

supporting senate candidate Alice Clausing and opposing senate candidate Sheila Harsdorf. A copy of said filing is attached hereto and incorporated by reference.

3. On September 7, 2000, the State of Wisconsin Elections Board, 132 East Wilson Street, Madison, WI received an Oath for Committees and Individuals Making Independent Disbursements filed on behalf of Independent Citizens for Democracy (ICD). The filing is dated September 7, 2000, and reports that ICD would be making independent disbursements supporting senate candidate Mark Meyer. A copy of said filing is attached hereto and incorporated by reference.

4. Both of the filings described in paragraphs 2 and 3 above attest that Scott McCormick, acting as treasurer on behalf of ICD, swore under oath before a notary public in Dane County that "...with respect to independent disbursements in support of the candidates listed (the committee does not)(I do not) act in cooperation or consultation with any candidate or agent or authorized committee of a candidate who is supported. (The committee does not)(I do not) act in cooperation or consultation with any candidate or agent or authorized committee of a candidate who benefits from a disbursement made in opposition to a candidate listed and (the committee does not)(I do not) act in concert with, or at the request or suggestion of, any candidate or agent or authorized committee of a candidate who benefits from a disbursement made in opposition to a candidate listed."

5. Complainant reviewed the official report of Milwaukee County District Attorney's Office Investigator Aaron Weiss summarizing his interview of defendant on October 16, 2002. That report is of a type complainant has relied upon in the past and found to be truthful and accurate. In said interview, defendant indicated as follows.

a. During the time period alleged in this criminal complaint, defendant served as the chief of staff for Senator Charles Chvala.

b. Defendant intentionally assisted Senator Chvala in coordinating the disbursements of ICD with the senate election campaigns of Mark Meyer and Alice Clausing in Fall 2000. Defendant knew these coordinated disbursements violated the Oaths for Committees and Individuals Making Independent Disbursements filed on behalf of ICD.

c. Senator Chvala exercised great control over the election campaigns of both Mr. Meyer and Ms. Clausing by providing substantial fundraising, assigning Senate Democratic Caucus employees as de facto campaign managers, screening election campaign literature and television advertisements, and providing a variety of other direct assistance.

d. Senator Chvala controlled the activities of ICD, and directed ICD to make disbursements in coordination with the election campaigns of Mr. Meyer and Ms. Clausing. Defendant served as Senator Chvala's intermediary with ICD. Acting at Senator Chvala's behest, defendant caused ICD to make disbursements expressly advocating the election of Mr. Meyer and Ms. Clausing. Senator Chvala and defendant designed and timed these disbursements to be integrated into the candidates' own election campaigns.

6. Defendant's admissions, in paragraph 5(a)-(d) above, are corroborated by numerous other witnesses, including the following statements to law enforcement investigators:

a. Jay Wadd stated that, while employed by the Senate Democratic Caucus, he served as campaign manager for Mr. Meyer, and regularly coordinated his efforts with Senator Chvala.

b. Carrie Lynch stated that, while employed by the Senate Democratic Caucus, she served as campaign manager for Ms. Clausing and regularly coordinated her efforts with Senator Chvala.

c. Meghan Bitenc stated she served on Senator Chvala's legislative staff and, at Senator Chvala's direction, she did extensive fundraising for Mr. Meyer's election campaign.

d. Tom Boeder stated that defendant recruited Mr. Boeder to run ICD, that Mr. Boeder nominally controlled the finances of ICD, that defendant directed Mr. Boeder to disburse funds expressly advocating the election of Mr. Meyer and Ms. Clausing, and that defendant specifically directed Mr. Boeder as to how, when, and where such disbursements were to be made.

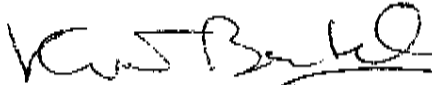
e. Michael Bright stated that he is a lobbyist, and that Senator Chvala told Mr. Bright that his clients should make donations to ICD.

7. Defendant reviewed an unsigned draft of this criminal complaint, and through his attorney, has advised that the allegations herein are substantially truthful and accurate.

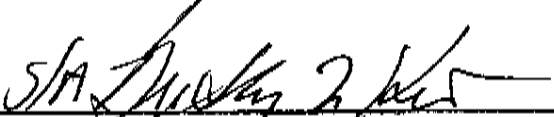
8. Complainant has attached hereto, and incorporates by reference, copies of the orders, dated June 6, 2001, December 18, 2001, and July 26, 2002, of Dane County Circuit Court Judge Diane Nicks, appointing Milwaukee County District Attorney E. Michael McCann and his Assistant District Attorneys David Feiss and Kurt Benkley, as Special Prosecutors to investigate and prosecute the matters alleged in this criminal complaint.

