

THE STATE OF MONTANA

Commissioner of Political Practices
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Campaign Finance and Practices

Complaint Form (10/09)

Type or print in ink all information on this form except for verification signature

Person bringing complaint (Complainant):

Complete Name MARY Jo Fox

Complete Mailing Address 930 Moon Valley Road
Billings, MT 59105

Phone Numbers: Work (406) 656-8772 Home (406) 672-4801

Person or organization against whom complaint is brought (Respondent):

Complete Name Brad Molnar

Complete Mailing Address P. O. Box 517
Laurel, Montana 59044

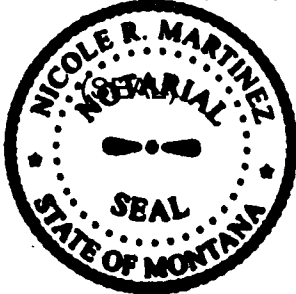
Phone Numbers: Work (406) 444-6199 Home 254-7940

Please complete the second page of this form and describe in detail the facts of the alleged violation.

Verification by oath or affirmation

State of Montana, County of Yellowstone

I, Mary Jo Fox, being duly sworn, state that the information in this Complaint is complete, true, and correct, to the best of my knowledge and belief.



Mary Jo Fox
Signature of Complainant

Subscribed and sworn to before me this 22nd day of March, 2010.

Nicole R. Martinez
Notary Public Nicole R. Martinez
Residing in Billings, MT

My Commission Expires: July 29, 2016

Statement of facts:

Describe in detail the alleged violation(s) and cite the statute or statutes you believe have been violated. Please attach copies of documentary evidence to support the facts alleged in your statement.

If the space provided below is insufficient, you may attach additional pages as necessary.

Please see attached pages for complaint details.

Complaints must be:

- signed
- notarized
- delivered in person or by certified mail.

Based on the testimony provided by Brad Molnar and William Thomas at the administrative hearing before the Commissioner of Political Practices November 4-6 2009, I am filing this Campaign Finance complaint to hold Commissioner Brad Molnar accountable for the solicitation and receipt of illegal in-kind campaign contributions from the following corporations:

NorthWestern Energy (NWE) \$500 (gifted at Molnar's directive to flow through Laurel Chamber of Commerce)

Montana Dakota Utilities (MDU) \$500 (gifted at Molnar's directive to flow through Miles City Chamber of Commerce)

Solicitations of \$1,000 by candidate Molnar from each corporation, MDU & NWE, were admitted by Molnar under oath at the 2009 ethics hearing before the Commissioner of Political Practices Dennis Unsworth. Commissioner Molnar solicited \$1,000 gifts in March 2008 while his campaign account was open, after he was a filed candidate for public office and while his campaign was underway. The "Conservation Challenge" occurred March 27, 2008, according to Laurel Outlook news archives and Billings Gazette news archives. (See attached news articles downloaded from these news organizations' websites)

Under oath, Commissioner Molnar admitted that he solicited \$1,000 from NorthWestern Energy in March 2008 and that a check was issued to him by NorthWestern Energy. NorthWestern Energy employee William Thomas (Bill) admitted under oath at the November 2009 ethics hearing that a check was solicited by Brad Molnar from NorthWestern Energy. According to both of their testimonies, and according to email evidence shared at the November hearing, it is clear that \$1,000 was solicited, issued, asked to be returned to NorthWestern Energy in a letter written by William "Bill" Thomas (evidence submitted at November 2009 hearing). The testimonies of both Commissioner Molnar and Mr. Thomas clearly indicate that the uncashed check was returned to NorthWestern Energy in March of 2008. I do not contest these facts as given in testimony by Commissioner Brad Molnar and William Thomas.

Subsequent to the refunded NorthWestern Energy check for \$1,000, Commissioner Molnar testified that he solicited a third gift of \$1,000 from NorthWestern Energy and a \$1,000 gift

from Montana Dakota Utilities in March of 2008. Commissioner Molnar admitted under oath in the November 2009 ethics hearing that he directed these gifts to be funneled through the Laurel Chamber of Commerce (NorthWestern Energy gift) and the Miles City Chamber of Commerce (Montana Dakota Utilities gift) for his benefit and personal use. Molnar's testimony indicated that he intended these funds would be used to pay for printed materials that Commissioner Molnar further admitted receiving and distributing in Laurel and Miles City, throughout his Public Service Commission District #2 .

Commissioner Molnar received the benefit of those expended corporate gifts by receiving printed material and distributing them throughout his PSC district during a period of time that he was also a filed candidate for re-election to his Public Service Commission seat. Molnar confirmed in his testimony that both NorthWestern Energy and Montana Dakota Utilities responded favorably to Candidate Molnar's request of \$1,000 by each corporation gifting \$500. Montana Dakota Utilities gifted \$500 to the Chamber of Commerce in Miles City at his request, for the purpose of purchasing "Conservation Challenge" printed material for Molnar's exclusive use. Molnar confirmed in his testimony that Northwestern Energy gifted \$500 to the Chamber of Commerce in Laurel at his request, for the purpose of purchasing "Conservation Challenge" printed material for Molnar's personal use.

Commissioner Molnar indicated in his testimony at the November 2009 ethics hearing that the Laurel Outlook printed materials and that the Miles City Star printed materials for his benefit. Commissioner Molnar produced some materials in Exhibit "F" of his respondent's exhibits. However, he did not submit the brochures for the Conservation Challenge that were paid for by Montana Dakota Utilities or NorthWestern Energy.

It is unclear from Commissioner Molnar's testimony whether the chambers of commerce in Miles City and Laurel gave cash or checks made payable to Brad Molnar, or if the gifts for his benefit were paid directly to the printing businesses for the materials that candidate Molnar eventually received. It is not clear from Commissioner Molnar's testimony whether there were leftover funds and how those funds may have been spent. Invoices should exist at the Miles City Star and Laurel Outlook for the print jobs. Commissioner Molnar did not produce invoices, cancelled checks or receipts to show exactly how the MDU and third Northwestern Energy gifts ultimately were turned over to candidate Molnar.

