

BEFORE THE FEDERAL ELECTION COMMISSION

CAMPAIGN LEGAL CENTER
ROGER G. WIEAND
1101 14th Street NW, Suite 400
Washington, DC 20005

v. MUR No. _____

ANDRÉ JACQUE
JACQUE FOR WISCONSIN and
THOMAS DATWYLER in his official
capacity as treasurer
1794 Allouez Ave
Box 171
Green Bay, WI 54311

JACQUE FOR SENATE
1615 Lost Dauphin Rd.
De Pere, WI 54115

MARY JACQUE
JAMES JACQUE
1819 Renaissance Ct
Green Bay, WI 54313-4324

CHAD FRADETTE
JACLYN FRADETTE
1138 State Highway 32
Pulaski, WI 54162

SCOTT ALLEN
S42W25312 Dale Dr.
Waukesha, WI 53189

JEFF KENNEDY
COLLEEN KENNEDY
2116 Citrus Breeze Drive
Bradenton, FL 34208

CHUCK WICHGERS
W156S7388 Quietwood Dr
Muskego, WI 53150-8470

CITIZENS FOR ELIJAH BEHNKE
4761 County Road J
Oconto, WI 54153-9578

COMMITTEE TO ELECT JERRY O’CONNOR
N5964 Joseph Ct
Fond Du Lac, WI 54937-8203

FRIENDS OF JANEL
N52W16632 Oak Ridge Trl
Menomonee Falls, WI 530510641

TY BODDEN FOR WISCONSIN
113B Clark St
Saint Cloud, WI 53079-1462

COMPLAINT

1. André Jacque, a Wisconsin state senator who, in 2024, ran for the U.S. House of Representatives in Wisconsin’s 8th congressional district, illegally transferred \$37,500 from his state campaign committee to his federal campaign committee through a “straw donor” scheme in which his state committee advanced or reimbursed funds to political allies and family members that made reciprocal federal contributions to Jacque’s federal committee. As such, these individuals were not the true sources of the funds contributed in their names to Jacque’s congressional campaign but were, instead, mere conduits for “soft money”—including, *e.g.*, money raised by nonfederal committees not subject to federal campaign finance laws—that originated with Jacque’s state campaign committee.
2. Accordingly, there is reason to believe this scheme violated the Federal Election Campaign Act (“FECA”), which prohibits any person from making or knowingly permitting their name to be used to effect a contribution in the name of another,¹ and further prohibits federal candidates, along with their agents and any entities they directly

¹ See 52 U.S.C. § 30122.

or indirectly establish, finance, maintain, or control, from directing or transferring soft money in connection with a federal election.²

3. This complaint is filed pursuant to 52 U.S.C. § 30109(a)(1) and is based on information and belief that André Jacque, Jacque for Wisconsin and Thomas Datwyler in his official capacity as treasurer, Jacque for Senate, Mary Jacque, James Jacque, Chad Fradette, Jaclyn Fradette, Scott Allen, Jeff Kennedy, Colleen Kennedy, Chuck Wichgers, Citizens for Elijah Behnke, Committee to Elect Jerry O'Connor, Friends of Janel, and Ty Bodden for Wisconsin violated FECA, 52 U.S.C. § 30101, *et seq.* “If the Commission, upon receiving a complaint . . . has reason to believe that a person has committed, or is about to commit, a violation of [FECA] . . . [t]he Commission *shall make an investigation* of such alleged violation.”³

FACTUAL BACKGROUND

4. Jacque for Senate was registered with the State of Wisconsin Ethics Commission on January 21, 2009,⁴ as Jacque’s Wisconsin “personal campaign committee.”⁵
5. On March 4, 2024, Jacque filed a Statement of Candidacy with the Federal Election Commission (the “FEC” or “Commission”) in pursuit of the House seat for Wisconsin’s 8th congressional district.⁶ He designated Jacque for Wisconsin as his principal campaign committee the same day.⁷

² *See id.* § 30125(e)(1)(A).

³ *Id.* § 30109(a)(2) (emphasis added); *see also* 11 C.F.R. § 111.4(a).

⁴ “Jacque for Senate,” Search Information, Wisconsin Campaign Finance Information System (attached as Exhibit 1).

⁵ Exhibit 2 (state campaign registration forms).

⁶ André Jacque, Statement of Candidacy at 1 (Mar. 4, 2024), <https://docquery.fec.gov/pdf/638/202403049622307638/202403049622307638.pdf>.

⁷ Jacque for Wisconsin, Statement of Org. at 1 (Mar. 4, 2024), <https://docquery.fec.gov/pdf/634/202403049622307634/202403049622307634.pdf>.

