

201501185

From: Tracy L. Gragston, Jr. [mailto:gragston_tracy@cityofcincinnati.com]
Sent: Thursday, August 20, 2015 8:58 AM
To: Smitherman, Christopher
Subject: Jonathon White Fails to Pay City Income Tax (1/2)

#4

Dear Council Member Smitherman,

This is the first of two emails. Attached to this email please find the deposition of Jonathon White and exhibits 1-18 in the matter of Britton v. Cincinnatians for Jobs Now. This case is currently before the Ohio Elections Commission. I am very concerned about Mr. White's testimony that despite being employed within City limits, he neither pays City taxes nor files an income tax return with the City. (See White Deposition, page 19, line 24 to page 21, line 8). I urge you to turn this information over to Ted Nussman, City Tax Commissioner, for review and investigation.

Respectfully yours,

Tracy Gragston

Jonathon White

July 14, 2015

SHIRLENE BRITTON, et al.,

vs.

CINCINNATIANS FOR JOBS NOW, et al.

Case Number: 2014 G-001



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SHIRLENE BRITTON, et al.,)
Complainants,)
vs.	CASE NO.)
	2014 G-001)
CINCINNATIANS FOR JOBS NOW, et al.,)
Respondents.)
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Deposition of: JONATHON WHITE

Pursuant to: Notice

Date and Time: Tuesday, July 14, 2015
9:22 a.m.

Place: Finney Law Firm, LLC
4270 Ivy Point Boulevard
Suite 225
Cincinnati, Ohio 45245

Reporter: Kelly E. Rossell
Notary Public - State
of Ohio

1 APPEARANCES OF COUNSEL:

2

3 For the complainants:

4 Curt C. Hartman, Esq.
5 of
6 The Law Firm of Curt C. Hartman
7 7394 Ridgepoint Drive
8 Suite 8
9 Cincinnati, Ohio 45230
10 513.752.2878
11 hartmanlawfirm@fuse.net

9

10 For the respondents:

11 Basil Mangano, Esq.
12 of
13 Mangano Law Offices
14 2245 Warrensville Center Road
15 Suite 213
16 Cleveland, Ohio 44118
17 216.397.5844
18 bmangano@bmanganolaw.com

16

17 Also Present:

18 Shirline Britton
19 Lettie Reid

19

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1 JONATHON WHITE

2 a respondent herein, having been duly sworn, was
3 examined and deposed as follows:

4 EXAMINATION

5 BY MR. HARTMAN:

6 Q. Good morning.

7 For the record, would you please state
8 your name?

9 A. Jonathon White.

10 Q. Okay. Mr. White, what is your
11 residential address?

12 A. 6265 Philadelphia Drive, Dayton,
13 Ohio.

14 Q. And what is your business address?

15 A. 2135 Dana Avenue.

16 Q. What city?

17 A. Cincinnati.

18 Q. Zip code?

19 A. 45207.

20 Q. What suite number at 2135 Dana
21 Avenue?

22 A. Suite 240.

23 And when you mean business, you mean
24 like where I work at, correct?

25 Q. Yes.

1 A. Okay. Correct.

2 Q. You work in Cincinnati?

3 A. Yeah.

4 Q. Do you work in Columbus?

5 A. I have an office in Columbus. I work
6 in Cincinnati.

7 Q. What's your Columbus office address?

8 A. Let me think. It's 102 West Dorchester
9 Square, Westerville, Ohio.

10 Q. Mr. White, have you had your deposition
11 taken previously?

12 A. No.

13 Q. Okay. I'll just give you a few basic
14 ground rules.

15 We have a court reporter here today.
16 She's transcribing what we say.

17 A. Correct.

18 Q. In order to make her job easier, we
19 need to try to make sure only one person is
20 speaking at a time.

21 So if you could wait until I finish
22 asking a question, I will give you an opportunity
23 to fully answer a question.

24 If we talk over each other, it comes
25 out as garble, and she has difficult times there.

1 Because she is only transcribing it, we
2 need to make sure any affirmative or negative
3 answers are answered as a yes or a no, as opposed
4 to a nod of the head or some voice -- you know,
5 audio that does not indicate a definitive
6 affirmative or negative.

7 A. Okay.

8 Q. If you don't understand a question, if
9 you need me to clarify it, please ask me to do
10 so.

11 But if you answer, I'm going to assume
12 that you heard the question, you understood the
13 question, and that the answer is a full and
14 complete response to that question.

15 Do you understand that?

16 A. Yes.

17 Q. There are usually a few other ground
18 rules that I always forget. I'm sure we'll pick
19 them up as we go through. But other than that,
20 let's go forward.

21 Did you graduate from high school?

22 A. Yes.

23 Q. What high school and what year did you
24 graduate?

25 A. Meadowdale High School, 1978.

1 MR. HARTMAN: Off the record.

2 (Off the record.)

3 MR. HARTMAN: Back on the record.

4 BY MR. HARTMAN:

5 Q. And where is Meadowdale High School
6 located?

7 A. Dayton, Ohio.

8 Q. And I understand you did attend some
9 college?

10 A. Yes.

11 Q. Which college and for how many years?

12 A. Central State University, one year.

13 Q. That would have been 1979 to --

14 A. Yeah.

15 Q. Immediately following high school?

16 A. Yes.

17 Q. Okay. From 1979 forward, could you
18 give me a history of your employment, where you
19 were employed, what your job was?

20 A. I was employed as a member of local
21 1410, doing construction.

22 Q. From what period to what period?

23 A. 2009, that's the ending. From 1979 to
24 2009.

25 Q. And then 2009 --

1 A. Became an organizer.

2 Q. Who were you employed by?

3 A. DEROC.

4 Q. D-E-R-O-C.

5 A. Correct.

6 Q. Which stands for the District Eight
7 Regional Organizing Committee?

8 A. Yes.

9 Q. What is the District Eight Regional
10 Organizing Committee?

11 A. An organizing committee.

12 Q. Can you clarify what a -- what it means
13 to be an organizing committee?

14 Let me -- assume I know nothing about
15 unions, and I come up, and talk to me about the
16 District Eight Regional Organizing Committee.

17 How do you explain what the District
18 Eight Regional Organizing Committee is and what
19 it does?

20 A. I'll explain my function. That's the
21 way I can explain it.

22 Q. Okay.

23 A. I'm an organizer. I will assist
24 various locals with organizing campaigns.

25 Q. When you say organizing campaigns,

1 efforts to have a certain location, certain shop
2 become unionized?

3 A. Possibly.

4 Q. Okay. What other --

5 A. Or whatever other assistance that I can
6 do for that local.

7 Q. Okay. Do you get involved in any
8 collective bargaining negotiations?

9 A. No.

10 Q. And you have been employed since 2009
11 by DEROC?

12 A. Correct.

13 Q. Okay. Does Rob Richardson, Sr. have
14 any involvement with DEROC?

15 MR. MANGANO: Objection.

16 You can answer.

17 A. There is a possibility he may talk to
18 my director.

19 BY MR. HARTMAN:

20 Q. Okay. Who is your director?

21 A. Matthew McCullough (sic).

22 Q. So Mr. McCullough works for DEROC and
23 he's your supervisor?

24 A. He's my director, yes.

25 Q. You report to him?

1 A. Yes, at times.

2 Q. Okay. Who else at DEROC do you report
3 to?

4 A. Basically Matt was giving directions,
5 you know, about what I need to do for the day.

6 Q. Does Mr. McCullough direct your
7 activities on a daily basis?

8 A. We get our directive, and we complete
9 our tasks.

10 If it should take longer than a day, he
11 does not have to be abreast of all my everyday
12 activity.

13 Q. I've seen daily activity reports that
14 have been provided by DEROC, and it indicates at
15 times you're in Dayton, you're sometimes, I
16 think, even in Pennsylvania.

17 Does Mr. McCullough direct where you
18 would go physically each day, i.e., you would go
19 to Dayton today and take care of this matter, you
20 would go to Columbus today and take care of this
21 matter, you would go to Cincinnati and take care
22 of this matter?

23 A. You know, whatever my directive is,
24 wherever the location is, that's where I'm
25 assigned to.

1 Q. So the question, again, does Rob
2 Richardson, Sr. have a position with DERO?

3 MR. MANGANO: Objection.

4 You can answer.

5 A. To my knowledge, I'm unsure if he does
6 have a position with DERO.

7 BY MR. HARTMAN

8 Q. And I've seen other things -- the
9 Laborer's International Union of North America.

10 Are you familiar with that
11 organization?

12 A. Yeah.

13 Q. Okay. Is there an acronym that goes
14 with that?

15 MR. MANGANO: Objection.

16 Just please note a continuing objection
17 to any questions dealing with LIUNA.

18 You can answer.

19 BY MR. HARTMAN:

20 Q. What is LIUNA?

21 A. Laborer's International Union of North
22 America.

23 Q. Okay. What function or role does it
24 play?.

25 What's its function; what's its role?

1 A. I don't understand the question.

2 Q. Let me back up. Do you have any
3 association with LIUNA?

4 A. I'm a laborer, which is a part of the
5 Laborer's International Union of North America.

6 Q. So the question is, do you have any
7 relationship with LIUNA?

8 A. Yes.

9 Q. Okay. And your relationship is as a
10 laborer?

11 A. Yes.

12 Q. You work for LIUNA?

13 A. Yes.

14 Q. How long have you worked for LIUNA?

15 A. Since 1979.

16 Q. Do you work for them to this present
17 day?

18 A. Yes.

19 MR. MANGANO: Mr. Hartman, I just -- I
20 think there's going to be confusion,
21 because you're not -- you're not
22 understanding the -- and I just want to make
23 sure we're clear.

24 When you -- just make sure -- the
25 question is, who do you work for?

1 So the -- when he says he's worked for
2 Laborer's Local 1410 since 1979 or LIUNA
3 since 1979, remember, he's working out of --
4 he's working out of a hiring hall or a
5 referral hall, so he doesn't actually work
6 for the union. He works for the employers
7 to whom he's referred to.

8 So there is some confusion there. I
9 don't know if you want to clarify that.

10 MR. HARTMAN: Okay. For the record --

11 MR. MANGANO: Yeah.

12 MR. HARTMAN: I understand what
13 you're --

14 MR. MANGANO: Yeah.

15 BY MR. HARTMAN:

16 Q. But at the present time -- so you do
17 labor work out of LIUNA and you do work as an
18 organizer for DEROC?

19 A. I'm no longer a laborer in the field.

20 Q. When did you cease being a laborer in
21 the field?

22 A. 2009, July.

23 Q. What is the relationship between LIUNA
24 and DEROC?

25 MR. MANGANO: Objection.

1 You can answer.

2 A. We're organization -- we're organizers.
3 We're an extension of LIUNA.

4 We're another -- a separate department.
5 Like you -- we have a department.

6 BY MR. HARTMAN:

7 Q. Which one is a department of which?

8 A. DEROC is a department of LIUNA.

9 (Deposition Exhibit 1 was marked for
10 identification.)

11 BY MR. HARTMAN:

12 Q. I'm going to hand you what's been
13 marked as Exhibit 1.

14 It's a document with a Bates number of
15 DEROC0037. This indicates it's a letter dated
16 July 13th, 2009, addressed to you from Robert E.
17 Richardson.

18 It appears to be extending an offer
19 of employment to you for DERO C.

20 Is this your initial offer of
21 employment from DERO C, that is, Exhibit 1?

22 A. Yes.

23 Q. All right. And it indicates it's
24 carbon copied to a Matthew MacLellan?

25 A. MacLellan.

1 Q. Is that how you pronounce it?

2 A. Correct.

3 Q. That was the individual you identified
4 as your supervisor, correct?

5 A. Correct. He is my director.

6 (Deposition Exhibit 2 was marked for
7 identification.)

8 BY MR. HARTMAN:

9 Q. I'll hand you what's been marked as
10 Exhibit 2, which is a subsequent letter dated
11 February 2nd, 2011, again, from Robert E.
12 Richardson, addressed to you, indicating your
13 position now as a staff organizer of DEROC.

14 Is that what Exhibit 2 is?

15 A. Okay.

16 Q. Is that what Exhibit 2 is?

17 A. It appears to be.

18 Q. Is that your signature on the bottom of
19 that --

20 A. That is my signature.

21 Q. Is that your signature on the bottom of
22 Exhibit 1 as well?

23 A. Yes.

24 Q. So what's the difference between being
25 an organizer versus a staff organizer at DEROC?

1 A. As an organizer, I go through a
2 preliminary period before I'm hired as a
3 full-time DEROC organizer.

4 Q. Okay. Is that your current position
5 with DEROC, as a staff organizer?

6 A. Yes.

7 Q. In the second paragraph of Exhibit 2,
8 it indicates that you will be reimbursed for any
9 expenses incurred by you in connection with your
10 work.

11 Do you see that?

12 A. In which paragraph?

13 Q. In the second paragraph of Exhibit 2.

14 A. Yes.

15 Q. Okay. What type of expenses would you
16 be reimbursed for --

17 MR. MANGANO: Objection.

18 BY MR. HARTMAN:

19 Q. -- by DEROC?

20 MR. MANGANO: You can answer.

21 A. Hotel rooms -- I would have to pay for
22 it on assignment -- traveling expenses I would
23 have to pay for, my food, and lodging.

24 BY MR. HARTMAN:

25 Q. Okay. Mileage -- do you get reimbursed

1 for mileage?

2 Or when you're traveling from, for
3 example, Dayton to Columbus for DERO, do they
4 reimburse you for your travels?

5 A. No.

6 Q. You're responsible for paying for your
7 own gas?

8 A. I'm not sure how you want me to answer
9 that. You're asking me --

10 Q. Truthfully.

11 A. Are you asking me, while I'm at work,
12 do I have to pay for my own gas, or on my own
13 time?

14 Q. When you're doing work for DERO --

15 A. Okay.

16 Q. -- do they reimburse you for gas
17 expense?

18 A. They pay for the gas.

19 Q. Do you have a credit card that you put
20 the gas on?

21 A. Yes.

22 Q. Is that credit card specifically
23 assigned to you by DERO?

24 A. Yes.

25 Q. Is that how they pay for your gas?

1 A. Yes.

2 MR. HARTMAN: Let's take a quick break
3 for a minute.

4 (A recess was taken from 9:40 to
5 11:07.)

6 MR. HARTMAN: Okay. We'll go back on
7 the record.

8 BY MR. HARTMAN:

9 Q. Mr. White, I just want to confirm,
10 before we broke, you had some medical issues --

11 A. Right.

12 Q. -- and you needed to get some medicine.

13 Just to make sure, any side effects to
14 that medicine that will make you have trouble
15 hearing, comprehending --

16 A. No.

17 Q. -- understanding questions?

18 A. No.

19 Q. You fully understand --

20 A. Yes.

21 Q. -- and have full cognizance of what's
22 going on?

23 A. Correct.

24 Q. Okay. When we broke, we were talking
25 about the credit cards that DEROC provided to you

1 to pay for gas.

2 A. Correct.

3 Q. Is that credit card used only for gas
4 purchases and not hotel purchase -- hotel
5 stays?

6 A. Correct. Just for gas.

7 Q. Okay. You have to personally pay for
8 the hotel rooms and then they reimburse you for
9 that?

10 A. Depending.

11 Q. What do you mean, depending on?

12 A. I can pay for a hotel room myself if
13 I'm -- say if I'm in Cleveland --

14 Q. Right.

15 A. -- and it's only four hours there and
16 it's four hours back. But if I need to stay
17 overnight, I can stay at the hotel, turn it in as
18 an expense, because safety is a policy in which
19 we -- we work by.

20 Q. But just -- the credit card is used
21 only for the gas purchases?

22 A. Correct.

23 Q. Okay. I want to back up a little bit.
24 You had indicated that your business
25 address is 2135 Dana Avenue in Cincinnati?

1 A. That is where I work for DERO.

2 Q. Okay. How long have you worked at that
3 address for DERO?

4 A. Oh, I can't recall when we opened that
5 office. I don't remember the date it opened. I
6 don't.

7 Q. Okay. Within the past couple years, or
8 has it been --

9 A. Maybe a little longer than a couple of
10 years.

11 Q. Three, maybe four years?

12 A. I'm speculating.

13 Q. Okay. That's fine.

14 And how often do you work out of that
15 office: once a week, twice a week?

16 A. Depends on what my assignments are.

17 Q. Okay. At least once a month?

18 A. Oh, at least once a week, at least.

19 Q. And that's been the way since it's been
20 open, three or four years?

21 A. Yes.

22 Q. Okay. Do you pay income tax to the
23 City of Cincinnati?

24 MR. MANGANO: Objection. You can
25 answer.

1 A. No.

2 BY MR. HARTMAN:

3 Q. Do you file an income tax return with
4 the City of Cincinnati?

5 MR. MANGANO: Objection to this line of
6 questioning.

7 Go ahead.

8 A. No.

9 BY MR. HARTMAN:

10 Q. You know we are here today concerning
11 an organization known as Cincinnatians for Jobs
12 Now?

13 A. Correct.

14 Q. What is Cincinnatians for Jobs Now?

15 A. It's an organization that I created to
16 facilitate an environment in which to expand,
17 create job opportunities in Cincinnati and
18 surrounding areas, to make aware of issues or
19 initiatives that impact job opportunities, to
20 encourage residents to be active in issues and
21 initiatives that expand and create job
22 opportunities in Cincinnati and surrounding
23 areas.

24 Q. Okay. Prior to forming Cincinnatians
25 for Jobs Now, did you have any discussions with

1 anybody about forming Cincinnatians for Jobs
2 Now?

3 MR. MANGANO: Objection.

4 You can answer.

5 A. No.

6 BY MR. HARTMAN:

7 Q. When you were forming Cincinnatians for
8 Jobs Now, how were you planning to finance
9 Cincinnatians for Jobs Now?

10 A. Donations, contributions from anybody
11 that believes in what I stand for -- what
12 Cincinnatians for Jobs stands for, and what we're
13 trying to do and promote.

14 Q. Had you talked to anybody about
15 contributing to Cincinnatians for Jobs Now prior
16 to forming Cincinnatians for Jobs Now?

17 A. No.

18 Q. When did you form Cincinnatians for
19 Jobs Now?

20 A. September 2013.

21 Q. Let me back up.

22 Your job with DERO, is that a 40-hour
23 workweek you work for them?

24 A. Depends.

25 Q. Okay. Depends upon what?

1 A. What I'm working on, what my assignment
2 is.

3 Q. Can you give an example of why -- how
4 that does or doesn't impact a 40-hour workweek
5 for you with DEROC?

6 A. If I go to Zanesville and I have to do
7 something for DEROC, when it's complete, my
8 assignment's complete.

9 So the travel time between Zanesville
10 and DEROC doesn't consist of me saying I was
11 actually physically working for eight hours that
12 day, but I was on the job.

13 Q. How were you going to balance the
14 work -- the obligations of Cincinnatians for Jobs
15 Now with DEROC?

16 MR. MANGANO: Objection.

17 You can answer.

18 A. I have personal days, vacations, and I
19 can request time off.

20 BY MR. HARTMAN:

21 Q. So is that any time you were doing work
22 for Cincinnatians for Jobs Now, you were taking
23 personal days, vacation days, or time off from
24 your work with DEROC?

25 MR. MANGANO: Objection.

1 You can answer.

2 A. Yes. Days were short, so I didn't have
3 to work the whole eight-hour day. I could spend
4 time working on -- for Cincinnatians for Jobs
5 Now.

6 BY MR. HARTMAN:

7 Q. Prior to forming Cincinnatians for Jobs
8 Now, did you have any conversations with anyone
9 at DERO C about forming an entity that ultimately
10 became Cincinnatians for Jobs Now?

11 MR. MANGANO: Objection.

12 You can answer.

13 A. Not before it was formed.

14 BY MR. HARTMAN:

15 Q. After it was formed you did?

16 A. After it was formed, if I needed to
17 take off a day, I would take off my personal day
18 and take care of Cincinnatians for Jobs Now's
19 duties.

20 Q. Between forming Cincinnatians for Jobs
21 Now in September of 2013 and the election day in
22 November of 2013, how many days did you take off
23 from DERO C to work exclusively --

24 A. I don't recall.

25 Q. Did you take at least one full day

1 off?

2 A. At least.

3 Q. Other than the election day?

4 A. Yes.

5 Q. Did you take at least two days off?

6 A. I don't recall.

7 Q. So the records of DEROC should indicate
8 you taking a personal day at sometime between
9 September 2013 and election day 2013?

10 A. Possible. Without looking and knowing,
11 I don't -- I can't tell you that.

12 Q. Well, you just said you did take a
13 personal day --

14 A. But I can't speculate to the time frame
15 that you're asking about. I won't guess.

16 I will answer for the knowledge -- I'll
17 give you the answer that I specifically know
18 about. I won't guess, though.

19 Q. But you did take a personal day between
20 the formation of DEROC --

21 A. Uh-huh.

22 Q. Let's back up.

23 MR. MANGANO: Wait until the answer
24 is -- the question is completely asked
25 before you answer, please.

1 (Deposition Exhibit 3 was marked for
2 identification.)

3 BY MR. HARTMAN:

4 Q. I'm going to hand you what's been
5 marked as Exhibit 3.

6 Do you recognize that document?

7 A. Yes. Yes, I do.

8 Q. There are the Articles of Incorporation
9 for Cincinnatians for Jobs Now, correct?

10 A. Correct.

11 Q. And it indicates an effective date of
12 September 17th, 2013. Do you see that in the
13 middle of the first page?

14 A. Yes.

15 Q. So that's the date that Cincinnatians
16 for Jobs Now was formed?

17 A. That's what it says on the paper right
18 there.

19 Q. Okay. So between September 17th, 2013
20 and the election day 2013 in November of that
21 year, you did take a personal day from DEROC, at
22 least one?

23 A. Possibly.

24 Q. Possibly --

25 A. Okay --

1 Q. -- or I thought you said you did
2 previously --

3 A. Unless I can see the documentation so I
4 can specifically give a yes answer to it, I can't
5 tell you what day I took off.

6 I did have a personal day. I don't
7 know if it was in September or the following
8 month or whatever.

9 Q. I'm not asking for the specific date --

10 A. I had a day off during that time.
11 Between now the election, I had a personal day.

12 Q. Okay. In 2013?

13 A. Yeah, I get a personal day every
14 year.

15 Q. Did you take any vacation days during
16 that time, that is between September 17th, 2013
17 and the election in 2013?

18 A. I don't recall.

19 Q. The application for the Articles of
20 Incorporation that you submitted to the Ohio
21 Secretary of the State, did you prepare that
22 document yourself personally?

23 MR. MANGANO: Objection.

24 You can answer.

25 A. My lawyer took care of it for me.

1 BY MR. HARTMAN:

2 Q. Which lawyer was that?

3 MR. MANGANO: Objection.

4 You can answer.

5 A. Bill Mangano.

6 BY MR. HARTMAN:

7 Q. Was Mr. Mangano your lawyer for
8 something prior to forming Cincinnatians for Jobs
9 Now, or did you engage him just for the purpose
10 of forming Cincinnatians for Jobs Now?

11 MR. MANGANO: Objection.

12 You can answer.

13 A. For forming this.

14 BY MR. HARTMAN:

15 Q. Prior to that, you did not have an
16 attorney-client relationship with him; is that
17 correct?

18 MR. MANGANO: Objection.

19 You can answer.

20 A. Correct.

21 MR. MANGANO: When you talk about you,
22 can you clarify the question? Him
23 personally, CJN?

24 BY MR. HARTMAN:

25 Q. You and Mr. --

1 A. Because obviously you're talking
2 personally, correct.

3 Q. Yeah, you -- you did not have Mr.
4 Mangano as your attorney personally, for you
5 personally?

6 A. No.

7 Q. Okay. How did you locate Mr. Mangano
8 to be your attorney to help assist in the forming
9 of Cincinnatians for Jobs Now?

10 MR. MANGANO: Objection.

11 You can answer.

12 A. I've been knowing Mr. Mangano at least
13 since 2009, maybe even further back than that.

14 I know he's a lawyer, and I know he's a
15 good one.

16 BY MR. HARTMAN:

17 Q. Did anybody refer you and say you
18 should have him form the company for you?

19 A. No.

20 (Deposition Exhibit 4 was marked for
21 identification.)

22 BY MR. HARTMAN:

23 Q. I'm going to hand you what's been
24 marked as Exhibit 4, which is identified as the
25 Response of Respondents in this Ohio Elections

1 Commission Case.

2 Have you seen this document before?

3 A. Yes.

4 Q. Okay. Certain statements and
5 representations made in this document I want to
6 go through with you.

7 If you look on the first page, starting
8 on the 6th line down in the far right. It's part
9 of a sentence that starts that, CJN -- or
10 Cincinnatians for Jobs Now -- is a nonprofit
11 corporation authorized to conduct business in the
12 State of Ohio, and at the same time, participate
13 in partisan politics by making independent
14 expenditures. And then it references the
15 Citizens United case.

16 So Cincinnatians for Jobs Now, part of
17 its purpose and job is to participate in partisan
18 politics?

19 MR. MANGANO: Objection.

20 A. Could you repeat the question?

21 BY MR. HARTMAN:

22 Q. Looking at that sentence I just read,
23 so I just wanted to confirm that part of the
24 purpose for Cincinnatians for Jobs now is to
25 participate in partisan politics?