Although Commissioner Molnar claimed that the purpose of these printed materials was for constituent services or to educate the public about conservation, the Conservation Challenge was not part of his official government duties for the Public Service Commission. (See attached email exchange between complainant and Public Service Commission staff person Robin McHugh) The Public Service Commission did not authorize this event, nor is it statutorily a responsibility of the Public Service Commission.

Furthermore, the printed materials were directed to be paid for through bank accounts belonging to two Chambers of Commerce, not a constituent service account—the only legally permitted account for constituent services. These materials were also not paid for out of his open campaign account. Nor were these in-kind gifts reported in Commissioner Molnar’s campaign reports or to any other government entity. Commissioner Molnar was engaging in campaign activities at the same time the corporate sponsored “Conservation Challenge” was orchestrated directly by Commissioner Molnar.

The Laurel Chamber of Commerce and Miles City Chamber of Commerce were, by agreeing to serve as a conduit for corporate in-kind gifts, the willing and possibly unwitting repositories for gifts made by corporations on behalf of a filed and actively campaigning candidate for public office.

Under oath, Commissioner Molnar admitted that NorthWestern Energy and Montana Dakota Utilities gave him economic benefit of \$500 each, funneled through the two chambers of commerce in Laurel and Miles City at his explicit solicitation and direction. The monies were, according to Commissioner Molnar’s sworn testimony, spent on the purchase of printed materials that were used for personal promotion under the auspices of what he called a “Conservation Challenge.” Commissioner Molnar’s testimony indicated that he distributed these printed materials at senior centers in his PSC district during the time he was an active and filed candidate for public office. At least 7,000 brochures were distributed by newspapers, church youth groups and wrestlers, according to the Laurel Outlook, April 9, 2008.

According to an article in the April 9, 2008 Laurel Outlook newspaper, it inserted his Conservation Challenge publicity materials (paid for by NorthWestern Energy) into its newspapers at no charge to candidate Molnar and delivered these newspapers to subscribers and made them available for sale throughout Laurel, including voters in the district. According to the same article in the April 9, 2008 newspaper, The Miles City Star inserted the same or similar Conservation Challenge printed materials (paid for by Montana Dakota Utilities) at no charge to candidate Molnar. (See Laurel Outlook news articles March 2008).

Candidate Molnar violated **MCA 13-37-205** because he designated accounts belonging to the Laurel Chamber of Commerce and the Miles City Chamber of Commerce as repositories for gifts solicited by him for his personal use during an open campaign. Montana Dakota Utilities and NorthWestern Energy responded favorably to candidate Molnar’s solicitation by making gifts to candidate Molnar through the Laurel and Miles City chambers of commerce for his exclusive use.

MCA 13-37-205: Except as provided in 13-37-206, each candidate and each political committee shall designate one primary campaign depository for the purpose of depositing all contributions

received and disbursing all expenditures made by the candidate or political committee. The candidate or political committee may also designate one secondary depository in each county in which an election is held and in which the candidate or committee participates.... Only a bank, credit union, savings and loan association, or building and loan association authorized to transact business in Montana may be designated as a campaign depository. The candidate or political committee shall file the name and address of each designated primary and secondary depository at the same time and with the same officer with whom the candidate or committee files the name of the candidate's or committee's campaign treasurer pursuant to MCA 13-37-201. This section does not prevent a political committee or candidate from having more than one campaign account in the same depository, but a candidate may not utilize the candidate's regular or personal account in the depository as a campaign account

Montana Dakota Utilities, NorthWestern Energy and Brad Molnar violated **MCA 13-35-227** which prohibits contributions from corporations or an expenditure in connection with a candidate for public office. This statute further prohibits any candidate from accepting or receiving a corporate contribution. NorthWestern Energy and Montana Dakota Utilities exceeded the amount allowed to be given to a filed, actively campaigning candidate for public office by 100% when they responded favorably to his solicitation and provided gifts of \$500.00 from each corporation for the benefit of candidate Brad Molnar.

MCA 13-37-402 provides that a Public Service commissioner may not establish any account related to the official's office other than a "constituent services account", which may be used to pay for "constituent services" and not for personal benefit. Constituent services are defined as travel, mailing and other expenses incurred to represent or serve constituents. Under this statute, the only other account that a Public Service Commissioner may establish with respect to his office is a "campaign account", which may be used for his election. Quarterly reports are required for constituent accounts. Only leftover campaign funds can be deposited in a constituent service account. No money may be added to a constituent account. A constituent account may not be used by a candidate while a campaign account is open and a campaign is ongoing. Constituent service accounts are subject to other statutory restrictions, including the prohibition of corporate funds as provided under **MCA 13-35-227**. Commissioner Molnar admitted under oath that he did not have a constituent account. He did not report these in-kind gifts in his campaign finance reports at any time during his 2008 campaign, even though the gifts were received and used during his campaign.

Chambers of Commerce (non profit) and schools are also prohibited from participating, contributing directly or making in-kind gifts to candidates for public office. For public employees and public facilities, MCA 2-2-121 3 (b) applies. MCA 2-2-121 3 (b) says, "a public officer or public employee may not use public time, facilities, equipment, supplies, personnel,

or funds to solicit support for or opposition to any political committee, the nomination or election of any person to public office, or the passage of a ballot issue unless the use is:

(i) authorized by law; or

(ii) properly incidental to another activity required or authorized by law, such as the function of an elected public officer, the officer's staff, or the legislative staff in the normal course of duties." Since Molnar's "Conservation Challenge" was not required of his job or the function of his office, the "Conservation Challenge" does not qualify under this statute. We do know that candidate Molnar had already filed for reelection by the date of the Conservation Challenge. Probably unwittingly, the schools were misled into participating in helping publicize Brad Molnar's candidacy.

The Miles City Star and Laurel Outlook, both corporations, are prohibited from making direct or indirect contributions or in-kind gifts under **MCA 13-35-227**. The Laurel and Miles City Chambers of Commerce and the Laurel and Miles City schools also violated, perhaps unwittingly, the prohibition from participating in a political campaign activity.

Not only were these in kind gifts given by corporations through non-profit agencies for the benefit of a filed candidate, the gifts far exceeded the amount allowed to be given to a candidate for the Public Service Commission. **MCA 13-37-216 (1) (a) (iii)** limits contributions to \$130 for candidates running for the Public Service Commission.