6. During the 2024 election cycle, Jacque for Wisconsin reported total receipts of \$243,689.76, including \$227,384.06 in contributions.⁸
7. As detailed below and in the table attached as Exhibit 2,⁹ within two weeks of Jacque beginning his federal campaign, Jacque's state campaign committee, Jacque for Senate, reported making payments to other Wisconsin state campaign committees, the candidates sponsoring those committees and their family members, as well as to Jacque and his family members.¹⁰ Each of these payments appears to be either an advance or reimbursement of funds used to make federal contributions to Jacque's 2024 congressional campaign committee, Jacque for Wisconsin:
 - a. On March 15, 2024, Jacque for Senate made a \$5,265 payment to Chad M. Fradette, and a \$4,125 payment to Jaclyn Fradette, for a total of \$9,390. Fourteen days later, on March 29, 2024, Jacque for Wisconsin reported receiving \$13,200 from Chad Fradette, designated for the primary election. Jacque for Wisconsin redesignated \$3,300 of the funds to the general election, and reattributed a total of \$6,600 (\$3,300 for the general election and \$3,300 for the primary) to Jaclyn Fradette.
 - b. On March 17, 2024, Jacque for Senate contributed \$1,000 to Citizens for Elijah Behnke, the state campaign committee of Assemblyman Elijah Behnke.

⁸ Jacque for Wisconsin, Financial Summary, <https://www.fec.gov/data/committee/C00872010/> (viewed Sep. 4, 2024).

⁹ See Exhibit 3 (table of payments/contributions).

¹⁰ *Andre Jacque May be Using Campaign Fund to Help with Congress Race*, WBAY (Jul. 29, 2024), <https://www.wbay.com/2024/07/29/andre-jacque-may-be-using-campaign-fund-help-with-congress-race/> (“Online records show Sen. Andre Jacque refunded more than \$23,000 from his state campaign to friends, family, and fellow lawmakers. A lot of that money then appears to be donated back to Jacque by those same people to his campaign for the 8th Congressional District.”)

Eight days later, on March 25, 2024, Citizens for Elijah Behnke made a \$1,000 contribution to Jacque for Wisconsin.

- c. On March 19, 2024, Jacque for Senate made a \$1,000 contribution to the state campaign committee of Chuck Wichgers, a member of the Wisconsin State Assembly. On March 31, 2024, Wichgers contributed \$2,000 to Jacque for Wisconsin.
- d. On March 19, 2024, Jacque for Senate made a \$1,000 contribution to Friends of Janel, the state campaign committee of Janel Brandtjen, a member of the Wisconsin State Assembly. Ten days later, on March 29, 2024, Friends of Janel contributed \$1,000 to Jacque for Wisconsin.
- e. On March 31, 2024, the Committee to Elect Jerry O'Connor made a \$500 contribution to Jacque for Wisconsin. On April 16, 2024, Jacque for Senate contributed \$1,000 to the Committee to Elect Jerry O'Connor.
- f. On March 22, 2024, Jacque for Senate paid a total of \$3,000 to Jeff Kennedy in four separate disbursements: two of \$1,000, and two of \$500. The same day, Jeff Kennedy made a \$1,041.02 contribution to Jacque for Wisconsin. Nine days later, on March 31, 2024, Colleen Kennedy, who resides at the same address, also contributed \$3,000 to Jacque for Wisconsin.
- g. On March 26, 2024, Jacque for Senate contributed \$1,000 to Ty Bodden for Wisconsin. Three days later, on March 29, 2024, Ty Bodden for Wisconsin contributed \$1,000 to Jacque for Wisconsin.

- h. On April 18, 2024, Jacque for Senate contributed \$500 to the state campaign committee of Scott Allen, a member of the Wisconsin State Assembly. On June 30, Allen contributed \$500 to Jacque for Wisconsin.
- i. On March 15, 2024, Jacque for Senate disbursed a total of \$2,250 to André Jacque's mother, Mary Jacque, and \$1,000 to his father, James Jacque. On March 31, Mary Jacque contributed \$6,600 to Jacque for Wisconsin. On April 15, 2024, Jacque for Senate disbursed a further \$1,000 to James Jacque. On June 10, 2024, James Jacque contributed \$6,600 to Jacque for Wisconsin designated for the special primary election,¹¹ \$3,300 of which was reattributed to Mary Jacque.
- j. On March 19, 2024, Jacque for Senate paid \$8,500 to Jacque, and a month later, on April 19, 2024, the state committee disbursed another \$6,500 to him, for an aggregate total of \$15,000. On March 31, 2024, Jacque loaned \$16,000 to Jacque for Wisconsin, which per the federal campaign's disclosure reports was a loan made from personal funds.¹²

¹¹ The WI-08 House seat is currently vacant, and the governor scheduled special primary and general elections to coincide with the regular primary and general elections. Vanessa Kjeldsen, *Gov. Evers Orders Special Election for Mike Gallagher's 8th Congressional District*, 15WMTV (May 15, 2024), <https://www.wmtv15news.com/2024/05/16/gov-evers-orders-special-election-mike-gallaghers-8th-congressional-district/>.

¹² Jacque for Wisconsin, Amend. April 2024 Quarterly Report at 61 (Jun. 11, 2024), <https://docquery.fec.gov/pdf/398/202406119648929398/202406119648929398.pdf>.

