Telephone number

9. **Banks or Other Depositories:** List all banks or other depositories in which the committee deposits funds, holds accounts, rents safety deposit boxes or maintains funds.

Name of Bank, Depository, etc.

Chain Bridge Bank

Mailing Address

1445-A Laughlin Ave

McLean

VA

22101

CITY

STATE

ZIP CODE

Name of Bank, Depository, etc.

Mailing Address

CITY

STATE

ZIP CODE

: 97 `A-G79 @G B9CI G`H9LH`F9 @H98 `HC`5 `F9DCFHŽG7 <98I @`CF`+H9A-N5HCB
.

Form/Schedule: F1N

Transaction ID :

This committee intends to make independent expenditures, and consistent with the U.S. Court of Appeals for the District of Columbia Circuit decision in SpeechNow v. FEC, it therefore intends to raise funds in unlimited amounts. This committee will not use those funds to make contributions, whether direct, in-kind, or via coordinated communications, to federal candidates or committees.

Form/Schedule:

Transaction ID:

EXHIBIT G



DEPARTMENT OF THE TREASURY
INTERNAL REVENUE SERVICE
WASHINGTON, D.C. 20224

Date: JUL 13 2001

Susan B. Anthony List, Inc.
1800 Diagonal Road, Suite 285
Alexandria, VA 22314

Employer Identification Number:
54-1850126
Internal Revenue Code:
501(c)(4)
Effective Date: January 1, 1999
Issuing Specialist:
Debra Cowen 50-01559
Toll Free Customer Service:
877-829-5500
Accounting Period Ending:
December 31
Form 990 Required:
Yes

Dear Applicant:

Based on the information supplied, and assuming your operations will be as stated in your application for recognition of exemption, we have determined, and you have agreed, that you are exempt from federal income tax under section 501(a) of the Internal Revenue Code as an organization described in section 501(c)(4) effective January 1, 1999.

As an organization described in section 501(c)(4) of the Code, you are expressly prohibited from allowing any part of your net earnings to inure to the benefit of any private shareholder or individual. Additionally, any transaction which provides such inurement may be subject to the excise taxes imposed by section 4958. In this letter we are not determining whether any of your present or proposed arrangements would be considered an excess benefit transaction resulting in tax under section 4958.

Please notify the Ohio Tax Exempt and Government Entities (TE/GE) Customer Service office if there is any change in your name, address, sources of support, purposes or method of operation. If you amend your organizational document or bylaws, please send a copy of the amendment to that office. The mailing address is: Internal Revenue Service, TE/GE Customer Service, P.O. Box 2508, Cincinnati, OH 45201.

Unless specifically excepted, you are liable for taxes under the Federal Insurance Contributions Act (social security taxes) for each employee to whom you pay \$100 or more during the calendar year. Unless excepted, you are also liable for tax under the Federal Unemployment Tax Act for each employee to whom you pay \$50 or more during a calendar quarter if, during the current or preceding calendar year, you had at least one employee at any time in each of 20 calendar weeks or you paid wages of \$1,500 or more in any calendar quarter.

In the heading of this letter we have indicated whether you must file Form 990, *Return of Organization Exempt from Income Tax*. If "Yes" is indicated, you are required to file Form 990 only if your gross receipts each year are normally more than \$25,000. If your gross receipts each year are not normally more than \$25,000, we ask that you establish that you are not required to file Form 990 by completing Part I of that Form for your first year. Thereafter, you will not be required to file a return until your gross receipts exceed the \$25,000 minimum. For guidance in determining if your gross receipts are "normally" not more than the \$25,000 limit,

036 0000

Susan B. Anthony List, Inc.

see the instructions for the Form 990. If a return is required, it must be filed by the 15th day of the fifth month after the end of your annual accounting period. A penalty of \$20 a day is charged when a return is filed late, unless there is reasonable cause for the delay. The maximum penalty charged cannot exceed \$10,000 or 5 percent of your gross receipts for the year, whichever is less. For organizations with gross receipts exceeding \$1,000,000 in any year, the penalty is \$100 per day per return, unless there is reasonable cause for the delay. The maximum penalty for an organization with gross receipts exceeding \$1,000,000 shall not exceed \$50,000. This penalty may also be charged if a return is not complete, so please be sure your return is complete before you file it. Form 990 should be filed with the Ogden Service Center, Ogden, UT 84201-0027.

You are required to make your Form 990 available for public inspection for three years after the later of the due date of the return or the date the return is filed. You are also required to make available for public inspection your exemption application, any supporting documents, and this exemption letter. Copies of these documents must be provided to any individual upon written or in person request without charge, other than reasonable fees for copying and postage. You may fulfill this requirement by placing these documents on the Internet. Penalties may be imposed for failure to comply with these requirements. Additional information is available in Publication 557, *Tax-Exempt Status for Your Organization*, or you may call our toll free number shown above.

You are not required to file federal income tax returns unless you are subject to the tax on unrelated business income under section 511 of the Code. If you are subject to this tax, you must file an income tax return on Form 990-T, *Exempt Organization Business Income Tax Return*. In this letter we are not determining whether any of your present or proposed activities are unrelated trade or business as defined in section 513 of the Code.

Contributions to your organization are not deductible by donors under section 170(c)(2) of the Code. Under section 6113, any fund-raising solicitation (including a solicitation for membership dues payment) you make must include an express statement (in a conspicuous and easily recognizable format) that contributions and gifts are not deductible as charitable contributions for federal income tax purposes. Section 6113 does not apply, however, if your annual gross receipts are normally \$100,000 or less, or if your solicitations are made to no more than ten persons during a calendar year. The law provides penalties for failure to comply with this requirement, unless the failure is due to reasonable cause.

Section 162(a) of the Code allows a deduction for ordinary and necessary expenses paid or incurred in carrying on a trade or business. However, section 162(e) disallows such deduction for amounts paid or incurred in connection with influencing legislation; or participation in, or intervention in, any political campaign on behalf of (or in opposition to) any candidate for public office. Section 162(e) also disallows a deduction for amounts paid or incurred to attempt to influence the general public with respect to legislation, referenda, or political campaigns, or for any direct communication with certain officials of the executive branch of government in an attempt to influence such officials' actions or positions. An exception exists for certain payments with respect to legislation of local councils or similar bodies. The disallowance under section 162(e) also extends to the portion of dues or other similar amounts paid to a tax-exempt organization which the organization notifies the dues payor are allocable to lobbying or political expenses for which a deduction is disallowed under section 162(e). Unless you are excepted

Susan B. Anthony List, Inc.

under section 6033(e)(3), you are subject to the notice and reporting requirements of section 6033(e)(1), which requires you to report on your Form 990 the amount of your expenses to which section 162(e) applies and to notify your members at the time dues are assessed or collected of your reasonable estimate of the portion of dues allocable to nondeductible lobbying. Failure to provide timely notice, or providing a notice that underestimates the amount allocable to nondeductible lobbying or political expenditures may result in imposition of tax at the highest corporate rate for the amount by which actual lobbying expenses exceed the estimate.

Since your primary activities promote social welfare, your lawful participation or intervention in political campaigns on behalf of or in opposition to candidates for public office will not adversely affect your exempt status under section 501(c)(4) of the Code. You will, however, be subject to the tax imposed by section 527 on any of your expenditures for political activities that come within the meaning of section 527(e)(2). You may wish to consider whether amounts you expend, for example, to train candidates and staff of candidates, as well as other expenses attributable to such training should be subject to the tax imposed under section 527. As an organization described in section 501(c)(4), you may create a separate segregated fund to conduct any "exempt function" activity as defined in section 527(e)(2). See section 527(f)(3).

Under section 527(f) of the Code, organizations exempt from federal income tax under section 501(c) that expend over \$100 for political activities must file Form 1120-POL in accordance with the instructions to that Form.

Please use the employer identification number indicated in the heading of this letter on all returns you file and in all correspondence with the Internal Revenue Service. Because this letter could help resolve any questions about your exempt status, you should keep it in your permanent records. If you have any questions about this letter, or about filing requirements, excise, employment, or other federal taxes, please contact the Ohio TE/GE Customer Service office at 877-829-5500 (a toll free number) or correspond with that office using the address indicated above.

Sincerely,

Gerald V. Sack

Gerald V. Sack
Manager, Exempt Organizations
Technical Group 4

cc: James Bopp, Jr.
Barry A. Bostrom
Bopp, Coleson & Bostrom
1 South 6th St.
Terre Haute, IN 47807-3510
cc: Alan P. Dye
Webster, Chamberlain & Bean
1747 Pennsylvania Ave., N.W.
Washington, DC 20006

T:EO:RA:T.Y T:EO:AA:G
Covered Sack by
7/5/01 Barnett
7/13/01

036 0002

Power of Attorney and Declaration of Representative

► For Paperwork Reduction and Privacy Act Notice, see the instructions.

OMB No. 1545-0150

Expires 2-29-96

Part I Power of Attorney (Please type or print.)

1 Taxpayer Information (Taxpayer(s) must sign and date this form on page 2, line 9.)

Taxpayer name(s) and address Susan B. Anthony List, Inc. 1800 Diagonal Road, Suite 285 Alexandria, VA 22314 (New Address)	Social security number(s)	Employer identification number 54-1850126
	Daytime telephone number (812) 232-2434	Plan number (if applicable)

hereby appoint(s) the following representative(s) as attorney(s)-in-fact:

2 Representative(s) (Representative(s) must sign and date this form on page 2, Part II.)

Name and address Barry A. Bostrom 1 South 6th St., Terre Haute, IN 47807	CAF No. 3205-56674R Telephone No. (812) 232-2434 Fax No. (812) 232-3685 Check if new: Address <input type="checkbox"/> Telephone No. <input type="checkbox"/>
James Bopp, Jr. 1 South 6th St., Terre Haute, IN 47807	CAF No. 3205-56673R Telephone No. (812) 232-2434 Fax No. (812) 232-3685 Check if new: Address <input checked="" type="checkbox"/> Telephone No. <input checked="" type="checkbox"/>
Name and address Alan P. Dye 1747 Pennsylvania Ave., N.W., Washington DC 20006	CAF No. 2600-00946R Telephone No. (202) 785-9500 Fax No. (202) 835-0243 Check if new: Address <input type="checkbox"/> Telephone No. <input type="checkbox"/>

to represent the taxpayer(s) before the Internal Revenue Service for the following tax matters:

3 Tax Matters

Type of Tax (Income, Employment, Excise, etc.)	Tax Form Number (1040, 941, 720, etc.)	Year(s) or Period(s)
Corporate	1024	1999 - 2000

4 Specific Use Not Recorded on Centralized Authorization File (CAF).— If the power of attorney is for a specific use not recorded on CAF, please check this box. (See Line 4—Specific Uses Not Recorded on CAF on page 3.) ☐

5 Acts Authorized.—The representatives are authorized to receive and inspect confidential tax information and to perform any and all acts that I (we) can perform with respect to the tax matters described in line 3, for example, the authority to sign any agreements, consents, or other documents. The authority does not include the power to receive refund checks (see line 6 below) or the power to sign certain returns (see Line 5—Acts Authorized on page 4).
List any specific additions or deletions to the acts otherwise authorized in this power of attorney: _____

Note: In general, an unenrolled preparer of tax returns cannot sign any document for a taxpayer. See Revenue Procedure 81-38, printed as Pub. 470, for more information.

Note: The tax matters partner/person of a partnership or S corporation is not permitted to authorize representatives to perform certain acts. See the instructions for more information.

6 Receipt of Refund Checks.—If you want to authorize a representative named in line 2 to receive, **BUT NOT TO ENDORSE OR CASH**, refund checks, initial here: _____, and list the name of that representative below.

Name of representative to receive refund check(s) ► _____

7 Notices and Communications.—Notices and other written communications will be sent to the first representative listed in line 2.

- a If you also want the second representative listed to receive such notices and communications, check this box ☐
 b If you do not want any notices or communications sent to your representative, check this box ☐

8 Retention/Revocation of Prior Power(s) of Attorney.—The filing of this power of attorney automatically revokes all earlier power(s) of attorney on file with the Internal Revenue Service for the same tax matters and years or periods covered by this document. If you do not want to revoke a prior power of attorney, check here. ☐
YOU MUST ATTACH A COPY OF ANY POWER OF ATTORNEY YOU WANT TO REMAIN IN EFFECT.

9 Signature of Taxpayer(s).—If a tax matter concerns a joint return, both husband and wife must sign if joint representation is requested, otherwise, see the instructions. If signed by a corporate officer, partner, guardian, tax matters partner/person, executor, receiver, administrator, or trustee on behalf of the taxpayer, I certify that I have the authority to execute this form on behalf of the taxpayer.

► IF THIS POWER OF ATTORNEY IS NOT SIGNED AND DATED, IT WILL BE RETURNED.



Signature

9-22-99

Date

Executive Director
Title (if applicable)

Jennifer Bingham
Print Name

Signature

Date

Title (if applicable)

Print Name

Part II Declaration of Representative

Under penalties of perjury, I declare that:

- I am not currently under suspension or disbarment from practice before the Internal Revenue Service;
- I am aware of regulations contained in Treasury Department Circular No. 230 (31 CFR, Part 10), as amended, concerning the practice of attorneys, certified public accountants, enrolled agents, enrolled actuaries, and others;
- I am authorized to represent the taxpayer(s) identified in Part I for the tax matter(s) specified there; and
- I am one of the following:
 - a Attorney—a member in good standing of the bar of the highest court of the jurisdiction shown below.
 - b Certified Public Accountant—duly qualified to practice as a certified public accountant in the jurisdiction shown below.
 - c Enrolled Agent—enrolled as an agent under the requirements of Treasury Department Circular No. 230.
 - d Officer—a bona fide officer of the taxpayer organization.
 - e Full-Time Employee—a full-time employee of the taxpayer.
 - f Family Member—a member of the taxpayer's immediate family (i.e., spouse, parent, child, brother, or sister).
 - g Enrolled Actuary—enrolled as an actuary by the Joint Board for the Enrollment of Actuaries under 29 U.S.C. 1242 (the authority to practice before the Service is limited by section 10.3(d)(1) of Treasury Department Circular No. 230).
 - h Unenrolled Return Preparer—an unenrolled return preparer under section 10.7(a)(7) of Treasury Department Circular No. 230.

► If this declaration of representative is not signed and dated, the power of attorney will be returned.

Designation—insert above letter (a-h)	Jurisdiction (state) or Enrollment Card No.	Signature	Date
a	Indiana	Bang A. Boettner	9-24-99
a	Indiana	Jane B...	7/29/99
a	DC, Fla.	Ann P. Dye	9-24-99

036 0004

8718
Rev. January 1997Department of the Treasury
Internal Revenue Service**User Fee for Exempt Organization
Determination Letter Request**▶ Attach this form to determination letter application.
(Form 8718 is NOT a determination letter application.)

For IRS Use Only

Control number
Amount paid
User fee screener

465

1 Name of organization

Susan B. Anthony List, Inc.

2 Employer Identification Number

54-1850126

Caution: Do not attach Form 8718 to an application for a pension plan determination letter. Use Form 8717 instead.

3 Type of request

- ☐ Initial request for a determination letter for:
- An exempt organization that has had annual gross receipts averaging not more than \$10,000 during the preceding 4 years, or
 - A new organization that anticipates gross receipts averaging not more than \$10,000 during its first 4 years ▶ \$150
- Note: If you checked box 3a, you must complete the Certification below.

Certification

I certify that the annual gross receipts of _____
name of organization
have averaged (or are expected to average) not more than \$10,000 during the preceding 4 (or the first 4) years of operation.

Signature ▶

Title ▶

- ☒ Initial request for a determination letter for:
- An exempt organization that has had annual gross receipts averaging more than \$10,000 during the preceding 4 years, or
 - A new organization that anticipates gross receipts averaging more than \$10,000 during its first 4 years ▶ \$465
- ☐ Group exemption letters ▶ \$500

Instructions

The law requires payment of a user fee with each application for a determination letter. The user fees are listed on line 3 above. For more information, see Rev. Proc. 97-8, 1997-1 I.R.B. 187.

Check the box on line 3 for the type of application you are submitting. If you check box 3a, you must complete and sign the certification statement that appears under line 3a.

Attach to Form 8718 a check or money order payable to the Internal Revenue Service for the full amount of the user fee. If you do not include the full amount, your application will be returned. Attach Form 8718 to your determination letter application.

To avoid delays, send the determination letter application and Form 8718 to the applicable IRS address shown below. Use the address below even if a different address appears in another form or publication.

If the organization
is inConnecticut, Maine,
Massachusetts, New
Hampshire, New York,
Rhode Island, VermontAlaska, California,
Hawaii, Idaho, Nevada,
Oregon, WashingtonAny state not listed
above, a U.S.
possession, or a
foreign countrySend fee and request
for determination
letter toInternal Revenue Service
EP/EO Division
P. O. Box 1680, GPO
Brooklyn, NY 11202Internal Revenue Service
EO Application
EP/EO Division
McCaslin Industrial Park
2 Cupania Circle
Monterey Park, CA
91755-7406Internal Revenue Service
P. O. Box 192
Covington, KY
41012-0192

Attach Check or Money Order Here

Post Mark

SEP 16 '97

Received

SEP 19 '97

Internal Revenue Service
Covington, KY

U.S. Government Printing Office: 1997 - 417-877/00087

Cat. No. 64726Z

Printed on recycled paper

Form 8718 (Rev. 1-97)

Form **2848**

(Rev. February 1993)

Department of the Treasury
Internal Revenue Service**Power of Attorney
and Declaration of Representative**

For Paperwork Reduction and Privacy Act Notice, see the instructions.

OMB No. 1545-0150

Expires 2-29-98

Part I Power of Attorney (Please type or print.)**1 Taxpayer Information (Taxpayer(s) must sign and date this form on page 2, line 9.)**

Taxpayer name(s) and address

Susan B. Anthony List, Inc.
919 Prince Street
Alexandria, VA 22314

Social security number(s)

Employer identification
number

54-1850126

Daytime telephone number

Plan number (if applicable)

(812) 232-2434

hereby appoint(s) the following representative(s) as attorney(s)-in-fact:

2 Representative(s) (Representative(s) must sign and date this form on page 2, Part II.)

Name and address

Barry A. Bostrom
P.O. Box 8100
Terre Haute, IN 47808-8100

CAF No. 3205-56674R

Telephone No. (812) 232-2434

Fax No. (812) 235-3685

Check if new: Address

Telephone No.

Name and address *New address as of Oct. 1, 1997*1 S. 6th Street
Terre Haute, IN 47807-3510

CAF No.

Telephone No. ()

Fax No. ()

Check if new: Address ☒Telephone No. ☐

Name and address

CAF No.

Telephone No. ()

Fax No. ()

Check if new: Address ☐Telephone No. ☐

to represent the taxpayer(s) before the Internal Revenue Service for the following tax matters:

3 Tax Matters

Type of Tax (Income, Employment, Excise, etc.)	Tax Form Number (1040, 941, 720, etc.)	Year(s) or Period(s)
Corporate	1024	1997-98

- 4 Specific Use Not Recorded on Centralized Authorization File (CAF).**— If the power of attorney is for a specific use not recorded on CAF, please check this box. (See Line 4—Specific Uses Not Recorded on CAF on page 3.) ☐
- 5 Acts Authorized.**—The representatives are authorized to receive and inspect confidential tax information and to perform any and all acts that I (we) can perform with respect to the tax matters described in line 3, for example, the authority to sign any agreements, consents, or other documents. The authority does not include the power to receive refund checks (see line 6 below) or the power to sign certain returns (see Line 5—Acts Authorized on page 4).
List any specific additions or deletions to the acts otherwise authorized in this power of attorney: _____

Note: In general, an unenrolled preparer of tax returns cannot sign any document for a taxpayer. See Revenue Procedure 81-38, printed as Pub. 470, for more information.

Note: The tax matters partner/person of a partnership or S corporation is not permitted to authorize representatives to perform certain acts. See the instructions for more information.

- 6 Receipt of Refund Checks.**—If you want to authorize a representative named in line 2 to receive, BUT NOT TO ENDORSE OR CASH, refund checks, initial here _____, and list the name of that representative below.

Name of representative to receive refund check(s) ▶

Cat. No. 11880J

Post Mark

Form 2848 (Rev. 2-93)

Received

SEP 16 '97

SEP 19 '97

Internal Revenue Service
Covington, KY

036 0006

7 Notices and Communications.—Notices and other written communications will be sent to the first representative listed in line 2.

- a If you also want the second representative listed to receive such notices and communications, check this box ☐
- b If you do not want any notices or communications sent to your representative, check this box ☐

8 Retention/Revocation of Prior Power(s) of Attorney.—The filing of this power of attorney automatically revokes all earlier power(s) of attorney on file with the Internal Revenue Service for the same tax matters and years or periods covered by this document. If you do not want to revoke a prior power of attorney, check here. ☐**YOU MUST ATTACH A COPY OF ANY POWER OF ATTORNEY YOU WANT TO REMAIN IN EFFECT.****9 Signature of Taxpayer(s).**—If a tax matter concerns a joint return, both husband and wife must sign if joint representation is requested, otherwise, see the instructions. If signed by a corporate officer, partner, guardian, tax matters partner/person, executor, receiver, administrator, or trustee on behalf of the taxpayer, I certify that I have the authority to execute this form on behalf of the taxpayer.

▶ IF THIS POWER OF ATTORNEY IS NOT SIGNED AND DATED, IT WILL BE RETURNED.



Signature

8-7-97

Date

Executive Director

Title (if applicable)

Jennifer Bingham

Print Name

Signature

Date

Title (if applicable)

Print Name

Part II Declaration of Representative

Under penalties of perjury, I declare that:

- I am not currently under suspension or disbarment from practice before the Internal Revenue Service;
- I am aware of regulations contained in Treasury Department Circular No. 230 (31 CFR, Part 10), as amended, concerning the practice of attorneys, certified public accountants, enrolled agents, enrolled actuaries, and others;
- I am authorized to represent the taxpayer(s) identified in Part I for the tax matter(s) specified there; and
- I am one of the following:
 - a Attorney—a member in good standing of the bar of the highest court of the jurisdiction shown below.
 - b Certified Public Accountant—duly qualified to practice as a certified public accountant in the jurisdiction shown below.
 - c Enrolled Agent—enrolled as an agent under the requirements of Treasury Department Circular No. 230.
 - d Officer—a bona fide officer of the taxpayer organization.
 - e Full-Time Employee—a full-time employee of the taxpayer.
 - f Family Member—a member of the taxpayer's immediate family (i.e., spouse, parent, child, brother, or sister).
 - g Enrolled Actuary—enrolled as an actuary by the Joint Board for the Enrollment of Actuaries under 29 U.S.C. 1242 (the authority to practice before the Service is limited by section 10.3(d)(1) of Treasury Department Circular No. 230).
 - h Unenrolled Return Preparer—an unenrolled return preparer under section 10.7(a)(7) of Treasury Department Circular No. 230.

▶ If this declaration of representative is not signed and dated, the power of attorney will be returned.

Designation—Insert above letter (a-h)	Jurisdiction (state) or Enrollment Card No.	Signature	Date
a	Indiana	Bang A. Boston	8-1-97

036 0007

1705326513500

Form **1024**

(Rev. April 1996)

Department of the Treasury
Internal Revenue Service**Application for Recognition of Exemption
Under Section 501(a)**

OMB No. 1545-0057

If exempt status is approved,
this application will be open
for public inspection.

Read the instructions for each Part carefully.

A User Fee must be attached to this application.

If the required information and appropriate documents are not submitted along with Form 8718 (with payment of the appropriate user fee), the application may be returned to the organization.

Complete the Procedural Checklist on page 5 of the instructions.**Part I. Identification of Applicant** (Must be completed by all applicants; also complete appropriate schedule.)
Submit only the schedule that applies to your organization. Do not submit blank schedules.

Check the appropriate box below to indicate the section under which the organization is applying:

- a ☐ Section 501(c)(2)—Title holding corporations (Schedule A, page 7)
- b ☒ Section 501(c)(4)—Civic leagues, social welfare organizations (including certain war veterans' organizations), or local associations of employees (Schedule B, page 8)
- c ☐ Section 501(c)(5)—Labor, agricultural, or horticultural organizations (Schedule C, page 9)
- d ☐ Section 501(c)(6)—Business leagues, chambers of commerce, etc. (Schedule C, page 9)
- e ☐ Section 501(c)(7)—Social clubs (Schedule D, page 11)
- f ☐ Section 501(c)(8)—Fraternal beneficiary societies, etc., providing life, sick, accident, or other benefits to members (Schedule E, page 13)
- g ☐ Section 501(c)(9)—Voluntary employees' beneficiary associations (Parts I through IV and Schedule F, page 14)
- h ☐ Section 501(c)(10)—Domestic fraternal societies, orders, etc., not providing life, sick, accident, or other benefits (Schedule E, page 13)
- i ☐ Section 501(c)(12)—Benevolent life insurance associations, mutual ditch or irrigation companies, mutual or cooperative telephone companies, or like organizations (Schedule G, page 15)
- j ☐ Section 501(c)(13)—Cemeteries, crematoria, and like corporations (Schedule H, page 16)
- k ☐ Section 501(c)(15)—Mutual insurance companies or associations, other than life or marine (Schedule I, page 17)
- l ☐ Section 501(c)(17)—Trusts providing for the payment of supplemental unemployment compensation benefits (Parts I through IV and Schedule J, page 18)
- m ☐ Section 501(c)(19)—A post, organization, auxiliary unit, etc., of past or present members of the Armed Forces of the United States (Schedule K, page 19)
- n ☐ Section 501(c)(25)—Title holding corporations or trusts (Schedule A, page 7)

1a Full name of organization (as shown in organizing document) Susan E. Anthony List, Inc.		2 Employer identification number (EIN) (if none, see Specific Instructions on page 2) 54 : 1850126	
1b c/o Name (if applicable) Jennifer Bingham		3 Name and telephone number of person to be contacted if additional information is needed Daily A. Busirom	
1c Address (number and street) 228 South Washington Street	Room/Suite 105		
1d City or town, state, and ZIP code Alexandria, VA 22314		(812) 232-2434	
4 Month the annual accounting period ends December	5 Date incorporated or formed 5-12-97	6 Activity codes (see back cover) 123 120 125	
7 Did the organization previously apply for recognition of exemption under this Code section or under any other section of the Code? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "Yes," attach an explanation.			
8 Has the organization filed Federal income tax returns or exempt organization information returns? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "Yes," state the form numbers, years filed, and Internal Revenue office where filed.			

9 Check the box for the type of organization. ATTACH A CONFORMED COPY OF THE FOLLOWING ORGANIZING DOCUMENTS TO THE APPLICATION BEFORE MAILING.

- a ☒ Corporation—Attach a copy of the Articles of Incorporation (including amendments and restatements) showing approval by the appropriate state official; also attach a copy of the bylaws.
- b ☐ Trust—Attach a copy of the Trust Indenture or Agreement, including all appropriate signatures and dates.
- c ☐ Association—Attach a copy of the Articles of Association, Constitution, or other creating document (see instructions) or other evidence that the organization was formed by adoption of the document by more than one person. Also include a copy of the bylaws.

If this is a corporation or an unincorporated association that has not yet adopted bylaws, check here ☐

I declare under the penalties of perjury that I am authorized to sign this application on behalf of the above organization, and that I have examined this application, including the accompanying schedules and attachments, and to the best of my knowledge it is true, correct, and complete.

PLEASE
SIGN
HERE

(Signature)

Executive Director

(Title or authority of signer)

(Date)

8-7-97

Part II. Activities and Operational Information (continued)

3 Give the following information about the organization's governing body:

a Names, addresses, and titles of officers, directors, trustees, etc.

b Annual compensation

See attached sheets.

4 If the organization is the outgrowth or continuation of any form of predecessor, state the name of each predecessor, the period during which it was in existence, and the reasons for its termination. Submit copies of all papers by which any transfer of assets was effected.

See attached sheets.

5 If the applicant organization is now, or plans to be, connected in any way with any other organization, describe the other organization and explain the relationship (e.g., financial support on a continuing basis; shared facilities or employees; same officers, directors, or trustees).

See attached sheets.

6 If the organization has capital stock issued and outstanding, state: (1) class or classes of the stock; (2) number and par value of the shares; (3) consideration for which they were issued; and (4) if any dividends have been paid or whether your organization's creating instrument authorizes dividend payments on any class of capital stock.

See attached sheets.

7 State the qualifications necessary for membership in the organization; the classes of membership (with the number of members in each class); and the voting rights and privileges received. If any group or class of persons is required to join, describe the requirement and explain the relationship between those members and members who join voluntarily. Submit copies of any membership solicitation material. Attach sample copies of all types of membership certificates issued.

See attached sheets.

8 Explain how your organization's assets will be distributed on dissolution.

See attached sheets.

036 0009

Part II. Activities and Operations Information (continued)

- 9 Has the organization made or does it plan to make any distribution of its property or surplus funds to shareholders or members? ☐ Yes ☒ No
If "Yes," state the full details, including: (1) amounts or value; (2) source of funds or property distributed or to be distributed; and (3) basis of, and authority for, distribution or planned distribution.
- 10 Does, or will, any part of your organization's receipts represent payments for services performed or to be performed? ☒ Yes ☐ No
If "Yes," state in detail the amount received and the character of the services performed or to be performed.
See attached sheets.
- 11 Has the organization made, or does it plan to make, any payments to members or shareholders for services performed or to be performed? ☐ Yes ☒ No
If "Yes," state in detail the amount paid, the character of the services, and to whom the payments have been, or will be, made.
- 12 Does the organization have any arrangement to provide insurance for members, their dependents, or others (including provisions for the payment of sick or death benefits, pensions, or annuities)? ☐ Yes ☒ No
If "Yes," describe and explain the arrangement's eligibility rules and attach a sample copy of each plan document and each type of policy issued.
- 13 Is the organization under the supervisory jurisdiction of any public regulatory body, such as a social welfare agency, etc.? ☐ Yes ☒ No
If "Yes," submit copies of all administrative opinions or court decisions regarding this supervision, as well as copies of applications or requests for the opinions or decisions.
- 14 Does the organization now lease or does it plan to lease any property? ☒ Yes ☐ No
If "Yes," explain in detail. Include the amount of rent, a description of the property, and any relationship between the applicant organization and the other party. Also, attach a copy of any rental or lease agreement. (If the organization is a party, as a lessor, to multiple leases of rental real property under similar lease agreements, please attach a single, representative copy of the leases.)
See attached sheets.
- 15 Has the organization spent or does it plan to spend any money attempting to influence the selection, nomination, election, or appointment of any person to any Federal, state, or local public office or to an office in a political organization? ☐ Yes ☒ No
If "Yes," explain in detail and list the amounts spent or to be spent in each case.
- 16 Does the organization publish pamphlets, brochures, newsletters, journals, or similar printed material? ☒ Yes ☐ No
If "Yes," attach a recent copy of each.

036 0010

Part II. Activities and Operational Information (Must be completed by all applicants)

- 1 Provide a detailed narrative description of all the activities of the organization—past, present, and planned. Do not merely refer to or repeat the language in the organizational document. List each activity separately in the order of importance based on the relative time and other resources devoted to the activity. Indicate the percentage of time for each activity. Each description should include, as a minimum, the following: (a) a detailed description of the activity including its purpose and how each activity furthers your exempt purpose; (b) when the activity was or will be initiated; and (c) where and by whom the activity will be conducted.

See attached sheets.

- 2 List the organization's present and future sources of financial support, beginning with the largest source first.

See attached sheets.

036-0011

Susan B. Anthony List, Inc.
228 S. Washington St., Ste 105
Alexandria, VA 22314
EIN 54-1850126
Form 1024

Part II. Activities and Operational Information

1. Past events: (a) Meetings with major potential donors. The President met with approximately thirty-eight people to solicit donations. Approximately 50% of organization time was spent on this. (b) Preparation of mailings giving notice of a new organization, and two fundraising letters. The executive Director was responsible for this and it was carried out at the corporate office. Approximately 30% of organization time was spent on this. (c) Press conferences at the Capitol Building on May 25th, 1997. The deputy executive director organized this press conference to be coordinated with the moving of the Susan B. Anthony statue from the crypt to the rotunda of the Capitol Building. Approximately 15% of organization time was spent on this. (d) Meetings with major political organizations to encourage them to tell prolife candidates about the new organization. The President and Executive Director attended these meetings at the political organization offices. Approximately 5% of organization time was spent on this.

Present events: (a) Two fundraising events are being planned for September/October. These will be held in a D.C. restaurant and a residence in Lansing, Michigan. The Executive Director and Director of Fundraising Events will conduct these activities. Approximately 30% of organization time will be spent on these events. (b) Prospect mailings for the purpose of membership development. The Executive Director will supervise this activity which will take place in the corporate office. Approximately 30% of organization time will be spent on these events. (c) Production of seminar materials for the candidate training. The President and Executive Director will prepare these materials. Approximately 15% of organization time will be spent on this. (d) Production of a membership brochure. The Executive Director will initiate this activity at the corporate office. Approximately 10% of organization time will be spent on these events. (e) House parties (fundraisers) are being organized by the Deputy Executive Director in various states where people volunteer to do so. Approximately 5%. (f) The President will continue to meet with major donor prospects. Approximately 5%. (g) A quarterly newsletter will be produced by the Executive Director and Deputy Executive Director beginning October 15th. Approximately 5%.

