

STATE OF ALASKA

Department of Administration

Alaska Public Offices Commission

SEAN PARNELL, GOVERNOR

☒ 2221 EAST NORTHERN LIGHTS, SUITE 128
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PHONE: 907-276-4176 / FAX: 907-276-7018
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JUNEAU, ALASKA 99811-0222
PHONE: 907-465-4864 / FAX: 907-465-4832
TOLL-FREE: 866-465-4864

<http://doa.alaska.gov/apoc/>

August 5, 2010

July Leslie, Treasurer
Alaskans for Open Government
c/o Kenneth Jacobus
310 K Street, Suite 200
Anchorage, AK 99501-2064
kpjlaw@yahoo.com
(907) 264-6666 (fax)

Sent via mail, email, and fax

RE: Civil Penalty Assessment and Appeal Instructions

Dear Ms. Leslie:

The purpose of this letter is to inform you that the combined year-end report, group registration, and combined Form 15-5 reports filed in June 2010 by Alaskans for Open Government (AOG) failed to timely comply with APOC reporting requirements. These delinquent reports are subject to a civil penalty assessment as detailed below.

According to records and documents AOG submitted to APOC, AOG made numerous contributions to Clean Team Alaska (Committee to Stop the Corruption) between May 2008 and June 2010. These contributions totaled \$140,220. Under AS 15.13.040(k), AOG was required to report all contributions totaling \$500 or more to Clean Team within 30 days of making the contribution. AOG did not report any contributions to Clean Team/CSC until June 28, 2010, after requested to do so by APOC.

The specific contributions that were not timely reported are as follows:

- \$1,500 (5/9/08)
- \$1,000 (8/7/08)
- \$525 (9/30/08)
- \$2,200 (11/3/08)
- \$5,000 (2/5/09)

- \$3,000 (3/9/09)
- \$3,900 (3/30/09)
- \$3,000 (5/1/09)
- \$5,100 (6/1/09)
- \$3,300 (7/1/09)
- \$3,050 (8/1/09)
- \$10,000 (9/1/09)
- \$12,000 (10/15/09)
- \$8,100 (11/23/09)
- \$11,900 (12/15/09)
- \$11,810 (1/22/10)
- \$18,125 (2/22/10)
- \$12,310 (3/26/10)
- \$12,000 (4/12/10)
- \$10,900 (5/10/10)
- \$1,500 (6/17/10)

Reports of these contributions were a combined **5,532** days late as of June 28, 2010. Under AS 15.13.390, the failure to timely file a report is a violation of the requirements of the state campaign disclosure laws and results in the assessment of civil penalties. The maximum penalty applicable to AOG for these violations is **\$50** per day or **\$276,600**.

AOG also failed to timely register as a group with APOC. AOG should have registered as a group prior to contributing any funds to Clean Team Alaska (Committee to Stop the Corruption) on August 7, 2008, and possibly prior to that date. Using August 7, 2008 as a starting date, AOG's group registration, filed on June 2, 2010, was **690** days late. Under AS 15.13.390, the maximum penalty applicable to AOG for this violation is **\$33,200**.

As a group that should have registered prior to August 7, 2008, AOG was also required to file year-end reports for 2008 (due February 16, 2009) and 2009 (due February 16, 2010). AOG filed one report, covering the period from 5/15/2008 to December 31, 2009, on June 12, 2010. Considered separately, the 2008 year-end report was **497** days late and the 2009 year-end report was **132** days late. Under AS 15.13.390, the total maximum fine for this violation is **\$29,850**. This amount does not consider any penalty that may apply for omissions or errors on the year-end reports.

AOG is additionally required to amend its combined year-end report filing in order to have separate reports for 2008 and 2009. In those reports, please identify *all* expenditures made by AOG during 2008 and 2009, including expenditures made during the signature gathering stage that were intended to influence the outcome of the election. AOG should identify the contributions that resulted in its beginning cash on hand of \$3,087.83. APOC also requires that AOG provide a written explanation for the discrepancies between AOG's listed sources of

contributions and the contributions identified in the attached Anchorage Press article dated June 30, 2010. Specifically, this article mentions two contributions of \$30,000 to AOG in 2008 from Legislative Education Action Drive and the South Dakota Conservative Action Council. These contributions are not listed on the June 12, 2010 combined year-end report filed by AOG, and should be included in the amended year-end reports.

The combined civil penalty due for the violations identified above is \$339,650. Please submit your payment by check to the Alaska Public Offices Commission for the accrued penalty. If you cannot pay the entire balance at one time due to financial hardship, please call our office to discuss the details of a payment agreement.

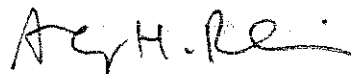
Please note that you have the right to appeal the assessment of this penalty. A copy of the criteria the Commission uses to determine if an assessed penalty should be reduced is attached. **If you wish to contest the assessment of the penalty, you must submit any outstanding delinquent reports and the enclosed appeals affidavit to the Commission within 30 days of the date of this letter. Discussions with staff regarding a payment agreement do not toll the appeal period.** The APOC staff will review your affidavit and make a recommendation to the Commission regarding whether the penalty should be affirmed, reduced or waived. The staff will notify you of its recommendation before the Commission meeting at which your appeal is considered. At that meeting, the Commission will review your affidavit and consider your appeal. You may participate in this meeting in person or by phone. Further information on your right to appeal the assessment of penalty can be found at AS 15.13.390 and 2 AAC 50.399.

Failure to respond to this notice either by making payment arrangements or by appealing the assessment will result in the staff presenting this matter to the Commission for entry of a final order assessing the penalty due.

Please note that a copy of this letter will be placed in your permanent APOC file and is subject to public review.

Should you have any further questions, please contact this office at 907-276-4176. If you are calling long distance to Anchorage from within the state, you may call toll-free at 800-478-4176. Thank you for your time and attention to this serious matter.

Sincerely,
ALASKA PUBLIC OFFICES COMMISSION



Amy H. Robinson
Associate Attorney II

Enclosures June 30, 2010 Anchorage Press Article
Civil Penalty Appeal Mitigation Criteria

(Attempting to) follow the money

By Brendan Joel Kelley

When Clean Team Alaska, the group backing Proposition 1, the so-called Anti-Corruption Act, announced it was suspending its campaign a couple of weeks ago, its stated reason was that Lieutenant Governor Craig Campbell had changed the summary of the initiative that would be on the ballot.

The Anti-Corruption Act would, according to the language approved by Campbell for the summary, “ban the use of public funds for political campaigns and lobbying by state and local government agencies, and school districts... It would ban political contributions by government contract holders and members of their families. It would ban legislators and their staff from being employed by government contract holders for two years after leaving state service.”

Proposition 1’s opposition, a group called Stop the Gag Law, has gained support from groups as diverse as labor unions, the Alaska Municipal League, Associated General Contractors, the Resource Development Council and municipal governments all over the state, including Anchorage.

Days after the announcement that Clean Team Alaska was suspending its campaign, the *Fairbanks News-Miner* reported that the Alaska Public Offices Commission was pressuring a financial backer of Clean Team Alaska to reveal the sources of one of its contributor’s finances. Alaskans for Open Government, a 501(c) (4) nonprofit, run by Anchorage attorney Ken Jacobus, donated the bulk of the money Clean Team Alaska had. And most—though not all—of Alaskans for Open Government’s money came from Americans for Limited Government, a Virginia based nonprofit, the chairman of which is Manhattan-based real estate developer Howie Rich.

According to Jacobus, APOC wanted to know who the contributors to Americans for Limited Government were. But, “Americans for Limited Government did not want to subject itself to the jurisdiction of APOC by making any more contributions, so they just stopped,” Jacobus says, and Clean Team Alaska suspended its campaign.

Jacobus says Americans for Limited Government was the major contributor to Alaskans for Open Government. But IRS reports from 2008 reveal that two other groups affiliated with Howie Rich contributed \$30,000 each during that year to Alaskans for Open Government: Legislative Education Action Drive, of which Rich is the president, and the South Dakota Conservative Action Council, which received \$100,000 in 2008 from U.S. Term Limits, another group which Rich is the chairman of.