SUMMARY OF THE LAW

Contributions in the Name of Another

8. Under FECA, a “candidate” is defined as “an individual who seeks nomination for election, or election, to Federal office” and crosses the statutory threshold of receiving aggregate contributions, or making aggregate expenditures, in excess of \$5,000.¹³
9. FECA provides that “[n]o person shall make a contribution in the name of another person or knowingly permit his name to be used to effect such a contribution and no person shall knowingly accept a contribution made by one person in the name of another person.”¹⁴
10. The Commission regulation implementing the statutory prohibition provides the following examples of contributions in the name of another:
 - a. “Giving money or anything of value, all or part of which was provided to the contributor by another person (the true contributor) without disclosing the source of money or the thing of value to the recipient candidate or committee at the time the contribution is made.”
 - b. “Making a contribution of money or anything of value and attributing as the source of the money or thing of value another person when in fact the contributor is the source.”¹⁵
11. The requirement that a contribution be made in the name of its true source promotes Congress’s objective of ensuring the complete and accurate disclosure by candidates and committees of the political contributions they receive,¹⁶ and ensures that the public and

¹³ 52 U.S.C. § 30101(2); *see* 11 C.F.R. § 100.3.

¹⁴ 52 U.S.C. § 30122.

¹⁵ 11 C.F.R. § 110.4(b)(2)(i)-(ii).

¹⁶ *United States v. O’Donnell*, 608 F.3d 546, 553 (9th Cir. 2010) (“[T]he congressional purpose behind [Section 30122]—to ensure the complete and accurate disclosure of the contributors who finance federal elections—is

complainants are fully informed about the true sources of political contributions and expenditures. Such transparency also enables voters, including complainant Wieand, to have the information necessary to evaluate candidates for office, “make informed decisions[,] and give proper weight to different speakers and messages.”¹⁷

12. FECA and Commission regulations provide that a person who furnishes another with funds for the purpose of contributing to a candidate or committee “makes” the resulting contribution, whether funds are advanced to another person to make a contribution in that person’s name or promised as reimbursement of a solicited contribution.¹⁸ Moreover, the “key issue . . . is the source of the funds” and, therefore, the legal status of the funds when conveyed from a conduit to the ultimate recipient is “irrelevant to a determination of who ‘made’ the contribution for the purposes of [Section 30122].”¹⁹
13. In MUR 7903, the Commission found reason to believe that “Tomfoolery LLC” and its single member, Thomas Chavez, violated Section 30122 when Chavez provided funds to the LLC for it to make contributions in its name to a super PAC; the Commission found that “Tomfoolery was not the true source of the combined \$75,000 that it facially appeared to give to [the super PAC], but instead served as an instrument to convey Chavez’s funds to [the super PAC] without publicly disclosing his identity.”²⁰ The

plain.”); *Mariani v. United States*, 212 F.3d 761, 775 (3d Cir. 2000) (rejecting constitutional challenge to section 30122 in light of the compelling governmental interest in disclosure).

¹⁷ *Citizens United v. FEC*, 558 U.S. 310, 369–71 (2010).

¹⁸ See *United States v. Boender*, 649 F.3d 650, 660 (7th Cir. 2011) (holding that to determine who made a contribution “we consider the giver to be the source of the gift, not any intermediary who simply conveys the gift from the donor to the donee.”); *O’Donnell*, 608 F.3d at 550, 555; *Goland v. United States*, 903 F.2d 1247, 1251 (9th Cir. 1990) (“[FECA] prohibits the use of ‘conduits’ to circumvent . . . [reporting] restrictions.”).

¹⁹ *United States v. Whittemore*, 776 F.3d 1074, 1080 (9th Cir. 2015) (holding that defendant’s “unconditional gifts” to relatives and employees, along with the suggestion they contribute the funds to a specific political committee, violated Section 30122 because the source of the funds remained the individual who provided them to the putative contributors).

²⁰ Factual and Legal Analysis at 7, MUR 7903 (Tomfoolery LLC, *et al.*), https://www.fec.gov/files/legal/murs/7903/7903_13.pdf.

Commission subsequently entered into a conciliation agreement with Tomfoolery LLC and Chavez, which included a \$25,000 civil penalty.²¹

14. Straw donor contributions like those alleged here are serious violations of federal campaign finance law that have led to criminal indictments and convictions.²² As explained in one such indictment, the straw donor ban works in tandem with other campaign finance laws to protect the integrity of our electoral system and to ensure that all candidates, campaign committees, federal regulators, and the public are informed of the true sources of money spent to influence federal elections.²³ Another indictment highlighted how straw donor schemes have been used to skirt FECA's source prohibitions, such as the ban on contributions by government contractors.²⁴
15. Even for contributions that would otherwise be legal—*i.e.*, contributions that would not be prohibited or excessive, if made in the true contributor's own name—the prohibition of contributions in the name of another serves FECA's core transparency purposes by ensuring that voters have access to complete and accurate information regarding the sources of electoral contributions.