Future events: The President, Executive Director, Deputy Executive Director, and Director of Events plan to initiate the following activities as time and funds permit: (a) Membership development through prospect mailings, telemarketing, spread the word letters (requesting members to send in names of others who

Susan B. Anthony List, Inc.
228 S. Washington St., Ste 105
Alexandria, VA 22314
EIN 54-1850126
Form 1024

may be interested in SBA List), web site, and house party program. Approximately 25% of organization time will be spent on these activities. (b) Work to obtain positive press coverage. Approximately 10%. (c) Membership communications through quarterly newsletter, monthly fax newsletter. Approximately 10%. (d) Student intern program to have an intern in the office during all working hours to assist with projects. Approximately 5%. (e) Two campaign schools to train women candidates and their staff on the fundamentals of running successful campaigns. Approximately 25%. (f) Fundraising plan including (1) production of materials and literature including a high dollar brochure for major donor prospects, membership brochure, video for major donors and house party project; (2) monthly fundraising appeals, three annual events in the Washington, DC area; (3) a finance committee of individuals who agree to contribute or raise \$15,000 per year to the SBA List; and (4) a major donor program committee to raise \$100,000 in 1997 and \$125,000 in 1998 from individuals and corporations. Approximately 25%.

2. The general public will provide all support through the Finance Committee, Major Donor Program, Fundraising Events, Direct Mail Solicitations, Housefile Mailings, House Parties, and Telemarketing.

3. Marjorie Dannenfelser (chairman), 5310 N. 26th Road, Arlington, VA 22207
Susan Hirschmann (vice chairman), 2534B S. Arlington Mill Dr., Arlington, VA 22206
Kate Hinton (secretary), 33 Bridges Ave., Newtonville, MA 02160
Larry Ruggiero (treasurer), 251 S. Reynolds St., Apt. M220, Alexandria, VA 22304
Susan Gibbs, 201 S. 18th Street, #1614, Philadelphia, PA 19103
Mary Hallan, 100 W. Chestnut Street, Apt. 2107, Chicago, IL 60610
Mike Hudome, 5903 Devonshire Drive, Bethesda, MD 20816
Susan Lataif, 13 Horseshoe Bend Road, Rome, GA 30165

4. Not applicable.

5. SBA List plans to have an internal political action committee (PAC).

6. SBA List has no stock.

7. The Corporation shall have one (1) class of members and all members shall have the same rights, privileges, duties, liabilities, limitations and restrictions. The members shall consist of those natural persons who have met the criteria for membership as established by the Board of Directors by

Susan B. Anthony List, Inc.
228 S. Washington St., Ste 105
Alexandria, VA 22314
EIN 54-1850126
Form 1024

resolution. Currently those persons who contribute \$5.00 or more during a two year period are considered members.

Members shall have the right to vote for one at-large member of the Board of Directors from a list of two nominees proposed by the Board of Directors. No membership certificates will be issued.

8. Upon the voluntary or involuntary dissolution of the Corporation the Board of Directors, shall, after paying or making provision for payment of all of the liabilities of the Corporation, dispose of all assets of the Corporation exclusively for the purposes of the Corporation in such manner, or to such organization or organizations organized and operated exclusively for charitable, educational, religious, scientific, or legislative lobbying purposes as shall at the time qualify as an exempt organization or organizations under Section 501(c)(3) or 501(c)(4) of the Internal Revenue Code of 1986 (or the corresponding provision of any future United States Internal Revenue Law), as the Board of Directors shall determine. Any such assets not so disposed of shall be disposed of by the City Court of Alexandria, Virginia, exclusively for such purposes or to such organization or organizations, as said Court shall determine, which are organized and operated exclusively for such purposes.

10. The training seminar for non-PAC endorsed candidates and potential candidates will charge a tuition fee designed to cover the expenses of the seminar.

14. SBA List leases office space from HWSC, LTD. A copy of the lease is enclosed. There is no relationship between the parties other than that of lessor and lessee.

Part III. Financial Data (Must be completed by all applicants)

Complete the financial statements for the current year and for each of the 3 years immediately before it. If in existence less than 4 years, complete the statements for each year in existence. If in existence less than 1 year, also provide proposed budgets for the 2 years following the current year.

A. Statement of Revenue and Expenses

Revenue	(a) Current Tax Year	3 Prior Tax Years or Proposed Budget for Next 2 Years			(e) Total
	From 5-12 To 8-15	(b) 19.97	(c) 19.98	(d) 19.99	
1 Gross dues and assessments of members	0	0	0	0	0
2 Gross contributions, gifts, etc.	167,210	390,000	502,000	482,000	1,374,000
3 Gross amounts derived from activities related to the organization's exempt purpose (attach schedule) (include related cost of sales on line 9.)	0	0	0	0	0
4 Gross amounts from unrelated business activities (attach schedule)	0	0	0	0	0
5 Gain from sale of assets, excluding inventory items (attach schedule)	0	0	0	0	0
6 Investment income (see page 3 of the instructions)	0	0	0	0	0
7 Other revenue (attach schedule)	0	0	0	0	0
8 Total revenue (add lines 1 through 7)	167,210	390,000	502,000	482,000	1,374,000
Expenses					
9 Expenses attributable to activities related to the organization's exempt purposes	69,067	288,625	299,304	278,349	866,278
10 Expenses attributable to unrelated business activities	0	0	0	0	0
11 Contributions, gifts, grants, and similar amounts paid (attach schedule)	0	0	0	0	0
12 Disbursements to or for the benefit of members (attach schedule)	0	0	0	0	0
13 Compensation of officers, directors, and trustees (attach schedule)	0	0	0	0	0
14 Other salaries and wages	38,022	92,125	165,000	175,000	432,125
15 Interest	0	0	0	0	0
16 Occupancy	0	0	0	0	0
17 Depreciation and depletion	0	0	0	0	0
18 Other expenses (attach schedule)	0	0	0	0	0
19 Total expenses (add lines 9 through 18)	107,089	380,750	464,304	453,349	1,298,403
20 Excess of revenue over expenses (line 8 minus line 19)	60,121	9,250	37,696	28,651	75,597

B. Balance Sheet (at the end of the period shown)

Assets		Current Tax Year as of 8-15-97
1 Cash		1 60,120
2 Account's receivable, net		2 0
3 Inventories		3 0
4 Bonds and notes receivable (attach schedule)		4 0
5 Corporate stocks (attach schedule)		5 0
6 Mortgage loans (attach schedule)		6 0
7 Other investments (attach schedule)		7 0
8 Depreciable and depletable assets (attach schedule) 1 desk, 1 computer, 2 printers, 2 filing cabinets		8 4,200
9 Land		9 0
10 Other assets (attach schedule)		10 0
11 Total assets		11 64,320
Liabilities		
12 Accounts payable		12 6,304
13 Contributions, gifts, grants, etc., payable		13 0
14 Mortgages and notes payable (attach schedule)		14 0
15 Other liabilities (attach schedule)		15 0
16 Total liabilities		16 6,304
Fund Balances or Net Assets		
17 Total fund balances or net assets		17 58,016
18 Total liabilities and fund balances or net assets (add line 16 and line 17)		18 64,320

If there has been any substantial change in any aspect of the organization's financial activities since the end of the period shown above, check the box and attach a detailed explanation. ☐

Part IV. Notice Requirements (Sections 501(c)(9) and 501(c)(17) Organizations Only)**1 Section 501(c)(9) and 501(c)(17) organizations:**

Are you filing Form 1024 within 15 months from the end of the month in which the organization was created or formed as required by section 505(c)? ☒ Yes ☐ No

If "Yes," skip the rest of this Part.

If "No," answer question 2.

2 If you answer "No" to question 1, are you filing Form 1024 within 27 months from the end of the month in which the organization was created or formed? ☐ Yes ☐ No

If "Yes," your organization qualifies under section 4.01 of Rev. Proc. 92-85, 1992-2, C.B. 490, for an automatic 12-month extension of the 15-month filing requirement. Do not answer questions 3 through 5.

If "No," answer question 3.

3 If you answer "No" to question 2, has the organization been contacted by the IRS regarding its failure to file Form 1024 within 27 months from the end of the month in which the organization was created or formed? ☐ Yes ☐ No

If "No," your organization is requesting an extension of time to apply under the "reasonable action and good faith" requirements of section 5.01 of Rev. Proc. 92-85. Do not answer questions 4 and 5.

If "Yes," answer question 4.

4 If you answer "Yes" to question 3, does the organization wish to request relief from the 15-month filing requirement? ☐ Yes ☐ No

If "Yes," give the reasons for not filing this application prior to being contacted by the IRS. See Specific Instructions, Part IV, Line 4, page 4, before completing this item. Do not answer question 5.

If "No," answer question 5.

5 If you answer "No" to question 4, your organization's qualification as a section 501(c)(9) or 501(c)(17) organization can be recognized only from the date this application is filed with the key district director. Therefore, does the organization want us to consider its application as a request for recognition of exemption as a section 501(c)(9) or 501(c)(17) organization from the date the application is received and not retroactively to the date the organization was created or formed? ☐ Yes ☐ No

Schedule A Organizations described in section 501(c)(2) or 501(c)(25) (Title holding corporations or trusts)

- 1 State the complete name, address, and employer identification number of each organization for which title to property is held and the number and type of the applicant organization's stock held by each organization.

- 2 If the annual excess of revenue over expenses has not been or will not be turned over to the organization for which title to property is held, state the purpose for which the excess is or will be retained by the title holding organization.

- 3 In the case of a corporation described in section 501(c)(2), state the purpose of the organization for which title to property is held (as shown in its governing instrument) and the Code sections under which it is classified as exempt from tax. If the organization has received a determination or ruling letter recognizing it as exempt from taxation, please attach a copy of the letter.

- 4 In the case of a corporation or trust described in section 501(c)(25), state the basis whereby each shareholder is described in section 501(c)(25)(C). For each organization described that has received a determination or ruling letter recognizing that organization as exempt from taxation, please attach a copy of the letter.

- 5 With respect to the activities of the organization.
- a Is any rent received attributable to personal property leased with real property? ☐ Yes ☐ No
If "Yes," what percentage of the total rent, as reported on the financial statements in Part III, is attributable to personal property?
- b Will the organization receive income which is incidentally derived from the holding of real property, such as income from operation of a parking lot or from vending machines? ☐ Yes ☐ No
If "Yes," what percentage of the organization's gross income, as reported on the financial statements in Part III, is incidentally derived from the holding of real property?
- c Will the organization receive income other than rent from real property or personal property leased with real property or income which is incidentally derived from the holding of real property? ☐ Yes ☐ No
If "Yes," describe the source of the income.

Instructions

Line 1.—Provide the requested information on each organization for which the applicant organization holds title to property. Also indicate the number and types of shares of the applicant organization's stock that are held by each.

Line 2.—For purposes of this question, "excess of revenue over expenses" is all of the organization's income for a particular tax year less operating expenses.

Line 3.—Give the exempt purpose of each organization that is the basis for its exempt status and the Internal Revenue Code section

that describes the organization (as shown in its IRS determination letter).

Line 4.—Indicate if the shareholder is one of the following:

1. A qualified pension, profit-sharing, or stock bonus plan that meets the requirements of the Code;
2. A government plan;
3. An organization described in section 501(c)(3); or
4. An organization described in section 501(c)(25).

Schedule B

Organizations Described in Section 501(c)(4) (Civic leagues, social welfare organizations (including posts, councils, etc., of veterans' organizations not qualifying or applying for exemption under section 501(c)(19)) or local associations of employees.)

- 1 Has the Internal Revenue Service previously issued a ruling or determination letter recognizing the applicant organization (or any predecessor organization listed in question 4, Part II of the application) to be exempt under section 501(c)(3) and later revoked that recognition of exemption on the basis that the applicant organization (or its predecessor) was carrying on propaganda or otherwise attempting to influence legislation or on the basis that it engaged in political activity? ☐ Yes ☒ No

If "Yes," indicate the earliest tax year for which recognition of exemption under section 501(c)(3) was revoked and the IRS district office that issued the revocation.

- 2 Does the organization perform or plan to perform (for members, shareholders, or others) services, such as maintaining the common areas of a condominium; buying food or other items on a cooperative basis; or providing recreational facilities or transportation services, job placement, or other similar undertakings? ☐ Yes ☒ No

If "Yes," explain the activities in detail, including income realized and expenses incurred. Also, explain in detail the nature of the benefits to the general public from these activities. (If the answer to this question is explained in Part II of the application (pages 2, 3, and 4), enter the page and item number here.)

- 3 If the organization is claiming exemption as a homeowners' association, is access to any property or facilities it owns or maintains restricted in any way? ☐ Yes ☒ No

If "Yes," explain.

- 4 If the organization is claiming exemption as a local association of employees, state the name and address of each employer whose employees are eligible for membership in the association. If employees of more than one plant or office of the same employer are eligible for membership, give the address of each plant or office.

Not applicable.

036 0018

Susan B. Anthony List, Inc.
228 S. Washington St., Ste 105
Alexandria, VA 22314
EIN 54-1850126
Form 1024

SOLICIATION LETTERS
AND BROCHURES

036 0019



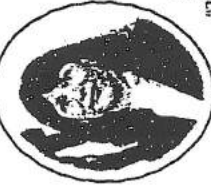
SUSAN B. ANTHONY LIST

TRAINING PRO-LIFE WOMEN IN THE POLITICAL ARENA

WHO'S TALKING ABOUT THE SUSAN B. ANTHONY LIST

CONGRESSMAN HENRY HYDE

"Susan B. Anthony List is on the cutting edge of the Pro-Life movement today. Their work is essential and necessary to combat the abortion champions currently in office. By focusing on finding, training and electing pro-life women to Congress, they are challenging the abortion forces on their home turf."

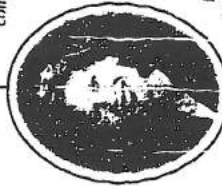


CONGRESSWOMAN ANNE NORTHUP

"Susan B. Anthony List helped me get to Congress. But, we need the help of more pro-life women in Congress. Because pro-life women are severely outnumbered by pro-abortion women, we need to train more pro-life women so we get the help we need. Your support will make a huge difference."

SENATOR RICK SANTORUM

"The Susan B. Anthony List is an exemplary organization that is on the front lines of getting women in Congress who will fight to protect the unborn. Because of the unwavering loyalty and dedication of its members to this important cause, the Susan B. Anthony List has made tremendous accomplishments in a very short period. Their success is worthy of the highest praise and commendation."



CONGRESSWOMAN JO ANN EMERSON

"Over the years, the only voice that has been heard in the one that says 'you have to have a choice and the only one is pro-choice.' I take that comment as a challenge. The Susan B. Anthony List provided me and other women candidates the opportunity to address that challenge and to educate everyone that the only choice is to educate others about the value of human life. Working together, our mission is to make 'that voice' heard across all party lines."

CONGRESSWOMAN SUE MYRICK

"The myth often perpetuated by the pro-choice crowd is that they represent women — nothing could be further from the truth. The Susan B. Anthony List is the premiere organization in the nation working to ensure that in the best possible way, by electing scores of pro-life women to Congress."



JOIN THE SBA LIST

Yes, I would like to help. I agree! We can beat EMILY's List and give pro-life women candidates a fighting chance from day one. I look forward to working with you throughout the year to ensure that a new cadre of pro-life women walk the halls of Congress after the 1998 election.

Enclosed is my contribution to help implement this important effort. Please let me know how I can help.

Please make checks payable to:

SUSAN B. ANTHONY LIST

\$25 _____ \$50 _____ \$100 _____ \$250 _____ \$500 _____

Name: _____

Address: _____

City, ST, Z, P: _____

Home Phone: _____

Work Phone: _____

Fax: _____

Mail to: **SUSAN B. ANTHONY LIST**
228 SOUTH WASHINGTON STREET
SUITE 105
ALEXANDRIA, VA 22314

Susan B. Anthony List, Inc. is a 501 c (4) membership organization. Corporate contributions are accepted, there are no contribution limits, and all contributions are confidential. Contributions to the Susan B. Anthony List are not tax deductible for federal income tax purposes.

Marjorie Dannenfelser
CHAIRMAN OF THE BOARD

Jane Abraham
PRESIDENT

Jennifer Bingham
EXECUTIVE DIRECTOR

ADVISORY COMMITTEE

Hon. Helen Chironowich

Hon. Jon Christensen

Hon. Barbara Cuthin

Hon. Jo Ann Emerson

Hon. Henry Hyde

Hon. Sue Myrick

Hon. Don Nickles

Hon. Anne Northrup

Hon. Illeana Ros-Lehtinen

Hon. Andrea Seastrand

Hon. Barbara Wucanovich

Kim Alexis

Helen Alvare

Ellen Armstrong
Mary Ellen Burk
Ambassador Holland Coors

Cand Crossed

John Jay Daily

Fran DeVine

Serin Foster

Kay C. James

Joanne Kemp

Patricia Kempthorne

Fredrica Mahewes-Green

Nina May

Admiral James Watkins

EXECUTIVE COMMITTEE

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Moira Charen

Cathy Dreds

Betsy DeVos

Ann Cair English

Maureen Malloy Ferguson

Maribel Goss

Bill Kristol

Thomas Lehman

Kathleen Macnamus

Margi Casey McGrath

Ruthie McIntosh

Linda Nickles

Joan Prince

Karen Santorum

Diane Terpeluk

Cheryl Weber

"Susan B. Anthony List, Inc." is a not-for-profit membership corporation organized to promote Susan B. Anthony's philosophy to end abortion and eliminate the circumstances that lead women to choose the tragedy of abortion by training pro-life women in the electoral process, in effective public service, and in the fundamentals of successful campaigns for public office. The Susan B. Anthony List will conduct all activities in accordance with United States Internal Revenue Code of 1986 under Section 501 (c) (4).

228 SOUTH WASHINGTON STREET, SUITE 105, ALEXANDRIA, VIRGINIA 22314
PHONE: 703/548-7035 FAX: 703/548-7035



July 31, 1997

NAME
ADDRESS
CITY, ST ZIP

919 Prince Street
Alexandria, Va 22314
Phone: 703-683-5558
Fax: 703-549-5588

Dear Name:

I write to you today to ask for your help in informing pro-life women candidates about the Susan B. Anthony List and what our political action committee can do to help their campaigns.

First, let me tell you about the Susan B. Anthony List. The List is a not-for-profit membership organization established to promote Susan B. Anthony's philosophy of abortion prevention by training pro-life women in the electoral process, in effective public service, and in the fundamentals of successful campaigns for public office. The organization was named after Susan B. Anthony because she was outspoken against abortion, calling it "child murder."

Our goal is simple - recruit pro-life women to run for federal office through the Political Action Committee, train these women and their staff through campaign schools, and financially support their campaigns through the PAC. Our vision is to send even more pro-life women to Congress, until one day, pro-life women outnumber pro-abortion women.

Second, let me tell you about our successes. During the past two elections, the SBA List's political committee helped ten pro-life women get elected to the U.S. House of Representatives. For many years, there was only one pro-life Congresswoman. In 1996 alone Susan B. Anthony List's political committee increased its membership 350% to 3,500 and we raised over \$313,000, an increase of 525% from the previous year.

Third, let me tell you why America needs the Susan B. Anthony List. Currently pro-life women make up less than 15% of the women in Congress - the other 85% are pro-abortion. In the Senate, none of the nine women are pro-life. For every pro-life woman in Congress like Representative Barbara Cubin, there are nearly nine pro-abortion women like Senator Patty Murray who dominate the abortion debate on the House and Senate floors.

Jan- Abraham
President

Jennifer Bingham
Executive Director

EXECUTIVE COMMITTEE

Ben Bingham, Chairman
Mona Charon
Cathy Deeds
Betsy DeVos
Ann Cox English
Maureen Malloy Ferguson
Marel Goss
Bill Kristol
Thomas Lehman
Ruthie Macintosh
Kathleen Macmarus
Linda Nickles
Joan Prince
Karen Santorum
Diane Terpeluk
Cheryl Weber

ADVISORY COMMITTEE

Hon. Helen Chenoweth
Hon. Barbara Cubin
Hon. Jo Ann Emerson
Hon. Henry Hyde
Hon. Sue Myrick
Hon. Don Nickles
Hon. Anne Northup
Hon. Ilana Ros-Lehtinen
Hon. Andrea Seastrand
Hon. Barbara Vucanovich
Helen Alvarez
Ellen Armstrong
Mary Ellen Bork
Ambassador Holland Coors
Carol Crossed
John Daly
Fran DeWine
Serrin Foster
Joanne Kemp
Patricia Kempthorne
Frederica Mathewes-Green
Admiral James Watkins

(2)

The pro-abortion women have six organizations backing them that raised nearly \$20 million in the past year alone. Pro-life women candidates only have one organization dedicated exclusively to helping them - Susan B. Anthony List.

The Susan B. Anthony List realizes that women are the key to countering the extreme pro-abortionists on the floors of Congress. We need more women who are articulate and who will unconditionally defend the lives of the unborn.

Our goal now is to even the playing field. We have a lot of work ahead of us for the 1998 elections and we can not do it without your support.

Lastly, I'd like to ask for your help.

The SBA List's goal is to establish a network that will inform all pro-life women candidates and potential candidates across the country of the purpose of the SBA List and what we can do to help their campaigns. You can help, by referring potential candidates for federal office to the SBA List PAC.

The task ahead is a challenging one. With your support and the support of so many dedicated pro-lifers across the Country, we can meet the challenge and beat EMILY's List and their 35,000 members and give pro-life women candidates a fighting chance from day one.

Please send in the enclosed Candidate Information Reply today. If you have any questions please feel free to contact our Executive Director, Jennifer Bingham, at (703) 683-5558.

Sincerely,

Jane Abraham
President

Enclosures

036 0023



August 15, 1997

919 Prince Street

Alexandria, Va 22314

Phone: 703-683-5558

Fax: 703-549-5588

Jane Abraham
President

Jennifer Bingham
Executive Director

EXECUTIVE COMMITTEE

Ben Bingham, Chairman
Moni Charon
Cathy Deeds
Betsy DeVos
Ann Carr English
Maureen Malloy Ferguson
Mariel Goss
Bill Kristol
Thomas Lehrman
Ruthie McIntosh
Kathleen Macmanus
Margi Casey McGrath
Linda Nickles
Joan Prince
Karen Saniorum
Diane Terpeluk
Cheryl Weber

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Ellen Alvare
Ellen Armstrong
Mary Ellen Bork
Ambassador Holland Coors
Carol Crossed
John Jay Daly
Fran DeWine
Serrin Foster
Kay James
Joanne Kemp
Patricia Kempthorne
Frederica Mathewes-Green
Nina May
Admiral James Watkins

NAME
ADDRESS
CITY, ST ZIP

Dear FIRST NAME:

On Tuesday, September 30, 1997 the Susan B. Anthony List will host it's annual "Bash on Capitol Hill." This year's event will be at the Capitol Brewing Company "under the tent." I write to you today to ask for your support of this event.

The purpose of the "Bash on Capitol Hill" is to raise money for our Membership Development Plan. The goal of the Plan is to have 10,000 members by the 1998 elections.

In 1996, with our members' support, we increased our membership 350% from 1,000 to 3,500. Because of that increase, our political committee was able to raise nearly \$150,000 for our endorsed candidates.

In the first six months of this year, over 1,000 new members have joined the SBA List across the country. Although this is a tremendous accomplishment in such a short time, we still have a lot of work to do over the next year and we cannot do it without your support.

As I have mentioned to you in the past, EMILY's List raised \$13.7 million dollars last year, which makes them the largest political action committee in the country. EMILY's List can raise this kind of money because they have over 35,000 members giving an average contribution of nearly \$400 in 1997 to support pro-abortion women candidates!

As you can see, membership is the cornerstone of their organization and must be of our organization. We *must* reach our goal of 10,000 members by the 1998 elections so that we can give pro-life women candidates a fighting chance from day one.

We have put together a Membership Development Plan to help us reach our goal over the next year. I have enclosed the Plan for your review. I hope that you will be an integral part of this plan.

There are seven new pro-abortion women in Congress today because of EMILY's List's 35,000 members. We need your support to help increase our strength -- and we all know strength is in numbers. This has been proven every year by the pro-abortion forces. Let's show them that we are going to fight back and change the trend of electing a majority of pro-abortion women to Congress.

036 0024

(2)

Please help us implement our Membership Development Plan today by supporting the "Bash on Capitol Hill." I hope that you will be a Benefactor for \$5,000, Sponsor for \$1,000, Friend for \$500, or on the Host Committee for \$125. The invitations go to print on August 29, so we need your confirmation fax (enclosed) as soon as possible.

Thank you for your continued support of the Susan B. Anthony List. Please return the enclosed RSVP form by Friday, August 29. I look forward to seeing you on Tuesday, September 30 for the annual "Capitol Hill Bash."

Sincerely,

Jane Abraham
President

P.S. Please send in the enclosed RSVP form today. It is so important that pro-life women have the backing they need. That is why our Membership Development Plan must be successful. Please be generous.

Enclosures

036 0025

SUSAN B. ANTHONY LIST

TRAINING PRO-LIFE WOMEN IN THE POLITICAL ARENA

**"CAPITOL HILL BASH" RECEPTION
CAPITOL BREWING COMPANY UNDER THE TENT
TUESDAY, SEPTEMBER 30, 1997 6:30 PM - 8:30 PM**

FAX OR MAIL RSVP BY FRIDAY, AUGUST 29

TO: Jane Abraham
Susan B. Anthony List
228 South Washington Street, Suite 105
Alexandria, VA 22314
Fax: (703) 549-5588

FROM: NAME: _____
ADDRESS: _____
CITY, ST ZIP: _____
HOME PHONE: _____ WORK PHONE: _____
FAX: _____

- ☐ YES, I would like to be a **Benefactor** for the "Capitol Hill Bash." I will mail a check in the next few days / I have enclosed the check for \$5,000.
- ☐ YES, I would like to be a **Sponsor** for the "Capitol Hill Bash." I will mail a check in the next few days / I have enclosed the check for \$1,000.
- ☐ YES, I would like to be a **Friend** for the "Capitol Hill Bash." I will mail a check in the next few days / I have enclosed the check for \$500.
- ☐ YES, I would like to be on the **Host Committee** for the "Capitol Hill Bash." I will mail a check in the next few days / I have enclosed the check for \$125.
- ☐ NO, I am unable to be a Benefactor, Sponsor, Friend or Host for the "Capitol Hill Bash," but I have enclosed a contribution in the amount of \$_____ to help the SBA List with the 1997 Membership Development Plan.

Please make checks payable to: **Susan B. Anthony List, Inc.**

Susan B. Anthony List, Inc. is a 501 c (4) membership corporation. The SBA List can accept contributions of any amount and can accept corporate contributions. All contributions are confidential. Contributions to the Susan B. Anthony List are not tax deductible for federal income tax purposes.

PLEASE TURN OVER —————>

036 0024

Spread the Word

I would like to help the Susan B. Anthony List increase membership and ensure that a new cadre of pro-life women walk the halls of Congress after the 1998 elections. Please send information about the SBA List to the following "like minded" individuals (please include name and complete address):

- 1.) _____
- 2.) _____
- 3.) _____
- 4.) _____
- 5.) _____
- 6.) _____
- 7.) _____
- 8.) _____
- 9.) _____
- 10.) _____

House Parties

House Parties are events where SBA members invite their friends and colleagues to their homes to learn more about the SBA List. I know that this program is a very important part of the Membership Development Plan and I would like to be involved.

☐ I would like to help the SBA List increase membership by hosting a house party. Please send me more information about the program.

My Name: _____

036 0027

SUSAN B. ANTHONY LIST

TRAINING PRO-LIFE WOMEN IN THE POLITICAL ARENA

MEMBERSHIP DEVELOPMENT PLAN

Membership is the cornerstone of the Susan B. Anthony List organization. The SBA List's goal is to increase membership to 10,000 by the 1998 election cycle. Current membership is 4,500; this is up from 1,000 in April 1996.

The following are the programs that we have developed to achieve this goal.

1.) Prospecting Mail

In this program, the SBA List rents pro-life donor lists across the country and mails them a letter from one of the many supporters who have agreed to sign a letter on our behalf. Congressman Tom DeLay, Steve Forbes, Congressman Henry Hyde, Vice President Dan Quayle, and Congresswoman Barbara Vucanovich have all agreed to sign letters.

The goal of prospecting direct mail is to bring in new members while breaking even (cost versus donations).

The average number of people that respond to prospecting mail is 1%. It is our experience from the past year that the average initial gift for each new member is \$35 and that they will give an average of \$54 to PAC endorsed candidates, thus making up for the high initial cost of this membership program. This fall, thousands of these test letters will be sent. Our goal is to have 3,250 new members join the SBA List through this program in the next year.

2.) Telemarketing

In this program, the SBA List rents pro-life lists across the country and calls these potential members to ask for their support.

Currently, we are working on a program where Congresswoman Sue Myrick taped a message about the SBA List to be played to potential members.

The goal of telemarketing is the same as prospecting direct mail -- to break even. The average response rate for this program is 3% and an initial contribution of \$20.00. The cost of telemarketing is three times as much as prospecting mail, but it is important to do this program because some people only respond to a phone call and not a piece of mail. Our goal is to have 1,500 new members join the SBA List through this program.

036 0028

3.) Spread the Word Letters

As you know, with each letter that we send to our membership, we ask that you send us names of your friends that you consider of "like mind." We then send them information about the SBA List. These letters are mailed approximately twice a month.

The average response rate for this program is 3% with an initial contribution of \$35.00. In the past two months, members have sent us over 1,500 names. Our goal is to have 500 new members join the SBA List through this program.

4.) House Party Program

House Parties are events where SBA members invite their friends and colleagues to their homes to learn more about the SBA List. The cost for the tickets to these events is at least \$25 per person. This is a low cost way to increase membership across the county and an important part of our membership plan.

The goal is to have at least one house party per month across the County in 1997. Then in 1998, we would like to increase this to two per month. In 1996, we received an average of 16 new members per house party. Since May, we have received nearly thirty inquiries to host house parties. Our goal is to have 250 new members join the SBA List through this program in the next year.



August 27, 1997

919 Prince Street
Alexandria, Va 22314
Phone: 703-683-5558
Fax: 703-549-5588

Jane Abraham
President

Jennifer Bingham
Executive Director

EXECUTIVE COMMITTEE

Ben Bingham, Chairman
Mona Charen
Cathy Deeds
Betsy DeVos
Ann Carr English
Maureen Malloy Ferguson
Mariel Goss
Bill Kristol
Thomas Lehman
Ruthie McIntosh
Kathleen Macmanus
Margi Casey McGrath
Linda Nickles
Joan Prince
Karen Samolinski
Diane Terpeluk
Cheryl Weber

ADVISORY COMMITTEE

Hon. Helen Chenoweth
Hon. Jon Christensen
Hon. Barbara Cubin
Hon. Jo Ann Emerson
Hon. Henry Hyde
Hon. Sue Myrick
Hon. Don Nickles
Hon. Anne Northup
Hon. Ileana Ros-Lehtinen
Hon. Andrea Seastrand
Hon. Barbara Vucanovich
Kim Alexis
Heien Alvarez
Ellen Armstrong
Mary Ellen Bork
Ambassador Holland Coors
Carol Crossed
John Jay Daly
Fran DeWine
Serrin Foster
Kay James
Joanne Kemp
Patricia Kempthorne
Frederica Mathewes-Green
Nina May
Admiral James Watkins

«First» «Last»
«Address»
«City», «ST» «Zip»

Dear «First»:

On Monday, September 22, 1997 our pro-life women legislators will host a reception for the Susan B. Anthony List, a 501 c (4) membership organization dedicated to helping elect pro-life women candidates to the US House and Senate. I write to you today to ask for your support of this event.

The Honorary Chairmen of the event are Lt. Governor Connie Binsfeld, Secretary of State Candice Miller and Betsy DeVos.

The event will be held at the home of Polly Brennan (6151 Park Lake Road, East Lansing, MI 48823) from 5:30 pm to 7:30 pm. Our Special Guest will be syndicated columnist, Mona Charen.

The purpose of the reception is to raise much needed funds to help the Susan B. Anthony List prepare for the 1998 Election cycle.

In the past few months women's organizations have been raising money in Lansing to help "women candidates." In fact, all of these organizations only support pro-abortion women candidates. That is why this event is so important. We must show the pro-abortion forces that pro-life women candidates will be well funded and are a force to be reckoned with.

First, let me tell you a little bit more about the Susan B. Anthony List. The List is a not-for-profit membership organization established to promote Susan B. Anthony's philosophy of abortion prevention by training pro-life women in the electoral process, in effective public service, and in the fundamentals of successful campaigns for public office. The organization was named after Susan B. Anthony because she was outspoken against abortion, calling it "child murder."

The SBA List's goal is simple -- recruit pro-life women to run for federal office through their Political Action Committee, train these women and their staff through campaign schools, and financially support their campaigns through the PAC. Their vision is to send even more pro-life women to Congress, until one day, pro-life women outnumber pro-abortion women.

Second, let me tell you about their successes. During the past two elections, ten pro-life women were elected to the U.S. House of Representatives, where, for many years, there was only one. In 1996 alone Susan B. Anthony List's political committee increased its membership 350% to 3,500 and we raised over \$313,000, an increase of 525% from the previous year.

036 0030

(2)

Third, let me tell you why America needs the Susan B. Anthony List. Currently pro-life women make up less than 15% of the women in Congress -- the other 85% are pro-abortion. In the Senate, none of the nine women are pro-life. For every pro-life woman in Congress like Representative Barbara Cubin, there are nearly nine pro-abortion women like Senator Patty Murray who dominate the abortion debate on the House and Senate floors.