Montana Dakota Utilities, NorthWestern Energy and Brad Molnar violated **MCA 13-37-217** which says that a contribution in the name of undisclosed principal is prohibited. A person may not make a contribution of the person's own money or of another person's money to any other person in connection with any election in any other name than that of the person who in truth supplies the money. A person may not knowingly receive a contribution or enter or cause the contribution to be entered in the person's accounts or records in any other name than that of the person by whom it was actually furnished. Certainly if it is prohibited for an individual to contribute in the name of an undisclosed principal, it must certainly be illegal for a non profit agency (Chamber of Commerce) to receive a contribution from an undisclosed contributor (MDU & NorthWestern Energy) for the benefit of a candidate.

Candidate Molnar violated **MCA 13-37-225** by failing to report contributions received from Montana Dakota Utilities and NorthWestern Energy. He did not report in kind gifts from the Laurel Outlook and Miles City Star. He did not report in kind gifts for use of Laurel school computers (see Laurel Outlook, March 28, 2008) for the development of a website for his benefit under the auspices of a "Conservation Challenge". The Laurel Outlook April 9, 2008 reported that "Both local newspapers, Laurel Outlook and Miles City Star, underwrote the costs of inserting excess brochures into their newspapers so that many people would receive a second reminder of the event and conservation tips."

Candidate Molnar violated **MCA 13-37-230** by not disclosing expenditures paid to people who were paid to distribute his promotional material during his ongoing campaign. The Laurel Outlook April 9, 2008 reported, "A church group in Laurel and high school wrestlers in Miles city passed out over 7,000 brochures, door to door, explain the conservation effort and giving long term low cost/no cost conservation tips to home owners and renters." The Laurel Outlook March 28, 2008 reported, "The Miles City AAU wrestling team is distributing the educational pamphlets for money to compete in a national tournament and a Laurel church youth group is distributing the brochures for funds to go to Bible camp. The funds for distribution of literature have been donated by local businesses."

Candidate Molnar violated **MCA 13-37-229 (2)** by not disclosing contributions received and by not including the full name, mailing address, occupation, and employer, if any, of each person who has made aggregate contributions, other than loans, of \$35 or more to him, a political candidate, already filed for office and actively running for reelection. The statute specifically requires that "other items for events" be reported. (See Molnar Campaign Finance report of May 22, 2008 attached).

It is not clear from Commissioner Molnar's testimony whether or not the Montana Dakota Utilities contribution and NorthWestern Energy contribution came from USB funds for the corporation or from their corporate foundations or from some other corporate source. If the funds came from the USB accounts (aka ratepayer funded), there is also a question of whether those expenditures ultimately were submitted to the Public Service Commission for approval and whether or not these gifts to candidate Molnar were added to the rate base for ratepayers to pay again. Regardless of which corporate pot of money the gifts to candidate Molnar came from, the source was still an illegal corporate source—illegal because the impetus for the gift was candidate Molnar's solicitation.

Commissioner Molnar was a candidate when these gifts were solicited and received. Commissioner Molnar was an elected official serving in a quasi-judicial capacity for the Public Service Commission when MDU and Northwestern Energy agreed to give him money through a third party. The gifts were substantial, almost five times more than any individual could legally give to a candidate for the Public Service Commission. The gifts were not reported by candidate Molnar to any state authority as required of candidates and elected officials.

Candidate Molnar solicited, directed and orchestrated illegal corporate cash gifts from two companies he regulates-- Montana Dakota Utilities and from NorthWestern Energy. He devised and directed those gifts be funneled illegally through two non profit organizations, namely the Chamber of Commerce in Miles City and Chamber of Commerce in Laurel, Montana and further convinced newspaper corporations, a church, schools and an AAU wrestling group to illegally provide free newspaper advertising, publicity efforts, and even school equipment for a

candidate's benefit during an ongoing campaign and while he had an open campaign account. Candidate Molnar did not have a constituent service account, from which all constituent service activities are legally required to be funded. Candidate Molnar used his elected office to garner pecuniary benefit for himself during an ongoing election.

Thursday March 18, 2010

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Big Story

Laurel gears up for Conservation Challenge

Friday, March 28, 2008 11:05 AM MDT



Easter Egg Hunt moved to LMS gym The Laurel Jaycees annual Easter Egg Hunt was moved inside to the old Laurel Middle School Gym Saturday morning after snow covered the ground in Thomson Park Friday night. More than 100 children snatched up the plastic eggs and candy on the gym floor.

Montana District 2 Public Service Commissioner Brad Molnar has organized the communities of Laurel and Miles City in what he has dubbed a Conservation Challenge. Both will have voluntary brownouts on March 27, from 8 pm. to 9 pm.

Molnar conducted a similar conservation effort last December - the Billings brownout. The effort was unique in that it actually measured effectiveness. The effort resulted in a reduction of electricity use by 6.6 percent - enough to power 3,900 average homes.

Molnar said other public officials have never tried a measured conservation effort like this before. "I'm the only politician in America dumb enough to try something totally new and ask that the possible failure be measured and reported."

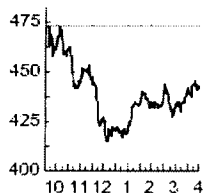
As in the Billings effort, the March 27 Conservation Challenge has been proceeded by an educational component, introducing people to low cost and no cost methods of reducing their utility bills. "The conservation tips are all long term reductions, so the effort does not become "gimmicky," but rather really helps people. And many of the tips will conserve natural gas as well as electricity. Of course the natural gas savings is not measured," Molnar said.

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Molnar said he selected Laurel and Miles City for the Conservation Challenge because they had large enough populations to measure the results of the effort and they have properly located substations. "Besides, there is a historical cross-state rivalry between the communities for all things athletic," he said.

Again the communities have really come together on this. Both Chambers of Commerce have taken lead roles in getting the word out to their memberships. Students from both high schools are jointly working on the website conservationchallenge2008.com. The Miles City AAU wrestling team is distributing the educational pamphlets for money to compete in a national tournament and a Laurel church youth group is distributing the brochures for funds to go to Bible camp. The funds for distribution of literature have been donated by local businesses.

"The list of people that have helped put this together is very long and all are appreciated, but in both towns the school district superintendents have been exemplary in their leadership," Molnar said.