²¹ See Conciliation Agreement ¶ VI, MUR 7903 (Tomfoolery LLC, *et al.*), https://www.fec.gov/files/legal/murs/7903/7903_16.pdf.

²² See Colin Moynihan, *Lev Parnas, Ex-Giuliani Ally, Is Convicted of Campaign Finance Charges*, N.Y. Times (Oct. 22, 2021), <https://www.nytimes.com/2021/10/22/nyregion/lev-parnas-guilty-giuliani.html>; Dep't of Justice, *Lev Parnas and Igor Fruman Charged with Conspiring to Violate Straw and Foreign Donor Bans* (Oct. 10, 2019), <https://www.justice.gov/usao-sdny/pr/lev-parnas-and-igor-fruman-charged-conspiring-violate-straw-and-foreign-donor-bans>; Dep't of Justice, *Entertainer/Businessman and Malaysian Financier Indicted for Conspiring to Make and Conceal Foreign and Conduit Contributions During 2012 U.S. Presidential Election* (May 10, 2019), <https://www.justice.gov/opa/pr/entertainerbusinessman-and-malaysian-financier-indicted-conspiring-make-and-conceal-foreign>.

²³ Grand Jury Indictment, *United States v. Lev Parnas, et al.*, Cr. No. 19-725 (S.D.N.Y. Oct. 10, 2019), <https://www.justice.gov/usao-sdny/press-release/file/1208281/download>.

²⁴ Dep't of Justice, *Former Government Contractor Executives Indicted for Unlawful Campaign Contributions* (Feb. 10, 2022), <https://www.justice.gov/opa/pr/former-government-contractor-executives-indicted-unlawful-campaign-contributions>; see Dep't of Justice, *Former Government Contractor Executive Pleads Guilty to Unlawful Campaign Contributions* (Sept. 27, 2022), <https://www.justice.gov/opa/pr/former-government-contractor-executive-pleads-guilty-unlawful-campaign-contributions>.

Soft Money

16. The Bipartisan Campaign Reform Act of 2002 (“BCRA”) amended FECA to prohibit federal candidates and officeholders, their agents, and any entities that they directly or indirectly establish, finance, maintain or control from raising or spending funds in connection with a federal election outside of FECA’s contribution limits, source prohibitions, and reporting requirements—*i.e.*, so-called “soft money.”²⁵

17. Specifically, FECA provides, in relevant part:

A candidate, individual holding Federal office, agent of a candidate or an individual holding Federal office, or an entity directly or indirectly established, financed, maintained or controlled by or acting on behalf of 1 or more candidates or individuals holding Federal office, shall not — (A) solicit, receive, direct, transfer, or spend funds in connection with an election for Federal office, including funds for any Federal election activity, unless the funds are subject to the limitations, prohibitions, and reporting requirements of this Act.²⁶

18. As such, FECA prohibits federal candidates and officeholders, their agents, and any entities that they directly or indirectly establish, finance, maintain or control—which includes nonfederal committees not subject to FECA—from soliciting, receiving, directing, or transferring funds in connection with a federal election that are not subject to federal campaign finance laws.

19. An FEC regulation interpreting this prohibition clarifies that the ban on federal candidates “transferring” soft money means “[t]ransfers of funds or assets from a candidate’s campaign committee or account for a nonfederal election to his or her

²⁵ See generally 52 U.S.C. § 30125; 11 C.F.R. part 300.

²⁶ 52 U.S.C. § 30125(e)(1)(A); see 11 C.F.R. § 300.61.

principal campaign committee or other authorized committee for a federal election are prohibited.”²⁷

CAUSE OF ACTION

COUNT I:

ANDRÉ JACQUE AND JACQUE FOR SENATE, THROUGH A STRAW DONOR SCHEME INVOLVING MULTIPLE INDIVIDUALS AND STATE COMMITTEES ACTING AS INTERMEDIARIES, DIRECTED OR TRANSFERRED \$37,500 IN “SOFT MONEY” IN CONNECTION WITH THE 2024 ELECTION

20. The available information supports finding reason to believe that André Jacque, a federal candidate, and Jacque for Senate, a nonfederal committee that Jacque “directly or indirectly established, financed, maintained or controlled,” used a straw donor scheme to conceal the transfer of \$37,500 in soft money to Jacque’s federal campaign committee, Jacque for Wisconsin, in connection with the 2024 election—thus obscuring the fact that Jacque’s state campaign committee was the true source of these funds. As such, there is reason to believe Jacque and Jacque for Senate made contributions in the name of another, in violation of 52 U.S.C. § 30122, and that Jacque and Jacque for Senate directed or transferred funds that were not subject to FECA’s limitations, prohibitions, and reporting requirements in connection with a federal election, in violation of 52 U.S.C. § 30125(e)(1)(A).
21. In addition, the available information also supports finding reason to believe that the intermediaries participating in this straw donor scheme—*i.e.*, André Jacque, Mary Jacque, James Jacque, Chad Fradette, Jaclyn Fradette, Scott Allen, Jeff Kennedy, Colleen Kennedy, Chuck Wichgers, Citizens for Elijah Behnke, Committee to Elect Jerry O’Connor, Friends of Janel, and Ty Bodden for Wisconsin—used funds provided by the true contributor, Jacque for Senate, to make contributions to Jacque for Wisconsin. As