The pro-abortion women have six organizations backing them that raised nearly \$20 million in the past year alone. Pro-life women candidates only have one organization dedicated exclusively to helping them -- Susan B. Anthony List.

The Susan B. Anthony List realizes that women are the key to countering the extreme pro-abortionists on the floors of Congress. We need more women who are articulate and who will unconditionally defend the lives of the unborn.

There are seven new pro-abortion women in Congress today because of EMILY's List's 35,000 members. We need your support to help increase our strength -- and we all know strength is in numbers. This has been proven every year by the pro-abortion forces. Let's show them that we are going to fight back and change the trend of electing a majority of pro-abortion women to Congress.

Please help the Susan B. Anthony List by supporting the September 22, 1997 Lansing reception. I hope that you will be a Sponsor for \$1,000 or on the Host Committee for \$100. The invitations go to print on August 27, so we need your confirmation fax (enclosed) as soon as possible.

Please feel free to call Jennifer Bingham, the SBA List Executive Director, on (703) 683-5558 if you have any questions. Please return the enclosed RSVP form by Friday, August 29. I look forward to seeing you on Monday, September 22.

Sincerely,

Jane Abraham
President

P.S. Please send in the enclosed RSVP form today. It is so important that pro-life women have the backing they need. Please be generous.

Enclosures

036 0031

SUSAN B. ANTHONY LIST

TRAINING PRO-LIFE IN THE POLITICAL ARENA

LANSING, MICHIGAN RECEPTION

**AT THE HOME OF
POLLY BRENNAN**

**6151 PARK LAKE ROAD, EAST LANSING MI 48823
MONDAY, SEPTEMBER 22, 1997 5:30 PM - 7:30 PM**

FAX OR MAIL RSVP BY FRIDAY, AUGUST 27

**TO: Jane Abraham
Susan B. Anthony List
228 South Washington Street, Suite 105
Alexandria, VA 22314
Fax: (703) 549-5588**

**FROM: NAME: _____
ADDRESS: _____
CITY, ST ZIP: _____
HOME PHONE: _____ WORK PHONE: _____
FAX: _____**

- ☐ **YES, I would like to be a Sponsor for the September 22, 1997 SBA List reception. I will mail a check in the next few days / I have enclosed the check for \$1,000.**
- ☐ **YES, I would like to be on the Host Committee for the September 22, 1997 SBA List reception. I will mail a check in the next few days / I have enclosed the check for \$100.**
- ☐ **NO, I am unable to be a Sponsor or a Host for the September 22, 1997 SBA List reception, but I have enclosed a contribution in the amount of \$_____ to help the SBA List with its efforts.**

In addition, please send an invitation to the event to the following "like minded" individuals (please include name and complete address):

- 1.) _____
- 2.) _____
- 3.) _____
- 4.) _____
- 5.) _____

Please make checks payable to: Susan B. Anthony List, Inc.

Susan B. Anthony List, Inc. is a 501 c (4) membership corporation. The SBA List can accept contributions of any amount and can accept corporate contributions. All contributions are confidential. Contributions to the Susan B. Anthony List are not tax deductible for federal income tax purposes.

036 0032

EXHIBIT H

State of Minnesota

9900458

SECRETARY OF STATE

Name of corporation and
Registered office address:

Charter Number:
Date:

X 1H-901
12/22/1999

Susan B. Anthony List PAC, Inc.

16309 Pine Str
Mtna

MN 55345-

CERTIFICATE OF INVOLUNTARY DISSOLUTION

The Minnesota corporation listed above has failed to file the annual registration required by *Minnesota Statute Section 317A.827*. Notice of this delinquency was given to the corporation at its registered office address of record more than 60 days ago and the corporation was informed that dissolution would occur if the delinquent registration was not filed. No registration has been filed and therefore the corporation is dissolved pursuant to *Minnesota Statute Section 317A.827*. The corporation ceased to exist as of the date of this certificate which is shown above.



Mary Kiffmeyer
Secretary of State

EXHIBIT I



Domain Report - UCampaignApp.com

Domain Name **UCampaignApp.com**

Prepared On **April 12, 2019**



Website Screenshot taken 11/06/2018

About This Report

This report documents a thorough analysis of the Internet domain name "**UCampaignApp.com**". It draws on the extensive DomainTools dataset and aims to deliver a comprehensive view of the domain's ownership profile, key historical events and technically linked domain names.

All data in this Report is, or was, freely available through standard Internet DNS and query protocols. DomainTools has not altered the data in any way from its original form, except in certain instances to format it for readability in this Report.

Data from DomainTools is presented as-is, and as captured from the original source. We make no representations or warranties of fitness of any kind.

About DomainTools

DomainTools offers the most comprehensive searchable database of domain name registration and hosting data. Combined with our other data sites such as DailyChanges.com, Screenshots.com and ReverseMX.com, users of DomainTools.com can review millions of historical domain name records from basic Whois, and DNS information, to homepage images and email settings. The Company's comprehensive snapshots of past and present domain name registration, ownership and usage data, in addition to powerful research and monitoring resources, help customers by unlocking everything there is to know about a domain name. DomainTools is a Top 250 site in the Alexa rankings.

Reach us at memberservices@domaintools.com if you have any questions on this report.

Domain Profile

As of April 12, 2019

Ownership

Registered Owner	Domains By Proxy, LLC
Owned Domains	About 17249037 other domains
Email Addresses	abuse@godaddy.com ucampaignapp.com@domainsbyproxy.com
Registrar	godaddy.com, llc

Registration

Created	Apr 25, 2014
Expires	Apr 25, 2020
Updated	Mar 10, 2016
Domain Status	Active
Whois Server	whois.godaddy.com
Name Servers	awsdns-02.net awsdns-36.com

Network

Website IP Address	18.213.157.86
IP Location	United States-Virginia-Ashburn Amazon Technologies Inc.
IP ASN	AS14618

Website

Site Title	uCampaign: Apps That Engage Everyone
Meta Description	uCampaign creates custom apps that cultivate online communities oriented to action, inciting massive engagement and making it easier for leaders to lead.
Meta Keywords	campaign election vote social media

Current Whois Record

Reported on Apr 12, 2019

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: http://www.godaddy.com
Updated Date: 2016-03-10T15:35:53Z
Creation Date: 2014-04-25T15:26:14Z
Registrar Registration Expiration Date: 2020-04-25T15:26:14Z
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.4806242505
Domain Status: clientTransferProhibited <http://www.icann.org/epp#clientTransferProhibited>
Domain Status: clientUpdateProhibited <http://www.icann.org/epp#clientUpdateProhibited>
Domain Status: clientRenewProhibited <http://www.icann.org/epp#clientRenewProhibited>
Domain Status: clientDeleteProhibited <http://www.icann.org/epp#clientDeleteProhibited>
Registry Registrant ID: Not Available From Registry
Registrant Name: Registration Private
Registrant Organization: Domains By Proxy, LLC
Registrant Street: DomainsByProxy.com
Registrant Street: 14455 N. Hayden Road
Registrant City: Scottsdale
Registrant State/Province: Arizona
Registrant Postal Code: 85260
Registrant Country: US
Registrant Phone: +1.4806242599
Registrant Phone Ext:
Registrant Fax: +1.4806242598
Registrant Fax Ext:
Registrant Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Admin ID: Not Available From Registry
Admin Name: Registration Private
Admin Organization: Domains By Proxy, LLC
Admin Street: DomainsByProxy.com
Admin Street: 14455 N. Hayden Road
Admin City: Scottsdale
Admin State/Province: Arizona
Admin Postal Code: 85260
Admin Country: US
Admin Phone: +1.4806242599
Admin Phone Ext:
Admin Fax: +1.4806242598
Admin Fax Ext:
Admin Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Tech ID: Not Available From Registry
Tech Name: Registration Private
Tech Organization: Domains By Proxy, LLC
Tech Street: DomainsByProxy.com
Tech Street: 14455 N. Hayden Road
Tech City: Scottsdale
Tech State/Province: Arizona
Tech Postal Code: 85260

Tech Country: US
Tech Phone: +1.4806242599
Tech Phone Ext:
Tech Fax: +1.4806242598
Tech Fax Ext:
Tech Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Name Server: NS-293.AWSDNS-36.COM
Name Server: NS-1493.AWSDNS-58.ORG
Name Server: NS-531.AWSDNS-02.NET
Name Server: NS-1763.AWSDNS-28.CO.UK
DNSSEC: unsigned
URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Ownership History

Whois History for UCampaignApp.com

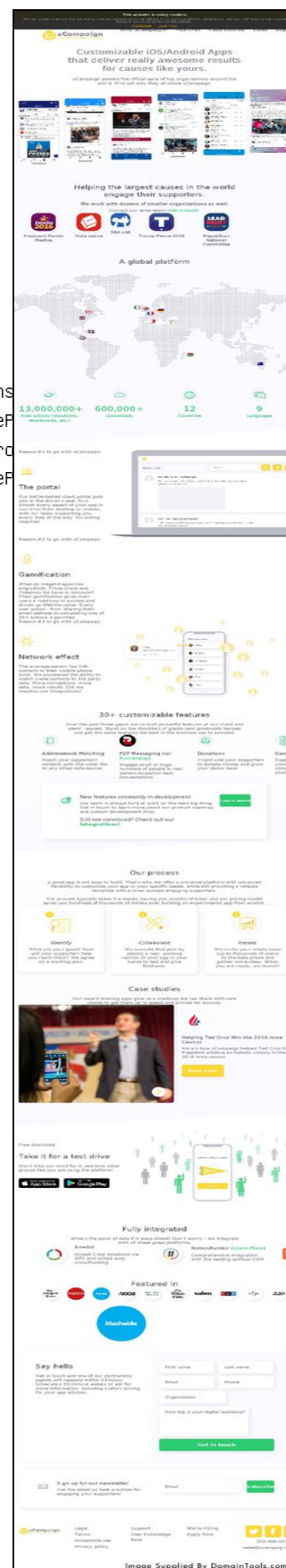
DomainTools has 22 distinct historical ownership records for UCampaignApp.com. The oldest record dates Apr 25, 2014. Each record is listed on its own page, starting with the most recent record. The date at the start of the section indicates the first time we captured the record. The website screenshot, when available, will be the image captured as close as possible to the record date.

About Whois History

DomainTools takes periodic snapshots of domain name Whois records and stores them for subsequent analysis. The database contains billions of Whois records across hundreds of millions of domains, dating back in some cases to 2001.

Whois Record on Jan 22, 2019

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: http://www.godaddy.com
Updated Date: 2016-03-10T15:35:53Z
Creation Date: 2014-04-25T15:26:14Z
Registrar Registration Expiration Date: 2020-04-25T15:26:14Z
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.4806242505
Domain Status: clientTransferProhibited http://www.icann.org/epp#clientTransferProhibited
Domain Status: clientUpdateProhibited http://www.icann.org/epp#clientUpdateProhibited
Domain Status: clientRenewProhibited http://www.icann.org/epp#clientRenewProhibited
Domain Status: clientDeleteProhibited http://www.icann.org/epp#clientDeleteProhibited
Registry Registrant ID: Not Available From Registry
Registrant Name: Registration Private
Registrant Organization: Domains By Proxy, LLC
Registrant Street: DomainsByProxy.com
Registrant Street: 14455 N. Hayden Road
Registrant City: Scottsdale
Registrant State/Province: Arizona
Registrant Postal Code: 85260
Registrant Country: US
Registrant Phone: +1.4806242599
Registrant Phone Ext:
Registrant Fax: +1.4806242598
Registrant Fax Ext:
Registrant Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Admin ID: Not Available From Registry
Admin Name: Registration Private
Admin Organization: Domains By Proxy, LLC
Admin Street: DomainsByProxy.com
Admin Street: 14455 N. Hayden Road
Admin City: Scottsdale
Admin State/Province: Arizona
Admin Postal Code: 85260
Admin Country: US
Admin Phone: +1.4806242599
Admin Phone Ext:
Admin Fax: +1.4806242598
Admin Fax Ext:
Admin Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Tech ID: Not Available From Registry
Tech Name: Registration Private
Tech Organization: Domains By Proxy, LLC
Tech Street: DomainsByProxy.com
Tech Street: 14455 N. Hayden Road
Tech City: Scottsdale
Tech State/Province: Arizona
Tech Postal Code: 85260
Tech Country: US
Tech Phone: +1.4806242599
Tech Phone Ext:



Screenshot taken Nov 6, 2018

Tech Fax: +1.4806242598

Tech Fax Ext:

Tech Email: UCAMPAIGNAPP.COM@domainsbyproxy.com

Name Server: NS-293.AWSDNS-36.COM

Name Server: NS-1493.AWSDNS-58.ORG

Name Server: NS-531.AWSDNS-02.NET

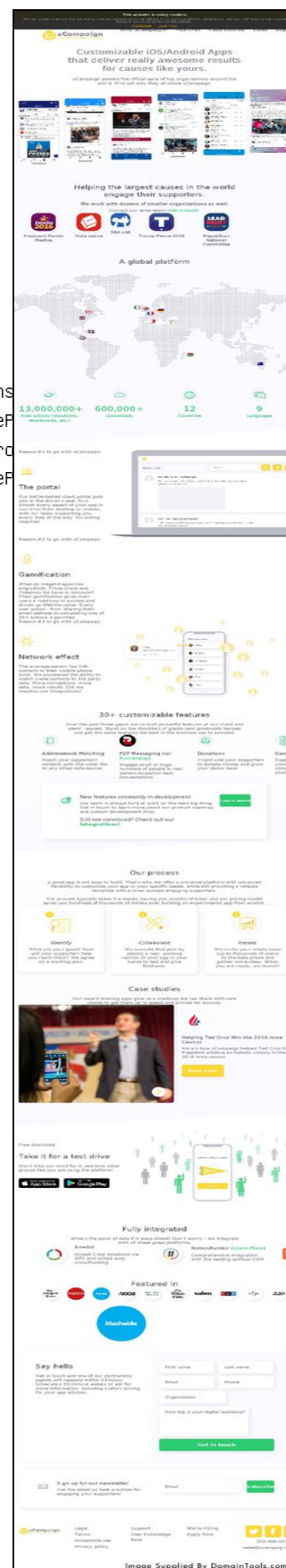
Name Server: NS-1763.AWSDNS-28.CO.UK

DNSSEC: unsigned

URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Whois Record on Jan 18, 2019

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: http://www.godaddy.com
Updated Date: 2016-03-10T15:35:53Z
Creation Date: 2014-04-25T15:26:14Z
Registrar Registration Expiration Date: 2020-04-25T15:26:14Z
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.4806242505
Domain Status: clientTransferProhibited http://www.icann.org/epp#clientTransferProhibited
Domain Status: clientUpdateProhibited http://www.icann.org/epp#clientUpdateProhibited
Domain Status: clientRenewProhibited http://www.icann.org/epp#clientRenewProhibited
Domain Status: clientDeleteProhibited http://www.icann.org/epp#clientDeleteProhibited
Registry Registrant ID: Not Available From Registry
Registrant Name: Registration Private
Registrant Organization: Domains By Proxy, LLC
Registrant Street: DomainsByProxy.com
Registrant Street: 14455 N. Hayden Road
Registrant City: Scottsdale
Registrant State/Province: Arizona
Registrant Postal Code: 85260
Registrant Country: US
Registrant Phone: +1.4806242599
Registrant Phone Ext:
Registrant Fax: +1.4806242598
Registrant Fax Ext:
Registrant Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Admin ID: Not Available From Registry
Admin Name: Registration Private
Admin Organization: Domains By Proxy, LLC
Admin Street: DomainsByProxy.com
Admin Street: 14455 N. Hayden Road
Admin City: Scottsdale
Admin State/Province: Arizona
Admin Postal Code: 85260
Admin Country: US
Admin Phone: +1.4806242599
Admin Phone Ext:
Admin Fax: +1.4806242598
Admin Fax Ext:
Admin Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Tech ID: Not Available From Registry
Tech Name: Registration Private
Tech Organization: Domains By Proxy, LLC
Tech Street: DomainsByProxy.com
Tech Street: 14455 N. Hayden Road
Tech City: Scottsdale
Tech State/Province: Arizona
Tech Postal Code: 85260
Tech Country: US
Tech Phone: +1.4806242599
Tech Phone Ext:



Screenshot taken Nov 6, 2018

Tech Fax: +1.4806242598

Tech Fax Ext:

Tech Email: UCAMPAIGNAPP.COM@domainsbyproxy.com

Name Server: NS-293.AWSDNS-36.COM

Name Server: NS-1493.AWSDNS-58.ORG

Name Server: NS-531.AWSDNS-02.NET

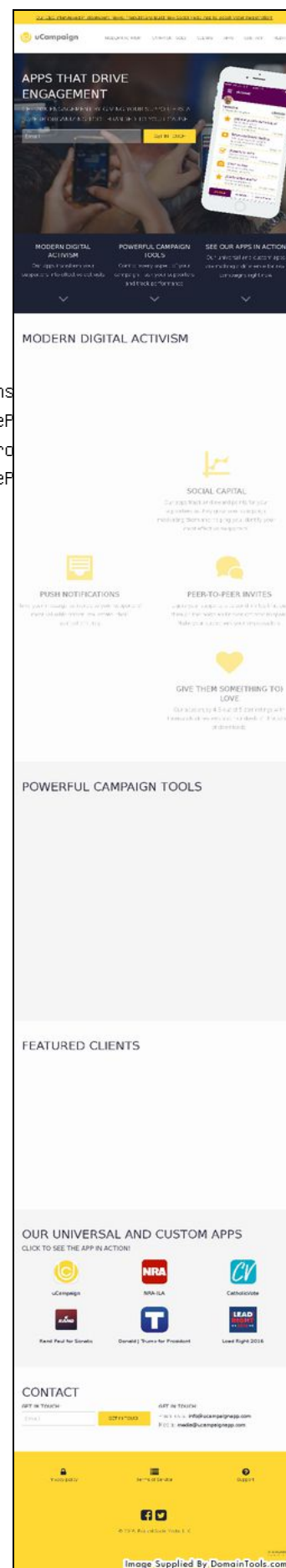
Name Server: NS-1763.AWSDNS-28.CO.UK

DNSSEC: unsigned

URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Whois Record on Oct 12, 2018

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: <http://www.godaddy.com>
Updated Date: 2016-03-10T15:35:53Z
Creation Date: 2014-04-25T15:26:14Z
Registrar Registration Expiration Date: 2020-04-25T15:26:14Z
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.4806242505
Domain Status: clientTransferProhibited <http://www.icann.org/epp#clientTransferProhibited>
Domain Status: clientUpdateProhibited <http://www.icann.org/epp#clientUpdateProhibited>
Domain Status: clientRenewProhibited <http://www.icann.org/epp#clientRenewProhibited>
Domain Status: clientDeleteProhibited <http://www.icann.org/epp#clientDeleteProhibited>
Registry Registrant ID: Not Available From Registry
Registrant Name: Registration Private
Registrant Organization: Domains By Proxy, LLC
Registrant Street: DomainsByProxy.com
Registrant Street: 14455 N. Hayden Road
Registrant City: Scottsdale
Registrant State/Province: Arizona
Registrant Postal Code: 85260
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Registrant Phone: +1.4806242599
Registrant Phone Ext:
Registrant Fax: +1.4806242598
Registrant Fax Ext:
Registrant Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
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Tech City: Scottsdale
Tech State/Province: Arizona
Tech Postal Code: 85260
Tech Country: US
Tech Phone: +1.4806242599
Tech Phone Ext:



Screenshot taken Oct 7, 2016

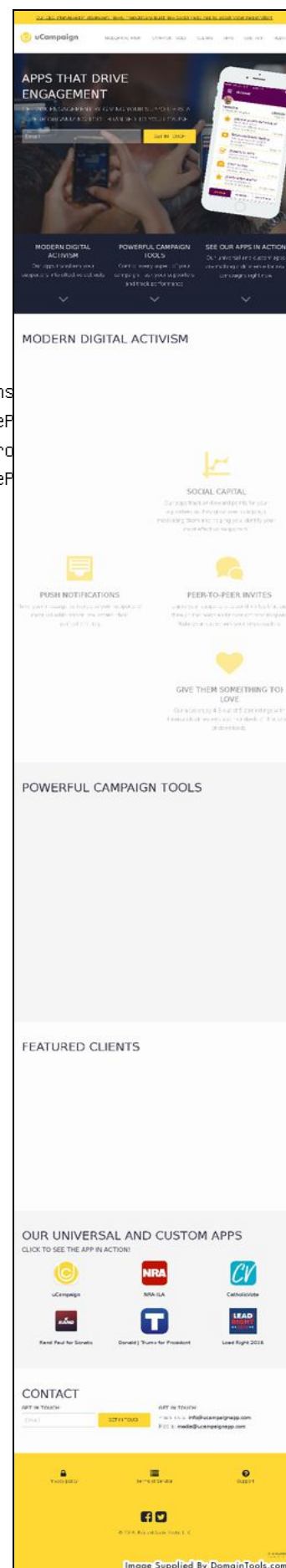
Tech Fax: +1.4806242598
Tech Fax Ext:
Tech Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Name Server: NS-293.AWSDNS-36.COM
Name Server: NS-1493.AWSDNS-58.ORG
Name Server: NS-531.AWSDNS-02.NET
Name Server: NS-1763.AWSDNS-28.CO.UK
DNSSEC: unsigned
URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Whois Record on Jul 5, 2018

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: http://www.godaddy.com
Updated Date: 2016-03-10T15:35:53Z
Creation Date: 2014-04-25T15:26:14Z
Registrar Registration Expiration Date: 2020-04-25T15:26:14Z
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.4806242505
Domain Status: clientTransferProhibited http://www.icann.org/epp#clientTransferProhibited
Domain Status: clientUpdateProhibited http://www.icann.org/epp#clientUpdateProhibited
Domain Status: clientRenewProhibited http://www.icann.org/epp#clientRenewProhibited
Domain Status: clientDeleteProhibited http://www.icann.org/epp#clientDeleteProhibited
Registry Registrant ID: Not Available From Registry
Registrant Name: Registration Private
Registrant Organization: Domains By Proxy, LLC
Registrant Street: DomainsByProxy.com
Registrant Street: 14455 N. Hayden Road
Registrant City: Scottsdale
Registrant State/Province: Arizona
Registrant Postal Code: 85260
Registrant Country: US
Registrant Phone: +1.4806242599
Registrant Phone Ext:
Registrant Fax: +1.4806242598
Registrant Fax Ext:
Registrant Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Admin ID: Not Available From Registry
Admin Name: Registration Private
Admin Organization: Domains By Proxy, LLC
Admin Street: DomainsByProxy.com
Admin Street: 14455 N. Hayden Road
Admin City: Scottsdale
Admin State/Province: Arizona
Admin Postal Code: 85260
Admin Country: US
Admin Phone: +1.4806242599
Admin Phone Ext:
Admin Fax: +1.4806242598
Admin Fax Ext:
Admin Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Tech ID: Not Available From Registry
Tech Name: Registration Private
Tech Organization: Domains By Proxy, LLC
Tech Street: DomainsByProxy.com
Tech Street: 14455 N. Hayden Road
Tech City: Scottsdale
Tech State/Province: Arizona
Tech Postal Code: 85260
Tech Country: US
Tech Phone: +1.4806242599
Tech Phone Ext:

UCampaignApp.com

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Screenshot taken Oct 7, 2016

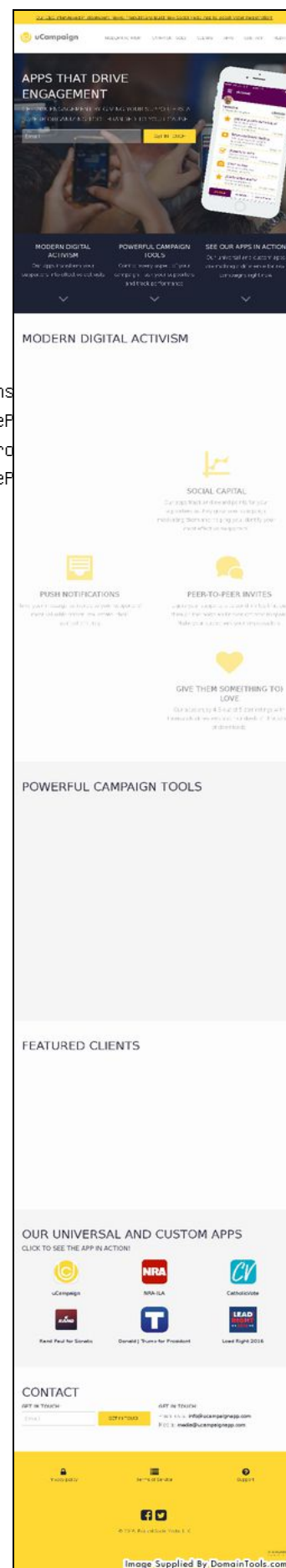
Tech Fax: +1.4806242598
Tech Fax Ext:
Tech Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Name Server: NS-293.AWSDNS-36.COM
Name Server: NS-1493.AWSDNS-58.ORG
Name Server: NS-531.AWSDNS-02.NET
Name Server: NS-1763.AWSDNS-28.CO.UK
DNSSEC: unsigned
URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Whois Record on Jun 28, 2018

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: <http://www.godaddy.com>
Updated Date: 2016-03-10T15:35:53Z
Creation Date: 2014-04-25T15:26:14Z
Registrar Registration Expiration Date: 2020-04-25T15:26:14Z
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.4806242505
Domain Status: clientTransferProhibited <http://www.icann.org/epp#clientTransferProhibited>
Domain Status: clientUpdateProhibited <http://www.icann.org/epp#clientUpdateProhibited>
Domain Status: clientRenewProhibited <http://www.icann.org/epp#clientRenewProhibited>
Domain Status: clientDeleteProhibited <http://www.icann.org/epp#clientDeleteProhibited>
Registry Registrant ID: Not Available From Registry
Registrant Name: Registration Private
Registrant Organization: Domains By Proxy, LLC
Registrant Street: DomainsByProxy.com
Registrant Street: 14455 N. Hayden Road
Registrant City: Scottsdale
Registrant State/Province: Arizona
Registrant Postal Code: 85260
Registrant Country: US
Registrant Phone: +1.4806242599
Registrant Phone Ext:
Registrant Fax: +1.4806242598
Registrant Fax Ext:
Registrant Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Admin ID: Not Available From Registry
Admin Name: Registration Private
Admin Organization: Domains By Proxy, LLC
Admin Street: DomainsByProxy.com
Admin Street: 14455 N. Hayden Road
Admin City: Scottsdale
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Admin Phone: +1.4806242599
Admin Phone Ext:
Admin Fax: +1.4806242598
Admin Fax Ext:
Admin Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Tech ID: Not Available From Registry
Tech Name: Registration Private
Tech Organization: Domains By Proxy, LLC
Tech Street: DomainsByProxy.com
Tech Street: 14455 N. Hayden Road
Tech City: Scottsdale
Tech State/Province: Arizona
Tech Postal Code: 85260
Tech Country: US
Tech Phone: +1.4806242599
Tech Phone Ext:

UCampaignApp.com

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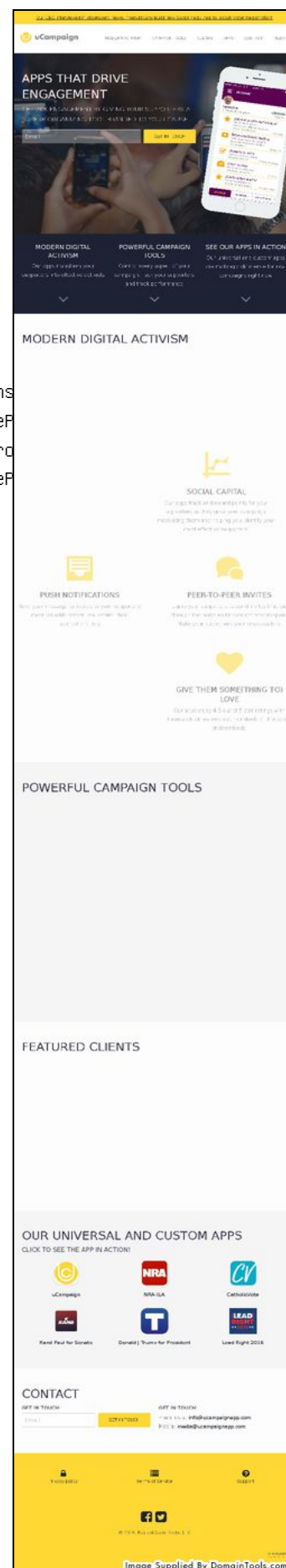


Screenshot taken Oct 7, 2016

Tech Fax: +1.4806242598
Tech Fax Ext:
Tech Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Name Server: NS-293.AWSDNS-36.COM
Name Server: NS-1493.AWSDNS-58.ORG
Name Server: NS-531.AWSDNS-02.NET
Name Server: NS-1763.AWSDNS-28.CO.UK
DNSSEC: unsigned
URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Whois Record on Mar 27, 2018

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: <http://www.godaddy.com>
Updated Date: 2016-03-10T15:35:53Z
Creation Date: 2014-04-25T15:26:14Z
Registrar Registration Expiration Date: 2020-04-25T15:26:14Z
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.4806242505
Domain Status: clientTransferProhibited <http://www.icann.org/epp#clientTransferProhibited>
Domain Status: clientUpdateProhibited <http://www.icann.org/epp#clientUpdateProhibited>
Domain Status: clientRenewProhibited <http://www.icann.org/epp#clientRenewProhibited>
Domain Status: clientDeleteProhibited <http://www.icann.org/epp#clientDeleteProhibited>
Registry Registrant ID: Not Available From Registry
Registrant Name: Registration Private
Registrant Organization: Domains By Proxy, LLC
Registrant Street: DomainsByProxy.com
Registrant Street: 14455 N. Hayden Road
Registrant City: Scottsdale
Registrant State/Province: Arizona
Registrant Postal Code: 85260
Registrant Country: US
Registrant Phone: +1.4806242599
Registrant Phone Ext:
Registrant Fax: +1.4806242598
Registrant Fax Ext:
Registrant Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Admin ID: Not Available From Registry
Admin Name: Registration Private
Admin Organization: Domains By Proxy, LLC
Admin Street: DomainsByProxy.com
Admin Street: 14455 N. Hayden Road
Admin City: Scottsdale
Admin State/Province: Arizona
Admin Postal Code: 85260
Admin Country: US
Admin Phone: +1.4806242599
Admin Phone Ext:
Admin Fax: +1.4806242598
Admin Fax Ext:
Admin Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Tech ID: Not Available From Registry
Tech Name: Registration Private
Tech Organization: Domains By Proxy, LLC
Tech Street: DomainsByProxy.com
Tech Street: 14455 N. Hayden Road
Tech City: Scottsdale
Tech State/Province: Arizona
Tech Postal Code: 85260
Tech Country: US
Tech Phone: +1.4806242599
Tech Phone Ext:



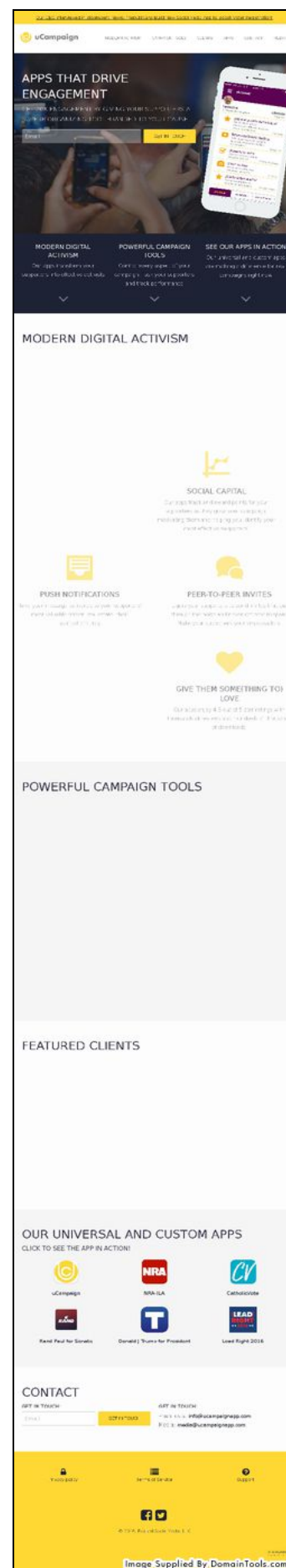
Screenshot taken Oct 7, 2016

Tech Fax: +1.4806242598
Tech Fax Ext:
Tech Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Name Server: NS-293.AWSDNS-36.COM
Name Server: NS-1493.AWSDNS-58.ORG
Name Server: NS-531.AWSDNS-02.NET
Name Server: NS-1763.AWSDNS-28.CO.UK
DNSSEC: unsigned
URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Whois Record on Jan 23, 2018

Domain Name: UCAMPAIGNAPP.COM
Registrar URL: <http://www.godaddy.com>
Registrant Name: Registration Private
Registrant Organization: Domains By Proxy, LLC
Name Server: NS-293.AWSDNS-36.COM
Name Server: NS-1493.AWSDNS-58.ORG
Name Server: NS-531.AWSDNS-02.NET
Name Server: NS-1763.AWSDNS-28.CO.UK
DNSSEC: unsigned