****End of Complaint****

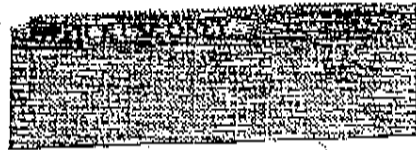
Subscribed and sworn to before me
and approved for filing on this
26th day of September,
2005



KURT BENKLEY
SPECIAL PROSECUTOR FOR DANE
COUNTY



Complaining Witness



OATH FOR COMMITTEES AND INDIVIDUALS MAKING INDEPENDENT DISBURSEMENTS

50118 *[initials]*

1. COMMITTEE OR INDIVIDUAL MAKING INDEPENDENT DISBURSEMENTS

Full Name	Street, City, Zip	Telephone No.
Independent Citizens for Democracy	P.O. Box 3274 Madison, WI 53709	287-0807

2. OATH

Pursuant to s. 11.06(7), Stats., I, SCOTT A. MCCORMICK
(full name of committee treasurer or individual)

being duly sworn, state that with respect to independent disbursements in support of the candidates listed (the committee does not) (I do not) act in cooperation or consultation with any candidate or agent or authorized committee of a candidate who is supported and (the committee does not) (I do not) act in concert with or at the request or suggestion of any candidate or any agent or authorized committee of a candidate who is supported. (The committee does not) (I do not) act in cooperation or consultation with any candidate or agent or authorized committee of a candidate who benefits from a disbursement made in opposition to a candidate listed and (the committee does not) (I do not) act in concert with, or at the request or suggestion of, any candidate or agent or authorized committee of a candidate who benefits from a disbursement made in opposition to a candidate listed.

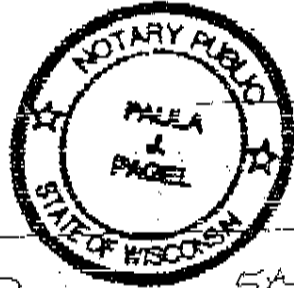
STATE OF WISCONSIN

COUNTY OF DANE

Subscribed and sworn to (affirmed) before me this 5th day of October, 2004

[Signature]
(Notary Public or Person Authorized to Administer Oaths)

My Commission expires 7/4 2004 (For Notary Only) is Permanent



[Signature]
(Signature of Treasurer or Individual)

LIST ALL CANDIDATES WHO WILL BE SUPPORTED OR OPPOSED BY THE INDEPENDENT DISBURSEMENTS.
ATTACH ADDITIONAL SHEETS IF NECESSARY.

Name of Candidate	Address	Party	Pro	Con
Alice Clauson 10th St. Senate 102564	1314 Wilson Ave Madison, WI 53751	D	X	
Sheila Marsden 10th St. Senate 102332	NE 27 County Rd E River Falls, WI 54022	R		X

THIS FORM IS PRESCRIBED BY THE STATE ELECTIONS BOARD
132 EAST WILSON STREET, SUITE 200, P.O. BOX 2973, MADISON, WI 53701-2973

THE INFORMATION ON THIS FORM REQUIRED BY s. 11.06(7), WIS. STATS. FAILURE TO PROVIDE THE INFORMATION MAY SUBJECT YOU TO THE PENALTIES OF ss. 11.06, 11.61, 11.66, WIS. STATS.



OATH FOR COMMITTEES AND INDIVIDUALS MAKING INDEPENDENT DISBURSEMENTS

5011850

1. COMMITTEE OR INDIVIDUAL MAKING INDEPENDENT DISBURSEMENTS

Full Name <i>Independent Citizens for Democracy</i>	Street, City, Zip <i>P.O. Box 3214 Madison, WI 53704</i>	Telephone No. <i>(608) 287-0807</i>
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2. OATH

Pursuant to s. 11.06(7), Stats., I, *Scott McCormick*
(full name of committee treasurer or individual)

being duly sworn, state that with respect to independent disbursements in support of the candidates listed (the committee does not) (I do not) act in cooperation or consultation with any candidate or agent or authorized committee of a candidate who is supported and (the committee does not) (I do not) act in concert with or at the request or suggestion of any candidate or any agent or authorized committee of a candidate who is supported. (The committee does not) (I do not) act in cooperation or consultation with any candidate or agent or authorized committee of a candidate who benefits from a disbursement made in opposition to a candidate listed and (the committee does not) (I do not) act in concert with, or at the request or suggestion of, any candidate or agent or authorized committee of a candidate who benefits from a disbursement made in opposition to a candidate listed.

