

**HINKLE SHANOR LLP**

ATTORNEYS AT LAW

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by Kathryn Ross

Date: 2019.05.10

14:08:43 -04'00'

WRITER:

Lucas M. Williams, Esq.

lwilliams@hinklelawfirm.com

May 9, 2019

Federal Election Commission  
Office of Complaints Examination & Legal Administration  
Attn: Kathryn Ross, Paralegal  
1050 First Street, NE  
Washington, DC 20463  
cela@fec.gov

Via E-Mail

**Re: MUR 7594; Responses of Committees to Elect/Re-Elect Nibert, Gallegos, Nibert, Gentry, Ezzell, Townsend, Scott and Montoya, and Yvette4Congress**

Dear Sir/Madam:

I am writing on behalf of the persons identified in Exhibit A to this letter (the "Respondents") in response to your letter of April 18, 2019 regarding matter MUR 7594 that was received on April 24, 2019. The Statements of Designation of Counsel presently received are attached as Exhibit B. Additional Statements will be forwarded to you upon receipt. This response is timely submitted on or before May 9, 2019.

Although it is not clear, the Complaint appears to allege that the Respondents, or persons associated with the Respondents, violated 52 U.S.C. § 30101(a)(1) (sic) by soliciting, accepting, or receiving a contribution or donation from a foreign national, in this instance Enbridge Inc. [Complaint at 1]

Neither the Respondents nor its persons associated with Respondents solicited, accepted, or received a contribution or donation from Enbridge Inc. or Enbridge (U.S.) Inc. Respondents' records reflect that they variously received and accepted an unsolicited campaign contributions from Enbridge (U.S.) Inc. Political Action Committee (Enbridge-DCP PAC) (the "PAC") located at 5400 Westheimer Court in Houston, Texas, via check. Exemplar checks are attached as Exhibit C. The checks contained the PAC's FEC ID, C00429662, and stated that "THIS PAC IS REGISTERED AS A MULTI-CANDIDATE CMTE." FEC records reflect that the PAC's committee is a separate segregated fund from Enbridge (U.S.) Inc. [Exh. D]

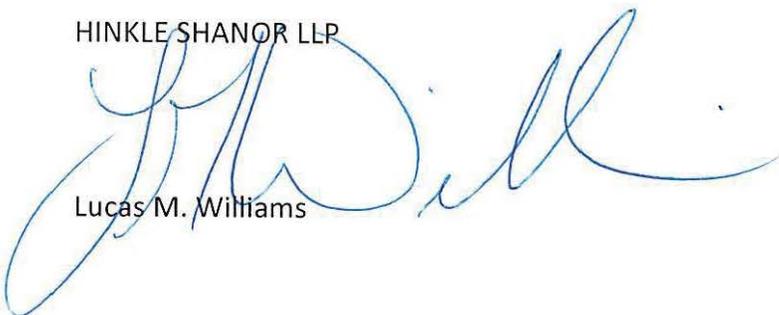
It is lawful for the Respondents, or persons associated with Respondents, to receive campaign contributions from the PAC under these circumstances under federal law. The Complaint misstates the facts of the subject campaign contributions, is without merit, and should be dismissed.

If you have any questions about this or any other matter, please feel free to contact me.

Very truly yours,

HINKLE SHANOR LLP

Lucas M. Williams



Enclosures: Exhibit A – Respondents  
Exhibit B – Statements of Designation of Counsel  
Exhibit C – Exemplar Checks  
Exhibit D – FEC Records  
CC: Clients

## Exhibit A – Respondents

Committee to Elect Bob Wooley, c/o Bob Wooley  
Committee to Elect David Gallegos, c/o David Gallegos  
Committee to Elect Greg Nibert, c/o Gregory J. Nibert  
Committee to Elect Nate Gentry, c/o Nate Gentry  
Committee to Re-Elect Candy Spence Ezzell  
Committee to Re-Elect Jim Townsend, c/o Jim Townsend  
Committee to Re-Elect Larry Scott, c/o Larry Scott  
Committee to Re-Elect Rodd Montoya, c/o Rodd Montoya  
Yvette4congress, c/o Yvette Herrell

# Exhibit B

## Statements of Designation of Counsel



FEDERAL ELECTION COMMISSION  
1050 First Street, NE  
Washington, DC 20463

**STATEMENT OF DESIGNATION OF COUNSEL**

Provide one form for each Respondent/Witness

EMAIL [cela@fec.gov](mailto:cela@fec.gov)