Rich is a controversial and somewhat mysterious figure, named by NPR and the Center for Investigative Reporting’s Secret Money Project in 2008 as one of the “leaders behind the independent groups who have the potential to influence this election. These groups do not have to disclose their donors and spending the same way candidates do. Some don’t have to disclose at all.”

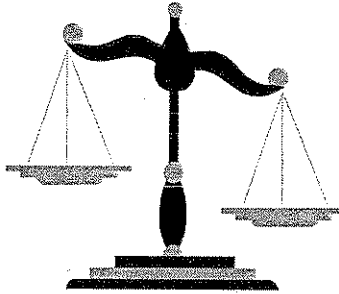
Rich has funded similar measures to Proposition 1 in other states in 2008—Colorado, Montana, Nevada and South Dakota. Besides Alaska, the initiatives only made it to the ballot in South Dakota, where it was rejected 65 to 35 percent, and Colorado, where it narrowly passed, but was struck down by Colorado’s state supreme court as unconstitutional in February of this year.

Jacobus says he’s never met Howie Rich before, and was surprised when Flashlight mentioned the contributions from the South Dakota Conservative Action Council and the Legislative Education Action Drive in 2008. “I have to pay closer attention to that,” he says. “I’m not certain.”

Nonetheless, Jacobus says Alaskans for Open Government did its best to comply with APOC's requests. "We don't think APOC can require Alaskans for Open Government to register [as a group]; it's not a ballot group," he says. "We did register anyway and we disclosed everything that we had, because we're not trying to keep anything secret. I'd rather do what [APOC wants] rather than fight them and spend a lot of money on something which is really unproductive and it makes us look like we're trying to hide something. We're really not trying to hide something."

bjk@anchoragepress.com

Civil Penalty Assessment Appeal Mitigation Criteria
November 2009



MITIGATION CRITERIA (ALL LAWS)

Public Official Financial Disclosure Law - AS 39.50

Legislative Financial Disclosure Law - AS 24.60.200 – 260

Regulation of Lobbying Law - AS 24.45

Campaign Disclosure Law – AS 15.13

Staff Recommendations: When reviewing civil penalty appeals, staff will consider the mitigation criteria described below. Staff's recommendation to the Commission will also take into account any aggravating factors identified in that review.

I. GENERAL CONSIDERATIONS. The staff will consider the affiant's length of experience, filing statements or reports, and the affiant's filing history when reviewing civil penalty appeals.

II. CRITERIA FOR A WAIVER (Up to 100% Reduction) May be used in conjunction with Part III below.

1. **Personal emergency or incapacitating illness.** The appellant, or a member of the appellant's immediate family or household, experiences a personal emergency or incapacitating illness that prevents timely filing. An appellant that is a corporate entity may not use this criterion to request a waiver since the definition of filer refers to the entity, not an employee or volunteer for the entity. Personal emergency includes emergency call out for military service, a natural disaster, or a civil disturbance.
2. **Staff error.** The late filing is due to an APOC staff error (*e.g.*, failing to mail the reporting materials in sufficient time for filing by the due date, mailing or stating incorrect information to filers, mailing deficiencies resulting in some filers receiving notices later than others), or confirmed technical problems with APOC equipment, including the electronic filing program.
3. **Administrative costs (groups only).** Group reports that contain only administrative costs.
4. No **significant harm** to the public AND no aggravating factors.
5. The maximum civil penalty assessment is significantly greater and out of proportion to the degree of harm to the public for not having the information.
6. Unique circumstances.

Civil Penalty Assessment Appeal Mitigation Criteria
November 2009

III. CRITERIA FOR UP TO 50 % REDUCTION OF MAXIMUM CIVIL PENALTY

Refer to the definitions section for any criterion listed below in **bold font**.

1. **Good filing history** AND zero report
2. **Inexperienced filer**
3. Potential technical error at APOC (communication, fax machine, computer program etc.)
4. Meets the *de minimus* threshold.
5. Meets the marginal threshold combined with other factors such as potential technical error or self-reporting.
6. Unique circumstances.

IV. CRITERIA FOR UPHOLDING MAXIMUM PENALTY (0% Reduction): Appeals that do not meet the criteria for either a waiver or a 50% reduction are recommended for the full civil penalty assessment. Staff should not consider any of the following reasons as compelling rationales for a penalty reduction recommendation, barring unique circumstances:

1. relying on another person or mailroom to timely mail, postmark, or submit the statement
2. forgetting to file
3. claiming volunteer status
4. alleging no change in data from previous statements on file
5. relying on filer's own staff to remind filer of the filing deadline
6. asserting being too busy to file
7. claiming staff turnover, unless there are extreme examples of turmoil in the filer's office that warrant a determination of unique circumstances
8. being out of town, unless the travel was unplanned or unavoidable (*i.e.*, personal emergency, weather related travel problems, *etc.*)

V. DEFINITIONS

Dollar Amount Thresholds:

De Minimus: Unreported or mistakenly reported information valued up to and including \$100.

Marginal: Unreported or mistakenly reported information valued at more than \$100 and up to and including \$1000.

Substantial: Unreported or mistakenly reported information valued at more than \$1000.

Filer: The entity who has the responsibility to file, not an employee of or a volunteer for the entity.

Good Filing History: A filer with no late filings in the previous consecutive five years.

Inexperienced Filer: Any entity or filer in their first year of filing disclosures.

Aggravating Factors: Includes poor reporting history, evidence of deliberate non-reporting or failure to cooperate with staff.

No Significant Harm to the Public: The error creates no significant harm to the public when there are no aggravating factors and:

Civil Penalty Assessment Appeal Mitigation Criteria
November 2009

1. the dollar amount missing from a form or disclosure is *de minimus*;
2. the dollar amount of the information missing from a form or disclosure is marginal and the filer self-reported the error; or
3. the missing or incomplete information is readily available to the public through another forum.

Send Result Report

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August 5, 2010

July Leslie, Treasurer
Alaskans for Open Government
c/o Kenneth Jacobus
310 K Street, Suite 200
Anchorage, AK 99501-2064
kpjlaw@yahoo.com
(907) 264-6666 (fax)

Sent via mail, email, and fax

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LAW OFFICES OF
KENNETH P. JACOBUS
A PROFESSIONAL CORPORATION
310 K Street, Suite 200
ANCHORAGE, AK 99501-2064
TELEPHONE (907) 277-3333
FAX (907) 264-6666

VIA FAX 907-276-7018
Original Mailed

June 26, 2010

Vullnet Greva
Alaska Public Offices Commission
2221 East Northern Lights Blvd., Room 128
Anchorage AK 99508-4149

ARRIVED

JUN 23 2010

RECEIVED

Re: Alaskans For Open Government, Inc.
Filing of Form 15-5

Dear Mr. Greva,

In accord with our telephone conversation, I have enclosed a single Form 15-5 which lists all the contributions made to Clean Team Alaska from May 1, 2008, through June 26, 2010. I do not anticipate making any additional contributions to Clean Team Alaska from Alaskans for Open Government, but if there are, I will file individual Forms 15-5 after these contributions are made.

Thank you. If you have any particular questions, please let me know.

Very truly yours,

KENNETH P. JACOBUS, P.C.

By


Kenneth P. Jacobus

KPJ:me

Encl.

INCOME - YEAR-END REPORT 2009
ALASKANS FOR OPEN GOVERNMENT, INC.

1. Contributor - Americans for Limited Government, Inc.
A private organization dedicated to protecting the
Rights and Liberties of the Individual
Web site: getliberty.org
9900 Main Street, Suite 303
Fairfax VA 22031

10/31/08	\$ 2500
2/3/09	5800
3/6/09	3000
4/1/09	3900
5/6/09	3000
5/28/09	5100
7/2/09	3300
8/12/09	3050
9/2/09	10000
11/13/09	8110
12/3/09	11910
12/31/09	13810

Contributor Total \$ 73480

2. Contributor - Legislative Education Action Drive
9900 Main Street, Suite 303
Fairfax VA 22031

10/14/09	\$ 11570
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TOTAL CONTRIBUTIONS \$ 85050

JUN 12 2010

EXPENSES - YEAR-END REPORT 2009
ALASKANS FOR OPEN GOVERNMENT, INC.