For complete domain details go to:
<http://who.godaddy.com/whoischeck.aspx?domain=UCAMPAIGNAPP.COM>



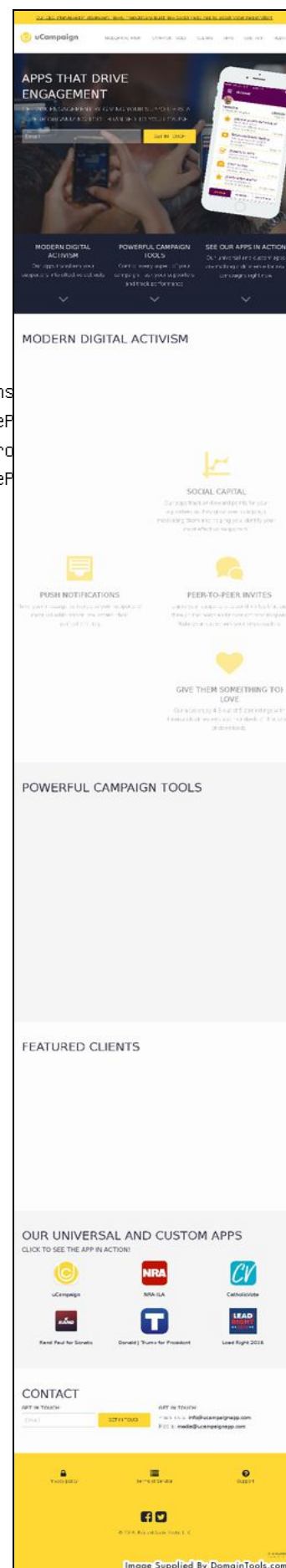
Screenshot taken Oct 7, 2016

Whois Record on Oct 24, 2017

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: <http://www.godaddy.com>
Updated Date: 2016-03-10T15:35:53Z
Creation Date: 2014-04-25T15:26:14Z
Registrar Registration Expiration Date: 2020-04-25T15:26:14Z
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.4806242505
Domain Status: clientTransferProhibited <http://www.icann.org/epp#clientTransferProhibited>
Domain Status: clientUpdateProhibited <http://www.icann.org/epp#clientUpdateProhibited>
Domain Status: clientRenewProhibited <http://www.icann.org/epp#clientRenewProhibited>
Domain Status: clientDeleteProhibited <http://www.icann.org/epp#clientDeleteProhibited>
Registry Registrant ID: Not Available From Registry
Registrant Name: Registration Private
Registrant Organization: Domains By Proxy, LLC
Registrant Street: DomainsByProxy.com
Registrant Street: 14455 N. Hayden Road
Registrant City: Scottsdale
Registrant State/Province: Arizona
Registrant Postal Code: 85260
Registrant Country: US
Registrant Phone: +1.4806242599
Registrant Phone Ext:
Registrant Fax: +1.4806242598
Registrant Fax Ext:
Registrant Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Admin ID: Not Available From Registry
Admin Name: Registration Private
Admin Organization: Domains By Proxy, LLC
Admin Street: DomainsByProxy.com
Admin Street: 14455 N. Hayden Road
Admin City: Scottsdale
Admin State/Province: Arizona
Admin Postal Code: 85260
Admin Country: US
Admin Phone: +1.4806242599
Admin Phone Ext:
Admin Fax: +1.4806242598
Admin Fax Ext:
Admin Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Tech ID: Not Available From Registry
Tech Name: Registration Private
Tech Organization: Domains By Proxy, LLC
Tech Street: DomainsByProxy.com
Tech Street: 14455 N. Hayden Road
Tech City: Scottsdale
Tech State/Province: Arizona
Tech Postal Code: 85260
Tech Country: US
Tech Phone: +1.4806242599
Tech Phone Ext:

UCampaignApp.com

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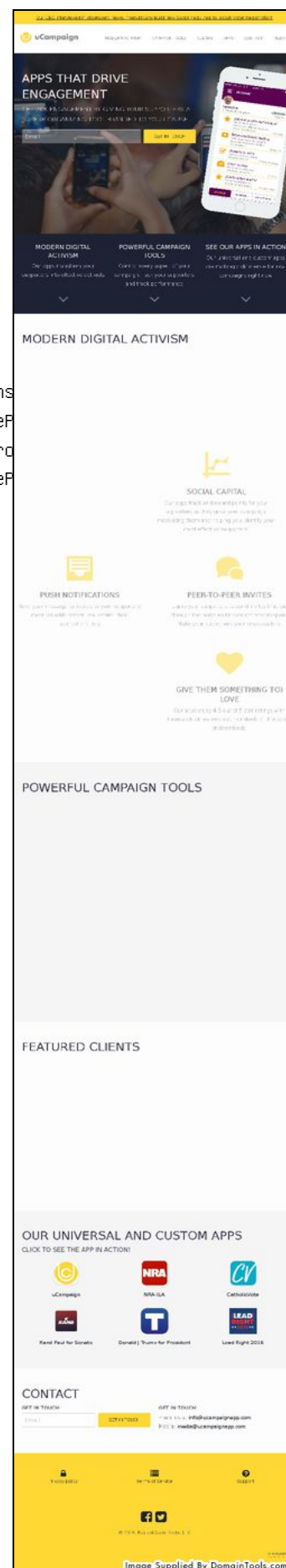


Screenshot taken Oct 7, 2016

Tech Fax: +1.4806242598
Tech Fax Ext:
Tech Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Name Server: NS-293.AWSDNS-36.COM
Name Server: NS-1493.AWSDNS-58.ORG
Name Server: NS-531.AWSDNS-02.NET
Name Server: NS-1763.AWSDNS-28.CO.UK
DNSSEC: unsigned
URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Whois Record on May 11, 2017

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: <http://www.godaddy.com>
Update Date: 2016-03-10T15:35:53Z
Creation Date: 2014-04-25T15:26:14Z
Registrar Registration Expiration Date: 2020-04-25T15:26:14Z
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.4806242505
Domain Status: clientTransferProhibited <http://www.icann.org/epp#clientTransferProhibited>
Domain Status: clientUpdateProhibited <http://www.icann.org/epp#clientUpdateProhibited>
Domain Status: clientRenewProhibited <http://www.icann.org/epp#clientRenewProhibited>
Domain Status: clientDeleteProhibited <http://www.icann.org/epp#clientDeleteProhibited>
Registry Registrant ID: Not Available From Registry
Registrant Name: Registration Private
Registrant Organization: Domains By Proxy, LLC
Registrant Street: DomainsByProxy.com
Registrant Street: 14455 N. Hayden Road
Registrant City: Scottsdale
Registrant State/Province: Arizona
Registrant Postal Code: 85260
Registrant Country: US
Registrant Phone: +1.4806242599
Registrant Phone Ext:
Registrant Fax: +1.4806242598
Registrant Fax Ext:
Registrant Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Admin ID: Not Available From Registry
Admin Name: Registration Private
Admin Organization: Domains By Proxy, LLC
Admin Street: DomainsByProxy.com
Admin Street: 14455 N. Hayden Road
Admin City: Scottsdale
Admin State/Province: Arizona
Admin Postal Code: 85260
Admin Country: US
Admin Phone: +1.4806242599
Admin Phone Ext:
Admin Fax: +1.4806242598
Admin Fax Ext:
Admin Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Tech ID: Not Available From Registry
Tech Name: Registration Private
Tech Organization: Domains By Proxy, LLC
Tech Street: DomainsByProxy.com
Tech Street: 14455 N. Hayden Road
Tech City: Scottsdale
Tech State/Province: Arizona
Tech Postal Code: 85260
Tech Country: US
Tech Phone: +1.4806242599
Tech Phone Ext:

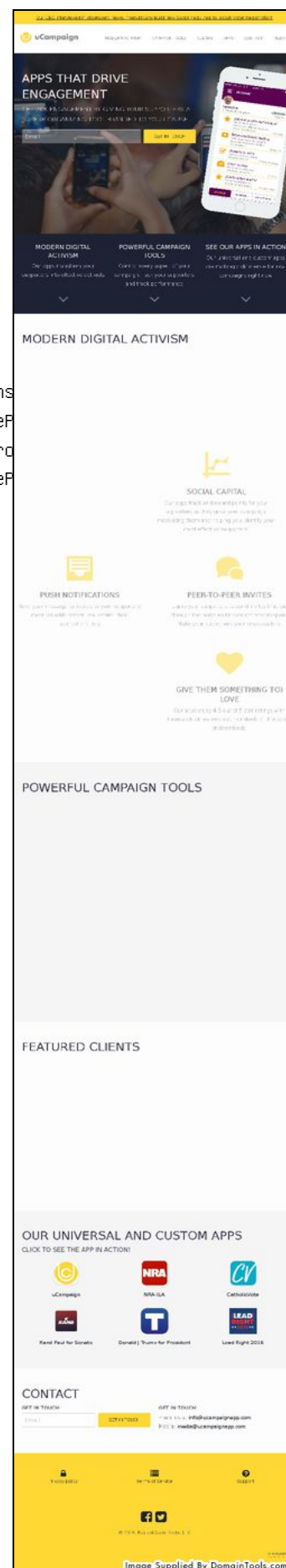


Screenshot taken Oct 7, 2016

Tech Fax: +1.4806242598
Tech Fax Ext:
Tech Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Name Server: NS-293.AWSDNS-36.COM
Name Server: NS-1493.AWSDNS-58.ORG
Name Server: NS-531.AWSDNS-02.NET
Name Server: NS-1763.AWSDNS-28.CO.UK
DNSSEC: unsigned
URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Whois Record on Jan 6, 2017

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: <http://www.godaddy.com>
Update Date: 2016-03-10T15:35:53Z
Creation Date: 2014-04-25T15:26:14Z
Registrar Registration Expiration Date: 2020-04-25T15:26:14Z
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.4806242505
Domain Status: clientTransferProhibited <http://www.icann.org/epp#clientTransferProhibited>
Domain Status: clientUpdateProhibited <http://www.icann.org/epp#clientUpdateProhibited>
Domain Status: clientRenewProhibited <http://www.icann.org/epp#clientRenewProhibited>
Domain Status: clientDeleteProhibited <http://www.icann.org/epp#clientDeleteProhibited>
Registry Registrant ID: Not Available From Registry
Registrant Name: Registration Private
Registrant Organization: Domains By Proxy, LLC
Registrant Street: DomainsByProxy.com
Registrant Street: 14747 N Northsight Blvd Suite 111, PMB 309
Registrant City: Scottsdale
Registrant State/Province: Arizona
Registrant Postal Code: 85260
Registrant Country: US
Registrant Phone: +1.4806242599
Registrant Phone Ext:
Registrant Fax: +1.4806242598
Registrant Fax Ext:
Registrant Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Admin ID: Not Available From Registry
Admin Name: Registration Private
Admin Organization: Domains By Proxy, LLC
Admin Street: DomainsByProxy.com
Admin Street: 14747 N Northsight Blvd Suite 111, PMB 309
Admin City: Scottsdale
Admin State/Province: Arizona
Admin Postal Code: 85260
Admin Country: US
Admin Phone: +1.4806242599
Admin Phone Ext:
Admin Fax: +1.4806242598
Admin Fax Ext:
Admin Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Tech ID: Not Available From Registry
Tech Name: Registration Private
Tech Organization: Domains By Proxy, LLC
Tech Street: DomainsByProxy.com
Tech Street: 14747 N Northsight Blvd Suite 111, PMB 309
Tech City: Scottsdale
Tech State/Province: Arizona
Tech Postal Code: 85260
Tech Country: US
Tech Phone: +1.4806242599
Tech Phone Ext:



Screenshot taken Oct 7, 2016

Tech Fax: +1.4806242598
Tech Fax Ext:
Tech Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Name Server: NS-293.AWSDNS-36.COM
Name Server: NS-1493.AWSDNS-58.ORG
Name Server: NS-531.AWSDNS-02.NET
Name Server: NS-1763.AWSDNS-28.CO.UK
DNSSEC: unsigned
URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Whois Record on Aug 9, 2016

No adjacent screenshot
available for this date.

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: http://www.godaddy.com
Update Date: 2016-03-10T15:35:53Z
Creation Date: 2014-04-25T15:26:14Z
Registrar Registration Expiration Date: 2020-04-25T15:26:14Z
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.4806242505
Domain Status: clientTransferProhibited http://www.icann.org/epp#clientTransferProhibited
Domain Status: clientUpdateProhibited http://www.icann.org/epp#clientUpdateProhibited
Domain Status: clientRenewProhibited http://www.icann.org/epp#clientRenewProhibited
Domain Status: clientDeleteProhibited http://www.icann.org/epp#clientDeleteProhibited
Registry Registrant ID: Not Available From Registry
Registrant Name: Registration Private
Registrant Organization: Domains By Proxy, LLC
Registrant Street: DomainsByProxy.com
Registrant Street: 14747 N Northsight Blvd Suite 111, PMB 309
Registrant City: Scottsdale
Registrant State/Province: Arizona
Registrant Postal Code: 85260
Registrant Country: US
Registrant Phone: +1.4806242599
Registrant Phone Ext:
Registrant Fax: +1.4806242598
Registrant Fax Ext:
Registrant Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Admin ID: Not Available From Registry
Admin Name: Registration Private
Admin Organization: Domains By Proxy, LLC
Admin Street: DomainsByProxy.com
Admin Street: 14747 N Northsight Blvd Suite 111, PMB 309
Admin City: Scottsdale
Admin State/Province: Arizona
Admin Postal Code: 85260
Admin Country: US
Admin Phone: +1.4806242599
Admin Phone Ext:
Admin Fax: +1.4806242598
Admin Fax Ext:
Admin Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Tech ID: Not Available From Registry
Tech Name: Registration Private
Tech Organization: Domains By Proxy, LLC
Tech Street: DomainsByProxy.com
Tech Street: 14747 N Northsight Blvd Suite 111, PMB 309
Tech City: Scottsdale
Tech State/Province: Arizona
Tech Postal Code: 85260
Tech Country: US
Tech Phone: +1.4806242599
Tech Phone Ext:

Tech Fax: +1.4806242598
Tech Fax Ext:
Tech Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Name Server: NS-293.AWSDNS-36.COM
Name Server: NS-1493.AWSDNS-58.ORG
Name Server: NS-531.AWSDNS-02.NET
Name Server: NS-1763.AWSDNS-28.CO.UK
DNSSEC: unsigned
URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Whois Record on Mar 30, 2016

No adjacent screenshot
available for this date.

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: http://www.godaddy.com
Update Date: 2016-03-10T15:35:53Z
Creation Date: 2014-04-25T15:26:14Z
Registrar Registration Expiration Date: 2020-04-25T15:26:14Z
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.4806242505
Domain Status: clientTransferProhibited http://www.icann.org/epp#clientTransferProhibited
Domain Status: clientUpdateProhibited http://www.icann.org/epp#clientUpdateProhibited
Domain Status: clientRenewProhibited http://www.icann.org/epp#clientRenewProhibited
Domain Status: clientDeleteProhibited http://www.icann.org/epp#clientDeleteProhibited
Registry Registrant ID: Not Available From Registry
Registrant Name: Registration Private
Registrant Organization: Domains By Proxy, LLC
Registrant Street: DomainsByProxy.com
Registrant Street: 14747 N Northsight Blvd Suite 111, PMB 309
Registrant City: Scottsdale
Registrant State/Province: Arizona
Registrant Postal Code: 85260
Registrant Country: US
Registrant Phone: +1.4806242599
Registrant Phone Ext:
Registrant Fax: +1.4806242598
Registrant Fax Ext:
Registrant Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Admin ID: Not Available From Registry
Admin Name: Registration Private
Admin Organization: Domains By Proxy, LLC
Admin Street: DomainsByProxy.com
Admin Street: 14747 N Northsight Blvd Suite 111, PMB 309
Admin City: Scottsdale
Admin State/Province: Arizona
Admin Postal Code: 85260
Admin Country: US
Admin Phone: +1.4806242599
Admin Phone Ext:
Admin Fax: +1.4806242598
Admin Fax Ext:
Admin Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Tech ID: Not Available From Registry
Tech Name: Registration Private
Tech Organization: Domains By Proxy, LLC
Tech Street: DomainsByProxy.com
Tech Street: 14747 N Northsight Blvd Suite 111, PMB 309
Tech City: Scottsdale
Tech State/Province: Arizona
Tech Postal Code: 85260
Tech Country: US
Tech Phone: +1.4806242599
Tech Phone Ext:

Tech Fax: +1.4806242598
Tech Fax Ext:
Tech Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Name Server: NS-293.AWSDNS-36.COM
Name Server: NS-1493.AWSDNS-58.ORG
Name Server: NS-531.AWSDNS-02.NET
Name Server: NS-1763.AWSDNS-28.CO.UK
DNSSEC: unsigned
URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Whois Record on Dec 13, 2015

No adjacent screenshot
available for this date.

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: http://www.godaddy.com
Update Date: 2014-07-31T16:24:48Z
Creation Date: 2014-04-25T15:26:14Z
Registrar Registration Expiration Date: 2019-04-25T15:26:14Z
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.4806242505
Domain Status: clientTransferProhibited http://www.icann.org/epp#clientTransferProhibited
Domain Status: clientUpdateProhibited http://www.icann.org/epp#clientUpdateProhibited
Domain Status: clientRenewProhibited http://www.icann.org/epp#clientRenewProhibited
Domain Status: clientDeleteProhibited http://www.icann.org/epp#clientDeleteProhibited
Registry Registrant ID:
Registrant Name: Registration Private
Registrant Organization: Domains By Proxy, LLC
Registrant Street: DomainsByProxy.com
Registrant Street: 14747 N Northsight Blvd Suite 111, PMB 309
Registrant City: Scottsdale
Registrant State/Province: Arizona
Registrant Postal Code: 85260
Registrant Country: United States
Registrant Phone: +1.4806242599
Registrant Phone Ext:
Registrant Fax: +1.4806242598
Registrant Fax Ext:
Registrant Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Admin ID:
Admin Name: Registration Private
Admin Organization: Domains By Proxy, LLC
Admin Street: DomainsByProxy.com
Admin Street: 14747 N Northsight Blvd Suite 111, PMB 309
Admin City: Scottsdale
Admin State/Province: Arizona
Admin Postal Code: 85260
Admin Country: United States
Admin Phone: +1.4806242599
Admin Phone Ext:
Admin Fax: +1.4806242598
Admin Fax Ext:
Admin Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Tech ID:
Tech Name: Registration Private
Tech Organization: Domains By Proxy, LLC
Tech Street: DomainsByProxy.com
Tech Street: 14747 N Northsight Blvd Suite 111, PMB 309
Tech City: Scottsdale
Tech State/Province: Arizona
Tech Postal Code: 85260
Tech Country: United States
Tech Phone: +1.4806242599
Tech Phone Ext:

Tech Fax: +1.4806242598
Tech Fax Ext:
Tech Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Name Server: NS-293.AWSDNS-36.COM
Name Server: NS-1493.AWSDNS-58.ORG
Name Server: NS-531.AWSDNS-02.NET
Name Server: NS-1763.AWSDNS-28.CO.UK
DNSSEC: unsigned
URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Whois Record on Aug 29, 2015

No adjacent screenshot
available for this date.

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: http://www.godaddy.com
Update Date: 2014-07-31T16:24:48Z
Creation Date: 2014-04-25T15:26:14Z
Registrar Registration Expiration Date: 2019-04-25T15:26:14Z
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.4806242505
Domain Status: clientTransferProhibited http://www.icann.org/epp#clientTransferProhibited
Domain Status: clientUpdateProhibited http://www.icann.org/epp#clientUpdateProhibited
Domain Status: clientRenewProhibited http://www.icann.org/epp#clientRenewProhibited
Domain Status: clientDeleteProhibited http://www.icann.org/epp#clientDeleteProhibited
Registry Registrant ID:
Registrant Name: Registration Private
Registrant Organization: Domains By Proxy, LLC
Registrant Street: DomainsByProxy.com
Registrant Street: 14747 N Northsight Blvd Suite 111, PMB 309
Registrant City: Scottsdale
Registrant State/Province: Arizona
Registrant Postal Code: 85260
Registrant Country: United States
Registrant Phone: +1.4806242599
Registrant Phone Ext:
Registrant Fax: +1.4806242598
Registrant Fax Ext:
Registrant Email: UCAMPAIGNAPP.COM@domainsbypoxy.com
Registry Admin ID:
Admin Name: Registration Private
Admin Organization: Domains By Proxy, LLC
Admin Street: DomainsByProxy.com
Admin Street: 14747 N Northsight Blvd Suite 111, PMB 309
Admin City: Scottsdale
Admin State/Province: Arizona
Admin Postal Code: 85260
Admin Country: United States
Admin Phone: +1.4806242599
Admin Phone Ext:
Admin Fax: +1.4806242598
Admin Fax Ext:
Admin Email: UCAMPAIGNAPP.COM@domainsbypoxy.com
Registry Tech ID:
Tech Name: Registration Private
Tech Organization: Domains By Proxy, LLC
Tech Street: DomainsByProxy.com
Tech Street: 14747 N Northsight Blvd Suite 111, PMB 309
Tech City: Scottsdale
Tech State/Province: Arizona
Tech Postal Code: 85260
Tech Country: United States
Tech Phone: +1.4806242599
Tech Phone Ext:

Tech Fax: +1.4806242598
Tech Fax Ext:
Tech Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Name Server: NS-293.AWSDNS-36.COM
Name Server: NS-1493.AWSDNS-58.ORG
Name Server: NS-531.AWSDNS-02.NET
Name Server: NS-1763.AWSDNS-28.CO.UK
DNSSEC: unsigned
URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Whois Record on May 29, 2015

No adjacent screenshot
available for this date.

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: http://www.godaddy.com
Update Date: 2014-07-31T16:24:48Z
Creation Date: 2014-04-25T15:26:14Z
Registrar Registration Expiration Date: 2019-04-25T15:26:14Z
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.4806242505
Domain Status: clientTransferProhibited http://www.icann.org/epp#clientTransferProhibited
Domain Status: clientUpdateProhibited http://www.icann.org/epp#clientUpdateProhibited
Domain Status: clientRenewProhibited http://www.icann.org/epp#clientRenewProhibited
Domain Status: clientDeleteProhibited http://www.icann.org/epp#clientDeleteProhibited
Registry Registrant ID:
Registrant Name: Registration Private
Registrant Organization: Domains By Proxy, LLC
Registrant Street: DomainsByProxy.com
Registrant Street: 14747 N Northsight Blvd Suite 111, PMB 309
Registrant City: Scottsdale
Registrant State/Province: Arizona
Registrant Postal Code: 85260
Registrant Country: United States
Registrant Phone: +1.4806242599
Registrant Phone Ext:
Registrant Fax: +1.4806242598
Registrant Fax Ext:
Registrant Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Admin ID:
Admin Name: Registration Private
Admin Organization: Domains By Proxy, LLC
Admin Street: DomainsByProxy.com
Admin Street: 14747 N Northsight Blvd Suite 111, PMB 309
Admin City: Scottsdale
Admin State/Province: Arizona
Admin Postal Code: 85260
Admin Country: United States
Admin Phone: +1.4806242599
Admin Phone Ext:
Admin Fax: +1.4806242598
Admin Fax Ext:
Admin Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Tech ID:
Tech Name: Registration Private
Tech Organization: Domains By Proxy, LLC
Tech Street: DomainsByProxy.com
Tech Street: 14747 N Northsight Blvd Suite 111, PMB 309
Tech City: Scottsdale
Tech State/Province: Arizona
Tech Postal Code: 85260
Tech Country: United States
Tech Phone: +1.4806242599
Tech Phone Ext:

Tech Fax: +1.4806242598
Tech Fax Ext:
Tech Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Name Server: NS-293.AWSDNS-36.COM
Name Server: NS-1493.AWSDNS-58.ORG
Name Server: NS-531.AWSDNS-02.NET
Name Server: NS-1763.AWSDNS-28.CO.UK
DNSSEC: unsigned
URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Whois Record on Mar 4, 2015

No adjacent screenshot
available for this date.

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: http://www.godaddy.com
Update Date: 2014-07-31T16:24:48Z
Creation Date: 2014-04-25T15:26:14Z
Registrar Registration Expiration Date: 2019-04-25T15:26:14Z
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.480-624-2505
Domain Status: clientTransferProhibited http://www.icann.org/epp#clientTransferProhibited
Domain Status: clientUpdateProhibited http://www.icann.org/epp#clientUpdateProhibited
Domain Status: clientRenewProhibited http://www.icann.org/epp#clientRenewProhibited
Domain Status: clientDeleteProhibited http://www.icann.org/epp#clientDeleteProhibited
Registry Registrant ID:
Registrant Name: Registration Private
Registrant Organization: Domains By Proxy, LLC
Registrant Street: DomainsByProxy.com
Registrant Street: 14747 N Northsight Blvd Suite 111, PMB 309
Registrant City: Scottsdale
Registrant State/Province: Arizona
Registrant Postal Code: 85260
Registrant Country: United States
Registrant Phone: +1.4806242599
Registrant Phone Ext:
Registrant Fax: +1.4806242598
Registrant Fax Ext:
Registrant Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Admin ID:
Admin Name: Registration Private
Admin Organization: Domains By Proxy, LLC
Admin Street: DomainsByProxy.com
Admin Street: 14747 N Northsight Blvd Suite 111, PMB 309
Admin City: Scottsdale
Admin State/Province: Arizona
Admin Postal Code: 85260
Admin Country: United States
Admin Phone: +1.4806242599
Admin Phone Ext:
Admin Fax: +1.4806242598
Admin Fax Ext:
Admin Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Tech ID:
Tech Name: Registration Private
Tech Organization: Domains By Proxy, LLC
Tech Street: DomainsByProxy.com
Tech Street: 14747 N Northsight Blvd Suite 111, PMB 309
Tech City: Scottsdale
Tech State/Province: Arizona
Tech Postal Code: 85260
Tech Country: United States
Tech Phone: +1.4806242599
Tech Phone Ext:

Tech Fax: +1.4806242598
Tech Fax Ext:
Tech Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Name Server: NS-293.AWSDNS-36.COM
Name Server: NS-1493.AWSDNS-58.ORG
Name Server: NS-531.AWSDNS-02.NET
Name Server: NS-1763.AWSDNS-28.CO.UK
DNSSEC: unsigned
URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Whois Record on Dec 16, 2014

No adjacent screenshot
available for this date.

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: http://www.godaddy.com
Update Date: 2014-07-31T16:24:48Z
Creation Date: 2014-04-25T15:26:14Z
Registrar Registration Expiration Date: 2019-04-25T15:26:14Z
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.480-624-2505
Domain Status: clientTransferProhibited http://www.icann.org/epp#clientTransferProhibited
Domain Status: clientUpdateProhibited http://www.icann.org/epp#clientUpdateProhibited
Domain Status: clientRenewProhibited http://www.icann.org/epp#clientRenewProhibited
Domain Status: clientDeleteProhibited http://www.icann.org/epp#clientDeleteProhibited
Registry Registrant ID:
Registrant Name: Registration Private
Registrant Organization: Domains By Proxy, LLC
Registrant Street: DomainsByProxy.com
Registrant Street: 14747 N Northsight Blvd Suite 111, PMB 309
Registrant City: Scottsdale
Registrant State/Province: Arizona
Registrant Postal Code: 85260
Registrant Country: United States
Registrant Phone: +1.4806242599
Registrant Phone Ext:
Registrant Fax: +1.4806242598
Registrant Fax Ext:
Registrant Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Admin ID:
Admin Name: Registration Private
Admin Organization: Domains By Proxy, LLC
Admin Street: DomainsByProxy.com
Admin Street: 14747 N Northsight Blvd Suite 111, PMB 309
Admin City: Scottsdale
Admin State/Province: Arizona
Admin Postal Code: 85260
Admin Country: United States
Admin Phone: +1.4806242599
Admin Phone Ext:
Admin Fax: +1.4806242598
Admin Fax Ext:
Admin Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Tech ID:
Tech Name: Registration Private
Tech Organization: Domains By Proxy, LLC
Tech Street: DomainsByProxy.com
Tech Street: 14747 N Northsight Blvd Suite 111, PMB 309
Tech City: Scottsdale
Tech State/Province: Arizona
Tech Postal Code: 85260
Tech Country: United States
Tech Phone: +1.4806242599
Tech Phone Ext:

Tech Fax: +1.4806242598
Tech Fax Ext:
Tech Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Name Server: NS-293.AWSDNS-36.COM
Name Server: NS-1493.AWSDNS-58.ORG
Name Server: NS-531.AWSDNS-02.NET
Name Server: NS-1763.AWSDNS-28.CO.UK
DNSSEC: unsigned
URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Whois Record on Oct 3, 2014

No adjacent screenshot
available for this date.

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: http://www.godaddy.com
Update Date: 2014-07-31 11:24:48
Creation Date: 2014-04-25 10:26:14
Registrar Registration Expiration Date: 2019-04-25 10:26:14
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.480-624-2505
Domain Status: clientTransferProhibited
Domain Status: clientUpdateProhibited
Domain Status: clientRenewProhibited
Domain Status: clientDeleteProhibited
Registry Registrant ID:
Registrant Name: Registration Private
Registrant Organization: Domains By Proxy, LLC
Registrant Street: DomainsByProxy.com
Registrant Street: 14747 N Northsight Blvd Suite 111, PMB 309
Registrant City: Scottsdale
Registrant State/Province: Arizona
Registrant Postal Code: 85260
Registrant Country: United States
Registrant Phone: +1.4806242599
Registrant Phone Ext:
Registrant Fax: +1.4806242598
Registrant Fax Ext:
Registrant Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Admin ID:
Admin Name: Registration Private
Admin Organization: Domains By Proxy, LLC
Admin Street: DomainsByProxy.com
Admin Street: 14747 N Northsight Blvd Suite 111, PMB 309
Admin City: Scottsdale
Admin State/Province: Arizona
Admin Postal Code: 85260
Admin Country: United States
Admin Phone: +1.4806242599
Admin Phone Ext:
Admin Fax: +1.4806242598
Admin Fax Ext:
Admin Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Registry Tech ID:
Tech Name: Registration Private
Tech Organization: Domains By Proxy, LLC
Tech Street: DomainsByProxy.com
Tech Street: 14747 N Northsight Blvd Suite 111, PMB 309
Tech City: Scottsdale
Tech State/Province: Arizona
Tech Postal Code: 85260
Tech Country: United States
Tech Phone: +1.4806242599
Tech Phone Ext:

Tech Fax: +1.4806242598
Tech Fax Ext:
Tech Email: UCAMPAIGNAPP.COM@domainsbyproxy.com
Name Server: NS-293.AWSDNS-36.COM
Name Server: NS-1493.AWSDNS-58.ORG
Name Server: NS-531.AWSDNS-02.NET
Name Server: NS-1763.AWSDNS-28.CO.UK
DNSSEC: unsigned
URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Whois Record on Jul 12, 2014

No adjacent screenshot
available for this date.

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: http://www.godaddy.com
Update Date: 2014-04-25 10:26:14
Creation Date: 2014-04-25 10:26:14
Registrar Registration Expiration Date: 2019-04-25 10:26:14
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.480-624-2505
Domain Status: clientTransferProhibited
Domain Status: clientUpdateProhibited
Domain Status: clientRenewProhibited
Domain Status: clientDeleteProhibited
Registry Registrant ID:
Registrant Name: Jeremy Paff
Registrant Organization: Nehemiah Investments LLC
Registrant Street: 16 Vandeventer Avenue
Registrant Street: F1 1
Registrant City: Princeton
Registrant State/Province: New Jersey
Registrant Postal Code: 08542
Registrant Country: United States
Registrant Phone: +1.9082194265
Registrant Phone Ext:
Registrant Fax:
Registrant Fax Ext:
Registrant Email: jpaff@nehemiahinvestments.com
Registry Admin ID:
Admin Name: Jeremy Paff
Admin Organization: Nehemiah Investments LLC
Admin Street: 16 Vandeventer Avenue
Admin Street: F1 1
Admin City: Princeton
Admin State/Province: New Jersey
Admin Postal Code: 08542
Admin Country: United States
Admin Phone: +1.9082194265
Admin Phone Ext:
Admin Fax:
Admin Fax Ext:
Admin Email: jpaff@nehemiahinvestments.com
Registry Tech ID:
Tech Name: Jeremy Paff
Tech Organization: Nehemiah Investments LLC
Tech Street: 16 Vandeventer Avenue
Tech Street: F1 1
Tech City: Princeton
Tech State/Province: New Jersey
Tech Postal Code: 08542
Tech Country: United States
Tech Phone: +1.9082194265
Tech Phone Ext:

Tech Fax:
Tech Fax Ext:
Tech Email: jpaff@nehemiahinvestments.com
Name Server: NS-293.AWSDNS-36.COM
Name Server: NS-1493.AWSDNS-58.ORG
Name Server: NS-531.AWSDNS-02.NET
Name Server: NS-1763.AWSDNS-28.CO.UK
DNSSEC: unsigned
URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Whois Record on Jul 4, 2014

No adjacent screenshot
available for this date.