The world record for recorded reductions in energy use is held by Sydney, Australia at 12.2 percent. Second is Billings, at 6.6 percent, followed by Woodstock, Quebec at 4 percent and Waterloo, Quebec at 3.5 percent.

Molnar hopes there will be a new national or International champion when the sun comes up on March 29. "Regardless, everybody wins," he said.

The Conservation Challenge 2008 date falls between the PSC hearings concerning large rate increases for MDU and NorthWestern Energy customers. "Probably a coincidence," Molnar said with a smile on his face. "Perhaps with the press coverage on those hearings people will pay a little more attention to the conservation tips and implement them in their daily lives," he concluded.

For conservation tips go to the website conservationchallenge2008.com.

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Community News

Laurel energy results released

Wednesday, April 9, 2008 11:05 AM MDT

The results are in for the March 27 Conservation Challenge 2008 that pitted Laurel residents and Miles City residents against each other.

Students in both school districts passed out pledge cards asking families to discuss long term, cost effective conservation measures they could employ around their homes, and begin to implement them, (along with shutting off and unplugging unnecessary appliances and lights) during the appointed hour of the measured event.

A church group in Laurel and high school wrestlers in Miles City passed out over 7,000 brochures, door to door, explaining the conservation effort and giving long term low cost/no cost conservation tips to home owners and renters.

Both local newspapers, Laurel Outlook and Miles City Star, underwrote the costs of inserting excess brochures into their newspapers so that many people would receive a second reminder of the event and the conservation tips.

Both Chambers of Commerce were key to organizing the event. Students from both schools contributed to the website underscoring that this "competition" was about common goals.

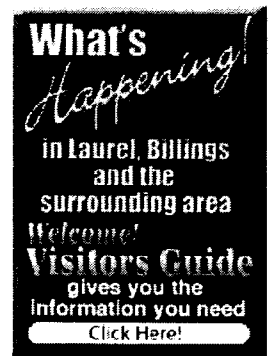
Service clubs in both cites allowed event organizer, Public Service Commissioner Brad Molnar to carry the conservation message to their members.

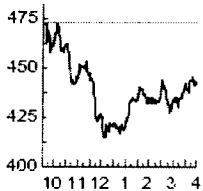
In the final analysis this was the most accurately measured and analyzed conservation effort ever, which is why it took so long to get the final results. Engineers from both power companies, MDU and NorthWestern Energy analyzed minute by minute usage for two days to establish a mutual base line and then compared the results to determine the outcome. "This information will be valuable analyzing the cost effectiveness of new conservation efforts," Molnar said.

In the final analysis, Miles City residents saved enough electricity during the hour to power 177 homes - and they kept 354 pounds of CO2 from being released into the air. A savings of 1.44 percent.

"Those results are proof positive that education and voluntary compliance works as a conservation tool. I prefer education over regulation and this plainly shows the possibilities to be vibrant and defendable," Molnar said.

Laurel's measurements were done on a very different system and took much longer to extract. The temperature during the base periods





6. The Laurel Outlook.com Mar 16, 2010

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was tougher to extrapolate, but the first measurements were the most accurate.

The reduction of the normal upswing of electricity during the 8 pm. to 9 pm. time frame is clear. Laurel saved 116 kWh. Enough to power 116 homes during the event - and reduce CO2 emissions by 80 pounds. Because Laurel's power source includes more than 50 percent hydro generated energy, there was less CO2 to be reduced. The types of coal for generation differ as well.

"In a nutshell, more than 7,000 people were educated about how easy and cost effective conservation can be. Hopefully many of the long term suggestions will be implemented and the residents of Laurel and Miles City shall be well served by this event for a long time," Molnar concluded.

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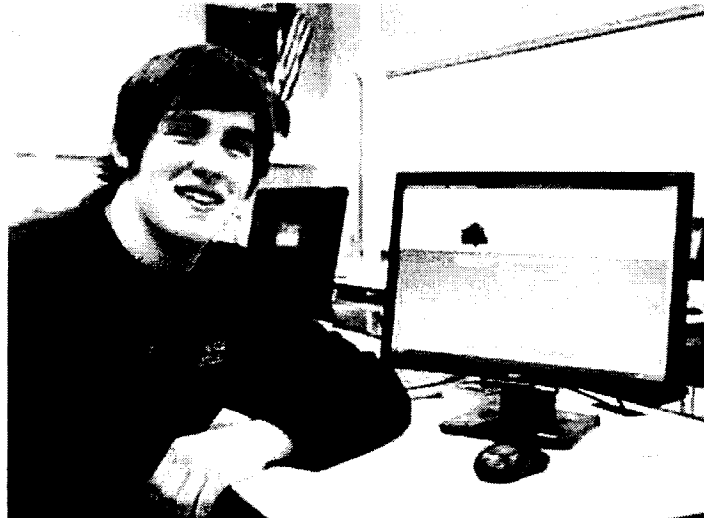
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Big Story

Conservation Challenge website created by local talent

BY LARRY TANGLEN Outlook Staff
Friday, March 21, 2008 3:08 PM MDT



Laurel High School senior Dan Rutt helped District 2 Public Service Commissioner Brad Molnar design a webpage for the Conservation Challenge. The website contains information about the Conservation Challenge and ways people can decrease their energy consumption. Outlook photo by Larry Tanglen

Laurel High School senior Dan Rutt and several students from Custer County High School are helping Public Service Commissioner Brad Molnar with the creation of a conservation website for the upcoming Conservation Challenge in Laurel and Miles City on March 27.

Commissioner Molnar has challenged Laurel and Miles City residents to think about ways to and reasons to conserve energy.

"The message on the website is clear - conservation is determined by what people decide to plug in or not plug in," Molnar said. To view the website go to conservationchallenge2008.com.

These voluntary conservation tips are from the website:

- € Changing from incandescent to compact fluorescent light bulbs
- € Unplugging appliances that aren't in use
- € Turning off computers when they aren't being used.

All of these options are very easy and can create a significant savings.

