

Tax-Exempt Organization Complaint (Referral) Form

1. NAME OF REFERRED ORGANIZATION: _____

Street Address: _____

City/State/Zip Code: _____

Date of Referral: _____

2. ORGANIZATION'S EMPLOYER IDENTIFICATION NUMBER (EIN): _____

3. NATURE OF VIOLATION:

- Directors/officers/persons are using income/assets for personal gain
- Organization is engaged in commercial, for-profit business activities
- Income/assets are being used to support illegal or terrorist activities
- Organization is involved in a political campaign
- Organization is engaged in excessive lobbying activities
- Organization refused to disclose or provide a copy of Form 990
- Organization failed to report employment, income, or excise tax liability properly
- Organization failed to file required federal tax returns and forms
- Organization engaged in deceptive or improper fundraising practices
- Other (describe): _____

4. DETAILS OF VIOLATION:

Name(s) of Person(s) Involved: _____

Organizational Title(s): _____

Date(s): _____

Dollar Amount(s) (if known): _____

Description of activities: _____

5. SUBMITTER INFORMATION:

Name: _____

Occupation or Business: _____

Street Address: _____

City/State/Zip Code: _____

Telephone: _____

I am concerned that I might face retaliation or retribution if my identity is disclosed.

6. SUBMISSION AND DOCUMENTATION: The completed form, along with any supporting documentation, may be mailed to IRS EO Classification, Mail Code 4910DAL, 1100 Commerce Street Dallas, TX 75242-1198, faxed to 214-413-5415 or emailed to eoclass@irs.gov.

TAX EXEMPT ORGANIZATION COMPLAINT (REFERRAL) INSTRUCTIONS

General Information

The information provided on this form will help the Internal Revenue Service (IRS) determine if there has been a violation of federal tax law. Submission of this form is voluntary.

Upon receipt of this form, the IRS will send you a letter acknowledging receipt of the information you submitted. If at a later date you wish to submit additional information regarding the organization, please attach a copy of the form initially submitted, and send it to the address shown above.

Specific Instructions

1. **ORGANIZATION NAME AND ADDRESS:** Provide the current name and address of the organization. If the organization has used prior or multiple name(s) or address(es), also provide that information.
2. **EMPLOYER IDENTIFICATION NUMBER:** Provide the organization's employer identification number (EIN). The EIN is a nine-digit number, issued by the IRS, that the organization uses for tax purposes (like a Social Security Number (SSN) for an individual). If the EIN is unavailable, include a state nonprofit corporation registration number, if available.
3. **NATURE OF VIOLATION:** Mark the description that describes the organization's alleged violation. More than one line may apply. If none of the descriptions appear to apply, briefly state the issue on the Other line.
4. **DETAILS OF THE VIOLATION:** Provide specific details of the alleged violation including names, actions, places, amounts, dates, and the nature of any evidence or documentation (who, what, where, when, how). Include the names of other organizations, entities, or persons that may be involved with the organization, providing EINs or SSNs, if available.
5. **YOUR INFORMATION:** Provide your name, address, and business or occupation. Include your daytime telephone number, in case we wish to contact you. The acknowledgement letter will be sent to the address you provide.

If you are concerned that you may face retribution if your identity is disclosed, check the appropriate box. You may enter "Anonymous" for Submitter's Name if you do not want to be identified.

6. **SUBMISSION AND DOCUMENTATION:** Mail the completed form, including any supporting documentation that you would like for us to review, to the address provided on the form. You may also fax or email the completed form and any supporting documentation to the fax number and email address provided on the form. Include a cover letter describing the documentation or evidence you are providing. If you have already received an acknowledgment letter, include a copy of that letter. If possible, please try to submit all documentation at the same time.

If your referral relates to a church please be aware that Congress has imposed special limitations, found in IRC section 7611, on how and when the IRS may conduct civil tax inquiries and examinations of churches. You can find out more about these special limitations in Pub. 1828, Tax Guide for Churches and Religious Organizations, in the section on Special Rules Limiting IRS Authority to Audit a Church.

7. **CLAIM FOR REWARD:** To claim a reward for providing this information to the IRS, file Form 211, Application for Reward for Original Information.
 8. **NOTE:** Federal law prohibits the IRS from providing you with status updates or information about specific actions taken in response to the information you submit.
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September 29, 2015

Via Electronic Mail

COMPLAINT AGAINST FOUNDATION FOR RESPONSIBLE ACCOUNTABLE GOVERNMENT INC. FOR VIOLATION OF 501(c)(6) PRIMARY PURPOSE REQUIREMENTS DUE TO SPENDING MAJORITY OF FUNDS ON POLITICAL ACTIVITIES/CAMPAIGN DONATIONS

Dear Exempt Organizations Revenue Agent,

All publicly available evidence suggests that the Foundation for Responsible Accountable Government Inc.'s primary expenditures are made for the purpose of influencing candidate elections. Foundation for Responsible Accountable Government Inc. is a Delaware corporation that has spent what appears to be 100 percent of its annual receipts so far in 2015 on political activity by spending \$50,200 so far in the local City of Tucson elections, based on the fact that in tax years 2013 and 2014, the group indicated each year that it had received less than \$50,000 each year in receipts.

Based on the evidence presented in the attached documents, which are copies of a Complaint for Injunction and Exhibits for failing to register as an out-of-state corporation under Arizona law before doing business in Arizona – that was just filed in Arizona Superior Court in Pima County, Arizona – the Foundation for Responsible Accountable Government Inc. appears to be spending most of its funds on political campaign donations by bankrolling a local political independent expenditure committee in Tucson, Arizona. It also appears the corporation is not a legitimate “trade” organization, based on publicly available information about the entity and the fact it is using a trade name owned by its apparent principal officer Christine Bauserman (exclusively owned by her under Arizona law), which is registered to her for the purpose of being a “Community Organizer.” Because it appears the corporation's primary purpose is now influencing of elections, its 501(c)(6) status should be revoked and its donors disclosed.

Regards,



Vince Rabago
Vince Rabago Law Office PLC

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5 (520) 955-9038 (Office)
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8 Attorney for Plaintiff Barbara Tellman

9 **IN THE SUPERIOR COURT OF PIMA COUNTY**
10 **IN AND FOR THE STATE OF ARIZONA**

11 BARBARA TELLMAN,

12 PLAINTIFF,

13 v.

14 FOUNDATION FOR RESPONSIBLE
15 ACCOUNTABLE GOVERNMENT, INC., A
16 DELAWARE CORPORATION,

17 DEFENDANT.

Case No.

**COMPLAINT FOR INJUNCTION
(Verified)**

**Pursuant to A.R.S. § 10-1502(F), and
A.R.S. § 10-11502(F)**

Election related

18 **COMPLAINT**

19 Plaintiff Barbara Tellman, by and through undersigned counsel, and upon
20 knowledge, information and belief, alleges the following:

21 **PARTIES**

22 1. Plaintiff Barbara Tellman is a resident of of the City of Tucson, Arizona, and is
23 registered to vote in the upcoming City Council elections for the City of Tucson.

24 2. Defendant Foundation for Responsible Accountable Government, Inc. is an out
25 of state Delaware corporation, registered with the Internal Revenue Service (“IRS”) as a
26 tax exempt 501(c)(6) trade membership organization, with Tucson mailing addresses of
27

1 12221 E. Makohoh Trail, Tucson, Arizona, 85749, and 120 S. Houghton Rd., 138-177
2 (or 158-177) Tucson, AZ 85748. (Exhibit A, B, C, D, and E.)

3 3. Venue in Pima County is proper pursuant to A.R.S. §§ 12-401(1), and (18).

4 **INTRODUCTION**

5
6 4. In recent years, a plague of what is called “Dark Money” abuse of American
7 elections has occurred with corporations engaging in substantial political activity --
8 contributing to independent expenditure campaigns or directly spending money on
9 political election activity-- but without disclosing their donors, hence the term “Dark
10 Money.” (Exhibit O.) It is generally alleged that Dark Money corporations registered
11 as non-profit tax exempt groups are abusing their federal tax exempt status where
12 political activity is their primary purpose, while some suggest that they need not register
13 in federal elections with the Federal Elections Commission as a political committee
14 where their political activity spending is less than 50 percent of their receipts.

15
16
17 5. Here, an out of state Delaware corporation Foundation for Responsible
18 Accountable Government Inc. is violating Arizona's out of state corporation registration
19 laws because it does not have permission to conduct affairs in Arizona, is violating
20 Arizona's trade name laws, and apparently abusing federal tax laws and regulations for
21 tax exempt 501(c)(6) trade organizations by primarily engaging in political activity and
22 bankrolling the misleading political advertising billboard campaign of the independent
23 expenditure political committee Revitalize Tucson in the 2015 City of Tucson elections.
24 (Exhibit P.) The “Dark Money” donors behind this out of state corporation Foundation
25 for Responsible Accountable Government Inc. are not disclosed anywhere to the public.
26
27

1 6. An injunction is necessary to stop the scoff-law activity of this out of state “Dark
2 Money” corporation Foundation for Responsible Accountable Government Inc. and
3 stop it from operating in violation of Arizona corporation registration laws. Under
4 Arizona law, Plaintiff is statutorily authorized to file this lawsuit to obtain an injunction
5 against an out of state corporation from transacting any more business in Arizona until
6 the entity complies with Arizona's Corporation Commission registration and filing laws.
7

8 **BACKGROUND**

9 7. Defendant Foundation for Responsible Accountable Government, Inc., an out of
10 state Delaware corporation, is not registered with the Arizona Corporation Commission
11 as a foreign corporation, or foreign non-profit corporation, to have authority to lawfully
12 conduct business in the State of Arizona. (Exhibit F.)
13

14 8. However, Defendant Foundation for Responsible Accountable Government, Inc.
15 has been conducting affairs in Tucson, Arizona, including political activity, using a
16 Tucson address of 120 S. Houghton Rd., 138-177, Tucson, AZ 85748, to make multiple
17 substantial monetary contributions on multiple occasions since July 2015 in the total
18 amount of \$50,200.00 to the political committee “Revitalize Tucson,” a registered
19 independent expenditure political committee organized to participate in the 2015
20 Tucson City Council elections. (Exhibit E, Pre-Primary Campaign finance report for
21 “Revitalize Tucson”; Exhibit M, September 24, 2015 Post Primary Campaign Report.)
22

23 9. Defendant Foundation for Responsible Accountable Government, Inc., also
24 operates an internet website available to the public, including Tucsonans, for the
25 claimed purpose to “improve government accountability and efficiency by educating
26
27

1 the public on concepts that advance government accountability, transparency, ethics,
2 and related public policy issues.” (Exhibit G.) Defendant uses a Tucson mailing
3 address for its federal tax returns, an address also used by Christine Bauserman.
4 (Exhibits C and D.)

5
6 10. Defendant Foundation for Responsible Accountable Government, Inc., solicits
7 donations on its website and represents that “Your donation will be used to hold all
8 levels of government accountable.” (Exhibit G.) The website does not disclose or
9 suggest anywhere that the “Foundation” is a corporation or that it is a purported “trade
10 member” organization registered as tax exempt under the IRS code. There is no
11 information anywhere suggesting or stating that there are members, or how one
12 qualifies as a member of this purported trade organization. (Exhibit G.)

13
14 11. On information and belief, Defendant's only activities are in Arizona, and also
15 include participating in or organizing several recent “town halls” on electoral issues and
16 issue to be voted on in the Nov. 2015 elections in Tucson and Pima County. (Exhibit P.)

17
18 12. On information and belief, Defendant Foundation for Responsible Accountable
19 Government, Inc., is deceptively using the trade name “Foundation for Responsible
20 Accountable Government” to engage in activity in Arizona (see Exhibits E and G),
21 because the “Foundation for Responsible Accountable Government” trade name was
22 registered on January 22, 2013 in the State of Arizona by -- and is owned by -- the
23 individual Christine Bauserman, with a business address of 12221 E. Makohoh Trail,
24 Tucson, Arizona, 85749. (Exhibit H.) The business type is listed with the Arizona
25 Secretary of State as “Community Organizer”. (Exhibit H.) A.R.S. § 44-1460.05(A)
26
27

1 gives exclusive right to the trade name owner if it is filed prior to any incorporation.

2 13. Under Arizona law, the Arizona Secretary of State “shall” cancel a trade name
3 registration for various reasons, including: if a court of competent jurisdiction cancels
4 the trade name registration “on any grounds,” A.R.S. § 44-1460.07(3). Furthermore,
5 the Arizona Secretary of State shall cancel a trade name registration if the registration
6 was obtained fraudulently by containing false or misleading information. A.R.S. § 44-
7 1460.07(4).
8

9 14. The business type for the trade name Foundation for Responsible Accountable
10 Government owned by Bauserman is listed as “Community Organizer” (Exhibit H),
11 whereas Defendant Foundation for Responsible Accountable Government Inc. is
12 registered with the IRS as a tax exempt organization (see Exhibits C and D), as a 501(c)
13 (6) “trade” organization, referred to as a “Board of Trade” tax exempt organization
14 according to www.CitizenAudit.org which is “designed to empower everyone to
15 investigate nonprofits.” (Exhibit B.)
16
17

18 15. Internal Revenue Regulations define trade member organizations as follows:

19 26 C.F.R. §1.501(c)(6)-1 Business leagues, chambers of commerce,
20 real estate boards, and boards of trade.

21 A business league is an association of persons having some common
22 business interest, the purpose of which is to promote such common
23 interest and not to engage in a regular business of a kind ordinarily
24 carried on for profit. It is an organization of the same general class as a
25 chamber of commerce or board of trade. Thus, its activities should be
26 directed to the improvement of business conditions of one or more
27 lines of business as distinguished from the performance of particular
services for individual persons. An organization whose purpose is to
engage in a regular business of a kind ordinarily carried on for profit,
even though the business is conducted on a cooperative basis or
produces only sufficient income to be self-sustaining, is not a business

1 league. An association engaged in furnishing information to
2 prospective investors, to enable them to make sound investments, is
3 not a business league, since its activities do not further any common
4 business interest, even though all of its income is devoted to the
5 purpose stated. A stock or commodity exchange is not a business
6 league, a chamber of commerce, or a board of trade within the
7 meaning of section 501(c)(6) and is not exempt from tax.
8 Organizations otherwise exempt from tax under this section are
9 taxable upon their unrelated business taxable income

10 16. On July 13, 2015, the political committee “Revitalize Tucson” filed a statement
11 of organization with the City of Tucson, registering as an independent expenditure
12 committee to engage in political activity in the local 2015 City Council elections, with a
13 telephone number of 520-235-2234, and the address of “120 S. Houghton Rd., 138,
14 Tucson, AZ 85748.” (Exhibit I.) Christine Bauserman, residing at 12221 E. Makohoh
15 Trail, Tucson, Arizona, 85749, with her occupation listed as “Consultant,” and Frank
16 Antenori, residing at 10595 E. Raveswood Street, Tucson, Arizona, 85747, are listed as
17 co-chairs for the political committee Revitalize Tucson. (Exhibit I.)

18 17. In July of 2015, the Foundation for Responsible Accountable Government Inc.
19 contributed \$19,000 in political contributions to the independent expenditure political
20 committee Revitalize Tucson, as evidenced on the publicly filed Pre-Primary campaign
21 finance report filed by the committee (\$1,000 on July 16, 2015, and \$18,000 on July 19,
22 2015). (Exhibit E.)

23 18. On July 20, 2015, Revitalize Tucson filed an expenditure notification with the
24 City of Tucson reporting it spent \$15,200.00 on political ads on billboards against
25 incumbent Council candidates Regina Romero, Paul Cunningham, and Shirley Scott,
26 with the following words:
27

1
2 1. "Who made Tucson the 5th poorest city in the U.S.? Ask Shirley Scott, Paul
Cunningham, and Regina Romero."

3 2. "Why are we Arizona's most dangerous city? Ask Shirley Scott, Paul
4 Cunningham, and Regina Romero."

5 3. "Who gets \$1.36 billion and won't fix potholes? Ask Shirley Scott, Paul
Cunningham, and Regina Romero."

6 4. "Who let a few radicals hold downtown hostage? Ask Shirley Scott, Paul
Cunningham, and Regina Romero." (Exhibit J.)

7
8 19. On August 10, 2015, the Foundation for Responsible Accountable Government
9 Inc. contributed an additional sum of \$16,000.00 to the independent expenditure
10 political committee Revitalize Tucson, as evidenced on the committee's publicly filed
11 campaign finance reports. (Exhibit E.)

12
13 20. On August 10, 2015, independent expenditure political committee Revitalize
14 Tucson using the address 120 S. Houghton Rd., 138-177, Tucson, AZ 85748, filed an
15 expenditure notification with the City of Tucson reporting that it had spent \$15,200.00
16 on political ads on billboards against Democratic City Council incumbent candidates
17 Regina Romero, Paul Cunningham, and Shirley Scott, with the following words:

18
19 1. "Who raises water rates four years in a row? Ask Shirley Scott, Paul
Cunningham, and Regina Romero."