²⁷ 11 C.F.R. § 110.3(d).

such, these intermediaries violated 52 U.S.C. § 30122 by knowingly permitting their names to be used to make contributions in the name of another, in furtherance of a scheme to conceal the true contributor’s identity from public disclosure and conceal the fact that Jacque for Senate was transferring or directing “soft money” in connection with André Jacque’s 2024 congressional campaign.

22. Jacque for Senate is Jacque’s “personal campaign committee,” a Wisconsin state committee that Jacque established to support his candidacy for the Wisconsin state senate.²⁸ As a state committee registered in Wisconsin, raising funds subject only to Wisconsin law, the money that Jacque for Wisconsin raised was not subject to FECA’s contribution limits, source prohibitions, and reporting requirements.
23. Between March 15, 2024, and April 19, 2024, Jacque for Senate disbursed \$37,500 to individuals and non-federal campaign committees that, either shortly before or after receiving these funds, made contributions to Jacque for Wisconsin—Jacque’s federal campaign committee for the 2024 election:²⁹
 - a. Chad Fradette and Jaclyn Fradette made aggregate contributions of \$13,200 to Jacque for Wisconsin on March 29, 2024, just two weeks after receiving a total of \$9,390 from Jacque for Senate.
 - b. Citizens for Elijah Behnke made a \$1,000 contribution to Jacque for Wisconsin a mere eight days after receiving \$1,000 from Jacque for Senate.
 - c. Chuck Wichgers, a member of the Wisconsin state assembly, made a \$2,000 contribution to Jacque for Wisconsin twelve days after his state campaign committee received a \$1,000 contribution from Jacque for Senate.

²⁸ See Exhibit 2 (state campaign registration forms).

²⁹ See Exhibit 3 (table of payments/contributions).

- d. Friends of Janel made a \$1,000 contribution to Jacque for Wisconsin ten days after receiving a \$1,000 contribution from Jacque for Senate.
- e. Jacque for Senate made a \$1,000 contribution to Committee to Elect Jerry O'Connor sixteen days after Committee to Elect Jerry O'Connor made a \$1,000 contribution to Jacque for Wisconsin.
- f. Jeff Kennedy made a \$1,041.02 contribution to Jacque for Wisconsin the same day Jacque for Senate paid him a total of \$3,000; nine days later, Colleen Kennedy made a \$3,000 contribution to Jacque for Wisconsin.
- g. Three days after Jacque for Senate contributed \$1,000 to Ty Bodden for Wisconsin, that committee contributed \$1,000 to Jacque for Wisconsin.
- h. On April 18, 2024, Jacque for Senate contributed \$500 to the state campaign committee of Scott Allen, who then personally contributed \$500 to Jacque for Wisconsin on June 30, 2024.
- i. On March 15, 2024, Jacque for Senate gave Mary Jacque and James Jacque \$2,250 and \$1,000, respectively, and on March 31, 2024, Mary Jacque contributed a total of \$6,600 to Jacque for Wisconsin. Fifteen days later, on April 15, 2024, Jacque for Senate gave a further \$1,000 to James Jacque. James Jacque gave \$6,600 to Jacque for Wisconsin on June 10, 2024, \$3,300 of which was reattributed to Mary Jacque.
- j. On March 19, 2024, Jacque for Senate paid André Jacque \$8,500, and paid Jacque a further \$6,500 on April 19, 2024. On March 31, Jacque loaned \$16,000 to Jacque for Wisconsin from personal funds.³⁰

³⁰ Jacque for Wisconsin, Amend. April 2024 Quarterly Report at 61 (Jun. 11, 2024), <https://docquery.fec.gov/pdf/398/202406119648929398/202406119648929398.pdf>.