Conservation brownouts will culminate a local energy education

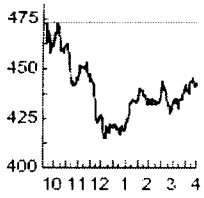
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campaign. The brownouts will be Thursday, March 27, from 8-9 pm. Molnar's goal is to get as many people as possible to join forces and unplug appliances and electronics and turn off lights that are not in use - for one full hour on March 27.

Molnar hopes these simultaneous education campaigns and voluntary brownouts in Laurel and Miles City will heighten awareness about cost-effective energy conservation in Montana. "This is a way for people to learn more about energy conservation," Molnar said.

The Laurel Chamber of Commerce, NorthWestern Energy, MDU, the City of Laurel, the Laurel School District, Wal-Mart and many other area businesses plan to participate in the brownout and encourage their employees to take steps to conserve energy.

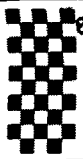
Brochures will be distributed through the schools before the brownout with suggestions on how residents can save energy.

Energy consumption during the brownouts will be reported afterwards to determine the levels of energy saved in the communities through the combined conservation efforts.

Molnar, a Laurel Republican, represents southeast Montana on the five member Public Service Commission.

[printable version](#) [e-mail this story](#)

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THE STATE OF MONTANA
 COMMISSIONER OF POLITICAL PRACTICES
 1205 Eighth Avenue
 Post Office Box 202401
 Helena, MT 59620-2401
 TELEPHONE: 406-444-2942
 FAX NUMBER: 406-444-1643
 WEBSITE: www.politicalpractices.mt.gov

254-7940

FORM C-5 (Revised 05/08)
CANDIDATE CAMPAIGN FINANCE REPORT

ORIGINAL FILING OR AMENDED FILING

REPORTING PERIOD: From May 23, 2008 To May 23, 2008

FOR OFFICE USE ONLY
 Date Received and Postmark Date
 COMMISSIONER OF POLITICAL PRACTICES
 COLLECTED
 2008 JULY 22 P 5:23
 FILED

TYPE OR PRINT IN INK ALL INFORMATION ON THIS FORM EXCEPT CERTIFICATION SIGNATURE

Brad Molnar
 FULL NAME OF CANDIDATE
Box 517 Laurel, MT 59044
 COMPLETE MAILING ADDRESS
 (include City, State, Zip Code)

COMPLETE DESCRIPTION
 OF OFFICE SOUGHT
 (Required)
State

Initial Report
 Periodic Report
 Closing Report
 No transactions in period

CASH SUMMARY: MONEY RECEIVED AND SPENT

- CASH IN BANK - Balance from previous report.....
- RECEIPTS - Total received and deposited this period from Schedule A.....
- CORRECTIONS - Addition or subtraction from Schedule D (Circle: + or -)
 - Subtotal.....
- EXPENDITURES - Total paid out this period from Schedule B.....
- CASH IN BANK - Ending balance this report.....

PRIMARY

\$ 7,000.00
 +
 - \$ 1,485.30
 \$ 5,514.70

GENERAL

\$
 \$
 + \$
 - \$
 - \$
 \$

CERTIFICATION

I, Patty Bergsagel, certify the foregoing report of campaign finances with
 Name Title Treasurer
 all attachments is complete and correct to the best of my knowledge, in accordance with Montana Code Annotated Title 13, chapter 37.

Patty Bergsagel
 Signature
 I, Patty Bergsagel, certify the foregoing report of campaign finances with
 Name Title Treasurer
 all attachments is complete and correct to the best of my knowledge, in accordance with Montana Code Annotated Title 13, chapter 37.

NOTE: Report MUST BE SIGNED by the candidate or candidate's treasurer whose name is on the Statement of Candidate form on file in the office of the Commissioner of Political Practices.

TYPE OR PRINT CLEARLY IN INK

SCHEDULE A.
Receipts - This Reporting Period (continued)

5. Political Action Committee Contributions
 Committee's full registered name and complete mailing address **REQUIRED**

Registered Name	_____
Address	_____
City, State, Zip Code	_____
Registered Name	_____
Address	_____
City, State, Zip Code	_____
Registered Name	_____
Address	_____
City, State, Zip Code	_____
Registered Name	_____
Address	_____
City, State, Zip Code	_____

Date Received <i>Required</i>	In-Kind Description & Value		Cash or Check Amount		Total to Date Amount	
	PRIMARY	GENERAL	PRIMARY	GENERAL	PRIMARY	GENERAL

TOTAL RECEIPTS THIS PAGE

IF ADDITIONAL PAGES ARE NEEDED, THIS FORM MAY BE REPRODUCED

TYPE OR PRINT CLEARLY IN INK

SCHEDULE A. Receipts - This Reporting Period (continued)	Date Received Date Required	In-Kind Description & Value		Cash or Check Amount		Total to Date Amount	
		PRIMARY	GENERAL	PRIMARY	GENERAL	PRIMARY	GENERAL
6. Political Party Committee Contributions Full name & complete mailing address REQUIRED <i>Republican County Central Comm</i> Name <i>P.O. 762</i> Address <i>Billings, MT 59103</i> City, State, Zip Code				2,275		2,275	
Name _____ Address _____ City, State, Zip Code _____							
7. Incidental Committee Contributions Full name & complete mailing address REQUIRED Name _____ Address _____ City, State, Zip Code _____	Date Required						
Name _____ Address _____ City, State, Zip Code _____							
8. Other Political Committee Contributions Full name & complete mailing address REQUIRED Name _____ Address _____ City, State, Zip Code _____	Date Required						
Name _____ Address _____ City, State, Zip Code _____							
TOTAL RECEIPTS THIS PAGE						2,275	

IF ADDITIONAL PAGES ARE NEEDED, THIS FORM MAY BE REPRODUCED

SCHEDULE A. Receipts - This Reporting Period (continued)

9. Individual Contributors of \$35 or More
 REQUIRED: ONE NAME ONLY FOR EACH CONTRIBUTION
 Full name, complete mailing address, occupation, & employer