20 2. "WHO LOST JOBS at McDonald's and Grand Canyon U? Ask Shirley Scott,
Paul Cunningham, and Regina Romero."

21 3. "Who gets \$1.36 billion and won't fix potholes? Ask Shirley Scott, Paul
22 Cunningham, and Regina Romero."

23 4. "Who STILL can't find the \$230 million from Rio Nuevo? Ask Shirley Scott,
Paul Cunningham, and Regina Romero."

24 5. "Who is paying \$40 million for empty SunTran buses? Ask Shirley Scott,
Paul Cunningham, and Regina Romero."

25
26 (Exhibit K.)

27 21. On August 21, 2015, the independent expenditure committee Revitalize Tucson

1 using the address 120 S. Houghton Rd., 138-177, Tucson, AZ 85748, filed its Pre-
2 Primary campaign finance report with the City of Tucson, and Revitalize Tucson
3 reported that it had received a total of \$35,000.00 during the reporting period from one
4 single contributor -- the “Foundation for Responsible and Accountable Govt.”, and
5 reported that the contributor had the same postal mailing address of 120 S. Houghton
6 Rd., 138-177, Tucson, AZ 85748, and listed the occupation of this contributor as a
7 “Foundation.” (Exhibit E.)

9 22. In its Aug. 21, 2015 Campaign Finance Report, Revitalize Tucson reported that
10 it spent \$30,593.05 during the reporting period, and that \$30,400 was spent on its
11 political advertising against Council candidates Shirley Scott, Paul Cunningham and
12 Regina Romero. (Exh. E.)

14 23. On August 31, 2015, the independent expenditure political committee Revitalize
15 Tucson using the address 120 S. Houghton Rd., 158-177, Tucson, AZ 85748, filed an
16 expenditure notification with the City of Tucson reporting that it had spent \$15,200.00
17 on political ads on billboards against Democratic City Council incumbent candidates
18 Regina Romero, Paul Cunningham, and Shirley Scott, with the following words:
19

20 “A. “Who made Tucson the 8th WORST CITY FOR JOBS IN US? Ask Shirley
21 Scott, Paul Cunningham, and Regina Romero.”

22 B. “Who put 1 out of every 3 Tucson children in poverty? Ask Shirley Scott,
23 Paul Cunningham, and Regina Romero.”

24 C. “Who lets a few squatters hold downtown hostage? Ask Shirley Scott, Paul
25 Cunningham, and Regina Romero.”

26 D. “Who lets Tucson ROADS AND POTHOLEs get this bad? Ask Shirley
27 Scott, Paul Cunningham, and Regina Romero”

(Exhibit L.)

1 24. On August 28, 2015, the Foundation for Responsible Accountable Government
2 Inc. contributed an additional \$15,200.00 to the independent expenditure political
3 committee Revitalize Tucson, as evidenced on the committee's September 24th, 2015
4 campaign finance report. (Exhibit M.)

5 25. The Foundation for Responsible Accountable Government Inc. has bankrolled
6 the political independent expenditure campaign of Revitalize Tucson by contributing
7 \$50,200.00 to this local political committee, as evidenced by the committee's publicly
8 filed campaign finance reports. (Exhibit E and M.) There has only been one individual
9 person who has contributed to the political committee, a developer named Todd
10 Dunaway, who donated \$50. (Exhibit M.)

11 26. The out of state Delaware corporation Foundation for Responsible Accountable
12 Government Inc. is not registered with the Arizona Corporation Commission and has
13 not applied for authority to transact business in Arizona, as required by law, A.R.S. §
14 10-1501 and § 10-1503, or § 10-11501 and § 10-11503. A review of the Arizona
15 Corporation Commission's website shows that the out of state corporation Foundation
16 for Responsible Accountable Government Inc. has not registered or filed paperwork
17 with the Arizona Corporation Commission. (Exhibit F.)

18 27. The “Dark Money” donors behind the Foundation for Responsible Accountable
19 Government Inc. are not disclosed on the corporation's website, and on information or
20 belief, are not disclosed anywhere to the public. (Exhibit G.)

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26 **ARIZONA LAW**

27 28. Corporations incorporated in Arizona are referred to as “domestic corporations.”

1 A.R.S. § 10-140(14). Corporations incorporated elsewhere are generally referred to as
2 a “foreign corporation.” A.R.S. § 10-140(25).

3 29. An out of state corporation entity requires authority to conduct affairs in this
4 state. A.R.S. § 10-1501 (Authority to conduct affairs required). A.R.S. § 10-1501(A)
5 states: “A foreign corporation shall not conduct affairs in this state until it is granted
6 authority to transact business in this state as provided in this chapter from the
7 commission.”

8
9 30. A.R.S. § 10-1502 (Consequences of conducting affairs without authority),
10 provides various consequences for a foreign out of state corporation conducting affairs
11 in Arizona without authority, and A.R.S. § 10-1502(F) provides that the “attorney
12 general or any other person may bring and maintain an action to enjoin any foreign
13 corporation from transacting business in this state without authority.”

14
15 31. A.R.S. § 10-1502(F) further provides that upon a foreign corporation obtaining
16 authority, the action shall be dismissed, but the plaintiff shall recover its costs and
17 reasonable attorney fees. A determination by a court of competent jurisdiction in this
18 state that a party to the action is a foreign corporation that was required but failed to
19 qualify as a foreign corporation under chapters 24 through 40 of this title is a prima
20 facie evidence against the foreign corporation in any other action brought by or against
21 it by any other person of the requirement to and failure to qualify.

22
23 32. A.R.S. § 10-11501 (Authority to conduct affairs required), provides similar
24 provisions applicable to out of state foreign “non-profit” corporations, and A.R.S. § 10-
25 11501(A) provides that “A foreign corporation shall not conduct affairs in this state
26
27

1 until it is granted authority to transact business in this state as provided in this chapter
2 from the commission.”

3 33. A.R.S. § 10-11502 (Consequences of conducting affairs without authority),
4 provides various consequences for a foreign out of state corporation conducting affairs
5 in Arizona without authority, and A.R.S. § 10-11502(F) provides that the “attorney
6 general or any other person may bring and maintain an action to enjoin any foreign
7 corporation from transacting business in this state without authority.”

8
9 34. A.R.S. § 10-11502(F) further provides that upon a foreign corporation obtaining
10 authority, the action shall be dismissed, but the plaintiff shall recover its costs and
11 reasonable attorney fees. A determination by a court of competent jurisdiction in this
12 state that a party to the action is a foreign corporation that was required but failed to
13 qualify as a foreign corporation under chapters 24 through 40 of this title is a prima
14 facie evidence against the foreign corporation in any other action brought by or against
15 it by any other person of the requirement to and failure to qualify.
16
17

18 35. On information and belief, the Defendant has failed to qualify as a foreign
19 corporation under chapters 24 through 40 of this title.
20

21 36. Thus, Arizona law provides that the Attorney General or any person may file a
22 lawsuit for an injunction prohibiting an out of state “foreign corporation” or “foreign
23 non-profit corporation” from transacting any business in the State of Arizona until the
24 out of state corporation complies with Arizona corporation registration and filing laws.
25

26 37. Plaintiff further alleges that due to the impending election, that time is of the
27 essence and that Plaintiff and other Tucson voters will be irreparably harmed if this out

1 of state corporation continues to engage in political activity by bankrolling the negative
2 and misleading advertising campaign being conducted by Revitalize Tucson through
3 political contributions.

4 38. On information and belief, Plaintiff further alleges that Defendant Foundation
5 for Responsible Accountable Government, Inc., is apparently abusing its tax exempt
6 status as a 501(c)(6) trade membership organization under the laws and regulations of
7 the IRS by having a primary purpose of political activity, which is prohibited by IRS
8 laws, rules, regulations, guidelines and policies.

9
10 39. I.R.S. tax exempt organizations registered as trade member organizations under
11 IRS code section 501(c)(6) can engage in political activity so long as political activity is
12 not their primary purpose. See I.R.S., Publication 557 (3/2005), Tax Exempt Status for
13 Your Organization, See I.R.S. Rev. Rul. 81-95, 1981-1 C.B. 332; I.R.S. 2003 *Exempt*
14 *Organizations Continuing Professional Education Text, Political Campaign and*
15 *Lobbying Activities of 501(c)4), 501(c)5) and 501(c)6) Organizations* at L-3; See
16 Treas. Reg. § 1.501(c)4)-1(a)(2)(ii); Gen. Couns. Mem. 34233 (Dec. 30, 1969). An
17 activity is considered political if it is conducted to influence the election or nomination
18 of any candidate to local, state or federal public office. See Internal Revenue Code §
19 527(e)(2). Participation in any campaign or any efforts to influence the public with
20 respect to an election is non-deductible political activity. See I.R.S. § 162(e)(2) and (3).
21 Political contributions are political electioneering activities.

22
23 40. For 2013, Defendant Foundation for Responsible Accountable Government, Inc.,
24 at 120 S. Houghton Road, 158-177, Tucson AZ 85748, filed a form 990-N “e-postcard”
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1 tax return for tax exempt organizations with the IRS stating that it had received not
2 greater than \$50,000 in annual receipts for 2013, and listed the principal officer as
3 Christine Bauserman. (Exhibit C.)

4 41. For 2014, Defendant Foundation for Responsible Accountable Government, Inc.,
5 at 120 S. Houghton Road, 158-177, Tucson AZ 85748, filed a form 990-N “e-postcard”
6 federal tax return for tax exempt organizations with the IRS stating that it had received
7 not greater than \$50,000 in annual receipts for 2013, and listed the principal officer as
8 Christine Bauserman. (Exhibit D.)

9
10 42. So far in 2015, Defendant Foundation for Responsible Accountable Government,
11 Inc., has spent \$50,200 on political activity with political contributions to bankroll the
12 independent expenditure political committee Revitalize Tucson, which is nearly the
13 entire amount raised and spent by this local political committee. (Exhibit E and M.)

14
15 43. On information and belief, based on this publicly reported political activity
16 engaged in by Defendant Foundation for Responsible Accountable Government, Inc.,
17 Plaintiff alleges this corporation is spending nearly 100 percent of its typical annual
18 reported receipts on political activity based on its own prior tax returns for 2013 and
19 2014, where it claimed to receive less than \$50,000 yearly, but has already spent nearly
20 \$50,000.00 on political activity in 2015. This “Dark Money” abuse of our federal tax
21 laws and elections should be prohibited by law.

22
23 44. Given the impending elections for the City of Tucson, and the violation of
24 Arizona corporation registration laws and abuse of the trade name registration law, and
25 apparent *prima facie* abuse of the federal tax exemption laws to engage in primary
26
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1 political activity by bankrolling a misleading political campaign in the City Council
2 elections, Plaintiff alleges that an injunction and emergency relief is necessary to curb
3 the scoff-law activity of this out of state “Dark Money” corporation, the Foundation for
4 Responsible Accountable Government Inc.

5
6 45. Based on the allegations above, incorporated herein, Plaintiff brings this
7 statutory action pursuant to A.R.S. § 10-1502(F) and A.R.S. § 10-11502(F), for an
8 injunction against Foundation for Responsible Government Inc., prohibiting and
9 enjoining this foreign corporation from transacting business in the State of Arizona until
10 and unless it complies with Arizona law concerning registration of foreign corporations
11 and any other related filing requirements.
12

13 **PRAYER FOR RELIEF**

14 46. Plaintiff respectfully requests that the Court grant the following relief pursuant to
15 A.R.S. § 10-1502(F) and/or A.R.S. § 10-11502(F):
16

17 a Enjoin the Foundation for Responsible Accountable Government Inc. from
18 engaging in any activity in Arizona until it follows Arizona law and registers with, and
19 files all appropriate and required filings with, the Arizona Corporation Commission as
20 required by Arizona law;
21

22 b. Order that the Foundation for Responsible Accountable Government Inc. pay
23 Plaintiff's costs and attorneys fees for the case as statutorily required by A.R.S. §§ 10-
24 1502(F) and § 10-11502(F) (“plaintiff shall recover its costs and reasonable attorney
25 fees”), and A.R.S. § 12-341;
26

27 c. Issue any other relief the Court deems appropriate and permitted by law or

1 equity.

2 Dated: September 29th, 2015

Respectfully submitted,

3
4 /s/ Vince Rabago
5 VINCE RABAGO, ESQ.
6 VINCE RABAGO LAW OFFICE PLC
7 Attorney for Plaintiff Barbara Tellman
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VERIFICATION

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STATE OF ARIZONA)

) ss.

COUNTY OF PIMA)

BARBARA TELLMAN, being first duly sworn upon his oath, according to law, deposes and says:

That she is the Plaintiff listed herein; that she has read the foregoing Verified Complaint and is familiar with the facts and circumstances alleged, and that the statements alleged therein are true of her own personal knowledge and belief, and as to those matters alleged upon information and belief, that she believes them to be true.

Barbara Tellman

BARBARA TELLMAN

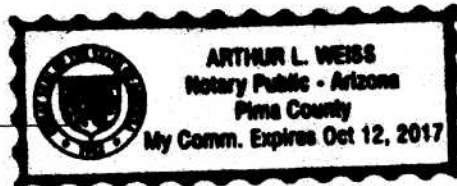
SUBSCRIBED AND SWORN before me

on this 28th day of September, 2015,

by BARBARA TELLMAN.

Arthur L. Weiss

NOTARY PUBLIC



CERTIFICATE OF SERVICE

Original filed electronically this 29th of September 2015 with:

Pima County Superior Court
Clerk of the Pima County Superior Court
110 W. Congress, Tucson, AZ 85701

Copies of the foregoing to be served on Sept. 29, 2015:

Foundation for Responsible Accountable Government Inc.
c/o statutory agent:
The Company Corporation
2711 Centerville Suite Rd., Ste. 400
Wilmington DE 19808
(Tel.) 302-636-5440

Copies of the foregoing to be mailed
on September 29th 2015 to:

Foundation for Responsible Accountable Government Inc.
c/o Christine Bauserman (corporate officer)
12221 E. Makohoh Trail
Tucson, Arizona, 85749

/s/ Vince Rabago .
Vince Rabago

EXHIBIT A



Department of State: Division of Corporations

[Allowable Characters](#)

HOME

- [About Agency](#)
- [Secretary's Letter](#)
- [Newsroom](#)
- [Frequent Questions](#)
- [Related Links](#)
- [Contact Us](#)
- [Office Location](#)

SERVICES

- [Pay Taxes](#)
- [Bulk Tax Payment \(alternative entity payment only\)](#)
- [File UCC's](#)
- [Delaware Laws Online](#)
- [Name Reservation](#)
- [Entity Search](#)
- [Status](#)
- [Validate Certificate](#)
- [Customer Service Survey](#)

INFORMATION

- [Corporate Forms](#)
- [Corporate Fees](#)
- [UCC Forms and Fees](#)
- [Taxes](#)
- [Expedited Services](#)
- [Service of Process](#)
- [Registered Agents](#)
- [GetCorporate Status](#)
- [Submitting a Request](#)
- [How to Form a New Business Entity](#)
- [Certifications, Apostilles & Authentication of Documents](#)

[Frequently Asked Questions](#) [View Search Results](#)

Entity Details

THIS IS NOT A STATEMENT OF GOOD STANDING

File Number:	5320373	Incorporation Date / Formation Date:	4/17/2013 (mm/dd/yyyy)
Entity Name:	FOUNDATION FOR RESPONSIBLE ACCOUNTABLE GOVERNMENT, INC.		
Entity Kind:	Corporation	Entity Type:	Exempt
Residency:	Domestic	State:	DELAWARE

REGISTERED AGENT INFORMATION

Name:	THE COMPANY CORPORATION		
Address:	2711 CENTERVILLE RD STE 400		
City:	WILMINGTON	County:	
State:	DE	Postal Code:	19808
Phone:	302-636-5440		

Additional Information is available for a fee. You can retrieve Status for a fee of \$10.00 or more detailed information including current franchise tax assessment, current filing history and more for a fee of \$20.00.

Would you like [Status](#) [Status, Tax & History Information](#)

For help on a particular field click on the Field Tag to take you to the help area.

[site map](#) | [about this site](#) | [contact us](#) | [translate](#) | [delaware.gov](#) | [release notes](#)

EXHIBIT B

CitizenAudit.org

Empowering everyone to investigate nonprofits



Not logged in. Please sign in or [sign up](#).