1. Contributed to: Clean Team Alaska
109 West Sixth Avenue, Suite 202
Anchorage AK 99501

5/9/08	\$ 1500
16/10/08	1000
9/30/08	\$ 525
11/3/08	2200
2/9/09	5000
3/9/09	3000
4/2/09	3900
5/6/09	3000
5/29/09	5100
7/3/09	3300
8/17/09	3050
9/3/09	10000
10/15/09	12000
11/23/09	8100
12/15/09	11900

Contributed Total \$ 73575

All contributions made by direct electronic transfer between accounts - no checks involved.

2. Bank Fees: Wells Fargo \$15.00
Anchorage AK 99501

TOTAL EXPENSES \$ 73590

JUN 1 2 2010

STATE OF ALASKA

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SEAN PARNELL, GOVERNOR

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FAX: (907) 465-4832

June 22, 2010

July Leslie, Treasurer
Alaskans for Open Government
c/o Kenneth Jacobus
310 K St. #200
Anchorage, AK 99501-2064

Via fax to: 907-264-6666

RE: Delinquent Reports of Contributions to Other Groups

Dear Ms. Leslie:

According to our records, Alaskans for Open Government did not report contributions it made to the groups Committee to Stop the Corruption and Clean Team Alaska during 2008, 2009, or 2010. Under AS 15.13.040(k), Alaskans for Open Government is required to report all contributions totaling \$500 or more to any group organized for the principle purpose of influencing the outcome of a ballot proposition. These contributions are to be reported no later than 30 days after they were made.

The Year End Reports filed by Committee to Stop the Corruption and Clean Team Alaska indicate that Alaskans for Open Government made the following contributions to these groups without subsequently reporting the contributions to APOC:

- \$1,000 (8/7/08)
- \$525 (9/30/08)
- \$2,200 (11/3/08)
- \$5,000 (2/5/09)
- \$3,000 (3/9/09)
- \$3,900 (3/30/09)
- \$3,000 (5/1/09)
- \$5,100 (6/1/09)

- \$3,300 (7/1/09)
- \$3,050 (8/1/09)
- \$10,000 (9/1/09)
- \$12,000 (10/15/09)
- \$8,100 (11/23/09)
- \$11,900 (12/15/09)
- \$11,810 (1/22/10)

Additionally, APOC has not received reports of any contributions from Alaskans for Open Government to Clean Team Alaska since January 22, 2010. If Alaskans for Open Government has made any contributions during this time, those must be reported as well.

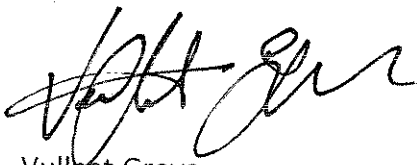
The late reports listed above (and reports of any additional contributions that are not listed) are subject to a civil penalty of up to \$50 per day. See AS 15.13.390(a). The penalty will continue to accrue until the date the reports are filed. APOC will contact you regarding a penalty assessment and appeal procedures after the delinquent reports are received.

Please submit the delinquent reports to APOC by July 1, 2010. You can access blank statement of contribution report forms or on our website at http://doa.alaska.gov/apoc/forms_all.html. Please contact our office if you have questions about how to fill out the required forms.

This letter will be placed in your permanent APOC file and is subject to public review.

Thank you for your time and attention to this serious matter.

Sincerely,
ALASKA PUBLIC OFFICES COMMISSION



Vullnet Greva
Campaign Disclosure, Administrator

cc: Jerry Rohacek
Kenneth Jacobus

LAW OFFICES OF
KENNETH P. JACOBUS
A PROFESSIONAL CORPORATION
310 K Street, Suite 200
ANCHORAGE, AK 99501-2064
TELEPHONE (907) 277-3333
FAX (907) 264-6666

VIA FAX 907-276-7018
Original Mailed

June 9, 2010

Vullnet Greva
Alaska Public Offices Commission
2221 East Northern Lights Blvd., Room 128
Anchorage AK 99508-4149

Re: Alaskans For Open Government, Inc.
Filing of 2009 Annual Report

Dear Mr. Greva,

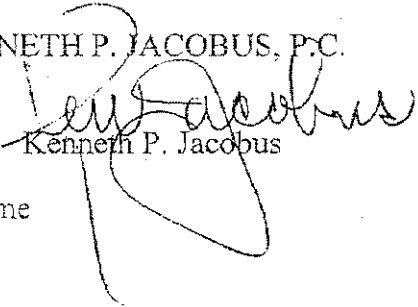
I am still working on this, and want to get it correct. Now hoping for a filing tomorrow.

Thank you for your patience.

Very truly yours,

KENNETH P. JACOBUS, P.C.

By


Kenneth P. Jacobus

KPJ:me

ARRIVED

JUN 10 2010

APOL-ANCH
VIA FAX BL

LAW OFFICES OF
KENNETH P. JACOBUS
A PROFESSIONAL CORPORATION
310 K Street, Suite 200
ANCHORAGE, AK 99501-2064
TELEPHONE (907) 277-3333
FAX (907) 264-6666

ARRIVED

JUN 11 2010

**APOC-APCH
PRINCIPAL**

6/10/10

VIA FAX 907-276-7018
Original Mailed

June 9, 2010

Vullnet Greva
Alaska Public Offices Commission
2221 East Northern Lights Blvd., Room 128
Anchorage AK 99508-4149

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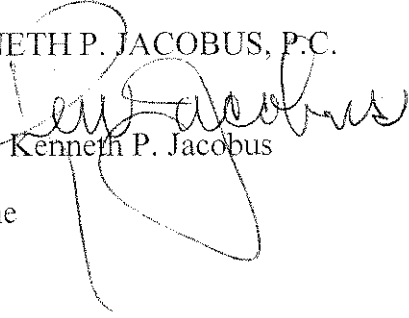
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By


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June 8, 2010

Vullnet Greva
Alaska Public Offices Commission
2221 East Northern Lights Blvd., Room 128
Anchorage AK 99508-4149

ARRIVED

JUN 09 2010

APPROVED
BY HC FAYEL

Re: Alaskans For Open Government, Inc.
Filing of 2009 Annual Report

Dear Mr. Greva,

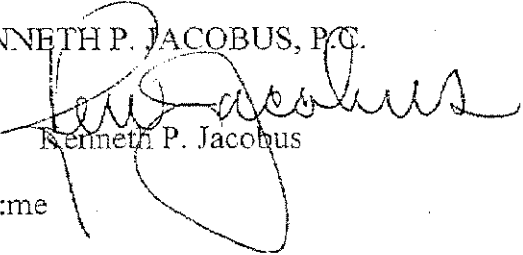
I thought that I would be able to file this report on June 8, but need to confirm some of the information. You should be able to expect this report on June 9, 2010. My absence from the office for medical reasons has really disrupted my schedule.

Thank you for your patience.

Very truly yours,

KENNETH P. JACOBUS, P.C.

By


Kenneth P. Jacobus

KPJ:me

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TELEPHONE (907) 277-3333
FAX (907) 264-6666

ARRIVED

JUN 10 2010

**APOC-ANCH
FBI HC FAX ELE**

6-9-10

DATE

Approved
for Payment

C C

Account

VIA FAX 907-276-7018
Original Mailed

June 8, 2010

Vullnet Greva
Alaska Public Offices Commission
2221 East Northern Lights Blvd., Room 128
Anchorage AK 99508-4149

Re: Alaskans For Open Government, Inc.
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Kenneth P. Jacobus

KPJ:me

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TELEPHONE (907) 277-3333
FAX (907) 264-6666

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June 3, 2010

Vullnet Greva
Alaska Public Offices Commission
2221 East Northern Lights Blvd., Room 128
Anchorage AK 99508-4149

ARRIVED

JUN 04 2010

APPROPRIATE
FOR FILING

Re: Alaskans For Open Government
Our Meeting May 18, 2010
Your letter dated May 21, 2010

Dear Mr. Greva,

Thank you for your letter of May 21, 2010. I am writing this letter to place a response to that letter in the record because I do disagree with some of the points that you made.