24. In each instance, a payment from Jacque’s state campaign committee, Jacque for Senate, appears to have been linked to a reciprocal contribution made by the recipient of the funds to Jacque’s federal campaign committee, such that the funds provided by Jacque for Senate either wholly or partly funded the federal contribution.
25. In Advisory Opinion 1996-33, the Commission determined that a federal candidate cannot agree to provide “surplus funds” from their state campaign committee to other state candidates, and then solicit those state candidates to make contributions of similar amounts to their federal campaign committee, concluding that this prearranged reciprocal contribution scheme would result in a prohibited transfer under 11 C.F.R. § 110.3(d).³¹
26. The Commission has also previously conciliated violations of FECA’s source prohibitions based on reciprocal contribution schemes used to conceal illegal transfers, like the scheme at issue here: In MUR 5278, the Commission conciliated violations of FECA’s corporate contribution ban when a Georgia state senator and congressional candidate made four contributions from his state campaign committee to his federal campaign committee, using other state committees as intermediaries.³²

³¹ Advisory Op. 1996-33 (Colantuono for Congress) at 2, <https://www.fec.gov/files/legal/aos/1996-33/1996-33.pdf> (“From your description of the understanding between Mr. Colantuono and the state legislators, it appears that donations from [the candidate’s] State committee would replenish, in advance or afterward (and in whole or in part), contributions made from the state legislators’ committees to the [candidate’s federal committee]. Such an arrangement would thus amount to a transfer of funds from [the candidate’s] State campaign committee through the state legislators’ committees to the [candidate’s federal committee], and would be impermissible under 11 CFR 110.3(d)”; see 11 C.F.R. § 110.3(d).

³² Conciliation Agreement ¶ V.1–3, MUR 5278 (Gingrey, *et al.*), <https://www.fec.gov/files/legal/murs/5278/00002C89.pdf>; see Factual and Legal Analysis at 5, MUR 5278 (Gingrey, *et al.*), <https://www.fec.gov/files/legal/murs/5278/00002C82.pdf> (“Gingrey’s state committee impermissibly transferred \$3,500 in non-federal funds to the Manning, Mullis, Ladd, and Paul state committees in return for reciprocal contributions to Gingrey’s federal committee.”). *But see* Factual and Legal Analysis at 5, MUR 7251 (Loudermilk), <https://www.fec.gov/files/legal/murs/7251/18044442536.pdf> (finding no reason to believe because “[t]he Complaint in this matter relies solely on similarities in the timing and amounts of the contributions to support the argument that Respondents participated in a reciprocal contribution scheme, even though some of the alleged reciprocal contributions *lack even these similarities*” (emphasis added)); Factual and Legal Analysis at 6-7, MUR 6985 (Zeldin for Senate), <https://www.fec.gov/files/legal/murs/6985/19044455460.pdf> (remarking that “review of

27. The available information, viewed as a whole—including the close timing of the reciprocal contributions and the similarities of the amounts involved—supports finding reason to believe that Jacque for Senate was the true source of the contributions to Jacque for Wisconsin, rather than the state committees or individuals in whose names the contributions were made. Accordingly, there is reason to believe that Jacque for Senate made, and the named intermediaries—*i.e.*, André Jacque, Mary Jacque, James Jacque, Chad Fradette, Jaclyn Fradette, Scott Allen, Jeff Kennedy, Colleen Kennedy, Chuck Wichgers, Citizens for Elijah Behnke, Committee to Elect Jerry O’Connor, Friends of Janel, and Ty Bodden for Wisconsin—knowingly permitted their names to be used to effect contributions in the name of another, in violation of 52 U.S.C. § 30122.
28. Based on the foregoing, there is also reason to believe that André Jacque, a federal candidate, and Jacque for Senate, an entity that Jacque directly or indirectly established, financed, maintained, or controlled, violated 52 U.S.C. § 30125(e)(1)(A) by directing or transferring \$37,500 in funds that did not comply with FECA’s contribution limits, source prohibitions, and reporting requirements, in connection with a federal election.

the available information reveals that most of the alleged reciprocal contributions do not match up closely in amounts or time” and thus concluding that there “does not appear to be a sufficient factual nexus between the transactions,” when the allegedly reciprocal contributions occurred *five to seven months* apart).

PRAYER FOR RELIEF

29. Wherefore, the Commission should find reason to believe that André Jacque, Jacque for Wisconsin, Jacque for Senate, Mary Jacque, James Jacque, Chad Fradette, Jaclyn Fradette, Scott Allen, Jeff Kennedy, Colleen Kennedy, Chuck Wichgers, Citizens for Elijah Behnke, Committee to Elect Jerry O'Connor, Friends of Janel, and Ty Bodden for Wisconsin have violated 52 U.S.C. § 30101 *et seq.*, and conduct an immediate investigation under 52 U.S.C. § 30109(a)(2).
30. Further, the Commission should seek appropriate sanctions for any and all violations, including civil penalties sufficient to deter future violations and an injunction prohibiting the respondents from any and all violations in the future, and should seek such additional remedies as are necessary and appropriate to ensure compliance with FECA.

Respectfully submitted,

/s/ Saurav Ghosh
Campaign Legal Center, by
Saurav Ghosh, Esq.
1101 14th Street NW, Suite 400
Washington, DC 20005
(202) 736-2200

/s/ Roger G. Wieand
Roger G. Wieand
1101 14th Street NW, Suite 400
Washington, DC 20005
(202) 736-2200

Saurav Ghosh, Esq.
Campaign Legal Center
1101 14th Street NW, Suite 400
Washington, DC 20005
Counsel to the Campaign Legal Center,
Roger G. Wieand

September 9, 2024

VERIFICATION

The complainants listed below hereby verify that the statements made in the attached Complaint are, upon their information and belief, true.