SEARCH
Digitized docs

ABOUT

HOW-TO
Sleuthing 990s

SIGN UP
Plans/pricing

BULK DATA
Downloads

FOUNDATION FOR RESPONSIBLE ACCOUNTABLE GOVERNMENT INC

Established (IRS approval granted): 2014/05
 Contact: 120 S HOUGHTON 138-177, TUCSON AZ 85748-6731
 Assets: \$0 as of 2013/12
 Income: \$0 in year ending 2013/12
 Industry:

➤ R Civil Rights, Social Action, Advocacy : Civil Rights, Social Action, Advocacy N.E.C.

Contributions are not deductible
 All organizations except 501(c)(3)
 Board of Trade

Federal tax disclosures

Structured data



Download a spreadsheet with up to 500 fields of structured data for this organization. NEW: Data for forms filed in 2014!

Searchable form text

Hint: Use your browser's Find function (CTRL-F) on this page to find text appearing in any of these PDFs.

EXHIBIT C



Exempt Organizations Select Check

[Exempt Organizations Select Check Home](#)

990-N (*e-Postcard*) filer Information

Tax Period:

2013 (2013-01-01 00:00:00.0 - 2013-12-31 00:00:00.0)

Employer Identification Number (EIN):

46-2819408

Legal Name:

FOUNDATION FOR RESPONSIBLE ACCOUNTABLE GOVERNMENT INC

Mailing Address:

120 S Houghton 158-177

Tucson, AZ 85748

United States

Doing Business As:

Gross receipts not greater than:

\$50,000

Organization has terminated:

No

Principal Officer's Name and Address:

Christine Bauserman

12221 E Makohoh Trail

Tucson, AZ 85749

United States

Website URL:

www.fragaz.org

Related 990-N (*ePostcard*) Filings:

If the organization has filed additional Forms 990-N (*e-Postcards*), link(s) to additional *e-Postcard* filings are displayed below. Click on the link(s) to see the information included in those filing(s).

[Tax Year 2014](#)

[Return to Search Results](#)

[Return to Search Page](#)

EXHIBIT D



Exempt Organizations Select Check

[Exempt Organizations Select Check Home](#)

990-N (*e-Postcard*) filer Information

Tax Period:

2014 (2014-01-01 00:00:00.0 - 2014-12-31 00:00:00.0)

Employer Identification Number (EIN):

46-2819408

Legal Name:

FOUNDATION FOR RESPONSIBLE ACCOUNTABLE GOVERNMENT INC

Mailing Address:

120 S Houghton Rd 158-177

Tucson, AZ 85748

United States

Doing Business As:

Gross receipts not greater than:

\$50,000

Organization has terminated:

No

Principal Officer's Name and Address:

Christine Bauserman

12221 E Makohoh Trail

Tucson, AZ 85749

United States

Website URL:

Related 990-N (*ePostcard*) Filings:

If the organization has filed additional Forms 990-N (*e-Postcards*), link(s) to additional *e-Postcard* filings are displayed below. Click on the link(s) to see the information included in those filing(s).

[Tax Year 2013](#)

[Return to Search Results](#)

[Return to Search Page](#)

EXHIBIT E



CITY OF TUCSON
OFFICE OF THE CITY CLERK
CAMPAIGN FINANCE ADMINISTRATION REPORT
RECEIPT

CITY OF TUCSON
RECEIVED

AUG 21 PM 4:18

OFFICE OF THE
CITY CLERK

Primary Election – August 25, 2015
 General Election – November 3, 2015



NAME OF COMMITTEE FILING REPORT
 For Revitalize Tucson
 (Name of Political Committee)
 for _____ who is a candidate for the office
 (Name of Candidate, when applicable)
 of _____ Political Party _____ ID # 15-244-IE

OR

CANDIDATE \$500 THRESHOLD EXEMPTION STATEMENT

for _____
 (Name of Candidate)
 who is a Candidate for the Office of _____
 Political Party _____ ID# _____

- Political Committee Statement of Organization # _____ Original or Amended
- Request for Public Matching Funds Contract# _____ (PMF Candidates Only)

CAMPAIGN FINANCE REPORT:

- a. Statement Establishing Eligibility – **PMF Candidates Only**
- b. Consolidated City/State Campaign Finance Report (Filed on or before February 2, 2015)
- c. Consolidated City/State Campaign Finance Report (Filed on or before June 30, 2015)
- d. Consolidated City/State Pre – Primary Report (Filed on or before August 21, 2015)
- e. City Post – Primary Report (Filed on or before September 4, 2015) – **PMF Candidates Only**
- f. State Post – Primary Election Report (Filed on or before September 24, 2015)
- g. Consolidated City/State Pre – General Election Report (Filed on or before October 30, 2015)
- h. City Post – General Election Report (Filed on or before November 13, 2015) – **PMF Candidates Only**
- i. State Post – General Election Report (Filed on or before December 3, 2015)
- j. Termination Statement (Filed on or before March 2, 2016) – **PMF Candidates Only**
must include Final report if not previously filed
- Political Committee No Activity Statement (Report date of: _____)
- Other _____

[Signature]
 Signature Deputy City Clerk

Date: 8/21/15

X-CFA
 O-File
 182040



**POLITICAL COMMITTEE
STATE OF ARIZONA
CAMPAIGN FINANCE REPORT**

For Office Use Only

CITY OF TUCSON

OFFICE OF THE
CITY CLERK

15 AUG 21 P4:18

CITY OF TUCSON
RECEIVED

1. Revitalize Tucson
Full Name of Committee
120 S. Houghton #138-177
Address
Tucson AZ 85748 520-235-2234
City Zip Code Phone Number

2. Sponsoring Organization and Office
Name of Candidate and Office Sought (if applicable)
info@fightfortucson.com
E-Mail Address Fax #

3. ID#
15-244-IE

4. **REPORTING PERIOD** (Please check appropriate box) **FILING DEADLINE**

- January 31 Report – For Period of
November 26, 2013 through December 31, 2014 *February 2, 2015
- June 30 Report – For Period of
January 1, 2015 through May 31, 2015 June 30, 2015
- Pre-Primary Election Report – For Period of
June 1, 2015 through August 13, 2015 August 21, 2015
- Post-Primary Election Report – For Period of
August 14, 2015 through September 14, 2015 September 24, 2015
- Pre-General Election Report – For Period of
September 15, 2015 through October 22, 2015 October 30, 2015
- Post-General Election Report – For Period of
October 23, 2015 through November 23, 2015 December 3, 2015
- January 31, 2017 Report – For Period of
November 24, 2015 through December 31, 2016 January 31, 2017

5. SUMMARY	Column A Total This Reporting Period	Column B Election Period To Date
5a Surplus from Previous Campaign (or at time Statement of Organization was filed for the new committee)	0	0
5b Cash on Hand at Beginning of this Reporting Period	0	0
5c Total Receipts (from corresponding columns on Detailed Summary Page, Line 8)	\$ 35,000.00	\$ 35,000.00
5d Subtotal (add Lines [b] and [c] for Column A and add lines [a] and [c] for Column B)	35,000.00	35,000.00
6a Total Debts and Obligations from Previous Campaign Committee at beginning of the Election Period (or at time Statement of Organization was filed for the new committee) (Do not add or subtract this line from the other lines)	0	0
6b Total Disbursements (from corresponding columns on Detailed Summary Page, Line 18)	\$ 30,593.05	\$ 30,593.05
7. Cash on Hand at Close of Reporting Period (Subtract Line 6b from Line 5d - Column A must equal Column B)	\$ 4,406.95	\$ 4,406.95

*Per A.R.S. §16-916(D) if the date for filing any Campaign Finance Report is a Saturday, a Sunday or another legal holiday, the filing deadline is the next day that is not a Saturday, a Sunday, or another legal holiday.

DETAILED SUMMARY PAGE OF RECEIPTS AND DISBURSEMENTS

1. Committee Name Revitalize Tucson 3. ID# 15-244-IE
 2. Report Covering Period From 07/16/15 - 08/21/15 Thru 08 21 2015

RECEIPTS	COLUMN A THIS PERIOD	COLUMN B CAMPAIGN TO DATE
4. Contributions other than loans and in-kind:		
(a) Individuals - more than \$50 (Total from Schedule A)	\$ 35,000.00	\$ 35,000.00
(b) Individuals - aggregate \$50 or less (Total from Schedule A-1)	0	0
(c) Political Committees (Total from Schedule B)	0	0
(d) Subtotal Contributions [add 4(a), 4(b) and 4(c)]	35,000.00	35,000.00
(e) Refund of Contributions (Total from Schedule F-2)	0	0
(f) Total contributions Other than Loans and In-kind [subtract 4(e) from 4(d)]	35,000.00	35,000.00
5. (a) Loans made or guaranteed by candidate (Total from Schedule C)	0	0
(b) All other loans (Total from Schedule C-1)	0	0
(c) Total loans [add 5(a) and 5(b)]	0	0
6. In-kind contributions (Total from Schedule E)	0	0
7. Dividends, interest, and other forms of receipts (Total from Schedule F-1)	0	0
8. TOTAL Receipts [add 4(f), 5(c), 6, and 7]	35,000.00	35,000.00
DISBURSEMENTS		
9. Expenditures for Operating Expenses (Total from Schedule D)	\$ 193.05	\$ 193.05
10. Independent Expenditures (Total from Schedule D-1)	\$ 30,400.00	\$ 30,400.00
11. Value of In-kind expenditures (Total from Schedule E)	0	0
12. Loans made by reporting committee (Total from Schedule D-2)	0	0
13. (a) Repayment of loans made or guaranteed by candidate (Total from Schedule D-4)	0	0
(b) Repayment of all other loans (Total from Schedule D-5)	0	0
(c) Total Loan Repayments [add 13(a) and 13(b)]	0	0
14. Transfers to other political committees (Total from Schedule D-6)	0	0
15. Any other disbursement (Total from Schedule D-7)	0	0
16. Subtotal disbursements [add lines 9, 10, 11, 12, 13(c), 14, and 15]	\$ 30,593.05	\$ 30,593.05
17. Rebates, refunds and other offsets to operating expenses (Total from Schedule D-3)	0	0
18. TOTAL disbursements [subtract line 17 from line 16]	30,593.05	30,593.05
19. Total Outstanding Debts owed by Reporting Candidate or Political Comm. (Schedule F-3)	0	0

20. I certify, under penalty of perjury, that I have examined the contents of this campaign finance report and to the best of my knowledge and belief it is true and complete.

Type or Print Name of Treasurer Sean Bailey

Signature of Treasurer or Candidate or Designating Individual: 

Date 8/20/15
 OFFICE OF THE CITY CLERK
 AUG 21 P 4:19
 CITY OF TUCSON RECEIVED

CONTRIBUTIONS FROM INDIVIDUALS*
(More than \$50)*

SCHEDULE A

1. Committee Name Revitalize Tucson 3. ID# 15-244-IE
 2. Report Covering Period from 07/16/15 thru 08/21/15

4. CONTRIBUTIONS		DATE RECEIVED	AMOUNT RECEIVED THIS PERIOD	CUMULATIVE TOTAL THIS CAMPAIGN TO DATE
NAME, ADDRESS, OCCUPATION AND EMPLOYER OF CONTRIBUTOR				
a.	LAST FIRST MI <u>Foundation for Responsible Accountable Govt.</u> STREET ADDRESS <u>120 S. Houghton #138-177</u> CITY STATE ZIP <u>Tucson AZ 85748</u> OCCUPATION EMPLOYER <u>Foundation Self</u>	7/16/15	\$1,000.00	\$1,000.00
b.	LAST FIRST MI <u>Foundation for Responsible Accountable Government</u> STREET ADDRESS <u>120 S. Houghton #138-177</u> CITY STATE ZIP <u>Tucson AZ 85748</u> OCCUPATION EMPLOYER <u>Foundation Self</u>	7/19/15	\$18,000.00	\$19,000.00
c.	LAST FIRST MI <u>Foundation for Responsible Accountable Government</u> STREET ADDRESS <u>120 S. Houghton #138-177</u> CITY STATE ZIP <u>Tucson AZ 85748</u> OCCUPATION EMPLOYER <u>Foundation Self</u>	8/10/15	\$16,000.00	\$35,000.00
d.	LAST FIRST MI STREET ADDRESS CITY STATE ZIP OCCUPATION EMPLOYER 			
e.	LAST FIRST MI STREET ADDRESS CITY STATE ZIP OCCUPATION EMPLOYER 			
5.	ENTER TOTAL ONLY IF LAST PAGE OF SCHEDULE A [If last page of Schedule A, transfer total to Detailed Summary Page line 4(a), Column A]		\$35,000.00	

*If contributions of \$50 or less are listed with contributor's name, address, occupation and employer on Schedule A, do not include them on Schedule A-1.

EXPENDITURES FOR OPERATING EXPENSES*

SCHEDULE D

1. Committee Name Revitalize Tucson 2. ID# 15-244-IE
 3. Report Covering Period from: 07/16/15 thru 08/21/15

EXPENDITURES		DATE EXPENDITURE MADE	AMOUNT OF THE EXPENDITURE
NAME AND ADDRESS TO WHOM EXPENDITURE (DISBURSEMENT) WAS MADE			
a.	NAME, ADDRESS, CITY, STATE AND ZIP Postmaster - Bear Canyon Mail Depot 8987 E. Tanque Verde #309 Tucson, AZ. 85749	7/20/2015	\$ 20.22
	DESCRIPTION OF ITEMS OR SERVICES PURCHASED 3 (each) Certified MAIL Delivery Service	CHECK # DEBIT	
b.	NAME, ADDRESS, CITY, STATE AND ZIP Christine Bauerman 12221 E. Makohon Trail Tucson, AZ. 85749	7/21/2015	\$ 40.00
	DESCRIPTION OF ITEMS OR SERVICES PURCHASED Reimbursement - OFFICE EXPENSES	CHECK # DEBIT	
c.	NAME, ADDRESS, CITY, STATE AND ZIP Go Daddy 14455 N. Hayden Rd. #219 Scottsdale, AZ. 85260	7/30/2015	\$ 92.61
	DESCRIPTION OF ITEMS OR SERVICES PURCHASED Office - Domain Registration	CHECK # —	
d.	NAME, ADDRESS, CITY, STATE AND ZIP AZ. Secretary of State 400 W. Congress #139 Tucson, AZ. 85701	7/31/15	\$ 10.00
	DESCRIPTION OF ITEMS OR SERVICES PURCHASED Admin Fee	CHECK # —	
e.	NAME, ADDRESS, CITY, STATE AND ZIP AZ. Secretary of State 400 W. Congress #139 Tucson, AZ. 85701	7/31/15	\$ 10.00
	DESCRIPTION OF ITEMS OR SERVICES PURCHASED Admin Fee	CHECK # —	
f.	NAME, ADDRESS, CITY, STATE AND ZIP Postmaster - Bear Canyon MAIL DEPOT 8987 E. Tanque Verde #309 Tucson, AZ. 85749	8/10/15	\$ 20.22
	DESCRIPTION OF ITEMS OR SERVICES PURCHASED 3 (each) CERTIFIED MAIL DELIVERY SERVICE	CHECK # —	
5.	ENTER TOTAL ONLY IF LAST PAGE OF SCHEDULE D [If last page of Schedule D, transfer total to Detailed Summary Page, Line 9, Column A]		\$ 193.05

*Expenditures, other than a contract, promise or agreement to make an expenditure resulting in credit.

INDEPENDENT EXPENDITURES *

SCHEDULE D-1

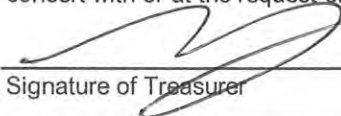
1. Committee Name Revitalize Tucson 3. ID# 15-244-IE

2. Report Covering Period from 07/16/15 thru 08/31/15

INDEPENDENT EXPENDITURES		DATE EXPENDITURE MADE	AMOUNT OF THE EXPENDITURE
IDENTIFY RECIPIENT OF EXPENDITURE AND CANDIDATE WHO IS BENEFITTED OR OPPOSED			
a.	NAME, ADDRESS, CITY, STATE AND ZIP <u>Moret & Associates Advertising</u> <u>1517 N. Wilmet #305, Tucson, AZ 85712</u>	<u>7/19/15</u>	<u>\$15,200.00</u>
PURPOSE AND DESCRIPTION OF PURCHASE <u>ADVERTISE, Billboard</u>		Benefited <input type="checkbox"/> Opposed <input checked="" type="checkbox"/>	
CANDIDATE <u>Shirley Scott, Regina Romero</u> <u>Paul Cunningham</u>		OFFICE SOUGHT <u>Tucson City Council</u>	YEAR OF ELECTION <u>2015</u>
b.	NAME, ADDRESS, CITY, STATE AND ZIP <u>Moret & Associates Advertising</u> <u>1517 N. Wilmet #305, Tucson, AZ 85712</u>	<u>8/10/15</u>	<u>\$15,200.00</u>
PURPOSE AND DESCRIPTION OF PURCHASE <u>Advertise, Billboard</u>		Benefited <input type="checkbox"/> Opposed <input checked="" type="checkbox"/>	
CANDIDATE <u>Shirley Scott, Regina Romero</u> <u>Paul Cunningham</u>		OFFICE SOUGHT <u>Tucson City Council</u>	YEAR OF ELECTION <u>2015</u>
c.	NAME, ADDRESS, CITY, STATE AND ZIP		
PURPOSE AND DESCRIPTION OF PURCHASE		Benefited <input type="checkbox"/> Opposed <input type="checkbox"/>	
CANDIDATE		OFFICE SOUGHT	YEAR OF ELECTION
5. ENTER TOTAL ONLY IF LAST PAGE OF SCHEDULE D-1 <small>(If last page of Schedule D-1, transfer total to Detailed Summary Page, Line 10, Column A)</small>			<u>\$30,400.00</u>

* SEE A.R.S. STATUTE 16-901(14)

I certify, under penalty of perjury, that the above stated independent expenditure(s) was not made in cooperation, consultation or concert with or at the request or suggestion of any candidate or any campaign committee or agent of that candidate.