First, I specifically did not agree or state that Alaskans for Open Government (AOG) was a group, or that the purpose of AOG was to give money to Clean Team Alaska.

My position is and was that AOG is not a "group" within the terms of AS 15.13.400 because it was not formed for the purpose of influencing the outcome of an election. AOG is a corporation which was formed for the purposes set forth in its articles of incorporation. While AOG has assisted Clean Team Alaska, and supports the initiative for which Clean Team is the ballot group, AOG does other things and has other purposes. While AOG at this time is providing assistance to Clean Team Alaska, this is not all that AOG does.

My concern about registering AOG was whether or not that would waive AOG's argument that it is not required to register. That was all.

Second, while I stated that we supported Clean Team Alaska, this was in response to your suggestion that our solicitations were in the form of "give us money so that we can support or give money to Clean Team Alaska." My response was intended to be that AOG supported Clean Team Alaska, but the form of solicitation was not in the form that you suggested.

Third, it is not accurate that I stated that AOG has done little else to date, but it is correct that AOG is providing some assistance to Clean Team Alaska.

Finally, it is not accurate that AOG was formed in part to protect the identity of any donors. I did state that certain donors might want to keep their donations confidential for fear of retaliation. As you can see from information available, this initiative is being strongly opposed, mainly by those special interests who profit from receiving government money, such as unions, politicians, and public contractors. They have already raised several hundred thousand dollars, and hope to raise more than one million dollars to oppose this initiative. The danger of retaliation against our donors is real.

Alaska Public Offices Commission
June 3, 2010
Page 2

I have already filed the initial disclosure form, and will file the year end report for 2009, probably tomorrow, or the latest over the weekend. If your office is closed, I will file by fax with the original being mailed to you.

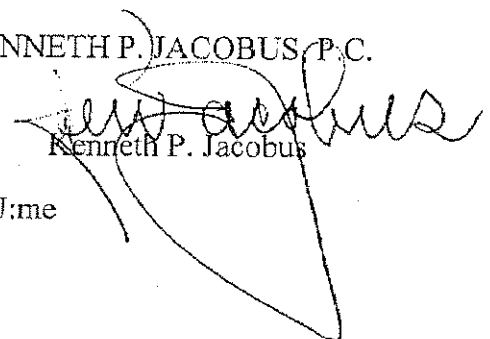
I would still like to know more about the Pebble case and how it affects AOG.

Thank you.

Very truly yours,

KENNETH P. JACOBUS P.C.

By


Kenneth P. Jacobus

KPJ:me

JUN 04 2010

LAW OFFICES OF
KENNETH P. JACOBUS
A PROFESSIONAL CORPORATION
310 K Street, Suite 200
ANCHORAGE, AK 99501-2064
TELEPHONE (907) 277-3333
FAX (907) 264-6666

VIA FAX 907-276-7018
Original Mailed

June 3, 2010

Vullnet Greva
Alaska Public Offices Commission
2221 East Northern Lights Blvd., Room 128
Anchorage AK 99508-4149

ARRIVED

JUN 07 2010

Re: Alaskans For Open Government
Our Meeting May 18, 2010
Your letter dated May 21, 2010

~~RECEIVED~~
NO FAX EL
6/5/10

Dear Mr. Greva,

Thank you for your letter of May 21, 2010. I am writing this letter to place a response to that letter in the record because I do disagree with some of the points that you made.

First, I specifically did not agree or state that Alaskans for Open Government (AOG) was a group, or that the purpose of AOG was to give money to Clean Team Alaska.

My position is and was that AOG is not a "group" within the terms of AS 15.13.400 because it was not formed for the purpose of influencing the outcome of an election. AOG is a corporation which was formed for the purposes set forth in its articles of incorporation. While AOG has assisted Clean Team Alaska, and supports the initiative for which Clean Team is the ballot group, AOG does other things and has other purposes. While AOG at this time is providing assistance to Clean Team Alaska, this is not all that AOG does.

My concern about registering AOG was whether or not that would waive AOG's argument that it is not required to register. That was all.

Second, while I stated that we supported Clean Team Alaska, this was in response to your suggestion that our solicitations were in the form of "give us money so that we can support or give money to Clean Team Alaska." My response was intended to be that AOG supported Clean Team Alaska, but the form of solicitation was not in the form that you suggested.

Third, it is not accurate that I stated that AOG has done little else to date, but it is correct that AOG is providing some assistance to Clean Team Alaska.

Finally, it is not accurate that AOG was formed in part to protect the identity of any donors. I did state that certain donors might want to keep their donations confidential for fear of retaliation. As you can see from information available, this initiative is being strongly opposed, mainly by those special interests who profit from receiving government money, such as unions, politicians, and public contractors. They have already raised several hundred thousand dollars, and hope to raise more than one million dollars to oppose this initiative. The danger of retaliation against our donors is real.

Alaska Public Offices Commission
June 3, 2010
Page 2

I have already filed the initial disclosure form, and will file the year end report for 2009, probably tomorrow, or the latest over the weekend. If your office is closed, I will file by fax with the original being mailed to you.

I would still like to know more about the Pebble case and how it affects AOG.

Thank you.

Very truly yours,

KENNETH P. JACOBUS, P.C.

By


Kenneth P. Jacobus

KPJ:me

JUN 07 2010

LAW OFFICES OF
KENNETH P. JACOBUS
A PROFESSIONAL CORPORATION
310 K Street, Suite 200
ANCHORAGE, AK 99501-2064
TELEPHONE (907) 277-3333
FAX (907) 264-6666

VIA FAX 907-276-7018
Original Mailed

June 2, 2010

Vullnet Greva
Alaska Public Offices Commission
2221 East Northern Lights Blvd., Room 128
Anchorage AK 99508-4149

ARRIVED

JUN 02 2010

RECEIVED
FAX

Re: Alaskans For Open Government, Inc.

Dear Mr. Greva,

In accord with our discussions, I have enclosed a Form for a 2010 Group registration. I have been unable to locate our treasurer, July Leslie, and in accord with our discussions, I am signing the form.

As I have previously and continuously indicated, my position is and was that AOG is not a "group" within the terms of AS 15.13.400 because it was not formed for the purpose of influencing the outcome of an election. AOG is a corporation which was formed for the purposes set forth in its articles of incorporation. While AOG has assisted Clean Team Alaska, and supports the initiative for which Clean Team is the ballot group, AOG does other things and has other purposes. While AOG is preoccupied at the time with assisting Clean Team Alaska, this is not all that AOG does. For example, we are presently looking at the possibility of assisting in two other initiative/referendum matters.

While we do not believe that registration and disclosure is required, we are doing so in the interests of transparency in government, which is one of the subjects of the initiative.

I will file the year end financial disclosure for 2009 within the next day or two.

If you have any particular questions, or you need anything further, please let me know.

Thank you.

Very truly yours,

KENNETH P. JACOBUS, P.C.

By


Kenneth P. Jacobus

KPJ:me

DISCLOSURE
2010 GROUP REGISTRATION



1.

Name (as it will appear on all communications):ALASKANS FOR OPEN GOVERNMENT,
INC.

For our records, please spell out acronyms. A group that spends 33 and 1/3 percent or more of its funds for one candidate **MUST** include the candidate's name as part of the group's name. If you are **opposing** a candidate you must indicate that in the group name.

Purpose:

As set forth in Article III of the attached Articles of Incorporation, including, but not limited to, assisting Clean Team Alaska.

In one or two sentences, please describe the purpose of your group.

MAILING ADDRESS: c/o Kenneth Jacobus, 310 K St. #200, Anchorage AK 99501-2064

2. OFFICERS:

Chair: Jerry Rohacek **Address:** 9600 Basher Dr. Anchorage AK 99503

Phone: 333-8988 **Email:** _____ **FAX:** _____

Treasurer: July Leslie **Address:** 110 W. 38th Ave. #100 Anchorage AK 99503

Phone: 257-0158 **Email:** julyleslie@alaska.net **FAX:** _____

(The treasurer must sign all campaign disclosure reports. Only the registered treasurer may receive or spend campaign funds on an on-going basis. Deputy Treasurers may only receive campaign Contributions).

