

State of West Virginia

Electioneering Communications Report

(Must be filed when \$5,000 or more is spent on "electioneering communications" as detailed in WV Code §3-8-2b)

"Electioneering communication" means any paid communication made by broadcast, cable or satellite signal, mass mailing, telephone bank, leaflet, pamphlet, flyer or outdoor advertising or published in any newspaper, magazine or other periodical that: (i) Refers to a clearly identified candidate for a statewide office or the Legislature; (ii) Is publicly disseminated within: (a) Thirty days before a primary election at which the nomination for office sought by the candidate is to be determined; or (b) Sixty days before a general or special election at which the office sought by the candidate is to be filled; and (iii) Is targeted to the relevant electorate.

Electioneering communication does not include:

- (i) A news story, commentary or editorial disseminated through the facilities of any broadcast, cable or satellite television or radio station, newspaper, magazine or other periodical publication not owned or controlled by a political party, political committee or candidate: *Provided*, That a news story disseminated through a medium owned or controlled by a political party, political committee, or candidate is nevertheless exempt if the news is: (a) A bona fide news account communicated in a publication of general circulation or on a licensed broadcasting facility; and (b) Is part of a general pattern of campaign-related news that gives reasonably equal coverage to all opposing candidates in the circulation, viewing or listening area;
- (ii) A communication that is required to be reported to the State Election Commission or the Secretary of State as an expenditure pursuant to any provision of this article, other than section two-b of this article, or the rules of the State Election Commission or the Secretary of State promulgated pursuant to such provision: *Provided*, That, independent expenditures required to be reported pursuant to subsection (b), section two of this article are not exempt from the reporting requirements of this section;
- (iii) A candidate debate or forum conducted pursuant to rules adopted by the State Election Commission or the Secretary of State or a communication promoting that debate or forum made by or on behalf of its sponsor;
- (iv) A communication paid for by any organization operating under Section 501(c)(3) of the Internal Revenue Code of 1986;
- (v) A communication made while the Legislature is in session which, incidental to promoting or opposing a specific piece of legislation pending before the Legislature, urges the audience to communicate with a member or members of the Legislature concerning that piece of legislation;
- (vi) A statement or depiction by a membership organization, in existence prior to the date on which the individual named or depicted became a candidate, made in a newsletter or other communication distributed only to bona fide members of that organization;
- (vii) A communication made solely for the purpose of attracting public attention to a product or service offered for sale by a candidate or by a business owned or operated by a candidate which does not mention an election, the office sought by the candidate or his or her status as a candidate; or
- (viii) A communication, such as a voter's guide, which refers to all of the candidates for one or more offices, which contains no appearance of endorsement for or opposition to the nomination or election of any candidate and which is intended as nonpartisan public education focused on issues and voting history.

Electioneering Communications Over \$1,000 Details

Refers to: (candidate name) <u>Mike Burdiss</u>
Paid to <u>Mike Burdiss</u>
Amount of expenditure <u>5000.00</u> Date the expenditure was made <u>5-3-06</u>
Election year <u>2006</u> Made within (check one):
<input checked="" type="checkbox"/> 30 days prior to the Primary Election <input type="checkbox"/> 60 days prior to the General Election
Refers to: (candidate name) _____
Paid to _____
Amount of expenditure _____ Date the expenditure was made _____
Election year _____ Made within (check one):
<input type="checkbox"/> 30 days prior to the Primary Election <input type="checkbox"/> 60 days prior to the General Election
Refers to: (candidate name) _____
Paid to _____
Amount of expenditure _____ Date the expenditure was made _____
Election year _____ Made within (check one):
<input type="checkbox"/> 30 days prior to the Primary Election <input type="checkbox"/> 60 days prior to the General Election

Contributors totaling over \$1,000 from the previous calendar year to date

Name of contributor _____ Date the contributor exceeded \$250 _____
Occupation of contributor (if applicable): _____
Value of the contribution _____ Description of contribution _____
Address: _____
City: _____ State and Zip Code: _____

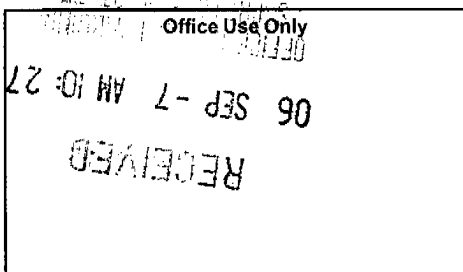
Name of contributor _____ Date the contributor exceeded \$250 _____
Occupation of contributor (if applicable): _____
Value of the contribution _____ Description of contribution _____
Address: _____
City: _____ State and Zip Code: _____

Name of contributor _____ Date the contributor exceeded \$250 _____
Occupation of contributor (if applicable): _____
Value of the contribution _____ Description of contribution _____
Address: _____
City: _____ State and Zip Code: _____

Name of contributor _____ Date the contributor exceeded \$250 _____
Occupation of contributor (if applicable): _____
Value of the contribution _____ Description of contribution _____
Address: _____
City: _____ State and Zip Code: _____

OATH OR AFFIRMATION

I, Larry K. Matheny, swear or affirm that the attached statement is true and correct, to the best of my knowledge, for all financial transactions occurring within the period covered by this statement.

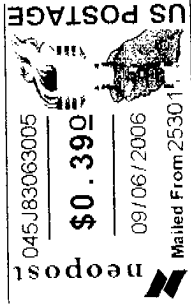


Signature Larry K Matheny
Date 9/6, 2006



West Virginia AFL-CIO

501 Leon Sullivan Way
Charleston, WV 25301-1289



Chuck Flannerty, Campaign Finance Specialist
Elections Division
Bldg 1 Suite 157-K
1900 Kanawha Blvd., East
Charleston, WV 25305

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