1 MR. MANGANO: Objection.

2 BY MR. HARTMAN:

3 Q. Is that correct?

4 A. Okay. So you want to know --
5 specifically, help me understand what you really
6 want to know, because you're reading something
7 off the paper.

8 What do you really want to know?

9 Q. This document was filed on behalf of
10 Cincinnatians for Jobs Now. You recognize
11 that?

12 MR. MANGANO: I'm sorry. I didn't hear
13 the question.

14 BY MR. HARTMAN:

15 Q. You recognize that this document was
16 filed on behalf of Cincinnatians for Jobs Now;
17 you recognize that fact?

18 A. Okay. Yeah.

19 Q. And I'm just trying to clarify
20 whether -- the accuracy or not of certain
21 statements made in this document. One of them is
22 that Cincinnatians for Jobs Now being authorized
23 to participate in partisan political
24 activities -- correction, to participate in
25 partisan politics.

1 So is part of the job purpose or
2 activities of Cincinnatians for Jobs Now to
3 participate in partisan politics?

4 MR. MANGANO: Objection.

5 The question now is different, correct,
6 Mr. Hartman?

7 You're changing your question, right,
8 or are you asking the same question?

9 Because now you're asking about activities.

10 BY MR. HARTMAN:

11 Q. You can answer the question.

12 MR. MANGANO: You can answer.

13 A. Which question?

14 BY MR. HARTMAN:

15 Q. Does Cincinnatians for Jobs Now --
16 strike that.

17 With respect to Cincinnatians for Jobs
18 Now, is one of its purposes or functions to
19 participate in partisan politics?

20 MR. MANGANO: Objection.

21 A. Yeah.

22 BY MR. HARTMAN:

23 Q. If you go to the bottom of page 2 of
24 Exhibit 4, second line up from the bottom. It
25 declares there that CJN itself has not produced

1 voter guides.

2 Has CJN, Cincinnatians for Jobs Now,
3 ever produced a voter guide?

4 A. I'm trying to figure out where you read
5 that at.

6 MR. MANGANO: Right here (indicating).

7 A. Correct.

8 BY MR. HARTMAN:

9 Q. It has produced voter guides?

10 A. It has not.

11 Q. It has not produced a voter guide?

12 A. That's what you just said.

13 Q. I'm asking you --

14 A. You're asking me --

15 THE WITNESS: repeat his question,
16 would you, please.

17 BY MR. HARTMAN:

18 Q. No. I will restate the question.

19 Has Cincinnatians for Jobs Now produced
20 voter guides?

21 A. I don't understand the question.

22 You want to know if we produce a guide
23 that people can -- that stipulates what people
24 should do?

25 Q. I'm reading this statement -- this

1 document that was submitted on behalf of
2 Cincinnatians for Jobs Now.

3 It declared that CJN itself has not
4 produced voter guides.

5 My question to you is, has
6 Cincinnatians for Jobs Now produced voter
7 guides?

8 A. No.

9 Q. What is your understanding of what a
10 voter guide is?

11 A. I'm not sure what you --

12 Q. I'm asking what your understanding of
13 voter guides --

14 A. I said I'm unsure.

15 Q. Well, you just answered the question.

16 A. No.

17 Q. You just --

18 A. Because --

19 Q. Mr. Ford (sic), you need to let me
20 finish the statement.

21 A. Yeah, go right ahead.

22 Q. You remember one of the ground rules we
23 said was, I'm going to ask you questions --

24 A. Right.

25 Q. -- I'm going to assume you understood

1 the question --

2 A. Correct.

3 Q. -- if you answer the question --

4 A. Correct.

5 Q. -- I'm assuming you understand it --

6 A. Correct.

7 Q. -- and you just answered the question
8 that CJN does not produce voter guides?

9 A. Correct.

10 Q. So I'm asking, in response to your
11 explanation that -- or your declaration that CJN
12 does not produce voter guides, what your
13 understanding of what is a voter guide -- what
14 your understanding of what a voter guide is.

15 Which prompted you to say, no, it does
16 not produce voter guides?

17 A. It's to guide someone, I guess.

18 I'm not sure. I'm not -- I -- I'm not
19 understanding this question, because I'm not sure
20 if one item was considered a --

21 MR. MANGANO: Just -- the question is,
22 what do you think a voter guide is?

23 That's all you have to say, what you
24 think it is.

25 A. A form -- a paper -- a form with

1 information. I don't know what type.

2 You're asking me, and that's what I'll
3 tell you.

4 BY MR. HARTMAN:

5 Q. What information would be on the paper
6 to make it a voter guide?

7 A. I'm trying to figure this -- a form
8 that guides you to vote for a particular
9 candidate.

10 Q. Based upon that explanation of what you
11 understand a voter guide to be, you're saying
12 that CJN has not produced such a document?

13 MR. MANGANO: Objection.

14 You can answer.

15 A. To the best of my knowledge, no.

16 BY MR. HARTMAN:

17 Q. Go to page 4 of Exhibit 4.

18 In there it declares -- I'm looking at
19 the first full paragraph, about halfway down the
20 page.

21 It declares that since its formation,
22 CJN, through its sole member, Jonathon White, has
23 attempted to fulfill its purpose by attending
24 local meetings, monitoring projects in the
25 Cincinnati and surrounding areas, and speaking

1 with residents about job opportunities and
2 projects and supporting same.

3 Mr. White also pulls certified payroll
4 records and other public records to identify
5 persons working on current projects to determine
6 the percentage of local residents working on
7 those projects.

8 Do you see that statement?

9 A. Yes.

10 Q. Okay. I want to explore the statement
11 about, Since its formation, CJN has attended
12 local meetings through you.

13 What local meetings have you attended
14 since the formation of CJN on behalf of CJN?

15 A. Council meetings.

16 Q. Which council meetings?

17 A. Both.

18 Q. Both? Which --

19 A. City and commission.

20 Q. County commission?

21 A. City council, county commissioner.

22 Q. Cincinnati City Council?

23 A. Yeah.

24 Q. Hamilton County Commissioners?

25 A. Yes.

1 Q. Any other meetings?

2 A. One Good Job for Cincinnati.

3 Q. What is One Good Job for Cincinnati?

4 A. It's an organization similar to
5 Responsible Bidder that promotes equality within
6 the community.

7 Q. Okay. What city council meetings did
8 you attend?

9 A. I cannot recall all those meetings that
10 they held.

11 I've been to the economic growth, I've
12 been to city budget.

13 Q. Do you have any records documenting
14 your attendance at those meetings?

15 A. No.

16 Q. No calendar indicating --

17 A. They are public, so I didn't have to
18 sign in.

19 Q. I didn't ask that.

20 I said, do you have any records
21 documenting your attendance at any of those
22 meetings?

23 A. No.

24 Q. Would this have been -- would these
25 have been on days that you took vacation or

1 personal days as an employee of DEROC?

2 A. Or days that I didn't have to be there,
3 like if I asked for a day off or part of the
4 day.

5 Q. Before all those meetings that you
6 attended at Cincinnati City Council or Hamilton
7 County --

8 A. I have permission.

9 Q. From who?

10 A. From my employer.

11 Q. Specifically, the individual from whom
12 you got permission to take time off as your
13 employee -- as an employee of DEROC in order to
14 attend these meetings on behalf of Cincinnatians
15 for Jobs Now?

16 A. I never indicated always with -- what I
17 was taking it for. I just asked for time off.

18 Q. From whom?

19 A. I just signed it in and send it in to
20 our office manager.

21 Q. Who's your office manager?

22 A. Shella Coleman.

23 Q. Shella Coleman.

24 And what would you send in to Shella
25 Coleman to take --

1 A. Call her --

2 Q. Strike that.

3 When you wanted to take time off as an
4 employee of DEROCC in order to engage in
5 activities on behalf of Cincinnatians for Jobs
6 Now, what would you send to Shella Coleman?

7 A. Oh, I would call her, tell her I need
8 off.

9 Q. You said that, I'd fill it out and send
10 it in to her?

11 A. I would call her and tell her I needed
12 off.

13 Q. So you never submitted a document to
14 anybody saying, I need time off, in order to
15 engage in activities for CJN?

16 A. No.

17 Q. You never submitted documents simply
18 saying, I need time off?

19 A. I'd ask for personal days. I would
20 just submit a document by asking for it. I'd ask
21 Shella, tell her I need a personal day.

22 She'd say, when? And I'd tell her what
23 day.

24 Q. But you would never fill out a document
25 to request it?

1 A. I didn't have to.

2 Q. It was always verbal when you wanted
3 time off?

4 A. Verbal.

5 Q. So Shella Coleman -- if anyone has
6 records, Shella Coleman or DEROC would have
7 records as to when you took that time off, in
8 order to correlate meetings with City Council --

9 A. I'm not sure of all the documents of
10 what happens and as far as how they keep the
11 records inside the office. That's not my
12 concern.

13 Q. How many personal days a year do you
14 get with DEROC?

15 A. Five or more.

16 Q. Five or more?

17 A. Yeah.

18 Q. How many -- I mean, you get --

19 A. I'm giving you the --

20 Q. You don't know how many personal
21 days --

22 A. Exactly --

23 Q. -- you get a year from DEROC?

24 A. -- I know I can get five or more,
25 depending on why I need the time off.

1 Q. But those are personal days?

2 A. If I'm sick, I can turn my personal
3 days into sick days.

4 So depending on why I need the time
5 off, I can get five days. That's what we're
6 given, five personal days.

7 But if I'm sick, I can turn a personal
8 day into a sick day.

9 Q. So you get five personal days from
10 DEROG?

11 A. Yeah.

12 Q. How many vacation days do you get a
13 year from DEROG?

14 MR. MANGANO: Objection.

15 You can answer.

16 A. It depends. I can get three weeks
17 now.

18 BY MR. HARTMAN:

19 Q. In 2013, how many days could you get?

20 A. I don't even remember. Two -- two
21 weeks.

22 (Deposition Exhibit 5 was marked for
23 identification.)

24 BY MR. HARTMAN:

25 Q. I'm handing you what's been marked as

1 Exhibit 5.

2 Do you recognize this document?

3 A. Yes.

4 Q. What is this document?

5 A. It looks like my weekly calendar.

6 Q. That you provide to DERO?

7 A. Yes.

8 Q. Basically it appears to start in
9 July of 2013, going through -- the last report is
10 December 2013, yes?

11 A. Yes.

12 Q. Can you tell by looking at these what
13 days you took personal time off in order to
14 engage in activities for Cincinnatians for Jobs
15 Now?

16 A. Any of those days, in the evening, I
17 could be engaged in work that concerns
18 Cincinnatians for Jobs Now, possibly even early
19 in the morning.

20 Q. What time of day does Cincinnati City
21 Council hold its meetings?

22 A. City council holds its at -- I believe
23 it's 1:00 or 1:30, to my -- the best of my
24 recollection, it is.

25 Q. So it's during the day; it's not at

1 night?

2 A. Depends on which one you're trying to
3 attend. They are all at different times.

4 Q. Cincinnati City Council?

5 A. There are different -- if you want to
6 sit in on the economic growth, it's at a
7 different time from the political budget, because
8 it may be on a different day.

9 Q. Are any of those meetings at night?

10 A. These?

11 Q. Cincinnati City Council or their
12 committee meetings.

13 A. I haven't been to any at night.

14 Q. Okay. The question is, from your
15 calendar, that is Exhibit 5, can you tell what
16 days you took personal time or vacation time in
17 order to engage in activities on behalf of
18 Cincinnatians for Jobs Now?

19 A. Any of these days in the evening, I
20 could have been expecting a job like -- what's
21 the name of that -- what's the name of that, the
22 Bowdenwell project, the Streetcar -- the --
23 Woodburn projects, where they were doing sanitary
24 lines.

25 There are several projects. I could

1 have been in Dayton doing the Englewood Dam
2 project. Any of those.

3 MR. HARTMAN: Can you read back my
4 question, please?

5 (The record was read.)

6 A. Right. I can't tell, because it ain't
7 indicated.

8 MR. MANGANO: Okay. Are you done with
9 your answer, Jonathon?

10 THE WITNESS: Yes.

11 MR. MANGANO: Okay. We're going to
12 take a break.

13 (A recess was taken from 11:43 to
14 11:46.)

15 MR. HARTMAN: Back on the record.

16 BY MR. HARTMAN:

17 Q. Continuing Exhibit 5.

18 Again, turn to the calendar for
19 August of 2013, please, Bates number DERO0088.

20 A. (Witness complied.)

21 Q. Okay. Now, I'm looking there at
22 August 30th. You indicate on there a personal
23 day, and it's got Bryn Mawr next -- and with the
24 comments also indicating on that date that you
25 took your daughter to college at Bryn Mawr in

1 Pennsylvania.

2 So you did indicate that personal day,
3 correct, on your calendar?

4 A. Yeah.

5 Q. Now, if you would also turn to the
6 October calendar -- strike that.

7 So in August 30th, you took a personal
8 day, but you weren't attending any meetings or
9 events relative to Cincinnatians for Jobs Now,
10 correct?

11 A. No.

12 Q. That is correct, right?

13 A. That day, no.

14 Q. And then October 23rd, if you go to the
15 October calendar, you also indicate another
16 personal day.

17 Do you see that?

18 A. Yeah.

19 Q. Okay. Would that have been a day that
20 you attended a Cincinnati City Council meeting?

21 A. This is not a Cincinnatians for Jobs --
22 this is for DERO.

23 Q. All right.

24 A. So that personal day, I can't recall
25 exactly what I took it off for. But all

1 information on here is for DERO.

2 Q. Okay. Do you have a separate calendar
3 for Cincinnatians for Jobs Now?

4 A. No.

5 Q. Do you have any kind of calendar or any
6 record documenting your activities for
7 Cincinnatians for Jobs Now: what meetings you
8 attended, when you attended them?

9 A. No.

10 Q. If you took a personal day from DERO
11 on October 23rd, you could have been doing
12 Cincinnatians for Jobs Now work on that day?

13 A. I won't speculate what I was doing.

14 Q. You could have been -- the question is
15 could have been.

16 A. Yeah, but that's something I'm
17 speculating still, so I don't -- I don't want to
18 speculate what I was doing.

19 Q. Other than those two personal days that
20 you indicated on your DERO report and
21 calendar --

22 A. Right.

23 Q. -- I do not see -- there may be one or
24 two, but I do not see any other personal days
25 that you indicate and report on your calendar for

1 DEROC that you were taking personal days. Am I
2 missing it?

3 Is it your testimony -- strike that.

4 Is it your testimony that you would
5 have taken personal days, but not reported it as
6 personal days on your calendar or your daily
7 reports to DEROC?

8 A. I report this information accurately to
9 DEROC.

10 Q. The question is, would you have taken
11 personal days and not reported it on these
12 calendars or daily summaries?

13 We've seen two instances when you
14 reported personal days off --

15 A. Correct.

16 Q. -- correct?

17 A. Yeah.

18 Q. August 30th, October 23rd?

19 A. Right.

20 Q. Could there have been times you took
21 personal days -- or claim to have taken personal
22 days, but not have reported it on these calendars
23 or your daily reports?

24 A. My reports are accurate.

25 Q. That's not the question.

1 A. Well, I'm answering it.

2 You asked me about this calendar. This
3 calendar is accurate --

4 Q. All right.

5 A. -- to the letter.

6 Q. So if it does not include a personal
7 day reported, you did not take a personal day; is
8 that correct?

9 A. Whatever's on these calendars, that's
10 exactly what happened.

11 Q. If you did not report a personal day on
12 these calendars or on the daily logs associated
13 with the calendars, you did not take a personal
14 day during that time, correct?

15 A. Repeat that.

16 Q. I'll rephrase it.

17 We've seen the personal day that you
18 report on your calendar to DERO, that is on
19 Exhibit 5, for August 30th and October 23rd?

20 A. Correct.

21 Q. Our review, as best we can tell, is
22 there are no other personal days indicated on
23 these calendars or the daily reports for
24 July 2013 to December 2013, correct?

25 A. Correct.

1 Q. So is it safe to say, since these
2 reports are accurate, that those are the only two
3 personal days you took between July 2013 and
4 December 2013?

5 A. Yes.

6 Q. If you can turn to your calendar in
7 September 2013. I'm looking at the week of
8 September 15th and partial week of
9 September 22nd.

10 There's an indication of bar -- or most
11 of those events indicating Boston Mayoral
12 Campaign.

13 Do you see that on your calendars
14 between September 15th and September 25th?

15 A. Okay.

16 Q. You see that on your calendar?

17 A. Yeah.

18 Q. Were you in Boston working on a
19 campaign for mayor during that time period?

20 MR. MANGANO: Objection.

21 You can answer.

22 A. Yes.

23 BY MR. HARTMAN:

24 Q. Okay. So during that time period, that
25 is from September 15th to September 25th, were

1 you doing anything for Cincinnatians for Jobs
2 Now?

3 A. No.

4 Q. Okay. But your work with the Boston
5 Mayoral Campaign efforts was on behalf of
6 DEROC --

7 MR. MANGANO: Objection.

8 BY MR. HARTMAN:

9 Q. -- correct?

10 MR. MANGANO: You can answer.

11 A. Yes.

12 BY MR. HARTMAN:

13 Q. You were being paid by DEROC to be
14 involved in that campaign?

15 MR. MANGANO: Objection.

16 You can answer.

17 A. Yes.

18 BY MR. HARTMAN:

19 Q. Then I'm looking at September 27th.

20 At 7:30 a.m., there's an indication on
21 the calendar, Cincinnatians for Jobs Now.

22 Do you see that?

23 A. Yes.

24 Q. Then it has an address of 1158 West
25 Third Street.

1 Do you see that?

2 A. Yes.

3 Q. What was happening on September 27th
4 with respect to Cincinnatians for Jobs Now at
5 1158 West Third Street?

6 A. I do not recall.

7 Q. Do you know what is at the address of
8 1158 West Third Street?

9 A. I do not.

10 Q. Why would you include -- if this is a
11 DEROC calendar, why are you including
12 Cincinnatians for Jobs Now information on a DEROC
13 calendar?

14 A. Typo. Didn't mean to. Made a mistake
15 and put it on there.

16 Q. Would you have taken a personal day on
17 September 27th to engage in whatever was going on
18 at 7:30 a.m. at 1158 West Third Street because
19 that was a Cincinnatians for Jobs Now activity?

20 A. Yeah. Yeah.

21 Well, I didn't have to take the whole
22 day.

23 Q. How much of the day did you take?

24 A. It appears I took at least that part at
25 7:30 a.m. in the morning.

1 I can't recall the rest of the day or
2 what time zone.

3 Q. So your testimony is you would have
4 taken some personal day on September 27th?

5 A. I would have taken some personal
6 time.

7 Q. Okay. Well, looking at the weekly
8 reports with the narratives that are attached on
9 September 27th, 2013 --

10 A. Right.

11 Q. -- there's three activities listed.

12 A. Uh-huh.

13 Q. Work on job tracking in Cincinnati --

14 A. Correct.

15 Q. -- what is that?

16 A. Just what it says, worked on job
17 tracking.

18 Q. What are you doing -- what do you
19 mean -- when you say work --

20 A. Tracking jobs.

21 Q. Say that, again.

22 A. Tracking a job, seeing the development
23 of a job, trying to find out if the job
24 started.

25 Q. Whether union is working on a job site

1 somewhere?

2 A. Not necessarily. Just trying to see
3 when the job started, tracking the job. Just
4 exactly what it says, track the job, see when the
5 job starts.

6 Q. What job?

7 A. Any job. The job that I was looking at
8 in Cincinnati.

9 Q. Okay. But that would have been for
10 DERO or for Cincinnatians for Jobs Now?

11 A. That would have been for DERO.

12 Q. Okay. Then the next thing you say, I
13 worked on the NAACP campaign.

14 Do you see that for September 27th?

15 A. Yes.

16 Q. What is that?

17 A. Just what it says, I worked on the
18 NAACP campaign.

19 Q. What were you working -- what were you
20 doing?

21 A. I would have been taking some notes
22 down.

23 Q. What campaign?

24 A. I don't recall. I know it's a -- the
25 NAACP campaign is exactly what it says. I don't

1 recall everything that went on almost two years
2 ago.

3 Q. What is the NAACP campaign that was
4 occurring in late-September of 2013?

5 A. I can't recall. If I could, I would
6 just tell you.

7 I have no reason not to tell you. I
8 don't recall.

9 Q. But that was for DEROCC?

10 A. Yeah.

11 Q. And you were being paid by DEROCC to
12 work on whatever the NAACP --

13 A. The NAACP and DEROCC, which is an
14 extension of the laborers, is a formula that has
15 worked over the years.

16 We have always participated in the
17 advancement of colored people.

18 Q. Okay. Are you a member of the NAACP?

19 A. Yes.

20 Q. Which branch of the NAACP?

21 MR. MANGANO: Objection.

22 You can answer.

23 A. The Cincinnati branch.

24 BY MR. HARTMAN:

25 Q. Does it even exist?

1 A. No, not right now.

2 MR. MANGANO: Objection.

3 BY MR. HARTMAN:

4 Q. How long have you been a member of the
5 Cincinnati branch of the NAACP?

6 A. Several years.

7 Q. Okay. Then the next thing on
8 September 27th, 2013 on your notes on the weekly
9 reports, it says, I had a meeting with Nasra
10 Mesmer, M-e-s-m-e-r -- Nasra is N-a-s-r-a.

11 I had a meeting with Nasra Mesmer.

12 Who is Nasra Mesmer?

13 MR. MANGANO: Objection.

14 You can answer.

15 A. Nasra Mesmer, at the time, was the
16 assistant director to LECET.

17 BY MR. HARTMAN:

18 Q. To what?

19 A. To LECET.

20 Q. What is LECET?

21 A. Laborer's Educational -- I can't
22 remember what the rest of the acronym stands for,
23 C -- and training.

24 Q. If you can turn to the calendar for
25 October 2013?

1 A. Okay.

2 Q. Looking at October 17th. There's an
3 indication, 2:00 p.m. on October 17th, CJN
4 campaign --

5 A. Uh-huh.

6 Q. -- with a new address of 228 East Third
7 Street.

8 A. Uh-huh.

9 Q. So that's another activity you were
10 engaging in for Cincinnatians for Jobs Now?

11 A. Uh-huh.

12 Q. Is that a yes?

13 A. Yes.

14 Q. What was going on at 228 -- correction,
15 2228 East Third Street?

16 A. Let's see. Oh, okay. So this here
17 on -- at 2:00 p.m. at CJN, that's when I stopped
18 by the local to get some information about a
19 couple of contractors that were working in the
20 area.

21 Q. The local, which local?

22 A. Local 1410.

23 Q. That's what that address is?

24 A. Yes, sir.

25 Q. And then the following morning,

1 October 13th, there's a 7:30 indication of
2 Cincinnatians for Jobs Now, and it has the 2228
3 as an address indication, probably East Third
4 Street if you had printed it out fully.

5 A. Uh-huh.

6 Q. What did you do that morning?

7 MR. MANGANO: Objection.

8 You can answer.

9 A. Oh, so I probably stopped back to get
10 the information I stopped down there for in the
11 first place.

12 BY MR. HARTMAN:

13 Q. You did not have a meeting at that
14 local on October 17th, 2013?

15 A. No.

16 Q. Did you have a meeting at the local,
17 that is at 2228 East Third Street, on
18 October 18th at 7:30 a.m. for Cincinnatians for
19 Jobs Now?

20 A. No.

21 Q. Who would you have talked to at that
22 local?

23 A. Any of the field reps could give me the
24 information I was asking for.

25 Q. What information were you asking for?

1 A. What was the name of the contractor?

2 Oh, Burns Construction.

3 Q. What information were you getting?

4 A. I just wanted to know had they got into
5 this area to start work yet on a project that's
6 at Englewood Dam.

7 Q. So that's a yes/no question, had they
8 gotten into the area for that job?

9 A. Yeah.

10 Q. So you were looking for a yes/no
11 answer?

12 A. Yes.

13 Q. So why did you have to come back the
14 following morning to get a yes/no answer?

15 A. Because all the field guys were out in
16 the field.

17 Q. Could you pick up the phone and call
18 them?

19 A. I stop by. I live in Dayton. Yeah, I
20 live in Dayton.

21 Q. That's a Dayton address?

22 A. Yeah.

23 Q. So you're doing Cincinnatians for Jobs
24 Now work in Dayton?

25 A. So if you read -- which you have

1 read -- Cincinnatians and surrounding areas,
2 which includes Montgomery County, Middletown,
3 those are surrounding areas.