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: http://www.godaddy.com
Update Date: 2014-04-25 10:26:14
Creation Date: 2014-04-25 10:26:14
Registrar Registration Expiration Date: 2019-04-25 10:26:14
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.480-624-2505
Domain Status: clientTransferProhibited
Domain Status: clientUpdateProhibited
Domain Status: clientRenewProhibited
Domain Status: clientDeleteProhibited
Registry Registrant ID:
Registrant Name: Jeremy Paff
Registrant Organization: Nehemiah Investments LLC
Registrant Street: 16 Vandeventer Avenue
Registrant Street: F1 1
Registrant City: Princeton
Registrant State/Province: New Jersey
Registrant Postal Code: 08542
Registrant Country: United States
Registrant Phone: +1.9082194265
Registrant Phone Ext:
Registrant Fax:
Registrant Fax Ext:
Registrant Email: jpaff@nehemiahinvestments.com
Registry Admin ID:
Admin Name: Jeremy Paff
Admin Organization: Nehemiah Investments LLC
Admin Street: 16 Vandeventer Avenue
Admin Street: F1 1
Admin City: Princeton
Admin State/Province: New Jersey
Admin Postal Code: 08542
Admin Country: United States
Admin Phone: +1.9082194265
Admin Phone Ext:
Admin Fax:
Admin Fax Ext:
Admin Email: jpaff@nehemiahinvestments.com
Registry Tech ID:
Tech Name: Jeremy Paff
Tech Organization: Nehemiah Investments LLC
Tech Street: 16 Vandeventer Avenue
Tech Street: F1 1
Tech City: Princeton
Tech State/Province: New Jersey
Tech Postal Code: 08542
Tech Country: United States
Tech Phone: +1.9082194265
Tech Phone Ext:

Tech Fax:
Tech Fax Ext:
Tech Email: jpaff@nehemiahinvestments.com
Name Server: NS23.DOMAINCONTROL.COM
Name Server: NS24.DOMAINCONTROL.COM
DNSSEC: unsigned
URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Whois Record on Apr 26, 2014

No adjacent screenshot
available for this date.

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: http://www.godaddy.com
Update Date: 2014-04-25 10:26:14
Creation Date: 2014-04-25 10:26:14
Registrar Registration Expiration Date: 2019-04-25 10:26:14
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.480-624-2505
Domain Status: clientTransferProhibited
Domain Status: clientUpdateProhibited
Domain Status: clientRenewProhibited
Domain Status: clientDeleteProhibited
Registry Registrant ID:
Registrant Name: Jeremy Paff
Registrant Organization: Nehemiah Investments LLC
Registrant Street: 16 Vandeventer Avenue
Registrant Street: F1 1
Registrant City: Princeton
Registrant State/Province: New Jersey
Registrant Postal Code: 08542
Registrant Country: United States
Registrant Phone: +1.9082194265
Registrant Phone Ext:
Registrant Fax:
Registrant Fax Ext:
Registrant Email: jpaff@nehemiahinvestments.com
Registry Admin ID:
Admin Name: Jeremy Paff
Admin Organization: Nehemiah Investments LLC
Admin Street: 16 Vandeventer Avenue
Admin Street: F1 1
Admin City: Princeton
Admin State/Province: New Jersey
Admin Postal Code: 08542
Admin Country: United States
Admin Phone: +1.9082194265
Admin Phone Ext:
Admin Fax:
Admin Fax Ext:
Admin Email: jpaff@nehemiahinvestments.com
Registry Tech ID:
Tech Name: Jeremy Paff
Tech Organization: Nehemiah Investments LLC
Tech Street: 16 Vandeventer Avenue
Tech Street: F1 1
Tech City: Princeton
Tech State/Province: New Jersey
Tech Postal Code: 08542
Tech Country: United States
Tech Phone: +1.9082194265
Tech Phone Ext:

Tech Fax:
Tech Fax Ext:
Tech Email: jpaff@nehemiahinvestments.com
Name Server: NS23.DOMAINCONTROL.COM
Name Server: NS24.DOMAINCONTROL.COM
DNSSEC: unsigned
URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Whois Record on Apr 25, 2014

No adjacent screenshot
available for this date.

Domain Name: UCAMPAIGNAPP.COM
Registry Domain ID: 1856154122_DOMAIN_COM-VRSN
Registrar WHOIS Server: whois.godaddy.com
Registrar URL: http://www.godaddy.com
Update Date: 2014-04-25 10:26:14
Creation Date: 2014-04-25 10:26:14
Registrar Registration Expiration Date: 2019-04-25 10:26:14
Registrar: GoDaddy.com, LLC
Registrar IANA ID: 146
Registrar Abuse Contact Email: abuse@godaddy.com
Registrar Abuse Contact Phone: +1.480-624-2505
Domain Status: clientTransferProhibited
Domain Status: clientUpdateProhibited
Domain Status: clientRenewProhibited
Domain Status: clientDeleteProhibited
Registry Registrant ID:
Registrant Name: Jeremy Paff
Registrant Organization: Nehemiah Investments LLC
Registrant Street: 16 Vandeventer Avenue
Registrant Street: F1 1
Registrant City: Princeton
Registrant State/Province: New Jersey
Registrant Postal Code: 08542
Registrant Country: United States
Registrant Phone: +1.9082194265
Registrant Phone Ext:
Registrant Fax:
Registrant Fax Ext:
Registrant Email: jpaff@nehemiahinvestments.com
Registry Admin ID:
Admin Name: Jeremy Paff
Admin Organization: Nehemiah Investments LLC
Admin Street: 16 Vandeventer Avenue
Admin Street: F1 1
Admin City: Princeton
Admin State/Province: New Jersey
Admin Postal Code: 08542
Admin Country: United States
Admin Phone: +1.9082194265
Admin Phone Ext:
Admin Fax:
Admin Fax Ext:
Admin Email: jpaff@nehemiahinvestments.com
Registry Tech ID:
Tech Name: Jeremy Paff
Tech Organization: Nehemiah Investments LLC
Tech Street: 16 Vandeventer Avenue
Tech Street: F1 1
Tech City: Princeton
Tech State/Province: New Jersey
Tech Postal Code: 08542
Tech Country: United States
Tech Phone: +1.9082194265
Tech Phone Ext:

Tech Fax:
Tech Fax Ext:
Tech Email: jpaff@nehemiahinvestments.com
Name Server: NS23.DOMAINCONTROL.COM
Name Server: NS24.DOMAINCONTROL.COM
DNSSEC: unsigned
URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Hosting History

DomainTools tracks changes to a domain name's IP address, name server and registrar. These events can be useful signals that may indicate more macro events, including: domain name sales, transfers or deletions; taking a site live with new content; or a change in registration or hosting profile.

Registrar History

Date	Registrar
Mar 10, 2016	GoDaddy.com

Name Server History

Event Date	Action	New Server	Previous Server
Jul 12, 2014	Transfer	awsdns-02.net	domaincontrol.com
Apr 26, 2014	New	domaincontrol.com	-

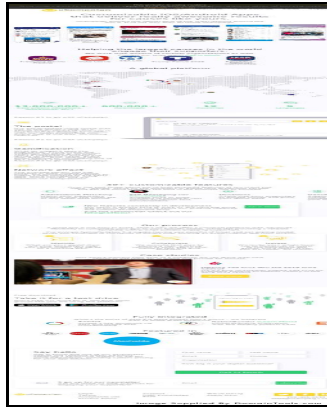
IP Address History

Event Date	Action	New IP	Previous IP
Mar 12, 2018	Change	52.202.214.126	52.54.210.202
Feb 4, 2018	Change	52.54.210.202	34.227.0.171
Jul 26, 2017	Change	34.227.0.171	52.4.228.64
Nov 15, 2016	Change	52.4.228.64	52.21.138.103
Oct 29, 2016	Change	52.21.138.103	52.72.185.178
Oct 12, 2016	Change	52.72.185.178	52.7.137.203
Sep 25, 2016	Change	52.7.137.203	52.200.28.82
Aug 24, 2016	Change	52.200.28.82	52.200.228.187
Aug 8, 2016	Change	52.200.228.187	52.21.30.76
Apr 18, 2016	Change	52.21.30.76	50.16.146.116
Apr 2, 2016	Change	50.16.146.116	52.3.117.105
Feb 14, 2016	Change	52.3.117.105	52.7.7.4
Aug 18, 2015	Change	52.7.7.4	54.85.152.86
Aug 4, 2015	Change	54.85.152.86	54.86.192.93
Mar 20, 2015	Change	54.86.192.93	54.84.42.199
Mar 6, 2015	Change	54.84.42.199	54.84.72.157
Feb 21, 2015	Change	54.84.72.157	54.208.26.220
Aug 26, 2014	Change	54.208.26.220	107.21.20.241
Aug 14, 2014	Change	107.21.20.241	54.208.48.216
Aug 2, 2014	Change	54.208.48.216	50.63.202.53
May 10, 2014	New	50.63.202.53	-

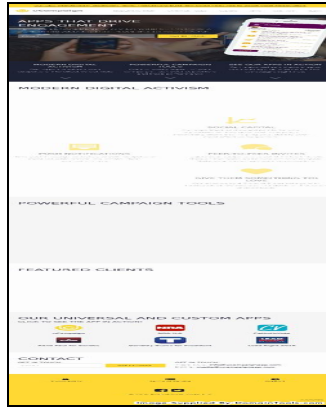
Screenshot History

DomainTools captures snapshots of website homepages on regular intervals. This content is useful for researchers to understand how a domain was used at various points in time. Due to the relatively high storage costs of screenshot data, the coverage of screenshot histories is in most cases not as thorough as Whois or hosting data, and this is especially true for dates early in a domain's history.

DomainTools has 2 records collected between Oct 7, 2016 and Nov 6, 2018.



Nov 6, 2018



Oct 7, 2016

Connected Domains

Shared IP Address

DomainTools uses proprietary techniques to discover other domain names that are hosted on the same IP address (web host) as UCampaignApp.com. This is a sample of up to 100 randomly-selected domains from that dataset. Access to this data provides context in cases where knowing associated domain names has value.

The exhaustive list of connected domains by IP address is available in the Reverse IP product at DomainTools.com.

Domain	Created	Registrant
ucampaignapp.com	Apr 25, 2014	Domains By Proxy, LLC

Shared Name Server

DomainTools uses proprietary techniques to discover other domain names that are hosted on the same name server as UCampaignApp.com. This is a sample of up to 100 randomly-selected domains from that dataset. Access to this data provides context in cases where knowing associated domain names has value.

The exhaustive list of connected domains by name server is available in the Name Server Report product at DomainTools.com.

Domain	Created	Registrant
15gifts.com	Oct 7, 2009	REDACTED FOR PRIVACY
32westbrook.com	Apr 21, 2018	Whois Privacy Service
3dix.com	Jun 24, 2015	Authentise
adweek.com	May 25, 1995	Moniker Privacy Services
agentdeerfieldbeach.com	Apr 26, 2013	Agentdeerfieldbeach.com
aisleshopnow.com	May 10, 2018	Whois Privacy Service
appdepository.com	Dec 7, 2016	WhoisGuard, Inc.
apothecary.com	Feb 10, 2016	Whois Privacy Service
archgourmetphilly.com	Jul 19, 2016	EatStreet, Inc.
arctorius.com	Sep 12, 2015	REDACTED FOR PRIVACY
arealmedia.com	Mar 19, 2004	REDACTED FOR PRIVACY
armored-mini-storage.com	Sep 9, 2002	Cox Armored Mini Storage Management
artiemo.com	Dec 21, 2018	Whois Privacy Service
botim123.com	Sep 5, 2017	Whois Privacy Service
buyingq.com	Nov 27, 2007	Sabin Bermant & Gould LLP
calabria.realestate	Nov 27, 2018	Ferienhaus Sizilien
cateyeatlas.com	May 16, 2012	Futurek Inc.
celtic-technology.com	Feb 5, 2019	Whois Privacy Service
chosendealsite.com	Dec 23, 2010	Spark Networks USA
codewise.com	Jul 3, 1997	CodeWise spolka z ograniczona odpowiedzialnoscia sp. k.
compasslearninglausd.com	Sep 14, 2005	Whois Privacy Service
crewfully.com	Jul 15, 2017	Whois Privacy Service
cryosix.com	Oct 5, 2018	cuspl Inc.
datasine.com	Apr 16, 2015	DataSine
detahuhcad.com	Jul 16, 2018	Registry Registrant ID :
detailspromotions.com	Feb 12, 2004	Fairchild Publications Inc.
doscoyotes.com	Jan 23, 2000	Domain Privacy Service FBO Registrant.
dragonflightschool.com	Jul 3, 2012	Knowledge Adventure
economistslides.com	Oct 3, 2012	Domains By Proxy, LLC
elisabeththompson.com	Apr 1, 2016	Whois Privacy Service
emailcontent3.com	Aug 20, 2015	Outreach
english-magazines.com	Jul 15, 2010	Mr
ensemble-lab.com	Nov 21, 2016	Whois Privacy Service
everettgolgnier.com	Feb 9, 2015	Whois Privacy Service
ezyplans.com	Aug 4, 2014	Domains By Proxy, LLC

fabiqhub.com	Nov 13, 2017	Whois Privacy Service
fashion100.com	Oct 15, 1999	Advance Digital Inc.
fightforsmall.com	Apr 4, 2014	Fight For Small
financeguide123.com	Apr 29, 2005	Financeguide123.com
frankcfchan.com	Dec 16, 2015	Whois Privacy Protection Service by MuuMuuDomain
fueltools.com	May 16, 2006	Whois Privacy Service
gestma.com	Jan 19, 2019	Whois Privacy Service
goodys2go.com	Sep 13, 2017	Whois Privacy Service
haircutmenharrisonpointecarync.com	Feb 13, 2010	REDACTED FOR PRIVACY
hyperxi.com	Jan 7, 2011	Jason Chaney
itrailnews.com	May 26, 2012	bae,imkyu
jetztkonvertieren.com	Aug 4, 2018	Whois Privacy Service
joshbrauer.com	Jan 17, 2009	WhoisGuard, Inc.
juicy50.com	Mar 6, 2018	REDACTED FOR PRIVACY
kdn-apple.com	Jan 10, 2019	Whois Privacy Service
kingspointfootankle.com	Aug 28, 2016	Kingspointfootankle.com
kompasshire.com	Feb 4, 2018	Whois Privacy Service
lightningcommunity.com	Feb 19, 2007	Corel Corporation
localworkjmp.com	Jul 1, 2013	Domain Protection Services, Inc.
locuratheexile.com	Dec 10, 2018	Whois Privacy Service
ltxdocgen.com	Jun 30, 2018	Whois Privacy Service
luckystylespotter.com	May 1, 2007	Conde Nast Digital
masterlanguagepublishing.com	Aug 10, 2018	Whois Privacy Protection Service by MuuMuuDomain
math-word-problem-software.com	Oct 20, 2014	Whois Privacy Protection Service by VALUE-DOMAIN
medicinaindividualizada.com	Mar 28, 2005	Medicinaindividualizada.com
memudoya.com	Jun 25, 2009	REDACTED FOR PRIVACY
motleycollective.com	Mar 7, 2018	Whois Privacy Service
mpmideas.com	Sep 3, 2013	Mickay Investments, LLC
nascentlending.com	Dec 6, 2017	Whois Privacy Service
nectonetwork.com	Mar 4, 2017	Whois Privacy Service
nickandmoesliquors.com	Jan 30, 2019	Bottlenose
nv0oa.site	Aug 30, 2018	WhoisGuard, Inc.
octank-apparel.com	Sep 9, 2017	Self
palmhavenpb.com	Nov 5, 2018	CampaignTrack Pty Ltd
perfectstyle24.com	Jul 5, 2018	Whois Privacy Service
perfekt-bewerben.com	Feb 27, 2019	WhoisGuard, Inc.
phishalarm.com	Dec 15, 2014	Wombat Security Technologies, Inc.
pitchforkinsider.com	Sep 13, 2017	Pitchfork Media, Inc.
portlandareahomelistings.com	Aug 29, 2016	Whois Privacy Service
potentialassistance.com	Nov 20, 2018	Prime Lead
prezmix.com	Jun 20, 2012	Moni-Media Limited
quesejadivertido.com	Jun 20, 2017	Whois Privacy Service
raywhitekurrikurri.com	Aug 9, 2016	Ray White Real Estate Pty Ltd
rockcandyfilms.com	Oct 26, 2011	WMM HOLDINGS, LLC

rolcal.com	Sep 17, 2018	Whois Privacy Service
sadiemink.com	Jan 17, 2019	Whois Privacy Service
safafre.com	Aug 5, 2017	Whois Privacy Service
sairamkukadala.com	Jul 11, 2018	Whois Privacy Service
searchgdbv.com	Apr 26, 2018	Whois Privacy Corp.
sellingminneapolis.realestate	Oct 24, 2018	Downtown Resource Group, LLC
shawell.com	Oct 6, 2003	REDACTED FOR PRIVACY
skylinevillasapartments.com	Jan 12, 2018	Michael Von Quilich
spectrum360.com	Dec 16, 2007	WhoisGuard, Inc.
stash.realtor	Aug 25, 2016	NAR's official operator of the .REALTOR TLD
statusfeid.com	Feb 20, 2017	Whois Privacy Service
sumoloungecalgary.com	Feb 10, 2015	Sumoloungecalgary.com
theglamourati.com	Jun 28, 2012	Conde Nast Publications Inc.
timlarry.com	Mar 26, 2014	REDACTED FOR PRIVACY
tommyturner.realtor	Oct 20, 2014	NAR's official operator of the .REALTOR TLD
ueta-hone.com	Nov 20, 2006	REDACTED FOR PRIVACY
unlockmygenieclone.com	Oct 26, 2018	Whois Privacy Service
webaudioworkstation.com	Feb 12, 2019	Whois Privacy Service
wishartwedding2019.com	Sep 20, 2018	REDACTED FOR PRIVACY
youspace.com	Jul 3, 2010	REDACTED FOR PRIVACY
yulia-svyatenko-design.com	Mar 25, 2017	Whois Privacy Service

EXHIBIT J

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION**

SHEHAN WIJESINHA
individually and on behalf of all others
similarly situated,

Plaintiff,

v.

SUSAN B. ANTHONY LIST, INC.,

Defendant.

CASE NO. 1:18-cv-22880-JEM

**DEFENDANT SUSAN B. ANTHONY LIST, INC.'S MOTION TO DISMISS, OR, IN THE
ALTERNATIVE, MOTION TO STAY, AND INCORPORATED MEMORANDUM OF
LAW**
(Claim of Unconstitutionality)

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Defendant Susan B. Anthony List, Inc., moves to dismiss Plaintiff's complaint. As an overbroad, content-based restriction on speech, the Telephone Consumer Protection Act's limitations on calls made using an automatic telephone dialing system (or ATDS) cannot stand, at least as applied to the targeted, time-sensitive, minimally intrusive political speech at issue in this case. Alternatively, this Court should stay proceedings until the Federal Communications Commission finishes its already-initiated review of the proper interpretation of the statute.

I. BACKGROUND

SBA List is a non-profit organization whose mission is to “end abortion by electing national leaders and advocating for laws that save lives, with a special calling to promote pro-life women leaders.” SBA List, *About Susan B. Anthony List*, <https://www.sba-list.org/about-susan-b-anthony-list> (last visited Sept. 8, 2018); *see also, e.g., Susan B. Anthony List v. Driehaus*, 134 S. Ct. 2334 (2014). With the announcement of Justice Kennedy's retirement and President Trump's nomination of then-Judge Kavanaugh to replace him on July 9, 2018, SBA List spotted a unique, time-sensitive opportunity: it believed that, if confirmed, Justice Kavanaugh would allow voters and their elected representatives, not judges, to decide important questions about abortion policy. Accordingly, it wanted to reach out quickly to like-minded individuals to urge them to contact Senator Bill Nelson—a Florida Democrat locked in a tight re-election battle with former Florida Governor Rick Scott—and urge then-Judge Kavanaugh's confirmation.

SBA List sought to do so through the quickest and least intrusive means available: text messages. It first acquired a list of those likely to support its pro-life message from i360, a data-analytics company. SBA List had good reason to believe that these individuals would appreciate hearing about pro-life policies; i360 compiled its data from a variety of sources, including voter records, to ensure more precise and effective messaging. Added to this list were some individuals who were *already* SBA List members who had previously provided their contact information.

Armed with this contact information, SBA List hired a vendor, Direct Technology Solutions, which in turn hired another vendor, MudShare, to send the messages. Direct Technology Solutions worked with SBA List to craft the message that SBA List wished to distribute. That message—sent July 13, 2018—stated:

Trump made his Supreme Court pick! Will Nelson stand with Florida or extreme abortion groups? Watch Now: <https://youtu.be/jXPCfMZOCc>. Reply STOP to opt out.

Complaint ¶ 19. The linked video reiterated SBA List’s message: “The Court and innocent lives are on the line. President Trump has nominated another fair, independent Justice. Will Senator Nelson stand with us? Or [with extreme abortion groups]?”

Plaintiff Shehan Wijesinha, a serial litigant, received SBA List’s text message and clicked the link to watch its video. Complaint ¶¶ 19–21. Rather than just ignore the text or opt out of any future texts, he brought this putative class action. He alleges that SBA List violated the TCPA’s \$500-per-call restriction on the use of so-called “automatic telephone dialing systems” (or “ATDSs”), defined as “equipment which has the capacity—(A) to store or produce telephone numbers to be called, using a random or sequential number generator; and (B) to dial such numbers.” 47 U.S.C. § 227(a)(1); *see id.* § 227(b)(1)(A)(iii), (b)(3); *see also In re Rules and Regulations Implementing the TCPA*, Report and Order, 18 FCC Rcd. 14014, 14115 (2003) (interpreting “call” to include sending text messages). Because SBA List’s message was delivered to roughly 203,500 people, Wijesinha and his lawyers—also repeat TCPA players—now seek up to \$300,000,000 in damages from a charitable organization whose net assets in fiscal year 2016 totaled less than \$2 million. Complaint ¶ 48(d); <https://bit.ly/2AqqgNr>.

II. HOLDING SBA LIST LIABLE HERE WOULD VIOLATE THE FIRST AMENDMENT

Fortunately, the Constitution stands in the way of Plaintiff’s attempt to destroy SBA List for the grievous harm of sending a single, time-sensitive political text message to a list of those it reasonably

believed would want to hear from it about pro-life causes. As it stands, the TCPA contains a host of content-based exemptions, exemptions that violate the fundamental principle that neither Congress nor the Federal Communications Commission may prefer one message over another absent compelling justification. Moreover, insofar as it is applied to cover a one-off text message sent to those likely to desire receiving that message, the TCPA is an overbroad prophylactic restriction on speech.

A. The TCPA's Content-Based Provisions Cannot Survive Strict Scrutiny

The TCPA's original ATDS provision exempted only emergency calls—for every other kind of message, it was “unlawful” to “make any call ... using any [ATDS] ... to any telephone number assigned to a ... cellular telephone service” without “the prior express consent of the called party.” 47 U.S.C. § 227(b)(1)(A)(iii) (1992). Since then, however, the ATDS provision has acquired a number of content-based exemptions. Congress recently exempted calls “made solely to collect a debt owed to or guaranteed by the United States.” 47 U.S.C. § 227(b)(1)(A)(iii). In addition, the Federal Communications Commission has exempted other kinds of messages on account of their content: “package delivery notifications,” *see Cargo Airline Ass’n Petition*, 29 FCC Rcd. 5056, 5056 (2014) (2014 TCPA Order); certain calls regarding “financial and healthcare issues,” such as “calls regarding money transfers” and “exam reminders,” *In re Rules and Regulations Implementing the TCPA*, 30 FCC Rcd. 7961, 8023, 8026, 8030 (2015) (2015 TCPA Order); calls by schools that are “closely related to the school’s mission, such as notification of an upcoming teacher conference or general school activity,” *In re Rules and Regulations Implementing the TCPA*, 31 FCC Rcd. 9054, 9061 (2016) (2016 TCPA Order); and calls by “utility companies” on “matters closely related to the utility service, such as a service outage,” 2016 TCPA Order, at 9061. In light of these exemptions for some types of speech but not others, the ATDS provision violates the First Amendment and must fall.

1. These exemptions render the TCPA content-based

A law is content-based if it “draws distinctions based on the message a speaker conveys.” *Reed v. Town of Gilbert*, 135 S. Ct. 2218, 2227 (2015); *see also, e.g., Wollschlaeger v. Governor*, 848 F.3d 1293 (11th Cir. 2017) (en banc). Some content-based distinctions are “obvious,” “defining regulated speech by particular subject matter.” *Reed*, 135 S. Ct. at 2227. “Others are more subtle, defining regulated speech by its function or purpose.” *Id.*

The Supreme Court has held that laws that include content-based exemptions are content-based restrictions of speech. For example, in *Police Department of Chicago v. Mosley*, 408 U.S. 92 (1972), and *Carey v. Brown*, 447 U.S. 455 (1980), the government prohibited school picketing (*Mosley*) and residential picketing (*Carey*), each time with an exemption for picketing on labor issues. In each case, the Supreme Court ruled that the picketing ordinances were content-based because they included a content-based exception. In *Mosley*, the Court explained that the school-picketing ordinance “discriminat[ed] among pickets ... based on the content of their expression”: labor pickets were allowed, but all other pickets were forbidden. 408 U.S. at 102. And in *Carey*, the Court explained that the residential-picketing ordinance “accord[ed] preferential treatment to the expression of views on one particular subject; information about labor disputes [could] be freely disseminated, but discussion of all other issues [was] restricted.” 447 U.S. at 461; *see also Arkansas Writers’ Project, Inc. v. Ragland*, 481 U.S. 221, 229 (1987) (a state sales tax that exempted religious, trade, professional, and sports magazines but not other types of magazines was “particularly repugnant to First Amendment principles” because “a magazine’s tax status depend[ed] entirely on its *content*.”).

These decisions are “firmly grounded in basic First Amendment principles.” *City of Ladue v. Gilleo*, 512 U.S. 43, 51 (1994). “[A]n exemption from an otherwise permissible regulation of speech may represent a governmental ‘attempt to give one side of a debatable public question an advantage in expressing its views to the people.’” *Id.* (quoting *First Nat’l Bank of Boston v. Bellotti*, 435 U.S. 765,

785–86 (1978)). In addition, “through the combined operation of a general speech restriction and its exemptions, the government might seek to select the ‘permissible subjects for public debate.’” *Id.* (quoting *Consol. Edison Co. of N.Y. v. Pub. Serv. Comm’n of N.Y.*, 447 U.S. 530, 538 (1980)). Finally, “[e]xemptions from an otherwise legitimate regulation of a medium of speech ... may diminish the credibility of the government’s rationale for restricting speech in the first place.” *Id.* at 52. If the government truly took the rationale for a speech restriction seriously, it would apply that restriction across the board, rather than selectively exempt certain content from the ban.

Section 227(b)(1)(A)(iii) is content-based. The statute on its face includes a content-based exemption by prohibiting the use of ATDS equipment to call cell phones, “unless such call is made solely to collect a debt owed to or guaranteed by the United States.” The exemption “draws distinctions based on the message a speaker conveys”: A caller may use an ATDS to collect a government debt, but not to urge church attendance, solicit a charitable contribution, or, as here, urge someone to contact her Senator about a nomination. The exemption also “defin[es] regulated speech by its function or purpose”: calls made for the purpose of collecting a government debt enjoy the exemption, but calls made for other purposes do not. Just as the laws in *Carey* and *Mosley* singled out labor picketing for special favor, this law singles out calls about government debts for special favor.

Indeed, the debt-collection exemption amounts to viewpoint discrimination—a “blatant” and “egregious form of content discrimination.” *Rosenberger v. Rector*, 515 U.S. 819, 829 (1995). The federal government and its allies may use an ATDS to call debtors to urge them to pay their debts to the government. Yet, at the same time, private debt counselors may not use an ATDS to call debtors to advise them to negotiate a debt settlement, to challenge the debt in court, or to declare bankruptcy.

The Commission’s administratively conferred exemptions make matters even worse. The Commission has exempted “package delivery notifications” “based on their popularity.” 2014 TCPA

Order, 29 FCC Rcd at 5056. It has exempted certain calls regarding “financial and healthcare issues”—for example, “calls regarding money transfers” and “appointment and exam confirmations and reminders”—on the ground that these messages are “pro-consumer.” 2015 TCPA Order, 30 FCC Rcd. at 8023, 8025, 8030. And it has ruled that schools and utilities may make automated calls to notify parents and customers about upcoming school conferences and service interruptions. 2016 TCPA Order, 31 FCC Rcd at 9061.

The resulting regime is pervasively content-based. Banks may use an ATDS to tell customers about money transfers, but Bernie Sanders may not use an ATDS to tell his supporters about plans to break up the big banks. A doctor may remind patients to attend a checkup, but a pastor may not remind parishioners to attend church. A school may notify parents of an upcoming teacher conference, but a charity may not notify them of an upcoming fundraiser. And a utility may warn customers that they will lose electricity because of a storm, but a satellite dish company may not warn them that they will lose satellite reception because of the same storm. This discrimination is all the more suspect because it reflects a government agency’s judgments about which messages are “popular” or “pro-consumer.”

2. These exemptions cannot survive strict scrutiny

“A law that is content based . . . is subject to strict scrutiny regardless of the government’s benign motive, content-neutral justification, or lack of ‘animus towards the ideas contained’ in the regulated speech.” *Reed*, 135 S. Ct. at 2228 (quoting *Cincinnati v. Discovery Network, Inc.*, 507 U.S. 410, 429 (1993)). To satisfy strict scrutiny, the government must “prove that the restriction furthers a compelling interest and is narrowly tailored to achieve that interest.” *Id.* at 2231. Section 227(b)(1)(A)(iii) fails this test.

First, Section 227(b)(1)(A)(iii) fails strict scrutiny because its exemptions suggest that it does not truly serve a compelling interest. A compelling interest is “a state interest of the highest order.” *Williams-Yulee v. Florida Bar*, 135 S. Ct. 1656, 1666 (2015). But “a law cannot be regarded as

protecting an interest of the highest order, and thus as justifying a restriction upon ... speech, when it leaves appreciable damage to that supposedly vital interest unprohibited.” *The Florida Star v. B.J.F.*, 491 U.S. 524, 541–42 (1989) (Scalia, J., concurring in the judgment) (citation omitted); see *Williams-Yulee*, 135 S. Ct. at 1668 (“Underinclusiveness can ... reveal that a law does not actually advance a compelling interest”). For example, in *Carey*, the Supreme Court relied on the labor-picketing exemption to conclude that a residential-picketing ordinance did not serve a compelling interest. The Court acknowledged that, as an abstract matter, “preserving the sanctity of the home ... is surely an important value.” 447 U.S. at 471. Even so, the labor-picketing exemption “suggest[ed] that [the state] itself has determined that residential privacy is not a transcendent objective.” *Id.* at 465. The “underinclusiveness of the statute’s restriction” “undermine[d] [the state’s] claim” to be protecting a compelling interest. *Id.* at 465–66.

So also here. If the Federal Government truly believed that protecting people from autodialed calls is an “interest of the highest order,” it would have prohibited *all* autodialed calls. It has not done so. Quite the contrary, it has authorized debt collectors, package deliverers, banks, hospitals, schools, and utilities to make autodialed calls to deliver government-approved messages. In granting these exemptions, the Federal Government itself has determined that protecting people from autodialed calls is *not* a transcendent objective. Rather, the Federal Government has concluded that other interests, such as collecting debts and facilitating package deliveries, are even more important. Having made that judgment, the Federal Government cannot now turn around and claim that § 227(b)(1)(A)(iii) serves an interest of the highest order after all.

Second, Section 227(b)(1)(A)(iii) fails strict scrutiny because its content-based exceptions fail strict scrutiny. When a speech restriction includes a content-based exemption, the government must do more than show that the restriction as a whole satisfies strict scrutiny; “[the] content-based exemption

also must survive strict scrutiny.” *Frudden v. Pilling*, 742 F.3d 1199, 1207 (9th Cir. 2014). For example, in *Mosley*, the Supreme Court struck down a school-picketing ordinance with an exemption for labor picketing. The interest in “preventing school disruption” could justify an across-the-board ban on picketing, but could not justify a ban with an exemption for labor picketing, because “nonlabor picketing ... is obviously no more disruptive than ... labor picketing.” 408 U.S. at 100. Similarly, in *Carey*, the Court struck down a residential-picketing ordinance with an exemption for labor picketing. The interest in protecting “residential privacy” could justify an across-the-board ban on residential picketing, but could not justify a ban with an exemption for labor picketing, because “nonlabor picketing [and] labor picketing [are] equally likely to intrude on the tranquility of the home.” 447 U.S. at 462. Again, in *Arkansas Writers Project*, the Court struck down a sales tax with an exemption for religious, professional, trade, and sports magazines. The “general interest in raising revenue” justified a sales tax, but it “d[id] not explain [the] selective imposition of the sales tax on some magazines and not others, based solely on their content.” 481 U.S. at 231.

Under these principles, Section 227(b)(1)(A)(iii) cannot survive. An exemption for calls to collect government debts does not serve any compelling interest, much less serve such an interest in a narrowly tailored way. To be sure, the exemption helps the government collect money from its debtors. The Supreme Court has ruled, however, that “avoid[ing] a drain on public resources” is not a compelling interest. *Arizona Free Enter. Club’s Freedom Club PAC v. Bennett*, 564 U.S. 721, 747 (2011).

By the same token, the exemptions for calls regarding package deliveries, financial issues, healthcare issues, school issues, and utility service also fail strict scrutiny. The government has no compelling interest in giving special protection to the expression of views on favored subjects such as finance and healthcare. Quite the opposite, the First Amendment prohibits “preferential treatment to the expression of views on one particular subject.” *Carey*, 447 U.S. at 461.