Name Address City, State, Zip Code	Occupation Employer	In-Kind Description & Value		Cash or Check Amount		Total to Date Amount	
		PRIMARY	GENERAL	PRIMARY	GENERAL	PRIMARY	GENERAL
Ed Melcher P.O. Box 20275 Billings, MT 59105	Ins. Agent Farness Ins. Employer			130		130	
Bernice Nelson 116 Moon Valley Rd. Billings, MT 59105	Property Mgt. Self Employ Employer			130		130	
Ken Hageman P.O. Box 265 Laurel, MT 59044	Retired Employer			50		50	
Rosemary Iso P.O. 189 Joliet, MT 59041	Retired Employer			130		130	
Bill Ebert 1129 Governors Blvd. Billings, MT 59105	Retired Employer			70		70	
TOTAL RECEIPTS THIS PAGE				510			

TOTAL RECEIPTS THIS REPORTING PERIOD
 Include ALL of Schedule A (Sections 1 - 9) in this total

IF ADDITIONAL PAGES ARE NEEDED THIS FORM MAY BE REPRODUCED

TYPE OR PRINT CLEARLY IN INK

SCHEDULE A. Receipts - This Reporting Period (continued)

9. Individual Contributors of \$35 or More REQUIRED: ONE NAME ONLY FOR EACH CONTRIBUTION Full name, complete mailing address, occupation, & employer.	In-Kind Description & Value		Cash or Check Amount		Total to Date Amount	
	PRIMARY	GENERAL	PRIMARY	GENERAL	PRIMARY	GENERAL
Shirley M. Dermott Name 508 Roundhouse Dr. Address Laurel, MT 59044 City, State, Zip Code	Retired Occupation Employer		100		100	
Alvin Ellis Jr. Name HC 50 Box 4840 Address Red Lodge, MT 59068 City, State, Zip Code	Rancher Occupation Self Employer		130		130	
Maureen Ellis Name 18 Ellis Ln Address Red Lodge, MT 59068 City, State, Zip Code	Rancher Occupation Self Employer		130		130	
Ernest Bergsager Name 1332 Swedes Sp. W. Address Malta, MT 59538 City, State, Zip Code	Farmer Occupation Self Employer		100		100	
Bill Holt Name P.O. 129 Address LOLA MT 59847 City, State, Zip Code	Rancher Occupation Self Employer		50		50	
TOTAL RECEIPTS THIS PAGE			510			
TOTAL RECEIPTS THIS REPORTING PERIOD Includes ALL of Schedule A (Sections 1 - 9) in this total						

IF ADDITIONAL PAGES ARE NEEDED, THIS FORM MAY BE REPRODUCED

TYPE OR PRINT CLEARLY IN INK

SCHEDULE A. Receipts - This Reporting Period (continued)

9. Individual Contributors of \$35 or More REQUIRED: ONE NAME ONLY FOR EACH CONTRIBUTION Full name, complete mailing address, occupation, & employer	In-Kind Description & Value		Cash or Check Amount		Total to Date Amount	
	PRIMARY	GENERAL	PRIMARY	GENERAL	PRIMARY	GENERAL
Kimera Sanders Name 3150 Avn. E Address Billings, MT 59102 City, State, Zip Code	Housewife Occupation Employer		100		100	
Paul Delorenzo Name 4138 Phillips St. Address Billings, MT 59101 City, State, Zip Code	Store Owner Occupation Self Employer		50		50	
Leanne Dutton Name 2046 Mariposa Ln. Address Billings, MT 59102 City, State, Zip Code	Housewife Occupation Employee		50		50	
Ben Arnold Name 69 Arnold Rd. Address Broadview, MT 59105 City, State, Zip Code	Farmer Occupation Self Employer		100		100	
Bruce Lee Name P.O. 1222 Address Billings, MT 59102 City, State, Zip Code	Attorney Occupation Self Employer		75		75	
TOTAL RECEIPTS THIS PAGE			375			
TOTAL RECEIPTS THIS REPORTING PERIOD Include ALL of Schedule A (Sections 1 - 9) in this total.						

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TYPE OR PRINT CLEARLY IN INK

SCHEDULE A. Receipts - This Reporting Period (continued)

9. Individual Contributors of \$35 or More REQUIRED: ONE NAME ONLY FOR EACH CONTRIBUTION Full name, complete mailing address, occupation, & employer	In-Kind Description & Value		Cash or Check Amount		Total to Date Amount	
	PRIMARY	GENERAL	PRIMARY	GENERAL	PRIMARY	GENERAL
Thomas Hughes Occupation: <u>Retired</u> Address: <u>819 Polk Dr.</u> City, State, Zip Code: <u>Billings, MT 59102</u>			50		50	
William Fulton Occupation: <u>Geologist</u> Address: <u>P.O. 373</u> City, State, Zip Code: <u>Billings, MT 59103</u>			100		100	
Edward Camped Occupation: <u>Retired</u> Address: <u>3130 Reimers Park</u> City, State, Zip Code: <u>Billings, MT 59102</u>			50		50	
Del Harris Occupation: <u>Banker</u> Address: <u>110 Carr Ave.</u> City, State, Zip Code: <u>Columbus, MT 59109</u>			130		130	
Clarice Schump Occupation: <u>Piano Teacher</u> Address: <u>1317 Yellowstone Ave</u> City, State, Zip Code: <u>Billings, MT 59102</u>			50		50	
TOTAL RECEIPTS THIS PAGE			380			
TOTAL RECEIPTS THIS REPORTING PERIOD Include ALL of Schedule A (Sections 1 - 9) in this total						

IF ADDITIONAL PAGES ARE NEEDED, THIS FORM MAY BE REPRODUCED

C-5 (page 5)

TYPE OR PRINT CLEARLY IN INK

SCHEDULE A. Receipts - This Reporting Period (continues):

9. Individual Contributors of \$35 or More
REQUIRED: ONE NAME ONLY FOR EACH CONTRIBUTION
Full name, complete mailing address, occupation, & employer

Don Holland
P.O. 148
Presettle, MT 59327

William Ryan
3703 Nancy Cooper Pl.
Billings, MT 59106

Sarah Yoder
1193 Nye Rd.
Fishtail, MT 59028

Robert Nance
5033 Hwy 3
Billings, MT
City, State, Zip Code

John Van Noemen
2501 Keel Dr.
Billings, MT 59105

Rancher
Occupation
Self
Employer

Investor
Occupation
Employer

Retired
Occupation
Employer

Retirement Gp.
Occupation
None Retired.
Employer

Landlord
Occupation
Self
Employer

In-Kind Description & Value	Cash or Check Amount		Total to Date Amount	
	PRIMARY	GENERAL	PRIMARY	GENERAL
	75		75	
	100		100	
	50		50	
	100		100	
	50		50	
	375		375	