4 Q. Is Columbus a surrounding area?

5 A. No, it's too far.

6 Q. Springfield?

7 A. Could be.

8 Q. Well, it is or it isn't for
9 Cincinnatians for Jobs Now?

10 MR. MANGANO: Objection.

11 You can answer.

12 A. Could be.

13 BY MR. HARTMAN:

14 Q. Xenia?

15 A. Could be.

16 Q. Lebanon?

17 A. Could be.

18 Q. Monroe?

19 A. Which Monroe?

20 Q. Monroe, Ohio.

21 A. Could be.

22 Q. Morrow?

23 A. Marrow what?

24 Q. Ohio.

25 A. I'm not sure where that is.

1 Q. Loveland?

2 A. Uh-huh.

3 Q. Is that a yes?

4 A. Yes.

5 Q. It could be, what?

6 A. Could be.

7 Q. But Dayton is?

8 A. Middletown is.

9 Q. And Dayton is?

10 A. Loveland is, too, because it's a part

11 of Cincinnati.

12 Q. The question is, and Dayton is?

13 A. Yes, and surrounding area.

14 Q. I'm looking at your weekly calendar for

15 the week of October 28th, and it indicates for

16 October 29th, 30th, 31st, November 1st,

17 member-to-member political outreach.

18 Do you see that on your weekly

19 report?

20 MR. MANGANO: Over here.

21 A. Okay.

22 MR. MANGANO: 103.

23 A. Oh, okay. Yeah.

24 BY MR. HARTMAN:

25 Q. What was going on during that time?

1 MR. MANGANO: Objection.

2 You can answer.

3 A. Just what it says, member-to-member
4 political outreach, which means I talked to some
5 members.

6 BY MR. HARTMAN:

7 Q. For what purpose?

8 A. I can't really recall. But I know it
9 had to do with -- something with political.

10 Q. Nothing to do with Cincinnatians for
11 Jobs Now?

12 A. No.

13 Q. What was Cincinnatians for Jobs Now
14 doing at this time?

15 A. Depends on what time you're talking
16 about. Like during the evening? Probably
17 checking on some jobs, seeing if people in
18 Cincinnati are on them, or checking on some jobs
19 in Dayton, seeing if people that live in Dayton
20 were working them --

21 Q. Again --

22 A. -- or Middletown, checking to see if
23 somebody was on those jobs, like the gas line job
24 that was going through there, that lives in
25 Middletown or Butler, that -- if they were

1 working on those jobs.

2 Q. At night?

3 A. Yeah, in the evenings. It's in the
4 evening.

5 You don't -- oh, yes, you probably got
6 set hours.

7 See, I have to do, as a one-man shop,
8 what's necessary to make things work for the
9 people that live in those communities. So if it
10 means that I work late at night, then I work late
11 at night.

12 Q. But you have no documents to support
13 any of those activities?

14 A. No.

15 Q. No -- other than what you're saying,
16 you have no records whatsoever --

17 A. Correct.

18 Q. -- of any of those activities that
19 you --

20 A. Correct.

21 Q. -- undertook supposedly on behalf of
22 Cincinnatians for Jobs Now, correct?

23 A. Correct.

24 Q. And with respect to this
25 member-to-member political outreach that you

1 spent an entire week, October 29th, 30th, 31st,
2 November 1st, Saturday, November 2nd --

3 A. Uh-huh.

4 Q. -- you have no records or documents of
5 anything you did with respect to that?

6 A. No.

7 Q. Did you ever put door hangers on any
8 doors during a political campaign?

9 A. Did I personally put some door hangers
10 on some doors?

11 Q. Yes.

12 A. Yeah.

13 Q. Where?

14 A. In Cincinnati.

15 Q. Where in Cincinnati?

16 A. Oh, lord.

17 Q. Strike that.

18 Would that have been on behalf of
19 Cincinnatians for Jobs Now?

20 A. Yeah.

21 Q. Okay. Where in Cincinnati did you put
22 the door hangers on the doors?

23 A. Man, I cannot recall those areas. It
24 might have been Avondale, Bond Hill.

25 Q. You don't know?

1 A. I can't exactly tell you exactly what
2 day, but I didn't have to worry about that, did
3 I?

4 Q. You weren't worried about it?

5 A. I wanted to get the message out.

6 Q. Did you put them on every door, or were
7 there targeted residences that you put the door
8 hangers on?

9 A. What do you mean, like somebody I knew
10 exactly, I just got some information on?

11 Q. Did you put them on every door in the
12 neighborhood?

13 A. I put them on doors where I thought
14 they would be effective.

15 Q. How did you ascertain what doors they
16 would be effective on and which doors they would
17 not be effective on?

18 A. I just focus on black neighborhoods.

19 Q. So you put them on every door --

20 A. No.

21 Q. -- in every black neighborhood?

22 A. No. I put a few of them on the doors.
23 And on the day of election, I just handed out
24 lit -- literature.

25 Q. Where did you hand literature out on

1 election day?

2 A. I was at a church. I can't even
3 remember the name of it.

4 It was at one of the churches. It
5 was -- I can't remember the name of it. I really
6 can't.

7 Q. What street was it on?

8 A. I can't even remember the name of the
9 street.

10 Q. What community was it in?

11 A. Can't remember. It's too long ago.

12 Q. It's less than two years ago.

13 A. Too long ago.

14 Q. How did you determine to hand
15 literature out at that church on election day?

16 A. I just did.

17 Q. Why that church?

18 A. Any church would have done. I can't
19 even remember why.

20 Q. You just picked a random polling place
21 out and said, I'm going to that polling place on
22 election day to hand literature out?

23 A. I didn't even know it was a polling
24 place. I just picked an area as far as I can
25 remember.

1 Q. So you just showed up to a church, and
2 lo and behold, it just happened to be a polling
3 place?

4 A. I can't remember. I'm telling you it's
5 too long ago.

6 Q. Now, you're aware that Michael Engbert
7 was handing literature out on election day,
8 correct, on behalf of Cincinnatians for Jobs
9 Now?

10 A. He did volunteer some time. I asked
11 him to volunteer some time.

12 Q. Michael Engbert was handing literature
13 out on election day on behalf of Cincinnatians
14 for Jobs Now, correct?

15 A. He handed it out on behalf of myself, I
16 would have to say, because I asked him if he had
17 volunteer time, could he hand some literature
18 out.

19 Q. What literature was he handing out?

20 A. One of the flyers. And don't ask me
21 which one, and I couldn't even tell you how many
22 of them I gave him, because I don't remember.

23 But I know he was handing out some
24 documents of mine.

25 Q. Well, documents of --

1 A. Well, documents of Cincinnatians for
2 Jobs Now.

3 Q. -- Cincinnatians for Jobs Now?

4 A. Correct.

5 Q. And you -- did you tell him where to go
6 hand literature out?

7 A. No.

8 Q. Just choose any place in the world you
9 want and hand it out?

10 A. Yes.

11 Q. Did you know where he ended up handing
12 literature out?

13 A. No.

14 Q. Did you have any conversation with him
15 about where he was going to hand literature
16 out?

17 A. No.

18 Q. Did you have any conversation with
19 Michael Engbert about this litigation: that is,
20 the complaint that was filed in the elections
21 commission?

22 A. No.

23 Q. You've had not a single conversation
24 with him?

25 A. No.

1 Q. You had no conversation about -- in
2 advance of this deposition with Michael
3 Engbert?

4 A. No.

5 Q. Describe the church at which you were
6 handing literature out on election day on behalf
7 of Cincinnatians for Jobs Now. What denomination
8 was it?

9 A. I don't remember. I don't recall.

10 Q. Was it stone; was it brick; was it
11 wood?

12 A. I think it was brick.

13 Q. Red brick, yellow brick?

14 A. It was dark, so I -- that's all I can
15 tell you.

16 Q. Parking lot to the side, parking lot in
17 the back?

18 A. I don't know. It could have been the
19 front of the building that the parking lot was
20 at.

21 Q. Where did you work?

22 A. In the parking lot.

23 Q. Where was the parking lot, you don't
24 know?

25 A. I don't know if that's the front or the

1 back. I don't know what they consider that.

2 Q. Was it on a busy street, a main
3 street --

4 A. I cannot --

5 Q. -- or would it have been on a side
6 street?

7 A. -- I cannot recall all that
8 information. I'm doing good giving you what I
9 got -- do remember.

10 Q. You're not doing good, because you're
11 not giving anything.

12 A. Okay.

13 Q. Was it a one-story church building, was
14 it a two-story church --

15 A. I don't recall.

16 Q. Could it have been a synagogue as
17 opposed to a church?

18 MR. MANGANO: Objection. Mr. Hartman,
19 he's repeatedly said he doesn't recall.

20 Can you please move on?

21 BY MR. HARTMAN:

22 Q. Could it have been a synagogue as
23 opposed to a church?

24 MR. MANGANO: Objection.

25 A. I do not recall.

1 BY MR. HARTMAN:

2 Q. The question is, could it have been a
3 synagogue or a church?

4 Are you definite it was a church,
5 that's the question?

6 MR. MANGANO: Objection.

7 A. To the best of my recollection, it was
8 a church.

9 BY MR. HARTMAN:

10 Q. Was it in a predominantly black
11 neighborhood?

12 MR. MANGANO: Objection.

13 You can answer.

14 A. I believe it was.

15 BY MR. HARTMAN:

16 Q. Was there a cemetery with the church?

17 MR. MANGANO: Objection.

18 A. I don't recall.

19 BY MR. HARTMAN:

20 Q. How did Michael Engbert get the
21 literature to hand out physically?

22 A. At some point, I gave it to him.

23 Q. You met him?

24 A. I don't even remember where I gave it
25 to him at, but I know I gave it to him. That was

1 the only way he could get it.

2 Q. Nobody else was handing out literature
3 at any polls on behalf of Cincinnatians for Jobs
4 Now, other than you and Michael Engbert, on
5 election day 2013?

6 A. To the best of my recollection. And I
7 don't even know where Mike was handing his out
8 at.

9 We were the only two people I knew that
10 was handing it out.

11 Q. Would there have been somebody else who
12 coordinated getting other people to hand stuff
13 out for Cincinnatians for Jobs Now on election
14 day?

15 A. No. I'm a sole proprietor.

16 Q. Where are the offices -- strike that.

17 In September through November of 2013,
18 where were the offices of Cincinnatians for Jobs
19 Now located?

20 A. In my vehicle.

21 Q. So you had no physical office?

22 A. No.

23 Q. As a nonprofit corporation, you had no
24 physical office?

25 A. No.

- 1 Q. Okay. You used a PO Box?
- 2 A. Please?
- 3 Q. You used a post office box?
- 4 A. Yes.
- 5 Q. What was the post office box number, do
6 you recall?
- 7 A. 128724.
- 8 Q. Okay. Does Cincinnatians for Jobs Now
9 still maintain that post office box?
- 10 A. Yes.
- 11 Q. As of today?
- 12 A. Yes.
- 13 Q. Which post office is it located at?
- 14 A. It's Norwood, but I can't remember the
15 name of the street. I know how to get there.
- 16 Q. Who has a key for that post office
17 box?
- 18 A. I do.
- 19 Q. Does anybody else have a key for the
20 post office box?
- 21 A. No.
- 22 Q. Who pays for the post office box?
- 23 A. Cincinnatians for Jobs Now pays for
24 it.
- 25 Q. How does Cincinnatians for Jobs Now pay

1 for that post office box?

2 A. There was some bonds from some funds
3 that were donated --

4 Q. By who?

5 A. -- to Cincinnatians for Jobs Now.

6 Q. Who donated the funds for the post
7 office box?

8 A. They didn't donate them for the post
9 office box.

10 Q. How much does it cost for the post
11 office box?

12 A. For the whole year?

13 Q. If that's what they charge you, for the
14 year, what's the yearly price?

15 A. No, they can charge you for six months.
16 That's \$62.

17 Q. Do you pay in advance?

18 A. It's paid for now.

19 Q. Do they require you to pay in
20 advance?

21 A. I don't --

22 Q. Does the post office, when you get a
23 post office box, do they require you to pay for
24 the post office box in advance?

25 A. Yes.

1 Q. And you went to the post office
2 personally and set up the post office box for
3 Cincinnatians for Jobs Now?

4 A. Yes.

5 Q. And you signed all the paperwork with
6 the postal authorities for that post office box
7 for Cincinnatians for Jobs Now?

8 A. Yes.

9 Q. And when you set up and arranged for
10 that, you wrote the check to the post office for
11 that post office box?

12 A. Yes.

13 Q. When we were first talking about DERO
14 and LIUNA, did you indicate you did not know who
15 Rob Richardson is?

16 A. I know who Rob Richardson is.

17 Q. Okay. I just wanted to make sure.

18 You just were not aware of what
19 specific position he may have had with DERO; is
20 that safe to say?

21 A. Yeah, that's safe to say.

22 Q. Okay. Let's go back to Exhibit 4 that
23 I just got rid of over here.

24 Going to page 4, it indicates at the
25 bottom of the last paragraph, second -- third

1 sentence, specifically, CJN paid a vendor,
2 Gumbinner & Davies Communications, to create,
3 design, and print various print media and produce
4 one radio advertisement?

5 Do you see that in Exhibit 4?

6 A. Yes.

7 Q. Gumbinner & Davies Communications, who
8 are they?

9 A. They are a communications group.

10 Q. How did you come to identify them or to
11 use them?

12 A. I don't remember where I got Mike's
13 phone number, but I knew he was a communications
14 expert, and I had his number in my phone.

15 Q. Mike who?

16 A. Mike Davies. Oh, you wouldn't know
17 him. I'm sorry. I apologize. Mike Davies.

18 Q. Had you been involved in political
19 campaigns prior to Cincinnatians for Jobs Now?

20 A. Yes.

21 Q. What other political activity
22 campaigns -- what other political campaigns have
23 you been involved in prior to Cincinnatians for
24 Jobs Now?

25 MR. MANGANO: Objection.

1 You can answer.

2 A. You just had one you talked about, in
3 Boston.

4 BY MR. HARTMAN:

5 Q. Okay.

6 A. And then there was one about the Get
7 out the Vote to the membership.

8 Q. Any others?

9 MR. MANGANO: Objection.

10 You can answer.

11 A. Yeah. So there was a Voter Bill of
12 Rights I participated in, getting the message
13 out.

14 I also participated with the worker
15 center on getting people registered to vote.

16 Q. During any of those did you deal with
17 Mike Davies or anybody with the Gumbinner &
18 Davies Communications?

19 A. No.

20 Q. So how did you come to know Gumbinner &
21 Davies Communications and to use them?

22 A. I think I just said, I don't remember
23 exactly where I got Mr. Davies' phone number.

24 But I do remember the information about
25 him, saying he had to deal with communications.

1 Q. Did somebody refer you to them?

2 A. No.

3 Q. You just somehow or another figured out
4 that they were the right people?

5 A. I participate in so many political
6 campaigns, his name may have came up. But I know
7 I had his number.

8 Q. Well, you just said the one in Boston,
9 the Get out the Vote, and other stuff that they
10 weren't involved?

11 A. They weren't involving in doing any
12 communication work. He didn't print anything --
13 to the best of my knowledge, he hasn't printed
14 anything for them.

15 Q. And they are the ones who created,
16 designed, and printed the various flyers that
17 Cincinnatians for Jobs Now put out?

18 A. Yes.

19 Q. And they produced the radio ad?

20 A. I don't understand what do you mean,
21 produced it.

22 Q. That's what this states, that
23 Gumbinner & Davies Communications produced one
24 radio advertisement?

25 A. I don't understand that one.

1 Q. Okay. It may not be right. I mean,
2 that's what I'm trying to figure out, if this is
3 right or not.

4 Did CJN pay Gumbinner & Davies to
5 produce a radio advertisement?

6 A. No.

7 Q. That would not be accurate?

8 A. No.

9 Q. Okay.

10 A. Not as far as producing it.

11 I thought that was done by Radio 1,
12 they put it on the air.

13 Q. That's -- go on to the next page,
14 page 5. It talks about, Of the print media
15 produced by CJN's vendor, two items were door
16 hangers, which referenced, among other things,
17 Issue 4, Local Ballot Issue.

18 What was Issue 4 concerning?

19 A. Public workers.

20 Q. Okay. Do you recall what it was doing,
21 what it was proposing?

22 A. It was something about -- I can't
23 remember exactly.

24 I know it was for the public workers in
25 Cincinnati.

1 Q. And the two door hangers expressly
2 referenced supporter opposition to Issue 4?

3 A. Opposition.

4 Q. Have you -- do you have a copy of
5 whatever flyers were referencing Issue 4?

6 A. I thought you just had them over
7 there.

8 Q. There's not been anything produced from
9 you relative to flyers, mailers, anything with
10 respect to Issue 4?

11 A. I haven't produced anything
12 personally.

13 Q. You have not produced anything
14 personally?

15 A. Yeah. Mike Davies produced.

16 Q. Whatever documents were supportive --

17 A. Of Cincinnatians for Jobs Now.

18 MR. MANGANO: Excuse me.

19 You're saying you don't have Issue 4?

20 MR. HARTMAN: I don't have anything
21 referencing --

22 MR. MANGANO: We'll double check.

23 MR. HARTMAN: Yeah, and that's what I
24 was going to say, if you don't have it, did
25 you check with Mike Davies -- and that's

1 fine. That's good.

2 THE WITNESS: Okay.

3 MR. MANGANO: Are both of those door
4 hangers?

5 MR. HARTMAN: Yeah, I think --we'll go
6 through -- let's go through and we'll figure
7 out what flyers and mailers do and don't
8 exist.

9 BY MR. HARTMAN:

10 Q. How did you come up with the name
11 Cincinnatians for Jobs Now?

12 A. Off the top of my head.

13 Q. It's a little deceitful to use the
14 plural Cincinnatians, if Cincinnatians for Jobs
15 Now is just you?

16 MR. MANGANO: Objection.

17 A. No, it's not deceitful.

18 BY MR. HARTMAN:

19 Q. Let's talk about that radio
20 advertisement that ran on Radio 1.

21 A. Uh-huh.

22 Q. You believe they are the ones who
23 helped produce that as opposed to Gumbinner &
24 Davies?

25 A. Because I don't want to get this

1 confused, right -- so I don't want you to be
2 confused either.

3 So the information for that radio show,
4 all right --

5 Q. Radio advertisement?

6 A. Radio advertisement, right -- was put
7 together by myself.

8 Q. Okay. What was put together by you?

9 A. The ad itself.

10 Q. What do you mean you put together --

11 A. I helped -- I just -- I asked
12 Mr. Davies for information, and I asked him to
13 look at what I wanted to do -- put together for a
14 radio ad.

15 Q. Who came up with the transcript for
16 the -- the script of what was being said on the
17 radio advertisement?

18 A. I did.

19 Q. You drafted that by yourself?

20 A. I did it, and Mr. Davies tweaked it,
21 and then I turned it in and got it paid for and
22 they put it on the air for me.

23 Q. How did you review it with
24 Mr. Davies?

25 A. Probably talked to Mr. Davies about

1 what I was writing.

2 I don't even have that stuff anymore,
3 which makes me so bad. I wish I would have kept
4 it, lord, have mercy.

5 Q. And Mr. Davies is in Washington DC,
6 correct?

7 A. Uh-huh.

8 Q. Yes?

9 A. Yes.

10 Q. And so you would communicate to him via
11 e-mail?

12 A. Phone.

13 Q. Or via his assistant?

14 A. Or phone.

15 Q. So you simply read the script to him
16 over the phone?

17 A. I think that's the way I did it. I
18 can't even remember all of it.

19 I know I communicated with him.

20 Q. And your testimony is, you came --

21 A. That I --

22 Q. -- you came up with the script for the
23 radio advertisement?

24 A. Yes.

25 Q. The whole concept for that radio

1 advertisement --

2 A. Yes.

3 Q. -- was your product and yours alone?

4 A. With some assistance from Mr. Davies.

5 Q. How did Mr. Davies assist?

6 A. I would read what I wrote, and he would
7 give me an idea about making it better.

8 Q. Okay. He didn't ask for you to send
9 him a hard copy?

10 A. No.

11 Q. And so once you came up with the
12 script --

13 A. Uh-huh.

14 Q. -- you take the script --

15 A. Uh-huh.

16 Q. -- and what do you do with it?

17 A. I take it to Radio 1. Because
18 Cincinnati's main radio station is 1230. It gets
19 out a lot of information.

20 Q. Okay. So you take it down -- you go
21 down to Radio 1's offices --

22 A. Yes.

23 Q. -- with the script in hand?

24 A. Yes.

25 Q. Where are their offices located?

1 A. Downtown Cincinnati. I can't remember
2 the name of the street, building 1.

3 Q. Building 1?

4 A. It's got a big, old 1 out in front.

5 I know where it is, though, if I'm in
6 Cincinnati, how to get to it. I just can't
7 recall the street.

8 Q. Is there another landmark nearby?

9 A. I forget the name of that building
10 that's to the side.

11 Q. Okay. So you're not familiar with any
12 other buildings in the vicinity?

13 A. It's three buildings, one on the left,
14 the right, and Radio 1 is in the center. I can't
15 recall -- can't recall. I know exactly where it
16 is, though.

17 Q. You don't know of any other neighboring
18 buildings --

19 A. No.

20 Q. -- a block away or anything?

21 A. No, no. I can't recall.

22 Q. But you take this script down to Radio
23 1, building 1, the one in the middle?

24 A. Yeah.

25 Q. Do you have an appointment with

1 someone?

2 A. I forget the gentleman's name I went in
3 to see. I don't recall -- I don't recall his
4 name either. Jesus Christmas.

5 Q. So you go in there and you meet with --

6 A. Uh-huh.

7 Q. -- somebody with Radio 1?

8 A. Yeah. I think he's the owner or the
9 director of the radio shows.

10 Q. Okay. And what do you say to him?

11 A. I let him know I had -- I wanted to run
12 an ad, and I asked him what it would cost for me
13 to get some air time.

14 Q. Okay. And he says?

15 A. A little over \$25,000, based upon what
16 I was trying to do.

17 Q. What were you trying to do; how would
18 you characterize what you were trying to do?

19 A. Get a message out.

20 Q. Were you targeting a demographic?

21 A. Hopefully everybody, but I went to a
22 black radio station.

23 Q. Say it again.

24 A. I consider 1230 a black radio station,
25 because we get a lot of black people that call

1 in.

2 Q. Okay. So you were trying -- basically,
3 looking on -- on what you characterize as a black
4 radio station?

5 A. Uh-huh.

6 Q. So the black community would have been
7 your target?

8 A. Yeah.

9 MR. MANGANO: Just make sure your
10 answers are verbal.

11 A. Yes.

12 MR. MANGANO: Thank you.

13 MR. HARTMAN: Thank you.

14 BY MR. HARTMAN:

15 Q. So you give this guy the script. What
16 happens?

17 A. He reads it, I go in to the engineer,
18 we talk. He says, do I want to be the voice?
19 I told him, no, I'm not comfortable --

20 Q. Okay.

21 A. -- and would he read it.

22 So he processed it, went through, we
23 looked at it. He talked about it, he read it
24 out, and then he did whatever he does, his
25 editing, and made it.

1 Q. So -- and all of this occurred in a
2 single visit?

3 A. Yes.

4 Q. And so the voice on the radio
5 advertisement is the --

6 A. Engineer.

7 Q. -- engineer who works for Radio 1?

8 A. Yes.

9 Q. You don't know his name?

10 A. No.

11 Q. Did you have the final product when you
12 were there that day?

13 A. He did the final product then.

14 Q. Say it again.

15 A. It was the final product that day. It
16 was done completely.

17 Q. Okay. And so at the end you listen to
18 it, you say, I like it, we're going to put that
19 one on the air?

20 A. Bingo. Yes.

21 Q. From the time you first showed up to
22 Radio 1 until the time you get this finished
23 product done, how long did that take?

24 A. I don't recall. I don't recall how
25 long it took.

1 Q. Can you say if it was half a day or an
2 hour or 30 minutes?

3 A. I don't recall, I don't.

4 Q. But it would have been during the
5 weekday?

6 A. Yes.

7 Q. During the normal working hours, 8:00
8 to 5:00, 8:00 to 6:00, somewhere in that time
9 frame?

10 A. I don't recall. I don't even know what
11 time I went down there.

12 Q. You didn't have a prior appointment
13 with someone at Radio 1 to meet them after hours,
14 correct?

15 A. I don't recall about that. I'm trying
16 to tell you, listen, too many days and years --
17 that's too long back and I can't recall it. I'm
18 giving you exactly what I do know.

19 Q. And you signed the contract at that
20 time for the air time with Radio 1?

21 A. I remember signing a contract on
22 that -- it was that day, I believe.

23 (Deposition Exhibit 6 was marked for
24 identification.)

25 BY MR. HARTMAN:

1 Q. I'm handing you what's been marked as
2 Exhibit 6.

3 Do you recognize this document?

4 A. Yes.

5 Q. Is this the copy -- agreement you
6 signed with Radio 1?

7 A. Yes.

8 Q. It indicates on the bottom on the
9 second page, it's accepted by Radio 1 by a Joe
10 Sears.

11 Do you see that?

12 A. Yes.

13 Q. That would have been one of the persons
14 you talked to?

15 A. Yes.

16 Q. Would that have been the first person
17 you talked to?

18 A. Yes.

19 Q. Okay. He's not the engineer whose
20 voice is on the radio?

21 A. No, he isn't.

22 Q. And I see on the -- it's saying you
23 give a contact telephone number 615 -- area code
24 615 -- you see that telephone number; is that
25 your cell phone?