Deputy Treasurers: (Name and Address)

Kenneth P. Jacobus, 310 K Street, #200, Anchorage AK 99501 277-3333

3. CAMPAIGN PLANS: (Check all that apply) if your campaign plans change during the course of the year, update your registration immediately to avoid confusion and any potential fines.

Our group plans to spend money campaigning in the: We will assist Clean Team Alaska in the 2010 Alaska Primary Election

_____ 2010 State Election _____ Primary _____ General _____ Both

_____ 2010 Municipal Election in _____ Election Date: _____

_____ Our group does not plan to campaign in 2010, but will collect or expend money to influence 2011 elections, pay debts or administrative expenses. Note: The group must file a Year-End Report even if it only pays administrative costs or receives bank interest.

_____ Disbanding: Our group will be disbanding during 2010. We have no plans to re-form and will be closing out our campaign account. Note: File a FINAL report within 10 days of closeout.

4. TYPE OF GROUP: (Identify all that apply)

_____ MEMBER or EMPLOYEE PAC (Political Action Committee) associated with:

Name of Associated Organization: _____
(e.g., ACME Corp., United Laborers, etc.)

Type of Associated Organization: _____ Labor _____ Trade _____ Corporation

XXX _____ SPECIAL INTEREST GROUP

_____ POLITICAL PARTY GROUPS

_____ Central Party (Be sure to include a list of recognized subdivisions)

_____ Recognized Subdivision (File own reports; however, subject to aggregate party limits)

_____ BALLOT MEASURE

_____ SINGLE ISSUE group formed to _____ support or _____ oppose a ballot proposition.

Title and subject of the proposition: _____

_____ SPONSOR of an initiative, recall, or referendum

Purpose of the petition: _____

_____ CONTROLLED GROUP formed to _____ support _____ oppose a candidate.

_____ "CANDIDATE-CONTROLLED" A group which is organized specifically to support only one candidate or which plans to spend more than 50% of its funds to support a single candidate.

Candidate's name: _____

_____ DRAFT GROUP (Organized to draft one or more candidates)

5. CAMPAIGN BANK ACCOUNTS

If your group intends to raise or spend more than \$5000 during 2010, or is active in more than one election, you must provide the regulated banking institution that will serve as a campaign account depository:

NAME OF BANK Wells Fargo LOCATION Anchorage, Alaska

6. CERTIFICATION: I certify that the information contained in this registration statement is true, complete, and correct.

DATE 6/1/10 TREASURER'S SIGNATURE _____

UPDATE APOC AS YOUR PLANS CHANGE: If you are active in an election and do not report to APOC, you may accrue a large fine. Keep us updated so we can keep you updated. An informal note is all that is needed to amend this registration.

Please return to:

ALASKA PUBLIC OFFICES COMMISSION
2221 E. NORTHERN LIGHTS, ROOM 128
ANCHORAGE, AK 99508-4149

PHONE: (907) 276-4176 or 800-478-4176
FAX: (907) 276-7018
www.apoc.alaska.gov

ARTICLES OF INCORPORATION
OF
ALASKANS FOR OPEN GOVERNMENT, INC.

ARTICLE I

The name of this non-profit corporation, organized under the provisions of Chapter 10, Article 20, of the Alaska Statutes, is **ALASKANS FOR OPEN GOVERNMENT, INC.**

ARTICLE II

The period of existence of the corporation is perpetual.

ARTICLE III

The purposes of this corporation are as follows:

1. To promote and facilitate research, education, public awareness and policy regarding the means and opportunities for improving the political process, fairness, honesty, and open accountable government in the State of Alaska.
2. To promote the common good and the general welfare of the people, to lessen the burdens of government upon the people, and to bring about civic betterment and social improvement directly or indirectly related to honest and open government.
3. To engage in political campaign activities, including the publication and distribution of statements and information, relating to candidates for public office and public issues.
4. To perform any and all acts which may be performed by it in furtherance of its principles and goals.
5. To perform any and all acts required or advisable to be taken by it in order to effectuate the purposes of the corporation.

ARTICLE IV

The internal affairs of this corporation are governed by its Bylaws, which may hereafter be adopted and amended by the Board of Directors.



ARTICLE V

No part of the net earnings of this corporation shall inure to the benefit of or be distributable to its members, officers, directors, or any other private persons, except that the corporation is authorized to pay reasonable compensation for services rendered, and to make payments and distributions in furtherance of its purposes, including payments and distributions to organizations operated for purposes similar to the purposes of this corporation. Notwithstanding any other provision of these articles, the corporation shall not carry on any activities not permitted to be carried on by a corporation exempt from taxation under the provisions of Section 501(c)(4) of the U.S. Internal Revenue Code, or the corresponding section of any future federal tax code.

ARTICLE VI

This corporation shall have no members.

ARTICLE VII

Upon dissolution or final liquidation, the assets of the corporation shall be distributed to an organization with a similar purpose to the corporation which is an exempt organization pursuant to Section 501(c)(4) of the U.S. Internal Revenue Code, or to an organization which is an exempt organization pursuant to Section 501(c)(3) of the U.S. Internal Revenue Code.

ARTICLE VIII

The address of the registered office of the corporation, and Kenneth P. Jacobus, its registered agent, is 310 K Street, Suite 200, Anchorage AK 99501-2064.

ARTICLE IX

The initial board of Directors shall consist of three directors, whose names and addresses are:

Jerry Rohacek
9600 Basher Drive
Anchorage AK 99503-2634

July Leslie
110 West 38th Avenue, Suite #100
Anchorage AK 99503

James H. Jenkin
P.O. Box 500
Tok AK 99780

The officers shall be elected by the Board of Directors.

ARTICLE X

The names and addresses of the incorporators are:

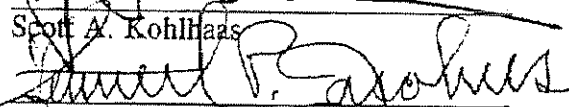
Scott A. Kohlhaas
6701 East 6th Avenue, Apartment #24
Anchorage AK 99504

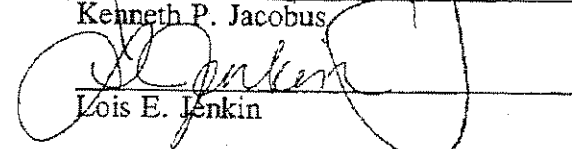
Kenneth P. Jacobus
310 K Street, Suite 200
Anchorage AK 99501-2164

Lois E. Jenkin
905 Richardson Vista Road, Apt. #360
Anchorage AK 99501

EXECUTED by the incorporators on November 30, 2007.


Scott A. Kohlhaas


Kenneth P. Jacobus


Lois E. Jenkin


STATE OF ALASKA

THIRD JUDICIAL DISTRICT

) ss.
)

SCOTT A. KOHLHAAS, KENNETH P. JACOBUS and LOIS E. JENKIN, known to me to be the persons who executed these Articles of Incorporation, appeared before me, and, after being first duly sworn, stated that they have read the contents of the Articles of Incorporation, that the statements made therein are true, and they executed the Articles of Incorporation for the uses and purposes set forth therein.

DATED this 30th day of November, 2007.


Notary Public in and for Alaska
My Commission Expires: 7-27-09

STATE OF ALASKA

Department of Administration

Alaska Public Offices Commission

SEAN PARNELL, GOVERNOR

☒ 2221 EAST NORTHERN LIGHTS, RM 128
ANCHORAGE ALASKA 99508-4149
PHONE: (907) 276-4176
FAX: (907) 276-7018

☐ P.O. BOX 110222
JUNEAU, ALASKA 99811-0222
PHONE: (907) 465-4864
FAX: (907) 465-4832

May 21, 2010

Alaskans for Open Government
Attn: Kenneth P. Jacobus
300 K Street #200
Anchorage, AK 99501

Dear Mr. Jacobus,

Thank you for personally taking the time May 18th to come in and talk to me about Alaskans for Open Government and APOC's concerns. Also, thank you for the immediate action you have taken to address this matter.