Signature of Treasurer

NAMES, OCCUPATIONS AND EMPLOYERS AND AMOUNT CONTRIBUTED BY EACH OF THE THREE TOP CONTRIBUTORS WITHIN THE LAST SIX MONTHS	AMOUNT

EXHIBIT F

Search



Search For: **Search Type:** **Name:**

Active/Inactive: **Entity Type:**

Viewing 1 - 20 of 20

File Number	Corporation Name	Name Type
563527	FOUNDATION FOR RESPONSIBLE ACCOUNTABLE GOVERNMENT	TRADE NAME
20178854	FOUNDATION FOR RESPONSIBLE INVESTING	CORPORATION
14344223	FOUNDATION FOR SCIENTIFIC ADVANCEMENT	CORPORATION
01186390	FOUNDATION FOR SENIOR ADULT LIVING, INC.	CORPORATION
01498654	FOUNDATION FOR SENIOR LIVING	CORPORATION
14301297	THE FOUNDATION FOR SERVICE DOG SUPPORT, INC.	CORPORATION
F10659936	FOUNDATION FOR SOCIAL RESOURCES, INC.	CORPORATION
16451472	FOUNDATION FOR SUSTAINABLE SENIOR CENTERS OF SCOTTSDALE, INC	CORPORATION
07576160	THE FOUNDATION FOR TECHNOLOGY FINANCING	CORPORATION
L11082765	FOUNDATION FOR THE ADVANCEMENT OF MEDICAL EDUCATION LLC	L.L.C.
02269812	THE FOUNDATION FOR THE CONSERVATION OF ARIZONA'S WILDLIFE	CORPORATION
14843416	FOUNDATION FOR THE DEVELOPMENT OF HUMAN CONSCIOUSNESS	CORPORATION
L19394444	FOUNDATION FOR THE PRESERVATION OF NATURAL LIVING, LLC	L.L.C.
19700813	FOUNDATION FOR THE PROMOTION OF ART	CORPORATION
09794071	FOUNDATION FOR THERAPEUTIC CLOWNING	CORPORATION

EXHIBIT G



FOUNDATION FOR RESPONSIBLE ACCOUNTABLE GOVERNMENT



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Blog

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Make A Donation

Your donation will be used to hold all levels of government accountable.

[DONATE](#)

Contact Us

Your Name (required)

Your Email (required)



Tell A Friend

Share with a friend!

Your Name (required)

Your Email (required)

Your Friend's Name (required)

Your Friend's Email (required)

Your Message



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Robert is a Premium WordPress Theme Built on Genesis

Foundation for Responsible Accountable Government seeks to improve government accountability and efficiency by educating the public on concepts that advance government accountability, transparency, ethics, and related public policy issues.

EXHIBIT H



Registered Name

Information Search

Generated by TnT Names Search Version 3.11

[Instructions](#)

General Information

File ID	563527
Description	Trade Name
Status	Active
Name	FOUNDATION FOR RESPONSIBLE ACCOUNTABLE GOVERNMENT
Address 1	12221 EAST MAKOH OH TRAIL
City	TUCSON
State	AZ
ZIP	85749-
Business Type	COMMUNITY ORGANIZER
Domestic Begin Date	1/22/2013
Registered Date	1/22/2013

Agent/Owner Information

Agent ID	Type	Fullname	Address	City	State	ZIP	Phone
1196534	Owner	CHRISTINE BAUSERMAN	12221 EAST MAKOH OH TRAIL	TUCSON	AZ	85749-	

Registration Information

Received	Amended	Assigned	Expiration	Cancelled	Revoked
1/22/2013			1/22/2018		

Correspondence History

Description	Date	Printed	Filmed	Loc. No.	Page No.	Pages
Application	1/22/2013	1/22/2013 12:47:22 PM				1

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Please email your comments or questions regarding this system to trades@azsos.gov. We appreciate any feedback.

[Disclaimer](#)

EXHIBIT I



**CITY OF TUCSON
POLITICAL COMMITTEE
STATEMENT OF ORGANIZATION**
Titles 16 & 19, Arizona Revised Statutes

"For Official Use Only"
Pursuant to A.R.S. § 16-902.01 (F)

Definitions, statutory references and important information on reverse.

Initial Registration **Out of State Committee** **Amended Statement**

ID#
15-244-IE

Registration as Standing Political Committee

NAME OF POLITICAL COMMITTEE Revitalize Tucson		DATE July 13, 2015	
ADDRESS (NUMBER & STREET) 120 S Houghton #138	CITY Tucson	STATE AZ	ZIP 85748
MAILING ADDRESS (if different from above)		CITY	STATE ZIP
COMMITTEE TELEPHONE # (520) 235-2234	COMMITTEE FAX #	COMMITTEE E-MAIL ADDRESS info @ fightfortucson.com	

DOES THE POLITICAL COMMITTEE HAVE A SPONSORING ORGANIZATION? YES NO
If yes, please provide the following information:

NAME OF SPONSORING ORGANIZATION Frank Antenori	TYPE OF ORGANIZATION Individual
ADDRESS OF SPONSORING ORGANIZATION 10595 E Ravenswood Street, Tucson, AZ 85747	RELATIONSHIP TO POLITICAL COMMITTEE Co-Chair

TYPE OF POLITICAL COMMITTEE – Please check only one box:

- | | |
|--|---|
| <input type="checkbox"/> CANDIDATE'S CAMPAIGN COMMITTEE
<input type="checkbox"/> EXPLORATORY COMMITTEE
<input type="checkbox"/> COMMITTEE ORGANIZED IN SUPPORT OF OR OPPOSITION TO ONE OR MORE CANDIDATES
<input type="checkbox"/> COMMITTEE IN SUPPORT OF OR OPPOSITION TO THE QUALIFICATION, PASSAGE OR DEFEAT OF A BALLOT ISSUE *
*Petition Serial Number _____ <input type="checkbox"/> Supports <input type="checkbox"/> Opposes
<input type="checkbox"/> COMMITTEE ORGANIZED TO CIRCULATE OR OPPOSE A RECALL PETITION OR TO INFLUENCE THE RESULT OF A RECALL ELECTION
<input type="checkbox"/> OTHER COMMITTEE: (please describe below)
_____ | <input type="checkbox"/> STANDING POLITICAL COMMITTEE REGISTERED WITH THE SECRETARY OF STATE pursuant to A.R.S. § 16-902.01. (You must provide a copy of the Statement of Organization filed with the Secretary of State designating standing committee status.)
<input type="checkbox"/> SEPARATE SEGREGATED FUND ESTABLISHED BY A CORPORATION OR LABOR ORGANIZATION
<input checked="" type="checkbox"/> COMMITTEE ORGANIZED FOR THE PURPOSE OF MAKING INDEPENDENT EXPENDITURES
<input type="checkbox"/> POLITICAL ORGANIZATION (an organization that is formally affiliated with and recognized by a political party including a district committee that is organized pursuant to A.R.S. § 16-823)
<input type="checkbox"/> POLITICAL PARTY (only state or county committees of an organization that meets the requirements for recognition as a political party - see A.R.S. §§ 16-801, 16-804, 16-822 and 16-825) |
|--|---|

EACH POLITICAL COMMITTEE SHALL HAVE A CHAIRMAN AND TREASURER. THE POSITION OF CHAIRMAN AND TREASURER OF A SINGLE POLITICAL COMMITTEE MAY NOT BE HELD BY THE SAME INDIVIDUAL, EXCEPT THAT A CANDIDATE MAY BE CHAIRMAN AND TREASURER OF HIS OR HER OWN CAMPAIGN COMMITTEE. A.R.S. § 16-902(A).

NAME OF COMMITTEE CHAIRMAN Christine Bauserman	CHAIRMAN'S TELEPHONE # (520) 235-2234	CHAIRMAN'S FAX #
CHAIRMAN'S ADDRESS 12221 E Makohoh Trail	CITY Tucson	STATE ZIP AZ 85749
CHAIRMAN'S EMAIL ADDRESS cb12221@gmail.com	CHAIRMAN'S OCCUPATION Consultant	CHAIRMAN'S EMPLOYER Successful Strategies
NAME OF COMMITTEE TREASURER Sean Bailey	TREASURER'S TELEPHONE #	TREASURER'S FAX #
TREASURER'S ADDRESS 7465 E Broadway Blvd	CITY Tucson	STATE ZIP AZ 85710
TREASURER'S EMAIL ADDRESS	TREASURER'S OCCUPATION Accountant	TREASURER'S EMPLOYER Accountant

* If committee is formed on ballot proposition, indicate petition serial number and whether the committee supports or opposes the proposition.

OFFICE OF THE CLERK
 JUL 13 2015 3:01 PM
 CITY OF TUCSON
 PAY OFF RECEIVED

*of file 181364
XCFA
SMY*

BEFORE A POLITICAL COMMITTEE ACCEPTS A CONTRIBUTION OR MAKES AN EXPENDITURE IT SHALL DESIGNATE AT LEAST ONE ACCOUNT AT A QUALIFIED FINANCIAL INSTITUTION [A.R.S. § 16-902(C)]. LIST THE NAMES OF ALL FINANCIAL INSTITUTIONS WITH WHICH THE COMMITTEE MAINTAINS ACCOUNTS OR SAFETY DEPOSIT BOXES. (Do not list account numbers)

1. BANK OF AMERICA 2. _____ 3. _____

FOR AN EXPLORATORY COMMITTEE OR A CANDIDATE'S CAMPAIGN COMMITTEE, PROVIDE THE FOLLOWING INFORMATION: (Party Affiliation and Office Sought are optional for Exploratory Committees.)

NAME OF DESIGNATING INDIVIDUAL ("DI") OR CANDIDATE	EMAIL ADDRESS OF DESIGNATING INDIVIDUAL ("DI") OR CANDIDATE
PARTY AFFILIATION	OFFICE SOUGHT
DI'S OR CANDIDATE'S ADDRESS	CITY STATE

CITY OF TUESON
 RECEIVED
 15 JUL 13 9:01
 OFFICE OF THE
 CITY CLERK

DESIGNATING INDIVIDUAL OR CANDIDATE'S STATEMENT: I authorize the above-named political committee as my political committee to receive contributions and make expenditures on my behalf.

Date: _____ DI's or Candidates signature: _____

CHAIRMAN'S AND TREASURER'S STATEMENT: We, the undersigned, have examined the information contained in this statement of organization and, to the best of our knowledge and belief, it is true, correct and complete. We also acknowledge that we have read all applicable laws relating to campaign finance and reporting.

Date: 7/13/15 Chairman's signature: *Christina Ramirez*

Date: 7/13/15 Treasurer's signature: *[Signature]*

STANDING POLITICAL COMMITTEE'S STATEMENT (if applicable) (A.R.S. § 16-902.01):

I/We hereby declare the status of this political committee as a standing political committee.

Date: _____ Chairman's signature: _____

Date: _____ Treasurer's signature: _____

State of Arizona }
 County of _____ }

SUBSCRIBED AND SWORN TO before me this _____ day of _____, 20____

(seal)

Notary Public

DEFINITION OF POLITICAL COMMITTEE: A.R.S. § 16-901(19)

"Political committee" means a candidate or any association or combination of persons that is organized, conducted or combined for the purpose of influencing the result of any election or to determine whether an individual will become a candidate for election in this state or in any county, city, town, district or precinct in this state, that engages in political activity in behalf of or against a candidate for election or retention or in support of or opposition to an initiative, referendum or recall or any other measure or proposition and that applies for a serial number and circulates petitions and, in the case of a candidate for public office except those exempt pursuant to section 16-903, that receives contributions or makes expenditures in connection therewith, notwithstanding that the association or combination of persons may be a part of a larger association, combination of persons or sponsoring organization not primarily organized, conducted or combined for the purpose of influencing the result of any election in this state or in any county, city, town or precinct in this state. Examples of types of political committees are listed on the front of this form.

NOTE FOR INDIVIDUALS INVOLVED IN POLITICAL ACTIVITIES:

An individual, acting alone, is not a political committee under Arizona law and need not file a statement of organization. If any additional person or persons join the effort [as defined above in A.R.S. § 16-901(19)] begun by an individual, the association of persons has become a "political committee" under Arizona law, and must file a statement of organization before accepting contributions, making expenditures, distributing literature or circulating petitions. A.R.S. § 16-902.01(A).

NOTE FOR THOSE INVOLVED IN INITIATIVE, REFERENDUM AND RECALL EFFORTS:

Before circulating initiative, referendum or recall petitions, a political committee must file its statement of organization with the appropriate filing office. Signatures obtained on petitions prior to the filing of the statement of organization are void and shall not be counted in determining the legal sufficiency of the petition. A.R.S. § 19-114(B) and § 19-202(C). Even though an individual, acting alone, may begin the initiative, referendum or recall effort, as soon as other persons join the effort, the association of persons must register as a political committee.



CITY OF TUCSON
OFFICE OF THE CITY CLERK
CAMPAIGN FINANCE ADMINISTRATION REPORT
RECEIPT



Primary Election – August 25, 2015
 General Election – November 3, 2015

NAME OF COMMITTEE FILING REPORT
 For Revitalize Tucson
(Name of Political Committee)
 for _____ who is a candidate for the office
(Name of Candidate, when applicable)
 of _____ Political Party _____ ID# 15-244-IE

OR

CANDIDATE \$500 THRESHOLD EXEMPTION STATEMENT
 for _____
(Name of Candidate)
 who is a Candidate for the Office of _____
 Political Party _____ ID# _____

- Political Committee Statement of Organization # 15-244-IE Original *or*
 Request for Public Matching Funds Contract# _____ Amended
(PMF Candidates Only)

CAMPAIGN FINANCE REPORT:

- a. Statement Establishing Eligibility – **PMF Candidates Only**
- b. Consolidated City/State Campaign Finance Report (Filed on or before February 2, 2015)
- c. Consolidated City/State Campaign Finance Report (Filed on or before June 30, 2015)
- d. Consolidated City/State Pre – Primary Report (Filed on or before August 21, 2015)
- e. City Post – Primary Report (Filed on or before September 4, 2015) – **PMF Candidates Only**
- f. State Post – Primary Election Report (Filed on or before September 24, 2015)
- g. Consolidated City/State Pre – General Election Report (Filed on or before October 30, 2015)
- h. City Post – General Election Report (Filed on or before November 13, 2015) – **PMF Candidates Only**
- i. State Post – General Election Report (Filed on or before December 3, 2015)
- j. Termination Statement (Filed on or before March 2, 2016) – **PMF Candidates Only**
must include Final report if not previously filed
- Political Committee No Activity Statement (Report date of: _____)
- Other _____

OFFICE OF THE
 CITY CLERK
 15 JUL 13 P 3:00
 CITY OF TUCSON
 RECEIVED

Shawn Lee
 Signature Deputy City Clerk

Date: 7/13/15

of file
 x CFA
 10/30/14

EXHIBIT J

Revitalize Tucson

120 S. Houghton Road #138-177, Tucson, AZ 85748

revitalizetucson@gmail.com

Christine Bauserman, Chair

520-235-2234

CITY OF TUCSON
RECEIVED

15 JUL 20 P2:26

July 20, 2015

Report of Independent Expenditure

OFFICE OF THE
CITY CLERK

- 1 Revitalize Tucson, 120 S Houghton Rd #138-177, Tucson, AZ 85748 is making an Independent Expenditure.
- 2 \$15,200.00. Vendor: Moret & Associates Advertising.
- 3 Candidate: Shirley Scott, Paul Cunningham, Regina Romero, Race: Tucson City Council 2015, Opposing
- 4 Billboards 24' x 12', 20 of them. 5 each with the following words:
 - A. "Who made Tucson the 5th poorest city in the US?" Ask Shirley Scott, Paul Cunningham & Regina Romero
 - B. "Why are we Arizona's most dangerous city?" Ask Shirley Scott, Paul Cunningham & Regina Romero
 - C. "Who gets \$1.36 billion and won't fix the potholes?" Ask Shirley Scott, Paul Cunningham & Regina Romero
 - D. "Who let a few radicals hold downtown hostage?" Ask Shirley Scott, Paul Cunningham & Regina Romero
- 5 July 20, 2015.