1 A. Yes.

2 Q. Who pays for that cell phone?

3 MR. MANGANO: Objection.

4 You can answer.

5 A. DEROG.

6 BY MR. HARTMAN:

7 Q. Is that the same cell phone you use for
8 Cincinnatians for Jobs Now; correct?

9 A. Excuse me?

10 Q. That's the same cell phone you use for
11 Cincinnatians for Jobs Now, correct?

12 A. I'm trying to figure out, because I
13 never really just used this phone for
14 Cincinnatians for Jobs Now.

15 I have used it on occasion, so I don't
16 know.

17 Q. You don't have a separate phone for
18 Cincinnatians for Jobs Now, right?

19 A. As far as like a hard line or something
20 like that?

21 Q. Yeah.

22 A. No.

23 Q. Or a cell phone?

24 A. No, I don't have a cell for them.

25 Q. If I'm looking at Exhibit 6, it

1 indicates you had gone to three different radio
2 stations, WDBZ, WOSL, and WIZF --

3 A. Uh-huh.

4 Q. -- do you see that at the top?

5 A. Yes.

6 Q. Okay. So those were the stations you
7 were going to be airing the advertisement on?

8 A. Yes.

9 Q. Now, the top of this says, Agreement
10 For Non-candidate Issue Advertisement.

11 Do you see that at the top?

12 A. Yes.

13 Q. Is this radio advertisement a
14 non-candidate issue advertisement?

15 A. I'm not understanding your question.

16 Q. What was the gist of the radio
17 advertisement?

18 A. The advertisement --

19 Q. What was the message you were looking
20 to get out via this advertisement -- this radio
21 advertisement?

22 A. That there were better candidates to
23 select from.

24 Q. Better candidates to select from --

25 A. Yeah.

1 Q. -- for what?

2 A. For the council positions that were
3 coming up.

4 Q. In the City of Cincinnati?

5 A. Correct.

6 Q. Better candidates than what?

7 A. Than our previous candidates.

8 Q. So it was a candidate advertisement.
9 So this is not accurate where it refers to you
10 signed a non-candidate agreement?

11 MR. MANGANO: Objection.

12 You can answer.

13 A. It was specifically to engage people to
14 be aware there are more candidates than just
15 those that were previously in office.

16 BY MR. HARTMAN:

17 Q. Well, the radio advertisement only
18 addressed one person, correct?

19 A. Correct.

20 Q. Christopher Smitherman?

21 A. Correct.

22 Q. So you weren't talking about other
23 candidates?

24 A. Those similar to him.

25 Q. Say it, again.

1 A. Those that might be similar to him.

2 Q. You mentioned those individuals, too?

3 A. No.

4 Q. Okay. At the bottom here it says, Does
5 the programming in whole or in part communicate
6 pro -- a message relating to any political matter
7 of national importance, question mark, closed
8 quote.

9 Do you see that?

10 A. Yes.

11 Q. And the box is marked, Yes?

12 A. Yes.

13 Q. How did this advertisement relate to a
14 political matter of national importance?

15 MR. MANGANO: Objection.

16 You can answer, if you know.

17 A. I don't. I just know it was
18 important.

19 BY MR. HARTMAN:

20 Q. Did the advertisement relate to a
21 matter of political -- strike that.

22 Did this radio advertisement relate to
23 a political matter of national importance in
24 hindsight?

25 A. A political matter. I don't know if it

1 was national.

2 Q. Okay. If you go down to the second
3 page, and go to the paragraph right above the --
4 a paragraph basically above the section that
5 says, To be signed by issue advertiser.

6 That paragraph says, in part, that, I
7 also agree to prepare a script, transcript, or
8 tape, which will be delivered to the station at
9 least three days before the time of the scheduled
10 broadcast.

11 Do you see that?

12 A. Yes.

13 Q. My understanding is your testimony is
14 that on this day, that being October 28th, 2013,
15 you already came with a script in hand, and that
16 by the time you left, the tape had been prepared
17 and made by Radio 1 --

18 A. Yes.

19 Q. -- and everything was good to go when
20 you left?

21 A. Yes.

22 Q. And then the last page is a copy of the
23 check that you wrote to Radio 1?

24 A. Yes.

25 Q. Okay.

1 MR. HARTMAN: At this time, let's see
2 if this works. I've got a disc in here.
3 I've got a disc with audio.

4 I'm going to mark it as Exhibit 7, and
5 name the disc Exhibit 7 for the court
6 reporter.

7 (Deposition Exhibit 7 was marked for
8 identification.)

9 A. Uh-huh.

10 BY MR. HARTMAN:

11 Q. I want to listen to this. It's a
12 minute long. I just want to confirm that this
13 was the radio advertisement that was produced
14 that day on October 28th, 2013.

15 (Music) Chris Smitherman likes to sing
16 the black national anthem, but he doesn't support
17 our issues.

18 Smitherman has formed an alliance with
19 the Tea Party, who is trying to destroy our
20 community and government.

21 While on council, Smitherman voted to
22 cut healthcare for our community.

23 Smitherman voted against funding
24 African-American businesses, and Smitherman sided
25 with fat-cat developers --

1 MR. HARTMAN: Let's go off the record
2 for a minute.

3 (Off the record.)

4 BY MR. HARTMAN: Okay.

5 (Music) Chris Smitherman likes to sing
6 the black national anthem, but he doesn't support
7 our issues.

8 Smitherman has formed an alliance with
9 the Tea Party, who is trying to destroy our
10 community and government.

11 While on council, Smitherman voted to
12 cut healthcare from our community.

13 Smitherman voted against funding
14 African-American businesses, and Smitherman sided
15 with fat-cat developers who don't want to hire
16 local workers from our community.

17 Yes, Smitherman has sold us out to the
18 Tea Party.

19 So let us march on. This Tuesday,
20 November 5th, don't vote for the Tea Party's
21 candidate. Vote for anybody but Smitherman for
22 council.

23 Paid for by Cincinnatians for Jobs Now,
24 Jonathon White, trustee.

25 Not authorized by any candidate or

1 candidate's campaign committee.

2 Was that the radio advertisement that
3 Cincinnatians for Jobs Now --

4 A. Yes.

5 Q. -- purchased?

6 And that is what was produced during
7 that day, on October 28th, 2013, at Radio 1?

8 A. For advertisement.

9 Q. The advertisement?

10 A. Yes.

11 Q. That -- Exhibit 6 is the agreement to
12 run that ad?

13 A. Correct.

14 Q. And there were -- at the beginning of
15 that, there was some singing, and then there was
16 a voice that started, Chris Smitherman likes to
17 sing the black national anthem, and then it goes
18 on.

19 And the person who was saying, Chris
20 Smitherman likes to sing, that was the person
21 from Radio 1 --

22 A. Yes.

23 Q. -- speaking?

24 Now, the singing that occurred at the
25 beginning, do you know who that was, whose voice

1 that was?

2 A. Chris Smitherman.

3 Q. Okay. Where did that song come -- I
4 mean, where did the audio of that singing come
5 from?

6 A. You can Google it.

7 Q. You can Google it?

8 A. Google Chris Smitherman, and the
9 national NAACP, and you'll hear his voice.

10 Anybody can Google it.

11 Q. Did you Google it?

12 A. Yeah.

13 Q. Did you bring that with you when you
14 came to Radio 1, or did you guys retrieve it at
15 Radio 1?

16 A. I can't remember.

17 Did I bring that? I can't remember.

18 Q. You said you just came -- before, you
19 said you just came with a script?

20 A. Right. I did come with it.

21 I can't remember. Did I have it
22 then --

23 Q. What -- what Google search are you
24 saying to run, and I will find that?

25 A. Just look his name up. Anybody -- you

1 can look his name up and look up under -- go on
2 his Facebook, the internet, you'll get him.

3 Q. I'm looking for that audio of
4 Christopher Smitherman signing the black national
5 anthem?

6 A. Trust me, you will hear him singing the
7 black national anthem.

8 Q. So you're not sure whether or not you
9 brought that audio with you?

10 A. I can't remember. I may have. I can't
11 remember.

12 Q. We'll wait for this.

13 I'm going to have you Google search
14 for me here and demonstrate how you found that
15 video -- that audio.

16 Let me get the computer set up so you
17 can do that and show us exactly what website has
18 that audio on it.

19 A. I don't know -- I'll find it.

20 Q. Do you want to try to do it with your
21 phone?

22 Mr. White, do you think you can do it
23 with your phone there?

24 A. I'm trying.

25 Q. Okay. I've got a laptop with Google

1 pulled up as the internet browser.

2 If you can, show me where on Google --

3 A. I'm not sure where I got it from. It
4 was on there. I'm wondering whether I got it off
5 his Facebook or what.

6 Q. Are you friends with him on Facebook?

7 A. No.

8 Q. But he has public accessibility to all
9 aspects of his Facebook?

10 A. Wait just a second.

11 Son of a biscuit.

12 MR. MANGANO: That's the website --

13 A. I'm trying to see -- that's his
14 Facebook right there. I can't get it back up.

15 MR. MANGANO: There's a link. Show

16 Mr. -- show him the link.

17 A. (Witness complied.)

18 That's him singing right now. I just
19 can't pull it up right now. I don't know why.

20 I don't know why I can't get it.

21 You got it?

22 BY MR. HARTMAN:

23 Q. I'm going to see if it comes up here.

24 A. While you're doing that, I'm going to
25 try to do this.

1 MR. HARTMAN: This is off the record.

2 (Off the record.)

3 MR. HARTMAN: Back on the record.

4 BY MR. HARTMAN:

5 Q. Mr. White, I understand Cincinnatians
6 for Jobs Now has -- or had in the September
7 through November time frame, two bank accounts?

8 A. Yeah.

9 Q. Both were with Chase?

10 A. Yes.

11 Q. Okay.

12 (Deposition Exhibit 8 and Exhibit 9
13 were marked for identification.)

14 BY MR. HARTMAN:

15 Q. I'm going to show you what's been
16 marked as Exhibit 8 --

17 A. Yeah.

18 Q. -- and Exhibit 9.

19 These, I would represent to you, are
20 bank account statements that were produced during
21 discovery here from Cincinnatians for Jobs Now.

22 And if you look in the top right, each
23 one has a separate account number. One that's
24 ending in 6177 and the other one ending in 3952.

25 A. Yes.

1 Q. And I would note, some of them you had
2 the bank statements themselves; others appear to
3 be computer or web page print offs of account
4 transactions, checks and deposits. That's how
5 they were produced in this litigation.

6 So there are two accounts here at
7 Chase.

8 Were there any other bank accounts that
9 Cincinnatians for Jobs Now had at this time, that
10 being from September to November of 2013?

11 A. No.

12 Q. Has Cincinnatians for Jobs Now -- since
13 then, has Cincinnatians for Jobs Now had any
14 other bank accounts, or has it always maintained
15 these two accounts?

16 A. No, just these two.

17 Q. It's always had these two accounts?

18 A. Yes.

19 Q. Okay. Why did it have two accounts?

20 A. General, political.

21 Q. So one account is the general
22 account?

23 A. Correct.

24 Q. Can you tell which one that is?

25 A. This one right here, number --

1 Q. Exhibit 9?

2 A. Yeah.

3 Q. Which would be the one ending in
4 3952?

5 A. Correct.

6 Q. And the 6177 -- account 6177, as
7 indicated on Exhibit 8, is the political
8 account?

9 A. Yeah.

10 Q. Explain to me how the two operate:
11 side by side, in tandem?

12 A. So I get donations, put it in the
13 general funds.

14 And then when I get ready to do
15 something that Cincinnatians for Jobs wants to be
16 involved in, those funds were then transferred
17 over to our political account.

18 Q. Okay. But in reviewing Exhibits 8 and
19 9, it appears that nearly all the money that came
20 into Cincinnatians for Jobs Now, that is, into
21 the general account --

22 A. Uh-huh.

23 Q. -- then gets transferred over into the
24 political account. Very little funds remain in
25 the operating account or the general account?

1 A. Correct.

2 Q. If I'm reviewing this -- if you look at
3 Exhibit 9 --

4 A. Uh-huh.

5 Q. -- the last statement of January 2014,
6 the statement indicates the balance it has of
7 \$431.

8 Do you see that?

9 A. Yes.

10 Q. That would be on page -- CJN Bates
11 number 190.

12 A. Yeah.

13 Q. The ending balance is indicated of
14 \$431?

15 A. Yes.

16 Q. And then if we look back throughout
17 these -- all the donations that come into the
18 general account, all but \$431, plus the \$12 for
19 the bank fee, got transferred over into the
20 political account, correct?

21 A. Yes.

22 Q. What expenses were paid for by
23 Cincinnatians for Jobs Now out of its general
24 account?

25 A. Well, right here, you will see that all

1 the expenses incurred were paid to vendors that I
2 use over here in the political account.

3 Q. In looking at the statements of
4 Exhibit 9, it looks like there was only one check
5 ever written on that account, that being check
6 number 97 for \$100.

7 It's on page -- Bates number 204.

8 A. Uh-huh.

9 Q. That there were no other checks ever
10 written out of the general account, that being
11 Exhibit 9; is that correct?

12 A. Yeah.

13 Let me see. And you said it's on page
14 what?

15 Q. Check --

16 A. At the bottom here?

17 Q. Check number 97.

18 A. Okay. Yeah. Yeah, what about it?

19 Q. That was a check written to you,
20 basically to reimburse you for the initial \$100
21 that you put in to open the account; is that
22 correct?

23 A. Yes.

24 Q. So -- but every other withdrawal that
25 ended up in the political account, that is

1 account 6177, was simply done -- transferred at
2 the bank --

3 MR. MANGANO: Objection.

4 BY MR. HARTMAN:

5 Q. -- no check was written --

6 MR. MANGANO: You can answer.

7 BY MR. HARTMAN:

8 Q. -- from the general account?

9 A. Correct.

10 Q. Which bank would you make these
11 transactions at?

12 A. Usually in Dayton.

13 Q. Uh-huh. If not in Dayton, then
14 where?

15 A. One time I think I had a transfer --
16 I'm not sure.

17 Never in Cincinnati. Yeah, just all
18 Dayton.

19 Q. All these transfers -- all the
20 activities in the general account, that is, the
21 transfers from the general account into the
22 political account, took place at a Dayton branch
23 of Chase bank; is that correct?

24 MR. MANGANO: Are you talking about the
25 actual deposits into the general, or the

1 transfers from the general to --

2 MR. HARTMAN: The transfers from the
3 general into the political accounts. That
4 is, the transfers from account 3952 into
5 account 6177.

6 MR. MANGANO: Thank you for the
7 clarification.

8 A. Yeah, I believe so.

9 BY MR. HARTMAN:

10 Q. Where in the general account statements
11 that we have here from when you first opened the
12 account on September 27th, 2013 to December -- or
13 to January 2014, is the payment for the post
14 office box for Cincinnatians for Jobs Now?

15 A. I don't think -- I don't think I
16 reimbursed myself.

17 Q. So are you saying that Cincinnatians
18 for Jobs Now did not pay for the post office
19 box?

20 A. It did.

21 Q. So where is that payment indicated on
22 Exhibit 8 or Exhibit 9?

23 A. See that \$86, where it says supplies,
24 right?

25 Q. What page are we looking at?

1 A. Keep on looking, down here.

2 Q. You're on Bates number 204?

3 A. Yeah. Check, supply orders, right.

4 Q. Can you explain what exhibit we're
5 looking at? We're looking at Exhibit 9?

6 A. Yeah, Exhibit 9. I think this was the
7 30th --

8 Q. That's the charge for the checks that
9 the bank issues to that account, correct?

10 A. Right. That is -- that is the charge
11 for the checks.

12 It's a \$30 fee that I didn't deduct for
13 myself. That's the only thing I didn't do.

14 I opened the account for Cincinnatians
15 for Jobs Now, they owe me \$30.

16 Q. So Cincinnatians for Jobs Now did not
17 pay for the post office box, correct?

18 A. Yeah. They -- the post box office is
19 paid for.

20 Q. You paid for the post office box?

21 A. No. Because after 30 days, I had to
22 reestablish the payment, which I wrote a check
23 for directly out of -- you ain't going to see it
24 on these.

25 Q. Between September 2013 and

1 January 2014, where in the statements is the
2 payment for the post office box made by
3 Cincinnatians for Jobs Now?

4 MR. MANGANO: Objection.

5 He already answered that question
6 twice. You can answer the question,
7 again.

8 A. Last -- I just told you, I paid the \$30
9 for the account and did not get my reimbursement.
10 So that was my fault, period. Point blank, it
11 was a clerical error.

12 BY MR. HARTMAN:

13 Q. You paid for the post office box
14 personally, correct?

15 MR. MANGANO: Objection.

16 You can answer for a fourth time.

17 A. Okay. I am the sole proprietor of
18 Cincinnatians for Jobs Now.

19 I purchased a box for Cincinnatians for
20 Jobs Now and forgot to get my \$30
21 reimbursement.

22 BY MR. HARTMAN:

23 Q. How did you pay for that box?

24 A. Cash.

25 Q. By cash.

1 Do you have a receipt for it?

2 A. No.

3 Q. The post office did not give you a
4 receipt for a post office box?

5 A. I don't have the receipt.

6 If I got it, I -- maybe I can get one
7 from them. There might be a record, but I don't
8 have it.

9 (Deposition Exhibit 10 was marked for
10 identification.)

11 BY MR. HARTMAN:

12 Q. I'm handing you what's been marked as
13 Exhibit 10.

14 MR. MANGANO: Thank you.

15 BY MR. HARTMAN:

16 Q. These are three checks made out to
17 Cincinnatians for Jobs Now -- correction, four
18 checks.

19 Do you recall receiving these checks --
20 these four checks?

21 A. Yes.

22 Q. Okay. And it looks like one check is
23 from the Laborer's District Council of Ohio, one
24 is from Local 265 of the Laborer's International
25 Union of North America, and then two of the

1 checks are from DERO, correct?

2 A. It appears so.

3 Q. With respect to the first check, the
4 Laborer's District Council of Ohio -- strike
5 that.

6 Where does the Laborer's District
7 Council of Ohio fit in between DERO and LIUNA;
8 is it another -- organizational-wise, what's its
9 relationship?

10 MR. MANGANO: Objection.

11 You can answer.

12 A. Yeah, the Laborer's District Council of
13 Ohio is an extension of the Laborer's -- LIUNA.
14 It's another department.

15 Q. Of LIUNA?

16 A. Correct.

17 Q. Okay. With respect to the check, the
18 first page there on Exhibit 10 --

19 A. Uh-huh.

20 Q. -- do you recognize any of those
21 signatures on the checks?

22 A. I believe the bottom one, it says Ken
23 Holland.

24 Q. Okay.

25 A. Shit. Excuse me.

1 I would hate to speculate what the top
2 one says. It could be Robert Richardson.

3 Q. Okay. And on the second check, do you
4 recognize the signatures on that?

5 A. John Phillips.

6 Q. Okay. It indicates president, if that
7 helps.

8 A. Anthony Youngblood.

9 Q. Okay. And the last two checks appear
10 to have the same signature. Can you identify
11 those two signatures?

12 A. Robert Richardson. And the other one
13 appears to be Matt McCullough.

14 Q. Okay. The earlier check out of these
15 is the first check, the one from the Laborer's
16 District Council of Ohio.

17 A. Uh-huh.

18 Q. How did you receive this check?

19 A. I think I got it by mail, in my post
20 box.

21 Q. Out of the blue? Did you have any clue
22 the money was coming?

23 A. No.

24 Q. Just go to your post office one day, lo
25 and behold there's a check for \$75,000 to this

1 organization in your post office box?

2 A. Do you want me to answer it again?

3 I answered you. You asked me where I
4 got it from. I just told you.

5 Q. From the post office box --

6 A. I believe I got this from my
7 post-office box -- well, Cincinnatians for Jobs
8 Now post office box in Cincinnati.

9 Q. Even though there's -- unlike the
10 other -- the other three checks actually have the
11 PO box address indicated on the checks. The
12 first check does not have the PO box.

13 So you show up to the PO box, open the
14 PO box, and lo and behold, there's a check for
15 \$75,000 just sitting there.

16 You had no clue the money was coming?

17 A. No.

18 Q. You had no clue how the persons figured
19 out the PO box number?

20 A. No.

21 Q. You had -- did you have any follow-up
22 conversations with either Rob Richardson or Kenny
23 Holland about the check showing -- for \$75,000
24 showing up in your PO box?

25 A. No.

1 Q. You didn't say thank you to them?

2 A. No.

3 Q. Do you have any correspondence with
4 them to say thank you, a note of appreciation?

5 A. No.

6 Q. Do you have any expectations of what
7 they were expecting you to do with that check?

8 A. There were no expectations.

9 Q. So you had no conversations with
10 anybody about any money coming into this
11 organization?

12 A. No.

13 Q. Let me make sure we don't have double
14 negatives.

15 Did you have any conversations with
16 anybody at any time about any money coming into
17 the organization, Cincinnatians for Jobs Now?

18 A. No.

19 Q. Okay. Mr. White, have you ever been
20 convicted of a criminal offense involving
21 dishonesty?

22 MR. MANGANO: Objection.

23 You can answer.

24 A. No.

25 BY MR. HARTMAN:

1 Q. You've not been convicted of a theft
2 offense --

3 MR. MANGANO: Objection.

4 You can answer.

5 BY MR. HARTMAN:

6 Q. -- in 1992, in Montgomery County?

7 What is your date of birth?

8 A. 1960.

9 Q. June?

10 A. Yeah.

11 Q. What day?

12 A. First.

13 Q. Were you ever convicted of the
14 unauthorized use of property?

15 A. No.

16 MR. MANGANO: Objection.

17 You can answer.

18 A. No, not to my recollection.

19 BY MR. HARTMAN:

20 Q. Did you ever have theft charges filed
21 against you?

22 A. Yeah.

23 Q. Okay. How many times?

24 A. Don't know.

25 Q. What was the disposition?

1 A. I don't understand the question.

2 Q. How was the case resolved?

3 A. I don't even remember.

4 I know I ain't got no felonies.

5 Q. I didn't ask if you had any felonies.

6 A. I just answered that. That's the only
7 thing I do know.

8 Q. Did you ever have -- you were charged
9 with obstructing official business and theft in
10 February of 1993?

11 A. No.

12 Q. You were charged with theft in
13 December of '92?

14 A. Possibly.

15 MR. MANGANO: Objection.

16 BY MR. HARTMAN:

17 Q. A second charge of theft in
18 December of '92?

19 MR. MANGANO: Objection.

20 Please note a continuing objection to
21 this line of questioning.

22 BY MR. HARTMAN:

23 Q. Do you have a second theft charge in
24 December of 1992?

25 A. Don't recall.

1 Q. Then in 1996, you were convicted of
2 unauthorized use of property?

3 A. Don't recall.

4 Q. Okay. So going back to Exhibit 10.

5 So the next check there is
6 October 23rd, a check for \$25,000 from LIUNA
7 Local 265.

8 Did you have any conversations with
9 anybody in advance of that contribution being
10 made by LIUNA?

11 A. No.

12 Q. Did you have a conversation with
13 anybody about a contribution being made after
14 LIUNA submitted this check to you, either
15 appreciation, thanks, what's this check for?

16 You had no -- did you have any
17 conversations with anybody about this check being
18 provided to you?

19 A. No.

20 Q. The next check is a check dated
21 October 28th for \$100,000 from DERO, written out
22 to Cincinnatians for Jobs Now.

23 Again, did you have any solicitation,
24 request, knowledge that this check was coming
25 forth when you suddenly show up at your

1 mailbox -- or the PO box and it's there?

2 A. No.

3 Q. Did you have any follow-up
4 conversations of expressing appreciation or
5 thanks for the check being provided?

6 A. No.

7 Q. Did you have any follow-up conversation
8 whatsoever?

9 A. No.

10 Q. With respect to this fourth check,
11 another check for \$100,000, just written to
12 your -- your -- Cincinnatians for Jobs Now on
13 December 2nd.

14 When did you first become aware that
15 that check was there?

16 A. When I got it.

17 Q. When you opened the PO box and, lo and
18 behold, somebody just happened to send you
19 \$100,000 in the mail literally?

20 A. (Indicating.)

21 Q. Is that a yes?

22 A. I just -- I don't understand the
23 question.

24 You're just saying -- I just told you a
25 thousand times, I -- to the best of my knowledge,

1 every last one of those checks came to that post
2 box and I received them.

3 And I answered your question about
4 responding to them, that I stipulated that, no, I
5 have not responded to anybody about a thank you,
6 I appreciate what you did.

7 Evidently they felt like they could
8 trust me to do something that I was doing.

9 Q. You don't know how they knew what you
10 were doing, because you had no conversations with
11 anybody about --

12 A. Correct.

13 Q. So the fact that Rob Richardson, Sr.
14 signs three checks totaling \$275,000 to you, you
15 have no clue how he came to even know of your
16 organization; is that correct?

17 You did not talk to him about your
18 organization, right?

19 A. No.

20 Q. You didn't talk to anybody at DERO
21 about your organization, correct?

22 A. Correct.

23 Q. So how Rob Richardson, Sr. just
24 happened to find out about your organization and
25 decided to have three checks totaling \$275,000

1 written to you -- or to your organization, you
2 have no clue?