Sworn pursuant to 18 U.S.C. § 1001.

For Complainant Roger G. Wieand

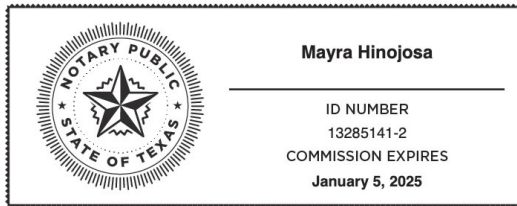


Roger G. Wieand

Sworn to and subscribed before me this 9th day of September 2024.



Notary Public



Electronically signed and notarized online using the Proof platform.

VERIFICATION

The complainants listed below hereby verify that the statements made in the attached Complaint are, upon their information and belief, true.

Sworn pursuant to 18 U.S.C. § 1001.

For Complainant Campaign Legal Center



Saurav Ghosh, Esq.

Sworn to and subscribed before me this 9 day of September 2024.



Notary Public

Sophie Grossman



EXHIBIT 1



View Registrants



Registrant Type: Candidate/Committee Name: Election Date:

Office: District/County: Branch:

Committee ID: Registrant Status: Registered Date Range: To

Segregated Fund

Out of State Referendum Exempt

SEARCH

CLEAR

To group by column, drag and drop column here

Registrant Type	Committee ID	Candidate/Committee Name	Committee Address	Registrant Status	Election Date	Office (Including Branch)	Registered Date	Amended Date	Out of State	Referendum	Exempt	Termination Requested Date
State Candidate	0104808	Jacque for Senate	1615 Lost Dauphin Rd., De Pere, WI 54115	Current	11/08/2022	State Senate, District No. 01	01/21/2009	01/17/2023				

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Expand

EXHIBIT 2

**CAMPAIGN REGISTRATION STATEMENT
STATE OF WISCONSIN
CF-1**

IF A CANDIDATE DOES NOT FILE THIS STATEMENT BY THE DEADLINE FOR FILING NOMINATION PAPERS,
THE CANDIDATE'S NAME WILL NOT BE PLACED ON THE BALLOT.

NOTICE: ANY CHANGE OF INFORMATION ON THIS REGISTRATION STATEMENT MUST BE FILED WITHIN 10 DAYS.

CANDIDATE AND CANDIDATE COMMITTEE INFORMATION

Committee ID: 0104808

Name of the Candidate:	Party Affiliation:	Office Sought (Include Branch Number):	
Jacque, Andre M	Republican	State Senate, State Senate, District No. 01	
Residence Address (Number and Street):		Candidate Telephone Number (Residence):	
1615 Lost Dauphin Rd.		(920) 819-8066	
City, State and Zip:	Election Date:	Candidate Email:	
De Pere, WI 54115	11/08/2022	andre.jacque@gmail.com	
Committee Name:	Acronym:	Committee Type:	Committee Sub-Type:
Jacque for Senate	JACQUE	State Candidate	Personal Campaign Committee
Committee Address (Number and Street):	1615 Lost Dauphin Rd., De Pere, WI 54115	Committee Email:	andre.jacque@gmail.com
Phone:	(920) 819-8066		

COMMITTEE TREASURER INFORMATION

Treasurer Name:	Lasee, Alan J	Phone:	(920) 336-8247
Address (Number and Street):	1615 Lost Dauphin Rd.		
City, State and Zip:	De Pere, WI 54115		
Email:	jacque4senate@gmail.com		

DEPOSITORY INFORMATION

Name of Financial Institution:	Nicolet National Bank	Pin:	*****
Address (Number and Street):	111 North Washington Street		
City, State and Zip:	Green Bay, WI 54301		

+++ EXEMPTION FROM FILING CAMPAIGN FINANCE REPORTS s.11.0104, Stats. +++

You may be eligible for an exemption from filing campaign finance reports. Consult the appropriate Campaign Finance Overview to determine if the registrant qualifies for exemption.

This registrant is eligible for exemption. This registrant will not accept contributions, make disbursements or incur obligations in an aggregate amount of more than \$2,000 in a calendar year.

This registrant is no longer eligible to claim exemption.

Andre Jacque

Signature of Candidate or Treasurer

Date

CERTIFICATE

TREASURER

I, Lasee, Alan J

certify the information in this statement is true and complete.

Signature _____ Treasurer _____

Date _____

CANDIDATE

I, Jacque, Andre M

certify the information in this statement is true, correct and complete, and that this is the only committee authorized to act on my behalf.

Signature _____ Candidate _____

Date _____

THE INFORMATION ON THIS FORM IS REQUIRED BY ss.9.10(2)(d), 11.0203, STATS. FAILURE TO PROVIDE THE INFORMATION MAY SUBJECT YOU TO THE PENALTIES OF ss. 8.30(2), 11.1400, 11.1401, STATS.