Scott McCormick
(Signature of Treasurer or Individual)

STATE OF WISCONSIN

COUNTY OF *Dane*

Subscribed and sworn to (affirmed) before me this *7th* day of *September*, 2000

Wanda Bradley
(Notary Public or Person Authorized to Administer Oaths)

My Commission expires *7/15/2014* (For Notary Only) Is Permanent

3. LIST ALL CANDIDATES WHO WILL BE SUPPORTED OR OPPOSED BY THE INDEPENDENT DISBURSEMENTS. ATTACH ADDITIONAL SHEETS IF NECESSARY.

Name of Candidate	Address	Party	Pro	Con
<i>Mark Meyer</i>	<i>720 E. 16th St. LaCrosse, WI 54601</i>	<i>Dem.</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

RECEIVED
7 AM 10:14
STATE ELECTIONS BOARD

THIS FORM IS PRESCRIBED BY THE STATE ELECTIONS BOARD
132 EAST WILSON STREET, SUITE 200, P.O. BOX 2873, MADISON, WI 53701-2873

THE INFORMATION ON THIS FORM REQUIRED BY s. 11.06(7), WIS. STATS. FAILURE TO PROVIDE THE INFORMATION MAY SUBJECT YOU TO THE PENALTIES OF ss. 11.06, 11.51, 11.66, WIS. STATS.

STATE OF WISCONSIN, CIRCUIT COURT, DANE COUNTY For Official Use

Appointment of Special Prosecutor under Chapter 978

I am the district attorney for Dane County and request the appointment of a special prosecutor under §978.045, Wisconsin Statutes.

Signature of District Attorney: Brian W. Blanchard, Name Printed or Typed: Brian W. Blanchard, Date: June 6, 2001

The court on its own motion is appointing a special prosecutor under §978.045, Wisconsin Statutes.

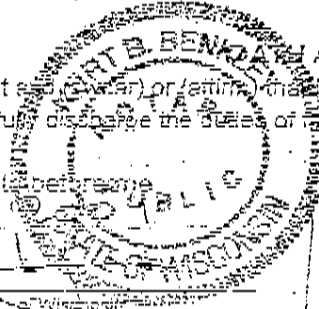
APPOINTMENT ORDER

THE COURT FINDS AND ORDERS:

- 1. Attorney Milwaukee Co. DA R. Michael McCann/His Designee is appointed special prosecutor for... 2. The reason for the appointment... 3. Compensation is set at the following rate... 4. Disbursements shall be submitted to... 5. The Department of Administration shall pay the compensation ordered by the court.

Send a copy of this Appointment to: Director State Prosecutor's Office, Department of Administration, P.O. Box 7869, Madison, WI 53707-7869, Telephone: (608)267-2700

BY THE COURT: Signature of Circuit Judge, Name Printed or Typed: DIBASE NICKS, Date: June 6, 2001



I accept this appointment and (swear or affirm) that I will support the constitutions of the United States and the State of Wisconsin, and will faithfully discharge the duties of this office to the best of my ability So help me God

Signature of Attorney, Telephone Number: 414-278-4546

Name Printed or Typed	Bar Number
<p data-bbox="651 180 846 214">E. Michael McCann</p> <p data-bbox="651 214 873 248">Address of Principal Office</p> <p data-bbox="651 248 899 283">Safety Building, Room 405</p> <p data-bbox="651 283 808 317">821 W. State St.</p> <p data-bbox="651 317 922 351">Milwaukee, WI 53233-1485</p>	

STATE OF WISCONSIN, CIRCUIT COURT, DANE COUNTY (SUPPLEMENTAL)

For Official Use

Amended Appointment of Special Prosecutor under Chapter 978

I am the district attorney for Dane County and request the appointment of a special prosecutor under §978.045, Wisconsin Statutes.

Table with 3 columns: Signature of District Attorney (Brian W. Blanchard), Name Printed or Typed (Brian W. Blanchard), Date (December 18, 2001)

The court on its own motion is appointing a special prosecutor under §978.045, Wisconsin Statutes.

APPOINTMENT ORDER

THE COURT FINDS AND ORDERS:

- 1. Attorney Milwaukee Co. DA E. Michael McCann/ADA David Feiss/ ADA Kurt Benkley is appointed special prosecutor for:
2. The reason for the appointment:
3. Compensation is set at the following rate:
4. Disbursements shall be submitted to Dane County for payment, if incurred.
5. The Department of Administration shall pay the compensation ordered by the court.

Send a copy of this Appointment to:
1. State Prosecutor's Office
2. County Clerk of county responsible for paying disbursements.

BY THE COURT:

Signature of Diane M. Nicks

Diane M. Nicks

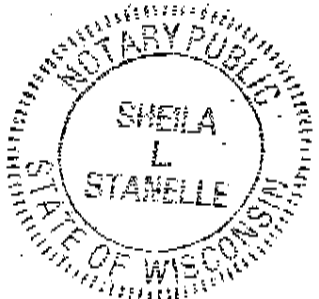
Name Printed or Typed

December 18, 2001
Date

OATH AND CONSENT TO SERVE

I accept this appointment and (swear) or (affirm) that I will support the constitutions of the United States and the State of Wisconsin, and will faithfully discharge the duties of this office to the best of my ability. So help me God.