3 A. Correct.

4 Q. And so I just want to make sure I know
5 we kind of addressed it. With respect to all
6 four checks in Exhibit 10, you had no request for
7 any money from anybody -- strike that.

8 At any time did you solicit any
9 money -- let me correct it.

10 At any time did you solicit a
11 contribution from any person or any organization
12 to be made to Cincinnatians for Jobs Now?

13 A. No.

14 Q. If you can look at the last two checks
15 on Exhibit 10. I'm looking at the endorsements
16 on those two checks.

17 Let's look at the first check from
18 October 28th, 2013, a \$100,000 check from DEROC.

19 Is that your actual signature that you
20 signed?

21 A. Excuse me. You're talking about right
22 here, correct?

23 Q. You're pointing to the signature I'm
24 curious on, the endorsement on the check, the
25 third page of Exhibit 10.

1 A. Yes.

2 Q. And then if you look at the second
3 signature on the last page of Exhibit 10, is that
4 your signature?

5 A. Yes.

6 Q. If you look on the first page, there's
7 printed, Deposit only.

8 Is that your handwriting?

9 A. It appears to be, sir. It looks like
10 my print.

11 Q. Okay.

12 (Deposition Exhibit 11 was marked for
13 identification.)

14 BY MR. HARTMAN:

15 Q. I'm handing you what's been marked as
16 Exhibit 11.

17 A. Uh-huh.

18 Q. If you can, take the chance to review
19 this. I just want you to confirm that these are
20 the checks that you wrote, that you signed from
21 the political account -- which you called the
22 political account for Cincinnatians for Jobs Now.

23 And I would note there seems to be two
24 numbered checks that were not included, 1006 and
25 1022, though I would note those don't show up on

1 the bank statement accounts either, so they might
2 have been voided or something.

3 A. Correct.

4 Q. Those two were voided checks?

5 A. I believe so.

6 Q. Okay.

7 A. Yeah. Yeah, yeah, the -- yeah, yeah.

8 Q. Okay.

9 A. Yeah.

10 MR. HARTMAN: I'm going to need about a
11 three-minute break here.

12 Go off the record.

13 (Off the record.)

14 MR. HARTMAN: We'll go back on the
15 record.

16 BY MR. HARTMAN:

17 Q. So you've had a chance to review
18 Exhibit 11.

19 Can you confirm that those are all the
20 checks that were written on the account for
21 Cincinnatians for Jobs Now?

22 A. I believe this is all of them.

23 Q. Okay. And when you were preparing
24 these flyers that Cincinnatians for Jobs Now
25 published with Gumbinner & Davies, you'd put in

1 orders to have them print whatever number and to
2 mail them.

3 At the time you placed the order, did
4 you always have sufficient funds in the account
5 to pay for it?

6 MR. MANGANO: Objection.

7 You can answer.

8 A. I believe so.

9 BY MR. HARTMAN:

10 Q. So if we cross-checked the e-mails
11 where you give the approval to Gumbinner & Davies
12 to print stuff, there will be sufficient funds
13 always in either account to pay for it?

14 MR. MANGANO: Objection.

15 You can answer.

16 A. It's a possibility. I believe so. I
17 don't know.

18 BY MR. HARTMAN:

19 Q. You could have put an order in, not
20 having enough money to pay for it?

21 MR. MANGANO: Objection.

22 You can answer.

23 A. It's possible.

24 BY MR. HARTMAN:

25 Q. How were you going to pay for it

1 then?

2 A. I don't know, because I don't remember
3 ever putting in an order that I didn't have the
4 money for.

5 I approved a lot of things, but I never
6 remember having made an order and not having the
7 money to cover it.

8 Q. If you can, turn to the second page of
9 Exhibit 11.

10 Look at these checks, and kind of in
11 the memo section, some of them you start off
12 indicating an invoice number.

13 But then most of them you include this
14 separate number, a CIN, hyphen, and then usually
15 three initials, such as that first check has a
16 DIL, dash, 1301.

17 The next -- second check is DIL 1302,
18 1303, and SIM 1301.

19 Do you see that on the checks on the
20 second page?

21 A. Uh-huh.

22 Q. Is that a yes?

23 A. Yes.

24 Q. What are those numbers referencing?

25 A. Some of the items that I looked at for

1 certain candidates.

2 Q. It references a particular mailer, or
3 flyer or --

4 A. Correct.

5 Q. -- door hanger --

6 A. Correct.

7 Q. -- associated with it?

8 If you can turn to check number 1017,
9 please.

10 This is a check that you wrote from the
11 Cincinnatians for Jobs Now account to the Ohio
12 AFL-CIO Communications, Inc.

13 Do you see that?

14 A. Yes.

15 Q. And it was for \$304.17, yes?

16 A. Yes.

17 Q. What was this for?

18 A. It was for communications.

19 Q. What communications?

20 A. A robocall.

21 Q. Okay. That was related to what?

22 A. Cincinnatians for Jobs Now.

23 Q. What was the robocall saying?

24 A. I don't recall what it said.

25 It was so long ago. I don't

1 remember.

2 Q. Was it concerning the Cincinnati City
3 Council election in 2013?

4 A. I can't recall exactly what it said.

5 I'll go no further than that. I do not
6 know exactly what I had put on there.

7 Q. Did you record the robocall yourself?

8 A. Yes.

9 Q. You spoke and recorded it?

10 A. Yes.

11 Q. Did you have a transcript?

12 A. No.

13 Q. You just kind of made it up on the fly
14 what you were going to say?

15 A. No. I don't have it.

16 Q. Did you have a transcript at the
17 time?

18 A. In other words -- could you explain
19 that a little deeper?

20 Did I have paperwork with information
21 on it that I chose to speak onto the robocall?

22 Q. How did you know what you were going to
23 say on the robocall?

24 A. I thought about it.

25 Q. Did you write anything down?

1 A. Yeah, I believe I did. I just can't
2 remember.

3 Q. You just can't remember.

4 How long was the robocall?

5 A. I don't know, 30 seconds, 45 seconds.

6 Q. You don't know how long -- if it was a
7 30 second, 45, or a 60 second robocall, you do
8 not know?

9 A. I can't remember.

10 Q. Were you encouraging people to vote for
11 or against any candidate for public office?

12 A. I can't recall.

13 Q. Who did you deal with at the Ohio
14 AFL-CIO Communications for the robocall?

15 A. I don't remember.

16 (Deposition Exhibit 12 was marked for
17 identification.)

18 BY MR. HARTMAN:

19 Q. I'm going to hand you what's been
20 marked -- we'll come back to Exhibit 11. But
21 before that, Exhibit 12.

22 Do you recognize Exhibit 12?

23 A. Yes.

24 Q. What is it?

25 A. 8871 Political Organization Notice of

1 Section 527 Status.

2 Q. This is a document you signed for?

3 A. Yes.

4 Q. I'm looking at section paragraph -- or
5 item number 4A.

6 It asks for the date established, and
7 it declares October 15, 2013.

8 Do you see that?

9 A. Correct.

10 Q. Okay. And this form, you submitted to
11 the Internal Revenue Service?

12 A. Excuse me. Yeah.

13 Q. Did you submit this form to the --

14 A. Yeah, it was submitted.

15 Q. Did you submit this form to the
16 Internal Revenue Service?

17 A. It was submitted on my behalf.

18 Q. Who submitted it on your behalf?

19 A. My lawyer.

20 Q. Who is?

21 A. Bill Mangano.

22 Q. Okay. So the question -- item 4A
23 asks for the date established, and it says
24 October 15th, 2013.

25 Do you see that, where you have that

1 indicated on the form?

2 A. I see that.

3 Q. Is that accurate?

4 A. This document -- yep -- yeah, that's
5 what I got on there, 10/15.

6 Q. That's the date you signed this form?

7 A. Correct.

8 Q. All right. But that's not the date
9 that Cincinnatians for Jobs Now was established,
10 was it?

11 If you go back to Exhibit 3, please.

12 A. Yeah.

13 Q. These are the Articles of Incorporation
14 for Cincinnatians for Jobs Now, correct?

15 A. That's when it was incorporated.

16 Q. It was established on
17 September 27th, 2013, correct?

18 A. That's when it was incorporated, was on
19 this date.

20 Q. On September 27th, 2013?

21 A. Okay.

22 Q. What's the difference between
23 establishing and incorporating --

24 A. Incorporating is the idea of what I
25 want to do for that foundation. And then this

1 number -- this date is when I actually started
2 doing things for it.

3 Q. So you didn't -- you started doing
4 things for it on October 15th, 2013?

5 A. I was doing things, but this is when it
6 was actually like -- how can I say it?

7 Q. Well, you had opened up a bank account
8 weeks before, right?

9 A. But this is when I really started doing
10 things in depth.

11 Q. You opened up a bank account prior to
12 that, correct?

13 A. Yeah, I opened up an account. I had
14 to.

15 Q. And if you go down to item 11 --

16 A. Okay.

17 Q. -- the question is, Is this
18 organization claiming an exemption from filing
19 Form 990 as a caucus or association of state or
20 local officials --

21 A. Yes.

22 Q. -- and you marked, Yes?

23 A. Yes.

24 Q. Was that a caucus or an association of
25 state or local officials?

1 A. It says, Is this organization claiming
2 exemption from this 99 -- return of an
3 organization -- of organization exemption --
4 taxed as a caucus or association of the state or
5 local offices.

6 Q. Is it a caucus or an association of
7 state or local officials that you're claiming the
8 exemption?

9 A. Association of the state.

10 MR. MANGANO: It's an error.

11 BY MR. HARTMAN:

12 Q. So that was a false statement you made
13 on this form, right?

14 MR. MANGANO: Objection.

15 It was a clerical error, Mr. Hartman.

16 A. Yeah. Right there, yeah. Caucus or
17 association of the state -- yeah, it was a
18 mistake, clerical error.

19 MR. MANGANO: He knows. He's --

20 A. Yeah.

21 (Deposition Exhibit 13 was marked for
22 identification.)

23 BY MR. HARTMAN:

24 Q. Handing you what's been marked as
25 Exhibit 13.

1 Do you recognize this document?

2 A. Yeah.

3 Q. This is a letter you get from the IRS
4 informing you that they've assigned you a tax ID
5 number --

6 A. Yes.

7 Q. -- or employer identification number.

8 A. Yes.

9 Q. It's dated October 18th, 2013?

10 A. Uh-huh.

11 Q. What identification number did you use
12 to open up the bank accounts if this was not
13 issued until October 18th, 2013?

14 A. It wasn't necessary for me to have a --
15 the PIN at that time.

16 Q. The bank allowed you to open up a bank
17 account without a tax ID number?

18 A. I can't recall.

19 But I know they let me open up the
20 account. I can't recall --

21 Q. Have you ever -- have you personally
22 ever opened a bank account where the bank does
23 not require a social security or a tax ID
24 number?

25 A. I may, but I didn't have to give them

1 one.

2 I don't remember giving them one at
3 that time. I could be mistaken.

4 MR. MANGANO: Did you get two of these?

5 THE WITNESS: He should have them --

6 MR. HARTMAN: I don't think so.

7 MR. MANGANO: Okay. There should be
8 two.

9 THE WITNESS: Uh-huh.

10 BY MR. HARTMAN:

11 Q. I was going to ask, the name of this
12 organization on Exhibit 13 has the SF after the
13 name.

14 A. Special funds, political.

15 Q. So you have a different one just --

16 A. It is my special funds, which is a
17 political.

18 Q. I'm asking, is there a second tax ID
19 number for Cincinnatians for Jobs Now?

20 A. Yes, for the general account.

21 Q. Okay.

22 A. And I don't see it.

23 MR. MANGANO: It's not on there.

24 A. Yeah.

25 MR. HARTMAN: The redaction -- the

1 redaction didn't include -- it's got the tax
2 ID there.

3 MR. MANGANO: I know.

4 A. Yeah.

5 MR. MANGANO: Can we go off the record
6 for a second?

7 (Off the record.)

8 MR. HARTMAN: Back on the record.

9 BY MR. HARTMAN:

10 Q. Since January of 2014, what activities
11 has Cincinnatians for Jobs Now engaged in?

12 A. So job tracking, seeing if employers
13 are still trying to hire companies or hiring
14 people locally.

15 Let me see. What else -- oh, just
16 paying them the -- stand up for Walmart workers
17 in Cincinnati.

18 Q. Don't do you that as the organizer for
19 DERO?

20 A. I did that as an organizer for who?

21 Q. DERO.

22 A. I did it for Cincinnatians for Jobs
23 Now.

24 Q. I'm asking, did you do that for --

25 A. Not at Walmart, no.

1 Q. Not Walmart?

2 A. No, I didn't.

3 Q. But you do the same general sort of
4 stuff for DEROOC?

5 A. As an organizer?

6 Q. Yes.

7 A. I might participate in something like
8 that, similar skill set that I learned that's
9 useful for Cincinnatians for Jobs Now.

10 Q. So you're essentially doing the same
11 thing --

12 MR. MANGANO: Objection.

13 BY MR. HARTMAN:

14 Q. -- between what you did for DEROOC and
15 Cincinnatians for Jobs Now, correct?

16 A. No, they're not the same.

17 Q. You're not checking for union jobs,
18 making sure union jobs -- making sure prevailing
19 wage is being paid?

20 A. I wasn't checking for that.

21 I was checking to see if people were
22 employed that live in the community on those
23 jobs.

24 See, these jobs are taxpayer jobs, and
25 some of the people that live in Cincinnati should

1 be on those jobs.

2 Q. When you get these records, do you go
3 get public records from government entities?

4 A. Yes.

5 Q. So you submit public records
6 requests?

7 A. Yes.

8 Q. In writing?

9 A. Yes.

10 Q. Name all the governments to which you
11 have submitted public records requests on behalf
12 of Cincinnatians for Jobs Now.

13 A. I can't recall them all now. There are
14 several.

15 Q. Name all the governments that you
16 recall that you have submitted public records
17 requests to on behalf of Cincinnatians --

18 A. Cincinnati --

19 Q. You need to let me finish asking the
20 question.

21 A. I'm sorry. Go right ahead.

22 Q. Name all the governments or divisions
23 thereof to which you have submitted public
24 records requests in writing on behalf of
25 Cincinnatians for Jobs Now.

1 A. Okay. City of Cincinnati for MSD,
2 Butler County, Montgomery County. What other
3 county -- Montgomery County. Middletown was --

4 Q. Say it, again.

5 A. I'm thinking right now. Hold on just a
6 second.

7 That would be Cincinnati, too, though,
8 either one.

9 The majority of mine are for
10 Cincinnati.

11 Q. Okay. What departments in the City of
12 Cincinnati?

13 A. Procurement, every one of them.

14 Q. What do you mean, every one of them?

15 A. All of those come from procurement.
16 They were basically dealing with a lot of MSD
17 work, you know, or gas pipeline work.

18 Q. Is there a procurement department in
19 the City of Cincinnati? I do not know.

20 A. I forget -- I forget the name of the
21 individual that runs that department. It's a
22 lady. I can't remember.

23 Q. Where is the office building located?

24 A. Downtown Cincinnati.

25 Please do not ask me the address,

1 because I do not recall.

2 Q. It's not in the city hall?

3 A. No, no.

4 Q. Is it on Central Parkway?

5 A. Yes.

6 Q. Do you know what --

7 A. In the plaza.

8 Q. Okay. So you said all your requests to
9 the City of Cincinnati have been relative to this
10 procurement office on Central Parkway?

11 A. Yes, for the MSD.

12 Q. Okay. Any other requests to the City
13 of Cincinnati, other than to the procurement
14 department relative to MSD?

15 A. That's it.

16 Q. Okay. You said requests to Butler
17 County?

18 A. Yeah. I was over at the government
19 office. I can't remember the exact title of that
20 office.

21 Q. Do you have copies of all these written
22 public records requests that you have submitted
23 to the other governments?

24 A. I may have a few. I don't know.

25 I can't remember what I did with a lot

1 of that documentation, so -- I'm working by
2 myself, so --

3 Q. How do they provide the documents to
4 you: hard copies, paper copies, they give it to
5 you electronically?

6 A. Yeah, you can -- you can get it either
7 way.

8 Q. How do you get them?

9 A. If it -- it's just paper copies -- you
10 know, I got paper copies. So as long as they are
11 like a small amount, I can get it.

12 Q. Okay. Who paid for the paper copies?

13 A. Which paper copies, did I pay for -- I
14 didn't pay for the paper copies I don't think. I
15 don't remember paying for them. I didn't have
16 to.

17 Q. The City of Cincinnati didn't charge
18 you for paper copies --

19 A. I don't believe they charged -- I don't
20 believe they charged me for them at all. I can't
21 remember right now.

22 I have to look and see if the records
23 department, if I wrote them a check or something,
24 because I can't remember them paying me.

25 Q. Can't remember them paying you?

1 A. Paying them.

2 Q. So you don't know which office at
3 Butler County you made public records requests
4 to?

5 A. Can't remember.

6 Q. Montgomery County, where would you have
7 submitted public records request?

8 A. City water -- county water, I think it
9 was. I can't remember the little road out
10 there.

11 Q. What time frame did you submit that
12 request?

13 A. I can't remember.

14 Q. What about the request to Cincinnati
15 relative to their procurement vis-a-vis MSD.

16 A. I don't remember.

17 Q. You don't remember when?

18 A. Uh-uh.

19 Q. Is that a no?

20 A. No.

21 Q. Middletown?

22 A. Can't remember.

23 Q. Can't remember what department?

24 A. No, I can't remember what time frame,
25 and it was the same -- it was -- it was for the

1 gas work that was being done -- gas line work
2 distribution.

3 I can't remember which engineering
4 department I had to talk to.

5 Q. But none of these you had to pay for
6 copies of anything?

7 A. Nope, not to my recall.

8 (Deposition Exhibit 14 was marked for
9 identification.)

10 BY MR. HARTMAN:

11 Q. Handing you what's been marked as
12 Exhibit 14.

13 A. Uh-huh.

14 Q. Do you recognize this document?

15 A. Yes.

16 Q. What is this document?

17 A. This is the Independent Expenditures
18 from the corporation or labor organization
19 supporting or opposing ballot issues. That's
20 exactly what it is.

21 Q. Okay. And so it indicates, with
22 respect to opposing Issue 4 -- and you filed this
23 document; that is your signature?

24 A. Yes.

25 Q. And there's a time stamp that indicates

1 November 18th, 2013 at the Hamilton County Board
2 of Elections.

3 Do you see that?

4 A. Yes.

5 Q. And this indicates for opposing Issue
6 4, that Cincinnatians for Jobs Now paid
7 Gumbinner & Davis Communications \$15,838.50 to
8 create and copy a door hanger.

9 Do you see that?

10 A. Yeah.

11 Q. Okay. How many door hangers were
12 created?

13 A. Man, I do not know the number. I do
14 not.

15 It was a bunch. That's all I can say.
16 I don't know the number.

17 Q. Who hung them on the doors?

18 A. They weren't hung.

19 Q. You create door hangers and you don't
20 hang door hangers?

21 A. They were possibly -- and this is the
22 one I think. These were mailed.

23 They were supposed to be door hangers,
24 but I believe he mailed them because of the time
25 frame.

1 Q. But you don't --

2 MR. HARTMAN: Again, and we've noted
3 before, we've not even gotten a copy of any
4 Issue 4 door hangers, so we really don't
5 know --

6 MR. MANGANO: I have a note.

7 MR. HARTMAN: -- what we're talking
8 about there.

9 (Deposition Exhibit 15 was marked for
10 identification.)

11 BY MR. HARTMAN:

12 Q. Handing you what's been marked as
13 Exhibit 15.

14 Do you recognize that document?

15 A. Yeah, it seems like the same
16 document.

17 Q. Yeah. But if you look, the date that
18 you indicate you're signing it is dated
19 November 19th, 2013 --

20 A. Uh-huh.

21 Q. -- vise, November 18th, 2013, as
22 indicated on Exhibit 14.

23 And similarly, the time stamp from the
24 Hamilton County Boards of Elections indicates it
25 was filed on November 19th, 2013, vise,

1 November 18th, 2013 as Exhibit 14.

2 A. Okay.

3 Q. Why was there a second document filed
4 with the Hamilton County Board of Elections?

5 A. So for every -- for every ballot issue,
6 you put something on -- you've got to file a
7 320.

8 Q. So these two different door hang --
9 okay. So you have a mailer -- if you look,
10 Exhibit 15 references, Create and copy mailer?

11 A. Uh-huh.

12 Q. Whereas, Exhibit 14 indicates, Create
13 and copy door hanger.

14 They both are for the same amount?

15 A. Uh-huh.

16 Q. So were there a -- two separate matters
17 relative to Issue 4, that is Cincinnatians for
18 Jobs Now spent over \$30,000 opposing Issue 4?

19 A. There were no two different issues.
20 They were both oppose -- it then indicates it.

21 Q. What I'm looking is -- Exhibit 14
22 references a door hanger?

23 A. Uh-huh.

24 Q. You see that?

25 A. Right.

1 Q. Exhibit 15 represents -- references a
2 mailer?

3 A. Correct.

4 Q. Two different things?

5 A. No, they're -- they're -- the issue is
6 the same.

7 You want -- ask -- so you're asking me
8 are there two different --

9 Q. Items.

10 A. -- type of items?

11 Q. Yes.

12 A. Yeah.

13 Q. Okay. They both just happen to cost
14 the same, \$15,838.50?

15 A. Correct.

16 Q. So if you add those two together,
17 you're over \$31,000?

18 A. Correct.

19 Q. So just -- so Cincinnatians for Jobs
20 Now spent over \$31,000 opposing Issue 4, one
21 partially through the door hanger, partially
22 through the mailer --

23 A. Correct.

24 Q. -- is that correct?

25 That's why you have two separate

1 filings?

2 A. Correct.

3 Q. Okay. When did you first think of --
4 or look at forming Cincinnatians for Jobs Now --
5 or when did the concept come to you to form this
6 separate organization?

7 A. Early that year.

8 Q. What prompted it?

9 A. The imbalance of the economical
10 situation for people of color.

11 Q. So Cincinnatians for Jobs Now is a --
12 trying to advance a racial agenda?

13 A. Racial and residential.

14 Q. What do you mean residential?

15 A. So if you live in Cincinnati, and you
16 pay taxes there, and your money is spent -- your
17 tax dollars -- on promoting the city as it
18 advanced, you should then also participate and be
19 a part of the advancement. You should not be
20 left aside.

21 Q. You just said the prompt -- or the
22 interest for the formation of Cincinnatians for
23 Jobs now was based on the economic imbalance for
24 people of color?

25 A. Correct. Not solely them alone, so I

1 can help you there. Not solely them alone.

2 Q. But there's a lot of things you could
3 do in order to advance that cause or that
4 interest?

5 A. (Nodding head.)

6 Q. Where did forming a separate company
7 come into being -- develop in your mind, not
8 knowing where you were going to get the money for
9 it?

10 A. You don't have to have money to have an
11 idea and make it work. Money helps.

12 Q. Well, \$300,000 really helped, didn't
13 it?

14 A. Was that a question?

15 Q. Yes.

16 A. Yeah, I think.

17 Q. \$300,000 really helped, didn't it?

18 A. I think it did.

19 Q. So when did you come up with this idea
20 to form Cincinnatians for Jobs Now to do whatever
21 it's going to do?

22 A. I don't remember the exact day it
23 happened, but I know it happened.

24 Q. Okay. When?

25 A. I told you, the early part of 2013,

1 2012. It's always been an idea.

2 Q. That you've never discussed with
3 anybody?

4 A. Yeah, because it was mine.

5 Q. You did not -- well, we had a double
6 negative there.

7 A. Yeah.

8 Q. Did you discuss it with anybody?

9 A. No.

10 MR. HARTMAN: Where are we at, is it --

11 MR. MANGANO: 15.

12 THE WITNESS: Yeah, 15.

13 (Deposition Exhibit 16 was marked for
14 identification.)

15 BY MR. HARTMAN:

16 Q. Okay. Handing you what's been marked
17 as Exhibit 15 (sic).

18 Do you recognize this as a document
19 that you produced during discovery -- do you
20 recognize this as an e-mail -- I'll ask you to
21 identify the document.

22 A. Okay. Let me see. What is this?

23 Okay, yeah.

24 Q. What is this document?

25 A. Please?

1 Q. What is this document?

2 A. It's an e-mail transaction.

3 Q. Between you and Michael Davies?

4 A. Correct.

5 Q. Okay. Basically, you're providing some
6 initial contact information for Mr. Davies,
7 correct?

8 A. Yes, sir.

9 Q. How did you first make contact with
10 Mr. Davies relative to doing work for
11 Cincinnatians for Jobs Now?

12 A. Phone contact.

13 Q. And where did you get his phone number
14 from?

15 MR. MANGANO: Objection.

16 Go ahead and answer, please.

17 A. I don't can't remember where I got it
18 from. I'm being honest with you. But I have
19 it.

20 MR. HARTMAN: What's the basis for your
21 objection?

22 MR. MANGANO: You already asked this
23 question three times.

24 A. Yeah.

25 MR. HARTMAN: I think you've objected

1 three times, too, so I wasn't sure what the
2 initial objection was for.