TOTAL RECEIPTS THIS PAGE

TOTAL RECEIPTS THIS REPORTING PERIOD
Includes ALL of Schedule A (Sections 1 - 9) in this total

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TYPE OR PRINT CLEARLY IN INK

SCHEDULE A. Receipts - This Reporting Period (continued)

9. Individual Contributors of \$35 or More REQUIRED: ONE NAME ONLY FOR EACH CONTRIBUTION Full name, complete mailing address, occupation, & employer		In-Kind Description & Value PRIMARY GENERAL	Cash or Check Amount PRIMARY GENERAL	Total to Date Amount PRIMARY GENERAL
Name Mary Gray Wells Address 50 Cowley Dr. Bozeman, MT 59718 City, State, Zip Code	Housewife Occupation Employer		40	40
Name Jim Rowton Address 22 JB Stetson Billings, MT 59106 City, State, Zip Code	Retiree Occupation Self Employer		130	130
Name Kitty Rowton Address 22 JB Stetson Billings, MT 59106 City, State, Zip Code	Housewife Occupation Employer		130	130
Name James Hampton Address P.O. 3421 Billings, MT 59101 City, State, Zip Code	Retiree Occupation Self Employer		100	100
Name John Fredlund Address P.O. 1362 Billings, MT 59103 City, State, Zip Code	Retiree Occupation Self Employer		100	100
TOTAL RECEIPTS THIS PAGE			500	

TOTAL RECEIPTS THIS REPORTING PERIOD
Include ALL of Schedule A (Sections 1 - 9) in this total

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SCHEDULE A. Receipts - This Reporting Period (continued)

9. Individual Contributors of \$35 or More
 REQUIRED: ONE NAME ONLY FOR EACH CONTRIBUTOR ON
 Full name, complete mailing address, occupation, & employer

Name Address City, State, Zip Code	Occupation Employer	In-Kind Description & Value		Cash or Check Amount		Total to Date Amount	
		PRIMARY	GENERAL	PRIMARY	GENERAL	PRIMARY	GENERAL
Thomas McGillicuddy 993 24th St. W. Billings, MT 59102	Financial Plan. Self Employer			130		130	
R. L. Steatford P.O. 544 Billings, MT 59103	Rancher Self Employer			50		50	
Faye Wood 1321 Meadow Lanceol, MT 59044	Manufacture Woods, Manisod. Employer			50		50	
R.N. Sparragel 330 Cape Cod Billings, MT 59102	Rancher Self Employer			50		50	
George Green 3309 Rimrock Rd. Billings, MT 59102	Financial Plan Self Employer			50		50	
TOTAL RECEIPTS THIS PAGE				330		330	

TOTAL RECEIPTS THIS REPORTING PERIOD
 Include ALL of Schedule A (Sections 1 - 5) in this total

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C-5 (page 5)

TYPE OR PRINT CLEARLY IN INK

SCHEDULE A. Receipts - This Reporting Period (continued)

9. Individual Contributors of \$35 or More REQUIRED: ONE NAME ONLY FOR EACH CONTRIBUTION Full name, complete mailing address, occupation, & employer	In-Kind Description & Value PRIMARY GENERAL	Cash or Check Amount PRIMARY GENERAL		Total to Date Amount PRIMARY GENERAL	
		PRIMARY	GENERAL	PRIMARY	GENERAL
Name: <u>Ken Miller</u> Address: <u>P.O. 184</u> City, State, Zip Code: <u>Laurel, MT 59044</u> Occupation: <u>Furniture Sales</u> Employer: <u>Self</u>		100		100	
Name: <u>Peggy Bergsogel</u> Address: <u>1512 Colorado</u> City, State, Zip Code: <u>Billings, MT 59102</u> Occupation: <u>Teacher</u> Employer: <u>School Dist. #2</u>		50		50	
Name: <u>Arela Jeanne Murray</u> Address: <u>P.O. Box 6431</u> City, State, Zip Code: <u>Wiles City, MT 59301</u> Occupation: <u>Rancher</u> Employer: <u>Self</u>		50		50	
Name: <u>James Almond</u> Address: <u>3103 Ramada Dr.</u> City, State, Zip Code: <u>Billings, MT 59102</u> Occupation: <u>Retired</u> Employer: _____		50		50	
Name: <u>Garry Paulin</u> Address: <u>517 Mississippi Rd</u> City, State, Zip Code: <u>Wiles City, MT 59301</u> Occupation: <u>Retired</u> Employer: _____		50		50	
TOTAL RECEIPTS THIS PAGE		300		300	
TOTAL RECEIPTS THIS REPORTING PERIOD Include ALL of Schedule A (Sections 1 - 9) in this total		7,000		7,000	

IF ADDITIONAL PAGES ARE NEEDED THIS FORM MAY BE REPRODUCED

C-5 (page 6)

TYPE OR PRINT CLEARLY IN INK

SCHEDULE B. Expenditures -- This Reporting Period	Purpose	Date	Amount	
			PRIMARY	GENERAL
1. PETTY CASH Expenditures (TOTAL THIS PERIOD)				
2. All Other Expenditures Full name and complete mailing address of each payee REQUIRED				
Stage Coach Station Name 3010 Stower St. Address Miles City, MT 59301 City, State, Zip Code	Fuel	2/3/08	34.80	
Comfort Inn Miles City Name 1615 S. Hayes Ave Address Miles City, MT 59301 City, State, Zip Code	Lodging	2/3/08	169.06	
Post Master Laurel Name 614 1st Ave. Address Laurel, MT 59044 City, State, Zip Code	Postage	3/14/08	41.00	
Secretary of State Name P.O. 202801 Address Helena, MT 59620 City, State, Zip Code	Filing Fee	3/18/08	812.99	
Yellowstone County Central Comm. Name P.O. 762 Address Billings, MT 59103 City, State, Zip Code	LEAD Rinner	3/17/08	100.00	
TOTAL EXPENDITURES THIS PAGE--INCLUDING PETTY CASH			1,157.85	