Report Generated On: 01/17/2023

EXHIBIT 3

Transaction Date	Reported Source	Reported Recipient	Amount	Receipt Type (Full) (FEC)
3/15/24	Jacque for Senate	Fradette, Chad M.	\$ 2,000.00	
3/15/24	Jacque for Senate	Fradette, Chad	\$ 2,000.00	
3/15/24	Jacque for Senate	Fradette, Chad	\$ 250.00	
3/15/24	Jacque for Senate	Fradette, Chad	\$ 250.00	
3/15/24	Jacque for Senate	Fradette, Chad M.	\$ 125.00	
3/29/24	Fradette, Chad	Jacque for Wisconsin	\$(3,300.00)	REDESIGNATION FROM
3/29/24	Fradette, Chad	Jacque for Wisconsin	\$(3,300.00)	REATTRIBUTION FROM
3/29/24	Fradette, Chad	Jacque for Wisconsin	\$(3,300.00)	REATTRIBUTION FROM
3/29/24	Fradette, Chad	Jacque for Wisconsin	\$ 3,300.00	REDESIGNATION TO
3/29/24	Fradette, Chad	Jacque for Wisconsin	\$13,200.00	
3/15/24	Jacque for Senate	Fradette, Jaclyn	\$ 2,000.00	
3/15/24	Jacque for Senate	Fradette, Jaclyn	\$ 100.00	
3/15/24	Jacque for Senate	Fradette, Jaclyn L	\$ 1,900.00	
3/15/24	Jacque for Senate	Fradette, Jaclyn	\$ 125.00	
3/29/24	Fradette, Jaclyn	Jacque for Wisconsin	\$ 3,300.00	REATTRIBUTION TO
3/29/24	Fradette, Jaclyn	Jacque for Wisconsin	\$ 3,300.00	REATTRIBUTION TO
3/17/24	Jacque for Senate	Citizens for Elijah Behnke	\$ 1,000.00	
3/25/24	Citizens For Elijah Behnke	Jacque for Wisconsin	\$ 1,000.00	CONTRIBUTION FROM VERIFIED SOURCE
3/19/24	Jacque for Senate	Friends of Chuck Wichgers	\$ 1,000.00	
3/31/24	Wichgers, Chuck	Jacque for Wisconsin	\$ 2,000.00	
3/19/24	Jacque for Senate	Friends of Janel	\$ 1,000.00	
3/29/24	Friends Of Janel	Jacque for Wisconsin	\$ 1,000.00	
3/31/24	Committee to Elect Jerry O'Connor	Jacque for Wisconsin	\$ 500.00	CONTRIBUTION FROM VERIFIED SOURCE
4/16/24	Jacque for Senate	Committee to Elect Jerry O'Connor	\$ 1,000.00	
3/22/24	Jacque for Senate	Kennedy, Jeff	\$ 1,000.00	
3/22/24	Jacque for Senate	Kennedy, Jeffery R.	\$ 1,000.00	
3/22/24	Jacque for Senate	Kennedy, Jeff	\$ 500.00	
3/22/24	Jacque for Senate	Kennedy, Jeff	\$ 500.00	
3/22/24	Kennedy, Jeff	Jacque for Wisconsin	\$ 1,041.02	EARMARKED (NON-DIRECTED) THROUGH WINRED
3/31/24	Kennedy, Colleen	Jacque for Wisconsin	\$ 3,000.00	EARMARKED (NON-DIRECTED) THROUGH WINRED
3/26/24	Jacque for Senate	Ty Bodden for Wisconsin	\$ 1,000.00	
3/29/24	Ty Bodden for Wisconsin	Jacque for Wisconsin	\$ 1,000.00	CONTRIBUTION FROM VERIFIED SOURCE
4/18/24	Jacque for Senate	Allen for Wisconsin	\$ 500.00	
6/30/24	Allen, Scott	Jacque for Wisconsin	\$ 500.00	
3/15/24	Jacque for Senate	Jacque, Mary Jo	\$ 2,000.00	
3/15/24	Jacque for Senate	Jacque, James	\$ 1,000.00	
3/15/24	Jacque for Senate	Jacque, Mary Josephine	\$ 250.00	
4/15/24	Jacque for Senate	Jacque, James	\$ 1,000.00	
6/10/24	Jacque, James	Jacque for Wisconsin	\$(3,300.00)	REATTRIBUTION FROM

6/10/24	Jacque, Mary J	Jacque for Wisconsin	\$ 3,300.00	REATTRIBUTION TO
6/10/24	Jacque, James	Jacque for Wisconsin	\$ 6,600.00	
3/19/24	Jacque for Senate	Jacque, Andre M.	\$ 8,500.00	
3/31/24	Jacque, Andre	Jacque for Wisconsin	\$16,000.00	CANDIDATE LOAN
4/19/24	Jacque for Senate	Jacque, Andre M.	\$ 6,500.00	