In the final analysis, the ATDS restriction in this case suffers from the same basic flaw as the residential-picketing ordinance in *Carey*. In each case, the government has ostensibly sought to promote “residential privacy” and “the tranquility of the home.” *Id.* at 462. In each case, the government has refused to pursue these interests through “uniform and nondiscriminatory regulation.” *Id.* at 470. The government has instead adopted restrictions that “discriminat[e] ... based on the subject matter of [the] expression.” *Id.* at 471. This discrimination has no connection with the privacy interest that ostensibly justified the statute in the first place. In *Carey*, “nothing in the content-based labor-nonlabor distinction ha[d] any bearing whatsoever on privacy.” *Id.* at 465. Similarly, here, nothing in the content-based debt versus non-debt distinction has any bearing whatsoever on privacy. Just as the statute in *Carey* violated the Constitution, so too the statute here violates the Constitution.

3. The proper remedy is to invalidate Section 227(b)(1)(A)(iii)

The appropriate remedy for this obvious constitutional defect in Section 227(b)(1)(A)(iii) is to level up—to declare this provision of the statute invalid, so that all speakers, not just government-favored speakers such as debt collectors and banks, may use ATDS equipment to call cell phones. The appropriate remedy is *not* to level down—to strike down the content-based exemptions, so that no speaker may use ATDS equipment to call cell phones.

First, the Supreme Court has ruled that the appropriate remedy for a speech restriction with an impermissible content-based exemption is to set aside the restriction, not to set aside the exemption. In *Mosley* and *Carey*, the Supreme Court invalidated the entire picketing ordinance, not just the content-based exemption for labor picketing. 408 U.S. at 102; 447 U.S. at 471. In *Arkansas Writers Project*, the Supreme Court invalidated the application of the sales tax to magazines, not just the content-based tax exemptions for religious, trade, professional, and sports magazines. 481 U.S. at 234.

These decisions reflect the principle that courts must choose remedies that “create incentives to raise [constitutional] challenges.” *Lucia v. SEC*, 138 S. Ct. 2044, 2055 n.5 (2018) (punctuation and

alterations omitted) (quoting *Ryder v. United States*, 515 U.S. 177, 183 (1995)). In a free-speech case, only leveling up—eliminating the restriction on speech—creates such an incentive. A speaker would have little incentive to challenge a discriminatory restriction on speech, if the only remedy it could obtain is the expansion of that restriction to cover more speech.

These decisions also reflect the reality that the invalidation of an exemption can itself raise new constitutional problems. When a court invalidates an exemption, it retroactively imposes liability on speakers who relied on that exemption while it was on the books. Such retroactive liability clashes with the principle that the government must give speakers “fair notice” *before* restricting their speech. *FCC v. Fox Television Stations, Inc.*, 567 U.S. 239, 253 (2012). Leveling up is thus the only remedy that solves the constitutional problems created by the defective statute without creating new problems to take their place.

These precedents require invalidation of the ATDS restriction, rather than invalidation of the exemptions for debt-collection calls, package-delivery notifications, and so on. That is the only course that preserves an incentive to raise challenges to content-discriminatory laws such as the TCPA. A litigant such as SBA List would have little reason to bring such a challenge, if all it could get is the application of the TCPA to even more callers.

Second, invalidating the restriction is particularly appropriate here because of the sheer number of exemptions at issue. Courts, unlike Congress, lack the “editorial freedom” to “blue-pencil” a statutory or regulatory scheme. *Free Enter. Fund v. PCAOB*, 561 U.S. 477, 510 (2010). The simple remedy of invalidating Section 227(b)(1)(A)(iii) is consistent with this limit on judicial authority. The more complex remedy of invalidating a series of exemptions scattered across the United States Code and Code of Federal Regulations is not.

Finally, invalidating the restriction is appropriate here because constitutional defects are inherent in the restriction itself—not simply in the exemptions. The restriction does not advance a compelling interest; as discussed above, the Federal Government’s readiness to grant exemptions from the restriction itself suggests that the Federal Government does not consider the goals advanced by the restriction to be of paramount importance. Further, the restriction is not narrowly tailored to any compelling interest because it targets far more than the exact source of the evil sought to be remedied. *See supra* 9. Only the invalidation of the restriction would cure these problems; the invalidation of the exemptions would not.

For these reasons, this Court should hold that the TCPA’s restriction on using ATDS equipment to call cell phones violates the First Amendment. As a result, SBA List cannot be held liable under that provision for the texts it sent urging then-Judge Kavanaugh’s confirmation, and Wijesinha’s Complaint must therefore be dismissed.

B. The TCPA’s ATDS Provision Is Unconstitutionally Overbroad If Applied To Cover Equipment That Merely Stores and Dials Numbers

Recall that the TCPA’s ATDS provision makes it unlawful (absent “prior express consent”) to “call” wireless subscribers “using an [ATDS],” defined as “equipment which has the capacity—(A) to store or produce telephone numbers to be called, using a random or sequential number generator; and (B) to dial such numbers.” 47 U.S.C. § 227(a)(1), (b)(1)(A)(iii). By its terms, this provision covers only equipment with the capacity to generate and dial random or sequential numbers, not simply to dial from a list. *See, e.g., Dominguez v. Yahoo, Inc.*, 894 F.3d 116, 121 (3d Cir. 2018) (describing the “key ... question” as “whether [the equipment] functioned as an autodialer by randomly or sequentially generating telephone numbers”). But because such equipment has not been in use for years, plaintiffs like Wijesinha must insist that the ATDS provision also covers devices that merely store and dial numbers from a list. *See* Complaint ¶ 44 (the ATDS provision covers *any* call or text delivered “without

human intervention,” including calls or texts to numbers contained on a targeted list). So construed, the ATDS provision unconstitutionally restricts too much speech.

Even content-neutral speech restrictions must “serve a significant government interest, be narrowly tailored to serve that interest, and leave open ample alternative channels of communication.” *Ward v. Rock Against Racism*, 491 U.S. 781, 804 (1989). To be narrowly tailored, a content-neutral restriction on speech must “target[] and eliminate[] no more than the exact source of the ‘evil’ it seeks to remedy.” *Frisby v. Schultz*, 487 U.S. 474, 485 (1988). The ATDS provision, construed as plaintiffs like Wijesinha demand, violates these requirements. Under this interpretation, the TCPA covers far more than the “exact source of the evil” Congress attempted to eliminate in 1991—randomly or sequentially generated calls that tied up hospital lines, overwhelmed 911 operators, and crashed early wireless networks. *See* S. Rep. No. 102-178, at 2 (1991); H.R. Rep. No. 102-317, at 10 (1991). Instead, it also covers equipment that almost certainly *does not* create those harms—such as equipment that merely dials from a preprogrammed list of numbers. Such prophylaxis is not allowed under the First Amendment.

Indeed, Wijesinha’s interpretation of the ATDS provision is so broad that it covers hundreds of millions of ordinary smartphones. Take for instance the iPhone, used by millions of Americans every day to make hundreds of millions of calls and send billions of texts. *See, e.g., Subscriber Share Held by Smartphone Operating Systems in the United States from 2012 to 2018*, <https://goo.gl/zLAqWv> (2018) (noting that 44% of Americans with smartphones have iPhones). Every iPhone capable of running iOS version 11 or later—that is, 57.9% of existing iPhones, *see* Aptelligent Data, *iOS Distribution and iOS Market Share*, <https://bit.ly/2I1y6BL> (Oct. 10, 2018)—comes with a pre-programmed feature called “Do Not Disturb.” That program allows users to respond automatically to incoming texts. For example, with a few taps, it can be set to activate when driving: “If someone sends

you a message, they receive an automatic reply letting them know that you’re driving.” Apple, *How To Use Do Not Disturb While Driving*, <https://apple.co/2w8nurH> (Sep. 17, 2018). It can also be set to respond automatically in a more targeted fashion. For example, you can set it to respond to certain groups of people—say, to recent callers, people on your Favorites list, or anyone in your Contacts—while you’re at a movie or trying to get some work done. *See id.* The millions of smartphone users who prefer Android phones have similar options. *See, e.g.,* Nancy Messieh, *How To Send Automatic Replies to Text Messages on Android*, <https://bit.ly/2IRgGWA> (May 10, 2017) (discussing third-party apps such as SMS Auto Reply Text Message and If This Then That); Verizon, *Turn On Auto Reply—Verizon Messages—Android Smartphone*, <https://vz.to/2A5tqpH> (discussing how to activate Verizon’s auto-reply functionality for its messaging app).

Congress would never have chosen to prohibit “every uninvited communication from a smartphone,” making “nearly every American ... a TCPA-violator-in-waiting, if not a violator-in-fact.” *ACA Int’l v. FCC*, 885 F.3d 687, 698 (D.C. Cir. 2018). But even if it tried to do so (as Wijesinha insists), the First Amendment—which prohibits grossly overbroad speech restrictions—would stand in its way.

C. At the Least, the TCPA’s ATDS Provision Cannot Be Applied to Targeted, One-Off, Costless, Time-Sensitive Political Text Messages

Finally, even setting aside the ATDS provision’s rampant content- and viewpoint-based discrimination, and even setting aside the wild overbreadth inherent in Wijesinha’s position, SBA List still could not be held liable in this particular case. *First*, the Government lacks a legitimate interest in saving people from the trifling harm—if any—of receiving a single, costless, targeted text message before opting out of future text messages. As explained, the TCPA’s ATDS provision was enacted to thwart a particularly aggravating kind of speech: a phone call delivered at random—and often at dinner time—to hawk “free” cruises and other questionable products. *See supra* 12. The annoyance at stake there differs in kind from what the recipient of a text message—even an *unwanted* text message—faces:

ignoring or deleting the text, or replying “STOP” to prevent subsequent texts. This at-most-minor inconvenience is less than the inconvenience involved in receiving unwanted handbills or letters delivered in person. And yet the Supreme Court has held that the government may not “substitute[] the judgment of the community for the judgment of the individual householder” by prophylactically prohibiting the distribution of such materials. *Martin v. City of Struthers*, 319 U.S. 141, 144 (1943). Instead, “[f]reedom to distribute information to every citizen wherever he desires to receive it is so clearly vital to the preservation of a free society” that “each householder” must be given “the full right to decide whether he will receive strangers as visitors.” *Id.* at 146–47; *see also Rowan v. U.S. Post Office Dep’t*, 397 U.S. 728, 735–38 (1970) (upholding a statute allowing homeowners to block mail, but only because the “mailer’s right to communicate [wa]s circumscribed only by an affirmative act of the addressee giving notice that he wishe[d] no further mailings from that mailer”). If the government’s interest in stopping strangers from knocking on doors to deliver advertisements isn’t strong enough to justify a blunderbuss ban, it lacks an interest in sparing people from the horrors of hitting the trash icon or saying “STOP” to a free but undesired political text message sent by someone who reasonably thought they would be interested in a time-sensitive message.

Second, the TCPA’s ATDS restriction—at least as applied to targeted, time-sensitive, cost-free political messages—does not leave open ample alternative channels of communication. To be sure, the First Amendment does not force governments to allow speakers to “communicate [their] views at all times and places or in any manner that may be desired.” *Heffron v. Int’l Soc’y for Krishna Consciousness, Inc.*, 452 U.S. 640, 647 (1981). But it does require governments to leave speakers with “adequate means” to do so. *Id.* at 655. Prohibiting SBA List’s text messages does not. Then-Judge Kavanaugh was nominated on July 9, 2018, and Senator Grassley, the Chair of the Senate Judiciary Committee, promised soon thereafter that then-Judge Kavanaugh would be confirmed before the start

of the Supreme Court’s October Term 2018. *See, e.g.,* Ed Pesce & Niels Lesniewski, *Democrats Have Few Tactical Options To Fight Supreme Court Pick*, <https://bit.ly/2Phj0f3>, Roll Call (July 10, 2018). Senators immediately began announcing their positions on then-Judge Kavanaugh’s nomination as well. *See, e.g.,* Deirdre Shesgreen, *Schumer Vows To Fight Trump SCOTUS Nominee “with Everything I Have,”* <https://bit.ly/2NnZDfk>, USA Today (July 9, 2018). Voters thus had to act quickly in order to have their voices heard by their elected representatives. In that scenario, text messages—a uniquely quick, cheap, effective, and unobtrusive approach—represented the only plausible means for doing so. SBA List could not slog through the expense and delay of what is appropriately called “snail mail.” Nor could it timely call each of these 203,500 people to secure their prior express consent, at least not without using equipment that Plaintiff would contend qualified as an ATDS in its own right. Finally, SBA List obviously could not exercise its unquestioned right to knock on peoples’ doors; even if it could determine where they lived—and even if SBA List *wanted* to use this much more intrusive method—it could not have reached all 203,500 of them with the requisite urgency. For SBA List, it was texts or nothing. Even if it had meant to do so, Congress cannot constitutionally put SBA List to that choice.

III. ALTERNATIVELY, THIS COURT SHOULD STAY PROCEEDINGS UNTIL THE FCC HAS INTERPRETED THE ATDS PROVISION

The unconstitutionality of the TCPA’s ATDS provision is clear. But if the Court wishes to avoid deciding that question right now, there is a very good reason to do so: the FCC will soon issue *its* interpretation of the statute, one that will likely moot the constitutional questions raised here.

Under the primary jurisdiction doctrine, a district court may “stay[] further proceedings so as to give the parties reasonable opportunity to seek an administrative ruling” on “some issue within the special competence of an administrative agency.” *Boyes v. Shell Oil Prods. Co.*, 199 F.3d 1260, 1265 (11th Cir. 2000) (quoting *Reiter v. Cooper*, 507 U.S. 258, 268 (1993)). And under its own inherent authority, a district court may stay proceedings to manage its docket in an orderly, efficient manner. *See*

Four Seasons Hotels & Resorts, B.V. v. Consorcio Barr S.A., 377 F.3d 1164, 1172 n.7 (11th Cir. 2004).

Both sources of power justify a stay here.

Consider first the primary jurisdiction doctrine. Congress has given the FCC authority to “prescribe regulations to implement the requirements” of the TCPA’s prohibitions. 47 U.S.C. § 227(b)(2). That authority includes the authority to interpret the ATDS provision. *See, e.g., ACA Int’l*, 885 F.3d at 693. And once the FCC has spoken, its conclusions are final, at least for purposes of private litigation. Under the Administrative Orders Review Act (sometimes known as the Hobbs Act), the FCC’s interpretations may only be challenged by direct review of an agency order in a court of appeals; they may not be set aside by a district court in private litigation, no matter how unlawful. *See, e.g., Mais v. Gulf Coast Collection Bureau, Inc.*, 768 F.3d 1110, 1119–21 (11th Cir. 2014).

The FCC is about to deliver its definitive position on a host of issues at the heart of this case. In its 2015 Declaratory Ruling, the FCC reiterated its prior statements adopting conflicting interpretations of the ATDS requirement—at times the FCC suggested that ATDSs must be able to generate and dial randomly or sequentially generated numbers, but at others it suggested the ability to dial from a list sufficed. *See ACA Int’l*, 885 F.3d at 701–02. The D.C. Circuit set aside that arbitrary approach, *see id.* at 702–03, but the FCC has sought and received comment on its efforts to revisit the issue (as well as a host of other issues, such as whether *ACA International* invalidated all of the FCC’s prior statements about ATDS functionality or instead just the 2015 Declaratory Ruling’s statements on that front), *see* FCC, Public Notice, *Consumer & Governmental Affairs Bureau Seeks Comment on Interpretation of the [TCPA] in Light of the D.C. Circuit’s ACA International Decision*, 83 Fed. Reg. 26284 (2018). The FCC’s upcoming decision will likely end this case—after all, then-Commissioner, now-Chairman Pai *dissented* from the 2015 Declaratory Ruling in part because of his view that “[e]quipment that cannot store, produce, or dial a random or sequential telephone number does not qualify as an [ATDS],” 30

FCC Rcd. 7961, 8077 (Pai, Comm’r, dissenting), and nobody uses random or sequential number generators any more. But either way, the FCC—the agency tasked by Congress with authoritatively interpreting the TCPA—should have the first chance to assess these case-dispositive issues before this Court unnecessarily assesses the TCPA’s constitutionality.

For similar reasons, a stay would also be appropriate under this Court’s inherent authority. The proper interpretation of the TCPA’s ATDS provision has already created a circuit split. *Compare Dominguez*, 894 F.3d at 121 (the provision requires random or sequential number generation), *with Marks v. Crunch San Diego, LLC*, 904 F.3d 1041, 1053 (9th Cir. 2018) (the provision covers equipment that merely “store[s] numbers to be called” and then calls those numbers automatically). It has also led to chaos in the district courts. *Compare, e.g., Pinkus v. Sirius XM Radio Inc.*, 319 F. Supp. 3d 927 (N.D. Ill. 2018) (*ACA International* swept away the FCC’s prior statements and the statute does not cover dialing from a list), *with, e.g., Ammons v. Ally Fin., Inc.*, 326 F. Supp. 3d 578, 2018 WL 3134619, at *6 (M.D. Tenn. 2018) (*ACA International* did not affect prior orders suggesting the ability to dial automatically from a list sufficed). Indeed, district courts within the Eleventh Circuit find themselves on opposite sides of these issues. *Compare, e.g., Maddox v. CBE Grp., Inc.*, 2018 WL 2327037, at *4 (N.D. Ga. May 22, 2018) (prior rulings survived), *with Gonzalez v. Ocwen Loan Servicing*, 2018 WL 4217065, at *5 (M.D. Fla. Sept. 5, 2018) (prior rulings died). There is no reason for this Court to waste its time, or for the parties to waste their money, litigating issues that will shortly be addressed in binding fashion by the FCC.

IV. CONCLUSION

Whatever its validity as originally enacted and applied in the early 1990s, the TCPA has been transformed into a statute that subjects disfavored content to massive class-action liability and that prohibits costless, time-sensitive political text messages for no good reason. Because the TCPA's ATDS provision is doubly unconstitutional, at least as applied in this case, Wijesinha's Complaint must be dismissed. Alternatively, this Court could avoid unnecessarily invalidating a federal statute by staying this case until after the FCC's upcoming decision, which will likely moot the issue anyway.

CERTIFICATE OF GOOD FAITH CONFERENCE

I HEREBY CERTIFY that on October 23, 2018, counsel for SBA List conferred with counsel for Plaintiff in a good-faith effort to resolve the issues raised in SBA List's motion to stay proceedings.

Counsel for Plaintiff opposes this motion.

Date: October 26, 2018

Respectfully submitted,

/s/ Paul C. Huck Jr.

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Washington, DC 20001

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***Counsel for Defendant Susan B. Anthony List,
Inc.***

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on October 26, 2018, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record via transmission of Notice of Electronic Filing generated by CM/ECF.

/s/ Paul C. Huck Jr.
Paul C. Huck Jr.

EXHIBIT K

AGREEMENT

This AGREEMENT made and entered into this 9th day of February, 2009, by and between SUSAN B. ANTHONY LIST, 1800 N. Kent Street Suite 1070, Arlington, VA 22209, a non-profit organization (hereinafter referred to as "CLIENT") and MDS COMMUNICATIONS CORPORATION, a for-profit corporation (hereinafter referred to as "MDS"). Said expressions to include the respective party's successors and assigns.

WITNESSETH:

For and in consideration of the mutual covenants herein contained, the sufficiency of which is acknowledged as evidenced by the signatures of each of the parties hereto, it is mutually agreed as follows:

1. PURPOSE OF THE AGREEMENT. The parties enter into this Agreement to conduct a program contacting members of the general public in the name of the CLIENT to provide information and material in the nature of public education, program service, advocacy, and at the same time, combine the function of donor acquisition and donor renewal as to advance the program services of the CLIENT in the areas of advancing the role of pro-life women in the political process.

2. SERVICES OF MDS. In order to give effect to the purposes of this Agreement, MDS will provide to the CLIENT a public contact program, and perform the following services and incur the following expenses as a part of its fee, to-wit:

- (a) Creative input and research to develop scripts and other written materials;
- (b) Training and supervision of personnel;
- (c) Requisite data processing;
- (d) The placing of telephone calls;
- (e) Fulfillment services utilizing first class postage; and
- (f) Development of a reminder letter to be sent to unfulfilled pledges on or near the twenty-first day after the initial contact.
- (g) For lapsed donor and acquisition programs, the mailing of a second reminder letter to be sent to unfulfilled pledges on or near the sixth to seventh week after initial contact.

- (b) For donor acquisition programs, the mailing of a third reminder letter to be sent to unfulfilled pledges on or near the ninth to tenth week after initial contact.

MDS shall have the sole control as to the manner and means of performing the above services, and shall complete them according to its own methods of work. MDS shall be responsible for and direct the performance of all of its communication specialists.

3. PROGRAM GOALS. The parties may elect to set program goals based upon test results. However, these goals shall not be binding, but simply represent an estimate of perceived results. The program goals may be expressed in writing in a document separate and apart from this Agreement.

4. LISTS. The parties will mutually agree, from time to time, on the lists to be utilized as a part of this project. The list obtained will be on a computer data base with addresses and telephone numbers in a prearranged format. MDS shall use its best efforts to secure a maximum number of contacts on each such list.

CLIENT will provide to MDS a list in electronic form of all individuals who have made a request to CLIENT to not receive any further phone calls from CLIENT. At the conclusion of the program, MDS will provide CLIENT with a list in electronic form of all individuals who requested not to be called any further during the course of the program.

5. TERM. The parties acknowledge and agree that this Agreement shall begin February 9, 2009 and terminate February 8, 2010.

Either party may halt any calling being performed under this Agreement with or without cause by giving one day written notice.

Either party may terminate this Agreement with or without cause by giving thirty days written notice.

Upon termination of this Agreement, the CLIENT agrees to maintain in place the collection facilities and to continue to send MDS a record of all gifts fulfilled pursuant to Paragraph 9 for a period of one hundred eighty (180) days after termination.

6. CLIENT APPROVAL. All written materials, including scripts and fulfillment packages shall either be created by the CLIENT, or be subject to the CLIENT'S final approval prior to use. For the purposes of approval the CLIENT will designate an individual who agrees to review same within five (5) days of receipt. Consent shall not be unreasonably withheld.

7. OTHER MDS SERVICES. At the conclusion of the program, MDS will supply the CLIENT with a computer list of all records, including their final disposition and any updates such as pledges, address corrections and the names of individuals who wish to be removed from the list.

MDS will transmit to the CLIENT a memo outlining the results of calls made Monday through Thursday the next day, and the results of Friday and Saturday on Monday. MDS will also transmit to the CLIENT a weekly memo outlining the fulfillment percentages.

8. CATEGORIES OF CALLING. The parties acknowledge and agree that this Agreement contemplates three separate categories of appeals, to-wit:

- A. Donor Renewal. For the purpose of this Agreement, donor renewal is defined to be the contact of those individuals who have contributed to the CLIENT within the last 12 months (or as mutually agreed upon by both parties).
- B. Lapsed Donor Renewal. For the purposes of this Agreement, lapsed donor renewal is defined to be the contact of those individuals who have previously contributed to the CLIENT, within the past 48 months, but not within the past 12 months.
- C. Long Lapsed / Donor Acquisition. For the purposes of this Agreement long lapsed/donor acquisition is defined to be the contact of those individuals who:
 - 1. have never made a contribution to the CLIENT,
 - 2. have made a contribution to the CLIENT, but not within the past 48 months.

9. MDS COMPENSATION. The CLIENT shall be invoiced on a weekly basis for all telemarketing calling at a rate of:

A) \$2.80 per completed call for donor renewal campaigns. A completed call shall be defined as a decision (yes, no or maybe) from the household contacted.

B) \$47.00 per telemarketing hour for lapsed donor renewal campaigns. A telemarketing hour shall be defined as a period of sixty minutes during which time a telemarketer is engaged in contacting people without interruption.

C) \$44.65 per telemarketing hour for long lapsed/donor acquisition campaigns. A telemarketing hour shall be defined as a period of sixty minutes during which time a telemarketer is engaged in contacting people without interruption.

All invoices will be due within 30 days of date of issuance.

If the CLIENT defaults in any payment, MDS may at its discretion, change billing and time for payment, and may require payment in advance from CLIENT.

All unpaid invoices past 60 days will be assessed a late fee of 1% per month or \$100 per month, whichever is greater.

CLIENT will, at least once a week, send to MDS the response coupon (or a copy thereof) or electronic file representing all gifts received by CLIENT during the previous week. The CLIENT shall send these weekly packages to MDS by overnight delivery, e-mail or ftp posting.

10. OTHER EXPENSES. CLIENT is responsible for all costs associated with production of stationery, including letterhead, envelopes, response cards and brochures for the fulfillment letters. Such expenses shall be billed directly to CLIENT by a third party vendor after approval by CLIENT.

CLIENT is responsible for all costs associated with list enhancement and list verification. Such expenses shall be billed to CLIENT by MDS at MDS' cost after approval by CLIENT.

All invoices for other expenses issued by MDS will be due within 30 days of date of issuance.

11. BREAK-EVEN GUARANTEE. MDS guarantees that the amount of MDS compensation detailed in Paragraph 9 for each category of calling will not exceed the amount of donations received by CLIENT for each category of calling.

Six months after the conclusion of this contract, MDS will send CLIENT a statement detailing for each category of calling the A) total amount billed by MDS, B) the total amount of donations received by CLIENT and C) the total amount paid to MDS by CLIENT. If total amount paid to MDS by CLIENT is greater than the total amount of donations received by CLIENT, the difference will be refunded to CLIENT by MDS.

Each category of calling will be treated separately for the purposes of this break-even guarantee.

Other Expenses detailed in Paragraph 10 are not covered under this break-even guarantee.

If CLIENT neglects to send MDS the weekly file of all gifts received for a period of 3 consecutive weeks or longer or if MDS has evidence that CLIENT has not been reporting all gifts received this break-even guarantee will be terminated.

12. HANDLING OF CONTRIBUTIONS. MDS at no time shall have custody or control of contributions made to CLIENT.

13. LIEN. The CLIENT does hereby grant to MDS a lien on CLIENT'S list should it fail or refuse to pay over funds which have been received in accordance with this project to satisfy the existing obligations as provided herein. This lien shall extend to the right to rent said list or utilize it until such time as proceeds are generated according to normal business practices and standards to create compensation to MDS sufficient with the amount that has been withheld. At the end of such time, the list shall be returned to the CLIENT.

14. COMPLIANCE WITH STATE LAWS. Each of the parties acknowledges and agrees that the activities contemplated herein are subject to the laws of the various states. To the extent that any state has an individual requirement that is not specified herein, attached hereto and marked Exhibit "A" is an Addendum to this Agreement which shall be applicable. Further, the parties acknowledge and agree that these activities are subject to the registration laws of the various states, and where applicable, each of the parties acknowledge that they are so registered.

15. INDIVIDUAL PROPERTY AND CONFIDENTIALITY. All scripts, fulfillment letters, reminder letters, conversion letters, materials and procedures developed by MDS for use in this program shall remain the exclusive property of MDS, and same shall not be used by any individual, corporation, or organization without first obtaining written consent from MDS to do so.

Lists provided by the CLIENT to MDS to use in a program, subject to the lien of MDS as provided hereinabove, belong solely to the CLIENT. MDS agrees not to use these lists for any other purpose than that described in this agreement. Furthermore, MDS will take steps to make sure such lists are secure from unauthorized access.

Unless otherwise directed by CLIENT, MDS will keep all CLIENT supplied lists for a period of one year before destroying the lists.

CLIENT agrees to allow MDS to retain records of individuals who have refused the offer to contribute or who have not fulfilled their pledges. This data will be used only for suppressing records on future programs for all MDS clients and not for any other purpose. The data kept on record will not identify the household as a donor to any particular organization and will only identify the donor as someone

who does not respond to telephone fundraising calls or who does not fulfill their pledges if they do respond.

16. ENTIRE AGREEMENT. This agreement represents the entire understanding by and between the parties hereto. All prior oral understandings or written agreement are deemed merged herein. This agreement may only be amended in writing signed by each of the parties hereto.

17. SITUS. The parties hereto acknowledge and agree that this Agreement is made and entered into in the state of Arizona, and that the validity, interpretation, performance and enforcement shall be governed by the laws thereof.

18. PREVAILING PARTY. Should any dispute arise between the parties hereto which cannot be resolved by agreement or by the mutual election of arbitration, and should a judicial proceeding be instituted, then in that event the prevailing party shall be entitled to attorney fees.

19. BINDING EFFECT. This Agreement shall be binding upon and inure the benefit of the respective party's successors and assigns.

IN WITNESS WHEREOF the parties hereto have executed this Agreement
on the day and year first above written.

Agreed and Accepted.

MDS COMMUNICATIONS CORPORATION

By: 

Jonathan D. Mount, Jr., President
(printed name & title)

Date: 2/3/09

SUSAN B. ANTHONY LIST

BY: 

Emily Buchanan, Executive Director
(printed name & title)

BY: 

Marjorie Dannenfelser, President
(printed name & title)

Date: 2-11-09

CONTRACT ADDENDUM

This addendum is made and entered into this 9th day of February 2009, by and between MDS COMMUNICATIONS CORPORATION, (hereinafter referred to as "MDS") and SUSAN B. ANTHONY LIST, 1800 N. Kent Street Suite 1070, Arlington, VA 22209, a non-profit corporation (hereinafter referred to as "CHARITY").

WHEREAS, MDS and CHARITY are parties to a certain agreement dated February 9, 2009 for the conduct of a public awareness and education campaign for and on behalf of CHARITY (hereinafter the "main agreement"); and

WHEREAS, in order to effect registration in compliance with the laws of the states listed below and for that portion of the contract where activities will be conducted in the states listed below an addendum is required.

WITNESSETH

FOR AND IN CONSIDERATION of the mutual covenants herein contained, the sufficiency of which is acknowledged by the signatures of the parties hereto, it is hereby agreed as follows:

1. The main Agreement between MDS and CHARITY is not a percentage-based agreement and the following language is provided only for purposes of complying with the contract disclosure requirements of the states set forth below. MDS is to be paid a fixed fee per hour as set forth in the main Agreement and said compensation provisions shall be controlling. As outlined in the main Agreement, CHARITY exercises control and approval over the content and frequency of all solicitations. Funds raised for CHARITY shall be utilized by the CHARITY in an unrestricted manner to further its general purposes of advancing the role of pro-life women in the political process.

a. For the purposes of the State of Connecticut, the following shall apply:

CHARITY shall receive as a result of the solicitation campaign, a minimum guarantee one percent (1%) of gross revenue.

b. For the purposes of the State of Georgia, only the agreement shall be modified to add the following section:

CHARITY shall receive an estimated one percent (1%) of gross revenue. This shall not affect compensation provisions as listed in this Agreement. All financial arrangements as stated in this Agreement shall remain in effect and unchanged.

c. For the purposes of the State of Hawaii, only the agreement shall be modified to add the following section:

It is estimated that CHARITY shall receive as a result of this solicitation campaign one percent (1%) and MDS shall receive ninety percent (90%) of all funds raised pursuant to this agreement. These are estimated percentages based on projected figures for average pledge amount participation percentage and fulfillment percentage. This shall not affect compensation provisions as listed on the agreement dated February 9, 2009. All financial

arrangements as stated in the agreement dated February 9, 2009 shall remain in effect and unchanged.

- d. For the purpose of the States of Alaska and Illinois only, the contract shall be modified to add the following section:

The term of this agreement shall be February 9, 2009 to February 8, 2010. MDS shall be authorized by CHARITY to conduct solicitations on a nationwide basis for the purposes of the terms of this agreement. MDS projects \$95,500 in gross revenue to be raised from this campaign. MDS estimates expenses related to the campaign to be \$31,500. This shall not affect any of the other terms including compensation as set out in this agreement. It is estimated that CHARITY shall receive one percent (1%) of the gross funds raised under this agreement. The books and records of fundraising activities shall be kept at the following addresses:

545 West Juanita Avenue
Mesa, AZ 85210

- e. For the purposes of the State of Indiana, the following shall apply:

CHARITY shall receive as a result of this solicitation campaign, one percent (1%) of gross revenue. This is an estimated percentage base on projected figures for average pledge amount participation percentage and fulfillment percentage. This shall not affect or alter compensation provisions as listed in the main Agreement.

The average percentage of gross contributions received by sponsoring organizations as a result of campaigns conducted by MDS in the three years preceding this agreement is thirty-one percent (31%). At least every 90 days, MDS shall provide CHARITY with access to and use of information concerning contributors, including the name, address and telephone number of each contributor and the date and amount of each contribution.

- f. For the purposes of the State of Kentucky, the following shall apply:

CHARITY shall receive as a result of this solicitation campaign one percent (1%) of gross revenue. This is an estimated percentage based on projected figures for average pledge amount participation percentage and fulfillment percentage. This shall not affect compensation provisions as listed on the agreement dated February 9, 2009. All financial arrangements as stated in the agreement dated February 9, 2009 shall remain in effect and unchanged.

- g. For the purposes of the State of Maryland, the following shall apply:

The minimum percentage of gross receipts from fundraising from the State of Maryland which shall be realized by the charitable organization exclusively to advance its programmatic charitable purposes is one percent (1%). This shall not affect any of the other terms including compensation as set out in this agreement.

- h. For the purposes of the State of Massachusetts, the following shall apply:

The minimum percentage of gross receipts from fundraising from the State of Massachusetts after all expenses are paid which shall be realized by the charitable organization is one percent (1%).