TOTAL EXPENDITURES THIS REPORTING PERIOD ALL of Schedule B (Sections 1 & 2) In this total

IF ADDITIONAL PAGES ARE NEEDED, THIS FORM MAY BE REPRODUCED

C-5 (page 6)

TYPE OR PRINT CLEARLY IN INK

SCHEDULE B. Expenditures - This Reporting Period		Purpose	Date	Amount	
1. PETTY CASH Expenditures (TOTAL THIS PERIOD)				PRIMARY	GENERAL
2. All Other Expenditures Full name and complete mailing address of each payee REQUIRED					
BHCRC Name <u>Box 107</u> Address <u>Forsythe, MT 59327</u> City, State, Zip Code		LRED Dinner	3/29/08	40.00	
Post Master Helens Name <u>2300 N. HARRIS</u> Address <u>Helena, MT 59601</u> City, State, Zip Code		Stamps	5/9/08	27.00	
Commissioner of Political Pract. Name <u>1205 Eighth Ave.</u> Address <u>Helena, MT 59620</u> City, State, Zip Code		Old Campaign Records	5/19/08	27.40	
Town Pump Name <u>312 S. 1st Ave.</u> Address <u>Fowler, MT 59044</u> City, State, Zip Code		Fuel	5/18/08	60.00	
Four Corners Name <u>3 Ten Mile Rd.</u> Address <u>Ferry, MT 59349</u> City, State, Zip Code		Fuel	5/18/08	63.67	
TOTAL EXPENDITURES THIS PAGE--INCLUDING PETTY CASH				218.07	
TOTAL EXPENDITURES THIS REPORTING PERIOD ALL of Schedule B (Sections 1 & 2) In this total					

IF ADDITIONAL PAGES ARE NEEDED, THIS FORM MAY BE REPRODUCED

C-5 (page 6)

TYPE OR PRINT CLEARLY IN INK

SCHEDULE B. Expenditures - This Reporting Period	Purpose	Date	Amount	
			PRIMARY	GENERAL
1. PETTY CASH Expenditures (TOTAL THIS PERIOD)				
2. All Other Expenditures Full name and complete mailing address of each payee REQUIRED				
Town Pump Name 974 Front St. Address Presythe, MT 59327 City, State, Zip Code	Fuel	5/16/08	89.38	
Perma letter Name 1105 4th Ave. North Address Billings, MT 59101 City, State, Zip Code	Stencil	5/13/08	20.00	
Name _____ Address _____ City, State, Zip Code _____				
Name _____ Address _____ City, State, Zip Code _____				
Name _____ Address _____ City, State, Zip Code _____				
TOTAL EXPENDITURES THIS PAGE--INCLUDING PETTY CASH			109.38	
TOTAL EXPENDITURES THIS REPORTING PERIOD ALL of Schedule B (Sections 1 & 2) in this total			1485.30	

IF ADDITIONAL PAGES ARE NEEDED, THIS FORM MAY BE REPRODUCED

C-5 (page 7)

TYPE OR PRINT CLEARLY IN INK

SCHEDULE C. Debts and Loans Not Yet Paid

Full name and complete mailing address of each creditor **REQUIRED**

Name

Address

City, State, Zip Code

Name

Address

City, State, Zip Code

Name

Address

City, State, Zip Code

Purpose

Date Incurred

Balance Due
PRIMARY
GENERAL

SCHEDULE D. Utilize this section to report corrections to receipts, contributions, and expenditures reported on a prior report.

Originally Reported on
DATE SCHEDULE

As Originally Reported

Explain Correction

IF ADDITIONAL PAGES ARE NEEDED, THIS FORM MAY BE REPRODUCED

RE: Constituent Questions

McHugh, Robin

Sent: Thursday, July 24, 2008 2:36 PM

To: Mary Jo Fox [fox1@wildblue.net]

Cc: PSC_Comm'nrs; PSC_ACT; Litschauer, Staci

*Corporate financing
of community
events*

Ms. Fox: The event you refer to was initiated and organized by Commissioner Molnar; it was not a Commission event, and was not official business of the Commission. Commissioners are free to initiate events in their districts, according to the assessment of each Commissioner on what would be beneficial to constituents. Examples of such events, in addition to the event Commissioner Molnar organized, would be town meetings at times and on topics that an individual Commissioner wants to discuss. If the financial details of such events are public record, those records are not lodged at, nor to my knowledge required to be lodged at the PSC. No PSC or State funds are expended for such events, except arguably a Commissioner salary. Commissioner salaries are public and are set by statute. Robin

From: Mary Jo Fox [mailto:fox1@wildblue.net]
Sent: Wednesday, July 23, 2008 11:26 AM**To:** McHugh, Robin**Subject:** Constituent Questions

Hello Mr. McHugh,

Thank you for advising me of the information that I can expect to receive from the Public Service Commission. I am grateful for the effort you are making and the courtesy of an update. I can be reached at (406) 672-4801. Please call me to discuss question number #8. I should be available anytime Wednesday, and Thursday until 2:00 p.m. I am available until Noon on Friday, or after 3 p.m. I look forward to visiting with you and Dave De Gil.

I do have lingering questions regarding items 1-3. If Commissioner Molnar's "brownout" was, in fact, an "educational event" associated with Commissioner Molnar's duties or responsibilities as a PSC member, I would expect that financial details associated with this "educational event" would be public record. If the event was not actually an "educational event" associated with Commissioner Molnar's duties or responsibilities as a PSC member, then Commissioner Molnar should correct the public record regarding this event and identify this event as a personal and private enterprise—thereby making the financial records surrounding this event private. Until that happens, I believe this financial information pertaining to "official business" is public record and should be available for public review. I regret that the PSC staff must be put in the difficult position as "middleman" for my request, and I understand that the PSC may not currently have direct access to this information, but since Mr. Molnar has claimed the brownout to be an "educational event", part of his official duties, and Commissioner Molnar has indicated he is unwilling to provide the information, I must rely upon the PSC to obtain the information for me. Please try to obtain this information and at least let me know how this effort turns out.

Thanks again,

Mary Jo Fox
fox1@wildblue.net
(406) 672-4801

RESP EX. "C"