Subscribed and sworn to before me
 on 1/8/02
Sheila L. Stanelle
 Notary Public, State of Wisconsin
 My commission expires: 8-7-2002



Signature of Attorney <i>Michael McCann</i>		Telephone Number 414-278-4646
Name Printed or Typed E. Michael McCann		Bar Number 01008605
Address of Principal Office Safety Building, Rm. 405 821 W. State St. Milwaukee, WI 53233-1485		

Supplemental Subject Matter Description in Special Prosecutor
Assignment Made by District Attorney Blanchard on December 18, 2001

On the basis of potential conflicts or the appearance of potential conflicts, the following subject areas are added to the Special Prosecutor Request of District Attorney Blanchard to District Attorney E. Michael McCann:

1. All liability of any kind potentially attributable to any member of the law firm Quarles & Brady or the law firm itself, in connection with any violations of law surrounding lobbying activities performed or assisted by that law firm.
2. All liability of any kind potentially attributable to Wisconsin Senate Majority Leader Chuck Chvala surrounding his dealings with lobbyists and others with interests in the outcome of legislation.

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STATE OF WISCONSIN, CIRCUIT COURT, DANE COUNTY

For Official Use

Appointment of Special Prosecutor under Chapter 978

COPY

I am the district attorney for Dane County and request the appointment of a special prosecutor under §978.045, Wisconsin Statutes.

Signature of District Attorney 	Name Printed or Typed Brian W. Blanchard	Date July 25, 2002
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The court on its own motion is appointing a special prosecutor under §978.045, Wisconsin Statutes.

APPOINTMENT ORDER

THE COURT FINDS AND ORDERS:

- Attorney Milwaukee Co. DA E. Michael McCann Or Designee is appointed special prosecutor for:
 - The period _____ to _____, plus reasonable preparation time.
 - The matter of: State of Wisconsin vs. _____
 - Other: Senate Democratic Caucus Investigation: see attached, Case No. _____
- The reason for the appointment:
 - There is no district attorney for the county.
 - The district attorney is absent from the county.
 - The district attorney is physically unable to attend to duties or has a mental incapacity that impairs ability to perform duties.
 - The district attorney has a conflict of interest under statute: 978.045(1r)(b)
 - The district attorney is serving in the U.S. armed forces.
 - The district attorney is charged with a crime and the governor has not acted under §17.11, Wisconsin Statutes.
 - Other statutory reason: _____ Cite statute: _____
- Compensation is set at the following rate:
 - No compensation is to be paid because this person is from another prosecutorial unit or an assistant attorney general.
 - Hourly rate specified in §977.08(4m)(b), Wisconsin Statutes.
 - Other: _____
- Disbursements shall be submitted to Dane County for payment, if incurred.
- The Department of Administration shall pay the compensation ordered by the court.

Send a copy of this Appointment to:

Director State Prosecutor's Office Department of Administration P.O. Box 7869 Madison, WI 53707-7869 Telephone: (608)267-2700	2. County Clerk of county responsible for paying disbursements.
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BY THE COURT:

Signature of Circuit Judge

DIANE NICKLES
Name Printed or Typed

July 26, 2002
Date

OATH AND CONSENT TO SERVE

I accept this appointment and (swear) or (affirm) that I will support the constitutions of the United States and the State of Wisconsin, and will faithfully discharge the duties of this office to the best of my ability, So help me God

Subscribed and sworn to before me

7/31/02
Michael McCann
Notary Public, State of Wisconsin

Signature of Attorney 	Telephone Number 414-278-4646
Name Printed or Typed E. Michael McCann's designee	Bar Number
Address of Principal Office Safety Building, Rm. 405 821 W. State St Milwaukee, WI 53233-1485	

David Ferris, Asst DA

ATTACHMENT

1. All liability of any kind attributable to Wisconsin Senator Charles Chvala, or to any person acting on his behalf or in concert with him, in relation to fundraising for, in coordination with, or the operation of, Independent Citizens for Democracy, Independent for Democracy – Issues, Inc., Future Wisconsin, People for Wisconsin's Future, On Wisconsin – Issues, Inc., Democratic Legislative Campaign Committee, or any similar organization engaging in public policy or political and/or campaign advertising.
2. All liability of any kind attributable to any corporation, corporate employee, or any other individual or entity, in relation to fundraising for, in coordination with, or the operation of, Independent Citizens for Democracy, Independent Citizens for Democracy – Issues, Inc., Democratic Legislative Campaign Committee, or any similar organization engaging in public policy or political and/or campaign advertising.