 181471

 O-File; X-CFA

EXHIBIT K



**CITY OF TUCSON
OFFICE OF THE CITY CLERK
CAMPAIGN FINANCE ADMINISTRATION REPORT
RECEIPT**



Primary Election – August 25, 2015
General Election – November 3, 2015

NAME OF COMMITTEE FILING REPORT

For Revitalize Tucson
(Name of Political Committee)
for _____ who is a candidate for the office
(Name of Candidate, when applicable)
of _____ Political Party _____ ID # 15-244-IE

OR

CANDIDATE \$500 THRESHOLD EXEMPTION STATEMENT

for _____
(Name of Candidate)
who is a Candidate for the Office of _____
Political Party _____ ID# _____

- Political Committee Statement of Organization # _____ Original or
 Request for Public Matching Funds Contract# _____ (PMF Candidates Only) Amended

CAMPAIGN FINANCE REPORT:

- a. Statement Establishing Eligibility – **PMF Candidates Only**
- b. Consolidated City/State Campaign Finance Report (Filed on or before February 20, 2015)
- c. Consolidated City/State Campaign Finance Report (Filed on or before June 30, 2015)
- d. Consolidated City/State Pre – Primary Report (Filed on or before August 21, 2015)
- e. City Post – Primary Report (Filed on or before September 4, 2015) – **PMF Candidates Only**
- f. State Post – Primary Election Report (Filed on or before September 24, 2015)
- g. Consolidated City/State Pre – General Election Report (Filed on or before October 30, 2015)
- h. City Post – General Election Report (Filed on or before November 13, 2015) – **PMF Candidates Only**
- i. State Post – General Election Report (Filed on or before December 3, 2015)
- j. Termination Statement (Filed on or before March 2, 2016) – **PMF Candidates Only**
must include Final report if not previously filed
- Political Committee No Activity Statement (Report date of: _____)
- Other Expenditure Notification

OFFICE OF THE CITY CLERK
CITY OF TUCSON
15 AUG 10 PM 1:00
CITY OF TUCSON RECEIVED

[Signature]
Signature Deputy City Clerk

Date: 8/10/15

[Signature]
181812
0-File; X-CFA
8/22/15

Revitalize Tucson

120 S. Houghton Road #138-177, Tucson, AZ 85748

revitalizetucson@gmail.com

Christine Bauserman, Chair

520-235-2234

August 10, 2015

Report of Independent Expenditure

CITY OF TUCSON
RECEIVED

15 AUG 10 P2:59

OFFICE OF THE
CITY CLERK

- 1 Revitalize Tucson, 120 S Houghton Rd #138-177, Tucson, AZ 85748 is making an Independent Expenditure.
- 2 \$15,200.00. Vendor: Moret & Associates Advertising.
- 3 Opposing Candidates: Shirley Scott, Paul Cunningham, Regina Romero, Race: Tucson City Council 2015
- 4 Billboards 24' x 12', 20 total. 4 each with the following words:
 - A. "Who raises water rates four years in a row?" Ask Shirley Scott, Paul Cunningham & Regina Romero
 - B. "WHO LOST JOBS at McDonald's & Grand Canyon U?" Ask Shirley Scott, Paul Cunningham & Regina Romero
 - C. "Who gets \$1.36 billion and won't fix the potholes?" Ask Shirley Scott, Paul Cunningham & Regina Romero
 - D. "Who STILL can't find the \$230 million from Rio Nuevo?" Ask Shirley Scott, Paul Cunningham & Regina Romero
 - E. "Who is paying \$40 million for empty SunTran buses?" Ask Shirley Scott, Paul Cunningham & Regina Romero
- 5 Date of the Expenditure: August 10, 2015.

EXHIBIT L



CITY OF TUCSON
OFFICE OF THE CITY CLERK
CAMPAIGN FINANCE ADMINISTRATION REPORT
RECEIPT



Primary Election – August 25, 2015
 General Election – November 3, 2015

NAME OF COMMITTEE FILING REPORT
 For Revitalize Tucson
(Name of Political Committee)
 for _____ who is a candidate for the office
(Name of Candidate, when applicable)
 of _____ Political Party _____ ID # 15-244-IE

OR

CANDIDATE \$500 THRESHOLD EXEMPTION STATEMENT
 for _____
(Name of Candidate)
 who is a Candidate for the Office of _____
 Political Party _____ ID# _____

- Political Committee Statement of Organization # _____ Original or Amended
- Request for Public Matching Funds Contract# _____ **(PMF Candidates Only)**

CAMPAIGN FINANCE REPORT:

- a. Statement Establishing Eligibility – **PMF Candidates Only**
- b. Consolidated City/State Campaign Finance Report (Filed on or before February 2, 2015)
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- i. State Post – General Election Report (Filed on or before December 3, 2015)
- j. Termination Statement (Filed on or before March 2, 2016) – **PMF Candidates Only**
must include Final report if not previously filed
- Political Committee No Activity Statement (Report date of: _____)
- Other Expenditure Notification

OFFICE OF THE CITY CLERK
 15 AUG 31 PM 4:51
 CITY OF TUCSON RECEIVED

[Signature]
 Signature Deputy City Clerk

Date: 8/31/15

182177
 O-File X-CFA 07/22/15
[Signature]

Revitalize Tucson

120 S. Houghton Road #138-177, Tucson, AZ 85748

revitalizetucson@gmail.com

Christine Bauserman, Chair

520-235-2234

August 31, 2015

Report of Independent Expenditure

- 1 Revitalize Tucson, 120 S Houghton Rd #138-177, Tucson, AZ 85748 is making an Independent Expenditure.
- 2 \$15,200.00. Vendor: Moret & Associates Advertising.
- 3 Opposing Candidates: Shirley Scott, Paul Cunningham, Regina Romero, Race: Tucson City Council 2015
- 4 Billboards 24' x 12', 20 total. 5 billboards each with the following words:
 - A. "Who made Tucson the 8th WORST CITY FOR JOBS IN US?" Ask Shirley Scott, Paul Cunningham & Regina Romero
 - B. "Who put 1 out of every 3 Tucson children in poverty?" Ask Shirley Scott, Paul Cunningham & Regina Romero
 - C. "Who lets a few squatters hold downtown hostage?" Ask Shirley Scott, Paul Cunningham & Regina Romero
 - D. "Who let Tucson ROADS & POTHOLEs get this bad?" Ask Shirley Scott, Paul Cunningham & Regina Romero
- 5 Date of the Expenditure: August 31, 2015.

OFFICE OF THE
CITY CLERK

15 AUG 31 P4:51

CITY OF TUCSON
RECEIVED

EXHIBIT M



CITY OF TUCSON
OFFICE OF THE CITY CLERK
CAMPAIGN FINANCE ADMINISTRATION REPORT
RECEIPT



Primary Election – August 25, 2015
 General Election – November 3, 2015

NAME OF COMMITTEE FILING REPORT
 For Revitalize Tucson
(Name of Political Committee)
 for _____ who is a candidate for the office
(Name of Candidate, when applicable)
 of _____ Political Party _____ ID # 15-244-IE

OR

CANDIDATE \$500 THRESHOLD EXEMPTION STATEMENT
 for _____
(Name of Candidate)
 who is a Candidate for the Office of _____
 Political Party _____ ID# _____

- Political Committee Statement of Organization # _____ Original or
 Request for Public Matching Funds Contract# _____ (PMF Candidates Only) Amended

CAMPAIGN FINANCE REPORT:

- a. Statement Establishing Eligibility – **PMF Candidates Only**
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- j. Termination Statement (Filed on or before March 2, 2016) – **PMF Candidates Only**
must include Final report if not previously filed
- Political Committee No Activity Statement (Report date of: _____)
- Other _____

OFFICE OF THE
 CITY CLERK
 15 SEP 24 P 4:11 PM
 CITY OF TUCSON
 RECEIVED

Sharon De
 Signature Deputy City Clerk
 Date: 9/24/15



**POLITICAL COMMITTEE
STATE OF ARIZONA
CAMPAIGN FINANCE REPORT**

For Office Use Only
CITY OF TUCSON

1. Revitalize Tucson
Full Name of Committee

120 S. Houghton Rd #138-177
Address

Tucson AZ 85748 5202352254
City Zip Code Phone Number

2. _____
Sponsoring Organization and Office

_____ 3. ID#

_____ Name of Candidate and Office Sought (if applicable)

info@fightforarizona.com
E-Mail Address Fax #

CITY OF TUCSON
RECEIVED

15 SEP 24 P4:11

OFFICE OF THE
CITY CLERK

4. REPORTING PERIOD (Please check appropriate box) FILING DEADLINE

- January 31 Report – For Period of
November 26, 2013 through December 31, 2014 *February 2, 2015
- June 30 Report – For Period of
January 1, 2015 through May 31, 2015 June 30, 2015
- Pre-Primary Election Report – For Period of
June 1, 2015 through August 13, 2015 August 21, 2015
- Post-Primary Election Report – For Period of
August 14, 2015 through September 14, 2015 September 24, 2015
- Pre-General Election Report – For Period of
September 15, 2015 through October 22, 2015 October 30, 2015
- Post-General Election Report – For Period of
October 23, 2015 through November 23, 2015 December 3, 2015
- January 31, 2017 Report – For Period of
November 24, 2015 through December 31, 2016 January 31, 2017

5. SUMMARY	Column A Total This Reporting Period	Column B Election Period To Date
5a Surplus from Previous Campaign (or at time Statement of Organization was filed for the new committee)	—	—
5b Cash on Hand at Beginning of this Reporting Period	4406.95	4406.95
5c Total Receipts (from corresponding columns on Detailed Summary Page, Line 8)	15,250.00	50,250.00
5d Subtotal (add Lines [b] and [c] for Column A and add lines [a] and [c] for Column B)	19,656.95	50,250.00
6a Total Debts and Obligations from Previous Campaign Committee at beginning of the Election Period (or at time Statement of Organization was filed for the new committee) (Do not add or subtract this line from the other lines)	0	—
6b Total Disbursements (from corresponding columns on Detailed Summary Page, Line 18)	16,636.88	47,229.73
7. Cash on Hand at Close of Reporting Period (Subtract Line 6b from Line 5d - Column A must equal Column B)	3020.07	3020.07

*Per A.R.S. §16-916(D) if the date for filing any Campaign Finance Report is a Saturday, a Sunday or another legal holiday, the filing deadline is the next day that is not a Saturday, a Sunday, or another legal holiday.

DETAILED SUMMARY PAGE OF RECEIPTS AND DISBURSEMENTS

1. Committee Name Revitalize Tucson 3. ID# 15-244-IE
 2. Report Covering Period From Aug. 14, 2015 Thru 89 14 2015

RECEIPTS	COLUMN A THIS PERIOD	COLUMN B CAMPAIGN TO DATE
4. Contributions other than loans and in-kind:		
(a) Individuals - more than \$50 (Total from Schedule A)	\$ 15,250.00	\$ 50,250.00
(b) Individuals - aggregate \$50 or less (Total from Schedule A-1)		
(c) Political Committees (Total from Schedule B)		
(d) Subtotal Contributions [add 4(a), 4(b) and 4(c)]	15,250.00	50,250.00
(e) Refund of Contributions (Total from Schedule F-2)	0	0
(f) Total contributions Other than Loans and In-kind [subtract 4(e) from 4(d)]	15,250.00	50,250.00
5. (a) Loans made or guaranteed by candidate (Total from Schedule C)	-	-
(b) All other loans (Total from Schedule C-1)	-	-
(c) Total loans [add 5(a) and 5(b)]	0	0
6. In-kind contributions (Total from Schedule E)	-	-
7. Dividends, interest, and other forms of receipts (Total from Schedule F-1)	-	-
8. TOTAL Receipts [add 4(f), 5(c), 6, and 7]	15,250.00	50,250.00
DISBURSEMENTS		
9. Expenditures for Operating Expenses (Total from Schedule D)	\$ 346.42	\$ 533.27
10. Independent Expenditures (Total from Schedule D-1)	\$ 16,296.46	46,696.46
11. Value of In-kind expenditures (Total from Schedule E)	-	-
12. Loans made by reporting committee (Total from Schedule D-2)	-	-
13. (a) Repayment of loans made or guaranteed by candidate (Total from Schedule D-4)	-	-
(b) Repayment of all other loans (Total from Schedule D-5)	-	-
(c) Total Loan Repayments [add 13(a) and 13(b)]	0	0
14. Transfers to other political committees (Total from Schedule D-6)	-	-
15. Any other disbursement (Total from Schedule D-7)	-	-
16. Subtotal disbursements [add lines 9, 10, 11, 12, 13(c), 14, and 15]	16,636.88	47,229.73
17. Rebates, refunds and other offsets to operating expenses (Total from Schedule D-3)	-	-
18. TOTAL disbursements [subtract line 17 from line 16]	16,636.88	47,229.73
19. Total Outstanding Debts owed by Reporting Candidate or Political Comm. (Schedule F-3)	16,636.88	47,229.73
20. I certify, under penalty of perjury, that I have examined the contents of this campaign finance report and to the best of my knowledge and belief it is true and complete.		
Type or Print Name of Treasurer <u>Sean Bailey</u> 15 SEP 24 4:12 PM '15		
Signature of Treasurer or Candidate or Designating Individual:		Date <u>9/24/15</u>

RECEIVED
CITY OF TUCSON

CONTRIBUTIONS FROM INDIVIDUALS*
(More than \$50)*

SCHEDULE A

1. Committee Name Revitalize Tucson 3. ID# 15-244-IE
 2. Report Covering Period from Aug 14, 2015 thru Sept 14, 2015

4.	CONTRIBUTIONS NAME, ADDRESS, OCCUPATION AND EMPLOYER OF CONTRIBUTOR	DATE RECEIVED	AMOUNT RECEIVED THIS PERIOD	CUMULATIVE TOTAL THIS CAMPAIGN TO DATE																								
a.	<table border="1"> <tr> <td>LAST</td> <td>FIRST</td> <td>MI</td> </tr> <tr> <td colspan="3">Foundation for Responsible Accountable Government</td> </tr> <tr> <td colspan="3">STREET ADDRESS</td> </tr> <tr> <td colspan="3">120 S. Houghton Rd # 138-177</td> </tr> <tr> <td>CITY</td> <td>STATE</td> <td>ZIP</td> </tr> <tr> <td>Tucson</td> <td>AZ</td> <td>85748</td> </tr> <tr> <td>OCCUPATION</td> <td colspan="2">EMPLOYER</td> </tr> <tr> <td>Foundation</td> <td colspan="2">self</td> </tr> </table>	LAST	FIRST	MI	Foundation for Responsible Accountable Government			STREET ADDRESS			120 S. Houghton Rd # 138-177			CITY	STATE	ZIP	Tucson	AZ	85748	OCCUPATION	EMPLOYER		Foundation	self		8/28/15	\$15,200.00	\$50,200.00
LAST	FIRST	MI																										
Foundation for Responsible Accountable Government																												
STREET ADDRESS																												
120 S. Houghton Rd # 138-177																												
CITY	STATE	ZIP																										
Tucson	AZ	85748																										
OCCUPATION	EMPLOYER																											
Foundation	self																											
b.	<table border="1"> <tr> <td>LAST</td> <td>FIRST</td> <td>MI</td> </tr> <tr> <td>Dunaway</td> <td>Todd</td> <td>H</td> </tr> <tr> <td colspan="3">STREET ADDRESS</td> </tr> <tr> <td colspan="3">Po Box 2252</td> </tr> <tr> <td>CITY</td> <td>STATE</td> <td>ZIP</td> </tr> <tr> <td>Tucson</td> <td>AZ</td> <td>85702</td> </tr> <tr> <td>OCCUPATION</td> <td colspan="2">EMPLOYER</td> </tr> <tr> <td>Developer</td> <td colspan="2">self</td> </tr> </table>	LAST	FIRST	MI	Dunaway	Todd	H	STREET ADDRESS			Po Box 2252			CITY	STATE	ZIP	Tucson	AZ	85702	OCCUPATION	EMPLOYER		Developer	self		9/10/15	\$50.00	\$50.00
LAST	FIRST	MI																										
Dunaway	Todd	H																										
STREET ADDRESS																												
Po Box 2252																												
CITY	STATE	ZIP																										
Tucson	AZ	85702																										
OCCUPATION	EMPLOYER																											
Developer	self																											
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5.	ENTER TOTAL ONLY IF LAST PAGE OF SCHEDULE A [If last page of Schedule A, transfer total to Detailed Summary Page line 4(a), Column A]		\$15,250.00																									

*If contributions of \$50 or less are listed with contributor's name, address, occupation and employer on Schedule A, do not include them on Schedule A-1.