FAX 202-219-3923

AR/MUR/RR/P-MUR# 7594

Name of Counsel: Lucas Williams

Firm: Hinkle Shaver LLP

Address: PO Box 10  
Roswell NM 88202-cd0

Office#: 575 622 6570 Fax#: 575 623 9332

Mobile#: \_\_\_\_\_

E-mail: williams@hinklelawfirm.com

The above-named individual and/or firm is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

5/6/19 Date

Candy Spence Ezzell (Signature - Respondent/Agent/Treasurer)

State Rep. Title

Dist. 58

CANDY SPENCE EZZELL (Name Please Print)

**RESPONDENT:**

(Please print Committee Name/ Company Name/Individual Named in Notification Letter)

Mailing Address: PO Box 2125  
(Please Print) ROSWELL, NM 88202

Home#: \_\_\_\_\_ Mobile#: \_\_\_\_\_

Office#: \_\_\_\_\_ Fax#: \_\_\_\_\_

E-mail: \_\_\_\_\_

This form relates to a Federal Election Commission matter that is subject to the confidentiality provisions of 52 U.S.C. § 30109(a)(12)(A). This section prohibits making public any notification or investigation conducted by the Federal Election Commission without the express written consent of the person under investigation.





FEDERAL ELECTION COMMISSION  
1050 First Street, NE  
Washington, DC 20463

**STATEMENT OF DESIGNATION OF COUNSEL**

Provide one form for each Respondent/Witness

EMAIL [cela@fec.gov](mailto:cela@fec.gov)

FAX 202-219-3923

AR/MUR/RR/P-MUR# 7594

Name of Counsel: Lucas Williams

Firm: Hinkle Shanen LLP

Address: P.O. Box 10

Roswell NM 88202-0010

Office#: 575 622-6510 Fax#: 575-623-9332

Mobile#: \_\_\_\_\_

E-mail: lwilliams@hinklelawfirm.com

The above-named individual and/or firm is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

5-2-2019  
Date

Bobby R. Wooley  
(Signature - Respondent/Agent/Treasurer)

State Representative  
Title

Bobby R. Wooley  
(Name - Please Print)

**RESPONDENT:** Committee to Elect Bob Wooley  
(Please print Committee Name/ Company Name/Individual Named in Notification Letter)

Mailing Address: 4504 Verde Dr  
(Please Print)

Roswell, N. M. 88201

Home#: N/A Mobile#: \_\_\_\_\_

Office#: N/A Fax#: N/A

E-mail: \_\_\_\_\_

This form relates to a Federal Election Commission matter that is subject to the confidentiality provisions of 52 U.S.C. § 30109(a)(12)(A). This section prohibits making public any notification or investigation conducted by the Federal Election Commission without the express written consent of the person under investigation.



FEDERAL ELECTION COMMISSION  
1050 First Street, NE  
Washington, DC 20463

**STATEMENT OF DESIGNATION OF COUNSEL**

Provide one form for each Respondent/Witness

EMAIL [cela@fec.gov](mailto:cela@fec.gov)

FAX 202-219-3923

AR/MUR/RR/P-MUR# 7594

Name of Counsel: Lucas Williams

Firm: Hinkle Shaw LLP

Address: P.O. Box 10  
Roswell NM 88202-0010

Office#: 575 622 6510 Fax#: 575 623 9332

Mobile#: \_\_\_\_\_

E-mail: Williams@hinklelawfirm.com

The above-named individual and/or firm is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

05/01/2019 Sandra M. Baxter Treasurer  
Date (Signature - Respondent/Agent/Treasurer) Title

Sandra M. Baxter  
(Name - Please Print)

**RESPONDENT:** Committee to Elect Larry R. Scott  
(Please print Committee Name/ Company Name/Individual Named in Notification Letter)

Mailing Address: P.O. Box 1708  
(Please Print) Hobbs, NM 88241

Home#: \_\_\_\_\_ Mobile#: \_\_\_\_\_

Office#: (575) 392-6950 Fax#: (575) 392-7886

E-mail: \_\_\_\_\_

This form relates to a Federal Election Commission matter that is subject to the confidentiality provisions of 52 U.S.C. § 30109(a)(12)(A). This section prohibits making public any notification or investigation conducted by the Federal Election Commission without the express written consent of the person under investigation.

Additional Statements of Designation of Counsel will be forwarded upon receipt.

# Exhibit C

## Exemplar Checks

Enbridge (U.S.) Inc. PAC (Enbridge-DCP PAC)  
5400 WESTHEIMER COURT  
HOUSTON, TX 77056  
FEC ID C00429662

COMERICA BANK  
09-009/720

4102

THIS PAC IS REGISTERED AS A MULTI-CANDIDATE CMTE.

