

# 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.  
A "Last Minute" report will be due when \$1,000 is spent on "electioneering communications" within 15 days of an election.)

Name of person making expenditure West Virginia Chamber of Commerce

Name of the individual in control of the expenditure(s) Stephen G. Roberts, President

Email address sroberts@wvchamber.com Telephone 304-342-1136

Name of the custodian of the books Thomas M. Boggs, CFO

Principal place of business and address (Only if the person making the expenditure is not an individual)

## Electioneering communication expenditures of more than \$1,000 (as required by WV Code §3-8-2b)

Refers to: (candidate name) Justice Elliott "Spike" Maynard

Paid to Charles Ryan Associates, Inc.

Amount of expenditure \$293,851.12 Date the expenditure was made April 24, 2008

Election year 2008 Made within (check one):

30 days prior to the **Primary Election**  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):

30 days prior to the **Primary Election**  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):

30 days prior to the **Primary Election**  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):

30 days prior to the **Primary Election**  60 days prior to the **General Election**

**Contributors totaling more than \$1,000 from the previous calendar year to date**

(as required by West Virginia Code §3-8-2b)

|   |
|---|
| Name of contributor <u>NA</u> Date the contributor exceeded \$250 <u>0.00</u> |
| Occupation of contributor (if applicable): <u>Please see attached letter</u>  |
| 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: _____                               |

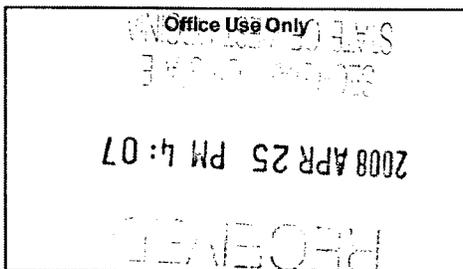
|   |
|---|
| Name of contributor _____ Date the contributor exceeded \$250 _____ |
| Occupation of contributor (if applicable): _____                    |
| Value of the contribution _____ Description of contribution _____   |
| Address: _____  |
| City: _____ State and Zip Code: _____             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

|   |
|---|
| 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, Stephen Roberts, president, 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 Stephen Roberts, president

Date 4-25, 2008

This form must be received in the Secretary of State's Office prior to the close of business to be accepted on that date.



WEST VIRGINIA CHAMBER OF COMMERCE  
*The Voice of Business in West Virginia*

April 25, 2008

To: Betty S. Ireland  
Secretary of State

From Stephen G. Roberts *S Roberts*  
President

On behalf of the West Virginia Chamber of Commerce, I am submitting a disclosure report on an electioneering communication being made by the Chamber.

Although we are not certain that we are required to submit a report in wake of the Order issued earlier this week by the United States District Court for the Southern District in the case brought by the Center for Individual Freedom, we accept the interpretation by your office that the ruling requires reporting of broadcast ads even for communications, such as ours, that do not constitute "express advocacy".

We have completed the Form F-14 to the fullest extent applicable to the Chamber. Because the ads are being paid for from the Chamber's general treasury funds, we have no contributions or contributors to report. As defined in West Virginia Code Section 3-8-1a, a contribution is money or other thing of value "made for the purpose of influencing the nomination, election or defeat of a candidate." This same definition of "contribution" was used by your office in the emergency and proposed rule on Electioneering Communication, 146 CSR 5, since withdrawn, which your office issued in 2006. This is similar to the rules recently issued by the Federal Election Commission on electioneering communications which do not generally require disclosure of a donation to the general treasury of a corporation or labor organization, or the person making it, unless the donation was made for the purpose of furthering electioneering communications.

Thank you for the cooperation of you and your office in helping us to respond to the changing circumstances in application and enforcement of the law.