EXPENDITURES FOR OPERATING EXPENSES*

SCHEDULE D

1. Committee Name Revitalize Tucson 2. ID# 15-244-JE

3. Report Covering Period from: Aug 14, 2015 thru Sept 14, 2015

EXPENDITURES		DATE EXPENDITURE MADE	AMOUNT OF THE EXPENDITURE
NAME AND ADDRESS TO WHOM EXPENDITURE (DISBURSEMENT) WAS MADE			
a.	NAME, ADDRESS, CITY, STATE AND ZIP <u>Bear Canyon Mail Dept</u> <u>5987 E. Tanque Verde</u> <u>Tucson, AZ 85749</u>	<u>8/28/15</u>	<u>\$ 20.22</u>
	DESCRIPTION OF ITEMS OR SERVICES PURCHASED <u>3 each - certified MAIL DELIVERY SERVICE</u>	CHECK # <u>✓</u>	
b.	NAME, ADDRESS, CITY, STATE AND ZIP <u>US POST OFFICE</u> <u>255 N. Rosemont Blvd, Tucson, AZ 85711</u>	<u>9/25/15</u>	<u>\$ 20.22</u>
	DESCRIPTION OF ITEMS OR SERVICES PURCHASED <u>3 each - certified MAIL DELIVERY SERVICE</u>	CHECK #	
c.	NAME, ADDRESS, CITY, STATE AND ZIP <u>De Angelo & Bailey Tax Professionals</u> <u>7465 E Broadway Blvd</u> <u>Tucson, AZ 85710</u>	<u>5/24/15</u>	<u>\$ 300.00</u>
	DESCRIPTION OF ITEMS OR SERVICES PURCHASED <u>Professional Services</u>	CHECK # <u>993</u>	
d.	NAME, ADDRESS, CITY, STATE AND ZIP		
	DESCRIPTION OF ITEMS OR SERVICES PURCHASED	CHECK #	
e.	NAME, ADDRESS, CITY, STATE AND ZIP		
	DESCRIPTION OF ITEMS OR SERVICES PURCHASED	CHECK #	
f.	NAME, ADDRESS, CITY, STATE AND ZIP		
	DESCRIPTION OF ITEMS OR SERVICES PURCHASED	CHECK #	
5.	ENTER TOTAL ONLY IF LAST PAGE OF SCHEDULE D [If last page of Schedule D, transfer total to Detailed Summary Page, Line 9, Column A]		<u>\$ 40.44</u> <u>\$ 340.42</u>

*Expenditures, other than a contract, promise or agreement to make an expenditure resulting in credit.

INDEPENDENT EXPENDITURES *

SCHEDULE D-1

1. Committee Name Revitalize Tucson 3. ID# 15-244-IE

2. Report Covering Period from Aug. 14, 2015 thru Sept. 14, 2015

INDEPENDENT EXPENDITURES		DATE EXPENDITURE MADE	AMOUNT OF THE EXPENDITURE
IDENTIFY RECIPIENT OF EXPENDITURE AND CANDIDATE WHO IS BENEFITTED OR OPPOSED			
a.	NAME, ADDRESS, CITY, STATE AND ZIP <u>Mareta Associates Advertising</u> <u>1517 N. Wilcox # 305, Tucson, AZ 85712</u>	<u>8/31/15</u>	<u>\$15,200.00</u>
PURPOSE AND DESCRIPTION OF PURCHASE Benefited <input type="checkbox"/> Opposed <input checked="" type="checkbox"/> <u>Advertise, Billboard</u>			
CANDIDATE OFFICE SOUGHT YEAR OF ELECTION <u>Shirley Scott, Regina Romero</u> <u>Tucson City Council</u> <u>2015</u> <u>Paul Cunningham</u>			
b.	NAME, ADDRESS, CITY, STATE AND ZIP <u>Innovative Signs</u> <u>4257 W. Ina Rd</u> <u>Tucson, AZ 85741</u>	<u>9/18/2015</u>	<u>\$1,096.46</u>
PURPOSE AND DESCRIPTION OF PURCHASE Benefited <input type="checkbox"/> Opposed <input checked="" type="checkbox"/> <u>Advertising, signs</u>			
CANDIDATE OFFICE SOUGHT YEAR OF ELECTION <u>Shirley Scott, Regina Romero</u> <u>Tucson City Council</u> <u>2015</u> <u>Paul Cunningham</u>			
c.	NAME, ADDRESS, CITY, STATE AND ZIP 		
PURPOSE AND DESCRIPTION OF PURCHASE Benefited <input type="checkbox"/> Opposed <input type="checkbox"/> 			
CANDIDATE OFFICE SOUGHT YEAR OF ELECTION 			
5. ENTER TOTAL ONLY IF LAST PAGE OF SCHEDULE D-1 [If last page of Schedule D-1, transfer total to Detailed Summary Page, Line 10, Column A]			<u>\$16,296.46</u>

* SEE A.R.S. STATUTE 16-901(14)

I certify, under penalty of perjury, that the above stated independent expenditure(s) was not made in cooperation, consultation or concert with or at the request or suggestion of any candidate or any campaign committee or agent of that candidate.

Signature of Treasurer

NAMES, OCCUPATIONS AND EMPLOYERS AND AMOUNT CONTRIBUTED BY EACH OF THE THREE TOP CONTRIBUTORS WITHIN THE LAST SIX MONTHS	AMOUNT

EXHIBIT O



CAUGHT IN THE MIDDLE

In his attempt to stake out a moderate position, Republican Rep. Ethan Orr of Tucson united the conservative right and the liberal left against him.

STORY ON PAGE 12

"All I know is stranger things have happened." — Paul Eckstein, an attorney for U.S. Rep. Ron Barber, suggesting the Democrat could still win the general election despite being behind Republican Martha McSally going into a recount.

CAPITOL QUOTES ON PAGE 6

ARIZONA CAPITOL TIMES

\$2.50

AzCapitolTimes.com



non-daily AP newspaper of the year

November 14, 2014 Vol. 115 Issue 46

Pending tax cuts scrutinized as debt rises

JEREMY DUDA

jeremy.duda@azcapitoltimes.com

Three factors have consistently been cited as big contributors to the estimated \$1 billion deficit the state will face in fiscal year 2016 and some lawmakers are urging action on the one they actually control — tax cuts from a three year-old economic stimulus bill.

As lawmakers try to figure out how to bridge the billion-dollar gap, some are proposing that the state delay the implementation of some of the cuts before they go into effect and would add more to an already massive deficit.

The two biggest drivers of the deficit are Arizona's unexpectedly slow economic recovery and a judge's order that the state repay about \$336 million that was withheld from K-12 schools during the last budget crunch.

The 2011 Arizona Competitiveness Package, colloquially known as the Jobs Bill, plays a role as well, though not as large as the K-12 funding order or the state's overall economic condition. Among the provisions of the bill were several tax incentives and phased-in tax cuts. The first phase of several of those tax cuts went into effect in July.

Of the big-ticket items in the Jobs Bill, the biggest is a gradual reduction in Arizona's corporate income tax rate. Between fiscal year 2015 and fiscal year 2018, the corporate income tax rate is scheduled to drop from 6.968 percent to 4.9 percent, decreasing by about half a percent each year.

In fiscal year 2015, the corporate income tax cut is costing the state \$35.7 million, according to the Joint Legislative Budget Committee. In the upcoming fiscal year, the next incremental cut is projected to add another \$35.8 million to the deficit.

Continued on page 14



PHOTO ILLUSTRATION

WHO'S GOT THE JUICE?

Some of the biggest power brokers of 2014 election are unknown

JEREMY DUDA AND LUIGE DEL PUERTO

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luige.delpuerto@azcapitoltimes.com

Determining the most influential people of 2014 becomes far more difficult when so many of them are anonymous.

Such was the case in Arizona, where a predominant feature of the election cycle was "dark money," the anonymous campaign spending that has proliferated in the wake of the U.S. Supreme Court's landmark *Citizens United* ruling in 2010.

Of the \$25.5 million spent by independent expenditures in state-level races in 2014, at least \$8.6 million came from unknown contributors who gave their money to a host of 501(c)(4) nonprofit groups. That figure does not include money given by dark money outfits to other inde-

pendent expenditure committees that disclose their contributors.

When Democrats came up short on election night, some declared dark money as the true winner of the election cycle. Gubernatorial nominee Fred DuVal said in his concession speech that he'd like to congratulate the winners of the election, but most are unknown and from out-of-state. Terry Goddard, who ran for secretary of state, told the crowd at the Arizona Democratic Party's election night gathering that anonymous corporate contributions undermine democracy and must be stopped.

Though Arizona Democrats were generally outspent in 2014, and Republicans were buoyed by a national GOP wave, Goddard said dark money had a major impact on the elections.

"I think it was the big winner. Every race

where it played significantly, the dark money forces won," Goddard told the *Arizona Capitol Times*. "I think it was able to put its finger on the scale in a very, very important way."

However, defenders of anonymous campaign spending say dark money wasn't the game-changer that critics made it out to be. Sean Noble, a Republican political consultant who has become a national poster child for dark money, said Democrats didn't lose in 2014 because of anonymous campaign spending.

"I think it had a marginal impact," Noble said. "I think there were some tipping point areas. But the Republican sweep in Arizona and across the country is a demonstration

PAGE 10

FRESH START

Crafting a state budget next year could be less contentious than in recent years with two of the three key players new to the bargaining table — Gov.-elect Doug Ducey and incoming House Speaker David Gowan. Senate President Andy Biggs is the only returnee and insiders expect a friendlier atmosphere.

STORY ON PAGE 9



EDUCATIONAL IRONY

Incoming state Superintendent of Public Instruction Diane Douglas warns of federal influence over local education, but she will oversee the spending of about \$2 billion in aid the feds send to Arizona public schools every year.

STORY ON PAGE 4



DARK MONEY SPENT - LEGISLATIVE RACES

CAMPAIGN	TOTAL
Elect Bolick for Arizona	\$116,980.10
Vote Scott Bartle	\$81,626.62
Committee to Elect Sylvia Allen	\$76,909.95
Miranda for Senate 2014	\$63,648.62
Norgaard 2014	\$57,426.76
Dial 2014	\$56,445.73
Begay for Arizona	\$43,999.82
John King for LD18	\$42,106.73
Elect Steve Smith	\$38,823.01
McArthur for Arizona	\$37,500.00
Kavanagh for State Senate 2014	\$36,135.89
Bob Worsley for State Senate	\$34,099.15
Jay Lawrence for the house	\$31,577.60
Committee to Elect Jeff Schwartz	\$29,930.48
The Committee to Elect Doug Coleman	\$29,169.60
Committee to Elect Kelly Townsend	\$27,246.79
FILLMORE 2014	\$27,246.79
Elect Darin Mitchell	\$26,531.62
Elect Vince Leach	\$25,905.49
Committee to Elect Diane Landis	\$24,087.50
Robson 2014	\$23,980.39
Marquez for Arizona	\$23,834.22
Montenegro for House	\$23,541.61
elect Rich Bauer	\$23,063.46
Elect Mark Finchem Committee	\$21,756.87
Elect Justin Olson	\$20,629.53
www.michelleugenti.com	\$19,395.62
BoyerAZ.com	\$19,094.04
Friends of Irene Littleton	\$16,669.05
Effie for AZ	\$15,848.08
RalphHeap.com	\$15,698.99
Tony Rivero for House of Representatives	\$15,046.85
Vote Kern	\$14,640.33
VOTE Heather Carter	\$13,205.49
Grant for AZ	\$10,497.03
Farmer for Arizona	\$10,397.84
Pratt For Arizona	\$8,255.77
BARTON4AZ	\$8,219.71
Committee to Elect Robert J. Thorpe	\$8,219.70
Shope for Arizona	\$8,132.67
Rios for House 2014	\$7,726.00
Shooter for Senate	\$6,603.37
Vote Rick Gray	\$6,300.00
Farnsworth For Senate	\$6,000.00
Ethan for House	\$5,975.00
COMMITTEE TO ELECT BARBARA MCGUIRE 2014	\$5,500.00
Re-Elect Quezada 2014	\$4,676.17
Friends of Bill Adams	\$4,453.71
Elect Michelle Udall	\$4,189.00
Vote Lydia Hernandez	\$4,078.00
Friends for Reginald Bolding	\$3,000.00
Lisa Otondo 2014	\$3,000.00
Re-elect Lynne Pancrazi for the Senate	\$3,000.00
Bowers 2014	\$2,861.66
Kimberly Yee for Arizona	\$1,891.56
Yarbrough/Senate	\$1,799.95
Kate Brophy McGee 2014	\$1,250.00
Friends of Adam Driggs	\$1,250.00
Gowan for AZ	\$1,008.57
Stevens for AZ	\$1,008.57
LelaAlston2014	\$989.00
Elect Karen Fann	\$875.00
GRIFFIN FOR SENATE 2014	\$836.66
Cardenas for House	\$622.25
Contreras for Senate 2014	\$622.25
Espinoza for House	\$622.25
Re-Elect Debbie Lesko	\$500.00
Elect Smith 2014	\$105.46
TOTAL	\$1,308,269.93

DARK MONEY SPENT - STATEWIDE RACES

CAMPAIGN	TOTAL
Ducey 2014	\$3,535,097.02
Doug Little for Arizona Corporation Commission	\$1,242,871.48
Forese For Arizona	\$1,185,061.15
Justin Pierce for Arizona	\$733,131.50
Vote Reagan 2014	\$323,860.00
Mark For AZ	\$184,835.56
Friends of Jeff DeWit	\$80,057.85
TOTAL	\$7,284,914.56

WHO'S GOT THE JUICE?

Continued from the front page

that the American people, particularly in Arizona, are ready for an agenda of growing the economy and providing a future for our children.”

Noble pointed out that the majority of outside spending in the 2014 election cycle in Arizona wasn't anonymous. And even in states where the money spent was fairly even — Democrats spent heavily in contested Senate and gubernatorial races across the country — the GOP still came out on top in what became a nationwide Republican wave.

THE FACES OF DARK MONEY

Though the contributors who spent millions on Arizona's election are anonymous, those whose involvement was known, or at least suspected, have become the faces of dark money in 2014.

One of those faces was Noble. The consultant ran or had deep ties to several organizations that spent anonymous campaign cash, such as American Encore, the 60 Plus Association and Veterans for a Strong America.

Republican Governor-elect Doug Ducey, of whom Noble is a longtime ally, benefited from a great deal of the anonymous cash that flowed through Noble's committees. Americans Elect spent more than \$1.4 million promoting Ducey and attacking DuVal. The 60 Plus Association spent about \$553,000 to help Ducey in the general election, along with more than \$800,000 against his two most formidable opponents in the Republican primary.

The other face of dark money in 2014 wasn't a person, but a corporation, specifically the biggest utility in the state. Arizona Public Service consistently refused to say whether it was the source of millions of dollars' worth of outside spending in the race for two open seats on the Arizona Corporation Commission, as well as hundreds of thousands in the GOP primary for secretary of state. All the company would say was that it doesn't discuss specific contributions, but supports candidates who are pro-business and supportive of the company's interests.

The candidates who benefited from APS' suspected contributions most certainly support its interests. And with those candidates prevailing in the Republican primary and the general election, APS looks to be one of the biggest winners of 2014.

The Republican primary for Corporation Commission largely became a referendum on the future of solar energy, with two GOP hopefuls, Lucy Mason and Vernon Parker, siding with solar companies that often clash with APS. The two Republicans whose positions were more closely aligned with APS — Tom Forese and Doug Little — won their party's nominations after the Arizona Free Enterprise Club and Save Our Future Now spent \$1.2 million and \$421,000, respectively, in the Republican primary. In the general election, Save Our Future Now hammered Democratic candidate Sandra Kennedy with \$1.3 million in ads, all anonymously funded.

APS was also the suspected source of more than \$400,000 spent by the Arizona Free Enterprise Club to help Rep. Justin Pierce, who unsuccessfully sought the GOP nomination for secretary of state. Pierce is the son of outgoing Corporation Commissioner Gary Pierce, who has been a strong ally of APS during recent high-profile battles at the commission.

Both Kennedy and Parker say the amount of money that was spent against them would have been difficult to overcome, regardless of whether its source was publicly disclosed. But voters likely would not have stood for APS trying to elect its own regulators, they said.