3 BY MR. HARTMAN:

4 Q. And this e-mail account you have,
5 cjobsnow@gmail.com. Did -- when did you set up
6 that account?

7 A. I don't recall. I don't remember the
8 date. I'm sorry.

9 Q. I'm handing you what's been marked as
10 Exhibit 16.

11 MR. MANGANO: You know what, I think we
12 have two 15s. So do you want to make --

13 THE WITNESS: Yeah, we do have two
14 15s.

15 MR. MANGANO: So the first 15 is now
16 16.

17 (Off the record.)

18 Go back on the record.

19 MR. HARTMAN: Just -- we inadvertently
20 had two Exhibit 15s, so we're going to
21 correct that.

22 The second Exhibit 15, which was the
23 e-mail dated October 1st, 2013, with the
24 initial contact information, is now going to
25 be Exhibit 16.

1 And now we're going to proceed forward,
2 with the next exhibit being Exhibit 17.

3 (Deposition Exhibit 17 was marked for
4 identification.)

5 BY MR. HARTMAN:

6 Q. Handing you what's been marked as
7 Exhibit 17 now.

8 Do you recognize this e-mail?

9 A. Yes.

10 Q. This is an e-mail that you sent to
11 Michael Davies on October 2, 2013?

12 A. Yes.

13 Q. And there's an attached PDF document
14 which was not produced.

15 Do you know what that attached PDF
16 document is?

17 A. I don't recall.

18 (Deposition Exhibit 18 was marked for
19 identification.)

20 BY MR. HARTMAN:

21 Q. See if this helps you recall.

22 Handing you now what's been marked as
23 Exhibit 18, which appears to be a follow-up
24 exchange of e-mails. Also on October 2nd from
25 you, there's an exchange of e-mails between you

1 and Michael Davies; is that correct?

2 A. Correct.

3 Q. And on the first e-mail, at the top of
4 the page, you indicate, Michael, just a little
5 more info -- infro, but info -- and it starts out
6 with that -- some attached document, SKNBTE, and
7 then a series of -- a C and a series of numbers.

8 Michael responds in the last e-mail
9 from Mr. Davies to you, just says, Want to
10 confirm, the first document was the Smitherman
11 newsletter right, question mark.

12 Do you see that in Mr. Davies' e-mail
13 to you?

14 A. I see it at the bottom.

15 Q. Okay. Does that help you refresh
16 whatever reference is being made to the
17 Smitherman newsletter?

18 A. Uh-uh. I can't recall what it was.

19 Q. But you still have these e-mails,
20 correct?

21 A. I don't even know if I have access to
22 them anymore since my computer crashed.

23 Q. Your computer crashed?

24 A. Yeah, so --

25 MR. MANGANO: We should be able to --

1 MR. HARTMAN: He probably works for the
2 Clinton foundation.

3 MR. MANGANO: We'll look to see if we
4 have the attachments.

5 A. Yeah, I'll check it out.

6 BY MR. HARTMAN:

7 Q. But that reference to the
8 Smitherman news letter, you have no clue why you
9 would be sending that to Michael Davies on
10 October 2nd, 2013?

11 A. If it referred to Smitherman, it was
12 probably to help get information to create a
13 flyer or something.

14 Q. Okay.

15 (Deposition Exhibit 19 was marked for
16 identification.)

17 BY MR. HARTMAN:

18 Q. I'm handing you what's been marked as
19 Exhibit 19.

20 Do you recognize these as another
21 series of e-mails to which you were a party?
22 These would be between you and a Nancy McMurray.

23 There's a title on one of these
24 e-mails, Operations Director at Gumbinner &
25 Davies.

1 So are these a series of e-mails
2 between you and Ms. McMurray?

3 Mr. White?

4 A. Yeah, I'm reading it before I say
5 something.

6 Okay. Yeah. Yes, this is a
7 correspondence between me and Nancy.

8 Q. Okay. And on the -- it seems to run
9 the oldest being on the second page?

10 A. Uh-huh.

11 Q. She does an inquiry to you, Can I have
12 your street address for where to send the
13 samples.

14 Then you go over to the first page, she
15 follows up later that same day -- that day being
16 October 8th -- and says, Wanted to see if we can
17 get that address between close of business today.
18 The mailbox will need it to send samples.

19 And then I'm looking at your response
20 where you indicate -- and it says -- this would
21 be your e-mail, center of the first page, on
22 October 8th at 3:28 p.m.

23 You indicate, The best address for me
24 during this busy season is literally that PO box
25 we have for the IE. And then it gives the

1 Cincinnati -- the address with the PO box of
2 128724, Cincinnati, 45212.

3 You then declare that, I have been
4 traveling a ton for work, so if it goes there I
5 will get it the quickest.

6 Do you see that?

7 A. Uh-huh.

8 Q. Yes?

9 A. I see it.

10 Q. I just need you to say yes --

11 A. Yes, yes.

12 Q. So I'm kind of trying to figure out, if
13 you're traveling for work, why is sending it to
14 the PO box going to get it to you the quickest?

15 MR. MANGANO: Objection.

16 You can answer.

17 A. I'm traveling back and forth between
18 Cincinnati, Middletown, and Dayton.

19 BY MR. HARTMAN:

20 Q. Okay. And so how often did you check
21 that PO box during this time frame, that being in
22 early to mid-October 2013?

23 A. I do not remember.

24 Q. Well, you were checking it to see
25 whatever samples you might have gotten from the

1 printers, right?

2 A. But I do not remember.

3 Q. Did you check it once a week?

4 A. I don't remember. I check it, I just
5 can't tell you how many times I checked it.

6 Q. And you checked it when the checks came
7 in, because you got your \$300,000 in checks out
8 of the blue that happened to show up in your PO
9 box --

10 MR. MANGANO: Objection.

11 BY MR. HARTMAN:

12 Q. -- correct?

13 A. Did you -- so you're asking me, did I
14 check for the checks that came in? I didn't know
15 they were coming.

16 Q. Well, when you have -- at some point
17 you checked them and, bam, there's \$300,000 in
18 checks that happened to show up?

19 A. The purpose for getting a PO box is to
20 check it for mail.

21 Q. Right. And so I'm just trying to
22 figure out how often you would go to the PO
23 box?

24 A. I would go --

25 Q. You have no clue how often you would

1 go?

2 A. I don't even remember how many times I
3 went back then.

4 Q. Even though the communications company
5 you're dealing with is wanting to send you
6 samples, and you say that's the best address for
7 me --

8 A. Yeah.

9 Q. -- if it goes there, I will get it the
10 quickest?

11 A. Uh-huh. Excuse me.

12 I think I answered you when I said that
13 I do check it. I just don't know how many times
14 I checked it back then.

15 Q. At that time -- if you go back to
16 Exhibit 5, your schedule, you indicate for the
17 week of October 7th to the 11th, you were in
18 Baltimore and Washington DC?

19 A. From what date to what date?

20 Q. I'm looking at DEROB Bates number
21 100?

22 A. Okay. But from what date to what date?

23 Q. It says from October the 7th to
24 the 11th, you're in Baltimore and Washington DC.

25 A. Okay.

1 Q. So if they're sending stuff to you, how
2 are you going to get it the quickest if you're
3 500 miles away?

4 A. Well, it's an IE mailbox dealing with
5 Cincinnati for Jobs now business, and so I would
6 prefer to pick it up at the designated location
7 no matter where I was at.

8 So when I got back, it would be
9 there.

10 Q. But your phrase in Exhibit 19 is, If
11 you send it to that PO box, I will get it the
12 quickest.

13 A. Correct.

14 MR. MANGANO: Objection.

15 BY MR. HARTMAN:

16 Q. Somebody else was checking that PO Box
17 for you when you were out of town, correct?

18 A. No. No.

19 Q. Then if you keep going on Exhibit 5,
20 looking at the ensuing week -- that's the week of
21 October 14th --

22 A. Uh-huh.

23 Q. -- you report that October 14th, you're
24 in Dayton, October 15th, Dayton, October 16th,
25 Westerville, October 17th, Columbus, October

1 18th, Dayton.

2 You don't get to Cincinnati until
3 October 21st.

4 A. You said -- the first week you said --
5 repeat that, again. The first week, when the
6 14th starts.

7 Q. Yeah. Dayton, Dayton, Westerville,
8 Columbus, Dayton.

9 According to your daily reports, you
10 don't get back to Cincinnati until October 21st.

11 A. Can I answer that?

12 MR. MANGANO: Yes.

13 A. Excuse me. You misinterpret the
14 information that you see.

15 The information that deals with
16 Cincinnatians for Jobs Now will not be on there.
17 Therefore, I will not sit up here and say, oh,
18 well, I stopped in Cincinnati right after I left
19 work in Dayton, or at the end of the day, or at
20 the beginning to get to a post box that's already
21 in my name.

22 BY MR. HARTMAN:

23 Q. Well, the only personal day you took in
24 October was October 23rd.

25 A. When do you have to have a personal day

1 to go to your mailbox?

2 Q. But you said you were driving back
3 between Dayton and Cincinnati and Middletown and
4 et cetera.

5 Was that for DEROC or for Cincinnatians
6 for Jobs Now?

7 A. That was for my job.

8 Q. With DEROC?

9 A. Correct.

10 Q. But you have no reference to you being
11 in Middletown or Cincinnati until October 21st --
12 Between October 7th to the 21st, you're not in
13 Cincinnati, you're not in Middletown.

14 A. As far --

15 Q. The closest you are -- driving between
16 Cincinnati, Dayton, and Middletown, the closest
17 you are is Dayton for DEROC during that time
18 period, yes?

19 A. The question was, DEROC business that I
20 was attending to, traveling through Dayton,
21 Columbus, Cincinnati, Middletown, all those
22 places, that was during DEROC time.

23 But to go check the mailbox, which is
24 the question you inquired about in the first
25 place, I don't have to be on the clock.

1 They don't close the mailbox. You can
2 walk in, stick the key in there at any time.

3 Q. How long does it take you to drive from
4 your home in Dayton to the post office box
5 where --

6 A. 45 to 52 minutes.

7 (Deposition Exhibit 20 was marked for
8 identification.)

9 BY MR. HARTMAN:

10 Q. I'm handing you what's been marked as
11 Exhibit 20.

12 A. Okay.

13 Q. This is an e-mail from Nancy McMurray
14 with Gumbinner & Davies to you, dated
15 October 25th, 2013.

16 A. Okay.

17 Q. Is this an e-mail you got from her?

18 A. Yes.

19 Q. Okay. And she's making an inquiry to
20 you of, What is the address for shipment for the
21 door hangers.

22 Do you see that the inquiry?

23 A. Yes.

24 Q. Do you know which door hangers she's
25 referring to?

1 A. No, I don't, because I don't see the
2 number on there, so I don't know.

3 Q. But if -- in terms of providing an
4 address to which door hangers would be shipped,
5 what address would you provide?

6 A. The one I've always provided.

7 Q. Which is what?

8 A. 128724, post box for Cincinnati.

9 Q. But if carriers do not deliver to
10 PO boxes --

11 A. Excuse me. If you're using the postal
12 service, you can deliver a package to anywhere,
13 depending on the size and bulk.

14 Q. How big were these -- how many boxes
15 did these door hangers come in?

16 A. Man, I do not remember how many boxes
17 it was or how many there were.

18 Q. It was a lot of boxes, right?

19 A. I don't know. I don't remember. I
20 don't. You know what I'm saying --

21 Q. You don't know how they were shipped,
22 UPS, FedEx?

23 A. Well, if I can remember, I'd tell you,
24 because it's not a harm -- it's no problem with
25 them shipping it to me. That's not a problem.

1 If I can remember, I'd tell you.

2 Q. But didn't Gumbinner & Davies already
3 have your PO box?

4 A. Yeah.

5 Q. So why were they asking you for an
6 address for shipping?

7 A. You'd have to ask Nancy, wouldn't you?
8 I can't think for her.

9 Q. What address did you provide to her?

10 A. The same address I provided, my post
11 box.

12 Q. You know that --

13 A. You don't seem --

14 Q. Wait a minute.

15 You don't know what she's talking
16 about, you don't know what --

17 A. I don't remember. I don't recall.

18 Q. You don't know what address you even
19 gave her?

20 A. I do not recall this.

21 All I know is that that is Nancy, that
22 is the e-mail address, and we have corresponded
23 in that fashion.

24 (Deposition Exhibit 21 was marked for
25 identification.)

1 BY MR. HARTMAN:

2 Q. Handing you what's been marked as
3 Exhibit 21.

4 Do you recognize this as an e-mail
5 exchange between you and Nancy McMurray on
6 October 25th, 2013?

7 A. Yeah.

8 Q. Okay. And there's an indication that
9 Nancy provides in the first e-mail, indicating
10 she just got off the phone with the printer.
11 They can have at least 5,000 door hangers of each
12 of the Dillingham and the Slate shipped by
13 Monday.

14 A. Okay.

15 Q. Okay. And the printers will ship the
16 remainder to you on Tuesday.

17 A. Okay.

18 Q. Do you recall an issue about getting
19 5,000 door hangers of the Dillingham and a Slate
20 door hanger?

21 A. I can't remember how many we got.

22 Q. But do you remember an issue about
23 splitting up the shipment?

24 A. I remember an issue, but I don't know
25 how we handled it, because I don't think -- I

1 don't want to say what I think. I don't know how
2 we handled it.

3 Q. Did these door hangers come to you?

4 A. Eventually they got to me.

5 Q. So they didn't mail the door hangers in
6 terms of putting them out as a mass mailer, they
7 gave you door hangers, correct?

8 A. Some of them got to me. Not all of
9 them. So some of them probably did get mailed
10 out.

11 Q. Not all of the door hangers got to
12 you?

13 A. No, not all. No, I don't remember
14 getting them all. I believe some of them got
15 mailed.

16 (Deposition Exhibit 22 was marked for
17 identification.)

18 BY MR. HARTMAN:

19 Q. Handing you what's been marked as
20 Exhibit 22.

21 A. Okay.

22 Q. This is another exchange of
23 e-mails between you and Nancy McMurray dated
24 October 28th.

25 A. Uh-huh.

1 Q. Is that a yes?

2 A. No. I'm still reading.

3 Q. Okay.

4 A. Yeah, this is an e-mail.

5 Q. Okay. An e-mail exchange between you
6 and Nancy --

7 A. Yes.

8 Q. Okay. The first e-mail she indicates
9 to you that you should be receiving both sets of
10 door hangers today around 6:00 to 7:00 p.m.

11 The printer was able to print all
12 17,000 --

13 A. Correct.

14 Q. -- of each?

15 A. I just read it.

16 Q. Okay. So everything will be dropped
17 off tonight.

18 A. Okay.

19 Q. So there are two sets of door hangers,
20 a Dillingham and a Slate door hanger, that we're
21 dealing with here, too, still?

22 A. I'm not sure. I don't recall, for
23 real.

24 Q. But they're -- but she declared that
25 the printer was able to print the 17,000 of each,

1 so we're talking 34,000 door hangers --

2 A. Correct.

3 Q. -- correct?

4 And that everything would be dropped
5 off tonight?

6 A. Uh-huh.

7 Q. Where was it dropped off, these 34,000
8 door hangers?

9 A. I'm not sure, but I think it could have
10 been dropped at my house.

11 Q. In Dayton?

12 A. Possibly, yeah.

13 Q. But you don't know what address you
14 gave her?

15 A. I don't remember.

16 Q. You have given the PO box to deliver
17 them to?

18 A. No, because I wouldn't have waited at
19 home -- I would -- my home is not the PO box.

20 Q. How many boxes did 34,000 door
21 hangers --

22 A. I do not remember.

23 Q. And when they say --

24 A. I don't know how many you can get in
25 one box.

1 Q. You don't remember how many boxes of
2 these 34,000 door hangers were delivered?

3 A. I don't remember how many.

4 Q. And what makes them door hangers? I've
5 seen some where they have the little cutouts
6 where you can loop them on the door.

7 A. Yeah.

8 Q. Is that how they were set up, these
9 door hangers?

10 A. I believe so.

11 Q. And how many of those 34,000 door
12 hangers were distributed?

13 A. There wasn't enough.

14 Q. Wasn't enough what?

15 A. I couldn't distribute all of them, but
16 I did the best I could.

17 Q. You thought you were going to be able
18 to distribute and hang 34,000 door hangers --

19 A. Why not?

20 Q. -- by yourself?

21 A. Why not? The night belongs to me.

22 Q. Is that a yes, you thought you could
23 hang --

24 A. I thought I could get enough out to
25 make a difference.

1 Q. But you don't know where you put them
2 out?

3 A. I don't. Don't recall.

4 Q. How many did you put out?

5 A. I don't even remember.

6 Q. How many were left over?

7 A. I don't know.

8 Q. How many boxes were left over of these
9 door hangers?

10 A. I don't even remember.

11 Q. What did you do with all the extra door
12 hangers that you could not hang?

13 A. I didn't keep them.

14 Q. What did you do with them?

15 A. I don't remember. I think I got rid of
16 them in the dump.

17 Q. When did you get rid of them?

18 A. I don't even remember that.

19 (Off the record.)

20 (Deposition Exhibit 23 was marked for
21 identification.)

22 BY MR. HARTMAN:

23 Q. Handing you what's been marked as
24 Exhibit 23.

25 Do you recognize this document?

1 A. Yes.

2 Q. What is it?

3 A. Application for a Recognition of
4 Exemptions under Section 501A.

5 Q. Well, you read the title very well.

6 But what exactly is this document
7 for?

8 A. It is for an exemption. It's a civil,
9 legal, social welfare organization exemption, so
10 that we can be tax exempt, won't have to pay
11 taxes.

12 Q. You're trying to get 501(c)(4) status?

13 A. Correct.

14 Q. Who prepared this document for you?

15 A. My lawyer.

16 Q. Did you review the information that is
17 contained in this document?

18 A. Yes.

19 Q. Okay. If you would go to the third
20 page. I'm looking at item number 5.

21 A. Okay.

22 Q. And you make reference that -- and I'm
23 looking midway down. You declare the officers of
24 CJN SF, and the officers for CJN are identical.

25 Do you see that?

1 A. It's me.

2 Q. Do you see that --

3 A. Yeah.

4 Q. -- on the document?

5 So CJN SF and CJN are separate
6 organizations?

7 MR. MANGANO: Objection.

8 You can answer the question.

9 A. I'm trying to see where you're talking
10 about. Okay. That's me, yes.

11 BY MR. HARTMAN:

12 Q. Are they two organizations?

13 A. Those are two separate accounts held by
14 the organization.

15 Q. There's one organization?

16 A. One organization.

17 Q. There's not two organizations with two
18 sets of officers, correct?

19 A. Correct.

20 Q. Okay. If you would go to item 15.

21 It's on the next page.

22 A. Okay.

23 Q. In the explanation you indicate that
24 CJN mailed post cards and purchased radio time to
25 educate the public on the stances of certain

1 candidates and officeholders that supported or
2 opposed workforce training requirements that CJN
3 supported.

4 A. Correct.

5 Q. Is educating the public including
6 advocating for the election or defeat of any
7 particular candidate?

8 MR. MANGANO: Objection.

9 You can answer.

10 A. How can I say this real simple?

11 CJN supports candidates, issues, and
12 initiatives that create and expand job
13 opportunities for citizens that live in
14 Cincinnati and surrounding areas.

15 Those that oppose those things,
16 Cincinnati -- or CJN does not agree with them.

17 BY MR. HARTMAN:

18 Q. Does CJN advocate the election or
19 defeat of candidates for public office?

20 A. I think -- I thought I just answered
21 that for you.

22 Q. The question's a yes or no question.

23 MR. MANGANO: Note a continuing
24 objection.

25 A. I don't understand what you're

1 asking.

2 BY MR. HARTMAN:

3 Q. Does CJN advocate the election or
4 defeat of particular candidates for public
5 office?

6 MR. MANGANO: Objection. He said he
7 didn't understand.

8 Can you rephrase the question, please?

9 MR. HARTMAN: I thought I did rephrase.

10 BY MR. HARTMAN:

11 Q. It's a simple question.

12 A. And you didn't rephrase it at all.

13 That's why I'm not answering it until you do so I
14 can understand how to --

15 BY MR. HARTMAN:

16 Q. You understand what CJN is, that's
17 Cincinnatians for Jobs Now?

18 A. That's simple.

19 Q. Candidates for public office, people
20 trying to get elected to office or maintaining
21 their office, right?

22 A. Okay.

23 Q. Do you advocate their election or
24 defeat, vote for them, vote against them; do you
25 engage in activity -- does CJN advocate the

1 election or defeat of candidates for public
2 office?

3 MR. MANGANO: Noting my continuing
4 objection.

5 A. I think I've answered that to the best
6 of my ability, so we --

7 Q. Well, re-answer it, because I'm not
8 sure what your answer was before --

9 A. So I'll say it one more time, no
10 problem. CJN supports candidates, issues, and
11 initiatives that expand, create opportunities for
12 jobs for citizens in Cincinnati and surrounding
13 areas.

14 MR. HARTMAN: Okay. Read back my
15 question, please.

16 THE WITNESS: I guess I'm not
17 understanding it then, because that's my
18 answer.

19 MR. HARTMAN: She can read it back,
20 please.

21 (The record was read.)

22 BY MR. HARTMAN:

23 Q. That's a yes/no question. Either it
24 does or it doesn't.

25 A. I don't know how to answer that,

1 because we educate and support candidates, we
2 educate the public --

3 Q. So you cannot --

4 A. -- on issues -- on issues and
5 initiatives that affect the promotion and
6 creation of jobs in the Cincinnati area and
7 surrounding areas.

8 Q. So you cannot answer that yes/no
9 question with a yes/no answer?

10 A. Because to me, it's not a yes/no
11 question. That's why --

12 Q. Either it does or it doesn't.

13 Okay. Let's look. We'll go forward
14 and I'll certify that question for
15 nonresponsiveness.

16 (Deposition Exhibit 24 was marked for
17 identification.)

18 BY MR. HARTMAN:

19 Q. I'm handing you what's been marked as
20 Exhibit 24.

21 Do you recognize this document?

22 You laughed?

23 A. What did you say?

24 Q. Do you recognize this document?

25 A. Oh. Uh-huh -- yes, I do recognize this

1 document.

2 Q. What is it?

3 A. It's a mailer.

4 Q. That was put out by Cincinnatians for
5 Jobs Now?

6 A. Yeah. It's an educational mailer that
7 was put out by Cincinnatians for Jobs Now.

8 Q. Concerning the election for Cincinnati
9 City Council in November of 2013?

10 A. Yes.

11 Q. Okay. If you look on the bottom of the
12 second page it indicates, Don't vote for the Tea
13 Party's Candidates. Vote anybody but Smitherman
14 for City Council.

15 Do you see that?

16 A. Yes.

17 Q. Would you agree with me that that is
18 advocating the defeat of Mr. Smitherman for city
19 council at the election that was held in
20 November of 2013?

21 MR. MANGANO: Objection.

22 You can answer.

23 A. It was hopeful.

24 BY MR. HARTMAN:

25 Q. Hopeful?

1 A. Yeah.

2 Q. In here you say that Mr. Smitherman
3 goes on right-wing radio shows.

4 Do you see that?

5 A. Uh-huh.

6 Q. What radio -- what are right-wing radio
7 shows that Mr. Smitherman went on?

8 A. I can't remember the station. 700, I
9 think it was.

10 Q. You're from -- you work in Cincinnati,
11 you should know the radio stations.

12 A. I think it was 700. I know you listen
13 to the radio, too. But I believe it was 700, to
14 the best of my ability.

15 Q. Which show --

16 A. It was a talk show --

17 Q. Which show?

18 A. -- in the morning -- I can't remember
19 the name of the guy, period.

20 Q. Not Bill Cunningham?

21 A. I cannot remember the name of the
22 guy.

23 Q. Do you know who Bill Cunningham is?

24 A. I do not know who Bill Cunningham is
25 personally.

1 Q. I didn't ask if you know who he is
2 personally.

3 Do you know who he is as a radio
4 host?

5 A. I heard of the name.

6 Q. Okay. If you look on the first page --

7 A. Uh-huh.

8 Q. -- where the address thing, there's the
9 reference to a code CIN, dash, SMI1303.

10 Do you see that below the return
11 address?

12 A. Uh-huh, yes.

13 Q. Okay. Is that the reference -- is that
14 kind of the -- what we had referenced before on
15 the checks, you make reference to similar
16 numbers.

17 So if you go to Exhibit 11, I think
18 check 1011.

19 A. That's not it. Which one was that,
20 10 --

21 Q. 11.

22 A. 11 --

23 Q. No, they have -- just the checks.

24 A. It's in here. Wait a minute. I'll
25 find it. You've got it.

1 Q. No, that's the --

2 A. There it is. There it is.

3 Q. If you go to check 1011.

4 A. 1013 --

5 Q. Check 1011.

6 A. All right.

7 Q. In the memo section it makes reference
8 it CIN SMI 1303.

9 I just want to figure out that that's
10 kind of the cross reference to the mailer
11 identification number that correlates to the
12 check that was written for that mailer?