Initially, I called you on the morning of May 18, 2010 to ask you some general questions on Alaskans for Open Government. My questions and your answers went as follows:

After our brief greeting of one another I asked you if we can discuss Alaskans for Open Government (AOG) and if you can tell me who AOG is. Your response was that "it is a group".

I asked what kind of group, because on Clean Team Alaska's campaign disclosure reports it shows that AOG is a 501(c)(4) and you confirmed that yes they are a 501(c)(4).

I asked what the purpose of AOG is and you said "to give money to Clean Team Alaska".

I asked how does AOG receive its money, does it solicit from individuals or businesses and you said "yes either, but yes individuals".

After this response you asked "do we have to report the donors [of AOG]?" My response was that from what you have just told me, yes that it sounds like you have formed a group and that you need to report that information to us by registering and filing any late reports as soon as possible. I also explained to you that if the AOG was not a group under AS 15.13, not formed to influence the outcome of an election then you would, at the very least, be required to file a 15-5 Statement of Contributions with APOC.

I went on to tell you that we (APOC staff) will do what we can to help you avoid any potential complaints with us if AOG registers and files any late disclosure reports and come into compliance. This way we can deal with this matter through the Commission

by the civil penalty assessment and appeal process instead of through the Complaint process (I did not get into detailed information on the civil penalty appeal process or the complaint process because you are familiar with both practices through your previous work and client representations with this office).

You notified me that you are leaving town towards the end of the week and if it would be ok if you got back to me on Monday or Tuesday of next week. I told you that there might be a complaint filed against AOG if you did not respond as soon as possible.

You thanked me and said that you will see what you can do.

After discussing this issue internally with staff I called you back to notify you that if staff did not receive a registration and report by Tuesday of next week (May 25, 2010) there might be a staff initiated complaint. You thanked me again and we ended the brief conversation.

That same day, at 1:50pm you stopped by our Anchorage office to talk about the registration and disclosure requirements under AS 15.13 and its regulations. At your request we grabbed a copy of the AS 15.13 statutes and regulations that APOC staff has set out for the public and went in to the conference room to address the matter. Specially, you wanted to address the requirements of a group to register and report.

Our conversation went as follows:

I first opened up the Clean Team Alaska file to show you their reports that listed AOG as a main contributor to their group along with the rest of the contents of the file. You asked if I can make a copy of everything of the file for you and I said that will not be a problem.

You asked if we can use a computer to print out the Articles of Incorporation but we agreed to do that after our discussion. We very briefly mentioned the Pebble case and you asked what the outcome of that case was. I notified you that I can not talk about that case because it is still ongoing. You asked if you can talk to the investigator assigned to the case but she was in a meeting and not available at that time.

I then went over the definition of a group under AS 15.13.400(8) and read it aloud. Your concern with the definition of a group was that AOG is not formed for the principal purpose of influencing the election that Clean Team Alaska is. I asked you again what the purpose of AOG is and you responded by saying "to fund Clean Team Alaska". I said ok.

I asked how AOG solicits money, if it says anything along the lines of "give us money so that we can support or give money to Clean Team Alaska and you said "yes, we support Clean Team Alaska." You went on to say that AOG is funded by individuals and somewhat businesses and that some of the money received by AOG has been from out of state entities. You also said that AOG, through its Articles of Incorporation can do other things with its funds, but has done very little else to date and that "we're funding a group who is formed to influence the election."

We then briefly went over AS 15.13.050 and 2 AAC 50.294 and you said that you are willing to register to be overly cautious but asked if that would waive the campaign disclosure requirements of AOG. I said no, that would not waive your disclosure requirements but in fact do the exact opposite. You stated that do to State contracting services some of the contributors to AOG are afraid of discrimination if their

names were disclosed and that is part of the reason why AOG formed and is against disclosing their source of their funds. I made no comment to that remark.

I said that you do have until Tuesday of next week to file with us and that it would be a good idea to talk to the other board members of AOG to make a decision on what should happen next. You said that you will do just that.

I again went over the civil penalty process and your right to appeal and said that it would be a better way to go instead of the complaint process which can drag on for years.

After that we used the public computer set up in the lobby where you went to Alaska Corporations, Business and Professional Licensing website and pulled up AOG's business license information. The first thing that you noticed was that under the "Status" heading it read "Active - Non Compliant", which took you by surprise. You proceeded to open up the Articles of Incorporation and briefly read aloud the first few paragraphs. You asked if you can print the material for our benefit but I said that we can not print from that computer, that I will print the information later from my office computer.

I made copies of the entire 2009 - 2010 file on Clean Team Alaska for you and you said that your next stop would be to the State licensing department. We had a light laugh, we thanked each other, I thanked you for the immediate attention you gave this matter and for coming in to address it.

I thank you again for the immediate attention you have shown to this matter and hope to come to a solution as soon as possible. Please let me know what I can do to assist you.

Sincerely,



Vullnet Greva
Alaska Public Offices Commission
Campaign Administrator
907-276-4176
907-276-7018
vullnet.greva@alaska.gov

CC: Holly Hill, Executive Director
John Ptacin, Assistant Attorney General
Senior Staff

ARRIVED

JUN 28 2010

STATEMENT OF CONTRIBUTIONS
(Form 15-5)

INSTRUCTIONS: **Persons, including Business entities,** that contribute \$500 or more to a group formed to support or oppose a ballot proposition or question must file this report **every time** a cumulative of \$500 is contributed to the same ballot issue group. Please note: All reports are due 30 days after making the contribution that triggers the reporting requirement. Late or missing reports are potentially subject to civil penalties. Please see reverse for further instructions, explanations and definitions of terms.

For additional copies of this form, visit the APOC Website: www.doa.alaska.gov/apoc

You must send a signed copy of this report to:

Alaska Public Offices Commission
2221 E. Northern Lights, Room 128
Anchorage, AK 99508-4149
(907) 276-4176 or toll free, in Alaska, (800) 478-4176
Fax: (907) 276-7018

NAME OF INDIVIDUAL or
BUSINESS ENTITY: ALASKANS FOR OPEN GOVERNMENT, INC.

ADDRESS: 310 K STREET, SUITE 200, ANCHORAGE AK 99501-2064

If individual contributor,
INDIVIDUAL'S OCCUPATION AND EMPLOYER: N/A

If business entity contributor,
TYPE OF BUSINESS OR ORGANIZATION: 501(c)(4) CORPORATION

BUSINESS ENTITY CONTACT PERSON AND PHONE: Kenneth P. Jacobus, 907-277-3333

Contribution Date	Check #	Contributed to:	Form of Contribution (cash, goods, etc)	Dollar Amount or value if nonmonetary	Amount Previously contributed
See Attached List					

Total Contributed To-Date: \$140,220

CERTIFICATION: I certify that, to the best of my knowledge, the above statement is true, complete and correct. I am not prohibited by law from making a contribution. Each contribution described above consists of funds or property belonging to myself or to the business entity with which I am affiliated and was not given or furnished by another individual, business entity or group.

Signature: 

Date: 26 JUNE 2010

Print name: Kenneth P. Jacobus

Title: Deputy Treasurer

(if representing a business entity)

CONTRIBUTIONS - FORM 15-5 ATTACHMENT**ALASKANS FOR OPEN GOVERNMENT, INC.**

May 1, 2008, to June 26, 2010

1. Contributed to: Clean Team Alaska
109 West Sixth Avenue, Suite 202
Anchorage AK 99501

<u>Date</u>	<u>Amount</u>	<u>Previously Contributed</u>
5/9/08	\$ 1500	\$ 0
8/11/08	1000	1500
9/30/08	525	2500
11/3/08	2200	3025
2/9/09	5000	5225
3/9/09	3000	10225
4/2/09	3900	13225
5/6/09	3000	17125
5/29/09	5100	20125
7/3/09	3300	25225
8/17/09	3050	28525
9/3/09	10000	31575
10/15/09	12000	41575
11/23/09	8100	53575
12/15/09	11900	61675
1/22/10	11810	73575
2/22/10	18125	85385
3/26/10	12310	103510
4/12/10	12000	115820
5/10/10	10900	127820
6/17/10	1500	138720

Contributed Total \$140220

All contributions made by direct electronic transfer between accounts - no checks involved.