“I'm going to assume that if the people of this state knew that it was APS money behind the two candidates that they would have strongly come out in opposition against it,” Kennedy said. “And I think it would have turned the tide in my favor.”

Parker said APS' likely involvement in the race set an unfortunate precedent.

“A regulator should not be able to secretly put people on the commission,” Parker said. “If they want to come

out and be open about it, that's one thing. But I thought this particular election was probably one of the most dangerous elections we've had in our state.”

As it did throughout the election cycle, APS refused to say whether it contributed money that was spent to benefit Forese and Little, who were viewed as pro-APS candidates.

In a statement, APS said: “We have acted, and will continue to act, in the best interests of Arizona, our customers and our employees. We remain committed to working with Arizona's leadership to plan for Arizona's energy future so we can continue to power our state with safe, reliable and affordable electricity. Nothing we have done or would do by way of advocacy conflicts with these priorities, and we look forward to new energy opportunities on behalf of Arizona in 2015.”

VOTERS DON'T CARE

Noble said the issue of dark money simply isn't important to voters.

“Voters ... don't know what dark money is and they don't care about dark money,” Noble said. “They care about the candidates, where the candidates stand and what vision they bring. Who raises those issues, they don't notice the difference.”

As for the speculation that voters would have rejected APS' alleged attempts to elect its own regulators, Noble said it's no different than any other corporation's attempt to influence any election.

“That would be politics everywhere, right?” he said. “Government regulates all business in some way, shape or form. So narrowing it down on Corporation Commission versus Legislature versus governor is an absurdity.”

Forese and Little's opponents in both the primary and general election made APS' suspected largesse a major talking point of the election cycle, but to little avail. Goddard made opposition to dark money the central theme of his campaign, vowing to push anti-dark money legislation as secretary of state and to spearhead a ballot measure in 2016 if the Legislature didn't heed his call.

Of course, in an election cycle in which Republicans ran the tables nationally, Democrats can't chalk up all of their defeats to dark money. And even without dark money, the GOP's outside spending eclipsed that of the Democrats, though many inaccurately used the term “dark money” to describe any outside money spent against them, regardless of whether the contributors were disclosed.

For example, in the governor's race, Republican outside groups outspent their Democratic counterparts by a nearly eight-to-one margin, with Ducey benefiting from about \$7.9 million in outside spending, compared to nearly \$1.1 million for DuVal. But the bulk of the IE spending in Ducey's favor wasn't dark, with \$5 million coming from the Republican Governors Association, which must disclose its contributors to the IRS.

And in the race for attorney general, all \$2.9 million worth of outside money that was spent to boost GOP nominee Mark Brnovich, or the \$1.7 million spent on behalf of Democrat Felecia Rotellini, came from the Republican and Democrats' national party organizations respectively.

Like the RGA, those groups must disclose their contributors, though Democrats were quick to note that the Republican Attorneys General Association received millions from dark money groups. Other independent expenditures were in a similar situation. Stand for Children IEC, a Democratic committee that spent about \$394,000 in the race for superintendent of public instruction and more than \$100,000 on other races, received the bulk of its money from identifiable contributors. But about \$273,000 came from Stand For Children Inc., which does not disclose its donors.

Goddard won't get to use the Secretary of State's Office as an anti-dark money soapbox after losing in the general election to Republican Michele Reagan. That is partly due to about \$600,000 in outside spending against him, about half of which was contributed anonymously to the 60 Plus Association. On election night, he said he would still pursue a ballot measure in the next election. ■

THE JUICE II: IT'S NO SECRET THAT THESE 5 HAVE CLOUT

DOUG DUCEY

It's going to be a new world on the Ninth Floor. After six years, Gov. Jan Brewer is leaving office. In January, the Doug Ducey era begins.

Ducey's campaign was heavy on conservative philosophy but vague on actual policy proposals, leaving a lot of questions about what his actual agenda will be. But many observers expect the Ducey administration to be an era of ambitious conservative ideas.

Ducey has repeatedly expressed his admiration of trailblazing conservatives such as Indiana Gov. Mike Pence, Texas Gov. Rick Perry and Wisconsin Gov. Scott Walker, and spoke often of emulating them.

One of the biggest planks of Ducey's campaign platform was reforming Arizona's education system. He has vowed to put more money into the classroom and has telegraphed a strong pro-school choice agenda for Arizona's K-12 system.

But the biggest focus of Ducey's campaign was "kick-starting the economy." The former Cold Stone Creamery CEO campaigned primarily on his business background rather than his tenure as state treasurer, and has made bringing more companies and jobs to Arizona his No. 1 goal, though a projected \$1 billion budget deficit is likely to delay his biggest plan — the reduction and possible elimination of the state's income tax.

The governor-elect ran a well-oiled campaign, notching double-digit victories in both his six-way Republican primary and in the general election. His campaign was also extraordinarily well-funded, raising more than \$7.7 million, including \$3 million of his own money, and benefitting from more than \$9 million in outside spending.

Ducey, whose first foray into politics came when he successfully ran for state treasurer in 2010, built a massive coalition of supporters from both inside Arizona and across the country. Prominent national Republican figures such as U.S. Sen. Ted Cruz of Texas, former Alaska Gov. Sarah Palin and Wisconsin's Walker lent their names to a list of in-state endorsers that included Maricopa County Sheriff Joe Arpaio, former U.S. Sen. Jon Kyl and Maricopa County Attorney Bill Montgomery.



DIANE DOUGLAS

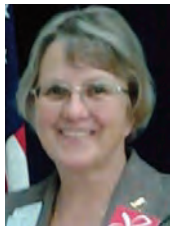
It's difficult to say that a

statewide GOP candidate in Arizona, especially in 2014, was anything but a favorite. But to the extent that any statewide Republican in Arizona had any semblance of an uphill climb, it was incoming Superintendent of Public Instruction Diane Douglas.

Democrat David Garcia had the benefit of about \$800,000 in outside spending, while Douglas received virtually no support from independent expenditures. Garcia also received a number of cross-party endorsements, including from former Republican superintendents, as well as the Arizona Chamber of Commerce and Industry, which rarely backs Democrats. But despite a strong resume, a financial edge and an opponent who was largely invisible during the general election, Garcia couldn't overcome the one major advantage that Douglas had — the "R" next to her name. He lost by about 18,000 votes.

Of course, the state schools superintendent is mostly an administrative position and has little actual power over policy. Opposition to Common Core education standards — or Arizona's College and Career Ready Standards, as they were renamed here — was the sun that Douglas' campaign orbited. But as just one of 11 votes on the state Board of Education, she has little real power to achieve her goal of scrapping the standards in Arizona.

In her battle against Common Core, Douglas does have a bully pulpit. And she's made it clear that she plans to use it. The day after the superintendent's race was called in her favor, Douglas issued a press release declaring her election as "a mandate to end Common Core in Arizona."



CONSTANTIN QUERARD

One consultant has been constant in Republican victories in the past several election cycles —

political operative Constantin Querard, a man credited for nudging Arizona's political climate further to the right.

In the primaries alone, 13 out of 14 candidates in contested races who listed him as consultant won. In the general election, Querard's candidates won 16 of 17 races — an impressive feat.

By the time the dust settles, roughly a quarter of the Legislature's members will either be his clients or former clients. (He chose not to consult with a few clients this year to have the option of running independent expenditure groups to help them.)

In addition, Querard is the consultant of the Senate Victory PAC, the Senate Republicans' electioneering arm, which successfully defended seats and came close to snatching one from an incumbent Democrat.

His success this year can be best summarized by the fact that the next leaders of the House — Speaker-elect David Gowan, incoming Majority Leader Steve Montenegro and incoming Majority Whip David Livingston — are his clients. So is Sen. Gail Griffin, the next Senate majority whip.

Querard insists that the credit belongs to the candidates, who excelled in championing GOP values and "pro-Arizona" principles.

"We run lean campaigns and spend carefully. At the end of the day, that combination has proven to be successful, even when we are vastly outspent," he said.



CONGRESSIONAL DEMOCRATS

Democrats averted a total meltdown on Nov. 4 — thanks to two of the party's brightest stars.

U.S. Reps. Ann Kirkpatrick in the 1st Congressional District and Kyrsten Sinema in CD9 showed that spunk and determination aided by a savvy and well-oiled campaign can withstand a Republican wave.

Both congresswomen escaped unscathed, winning their races by comfortable margins. Sinema, in particular, blew out her challenger, Republican Wendy Rogers, with a 13-point margin of victory. That's an impressive feat in a swing district during a year when Republicans expanded their majority in the U.S. House and seized control of the U.S. Senate.

Actually, Sinema's victory isn't so surprising. She outraised and outthrust Rogers, the clear underdog in the race.

All told, Sinema collected \$3.4 million and spent roughly \$3.1 million. Rogers raised a modest \$1.2 million and spent as much.

While most Republicans didn't put a lot of stock in Rogers, they were relieved to see House Speaker Andy Tobin win his party's nomination in August in sprawling CD1. Many saw Tobin as their party's legitimate chance of unseating Kirkpatrick, but he struggled on many fronts. His fundraising was lackluster — he collected about \$1 million compared to Kirkpatrick's roughly \$3 million — and he wasn't accessible to the media.

In the end, he lost by about 9,000 votes. Some Republicans immediately blamed their candidates' losses on the way their districts were redrawn, but the familiar lamentation doesn't explain one Republican's surprising defeat of an incumbent Democrat in a deep blue legislative district.

Meanwhile, the race between Tucson Democrat incumbent Rep. Ron Barber and Republican Martha McSally is headed to a recount. As of Nov. 12, only 161 votes separated McSally over Barber, which only underscores her struggle to get on the GOP wave that swept away Democratic seats elsewhere in the country.

Democrats also have another rising star in Ruben Gallego, who expectedly cruised to victory in deep blue CD7.

A former state legislator, Gallego has impressive credentials. He is a Harvard graduate and former Marine who served in Iraq, but his skills as a politician and operative allowed him to defeat Mary Rose Wilcox in the primary, when he deployed an impressive ground game.



DAVID GOWAN

It's no small feat for the leader of a group called the Liberty Caucus to emerge as the favored candidate of moderate Republicans. But that's exactly where Rep. David Gowan, R-Sierra Vista, found himself after the primary, when news broke that he and a handful of "establishment" Republicans had struck a deal to support him as the next House speaker.

The prevailing theory at the Capitol is that the establishment wing of the GOP picked Gowan because he is less strident than Rep. Eddie Farnsworth, R-Gilbert, who is also regarded as a close ally — both in ideology and practice — of Senate President Andy Biggs. Some were also unhappy with the way Chandler Rep. J.D. Mesnard, the other contender, handled the Medicaid expansion debate and other setbacks.

In short, Gowan is the compromise candidate for House speaker. But this narrative understates Gowan's skills as a politician. Politics, after all, is not a sprint. More often, it's about patience and persistence, and Gowan has plenty of both.

It took the Sierra Vista Republican three tries to win a House seat, and two attempts to become House majority leader. In the meantime, he burnished his reputation as a low-key leader — not one who stamps his foot on his colleagues' necks to get his way.

Ultimately, his persistence and light-handed style of leadership made him attractive enough to his caucus' polarized wings. It was enough to get him the speakership.



County prosecutors seek Supreme Court ruling on 'dark money'

HOWARD FISCHER
Capitol Media Services

Maricopa County prosecutors want the Arizona Supreme Court to rule that "dark money" groups cannot anonymously say nasty things about candidates just because they don't mention the upcoming election.

Colleen Connor, a deputy county attorney, is asking the justices to rule that commercials, mailers and other materials aimed at voters can be considered trying to influence an election even if they don't use words like "vote for" or "support."

She said, in essence, the disclosure requirement comes down to a question of common sense: Is there any other reasonable explanation for the item. A ruling in her favor would allow her office to pursue campaign finance charges against the Committee for Justice and Fairness. It ran a last-minute commercial about Tom Horne just prior to the 2010 election but did not register with the state first or ever disclose its funding.

But a contrary ruling would do more than get the committee off the legal hook. It effectively would blast a large hole in state laws that require

voters to be told who is trying to influence them.

The commercial in question ran in October 2010 as Horne was seeking election as attorney general. It said that when Horne was a legislator he "voted against tougher penalties for statutory rape." And it said that, more recently, as state schools chief and a member of the Arizona Board of Education, he voted to allow back into the classroom a teacher who had been caught "looking at child pornography on a school computer." The commercial then urged viewers to "tell Superintendent Horne to protect children, not people who harm them," complete with a photo of Horne and his phone number at the Department of Education.

It was not until after the election which Horne won that it was learned the \$1.5 million expenditure came from the Democratic Attorneys General Association, which was backing Felecia Rotellini, his Democratic foe.

Maricopa County sought to punish the committee for failing to disclose. But Tom Irvine, the group's lawyer, got a trial judge to rule the ad was exempt because it was "issue-oriented speech" and not "express advocacy."

Earlier this year, though, the state Court of Appeals overturned that decision, concluding the timing of the commercial and its content show its only purpose could be to try to sway voters not to support Horne.

Irvine sought review by the state's high court. He contends that the commercial needs to be judged by the words in it — and, in this case, those not in it — rather than trying to judge what is its purpose. Connor, in her legal filings, wants the Supreme Court instead to read the law more liberally.

That law does mention the use of "magic words" like "elect" or "endorse" to determine if a commercial or other item is designed to influence voters. But it also says that an item can be considered advocacy — and subject to campaign finance reporting requirements — if the words "in context can have no other reasonable meaning other than to advocate the election or defeat of one or more clearly identified candidates."

Connor said that clearly is the case here. Connor also told the court that nothing in the law infringes on the First Amendment rights of

groups that want to run this kind of advertising. She acknowledged the U.S. Supreme Court, in its landmark 2010 *Citizens United* ruling, struck down limits on wholesale outside spending. But she said the justices found no problem with laws requiring disclosure, with the court calling that "a less restrictive alternative to more comprehensive regulations of speech."

In that ruling, Connor said, the nation's high court acknowledged that disclosure requirements "may burden the ability to speak." But she said the justices also pointed out that they "impose no ceiling on campaign-related activities and do not prevent anyone from speaking." She urged this state's justices to reach the same conclusion.

"Arizona has a legitimate government interest in providing information to the electorate that is substantially related to the disclosure requirements," Connor wrote. The justices have not yet decided whether they will consider Irvine's plea. If they do not, the Court of Appeals ruling applies, the campaign finance laws are presumed legal, and his committee has to answer the charges of violating those laws before a trial judge. ☐

EXHIBIT P



NEWSSPORTSWEATHERCOMMUNITYPHOTOSVIDEOSON KVOA

Billboards causing controversy around Tucson

Posted: Jul 24, 2015 6:14 PM

Updated: Aug 07, 2015 6:14 PM

Written By Matt Fernandez [CONNECT](#)

TUCSON - Billboards are popping up around town claiming that Tucson isn't a safe place to live. The billboard also brings up other topics including poverty and potholes.

Four questions were asked on the 20 billboards around town suggesting residents to raise certain issues to Shirley Scott, Paul Cunningham, and Regina Romero, who are all are current city council members who are up for re-election.

We spoke with Christine Bauserman who, wouldn't go on camera. She said that she put up the billboards with the committee "Revitalize Tucson" in a phone interview.

She said it was an independent expenditure and they were put up to ask the questions she feels are important to her and the residents of Tucson.

"They [Revitalize Tucson] are obviously tied to our opposition. This the type of campaign they are going to run, what kind of leadership can you expect?" said Councilman Paul Cunningham. "At the end of the day what you really see you see if 300 to 400 miles of road repair, a downtown project that is working after failures in the past. What you are seeing is record job numbers, what you are seeing is no police and fire layoffs, and a downturn in crime rates."



The billboards were put to ask the questions she feels are important to residents in Tucson

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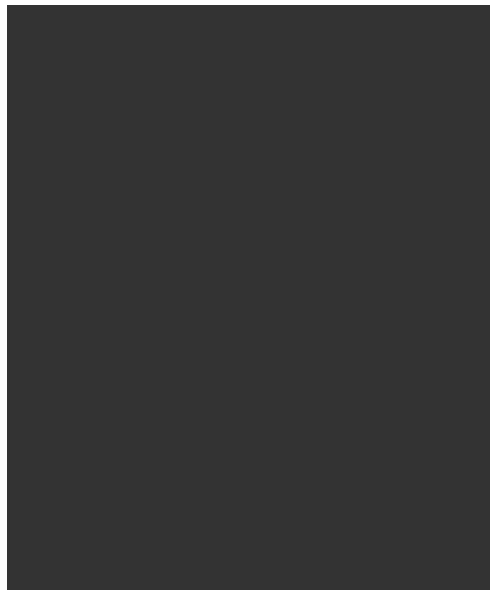
- [Shooter targeting vehicles on Interstate 10](#)
- [N4T Investigators: Tenant upset over HOA decision over "dog" fence](#)
- [N4T Investigators: 911 Nuisance](#)
- [Marana police arrest 9 in DUI warrant sweep](#)

Regarding the question of Tucson being Arizona's most dangerous city, Bauserman said the information on the billboard is based off of facts that came from a news article ranking Arizona cities.