13 A. Correct.

14 (Deposition Exhibit 25 was marked for
15 identification.)

16 BY MR. HARTMAN:

17 Q. Okay. Handing you what's marked as
18 Exhibit 25.

19 Do you recognize this document?

20 A. Yes.

21 Q. Is this a mailer that Cincinnatians for
22 Jobs Now put out relative to the Cincinnati City
23 Council election that was held in November of
24 2013?

25 A. Yes.

1 Q. And this is advocating the support and
2 a vote for Chris Seelbach for Cincinnati City
3 Council; is that correct?

4 A. It's educating people on his paralysis
5 (sic) to run for that office.

6 Q. His paralysis to run for that office?

7 A. In other words, he has the potential to
8 be a good candidate.

9 Q. So when you say, Vote Chris Seelbach
10 for Council -- or when Cincinnatians for Jobs Now
11 says in this flyer, that is Exhibit 25, Vote
12 Chris Seelbach for council on November 5th --

13 A. Right, this is educating the public --

14 Q. It's advocating -- you consider that
15 advocating --

16 A. Educating.

17 Q. -- the -- do you consider that
18 advocating the election of Chris Seelbach?

19 A. I feel like it's educating.

20 Q. Okay. When you say vote for, you
21 consider that educating?

22 A. Yes, because you still have the right
23 to make a decision on your own vote.

24 Q. And if you look in the return --

25 A. It's right here.

1 Q. Check number --

2 A. Yeah, I'm looking at it.

3 Q. Well, no --

4 A. 16,449.35.

5 Q. Well, you're looking at check number
6 1012 in Exhibit 11 --

7 A. No.

8 Q. -- that indicates it's for SIM, S-I-M,
9 1304. The Seelbach thing is SEEL 1304.

10 A. I may have wrote the wrong SIM number.
11 I probably did. Clerical error.

12 Q. Having a lot of those?

13 MR. MANGANO: Just three so far.

14 A. Yeah, it happens when you're alone.
15 Bingo.

16 MR. MANGANO: Down to two.

17 BY MR. HARTMAN:

18 Q. So you did find the actual check
19 that correlates to this, this being check
20 number 1021?

21 A. Correct.

22 Q. So it was not a clerical error?

23 A. It might have been, though.

24 (Deposition Exhibit 26 was marked for
25 identification.)

1 BY MR. HARTMAN:

2 Q. I'm handing you what's been marked as
3 Exhibit 26.

4 Do you recognize this as a flyer that
5 Cincinnatians for Jobs Now issued and circulated
6 relative to the Cincinnati City Council election
7 that was held in November of 2013?

8 A. Yes. Yes, this is a flyer that was
9 created -- a mailer -- excuse me. A mailer that
10 was created.

11 Q. And at the bottom of the first page of
12 Exhibit 26 when it says, on November 5th, Vote
13 Michelle Dillingham for City Council, do you
14 consider that as just being educational, not
15 advocacy; is that correct?

16 A. If you read the full statement it says,
17 Vote Michelle Dillingham for City Council, the
18 Neighborhood's Candidate.

19 It is educating people about this
20 person being a candidate from the neighborhood.

21 I think that's educational.

22 Q. Okay. Well, I'm just saying. When you
23 say that it's educational, you don't consider
24 that advocacy?

25 A. I'm -- I'm saying that I believe that

1 all these mailers give education to all those
2 that receive it about the individual that's
3 running for an office.

4 Q. And if you look at check 1013 --

5 A. Uh-huh.

6 Q. -- Exhibit 11.

7 A. Let me see. Let me go back this way.

8 Okay.

9 Q. Is that the check that correlates to
10 that mailer?

11 A. You said check --

12 Q. Check 1013.

13 A. Okay. Can't be -- let me see that
14 one --

15 Q. What?

16 A. Never mind.

17 MR. MANGANO: 1301?

18 A. Yeah, that -- that's --

19 BY MR. HARTMAN:

20 Q. We're talking Exhibit 26, which is the
21 Dillingham.

22 MR. MANGANO: Oh, 26?

23 MR. HARTMAN: Yeah, I'm asking him to
24 correlate -- I haven't even given him 27
25 yet.

1 MR. MANGANO: 26 is DIL 1306.

2 A. Yeah. 1306 is Dillingham.

3 BY MR. HARTMAN:

4 Q. So that's check 1016?

5 A. Correct.

6 Q. If you would, go to checks 1014 to
7 1016.

8 A. Okay.

9 Q. These are three checks made out to the
10 Mangano Law Firm?

11 A. Okay.

12 Q. Why are you paying the Mangano Law Firm
13 out of the political fund as opposed to the
14 general operational fund of Cincinnatians for
15 Jobs Now?

16 MR. MANGANO: Objection.

17 You can answer.

18 A. Because those are things that
19 Cincinnatians for Jobs Now were requesting
20 information and handling of items for that
21 particular problem -- whatever it was I was
22 paying him for, so -- for Cincinnatians for Jobs
23 Now, so he has to be paid that way, political --
24 it was political.

25 BY MR. HARTMAN:

1 Q. So everything out of Cincinnatians for
2 Jobs Now needs to be paid out of Cincinnatians --
3 out of the political --

4 A. As long as it dealt with -- as long as
5 it dealt with the things I was dealing with,
6 campaigns or whatever, as far as getting
7 education out to people, flyers, whatever, and
8 things of that nature, the filing of the taxes
9 and stuff like that, yeah.

10 (Deposition Exhibit 27 was marked for
11 identification.)

12 BY MR. HARTMAN:

13 Q. I'm handing you what's been marked as
14 Exhibit 27.

15 A. Yeah.

16 Q. Do you recognize this as another flyer
17 that Cincinnatians for Jobs Now sent out relative
18 to the Cincinnati City Council Election of
19 November of 2013?

20 A. Uh-huh.

21 Q. Is that a yes?

22 A. Please?

23 Q. Is that a yes?

24 A. Yes, I recognize this as a --

25 Q. As the flyer that --

1 A. Mailer -- educational mailer that's
2 sent out about Seelbach. Chris, how he fights
3 for his -- for people that live in Cincinnati,
4 Hamilton County.

5 Q. Other than the Cincinnati City Council
6 election of 2013, what other elections has
7 Cincinnatians for Jobs Now been involved in?

8 A. We support Nan -- Nan Willey.

9 Q. Say it, again.

10 A. We supported Nan Willey, the mayor for
11 Dayton.

12 Q. What did it do for Mr. Willey's
13 campaign?

14 A. Well, whenever I had time, I get out
15 and knock on doors for her on my time.

16 Q. You volunteer personally for his
17 campaign?

18 A. I volunteered my time freely, because
19 Cincinnatians for Jobs Now supports candidates
20 that try to help people in that community become
21 gainfully employed.

22 Q. Okay. So anytime you do anything for a
23 campaign, your saying that's Cincinnatians for
24 Jobs Now doing it?

25 MR. MANGANO: Objection.

1 You can answer.

2 A. On my free time, when Cincinnatians for
3 Jobs Now finds a candidate that supports the
4 issues, okay, that would further improvement --
5 economical improvement for the citizens of that
6 county, I can support them without finances by
7 knocking on doors or handing out flyers or
8 literature.

9 Q. And so by you personally going out and
10 knocking on doors for this mayoral candidate in
11 Dayton --

12 A. Uh-huh.

13 Q. -- Cincinnatians for Jobs Now was
14 supporting him?

15 A. Because I am Cincinnatians for Jobs
16 Now.

17 Q. There's no difference between you and
18 Cincinnatians for Jobs Now?

19 A. No.

20 MR. MANGANO: Objection.

21 MR. HARTMAN: Thank you. We resolved
22 it.

23 BY MR. HARTMAN:

24 Q. So on Exhibit 27, when you say Vote
25 Councilman Chris Seelbach, you just consider that

1 to be educational, not advocating his election?

2 A. Read the rest of it, please,
3 Mr. Hartman, and then you'll understand why it
4 says educational. You keep stopping at the vote
5 part. You don't say the rest.

6 Q. You're advocating somebody to vote for
7 him, right?

8 A. I'm advocating someone to take a look
9 at this candidate for office, and if they chose
10 to, based on the knowledge that he fights for
11 them, they can vote for him. Educating them
12 about the candidate.

13 Q. So in all these flyers, when you say
14 vote for or vote against Mr. Smitherman, you're
15 just educating people; is that your position?

16 A. No, that's not my position.
17 My position is that I educate people
18 fully by saying the entire statement that
19 describes that candidate and giving them an
20 option to either vote for them or not, but I want
21 them to be knowledgeable about the candidates.

22 Q. If we look at the code on exhibit --
23 for the reference to the flyer on Exhibit 27, the
24 CIN SEL 1301, is that cross-referenced to check
25 number 1009?

1 A. Yeah, I believe it is. I believe it
2 is. I just saw it.

3 Q. They are in order.

4 A. Yes, Seelbach, 1301.

5 Q. Now I'm going to hang you Exhibit 28.

6 Do you recognize that as another flyer
7 that Cincinnatians for Jobs Now put out during
8 the November 2013 campaign for Cincinnatians for
9 Jobs Now?

10 MR. MANGANO: You already did this one.

11 This is Exhibit 25.

12 MR. HARTMAN: Is it the same thing?

13 THE WITNESS: Uh-huh, yep.

14 MR. HARTMAN: Yes, it is.

15 Since we -- we're going to strike for
16 the record -- we're getting rid of this
17 Exhibit 28, and this is going to be
18 Exhibit 28.

19 (Deposition Exhibit 28 was marked for
20 identification.)

21 BY MR. HARTMAN:

22 Q. Okay. This will now be a new 28.

23 Is this another mailer that
24 Cincinnatians for Jobs Now put out relative
25 to the Cincinnati City Council race in

1 November of 2013?

2 A. I got two of them.

3 Q. Now, I'll reference -- this was kind of
4 a larger fold-open flyer, so it wasn't a simple
5 back and forth. It was a folded one, I'll
6 represent to you. That's why you've got four
7 pages.

8 A. I recognize the flyer -- the mailer
9 information.

10 Q. Say it again.

11 A. I recognize the mailer.

12 Q. This was a mailer that Cincinnatians
13 for Jobs Now put out relative to the Cincinnati
14 City Council race in November of 2013, correct?

15 A. Yeah. Based upon the information you
16 just gave me, yeah.

17 Q. Based upon the information?

18 A. About the date that it went out.

19 Q. I don't know what date it went out.

20 A. I thought you just stipulated the date
21 that it went out. Sorry.

22 Q. No.

23 So I'm just asking, is this a flyer
24 that Cincinnatians for Jobs Now put out?

25 A. That is a mailer.

1 Q. A mailer or a flyer, yeah, that
2 Cincinnatians for Jobs Now put out --

3 A. Yes.

4 Q. -- relative to the Cincinnati City
5 Council race in November of 2013?

6 A. Yes, this is a flyer -- a mailer that
7 we put out.

8 Q. Okay. And checking in terms of the
9 payment for this, is that check number 1004?

10 It would be on the second page.

11 A. The number on there, 1303.

12 Q. Check 1003, third check down.

13 A. When you said check number --

14 Q. 1003.

15 A. Yes.

16 Q. Okay. And so on the second page of
17 Exhibit 28, at the bottom it says, Vote Michelle
18 Dillingham for city council November 5th.

19 You consider that to be educational,
20 not advocacy?

21 A. If you read all of it, it says that, On
22 the city council, Michelle will be a leader for
23 safe neighborhoods, because she does a lot of
24 neighborhood work.

25 And it says that she will support the

1 police, help the community, stop new violence,
2 and reduce the gun violence. She's educating
3 people on what she stands for, and that's what
4 we're doing.

5 Q. How do you know -- when you said
6 Michelle will give our police the resources they
7 need, how do you know that?

8 A. Just by listening to what's going on in
9 the neighborhoods and in Cincinnati.

10 Q. Well, what did you specifically hear
11 with respect to Ms. Dillingham about whether
12 she -- how and what she would give -- whether she
13 would give our police the resources they need?

14 What made you put that statement in
15 there?

16 A. I chose to, because that's what I
17 believe she would do.

18 Q. What's the basis for your belief?

19 MR. MANGANO: Objection.

20 You can answer.

21 A. I chose to, because I believe that's
22 what she would do.

23 BY MR. HARTMAN:

24 Q. I understood you. I'm asking what's
25 the basis for your belief?

1 A. The type of person she is.

2 Q. So you've met her?

3 A. I used to work with her.

4 Q. How did you used to work with her?

5 A. In the regional office.

6 Q. For?

7 A. For the regional office.

8 Q. What regional office?

9 A. 2135 Dana Avenue is the regional office
10 for LIUNA.

11 Q. Thank you.

12 In there you say, She'll stop --
13 stopping new fights -- Michelle will fight for
14 after-school programs and rec centers.

15 How do you know she's going to fight
16 for after-school programs?

17 A. Michelle Dillingham happens to be the
18 president of the community leadership -- I forgot
19 which one it is, too.

20 So it's real easy to say what she'll do
21 for the community.

22 Q. So you just kind of make things up that
23 she'll do for the community that sounds good?

24 MR. MANGANO: Objection.

25 A. No.

1 BY MR. HARTMAN:

2 Q. So what's your basis to say that she
3 would fight --

4 A. My knowledge of the individual.

5 Q. Just that you think she's that type of
6 person?

7 A. My knowledge of the individual.

8 Q. What is Cease Fire Cincinnati?

9 A. It's like Stop the Violence, isn't it?

10 Q. Do you know what it is?

11 A. I just told you.

12 Q. Do you know what the organization
13 specifically is?

14 A. I just told you what it is --

15 Q. The question is a yes/no question.

16 A. -- about Stop the Violence.

17 Q. The question's a yes/no.

18 Do you know what it is?

19 A. Yeah.

20 THE WITNESS: 29.

21 (Deposition Exhibit 29 was marked for
22 identification.)

23 BY MR. HARTMAN:

24 Q. Again, this is another flyer that --

25 MR. HARTMAN: Let's go off the record

1 for a minute.

2 (Off the record.)

3 MR. HARTMAN: Go back.

4 Talking with opposing counsel, we have
5 a general agreement that instead of going
6 through and belaboring one mailer after
7 another mailer, correlating it to the
8 checks, we should be able to get together
9 and correlate all the mailers with the
10 checks and --

11 MR. MANGANO: Stipulate that CJN
12 purchased --

13 MR. HARTMAN: That they were put out by
14 Cincinnatians relative to the Cincinnati
15 City Council race in November of 2013.

16 MR. MANGANO: Yes.

17 MR. HARTMAN: So we'll forego going
18 through all these continually, trying to
19 move things along.

20 MR. HARTMAN: Let's take about a
21 five-minute break here.

22 (A recess was taken from 3:04 to 3:50.)

23 MR. HARTMAN: Back on the record.

24 I think we're in the home stretch here.

25 BY MR. HARTMAN:

1 Q. Can you explain to me what activities
2 Cincinnatians for Jobs Now has engaged in in
3 2014?

4 A. Okay. I did that once. I'll do it
5 again.

6 MR. MANGANO: Yeah, he talked about
7 January 1st, 2014.

8 BY MR. HARTMAN:

9 Q. What have you been doing since January
10 '14, into 2015?

11 A. I was -- been talking with Nan Willey
12 in Dayton about local hire, local initiatives,
13 what type of things are happening in Dayton
14 area.

15 Q. Did he get elected mayor?

16 A. Did she?

17 Q. She.

18 A. She did.

19 Q. Okay. She --

20 A. She -- she is elected mayor.

21 In general, just basically, you know,
22 trying to keep up with activities that are going
23 on around here with the Walmart workers, doing
24 their stand up, prepping for Get out the Vote.

25 There's some other activities

1 politically that may come up that I might be
2 involved in in Dayton.

3 Trying to stay on top of the gas and
4 replacement that's going on in Cincinnati,
5 Middletown, Dayton. And, you know, that's a big
6 project that's going on. Seeing what type of
7 workers are on those projects and are they hiring
8 local people on those projects.

9 They are in different places like
10 Oakwood area, we were in Cincinnati, Hamilton,
11 they are doing some -- all that right now.

12 Different areas in Cincinnati, over in
13 Norwood, and -- they are doing some towards
14 University of Dayton, all type of various -- with
15 Miller Pipeline, Precision, Primary, these other
16 contractors.

17 Some of them are hiring people that
18 live there locally, some aren't.

19 So trying to get familiar with those
20 people and with what we can do about that.

21 Q. With respect to these Walmart workers,
22 is it trying to organize them into a union?

23 A. No. Just supporting them in their
24 endeavors.

25 Q. What endeavors are they engaged in?

1 A. Trying to get better wages.

2 Q. Particular locations?

3 A. In general, just about wherever I can
4 find them and they are needed for support.

5 So I did a lot here in Cincinnati on
6 Colerain, and Cunningham. Over at the Walmart
7 there -- the Super Walmart on Colerain Avenue.

8 Q. What type of support do you give the
9 Walmart workers?

10 A. I stand out there with them.

11 Q. They're protesting?

12 A. Yeah, speaking up for their rights to
13 have better wages.

14 Q. Are they picketing -- not necessarily
15 on strike, but are they picketing?

16 A. Some demonstrations.

17 Now, I'm not considering it picketing,
18 but they do information on demonstrations,
19 flyer -- flyer information.

20 Q. And you just are there with them for
21 moral support?

22 A. Correct.

23 Q. When was the last demonstration for
24 Walmart workers you were at?

25 A. It was just last year, too, when we did

1 the other one. We've got one coming up.

2 Q. What was that?

3 A. I'm trying think of what it was. It's
4 been a while.

5 I can't remember the date. They had a
6 meeting with the -- One Good Job of Cincinnati,
7 and they have been talking about what they were
8 going to do next.

9 Q. And you were there at that meeting?

10 A. Yeah. I don't remember the day. It
11 was about -- or what time of the day it was,
12 because it was after 5:30, which was -- I
13 remember that much. I can't remember which
14 building it was in.

15 Q. Where?

16 A. It was in Cincinnati.

17 Q. Cincinnati's a big town.

18 What part of town?

19 A. Over in Norwood. That's about the best
20 I can remember.

21 Q. Whose offices?

22 A. Can't remember, cannot. And that's
23 basically because it's not my meeting. I just
24 showed up. I forgot what information was for the
25 name of the building. I wasn't --

1 Q. Who invited you there?

2 A. Bill Dudley is the coordinator.

3 Q. For?

4 A. I just told you, One Good Job for
5 Cincinnati.

6 Q. What is One Good Job?

7 A. Just what is --

8 Q. I've never heard of it. What it is?

9 A. Okay. It's an organization that
10 promotes like I do. Equal employment
11 opportunities for the residents of Cincinnati and
12 surrounding areas.

13 It also speaks against like what's
14 happening with the Walmart workers, suppression
15 in that area.

16 Q. So you have this job with -- this
17 meeting with One Good Job. You don't know
18 when?

19 A. I don't remember the date. I know --

20 Q. This year, last year?

21 A. It was -- this is 2015. I had one this
22 year.

23 I've been busy doing other things all
24 year round, though.

25 But every now and then, I get an

1 opportunity to get out and check on some
2 things.

3 Q. How about public records requests, what
4 was the last public records request you submitted
5 on behalf of Cincinnatians for Jobs Now?

6 A. Last year?

7 Q. To who?

8 A. It was in Dayton. I can't remember.
9 I think it was the -- had to do with
10 something with the water department.

11 Q. What were you asking for?

12 A. Information about the time, pulling for
13 payroll, see who's on it, and if those people
14 live in the Dayton area.

15 Q. And it was to the water department?

16 A. Yes.

17 Q. Is that the Municipal Water Department
18 in Dayton or how --

19 A. I believe that's what you would call
20 it.

21 Q. So no public records requests this year
22 on behalf of Cincinnati --

23 A. No, not yet. But I do plan on getting
24 some then.

25 Q. Any other checks mysteriously show up

1 in the PO box for Cincinnatians for Jobs Now?

2 A. I haven't checked it this week, so may
3 be something there. I don't know.

4 Q. Other than the \$300,000 that showed up
5 surprisingly in 2014, any other money show up?

6 A. I did get some finances, I think, this
7 year. I can't remember.

8 Q. From whom?

9 A. I don't remember. Let me think.

10 Did I get anything this year?

11 No, I didn't. I didn't get anything
12 this year --

13 Q. Last year?

14 A. -- I sure didn't.

15 Q. Get anything last year?

16 A. Not that I can recall.

17 Maybe -- what is this 2014 -- 2015?

18 Yeah, I think I did get a check in 2015.

19 Q. From whom?

20 A. I mean, '14. I'm sorry. 2014.

21 Q. From whom?

22 A. I have to check and find out. That's
23 the best I can do for you.

24 As soon as I find out, I'll let you
25 know.

1 Q. If you would.

2 MR. MANGANO: Did the bank ever respond
3 to the subpoena from Chase?

4 MR. HARTMAN: I thought they did.
5 Off the record.

6 (Off the record.)

7 MR. HARTMAN: Back on the record.

8 BY MR. HARTMAN:

9 Q. Are you familiar with the address of
10 3126 Fairfield Avenue here in Cincinnati?

11 A. 3126 Fairfield Avenue. No, I can't say
12 I recall -- can't recall it.

13 Q. There's a property that DEROC was
14 leasing in 2013 from a Reverend Doc Foster.

15 A. I know 26 -- none of that -- no, that's
16 totally incorrect.

17 Q. Are you familiar with property that
18 DEROC was leasing from Doc Foster in Cincinnati
19 in 2013?

20 A. No. Not 2013, I don't think.

21 Q. At any time?

22 A. I don't remember what they were
23 doing.

24 Q. What do you think they were doing?

25 A. I'm trying to think. Oh, a

1 weatherization program. And I forget when that
2 started.

3 Q. What's the weatherization program, what
4 was --

5 MR. MANGANO: I'm going to object.

6 Go ahead. You can answer.

7 BY MR. HARTMAN:

8 Q. What -- who was doing what? I've --
9 assume I know nothing.

10 A. Me either.

11 All I know is there was a program going
12 on -- weatherization program, basically to train
13 members in weatherization.

14 But you ain't going to find it in 2013.
15 You've got your dates wrong.

16 Q. When do --

17 A. You got your dates --

18 Q. When do you think it was?

19 A. I think it was probably 2011 or 2010,
20 maybe even 2012. But it sure wasn't in no
21 2013.

22 Q. And with respect to all the mailers and
23 flyers and radio ads that you put out through
24 Cincinnatians for Jobs Now relative to the
25 Cincinnati City Council election in 2013, with

1 respect to, for example, Ms. Dillingham, would
2 you agree that those were somewhat positive
3 towards her?

4 A. Yeah.

5 Q. The same with Mr. Seelbach, which were
6 positive pieces towards him, favorable?

7 A. Educational pieces, yeah.

8 Q. But favorable, made him in a good
9 light?

10 A. Yeah.

11 Q. Have you ever met Mr. Seelbach?

12 A. Yeah. I met him before, I've seen
13 him.

14 Q. Okay. Have you had any dealings with
15 him professionally?

16 A. No.

17 Q. Okay. So how did you know what to put
18 in there about Mr. Seelbach?

19 A. Just by what I hear about what he's
20 been doing on the city council.

21 Besides, he was trying to promote
22 things that would create jobs here locally, get
23 people that were trained here locally.

24 So anybody that's doing exactly the
25 things -- those things that I stand for, I figure

1 it's a good candidate.

2 Q. Now, Mr. Smitherman, you were somewhat
3 negative towards to put it mildly, would you
4 agree with that, in terms of the advertisement,
5 the radio add, the flyers?

6 A. Yeah, you could say that.

7 Q. Have you ever met Mr. Smitherman
8 before?

9 A. Yes.

10 Q. What was the capacity that you met him
11 previously?

12 A. He was president of the NAACP.

13 Q. Okay. And you met with him in that
14 capacity?

15 A. Correct.

16 Q. And you just didn't like him as the
17 president of the NAACP?

18 A. Not about him personally. I don't
19 dislike the man. I just dislike the character,
20 what he started to do, so --

21 Q. Such as?

22 A. There was an issue about youth being
23 shackled, and the NAACP, at the time he was the
24 president, there was an issue put on the floor.

25 And instead of looking at the issue, he

1 was not trying to deal with it at all, basically.
2 It was a personal thing, I guess, with him.

3 Q. Now, if I remember once, there was an
4 incident where Mr. Smitherman, as president of
5 the NAACP, was advocating for minority contract
6 positions, and actually was arrested and taken to
7 the Hamilton County Jail?

8 A. What year was that?

9 Q. Are you familiar with that?

10 A. No, I don't even remember a year.

11 MR. MANGANO: What year was that?

12 A. That's what I'm trying to figure out.

13 BY MR. HARTMAN:

14 Q. He was president of the NAACP at that
15 time.

16 When did he become president of the
17 NAACP --

18 A. Well --

19 Q. -- do you recall?

20 A. He was the president when I started --
21 I was a member back in 2012, so he was president
22 then, 2013.

23 Q. He got elected?

24 A. Yeah, yeah. Yeah, he got elected.

25 Q. Right. But, I mean, so as leader of

1 the NAACP, would that have changed your
2 perspective on him?