All oral presentations to be used by MDS (and any material changes thereto), shall have been reduced to a writing and shall have been reviewed and approved by CHARITY.

The parties to this agreement project total expenses in the amount of \$31,500 and total revenue in the amount of \$95,500. MDS shall submit reports to CHARITY on a regular basis showing actual expenses and revenues for the solicitation campaign.

- i. For the purposes of the State of New Hampshire, the following shall apply:

CHARITY shall receive as a result of this solicitation campaign one percent (1%) of gross revenue. This is an estimated percentage based on projected figures for average pledge amount participation percentage and fulfillment percentage. While every project varies in results and yield, this assumption is based on industry standards. This shall not affect compensation provisions as listed in the main agreement. All financial arrangements as stated in the main agreement shall remain in effect and unchanged. The actual percentage going to client shall not be less than the estimated percentage minus ten percent of the gross revenue. The name and address of each person pledging to contribute, together with the date and amount of the pledge, shall be the sole exclusive property of CHARITY with no rights to transfer, sell, rent, or otherwise cause same to be used except by CHARITY.

- j. For the purposes of the State of New York only, the contract shall be modified to add the following section:

Contract will commence on February 9, 2009 within the State of New York.

Contract will terminate on February 8, 2010 within the State of New York.

Charity's Right to cancel this contract It is understood by both parties that the charitable organization has the right under New York State law to cancel this contract and that the charitable organization does not have to give any reason for the cancellation. By law, the parties to this contract cannot waive or modify this right by any pre-existing agreement or by any subsequent agreement between the parties. Therefore, the charitable organization may cancel this contract without cost, penalty or liability if the charitable organization notifies the professional fundraiser in writing as provided below.

Period under which contract may be cancelled If the professional fundraiser is registered with the New York Office of Charities Registration, the charitable organization may cancel this contract at any time up to and including the fifteenth day after this contract was filed by the professional fundraiser with the New York State Office of Charities Registration. If, however, the professional fundraiser is not registered with the New York State Office of Charities Registration at the time this contract is signed, the charitable organization may cancel at any time after it is signed.

Procedure for cancelling this contract The charitable organization may cancel this contract by giving the professional fundraiser written notice of cancellation. This notice can be in the form of a letter indicating that the charitable organization does not intend to be bound by the contract. The notice of cancellation may be hand-delivered or mailed to the professional fundraiser. If mailed, it must be sent to the following address:

545 West Juanita Avenue
Mesa, AZ 85210

The charitable organization must mail a duplicate copy of the written notice of cancellation to the Office of the Attorney General at the address listed below:

Charities Bureau
Office of the Attorney General
The Capitol
Albany, NY 12224

k. For the purposes of the State of North Carolina, the following shall apply:

CHARITY shall receive a minimum of one percent (1%) of gross receipts. This shall not affect compensation provisions as listed in this Agreement. All financial arrangements as stated in this Agreement shall remain in effect and unchanged. CHARITY agrees that MDS shall be compensated pursuant to the terms of the agreement which is estimated to be 31% of gross revenue. This estimated percentage based on projected figures for average pledge amount participation percentage and fulfillment percentage. While every project varies in results and yield, this assumption is based on industry standards. This shall not affect compensation provisions as listed in the main agreement. All financial arrangements as stated in the main agreement shall remain in effect and unchanged.

l. For the purposes of the State of Ohio, the following shall apply:

CHARITY shall receive as a result of this solicitation campaign, zero percent (0%) of gross revenue. This is an estimated percentage based on projected figures for average pledge amount, participation percentage and fulfillment percentage. While every project varies in results and yield, this assumption is based on industry standards. This shall not affect compensation provisions as listed in the agreement dated February 9, 2009. All financial arrangements as stated in the agreement dated February 9, 2009, shall remain in effect and unchanged. CHARITY is guaranteed to receive a percentage of the actual gross revenue that is not less than ninety percent (90%) of the amount of the reasonable estimate of that percentage.

m. For the purposes of the State of Oregon, the following shall apply:

CHARITY shall receive as a result of this solicitation campaign, a minimum guarantee of one percent (1%) of gross funds solicited. All financial arrangements as stated in the agreement dated February 9, 2009 shall remain in effect and unchanged.

MDS projects \$95,500 in gross revenue to be raised from this campaign. MDS estimates expenses related to the campaign to be \$31,500. This shall not affect any of the other terms including compensation as set out in this agreement.

n. For the purposes of the State of Pennsylvania, the following shall apply:

Guarantee to CHARITY. CHARITY shall receive as a result of this solicitation campaign, a minimum guarantee of one percent (1%) of gross revenue. This shall not affect compensation provisions as listed in the main agreement. All financial arrangements as stated in the main agreement shall remain in effect and unchanged.

Percentage to Professional Solicitor. CHARITY agrees that MDS shall be compensated pursuant to the terms of the agreement which is estimated to be 70% of gross revenue. This estimated percentage is based on projected figures for average pledge amount participation percentage and fulfillment percentage. While every project varies in results and yield, this

assumption is based on industry standards. This shall not affect compensation provisions as listed in the main agreement. All financial arrangements as stated in the main agreement shall remain in effect and unchanged.

Solicitation activity is to commence on February 9, 2009 within the Commonwealth of Pennsylvania or ten (10) working days after the solicitation notice is received by the Department of State, Bureau of Charitable Organizations and/or is approved by the Department of State Bureau of Charitable Solicitations.

Solicitation activity and the contract will terminate February 8, 2010 within the Commonwealth of Pennsylvania.

- o. For the purposes of the State of South Carolina, the following shall apply:

CHARITY shall receive one percent (1%) of collected revenues under this Agreement. This shall not affect compensation provisions as listed in the main agreement. All financial arrangements as stated in the main agreement shall remain in effect and unchanged.

- p. For the purposes of the State of Utah, the following shall apply:

CHARITY shall receive as a result of this solicitation campaign one percent (1%) of gross revenue. This is an estimated percentage based on projected figures for average pledge amount, participation percentage and fulfillment percentage. While every project varies in results and yield, this assumption is based on industry standards. This shall not affect compensation provisions as listed in the main agreement. All financial arrangements as stated in the main agreement shall remain in effect and unchanged. The actual percentage going to CHARITY shall not be less than the estimated percentage minus ten percent of the gross revenue.

- q. For the purposes of the State of Vermont, the following shall apply:

CHARITY shall receive as a result of this solicitation campaign, zero percent (0%) of gross revenue. This is an estimated percentage based on projected figures for average pledge amount, participation percentage and fulfillment percentage. While every project varies in results and yield, this assumption is based on industry standards. This shall not affect compensation provisions as listed in the agreement dated February 9, 2009. All financial arrangements as stated in the agreement dated February 9, 2009, shall remain in effect and unchanged.

Chapter 63 of Title 9 of the Vermont Statutes Annotated requires a paid fundraiser to provide the fundraiser's charitable sponsor, within sixty (60) days after the end of a solicitation campaign, with a statement setting out the name and address of each contributor and the amount of the contribution; the amount of the gross receipts; and an itemized list of all expenses, commissions, and other costs incurred in the campaign. The law also gives charities other rights, including the right to cancel this contract or to recover damages, or both, in certain circumstances. Contact the Vermont Attorney General for further

r. For the purposes of the State of Wisconsin, the following shall apply:

CHARITY shall receive as a result of this solicitation campaign one (1%) of gross revenue.

This is an estimated percentage based on projected figures for average pledge amount participation percentage and fulfillment percentage. While every project varies in results and yield, this assumption is based on industry standards. This shall not affect compensation provisions as listed in the main agreement. All financial arrangements as stated in the main agreement shall remain in effect and unchanged. The actual percentage going to CHARITY shall not be less than the estimated percentage minus ten percent of the gross revenue.

2. In all other respects not specifically modified herein the existing agreement dated February 9, 2009 shall remain in full force and effect. A copy of said agreement is attached hereto and incorporated herein by this reference.

Further, this agreement may not be modified, changed or terminated in whole or in part, in any manner except by an agreement duly signed by CHARITY and MDS.

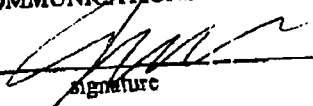
WHEREFORE, the parties hereto have executed this addendum on the day and year first above written.

02/12/2009 04:42 FAX 7038753375

SUSAN B ANTHONY LIST

AGREED AND ACCEPTED.


MDS COMMUNICATIONS CORPORATION


signature

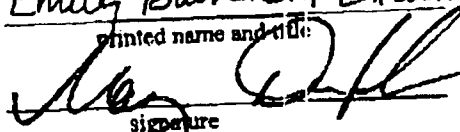
Jonathan D. Mount Jr., President
printed name and title

Dated: 3/19/09

SUSAN B. ANTHONY LIST


signature

Emily Buchanan, Executive Director
printed name and title


signature

Marjorie Dannenfelser, President
printed name and title

Dated: 2/11/09

EXHIBIT L

SOLICITOR CONTRACT CHECKLIST

Contracts between a solicitor and a charitable organization/sponsor must be filed with CSL AT LEAST FIVE DAYS PRIOR TO COMMENCING A SOLICITATION CAMPAIGN. Complete this checklist with the PAGE NUMBER(S) on which the following required information is located. If the information is in an Addendum, indicate the page number(s) and the word "Addendum" with date as needed. Contract requirements for solicitors are found at N. C. Gen. Stat. § 131F-16(g)(1)-(5).

Name of Solicitor Confluent Impact Communications, LLC

Name of Charitable/Sponsor Organization Susan B. Anthony List, Inc.

PAGE NUMBER(S) OF ITEM

- | | |
|---------------------------|--|
| <u>page 1, addendum</u> | 1. Statement of the charitable/sponsor purpose and program for which the solicitation campaign is being conducted. |
| <u>page 1,2 agreement</u> | 2. Statement of the respective obligations of the solicitor and the charitable organization or sponsor. |
| <u>page 1, addendum</u> | 3. Statement of guaranteed minimum percentage of gross receipts from contributions to be remitted to charitable organization or sponsor. If solicitation involves sale of goods, services, or tickets to a fundraising event, state the percentage of the purchase price to be remitted to the charitable organization or sponsor. Any stated percentage shall exclude any amount charitable organization or sponsor shall pay as fundraising costs. |
| <u>page 1, addendum</u> | 4. Statement of percentage of gross revenue for which solicitor shall be compensated. If compensation is not contingent upon number of contributions or amount of revenue received, then compensation shall be expressed as a reasonable estimate of percentage of gross revenue, and the contract shall clearly disclose the assumptions upon which the estimate is based. Stated assumptions shall be based upon all relevant facts known to solicitor regarding the solicitation to be conducted. |
| <u>page 2 agreement</u> | 5. Effective and termination dates of the contract. |
| <u>page 3 agreement</u> | 6. Signatures of two authorized officials of the charitable organization or sponsor, one of whom is a member of the governing body and one of whom is the authorized contracting officer for the solicitor. |

CONTINUED ON THE BACK OF THIS PAGE

For purposes of the relevant section of the Annual Report required pursuant to N. C. Gen. Stat. § 131F-30(c), solicitors will also answer at least one of the following percentage inquiries related to the contract.

NOTE THAT THE INQUIRY ANSWERED MUST BE THE ONE THAT PROVIDES THE LOWEST PERCENTAGE.

Solicitors may choose to fill in the entire list of percentages, understanding that the lowest percentage, as required by the Charitable Solicitation Act, will be in the Annual Report issued by the Secretary of State.

1 % Fixed percentage of the gross revenue that the charitable organization or sponsor will receive as a benefit from the solicitation campaign

1 % Reasonable estimate of the percentage of the gross revenue that the charitable organization or sponsor will receive as a benefit from the solicitation campaign

 % Guaranteed minimum percentage of the gross revenue that the charitable solicitation or sponsor will receive as a benefit from the solicitation campaign as provided in the contract between the solicitor and the charitable organization or sponsor

Attach this completed checklist to a copy of the contract and submit both the checklist and the contract, together with the Solicitation Campaign Notice required by N. C. Gen. Stat. § 131F-16(f), to CSL at least five days prior to commencing a solicitation campaign.

Questions? Contact CSL at 1-888-830-4989 (North Carolina residents only) or at 919-807-2214.

Agreement to Provide Telemarketing Services

This is an Agreement, effective May 16, 2012 to provide Fundraising Services, between Confluent Impact Communications, LLC, a Delaware limited liability company (hereinafter referred to as "CIC") located at 1033 North Fairfax Street, Suite 400, Alexandria, VA 22314 and Susan B. Anthony List, a non-profit corporation (hereinafter referred to as "Organization") located at 1707 L Street, NW, Suite 550, Washington, DC 20036.

Services:

- a. Organization retains CIC on an exclusive basis to conduct a residential appeal to disseminate one or more calls to action, seek support and to supply information to interested individuals in and throughout the United States. The opportunity to speak to residents to educate and advocate is a material element of this Agreement. The initial contact shall be made by telephone with fulfillment by mail. All calls will be made by qualified and supervised personnel.
- b. CIC will prepare and mail personalized 'fulfillment letters' no more than 1 business day after each pledge is made. CIC will also send up to two additional notices as required to collect unfulfilled pledges. The text of all fulfillment letters must be approved in advance by Organization.
- c. To facilitate the preparation of fulfillment reminder notices, Organization will provide CIC with a 'pays' file weekly. This file will include information pertaining to those persons who fulfilled their pledge on any CIC telemarketing program.
- d. CIC will provide Organization with daily call summary reports while phoning is being conducted.

Confidentiality

- a. CIC and the Organization agree that any and all information originally obtained from the Organization shall be kept strictly confidential, except to the extent such information is available to the general public as required by law or by governmental or Court order, or as deemed necessary by CIC to properly perform the services contracted for hereunder.
- b. CIC shall not transfer any lists or information received from the Organization to any third parties. After completion of the Program, CIC shall return or destroy any telephone lists provided by the Organization upon written request from the Organization.

Compensation:

- a. Organization agrees to pay CIC \$2.35 per completed call for any lapsed donors or prospecting. This cost will include the cost of all letterhead, envelopes and postage required for sending up to three fulfillment mailings per donor, as required.
- b. A completed call means a connection and answer on the receiving end of the call by an adult in a household named on the list provided by the Organization. This term specifically excludes calls to households not named on the list, calls finalized by persons under eighteen years of age, calls to a deceased person, a no answer, busy signal, and/or calls to a disconnected or wrong number. Organization reserves the right to request reasonable documentation that a call is completed prior to paying an invoice.

c. CIC shall submit invoices to Organization each Monday for all calls completed (as that term is described immediately above) during the previous week. Organization shall pay all amounts owed and undisputed within thirty (30) days of Organization's receipt of the invoice.

d. CIC expressly guarantees that this program will "break-even" financially. Specifically, CIC expressly agrees and acknowledges that Organization's total obligation hereunder to CIC for each project shall in no event exceed the amount of gross donations received by Organization from donors as a direct result of the telemarketing efforts of CIC. For the purposes of this Agreement, "gross donations received" (as that term is used in the preceding sentence) shall mean actual donations tendered to and accepted by Organization, and shall not be deemed to include amounts pledged by donors but not received or accepted by Organization. This break-even guarantee expressly excludes any list rental or phone match costs.

e. The breakeven guarantee described above will be nullified, and all calls must be paid in full, if 'pays' files are not received regularly and a report showing total amount received (at least weekly) are not provided on a weekly basis while the program is active. For purposes of this Agreement, a program is considered active between first day of calling and 60 days after calling is completed.

g. In addition to any other termination rights otherwise set forth herein, CIC and Organization each individually reserve the right to terminate this Agreement based on the following conditions:

i. CIC may choose to terminate this agreement in its entirety with or without cause with 60-days written notice to the other party. Any programs considered active (up to 60 days after the last fundraising call was made) will not terminate until the 60 day window is completed or all fulfillment and contributions have been collected or otherwise received as a result of the calling activity, whichever is shorter. After any termination of this Agreement, CIC will continue sending reminder mail to all unfulfilled donations and assist with the collection of donations. Organization be obligated to comply with the Compensation terms of this Agreement for active programs.

ii. Organization may choose to terminate this agreement in its entirety by providing 4-month advance written notice to CIC of its intention to so terminate the Agreement. Any programs considered active (up to 60 days after the last fundraising call was made) will not terminate until the 60 day window is completed or all fulfillment and contributions have been collected or otherwise received as a result of the calling activity, whichever is shorter. After any termination of this Agreement, CIC will continue sending reminder mail to all unfulfilled donations and assist with the collection of donations. In the case of any early termination by Organization, Organization agrees to forfeit any annual gross revenue guarantees which would otherwise be due and to pay CIC fees and invoices in full on all gross monies received subject to the break-even guarantees outlined above.

h. CIC agrees to comply with all local state and federal regulations relating to their activities and not to take any action which violates any law or regulation that controls telemarketing or solicitation of funds for political purposes. CIC shall indemnify and hold Organization harmless for any and all costs, including but not limited to, reasonable attorney or legal fees, fines and penalties that may be imposed by any entity on Organization as a result of any action taken by CIC under this Agreement

Term:

The term of this Agreement shall be for a period of one (1) year, commencing on May 16, 2012 and terminating on May 15, 2013. This Agreement may be automatically extended for additional one (1) year terms under the same terms and conditions, except as may be modified by any written extension agreement.

Presentation Materials:

All materials presented to the public, either in print or orally, will either be provided by Organization or approved in advance of usage. All such materials will be devoted to the public image of Organization and, when appropriate, a request for public support. It is the opportunity to distribute information and educational materials, together with the appeal for public support that serves as a material inducement for Organization to enter into this Agreement. CIC further agrees to use its skill and expertise in helping to produce material, subject to the approval of Organization, which focuses on the name and reputation of Organization. The creative fee shall be a component of the total fee set forth herein.

Organization's approval of written and oral presentations prior to use constitutes an assurance that information contained within same is true and correct. Organization agrees to provide CIC with timely notice in the event any representations made prove not to be true, accurate or appropriate. Violation of this provision shall give CIC the right to terminate this Agreement upon notice.

Compliance with State Laws:

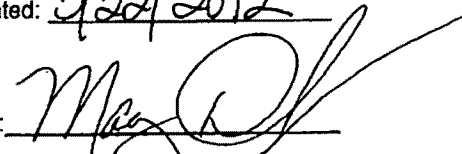
Attached hereto marked Contract Addendum "A" and made a part hereof is an addendum containing those provisions as required by state law.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the day, month and year first above written.

Susan B. Anthony List

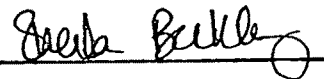
By: 

Dated: 5/22/2012

By: 

Dated: 5/22/2012

Confluent Impact Communications, LLC

By: 

Dated: 5.30.12

CONTRACT ADDENDUM "A" to Agreement to Provide Telemarketing Services

This addendum is made and entered into this 24th day of May, 2012, by and between Confluent Impact Communications, LLC, a Delaware limited liability company (hereinafter referred to as "CIC") located at 1033 N. Fairfax Street, Suite 400, Alexandria, VA 22314 and Susan B. Anthony List a non-profit corporation (hereinafter referred to as "ORGANIZATION") located at 1707 L Street, NW, Suite 550, Washington, DC 20036.

WHEREAS, CIC and ORGANIZATION are parties to a certain agreement dated May 16, 2012, for the conduct of a public awareness and education campaign for and on behalf of ORGANIZATION; and

WHEREAS, in order to effect registration in compliance with the laws of the various states and for that portion of the contract where activities will be conducted in particularly enumerated states an addendum is required

WITNESSETH

FOR AND IN CONSIDERATION of the mutual covenants herein contained, the sufficiency of which is acknowledged by the signatures of the parties hereto, it is hereby agreed as follows:

1. The main Agreement between CIC and ORGANIZATION is not a percentage-based agreement and the following language is provided only for purposes of complying with the contract disclosure requirements of the states set forth below. CIC is to be paid a fixed fee per hour as set forth in the main Agreement and said compensation provisions shall be controlling. As outlined in the main Agreement, ORGANIZATION exercises control and approval over the content and frequency of all solicitations. Funds raised shall support the Susan B. Anthony List.

- a. For purposes of providing language to comply with the laws of the various states requiring a minimum percentage disclosure, the main Agreement shall be modified to add the following section:

ORGANIZATION shall receive a minimum of 1 percent (1%) of gross revenue.

- b. For purposes of the providing language to comply with the laws of the various states requiring an estimated percentage disclosure, the main Agreement shall be modified to add the following section:

This contract is not a percentage based contract. However, it is estimated that ORGANIZATION shall receive 1 percent (1%) of gross revenue. This is an estimated percentage based upon the estimated number of contacts, average pledge fulfillment and experience of similar campaigns. All financial arrangements as stated in the main Agreement shall remain in effect and unchanged. For purposes of the state of Ohio, ORGANIZATION is guaranteed a percentage of the gross revenue which is not less than ninety percent (1%) of the estimated percentage. For the purpose of the state of Wisconsin, ORGANIZATION is guaranteed a percentage of the gross revenue which is no less than the reasonable estimate less 1 percent of the gross revenue.

- c. For purposes of providing language to comply with the laws of the various states requiring a fixed or guaranteed percentage disclosure and/or a percentage which shall be received by CIC, the main Agreement shall be modified to add the following section:

ORGANIZATION shall receive as a result of this solicitation campaign 1 percent (1%) and CIC shall receive 99 percent (99%) of all funds raised. The amount going to CIC is an estimated percentage based upon previous experience of similar campaigns

conducted by CIC. This shall not affect or alter compensation provisions as provided in the main Agreement.

- d. For purposes of the state of California only, the contract shall be modified to add the following sections:
Solicitation activity is to commence on June 1, 2012 within the State of California or ten (10) working days after receipt of the Agreement by the Attorney General. Each contribution in the control or custody of CIC shall, within five (5) working days of receipt, be deposited in an account at a bank or other federally insured financial institution that is solely in the name of ORGANIZATION and over which ORGANIZATION has sole control of withdrawals.

ORGANIZATION has the right to cancel this Agreement without cost, penalty, or liability for a period of ten (10) days following the date on which the contract is executed. ORGANIZATION may exercise this right by serving a written notice of cancellation on CIC. Said notice must be provided by certified mail, return receipt requested, and cancellation shall be deemed effective upon the expiration of five (5) calendar days from the date of mailing. Any funds collected after effective notice of cancellation shall be deemed to be held in trust for the benefit of ORGANIZATION without deduction for costs or expenses of any nature, and ORGANIZATION shall be entitled to recover all funds collected after the date of cancellation.

Following the foregoing initial ten (10) day cancellation period, ORGANIZATION may terminate this Agreement by giving thirty (30) days' written notice. Said notice must be provided by certified mail, return receipt requested, and shall be deemed effective upon the expiration of five (5) calendar days from the date of mailing. In the event of termination under this subsection, ORGANIZATION shall be liable for services provided by CIC up to thirty (30) days after the effective service of the notice. In addition, following the initial ten (10) day cancellation period, ORGANIZATION may terminate this Agreement at any time upon written notice, without payment or compensation of any kind to CIC, if CIC or its agents, employees, or representatives make(s) any material misrepresentations in the course of solicitations or with respect to ORGANIZATION; are found by ORGANIZATION to have been convicted of a crime arising from the conduct of a solicitation for a charitable organization or purpose punishable as a misdemeanor or a felony; or otherwise conduct fundraising activities in a manner that causes or could cause public disparagement of ORGANIZATION's good name or good will.

- e. For purposes of the states of Alaska, Illinois, Massachusetts and Oregon only, the contract shall be modified to add the following section:

CIC shall be authorized by ORGANIZATION to conduct solicitations on a nationwide basis during the term of this agreement. CIC projects \$ 100,000 in gross revenue to be raised from this campaign. CIC estimates expenses related to the campaign to be \$ 99,000. The estimated figures are based upon experience of similar campaigns conducted by CIC. This shall not affect any of the other terms including compensation as set out in the main Agreement. The books and records of fundraising activities shall be kept at the address of CIC as provided in the main Agreement.

- f. For purposes of the State of Arkansas only, the following shall apply:

The names and addresses of all persons making contributions to ORGANIZATION and the amounts thereof shall be delivered to ORGANIZATION at the request of ORGANIZATION and at any reasonable time.

- g. For purposes of the State of Connecticut only, the following shall apply:

Notwithstanding other compensation provisions in the agreement, ORGANIZATION shall receive as a result of this solicitation campaign, a minimum guarantee of 1 percent (1%) of gross revenue.

- h. For purposes of the State of Hawaii only, the following shall apply:

Services will commence with respect to solicitation in Hawaii of contributions for a charitable organization on June 1, 2012

- i. For purposes of the State of Indiana only, the following shall apply:

The average percentage of gross contributions received by sponsoring organizations as a result of campaigns conducted by CIC in the three years preceding this agreement is 1 percent (1%). At least every 90 days, CIC shall provide ORGANIZATION with access to and use of information concerning contributors, including the name, address and telephone number of each contributor and the date and amount of each contribution.

- j. For the purposes of the State of Mississippi, the following shall apply:

Solicitation activity is to commence on June 1, 2012 within the State of Mississippi or ten working days after the contract is received by the Office of the Secretary of State.

All oral and written presentations to be used by CIC (and any material changes thereto), shall have been reduced to a writing and shall have been reviewed and approved by client.

Solicitation activity and the contract will terminate on May 15, 2013 within the State of Mississippi.

- k. For the purposes of the States of Oregon and New Hampshire, the following shall apply:

The name and address of each person pledging to contribute, together with the date and amount of the pledge, shall be the sole exclusive property of ORGANIZATION with no rights to transfer, sell, rent, or otherwise cause same to be used except by ORGANIZATION.

- l. For the purposes of the State of South Carolina only, the following shall apply:

Any list provided by the charitable organization of the names, postal addresses, telephone numbers, email addresses, and the dates and amounts of each donation, of each contributor to a solicitation campaign organized pursuant to chapter 56 is the property of ORGANIZATION. CIC shall maintain this list throughout the duration of the solicitation campaign until the list is transferred to the charitable organization as required by chapter 56 and will not withhold the list from the charitable organization, restrict any use of the list by the charitable organization, transfer possession or control of the list, permit the use of the list by any person not so authorized by the charitable organization, or use the list for the benefit of any person other than ORGANIZATION, without the explicit written consent of ORGANIZATION.

- m. For purposes of the state of New York only, the contract shall be modified to add the following section:

Contract will commence on June 1, 2012 within the state of New York.

The contract terminate on May 13, 2013 within the state of New York.

Client's right to cancel this contract. It is understood by both parties that the charitable organization has the right under New York State law to cancel this contract and that the charitable organization does not have to give any reason for the cancellation. By law, the parties to this contract cannot waive or modify this right by any pre-existing agreement or by any subsequent agreement between the parties. Therefore, the charitable organization may cancel this contract without cost, penalty or liability if the charitable organization notifies AGENCY in writing as provided below.

Period under which contract may be canceled. If AGENCY is registered with the New York State Office of the Attorney General Charities Bureau the charitable organization may cancel this contract at any time up to and including the fifteenth day after this contract was filed by AGENCY with the New York State Office of the Attorney General, Charities Bureau. If, however, the AGENCY is not registered with the New York State Office of the Attorney General, Charities Bureau at the time this contract is signed, the charitable organization may cancel at any time after it is signed.

Procedure for canceling this contract The charitable organization may cancel this contract by giving AGENCY written notice of cancellation. This notice can be in the form of a letter indicating that the charitable organization does not intend to be bound by the contract. The notice of cancellation may be hand-delivered or mailed to AGENCY. If mailed, it must be sent to the following address: 513 NW 13th Avenue, Portland, OR 97209.

The charitable organization must mail a duplicate copy of the written notice of cancellation to the Office of the Attorney General at the address listed below:

Charities Bureau
Office of the Attorney General
The Capitol
Albany, NY 12224

When Cancellation is effective If the notice of cancellation is hand-delivered, the cancellation is effective as soon as it is delivered to AGENCY. If the notice of cancellation is mailed, the cancellation is effective as soon as the notice is deposited, properly addressed and postage pre-paid, in a mailbox.

- n. For the purposes of the State of Pennsylvania, the following shall apply:

Guarantee to Client. ORGANIZATION shall receive as a result of this solicitation campaign, a minimum guarantee of 1 percent (1%) of gross revenue. This shall not affect or alter compensation provisions as listed in the main Agreement.

Percentage to Professional Solicitor. ORGANIZATION agrees that CIC shall be compensated pursuant to the terms of the agreement which is estimated to be 99% of gross revenue. This estimated percentage is based on projected figures for average pledge amount participation percentage and fulfillment percentage. While every project varies in results and yield, this assumption is based on industry standards. This shall not affect or alter compensation provisions as listed in the main Agreement.

Solicitation activity is to commence on June 1, 2012 within the Commonwealth of Pennsylvania or ten working days after the Solicitation Notice is received by the Department of State, Bureau of Charitable Organizations and/or is approved by the Department of State Bureau of Charitable Solicitations.

Solicitation activity and the contract will terminate on May 15, 2013 within the Commonwealth of Pennsylvania, unless otherwise extended pursuant to the terms of the main agreement.

- o. For the purposes of the State of South Carolina only, the following shall apply:

Any list provided by ORGANIZATION of the names, postal addresses, telephone numbers, email addresses, and the dates and amounts of each donation, of each contributor to a solicitation campaign organized pursuant to chapter 56 is the property of ORGANIZATION. CIC shall maintain this list throughout the duration of the solicitation campaign until the list is transferred to ORGANIZATION as required by chapter 56 and will not withhold the list from ORGANIZATION, restrict any use of the list by

the accuracy and truthfulness of any representations made therein as they relate to ORGANIZATION and its programs, and ORGANIZATION shall have an ongoing obligation to inform CIC of any changes in its mission or programs which may otherwise make appeals for public support inaccurate or misleading.

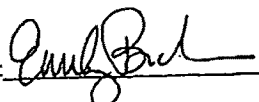
Further, this agreement may not be modified, changed or terminated in whole or in part, in any manner except by an agreement duly signed by ORGANIZATION and CIC.

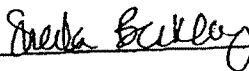
WHEREFORE, the parties hereto have executed this addendum on the day and year first above written.

AGREED AND ACCEPTED:

Susan B Anthony List

Confluent Impact Communications, LLC

By: 

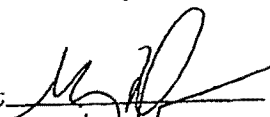
By: 

Title: Executive Dir

Title: President

Dated: 5/25/2012

Dated: 5-30-12

By: 

Title: President

Dated: 5/25/2012

EXHIBIT M



NC DEPARTMENT OF THE SECRETARY OF STATE SOLICITOR CONTRACT CHECKLIST

Contracts between a solicitor and a charitable organization/sponsor must be filed with CSL AT LEAST FIVE DAYS PRIOR TO COMMENCING A SOLICITATION CAMPAIGN. Complete this checklist with the PAGE NUMBER(S) on which the following required information is located. If the information is in an Addendum, indicate the page number(s) and the word "Addendum" with date as needed. Contract requirements for solicitors are found at N. C. Gen. Stat. § 131F-16(g)(1)-(5).

Name of Solicitor Capitol Resources, Inc.

Name of Charitable/Sponsor Organization/Sponsor Susan B. Anthony List, Inc.

PAGE NUMBER(S) OF ITEM

- | | |
|----------------------|---|
| <u>Addendum-pg 1</u> | 1. Statement of the charitable/sponsor purpose and program for which the solicitation campaign is being conducted. |
| <u>Contract-pg 1</u> | 2. Statement of the respective obligations of the solicitor and the charitable organization or sponsor. |
| <u>Addendum-pg 1</u> | 3. Statement of guaranteed minimum percentage of gross receipts from contributions to be remitted to charitable organization or sponsor. If solicitation involves sale of goods, services, or tickets to a fundraising event, state the percentage of the purchase price to be remitted to the charitable organization or sponsor. Any stated percentage shall exclude any amount charitable organization or sponsor shall pay as fundraising costs. |
| <u>Addendum-pg 2</u> | 4. Statement of percentage of gross revenue for which solicitor shall be compensated. If compensation is not contingent upon number of contributions or amount of revenue received, then compensation shall be expressed as a reasonable estimate of percentage of gross revenue, and the contract shall clearly disclose the assumptions upon which the estimate is based. Stated assumptions shall be based upon all relevant facts known to solicitor regarding the solicitations to be conducted. |
| <u>Contract-pg 3</u> | 5. Effective and termination dates of the contract. |
| <u>Contract-pg 5</u> | 6. Signatures of two authorized officials of the charitable organization or sponsor, one of whom is a member of the governing body and one of whom is the authorized contracting officer for the solicitor. |

CONTINUED ON THE BACK OF THIS PAGE

For purposes of the relevant section of the Annual Report required pursuant to N. C. Gen. Stat. § 131F-30(c), solicitors will also answer at least one of the following percentage inquiries related to the contract.

NOTE THAT THE INQUIRY ANSWERED MUST BE THE ONE THAT PROVIDES THE LOWEST PERCENTAGE.

Solicitors may choose to fill in the entire list of percentages, understanding that the lowest percentage, as required by the Charitable Solicitations Act, will be in the Annual Report issued by the Secretary of State.