News 4 Tucson discovered that article's data is from the [FBI's 2012 "Uniform Crime Report."](#) The FBI warns against using those statistics because the agency officials said a lot of other data needs to be factored in to get a clear picture of a city's crime problems.

"In Arizona, all the cities have different socio, economic and geographic characteristics than Tucson. It's like comparing apples and oranges. It's complete manipulation of the facts," said Cunningham. "There is always improvements to be made. As far being a safe city; yes, we are a safe city."

Bauserman said Revitalize Tucson stands behind the accuracy of the statements made on their new billboards.



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5 Telephone – (520) 955-9038
6 Facsimile – (888) 371-4011
7 vince@vincerabagolaw.com
8 *Attorney for Plaintiff Barbara Tellman*

9
10 **IN THE SUPERIOR COURT FOR THE STATE OF ARIZONA**

11 **IN AND FOR THE COUNTY OF PIMA**

12 BARBARA TELLMAN,

13 Plaintiffs,

14 vs.

15 FOUNDATION FOR ACCOUNTABLE
16 RESPONSIBLE GOVERNMENT, INC.,
17 A DELAWARE CORPORATION,

18 Defendant.

Case No.

**APPLICATION FOR TEMPORARY
RESTRAINING ORDER,
PRELIMINARY INJUNCTION, AND
ORDER TO SHOW CAUSE
(without notice)**

Assigned to Judge _____

19 Plaintiff, pursuant to Rules 6(d) and 65(d), Arizona Rules of Civil Procedure and A.R.S.
20 § 12-1801, *et seq.*, and A.R.S. 10-11502(F) and A.R.S. 10-11502(F), respectfully requests that
21 this Court issue a Temporary Restraining Order (“TRO”) preventing Defendant from engaging
22 in any more transactions in the State of Arizona without filing the required Arizona corporate
23 registration and filings with the Arizona Corporation Commission, as required by Arizona law.
24

25 Plaintiff requests this Court issue an Order to Show Cause commanding Defendant to
26 appear at a time and place certain to show cause why the TRO enjoining Defendant from
27
28

1 engaging in any activity in Arizona, pending the outcome of a preliminary injunction hearing,
2 should not be issued by the Court.

3
4 Plaintiff requests the issuance of a TRO until the injunction hearing can be set because,
5 based on the specific facts detailed in the Verified Complaint, immediate and irreparable injury
6 will result if the TRO is not issued. Arizona law empowers any person to seek an injunction
7 against an out-of-state corporation from transacting any business in the State of Arizona if the
8 corporation has not filed its required corporate registration paperwork and obtained a certificate
9 of authority to transact business.
10

11
12 If not enjoined, Defendant will continue to participate in the election without legal
13 authority to transact business in the state. Plaintiff respectfully requests that this Court issue an
14 Order to Show Cause to Defendants and set a hearing to consider the Application for Temporary
15 Restraining Order. This Application is supported by the accompanying Memorandum of Points
16 and Authorities and the Verified Complaint and Exhibits filed with this Application,
17 incorporated herein by reference, and the attached Affidavit.
18

19
20 **MEMORANDUM OF POINTS AND AUTHORITIES**

21 **I. Factual Background**

22 Defendant Foundation for Accountable Responsible Government Inc. is an out-of-state
23 Delaware Corporation unlawfully engaging in activity in the State of Arizona without filing
24 required corporate registration papers with the Arizona Corporation Commission and without a
25 certificate to lawfully transact business. The corporation is based out of Tucson, and uses two
26 (2) different Tucson addresses, and has been using a trade name registered to someone else in
27 Arizona (registered and owned by a corporate officer Christine Bauserman). Significantly,
28

1 Defendant Foundation for Responsible Accountable Government Inc., has also been
2 substantially participating in the local City of Tucson Elections in 2015 by financially
3 bankrolling an independent expenditure political committee called Revitalize Tucson in their
4 purchase of \$50,200.00 worth of negative political billboard advertisements throughout the
5 Tucson area. Time is of the essence because the elections are set for November 4, 2015, and
6 early ballots are being mailed out in the next two weeks in early October 2015.
7
8

9 **II. Legal Standard**

10 A plaintiff seeking a preliminary injunction must establish that: (1) she is likely to
11 succeed on the merits; (2) she is likely to suffer irreparable harm in the absence of preliminary
12 relief; (3) the balance of equities tips in his favor; and (4) an injunction is in the public interest.
13 *Mobilisa, Inc. v. Doe*, 217 Ariz. 103, 111-12, n. 9; 170 P.3d 712, 720-21 (App. 2007). To meet
14 this burden, the moving party may establish either (1) probable success on the merits and the
15 possibility of irreparable injury or (2) the presence of serious questions and “the balance of
16 hardships tip sharply” in its favor. *Id.*
17
18
19

20 Arizona law specifically provides Plaintiffs with statutory right to obtain an injunction
21 against any corporation that unlawfully engages in activity in the state without having legal
22 authority to transact business in the state (e.g., corporate registration, certificate of authority to
23 transact business, etc.), until the out of state corporation registers with the Arizona Corporation
24 Commission and files all required paperwork and obtains a Certificate of Authority to Conduct
25 Affairs in the State of Arizona.
26
27
28

1 **III. Legal Argument**

2 A. Plaintiff has a Reasonable Probability of Success on the Merits.

3
4 Plaintiffs have a reasonable probability of proving that this corporation is not registered
5 with the Arizona Corporation Commission (ACC), and does not have a Certificate of Authority
6 to engage in business activity in Arizona, yet this Delaware corporation is apparently based in
7 Tucson and uses two Tucson addresses, and is substantially participating in local elections by
8 contributing more than \$50,200.00 to the current 2015 City Council elections by bankrolling a
9 local independent expenditure committee called Revitalize Tucson, which has placed negative
10 campaign billboards across the City of Tucson. The allegations set forth in the Verified
11 Complaint are sufficient to support Plaintiff’s statutory right to obtain an injunction to stop this
12 out of state Corporation from transacting any more business here without ACC permission to
13 conduct affairs, and meet the reasonable probability standard for issuance of injunctive relief.
14
15

16
17 B. Plaintiff Will Suffer Irreparable Harm if Injunctive Relief is not Granted.

18 If Defendants are not enjoined from engaging in activity in the State of Arizona, there is a
19 high likelihood that Defendants will continue to engage in activity by continuing to engage and
20 participate in the ongoing City Council elections. Early ballots go out in less than two weeks.
21 The alleged injury is not speculative; rather, harm has already happened and additional harm is
22 unquestionably imminent. *See generally JSG Trading Corp. v. Tray-Wrap, Inc.*, 917 F.2d 75,
23 79 (2d. Cir 1990); *see also Simula, Inc. v. Autoliv, Inc.*, 175 F.3d 716, 725 (9th Cir. 1999)
24 (significant threat of irreparable harm).
25
26
27
28

1 Finally, the relief sought is mandated by law to prevent unauthorized corporate activity in
2 the Arizona by out of state corporations. Any person may seek an injunction to stop an out-of-
3 state corporation from unlawfully conducting its affairs in Arizona. See A.R.S. § 10-1502(F).
4

5 C. The Balance of Equities Tips Strongly in Plaintiff's Favor.

6 The balancing of hardships or equities in this case heavily favors Plaintiff. Because this
7 case also involves an impending election, which is by its nature unique and involves exigency,
8 Plaintiff needs immediate equitable relief. If she does not obtain injunctive relief before the
9 injunction is issued, Defendant may continue to bankroll the political expenditure campaign by
10 Revitalize Tucson in the City Council elections in Tucson, and upon the commencement of early
11 voting, Plaintiff will lose all opportunity to ensure that Defendant is complying with Arizona
12 law during the 2015 election cycle for the City Council election. Not only do the equities tip in
13 the balance of plaintiff, the law requires that she seek this extraordinary remedy.
14
15
16

17 Significantly, the burden on Defendant is minimal. It merely requires that this foreign
18 Delaware corporation file the necessary ACC registration paperwork to register the out of state
19 entity, select a statutory agent, and obtain a certificate of authority to conduct affairs in the State
20 of Arizona – basic actions that any legitimate corporation from out of state should be willing to
21 do as a matter of course.
22

23 D. The Public Interest Will Be Served if a TRO is Issued.

24 The public interest is served if an injunction is issued because it merely requires that
25 Defendant comply with Arizona legal requirements to transact activity in the State of Arizona.
26 If Defendant complies with Arizona law, the lawsuit is required to be dismissed and Defendant
27 is required to pay Plaintiff's costs and attorney fees, and the injunction will be dissolved.
28

1 If an injunction is not issued, the public interest is not served and instead the public
2 interest will be harmed by allowing Defendant to push forward with their “Dark Money”
3 bankrolling of independent expenditure political activity without registering the corporate entity
4 in the State of Arizona to make it subject to standard Arizona corporate registration and
5 disclosure requirements.
6

7
8 **IV. CONCLUSION**

9 A TRO is justified in this case. Plaintiff has a probable likelihood of success on the
10 merits of the claim, which is the most significant factor to consider. The balancing of hardships
11 clearly favors Plaintiff because Arizona law provides and mandates the remedy of injunction
12 where a person sues to require corporate compliance with Arizona law. Finally, the public
13 interest is served because it ensures that out of state corporations follow Arizona law if they are
14 going to primarily operate in Arizona while using trade names registered in Arizona, and
15 substantially participate in our local City elections.
16
17

18 For the foregoing reasons, Plaintiff respectfully requests that this Court issue a TRO
19 enjoining Defendant from engaging in further activity pursuant to A.R.S. § 10-1502(F) and/or
20 A.R.S. § 11502(F) until such time as a preliminary injunction hearing can be set, or until such
21 time that Defendant properly registers all required paperwork with the Arizona Corporation
22 Commission and obtains permission to conduct affairs in the State of Arizona.
23
24

25 **RESPECTFULLY SUBMITTED** this 29th day of September 2015.

26 /s/ Vince Rabago
27 Vince Rabago, Esq.
28 VINCE RABAGO LAW OFFICE PLC

Attorney for Plaintiff Barbara Tellman

1 Original filed with the Pima County Superior Court
2 electronically via AzTurboCourt on Sept. 29, 2015.

3 Copies of the foregoing to be delivered via personal
4 service by process server on September 29, 2015:

5 FOUNDATION FOR RESPONSIBLE ACCOUNTABLE GOVERNMENT INC.
6 c/o statutory agent:
7 The Company Corporation
8 2711 Centerville Rd. Ste. 400
9 Wilmington DE 19808

10 Copies of the foregoing were also mailed via
11 U.S. mail and/or delivered electronically via email to
12 the following parties:

13 FOUNDATION FOR RESPONSIBLE ACCOUNTABLE GOVERNMENT INC.
14 c/o Christine Bauserman (officer)
15 12221 E. Makohoh Trail, Tucson, Arizona 85748

16 _____ /s/ Vince Rabago
17 By Vince Rabago
18
19
20
21
22
23
24
25
26
27
28

1 **AFFIDAVIT**

2 STATE OF ARIZONA)
3) ss
4 County of Pima)

5
6 Barbara Jane Tellman, being first duly sworn, states:

- 7 1. My full legal name is Barbara Jane Tellman.
8
9 2. I am a registered voter in the City of Tucson, Arizona.
10
11 3. I examined State of Delaware Corporation Division records online, where Foundation
12 for Responsible Accountable Government, Inc. is listed as a Delaware corporation.
13
14 4. I examined the Arizona Corporation Commission records online, and Foundation for
15 Responsible Accountable Government, Inc. is not registered with the State of Arizona
16 Corporation Commission and has no Certificate of Authority to conduct affairs as an
17 out of state corporation in the State of Arizona.
18
19 5. I looked up Foundation for Responsible Accountable Government, Inc., on www.Citi-
20 zenAudit.org which is a website “designed to empower everyone to investigate non-
21 profits,” and found information that Defendant Foundation for Responsible Accounta-
22 ble Government Inc. is listed as being registered with the IRS as a tax exempt 501(c)
23 (6) “trade” organization, referred to as a “Board of Trade” tax exempt organization.
24
25 6. I personally reviewed copies of the “post card” tax filing documents available publicly
online for Foundation for Responsible Accountable Government, Inc., for the years
2013 and 2014, and they show the officer's name and mailing address for this entity to

1 be Christine Bauserman, 12221 E. Makohoh Trail, Tucson, Arizona, 85749.

- 2 7. I personally reviewed publicly available campaign finance reports filed with the City
3 of Tucson, and discovered that Foundation for Responsible Accountable Government,
4 Inc. has been conducting affairs in Tucson, Arizona, including political activity, using
5 a Tucson address of 120 S. Houghton Rd., 138-177, Tucson, AZ 85748, to make mul-
6 tiple substantial monetary contributions on multiple occasions in the total amount of
7 \$50,200.00 since July 2015 (on four separate occasions), to the political committee
8 "Revitalize Tucson," which is a registered independent expenditure political commi-
9 ttee organized to participate in the 2015 Tucson City Council elections.
- 10
- 11 8. Christine Bauserman, 12221 E. Makohoh Trail, Tucson, Arizona, 85749, is listed as
12 official Co-Chair of the political committee "Revitalize Tucson," which is a registered
13 independent expenditure political committee organized to participate in the 2015 Tu-
14 cson City Council elections.
- 15
- 16 9. Based on my review of these campaign reports, the out of state Delaware corporation
17 Foundation for Responsible Accountable Government, Inc. is bankrolling the local
18 political committee with financial support of nearly 100% of the money raised and
19 used by the committee on negative attack billboards across Tucson, Arizona, attacking
20 the City Council incumbent candidates Shirley Scott, Paul Cunningham, and Regina
21 Romero for the 2015 City Council elections.
- 22
- 23 10. I reviewed the "Foundation for Responsible Accountable Government" website and I
24 observed that the website does not disclose that this it is a Delaware corporation or
25 that it is registered as a tax exempt "Trade" member organization under IRS 501(c)

1 (6), and in my opinion gives the impression that it is a private charitable foundation.

2 11. I further viewed on this website that Foundation for Responsible Accountable Gov-
3 ernment is engaging or participating in 3 town halls related to election related issues
4 for the 2015 elections in Tucson and Pima County, Az.

5 12. Based on all publicly available information I reviewed, Foundation for Responsible
6 Accountable Government Inc. appears only to be engaging in affairs and activities in
7 Pima County, Arizona, and uses Tucson addresses for its federal tax filings and for its
8 campaign related activity.
9

10 13. On information and belief, the primary activity of this out of state Delaware corpora-
11 tion is political activity and thus appears to be abusing its tax exempt 501(c)(6) status
12 as a "trade" member organization.

13 14. I reviewed the Arizona Secretary of State's online website for trade names, and the
14 trade name "Foundation for Responsible Accountable Government" is actually owned
15 exclusively by the individual Christine Bauserman and lists her Tucson address.
16

17 15. On information and belief, the out of state corporation Foundation for Responsible
18 Accountable Government Inc. appears to be abusing Arizona's trade name registration
19 laws, because the trade name is owned by the officer Christine Bauserman who holds
20 exclusive rights, but the corporation is using Ms. Bauserman's trade name to engage in
21 business activity in Arizona.
22

23 16. On information and belief, this corporation is engaging in "Dark Money" financial
24 support of political attack ads in the City of Tucson, whereby the donors behind the
25 money are shielded by the corporation, and are undisclosed to the public.

1 17. Given the impending City Council elections on November 3, 2015, and since most
2 early ballots are being issued in less than two weeks, time is of the essence to require
3 this out of state corporation Foundation for Responsible Accountable Government
4 Inc. to register with the Arizona Corporation Commission and obtain a Certificate of
5 Authority before conducting any more affairs in the State of Arizona.

6
7 18. I reviewed the exhibits attached to the Complaint in this case, and to my personal
8 knowledge they are accurate copies of publicly available online information related to
9 the averments herein and in the Complaint, and they support the Complaint and this
10 Application for Temporary Restraining Order.

11 19. I declare the foregoing is true and correct under penalty of perjury, and as to matters
12 stated upon information and belief, I believe those averments to be true and correct.

13 Executed in Tucson, Arizona on September 28, 2015 by:

14 Barbara Jane Tellman

15
16 Barbara Jane Tellman

17
18 SUBSCRIBED AND SWORN before me this 28th day of September, 2015

19
20 My Commission Expires: 10/12/17

21 Arthur L. Weiss
22 NOTARY PUBLIC