TOTAL CONTRIBUTIONS FOR PERIOD \$ 140220

JUN 28 2010

File this report with:

Alaska Public Offices Commission
 2221 E. Northern Lights Blvd. Rm 128
 Anchorage, AK 99508-4149
 Fax: 907-276-7018
 Phone: 907-276-4176 or
 1-800-478-4176

CAMPAIGN DISCLOSURE STATEMENT

COVER PAGE

FOR CANDIDATES AND GROUPS

CANDIDATE/GROUP NAME: ALASKANS FOR OPEN GOVERNMENT, INC.CAMPAIGN ADDRESS: 310 K STREET, SUITE 200ANCHORAGE AK 99501-2064

OFFICE/RACE: _____ DISTRICT/SEAT: _____

REPORTING PERIOD (From 5/15/08 Through 12/31/09)

(Please enter beginning and ending dates and check appropriate boxes)

TYPE

ELECTION

REPORT

MUNICIPAL:

- ☐ MUNICIPAL
☐ RUNOFF
☐ SPECIAL

☐ 30 DAY REPORT☐ 7 DAY REPORT

STATE:

- ☐ PRIMARY
☐ GENERAL
☐ SPECIAL

YEAR-END REPORT 2009

ARRIVED

JUN 12 2010

AFOL-ANON
M HC FAX EL

- ☐ NO ELECTION
☒ OTHER

Check below if applicable:

☐ **NO ACTIVITY.** During the time period above, we received NO contributions, made NO expenditures, and incurred NO debts. Our closing cash on hand is identical to the closing cash on hand disclosed in our last report. If this is the case, file this page only.

☐ **FINAL REPORT.** We have closed out our campaign account. Our closing cash on hand is zero and we have no outstanding debts.

CERTIFICATION: I, in my capacity as candidate or campaign treasurer, certify that, to the best of my knowledge, this report is true, correct, and complete.

Sign Kenneth P. Jacobus
 (Original signature of candidate or treasurer required)

Date JUNE 9, 2010Print Name KENNETH P. JACOBUSTitle DEPUTY TREASURER

CAMPAIGN
SUMMARY☐ 30 Day Report☐ 7 Day Report☒ Year End
2009☐ Municipal☐ Primary☐ General☐ Final

5/15/08 - 12/31/09

NAME OF CANDIDATE OR GROUP

ALASKANS FOR OPEN GOVERNMENT, INC.

THIS PERIOD

ENTIRE CAMPAIGN

BEGINNING
CASH ON HAND

3087.83

plus

TOTAL INCOME
(Includes Monetary,
Non-Monetary
Contributions and
Loans)

85050.00

minus

TOTAL EXPENSES
(Includes Paid
Expenses, Paid
Accruals, Paid
Loans and Non-
Monetary
Contributions)

73590.00

equals

CLOSING CASH
ON HAND

14547.83

minus

DEBTS

0

equals

SURPLUS
OR DEFICIT

14547.83

ENTIRE CAMPAIGN
INCOME FROM YOUR
LAST REPORT *

(From box A on previous report)

0

equals

ENTIRE CAMPAIGN
INCOME TOTAL

(Box A)

85050.00

ENTIRE CAMPAIGN
EXPENSES FROM
YOUR LAST REPORT*

(From box B on previous report)

0

equals

ENTIRE CAMPAIGN
EXPENSE TOTAL

(Box B)

73590.00

*Ongoing groups should enter 0 at the beginning of each year. At the end of each year, Box A and Box B will represent annual income and expense.

INCOME - YEAR-END REPORT 2009**ALASKANS FOR OPEN GOVERNMENT, INC.**

1. Contributor - Americans for Limited Government, Inc.
A private organization dedicated to protecting the
Rights and Liberties of the Individual
Web site: getliberty.org
9900 Main Street, Suite 303
Fairfax VA 22031

10/31/08	\$ 2500
2/3/09	5800
3/6/09	3000
4/1/09	3900
5/6/09	3000
5/28/09	5100
7/2/09	3300
8/12/09	3050
9/2/09	10000
11/13/09	8110
12/3/09	11910
12/31/09	13810

Contributor Total \$ 73480

2. Contributor - Legislative Education Action Drive
9900 Main Street, Suite 303
Fairfax VA 22031

10/14/09	\$ 11570
----------	----------

TOTAL CONTRIBUTIONS \$ 85050

JUN 1 2 2010

EXPENSES - YEAR-END REPORT 2009
ALASKANS FOR OPEN GOVERNMENT, INC.

1. Contributed to: Clean Team Alaska
109 West Sixth Avenue, Suite 202
Anchorage AK 99501

5/9/08	\$ 1500
16/10/08	1000
9/30/08	\$ 525
11/3/08	2200
2/9/09	5000
3/9/09	3000
4/2/09	3900
5/6/09	3000
5/29/09	5100
7/3/09	3300
8/17/09	3050
9/3/09	10000
10/15/09	12000
11/23/09	8100
12/15/09	11900

Contributed Total \$ 73575

All contributions made by direct electronic transfer between accounts - no checks involved.

2. Bank Fees: Wells Fargo \$15.00
Anchorage AK 99501

TOTAL EXPENSES \$ 73590

JUN 1 2 2010

DISCLOSURE
2010 GROUP REGISTRATION



1.

Name (as it will appear on all communications):

ALASKANS FOR OPEN GOVERNMENT,
INC.

For our records, please spell out acronyms. A group that spends 33 and 1/3 percent or more of its funds for one candidate **MUST** include the candidate's name as part of the group's name. If you are **opposing** a candidate you must indicate that in the group name.

Purpose:

As set forth in Article III of the attached Articles of Incorporation, including, but not limited to, assisting Clean Team Alaska.

In one or two sentences, please describe the purpose of your group.

MAILING ADDRESS: c/o Kenneth Jacobus, 310 K St. #200, Anchorage AK 99501-2064

2. OFFICERS:

Chair: Jerry Rohacek **Address:** 9600 Basher Dr. Anchorage AK 99503

Phone: 333-8988 **Email:** _____ **FAX:** _____

Treasurer: July Leslie **Address:** 110 W. 38th Ave. #100 Anchorage AK 99503

Phone: 257-0158 **Email:** julyleslie@alaska.net **FAX:** _____

(The treasurer must sign all campaign disclosure reports. Only the registered treasurer may receive or spend campaign funds on an on-going basis. Deputy Treasurers may only receive campaign Contributions).

Deputy Treasurers: (Name and Address)

Kenneth P. Jacobus, 310 K Street, #200, Anchorage AK 99501 277-3333

3. CAMPAIGN PLANS: (Check all that apply) if your campaign plans change during the course of the year, update your registration immediately to avoid confusion and any potential fines.

Our group plans to spend money campaigning in the: We will assist Clean Team Alaska in the
2010 Alaska Primary Election

2010 State Election Primary General Both

2010 Municipal Election in _____ **Election Date:** _____

Our group does not plan to campaign in 2010, but will collect or expend money to influence 2011 elections, pay debts or administrative expenses. **Note:** The group must file a Year-End Report even if it only pays administrative costs or receives bank interest.

Disbanding: Our group will be disbanding during 2010. We have no plans to re-form and will be closing out our campaign account. **Note:** File a FINAL report within 10 days of closeout.

4. TYPE OF GROUP: (Identify all that apply)

_____ MEMBER or EMPLOYEE PAC (Political Action Committee) associated with:

Name of Associated Organization: _____
(e.g., ACME Corp., United Laborers, etc.)

Type of Associated Organization: _____ Labor _____ Trade _____ Corporation

XXX _____ SPECIAL INTEREST GROUP

_____ POLITICAL PARTY GROUPS

_____ Central Party (Be sure to include a list of recognized subdivisions)

_____ Recognized Subdivision (File own reports; however, **subject to aggregate party limits**)

_____ BALLOT MEASURE

_____ SINGLE ISSUE group formed to _____ support or _____ oppose a ballot proposition.

Title and subject of the proposition: _____

_____ SPONSOR of an initiative, recall, or referendum

Purpose of the petition: _____

_____ CONTROLLED GROUP formed to _____ support _____ oppose a candidate.

_____ "CANDIDATE-CONTROLLED" A group which is organized specifically to support only one candidate or which plans to spend more than 50% of its funds to support a single candidate.