- | | | |
|-----------|---|--|
| _____ | % | Fixed percentage of the gross revenue that the charitable organization or sponsor will receive as a benefit from the solicitation campaign |
| <u>50</u> | % | Reasonable estimate of the percentage of the gross revenue that the charitable organization or sponsor will receive as a benefit from the solicitation campaign |
| _____ | % | Guaranteed minimum percentage of the gross revenue that the charitable solicitation or sponsor will receive as a benefit from the solicitation campaign as provided in the contract between the solicitor and the charitable organization or sponsor |

Attach this completed checklist to a copy of the contract and submit both the checklist and the contract, together with the Solicitation Campaign Notice required by N. C. Gen. Stat. § 131F-16(f), to CSL at least five days prior to commencing a solicitation campaign.

Questions? Contact CSL at 1-888-830-4989 (North Carolina residents only) or at 919-807-2214.

CONTRACT SERVICES AGREEMENT

This agreement is made this 5th day of January, 2017, by and between Capitol Resources, Inc., DBA Campaign Headquarters, a duly authorized Iowa corporation that provides voter contact and fundraising services, whose address for the purposes of this agreement is 109 West Front Street, PO Box 257, Brooklyn, IA 52211 and Susan B Anthony List, whose address for the purposes of this agreement is Susan B Anthony List, 1200 New Hampshire Ave NW Ste 150 20036. Capitol Resources, Inc. DBA Campaign Headquarters shall be referred in this agreement as Capitol Resources and Susan B Anthony List shall be referred by SUSAN B ANTHONY LIST.

Capitol Resources shall provide services to SUSAN B ANTHONY LIST, consisting primarily of, but not necessarily limited to, the acquisition of new donors for the SUSAN B ANTHONY LIST through live telephone calls and fulfillment mail, and the ongoing telephone solicitation of previous donors.

In consideration of the services listed above, SUSAN B ANTHONY LIST shall pay to Capitol Resources the following services commencing January 1, 2017:

\$3.00 per live telephone connect – current donors. A live connect shall be defined as any adult in the target household answering the phone. Included in the cost per live connect are: script and fulfillment letter writing, data management, training of campaign representatives, daily tracking reports, collection and submission of credit card files, fulfillment tracking, up to three fulfillment letters (including postage) and regular consultation with Susan B Anthony List. Current donors shall be defined as the list of households where a member of that household has contributed any amount to Susan B Anthony List in the preceding 18 months.

\$3.00 per live telephone connect – lapsed donors. A live connect shall be defined as any adult in the target household answering the phone. Included in the cost per live connect are: script and fulfillment letter writing, data management, training of campaign representatives, daily tracking reports, collection and submission of credit card files, fulfillment tracking, up to three fulfillment letters (including postage) and regular consultation with Susan B Anthony List. Lapsed donors shall be defined as the list of households where a member of that household has contributed any amount to Susan B Anthony List in the preceding 19 - 48 months.

\$2.60 per live telephone connect – prospecting. A live connect shall be defined as any adult in the target household answering the phone. Included in the cost per live connect are: script and fulfillment letter writing, data management, training of campaign representatives, daily tracking reports, collection and submission of credit card files, fulfillment tracking, up to three fulfillment letters (including postage) and regular consultation with Susan B Anthony List. Prospecting shall be defined as calls to any household where a member of that household has not contributed in the preceding 48 months.

\$44 per calling hour. A calling hour is defined by the amount of time a campaign representative is logged in to the dialing system. This includes time the representative is speaking with prospective donors, previewing donor records, typing in notes in wrap up mode, waiting for calls/idle, and no more than an average of 10 minutes per hour of not ready time. This rate is primarily but not limited to high dollar donor calls.

\$36 per calling hour. A calling hour is defined by the amount of time a campaign representative is logged in to the dialing system. This includes time the representative is speaking with prospective donors, previewing donor records, typing in notes in wrap up mode, waiting for calls/idle, and no more than an average of 10 minutes per hour of not ready time. This rate is primarily but not limited to manual dial calls.

\$0.99 per letter sent. For the purposes of this agreement, a "letter" will be defined as a fulfillment package consisting of a one page, legal size letter, color laser printed and including a response device, a #10 outer envelope, a #9 reply envelope, and postage. Letters will be sent to those agreeing to make a pledge of any dollar amount or those agreeing to send a contribution if a letter is sent to them. Letters will also be sent to those leads not reached during the 4 phone attempts, at Susan B Anthony List's request. Two additional letters will be sent to unpaid pledges at regular intervals.

The minimum charge per project is \$250.

Which pricing arrangement will be in effect will be agreed upon by Susan B Anthony List and Capitol Resources prior to beginning each project.

List rental costs are the responsibility of SUSAN B ANTHONY LIST.

TERM

1. This contract for services shall be for a term beginning the 1st day of January 2017 through the 31st day of December 2017. Capitol Resources will present a detailed written invoice to SUSAN B ANTHONY LIST for payment of fees within 5 days of the conclusion of each work week, which runs from 12:01 a.m. Friday to 12:00 midnight Thursday. Payment of fees will be due within 15 days of date of invoice.
2. The services provided by Capitol Resources pursuant to this agreement may be terminated by either party prior to the end of the term of this contract by either party providing thirty (30) days written notice of that parties' intent to terminate the contract to the other party. Said notice shall be in writing addressed to the other party at its address set forth in this agreement. Any undisputed retainer, fees, commissions and expenses due and payable shall be paid immediately upon termination of this contract. All payments to be made pursuant to this agreement by SUSAN B ANTHONY LIST shall be made to Capitol Resources, Inc. at 109 West Front Street, PO Box 257, Brooklyn, IA 52211.

ADDITIONAL CONSIDERATIONS

As additional consideration for this agreement, the parties agree and stipulate as follows:

1. The SUSAN B ANTHONY LIST donor list will remain the sole property of the SUSAN B ANTHONY LIST. The SUSAN B ANTHONY LIST donor list and prospect lists will be used by Capitol Resources only for the purposes of raising funds for SUSAN B ANTHONY LIST and shall remain strictly confidential.
2. Lists provided by Capitol Resources for purposes of this agreement shall remain the sole property of Capitol Resources and may not be used by SUSAN B ANTHONY LIST, its agents, employees, officers, or any other vendor without the express written consent of Capitol Resources.
3. Confidentiality requirements of list rental agreements will be honored by Capitol Resources and Susan B Anthony List, their employees, officers, and contractors.
4. Susan B Anthony List will cooperate with Capitol Resources with respect to any applicable charitable or telemarketing registration and reporting requirements, and agrees to comply with charitable solicitation or telemarketing requirements.
5. Capitol Resources reserves the right not to solicit in states where Susan B Anthony List is not in compliance with applicable registration and reporting requirements.
6. Capitol Resources will provide a weekly list of pledges solicited through the above mentioned services. SUSAN B ANTHONY LIST (or a caging facility which they employ) will provide a weekly report of all contributions received from individuals/ businesses/ households that have pledged to Capitol Resources telephone solicitation campaigns.
7. Capitol Resources at no time shall have custody or control of contributions made to SUSAN B ANTHONY LIST.

TIME IS OF THE ESSENCE

Time is of the essence of this contract: and in case either party shall fail to perform the agreements on such parties' part to be performed, the other party, at the election of such party, may terminate the contract immediately. In the event of termination of the contract of this paragraph, all undisputed fees, commissions and expenses that have been incurred by Capitol Resources to the date of the termination shall be immediately paid by SUSAN B ANTHONY LIST.

LIABILITY

1. Each party to this agreement has read and understands the whole of the above contract, and states that no representation, promise, agreement not expressed in this contract has been made to induce such party to an end to it.
2. In the event that a disagreement arises concerning this contract, the parties agree and stipulate that this contract shall be construed under the laws of the state of Iowa and that the Poweshiek County, Iowa District Court shall be the court of jurisdiction for any action related to this contract that shall be instituted and prosecuted by either party, as the parties agree that Capitol Resources is providing the services from Poweshiek County, Iowa. Each party to this agreement waives the right to change the court of jurisdiction or venue in this matter.
3. In the event that a disagreement arises between the parties concerning this contract, and prior to the commencement of any legal action by either party, the parties agree and stipulate that mediation shall be entered into by the parties and the parties shall use the mediation procedure as a means to resolve any dispute arising out of this contract prior to litigation being commenced. The mediator shall be a qualified individual, lawyer or otherwise, that both parties agree upon to mediate the dispute.

Dated this 5th day of January, 2017.

SUSAN B ANTHONY LIST

By: [Signature]
SUSAN B ANTHONY LIST

By: [Signature]
SUSAN B ANTHONY LIST

Capitol Resources, Inc.

By: [Signature]
Nicole Schlinger Lang,
President

CONTRACT ADDENDUM

This addendum is made and entered into this 5th day of January 2017, by and between Capitol Resources, Inc., (hereinafter referred to as "PFR") and Susan B Anthony List, a non-profit corporation (hereinafter referred to as "CHARITY").

WHEREAS, PFR and CHARITY are parties to a certain agreement dated 11/5/17, for the conduct of a public awareness and education campaign for and on behalf of CHARITY; and

WHEREAS, in order to effect registration in compliance with the laws of the various states and for that portion of the contract where activities will be conducted in particularly enumerated states an addendum is required.

WITNESSETH FOR AND IN CONSIDERATION of the mutual covenants herein contained, the sufficiency of which is acknowledged by the signatures of the parties hereto, it is hereby agreed as follows:

1. The main Agreement between PFR and CHARITY is not a percentage-based agreement and the following language is provided only for purposes of complying with the contract disclosure requirements of the states set forth below. PFR is to be paid a fixed fee per hour as set forth in the main Agreement and said compensation provisions shall be controlling. As outlined in the main Agreement, CHARITY exercises control and approval over the content and frequency of all solicitations. Funds raised shall support the Susan B Anthony List's mission to pass laws that protect unborn children and their mothers from abortion.

- a. For purposes of providing language to comply with the laws of the various states requiring a minimum percentage disclosure, the main Agreement shall be modified to add the following section:

CHARITY shall receive a minimum of one percent (1%) of gross revenue.

- b. For purposes of the providing language to comply with the laws of the various states requiring an estimated percentage disclosure, the main Agreement shall be modified to add the following section:

This contract is not a percentage based contract. However, it is estimated that CHARITY shall receive one percent (1%) of gross revenue. This is an estimated percentage based upon the estimated number of contacts, average pledge fulfillment and experience of similar campaigns. All financial arrangements as stated in the main Agreement shall remain in effect and unchanged. For purposes of the state of Ohio, CHARITY is guaranteed a percentage of the gross revenue which is not less than ninety percent (90%) of the estimated percentage. For the purpose of the state of Wisconsin, CHARITY is guaranteed a percentage of the gross revenue which is no less than the reasonable estimate less 10 percent of the gross revenue.

- c. For purposes of providing language to comply with the laws of the various states requiring a fixed or guaranteed percentage disclosure and/or a percentage which shall be received by PFR, the main Agreement shall be modified to add the following section:

CHARITY shall receive as a result of this solicitation campaign one percent (1%) and PFR shall receive ninety nine percent (99%) of all funds raised. The amount going to PFR is an estimated percentage based upon previous experience of similar campaigns conducted by PFR. This shall not affect or alter compensation provisions as provided in the main Agreement.

- d. For purposes of the state of California only, the contract shall be modified to add the following sections:

Solicitation activity is to commence on January 1, 2017 within the State of California or ten (10) working days after receipt of the Agreement by the Attorney General. Each contribution in the control or custody of PFR shall, within five (5) working days of receipt, be deposited in an account at a bank or other federally insured financial institution that is solely in the name of CHARITY and over which CHARITY has sole control of withdrawals.

CHARITY has the right to cancel this Agreement without cost, penalty, or liability for a period of ten (10) days following the date on which the contract is executed. CHARITY may exercise this right by serving a written notice of cancellation on PFR. Said notice must be provided by certified mail, return receipt requested, and cancellation shall be deemed effective upon the expiration of five (5) calendar days from the date of mailing. Any funds collected after effective notice of cancellation shall be deemed to be held in trust for the benefit of CHARITY without deduction for costs or expenses of any nature, and CHARITY shall be entitled to recover all funds collected after the date of cancellation.

Following the foregoing initial ten (10) day cancellation period, CHARITY may terminate this Agreement by giving thirty (30) days' written notice. Said notice must be provided by certified mail, return receipt requested, and shall be deemed effective upon the expiration of five (5) calendar days from the date of mailing. In the event of termination under this subsection, CHARITY shall be liable for services provided by PFR up to thirty (30) days after the effective service of the notice. In addition, following the initial ten (10) day cancellation period, CHARITY may terminate this Agreement at any time upon written notice, without payment or compensation of any kind to PFR, if PFR or its agents, employees, or representatives make(s) any material misrepresentations in the course of solicitations or with respect to CHARITY; are found by CHARITY to have been convicted of a crime arising from the conduct of a solicitation for a charitable organization or purpose punishable as a misdemeanor or a felony; or otherwise conduct fundraising activities in a manner that causes or could cause public disparagement of CHARITY's good name or good will.

- e. For purposes of the states of Alaska, Illinois, Massachusetts and Oregon only, the contract shall be modified to add the following section:

PFR shall be authorized by CHARITY to conduct solicitations on a nationwide basis during the term of this agreement. PFR projects \$250,000 in gross revenue to be raised from this campaign. PFR estimates expenses related to the campaign to be \$50,000. The estimated figures are based upon experience of similar campaigns conducted by PFR. This shall not affect any of the other terms including

compensation as set out in the main Agreement. The books and records of fundraising activities shall be kept at the address of PFR as provided in the main Agreement.

- f. For purposes of the State of Arkansas only, the following shall apply:

The names and addresses of all persons making contributions to CHARITY and the amounts thereof shall be delivered to CHARITY at the request of CHARITY and at any reasonable time.

- g. For purposes of the State of Connecticut only, the following shall apply:

Notwithstanding other compensation provisions in the agreement, CHARITY shall receive as a result of this solicitation campaign, a minimum guarantee of one percent (1%) of gross revenue.

- i. For purposes of the State of Indiana only, the following shall apply:

The average percentage of gross contributions received by sponsoring organizations as a result of campaigns conducted by PFR in the three years preceding this agreement is sixty four percent (64%). At least every 90 days, PFR shall provide CHARITY with access to and use of information concerning contributors, including the name, address and telephone number of each contributor and the date and amount of each contribution.

- j. For the purposes of the State of Mississippi, the following shall apply:

Solicitation activity is to commence on January 1, 2017 within the State of Mississippi or ten working days after the contract is received by the Office of the Secretary of State.

All oral and written presentations to be used by PFR (and any material changes thereto), shall have been reduced to a writing and shall have been reviewed and approved by client.

Solicitation activity and the contract will terminate on December 31, 2017 within the State of Mississippi.

- k. For the purposes of the States of Oregon and New Hampshire, the following shall apply:

The name and address of each person pledging to contribute, together with the date and amount of the pledge, shall be the sole exclusive property of CHARITY with no rights to transfer, sell, rent, or otherwise cause same to be used except by CHARITY.

- l. For the purposes of the State of South Carolina only, the following shall apply:

Any list provided by the charitable organization of the names, postal addresses, telephone numbers, email addresses, and the dates and amounts of each donation, of each contributor to a solicitation campaign organized pursuant to chapter 56 is the property of CHARITY. PFR shall maintain this list throughout the duration of the solicitation campaign until the list is transferred to the charitable organization as required by chapter 56 and will not withhold the list from the charitable organization, restrict any use of the list by the charitable organization, transfer possession or

control of the list, permit the use of the list by any person not so authorized by the charitable organization, or use the list for the benefit of any person other than CHARITY, without the explicit written consent of CHARITY.

- m. For purposes of the state of New York only, the contract shall be modified to add the following section:

Contract will commence on January 1, 2017 within the state of New York.

Client's right to cancel this contract. It is understood by both parties that the charitable organization has the right under New York State law to cancel this contract and that the charitable organization does not have to give any reason for the cancellation. By law, the parties to this contract cannot waive or modify this right by any pre-existing agreement or by any subsequent agreement between the parties. Therefore, the charitable organization may cancel this contract without cost, penalty or liability if the charitable organization notifies AGENCY in writing as provided below.

Period under which contract may be canceled. If AGENCY is registered with the New York State Office of the Attorney General Charities Bureau the charitable organization may cancel this contract at any time up to and including the fifteenth day after this contract was filed by AGENCY with the New York State Office of the Attorney General, Charities Bureau. If, however, the AGENCY is not registered with the New York State Office of the Attorney General, Charities Bureau at the time this contract is signed, the charitable organization may cancel at any time after it is signed.

Procedure for canceling this contract. The charitable organization may cancel this contract by giving AGENCY written notice of cancellation. This notice can be in the form of a letter indicating that the charitable organization does not intend to be bound by the contract. The notice of cancellation may be hand-delivered or mailed to AGENCY. If mailed, it must be sent to the following address: PO Box 257, Brooklyn, IA 52211.

The charitable organization must mail a duplicate copy of the written notice of cancellation to the Office of the Attorney General at the address listed below:

Charities Bureau
Office of the Attorney General
The Capitol
Albany, NY 12224

When Cancellation is effective If the notice of cancellation is hand-delivered, the cancellation is effective as soon as it is delivered to AGENCY. If the notice of cancellation is mailed, the cancellation is effective as soon as the notice is deposited, properly addressed and postage pre-paid, in a mailbox.

- n. For the purposes of the State of Pennsylvania, the following shall apply:

Guarantee to Client. CHARITY shall receive as a result of this solicitation campaign, a minimum guarantee of one percent (1%) of gross revenue. This shall not affect or alter compensation provisions as listed in the main Agreement.

Percentage to Professional Solicitor. CHARITY agrees that PFR shall be compensated pursuant to the terms of the agreement which is estimated to be 99% of gross revenue. This estimated percentage is based on projected figures for average pledge amount participation percentage and

fulfillment percentage. While every project varies in results and yield, this assumption is based on industry standards. This shall not affect or alter compensation provisions as listed in the main Agreement.

Solicitation activity is to commence on January 1, 2017 within the Commonwealth of Pennsylvania or ten working days after the Solicitation Notice is received by the Department of State, Bureau of Charitable Organizations and/or is approved by the Department of State Bureau of Charitable Solicitations.

Solicitation activity and the contract will terminate on December 31, 2017 within the Commonwealth of Pennsylvania, unless otherwise extended pursuant to the terms of the main agreement. .

- o. For the purposes of the State of South Carolina only, the following shall apply:

Any list provided by CHARITY of the names, postal addresses, telephone numbers, email addresses, and the dates and amounts of each donation, of each contributor to a solicitation campaign organized pursuant to chapter 56 is the property of CHARITY. PFR shall maintain this list throughout the duration of the solicitation campaign until the list is transferred to CHARITY as required by chapter 56 and will not withhold the list from CHARITY, restrict any use of the list by CHARITY, transfer possession or control of the list, permit the use of the list by any person not so authorized by CHARITY, or use the list for the benefit of any person other than CHARITY, without the explicit written consent of CHARITY.

- p. For the purposes of the State of Tennessee the following shall apply:

PFR shall not receive donations on behalf of CHARITY, does not have access to the funds raised and does not make deposits to and does not have signature authority with, or any other authority over, CHARITY's bank accounts.

- q. For the purposes of the State of Vermont the following shall apply:

Chapter 63 of Title 9 of the Vermont Statutes Annotated requires a paid fundraiser to provide the fundraiser's charitable sponsor, within sixty (60) days after the end of a solicitation campaign, with a statement setting out the name and address of each contributor and the amount of the contribution; the amount of the gross receipts; and an itemized list of all expenses, commissions, and other costs incurred in the campaign. The law also gives charities other rights, including the right to cancel this contract or to recover damages, or both, in certain circumstances. Contact the Vermont Attorney General for further information.

PFR shall not restrict in any way the use by CHARITY of the list of donors to the campaign.

- r. For purposes of the state of Oregon only the Agreement shall be amended as follows:

Effective immediately its term shall commence on January 1, 2017 and terminate on December 31, 2017 with the ability to further extend the term upon agreement of the parties.

s. For the purposes of the State of Florida only:

PFR will not at any time have custody of contributions generated in the state of Florida.

2. In all other respects not specifically modified herein the existing agreement dated 11/5/17, shall remain in full force and effect. A copy of said agreement is attached hereto and incorporated herein by this reference.

Further, this agreement may not be modified, changed or terminated in whole or in part, in any manner except by an agreement duly signed by CHARITY and PFR.

WHEREFORE, the parties hereto have executed this addendum on the day and year first above written.

AGREED AND ACCEPTED.

Dated this 5th day of January, 2017.

Susan B Anthony List

By: 

Title: Dir. of Bus. Ops

Susan B Anthony List

By: 

Title: Executive VP

Susan B Anthony List

Capitol Resources, Inc.

By: 

Nicole Schlinger Lang,
President

EXHIBIT N

North Carolina Solicitation Campaign Financial

File Number: L201811600004
Date Filed: 5/18/2018 11:00:44 AM
Elaine F. Marshall
NC Secretary of State

North Carolina Secretary of State - Charitable Solicitation Licensing Division Contact Info

Agency Website: <http://www.sosnc.com>
Email Address: cs1@sosnc.com; **Telephone:** (919) 807-2214
Toll Free for NC Residents: 1-888-830-4989 **Fax:** (919) 807-2220
Mailing Address: Charitable Solicitation Licensing, P.O. Box 29622, Raleigh, NC 27626-0622



Instructions: ANSWER ALL QUESTIONS. This form is to be **COMPLETED AND FILED** with the Charitable Solicitation Licensing Division **WITHIN 90 DAYS AFTER A SOLICITATION CAMPAIGN HAS BEEN COMPLETED OR ON THE ANNIVERSARY OF THE COMMENCEMENT OF A CAMPAIGN LASTING MORE THAN A YEAR.** Any changes in any information filed with the Department under this section shall be reported in writing to the Department within seven (7) days after the change occurs.

- This form must be submitted directly to Charitable Solicitation Licensing (CSL).
- Attachment instructions: **DO NOT STAPLE OR BIND YOUR DOCUMENTS TOGETHER.** Paperclips are acceptable. If an answer requires more space than the form permits, please provide your answer as an attachment identified by the question number or letter.
- Please submit all attachments on "letter"-sized (8.5" x 11") paper.

I. GENERAL INFORMATION

FILL OUT COMPLETELY If more space is needed, attach additional pages and reference the item.

A. Name of Solicitor exactly as it appears on North Carolina Solicitor's License Capitol Resources, Inc.	B. N.C. Solicitor's License Number SL100805	C. Expiration Date 03/31/2018	D. Phone Number 641-522-4645
E. Street Address of Solicitor 109 West Front Street PO Box 257	F. City Brooklyn	G. State IA	H. Zip Code 52211
I. Name of Charitable Organization or Sponsor for whom solicitations will occur as it appears on North Carolina Solicitation License Susan B. Anthony List, Inc.	J. Charitable Org. / Sponsor License Number or Exemption Status SL005345	K. Expiration Date 	L. Phone Number 202-223-8073
M. Street Address of Charitable Organization or Sponsor 1200 New Hampshire Ave NW	N. City Washington	O. State DC	P. Zip Code 20036

II. CAMPAIGN INFORMATION

FILL OUT COMPLETELY If more space is needed, attach additional pages and reference the item.

A. Provide the beginning date of the campaign covered in this report. Beginning Date: 03/25/2017

B. Provide the ending date of the campaign covered in this report. If the campaign is still in progress, provide the dates covered in this report. Ending Date(s) or Anniversary Date: 12/31/2017

C. If this is an annual report of an ongoing campaign, indicate so by checking the "yes" box to the right. If not, check the "no" box. Annual reports must be filed on the anniversary date of the campaign. ☐ YES. ☒ NO.

North Carolina Solicitation Campaign Financial Report

III. GROSS REVENUE AND EXPENSES

Instructions: PROVIDE GROSS REVENUE RECEIVED NATIONALLY AND GROSS REVENUE RECEIVED WITHIN NORTH CAROLINA. PROVIDE NATIONAL EXPENSES AND EXPENSES INCURRED WITHIN THE STATE OF NORTH CAROLINA. **COMPLETE ALL SECTIONS.**

	NATIONAL	NORTH CAROLINA
A. Gross Revenue (e.g. Cash, Product Sales, Event Sales, In-Kind Contributions)	\$ 52,252.50	\$ 940
B. Expenses Fill out sections 1 - 12 below.		
1. Solicitor's Share, Commissions and Fees	\$	\$
2. Employee/Independent Contractor Salaries, Fees, Commissions and Benefits	\$	\$
3. Professional, Legal, Accounting Fees	\$	\$
4. Office Expenses, Rental, Furniture, Equipment, Utilities	\$	\$
5. Insurance	\$	\$
6. Advertising	\$	\$
7. Telephone, Printing, and Postage	\$ 48,450.57	\$ 820.67
8. Travel/Vehicle Maintenance/Fuel	\$	\$
9. Cost of Merchandise for Resale	\$	\$
10. Cost of Show or Entertainment	\$	\$
11. Facilities Rental	\$	\$
12. Other (Specify)	\$	\$
C. Total Expenses (Total of sections 1 - 12)	\$ 48,450.57	\$ 820.67
D. Net Proceeds (Gross Revenue (A) minus Total Expenses (C))	\$ 3785.93	\$ 119.33
E. Amount received by Charitable Organization/Sponsor as a benefit from the solicitation campaign. If (D) and (E) are not equal, attach an explanation.	\$ 3785.93	\$ 119.33
F. Fixed Percentage of Gross Revenue received by Charitable Organization/Sponsor as a benefit from the solicitation campaign. (Amount received by Charitable Organization (E) divided by Gross Revenue (A))	% 72	% 13

North Carolina Solicitation Campaign Financial Report

IV. METHOD OF FUNDRAISING Check all that apply.

☐ Door-to-Door ☐ Entertainment Event ☒ Telemarketing ☐ Internet ☒ Direct Mail ☐ Sale of Products

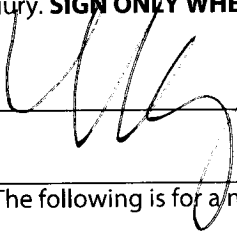
☐ Other (Explain)

Telephone and direct mail

V. SIGNATURE AND NOTARIZATION

I swear or affirm that I am an authorized official of the solicitor and I certify under oath that the information furnished in this financial report and all supplemental forms, reports, documents, and attachments are true and correct to the best of my knowledge under penalty of perjury. **SIGN ONLY WHEN IN THE PRESENCE OF A NOTARY PUBLIC.**

Signature:



Signer's Name (Type or Print):

Nicole Schlingel

Signer's Title or Position:

president

Notarization: The following is for a notary public to place you under oath and then notarize your signature:

County:

Douglas

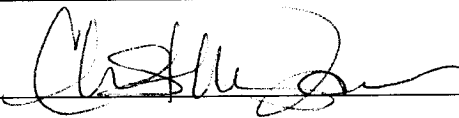
State:

Iowa

Sworn to and subscribed before me this date of (MM/DD/YYYY):

02/12/2018

Notary Public's Signature:



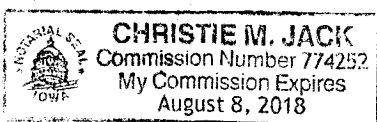
Notary Public's Name (Print):

Christie M. Jack

Date Notary Public's Commission Expires:

Aug 8, 2018

If using a notary stamp or seal, stamp or imprint seal in the rectangle below:



MAINTAIN A COPY OF THIS FORM FOR YOUR RECORDS

EXHIBIT O

North Carolina Solicitation Campaign Financial Report

File Number: L201707200065
Date Filed: 4/3/2017 2:46:03 PM
Elaine F. Marshall
NC Secretary of State

North Carolina Secretary of State - Charitable Solicitation Licensing Division Contact Information

Agency Website: <http://www.sosnc.com>
Email Address: csl@sosnc.com; **Telephone:** (919) 807-2214
Toll Free for NC Residents: 1-888-830-4989 **Fax:** (919) 807-2220
Mailing Address: Charitable Solicitation Licensing, P.O. Box 29622, Raleigh, NC 27626-0622



Instructions: ANSWER ALL QUESTIONS. This form is to be **COMPLETED AND FILED** with the Charitable Solicitation Licensing Division **WITHIN 90 DAYS AFTER A SOLICITATION CAMPAIGN HAS BEEN COMPLETED OR ON THE ANNIVERSARY OF THE COMMENCEMENT OF A CAMPAIGN LASTING MORE THAN A YEAR.** Any changes in any information filed with the Department under this section shall be reported in writing to the Department within seven (7) days after the change occurs.

- This form must be submitted directly to Charitable Solicitation Licensing (CSL).

- Attachment instructions: **DO NOT STAPLE OR BIND YOUR DOCUMENTS TOGETHER.** Paperclips are acceptable. If an answer requires more space than the form permits, please provide your answer as an attachment identified by the question number or letter.

- Please submit all attachments on "letter"-sized (8.5" x 11") paper.

I. GENERAL INFORMATION

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E. Street Address of Solicitor 109 West Front Street PO Box 257	F. City Brooklyn	G. State IA	H. Zip Code 52211
I. Name of Charitable Organization or Sponsor for whom solicitations will occur as it appears on North Carolina Solicitation License Susan B. Anthony List, Inc.	J. Charitable Org. / Sponsor License Number or Exemption Status SL005345	K. Expiration Date 5-15-17	L. Phone Number 202-223-8073
M. Street Address of Charitable Organization or Sponsor 1200 New Hampshire Ave NW	N. City Washington	O. State DC	P. Zip Code 20036

II. CAMPAIGN INFORMATION

FILL OUT COMPLETELY If more space is needed, attach additional pages and reference the item.

A. Provide the beginning date of the campaign covered in this report. Beginning Date: 06/12/2016

B. Provide the ending date of the campaign covered in this report. If the campaign is still in progress, provide the dates covered in this report. Ending Date(s) or Anniversary Date: 12/31/2016

C. If this is an annual report of an ongoing campaign, indicate so by checking the "yes" box to the right. If not, check the "no" box. Annual reports must be filed on the anniversary date of the campaign. ☐ YES. ☒ NO.

North Carolina Solicitation Campaign Financial Report

III. GROSS REVENUE AND EXPENSES

Instructions: PROVIDE GROSS REVENUE RECEIVED NATIONALLY AND GROSS REVENUE RECEIVED WITHIN NORTH CAROLINA. PROVIDE NATIONAL EXPENSES AND EXPENSES INCURRED WITHIN THE STATE OF NORTH CAROLINA. **COMPLETE ALL SECTIONS.**

	NATIONAL	NORTH CAROLINA
A. Gross Revenue (e.g. Cash, Product Sales, Event Sales, In-Kind Contributions)	\$ 109,022.45	\$ 2400 -
B. Expenses Fill out sections 1 - 12 below.		
1. Solicitor's Share, Commissions and Fees	\$	\$
2. Employee/Independent Contractor Salaries, Fees, Commissions and Benefits	\$	\$
3. Professional, Legal, Accounting Fees	\$	\$
4. Office Expenses, Rental, Furniture, Equipment, Utilities	\$	\$
5. Insurance	\$	\$
6. Advertising	\$	\$
7. Telephone, Printing, and Postage	\$ 106,896.73	\$ 1262.44
8. Travel/Vehicle Maintenance/Fuel	\$	\$
9. Cost of Merchandise for Resale	\$	\$
10. Cost of Show or Entertainment	\$	\$
11. Facilities Rental	\$	\$
12. Other (Specify)	\$	\$
C. Total Expenses (Total of sections 1 - 12)	\$ 106,896.73	\$ 1262.44
D. Net Proceeds (Gross Revenue (A) minus Total Expenses (C))	\$ 2125.75	\$ 1137.56
E. Amount received by Charitable Organization/Sponsor as a benefit from the solicitation campaign. If (D) and (E) are not equal, attach an explanation.	\$ 2125.75	\$ 1137.56
F. Fixed Percentage of Gross Revenue received by Charitable Organization/Sponsor as a benefit from the solicitation campaign. (Amount received by Charitable Organization (E) divided by Gross Revenue (A))	% 2	% 47

North Carolina Solicitation Campaign Financial Report

IV. METHOD OF FUNDRAISING Check all that apply.

☐ Door-to-Door

☐ Entertainment Event

☒ Telemarketing

☐ Internet

☒ Direct Mail

☐ Sale of Products

☐ Other (Explain)

Telephone and direct mail

V. SIGNATURE AND NOTARIZATION

I swear or affirm that I am an authorized official of the solicitor and I certify under oath that the information furnished in this financial report and all supplemental forms, reports, documents, and attachments are true and correct to the best of my knowledge under penalty of perjury. **SIGN ONLY WHEN IN THE PRESENCE OF A NOTARY PUBLIC.**

Signature:

Signer's Name (Type or Print):

Nicole Schlinger

Signer's Title or Position:

President

Notarization: The following is for a notary public to place you under oath and then notarize your signature:

County:

Polk

State:

IA

Sworn to and subscribed before me this date of (MM/DD/YYYY):

January 21, 2017

Notary Public's Signature:

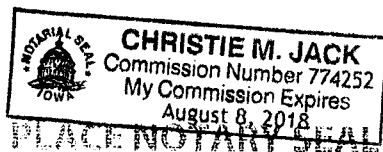
Notary Public's Name (Print):

Christie M. Jack

Date Notary Public's Commission Expires:

Aug 8, 2018

If using a notary stamp or seal, stamp or imprint seal in the rectangle below:



PLACE NOTARY SEAL
HERE

MAINTAIN A COPY OF THIS FORM FOR YOUR RECORDS