Date: 10/27/2017

PAY TO THE ORDER OF Committee to Elect Greg Nibert

\$ 500.00

Five hundred and xx / 100 \*\*\*\*\*

DOLLARS

Void in 90 Days

*Ritu Talwar*

MEMO

2018 Primary

2017 PRINT U.S. & CAN. 1-800-435-4310

Details on Back

Intuit® CheckLock™ Secure Check





CASH ONLY IF ALL "DYNALOCK" SECURITY FEATURES LISTED ON BACK INDICATE NO TAMPERING OR COPYING

Enbridge (U.S.) Inc. PAC (Enbridge-DCP PAC)  
5400 WESTHEIMER COURT  
HOUSTON, TX 77056  
FEC ID C00429662

COMERICA BANK  
09-009/720

4107

THIS PAC IS REGISTERED AS A MULTI-CANDIDATE CMTE.

Date: 10/27/2017

PAY TO THE ORDER OF Committee to Elect Bob Wooley

\$ 500.00

Five hundred and xx / 100 \*\*\*\*\*

DOLLARS

Void in 90 Days

*Ritu Talwar*

2018 Primary

MEMO

MP

Exhibit D  
FEC Form 1  
3/6/2017 Statement of Organization

FEC FORM 1

STATEMENT OF ORGANIZATION

Office Use Only

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

Enbridge (U.S.) Inc. Political Action Committee (Enbridge-DCP PAC)

ADDRESS (number and street) 5400 Westheimer Court

[ ] (Check if address is changed)

Houston TX 77056 CITY STATE ZIP CODE

COMMITTEE'S E-MAIL ADDRESS [ ] (Check if address is changed) pacservices@ddcadvocacy.com

Optional Second E-Mail Address

COMMITTEE'S WEB PAGE ADDRESS (URL) [ ] (Check if address is changed)

2. DATE 02 / 27 / 2017

3. FEC IDENTIFICATION NUMBER C C00429662

4. IS THIS STATEMENT [ ] NEW (N) OR [x] AMENDED (A)

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

Type or Print Name of Treasurer Talwar, Ritu, K. ,

Signature of Treasurer Talwar, Ritu, K. , [Electronically Filed] Date 03 / 06 / 2017

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

5. TYPE OF COMMITTEE

**Candidate Committee:**

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

Name of Candidate \_\_\_\_\_

Candidate Party Affiliation  Office Sought:  House  Senate  President State  District

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

Name of Candidate \_\_\_\_\_

**Party Committee:**

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

**Political Action Committee (PAC):**

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

**Joint Fundraising Representative:**

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

Committees Participating in Joint Fundraiser

1. \_\_\_\_\_ FEC ID number  C \_\_\_\_\_
2. \_\_\_\_\_ FEC ID number  C \_\_\_\_\_
3. \_\_\_\_\_ FEC ID number  C \_\_\_\_\_
4. \_\_\_\_\_ FEC ID number  C \_\_\_\_\_

Write or Type Committee Name

Enbridge (U.S.) Inc. Political Action Committee (Enbridge-DCP PAC)

6. Name of Any Connected Organization, Affiliated Committee, Joint Fundraising Representative, or Leadership PAC Sponsor

Enbridge (U.S.) Inc.

Mailing Address

5400 Westheimer Court

Houston

TX

77056

CITY

STATE

ZIP CODE

Relationship:  Connected Organization  Affiliated Committee  Joint Fundraising Representative  Leadership PAC Sponsor

7. Custodian of Records: Identify by name, address (phone number -- optional) and position of the person in possession of committee books and records.

Full Name

Talwar, Ritu, K, ,

Mailing Address

5400 Westheimer Court

Houston

TX

77056

Title or Position

CITY

STATE

ZIP CODE

Treasurer

Telephone number

713

989

1784

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

Full Name of Treasurer

Talwar, Ritu, K, ,

Mailing Address

5400 Westheimer Court

Houston

TX

77056-5353

Title or Position Treasurer

CITY

STATE

ZIP CODE

Telephone number

713

989

1784

Full Name of Designated Agent | Nguyen, Rita, , , |

Mailing Address | 5400 Westerheimer Court |

| | |

| Houston | TX | 77056 | - | |

| | CITY | STATE | ZIP CODE |

Title or Position | Assistant Treasurer | Telephone number | 713 | - | 989 | - | 8446 |

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

Name of Bank, Depository, etc.

| Comerica Bank |

Mailing Address | P.O Box 75000 |

| | |

| Detroit | MI | 48275 | - | |

| | CITY | STATE | ZIP CODE |

Name of Bank, Depository, etc.

| |

Mailing Address | |

| | |

| | | | - | |

| | CITY | STATE | ZIP CODE |