Candidate's name: _____

_____ DRAFT GROUP (Organized to draft one or more candidates)

5. CAMPAIGN BANK ACCOUNTS

If your group intends to raise or spend more than \$5000 during 2010, or is active in more than one election, you must provide the regulated banking institution that will serve as a campaign account depository:

NAME OF BANK _____ Wells Fargo _____ LOCATION _____ Anchorage, Alaska _____

6. CERTIFICATION: I certify that the information contained in this registration statement is true, complete, and correct.

DATE 6/1/10 TREASURER'S SIGNATURE _____

James R. Jacobs
Deputy Treasurer

UPDATE APOC AS YOUR PLANS CHANGE: If you are active in an election and do not report to APOC, you may accrue a large fine. Keep us updated so we can keep you updated. An informal note is all that is needed to amend this registration.

Please return to:

ALASKA PUBLIC OFFICES COMMISSION
2221 E. NORTHERN LIGHTS, ROOM 128
ANCHORAGE, AK 99508-4149

PHONE: (907) 276-4176 or 800-478-4176
FAX: (907) 276-7018
www.apoc.alaska.gov

**ARTICLES OF INCORPORATION
OF
ALASKANS FOR OPEN GOVERNMENT, INC.**

ARTICLE I

The name of this non-profit corporation, organized under the provisions of Chapter 10, Article 20, of the Alaska Statutes, is **ALASKANS FOR OPEN GOVERNMENT, INC.**

ARTICLE II

The period of existence of the corporation is perpetual.

ARTICLE III

The purposes of this corporation are as follows:

1. To promote and facilitate research, education, public awareness and policy regarding the means and opportunities for improving the political process, fairness, honesty, and open accountable government in the State of Alaska.
2. To promote the common good and the general welfare of the people, to lessen the burdens of government upon the people, and to bring about civic betterment and social improvement directly or indirectly related to honest and open government.
3. To engage in political campaign activities, including the publication and distribution of statements and information, relating to candidates for public office and public issues.
4. To perform any and all acts which may be performed by it in furtherance of its principles and goals.
5. To perform any and all acts required or advisable to be taken by it in order to effectuate the purposes of the corporation.

ARTICLE IV

The internal affairs of this corporation are governed by its Bylaws, which may hereafter be adopted and amended by the Board of Directors.

JUN 04 2010



T0733759501

ARTICLE V

No part of the net earnings of this corporation shall inure to the benefit of or be distributable to its members, officers, directors, or any other private persons, except that the corporation is authorized to pay reasonable compensation for services rendered, and to make payments and distributions in furtherance of its purposes, including payments and distributions to organizations operated for purposes similar to the purposes of this corporation. Notwithstanding any other provision of these articles, the corporation shall not carry on any activities not permitted to be carried on by a corporation exempt from taxation under the provisions of Section 501(c)(4) of the U.S. Internal Revenue Code, or the corresponding section of any future federal tax code.

ARTICLE VI

This corporation shall have no members.

ARTICLE VII

Upon dissolution or final liquidation, the assets of the corporation shall be distributed to an organization with a similar purpose to the corporation which is an exempt organization pursuant to Section 501(c)(4) of the U.S. Internal Revenue Code, or to an organization which is an exempt organization pursuant to Section 501(c)(3) of the U.S. Internal Revenue Code.

ARTICLE VIII

The address of the registered office of the corporation, and Kenneth P. Jacobus, its registered agent, is 310 K Street, Suite 200, Anchorage AK 99501-2064.

ARTICLE IX

The initial board of Directors shall consist of three directors, whose names and addresses are:

Jerry Rohacek
9600 Basher Drive
Anchorage AK 99503-2634

July Leslie
110 West 38th Avenue, Suite #100
Anchorage AK 99503

James H. Jenkin
P.O. Box 500
Tok AK 99780

The officers shall be elected by the Board of Directors.

ARTICLE X

The names and addresses of the incorporators are:

Scott A. Kohlhaas
6701 East 6th Avenue, Apartment #24
Anchorage AK 99504

Kenneth P. Jacobus
310 K Street, Suite 200
Anchorage AK 99501-2164

Lois E. Jenkin
905 Richardson Vista Road, Apt. #360
Anchorage AK 99501

EXECUTED by the incorporators on November 30, 2007.



Scott A. Kohlhaas



Kenneth P. Jacobus




Lois E. Jenkin

STATE OF ALASKA)
) ss.
THIRD JUDICIAL DISTRICT)

SCOTT A. KOHLHAAS, KENNETH P. JACOBUS and LOIS E. JENKIN, known to me to be the persons who executed these Articles of Incorporation, appeared before me, and, after being first duly sworn, stated that they have read the contents of the Articles of Incorporation, that the statements made therein are true, and they executed the Articles of Incorporation for the uses and purposes set forth therein.

DATED this 30th day of November, 2007.



Notary Public in and for Alaska
My Commission Expires: 7-27-09

JUN 04 2010

LAW OFFICES OF
KENNETH P. JACOBUS
A PROFESSIONAL CORPORATION
310 K Street, Suite 200
ANCHORAGE, AK 99501-2064
TELEPHONE (907) 277-3333
FAX (907) 264-6666

VIA FAX 907-276-7018
Original Mailed

June 2, 2010

Vullnet Greva
Alaska Public Offices Commission
2221 East Northern Lights Blvd., Room 128
Anchorage AK 99508-4149

ARRIVED

JUN 04 2010

6/8/10

**ARRIVED
FAXED**

Re: Alaskans For Open Government, Inc.

Dear Mr. Greva,

In accord with our discussions, I have enclosed a Form for a 2010 Group registration. I have been unable to locate our treasurer, July Leslie, and in accord with our discussions, I am signing the form.

As I have previously and continuously indicated, my position is and was that AOG is not a "group" within the terms of AS 15.13.400 because it was not formed for the purpose of influencing the outcome of an election. AOG is a corporation which was formed for the purposes set forth in its articles of incorporation. While AOG has assisted Clean Team Alaska, and supports the initiative for which Clean Team is the ballot group, AOG does other things and has other purposes. While AOG is preoccupied at the time with assisting Clean Team Alaska, this is not all that AOG does. For example, we are presently looking at the possibility of assisting in two other initiative/referendum matters.

While we do not believe that registration and disclosure is required, we are doing so in the interests of transparency in government, which is one of the subjects of the initiative.

I will file the year end financial disclosure for 2009 within the next day or two.

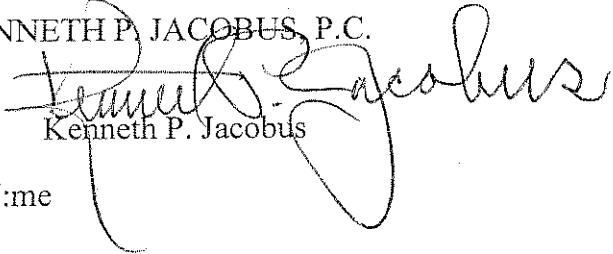
If you have any particular questions, or you need anything further, please let me know.

Thank you.

Very truly yours,

KENNETH P. JACOBUS, P.C.

By


Kenneth P. Jacobus

KPJ:me

LAW OFFICES OF
KENNETH P. JACOBUS
A PROFESSIONAL CORPORATION
310 K Street, Suite 200
ANCHORAGE, AK 99501-2064
TELEPHONE (907) 277-3333
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Original Mailed

June 2, 2010

Vullnet Greva
Alaska Public Offices Commission
2221 East Northern Lights Blvd., Room 128
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ARRIVED

JUN 02 2010

**APPROPRIATE
FOR FAX DEL.**

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Very truly yours,

KENNETH P. JACOBUS, P.C.

By


Kenneth P. Jacobus

KPJ:me