3 A. (Shaking head.)

4 Q. No? You shook your head no, I just --
5 we need you to verbalize, not shake your head.

6 A. Right. Because I'm thinking --

7 Q. What are you looking at?

8 A. (Indicating.)

9 Q. What's that?

10 A. It's nothing, just a blank screen.

11 Q. Okay.

12 MR. MANGANO: He's not recording
13 anything.

14 MR. HARTMAN: No, I'm not worried about
15 recording. If he's accessing stuff on the
16 internet in the middle of a deposition --

17 MR. MANGANO: No. He's looking for the
18 time.

19 A. Yeah, and that's all.

20 BY MR. HARTMAN:

21 Q. Well, so that would -- so the fact that
22 Mr. Smitherman was standing up for jobs -- for
23 jobs for minorities and went so far as to be
24 physically arrested at a job site -- it was
25 actually -- I believe it was a Cincinnati public

1 schools job site.

2 No one ever told you about that?

3 A. No. I didn't know anything about him
4 being arrested, period.

5 Q. Not just arrested, but arrested for --
6 at a job site where he was trying to advance, you
7 know, minority contracts on a Cincinnati public
8 schools project.

9 But that would have not affected your
10 education -- would that not have been something
11 you wanted to educate the voters about?

12 A. No. I was educating them about what
13 was going on now.

14 Q. Well, Ms. Dillingham and Mr. Seelbach,
15 you talked about what they had done in the past.

16 A. Talking about what they're doing now --

17 Q. Ms. Dillingham, Mr. Seelbach, you
18 talked about their past and how that translates
19 into why they'd be good today.

20 So why wouldn't Mr. Smitherman's past
21 with respect to standing up for those jobs and
22 going farther, you know --

23 A. So --

24 Q. -- than Mr. Seelbach or Ms. Dillingham
25 did?

1 A. So Mr. Smitherman lied to me.

2 Q. Mr. Smitherman lied to you?

3 A. Yeah.

4 Q. Okay. How did Mr. Smitherman lie to
5 you?

6 A. So Mr. Smitherman grabbed my hand,
7 shook it, and looked me in the eye, and told me
8 that he would take the problem, talking about the
9 youth being shackled, to the executive board
10 meeting. And at the very next meeting, that they
11 would give us a report on the decision on how he
12 we should handle it.

13 So based upon that, plus the fact that
14 I felt opposing any type of program that will
15 educate and create jobs for everybody that's a
16 citizen in this county, those who wish to
17 participate, those that were probably unemployed,
18 you know, or just looking for some work, should
19 have been some of the things, too, that he was
20 standing for.

21 And he was fighting against some of the
22 bills that I thought could have promoted that.

23 Q. Such as, what bills?

24 A. Bill 513, the ordinance -- responsible
25 bidder ordinance.

1 Q. When was that; what time frame?

2 A. Man, that was back there when this was
3 all going on. I can't remember the exact dates.

4 But that's when -- that was one of the
5 things that he's standing up against.

6 So, you know, my thing is, you take
7 your personal lifestyle and you leave it to the
8 side. And if you've got business to take care
9 of, you take care of the business, and then you
10 go ahead and handle your personal issues with
11 whomever.

12 It should never affect the fact that
13 you're in a position to help people deal with
14 issues that are going on that should be resolved
15 in the public, since it's going on in the
16 public.

17 Q. Whatever that means.

18 A. I understand that. You may not.

19 Q. So Mr. Smitherman lied to you about --
20 did he not take the issue to the executive board,
21 or was there some other aspect that he lied
22 about?

23 A. He didn't -- he didn't deal with the
24 issue, period.

25 Q. Did he take it to the executive

1 board?

2 A. Not to my knowledge.

3 Q. How do you know whether he did or
4 didn't?

5 A. Because he didn't do what he said about
6 coming to the next meeting to talk about it.

7 Q. So because it wasn't talked about at
8 the next meeting --

9 A. The next several meetings.

10 Q. -- you thought he lied about taking it
11 to the executive committee?

12 A. Yeah, because he didn't talk about it
13 for the next several.

14 Q. Did he lie to you otherwise, or is that
15 the only reason you don't think he's the right
16 person?

17 A. I told you the other reason.

18 Q. Ordinance 513?

19 A. Yeah, responsible bidder.

20 Q. If you can go to Exhibit 5, please,
21 which is your calendar.

22 A. Got it. Got it right here.

23 Q. If you go to page 92, DERO 0092. This
24 is your weekly report from August 26th, 2013.

25 A. Okay. All right.

1 Q. Looking at August 27th, you say, I
2 worked with Matt MacLellan to remove the training
3 display we built for the weatherization training
4 center at 1915 Fairfax Avenue in Cincinnati.

5 Do you see that?

6 A. Uh-huh.

7 Q. So you know where the address is of
8 18 -- strike that.

9 You know where the address of 1817
10 Fairfax Avenue is?

11 A. According to the information that I
12 just read, yes, I do.

13 Q. Do you know what building that's
14 referring to there?

15 A. Yes.

16 Q. Did you ever use that building as an
17 office for anything with Cincinnatians for Jobs
18 Now?

19 A. No.

20 Q. I do want to get a little bit more
21 clarification. Back to the November -- the last
22 week of October, DERO 002. We talked about it
23 briefly.

24 For four days you have listed there on
25 week five of October -- keep going.

1 You have four days listed for
2 Member-to-Member Political Outreach.

3 I'm trying to figure out what exactly
4 you did for four whole days at the end of
5 October 2013 that falls into that category, and
6 it actually continues over into early November,
7 november 4th through the 6th.

8 So for six days, Member Outreach
9 Political Campaign.

10 What was that? What did you do for six
11 days?

12 A. Educate. Educate members.

13 Q. How?

14 A. Just like I'm talking to you, talk to
15 them.

16 Q. Did you go to job sites and visit them
17 and talk to them at job sites?

18 A. No. You're not allowed to do that.

19 Q. Well, how do you do it?

20 A. You either call in the evenings when
21 people get off work, or try and stop by a lunch
22 area where guys meet for lunch.

23 Q. Did you have a list that was provided
24 to you for specific individuals to make contact
25 with?

1 A. I can't remember.

2 Q. But you were educating people at that
3 time, right?

4 A. Yeah. I can't remember if it was --
5 was it a list? I think it was.

6 Q. Who provided you the list?

7 A. One of my workers, one of my
8 colleagues.

9 Q. Which one?

10 A. And don't ask me which one it was. It
11 was one of them. Because when I came in there,
12 there it was for us to get.

13 Q. Got you there.

14 Looking -- if you go on to DEROG --
15 this is week two of December 2013, page 111.

16 On December 9th, you indicate, I did
17 follow-up on the NAACP capacity director Gill
18 Ford on the complaints filed against several
19 elected officials.

20 A. Okay.

21 Q. What complaints against elected
22 officials?

23 A. Oh, conduct.

24 Q. Okay. Against whom?

25 A. Smitherman.

1 Q. Anybody else?

2 A. I can't remember the other gentleman's
3 name -- Clingman.

4 Q. Mr. Clingman's an elected official?

5 A. At the NAACP.

6 Q. Oh, this is internal NAACP issues?

7 A. That is an NAACP issue. You just read
8 it.

9 Q. But when you use the term elected
10 officials, you're talking elected internal to the
11 NAACP -- Mr. Smitherman is on the city council,
12 so he was elected to city council?

13 A. Right. But to be a member of the
14 NAACP, you have to be elected to the position,
15 too --

16 Q. Right.

17 A. -- even as a vice president.

18 Q. So when you use the word elected
19 officials in that statement, you're not talking
20 about government officials, you're talking about
21 NAACP officials?

22 A. Correct.

23 Q. Okay. What was the issue with respect
24 to Mr. Smitherman and Clingman?

25 A. It was about the conduct of the

1 president.

2 Q. About?

3 A. The issues I just --

4 Q. Lying to you?

5 A. About the issues that I just talked to
6 you about. Basically not being taking care of,
7 issues that concerned people of color, period, at
8 that time, people in general.

9 Q. Did you file a complaint -- an
10 Article 10 complaint at the NAACP?

11 A. Yes, I did.

12 Q. What became of that?

13 A. Mr. Smitherman resigned, so it's on
14 hold.

15 There's nothing I can do about it until
16 either Mr. Smitherman resumes the position of
17 president or he never does.

18 Q. Mr. Ford told you that?

19 How do you know it's on hold and it
20 just wasn't --

21 A. Well, it wasn't dismissed.

22 Q. Oh.

23 A. I'll put it like that. It was not
24 dismissed.

25 Q. How did you -- when you got radio ads

1 at Radio 1, how did you determine how much radio
2 time you were going to buy?

3 A. Based upon the amount of money I
4 thought I would spend. I would have spent -- I
5 was given that -- an opportunity to talk to Joe
6 and told him I wasn't spending over 26,000. So
7 he helped me coordinate it.

8 Q. So you had budgeted 26,000 for radio
9 ads?

10 A. Correct.

11 Q. How did you come up with the number
12 26,000?

13 A. I felt that would be more than
14 enough.

15 Q. How did you know much that would buy?

16 A. I didn't. Joe helped me to understand
17 that when I told him how much I was going to
18 spend.

19 Q. And by the radio ads, you were
20 targeting basically African-American voters,
21 because you were going to --

22 A. No. If you listen and you weren't
23 African American and you agreed, I was targeting
24 you, too.

25 Q. But you said you went to predominantly

1 black radio station?

2 A. Yes.

3 Q. So you were targeting black voters as
4 opposed to all the voters?

5 A. Correct. Predominantly black voters,
6 but not -- I wasn't missing out on anybody,
7 because if you listen to the show, you heard it,
8 too.

9 Q. What have you done to try to raise
10 funds since the end of 2013 for Cincinnatians for
11 Jobs Now?

12 A. I haven't -- I haven't tried to raise
13 any funds yet.

14 Q. Are you going to?

15 A. Possibility.

16 Q. Do you have any plans to do so?

17 A. It's a possibility.

18 Q. You either have plans or you don't have
19 plans.

20 MR. MANGANO: Objection.

21 You can answer.

22 BY MR. HARTMAN:

23 Q. If you don't have plans, you don't have
24 plans.

25 MR. MANGANO: He said it's possible.

1 BY MR. HARTMAN:

2 Q. Well, I know it's possible. I want a
3 yes/no answer. It's a yes/no questions.

4 Do you have plans or don't you have
5 plans?

6 MR. MANGANO: He's already answered
7 that question.

8 BY MR. HARTMAN:

9 Q. Answer it again, and answer the
10 question.

11 A. I have -- right now, it's a possibility
12 that I may try to raise funds for an issue on
13 initiative that may come up that affects the
14 citizens and residents that live in Cincinnati
15 and surrounding areas.

16 Q. What issue is that?

17 A. Depends on what the issue is that would
18 affect the impact -- the job -- that affects
19 creating jobs.

20 Q. Is there any issue on the horizon that,
21 right now, threatens that or may promote that?

22 A. Well, I'm still waiting right now to
23 find out what they are going to do with the
24 Bill 513.

25 Q. Okay.

1 A. So --

2 Q. Any other issues that are on the
3 horizon that may help or hurt those job
4 prospects?

5 A. I'm not sure. I'm still searching it
6 out.

7 Q. You haven't found any?

8 A. But I'm still looking.

9 Q. And how did you come up with the name
10 Cincinnatians for Jobs Now as opposed to
11 Cincinnatians and Daytonians for Jobs Now or
12 Ohioans for Jobs Now.

13 Why Cincinnatians?

14 MR. MANGANO: Objection.

15 You can answer.

16 THE WITNESS: I did answer. He asked
17 me that same question a moment ago.

18 MR. MANGANO: That was a while ago,
19 yeah.

20 A. Okay. So the same question, same
21 answer, right. It just came to me and I thought
22 it would be the best fit.

23 BY MR. HARTMAN:

24 Q. Have you thought about changing the
25 name to Ohioans for Jobs Now?

1 MR. MANGANO: Objection.

2 A. No.

3 BY MR. HARTMAN:

4 Q. Okay. With respect to the
5 information -- the assertions that you have in
6 your flyer, some of them are opinions, but some
7 of them are factual basis.

8 What did you do to confirm the factual
9 accuracy of the facts that you put in your
10 various flyers that Cincinnatians for Jobs Now
11 put out?

12 MR. MANGANO: Objection.

13 You can answer.

14 A. Mr. Davies would do research on people
15 that I was talking about, and we would take
16 information, and he would create.

17 BY MR. HARTMAN:

18 Q. So you relied on Mr. Davies?

19 A. His expertise.

20 Q. You did not do any independent
21 confirmation of a piece that was being put out
22 under your organization?

23 A. I'm always a part of it. But I still
24 rely on his expertise.

25 Listen, he's an expert.

1 MR. HARTMAN: I have nothing further.

2 Do you have any questions, Bill?

3 MR. MANGANO: No.

4 For this witness?

5 MR. HARTMAN: Yes.

6 MR. MANGANO: No, not for this witness.

7 We'll review the transcript.

8

9

JONATHON WHITE

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DEPOSITION ADJOURNED AT 4:19 P.M.

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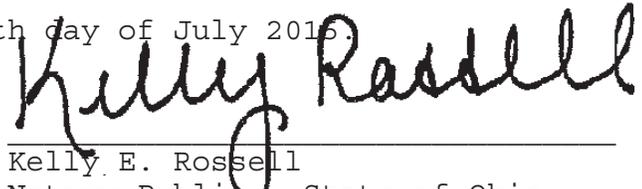
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C E R T I F I C A T E

STATE OF OHIO :
 : SS
COUNTY OF HAMILTON :

I, Kelly E. Rossell, the undersigned, a
duly qualified and commissioned notary public
within and for the State of Ohio, do certify that
before the giving of his deposition, JONATHON
WHITE was by me first duly sworn to depose the
truth, the whole truth and nothing but the truth;
that the foregoing is the deposition given at
said time and place by JONATHON WHITE; that I am
neither a relative of nor employee of any of the
parties or their counsel, and have no interest
whatever in the result of the action; that I am
not, nor is the court reporting firm with which I
am affiliated, under a contract as defined in
Civil Rule 28(D).

IN WITNESS WHEREOF, I hereunto set my hand
and official seal of office at Cincinnati, Ohio,
this 29th day of July 2018.



Kelly E. Rossell
Notary Public - State of Ohio
My commission expires August 4, 2018.

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LABORERS' INTERNATIONAL UNION OF NORTH AMERICA

DISTRICT EIGHT REGIONAL ORGANIZING COMMITTEE

22 Century Boulevard • Suite 450 • Nashville, TN 37214

Phone: (615) 885-7196 • Fax: (615) 885-6765

July 13, 2009

Jonathon White
19 South Halloway St.
Dayton, OH 45417

MATTHEW MACLELLAN
Director

ROBERT E. RICHARDSON
Chairman

GLENN E. FARNER, JR.
Secretary-Treasurer

Executive Board:

RALPH COLE

LARRY TABOR

Dear Sir and Brother:

I am pleased to extend to you an offer of employment as an Organizer of District Eight Regional Organizing Committee (DEROC), effective July 10, 2009. In that capacity, you will be employed on an at-will basis. In connection with your services, your annual salary will be \$55,000.00.

In addition thereto, you will be reimbursed for any expenses incurred by you in connection with your work. Expenses shall be submitted by you in the form of an expense statement to the designated Bookkeeper, of DERO, on or about the first of each month.

Neither this offer of employment, its acceptance, nor the maintenance of any personnel policies, procedures or benefits creates a contract of employment. As an at-will employee, your services may be terminated at any time at the discretion of the employer without further obligation. To indicate your acceptance to and concurrence with these terms and conditions, please sign and return one copy of this letter.

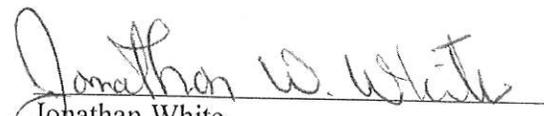
With kind regards, I am

Fraternally yours,

Robert E. Richardson
DEROC Chairman

cc: Matthew MacLellan
DEROC Director

Signed and accepted by:


Jonathan White

7-17-07
Date

Strong, Proud, United
DEROC - 0037





LABORERS' INTERNATIONAL UNION OF NORTH AMERICA

DISTRICT EIGHT REGIONAL ORGANIZING COMMITTEE

22 Century Boulevard • Suite 450 • Nashville, TN 37214

Phone: (615) 885-7196 • Fax: (615) 885-6765

July 13, 2009

Mike Engbert Jr.
8090 Eddywood Ln.
Chesterland, OH 44026

MATTHEW MACLELLAN
Director

ROBERT E. RICHARDSON
Chairman

GLENN E. FARNER, JR.
Secretary-Treasurer

Executive Board:

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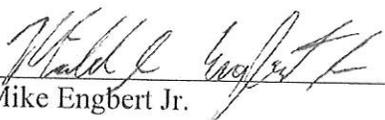
With kind regards, I am

Fraternally yours,

Robert E. Richardson
DEROC Chairman

cc: Matthew MacLellan
DEROC Director

Signed and accepted by:


Mike Engbert Jr.

7-17-2009
Date

Strong, Proud, United
DEROC - 0020



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Michelle Dillingham

is the

NEIGHBORHOOD

candidate.

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EXHIBIT

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Michelle Dillingham: Finally, a leader who puts NEIGHBORHOODS first.



Michelle has worked to stop crime in Kennedy Heights Park, organized local job training programs, and championed neighborhood issues when she worked for Vice-Mayor David Crowley.

Now Michelle will be a voice for our neighborhoods on City Council.

- > **Keeping us safe** — Michelle will restore funding for neighborhood block watches and cleanup efforts, to stop crime before it takes over a neighborhood.
- > **Holding businesses accountable for creating the jobs they promise** — When a business gets taxpayer funding to create jobs, Michelle will make sure they deliver — and that these jobs go to local residents first.
- > **Supporting our public schools** — A public school parent, Michelle will work for great neighborhood schools and community-based learning centers.

About Michelle:

- > Michelle and her husband Chris have four children and four grandchildren.
- > President of the Kennedy Heights Community Council.
- > Worked for Vice-Mayor David Crowley on neighborhood issues.



Michelle and Chris with their son, Michael.

Vote
November
5th
Michelle Dillingham for City Council.
The Neighborhood Candidate.



michelledillingham.com

/dillinghamforcouncil

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The Cincinnati
HERALD

**DILLINGHAM PROPOSES SOLUTIONS
TO CURB STREET VIOLENCE**

September 3, 2013

THE CINCINNATI ENQUIRER

**Two neighborhoods refuse to
let violence take park**

INSIDE:

Find out how **MICHELLE DILLINGHAM** is fighting to keep our **NEIGHBORHOODS** safe.



Working with community groups and our police Michelle Dillingham will do whatever it takes

Whether it's organizing the Kennedy Heights neighborhood to keep its park safe, helping stop gun violence with CeaseFire Cincinnati, or working with Vice-Mayor David Crowley on crime legislation, Michelle Dillingham has brought people together for safer neighborhoods.

On the City Council, Michelle will be a leader for safer neighborhoods:

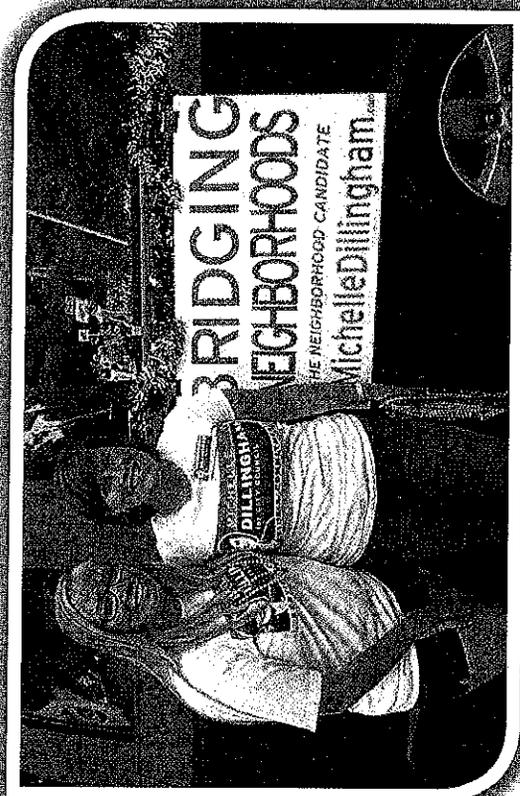
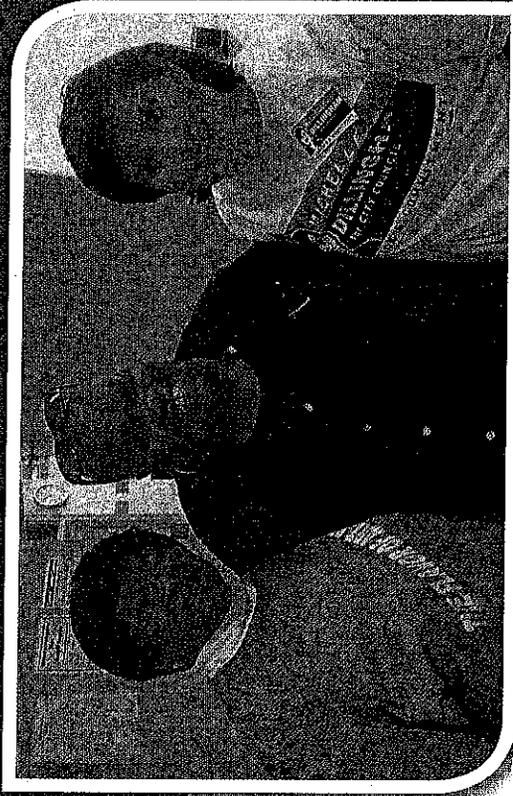
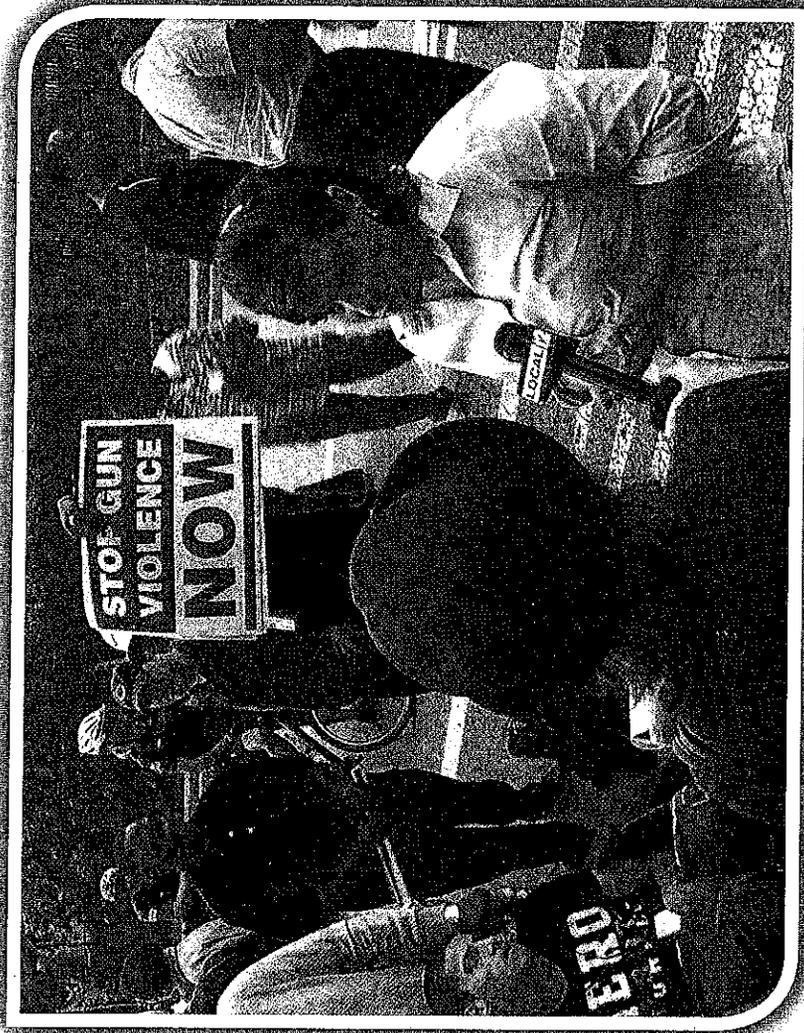
- ✓ **SUPPORTING OUR POLICE** – Michelle will give our police the resources they need, and she'll build bridges between police and community groups.
- ✓ **HELPING COMMUNITY CRIME-FIGHTING EFFORTS** - Michelle will restore funding for neighborhood block watches and cleanup efforts, to stop crime before it takes over a neighborhood.
- ✓ **STOPPING YOUTH VIOLENCE** – Michelle will fight for after-school programs and recreation centers to curb the cycle of youth violence.
- ✓ **REDUCING GUN VIOLENCE** – Michelle will strengthen the Cincinnati Initiative to Reduce Violence, with better outreach efforts throughout our neighborhoods.

Vote for Michelle Dillingham

for City Council - November 5th

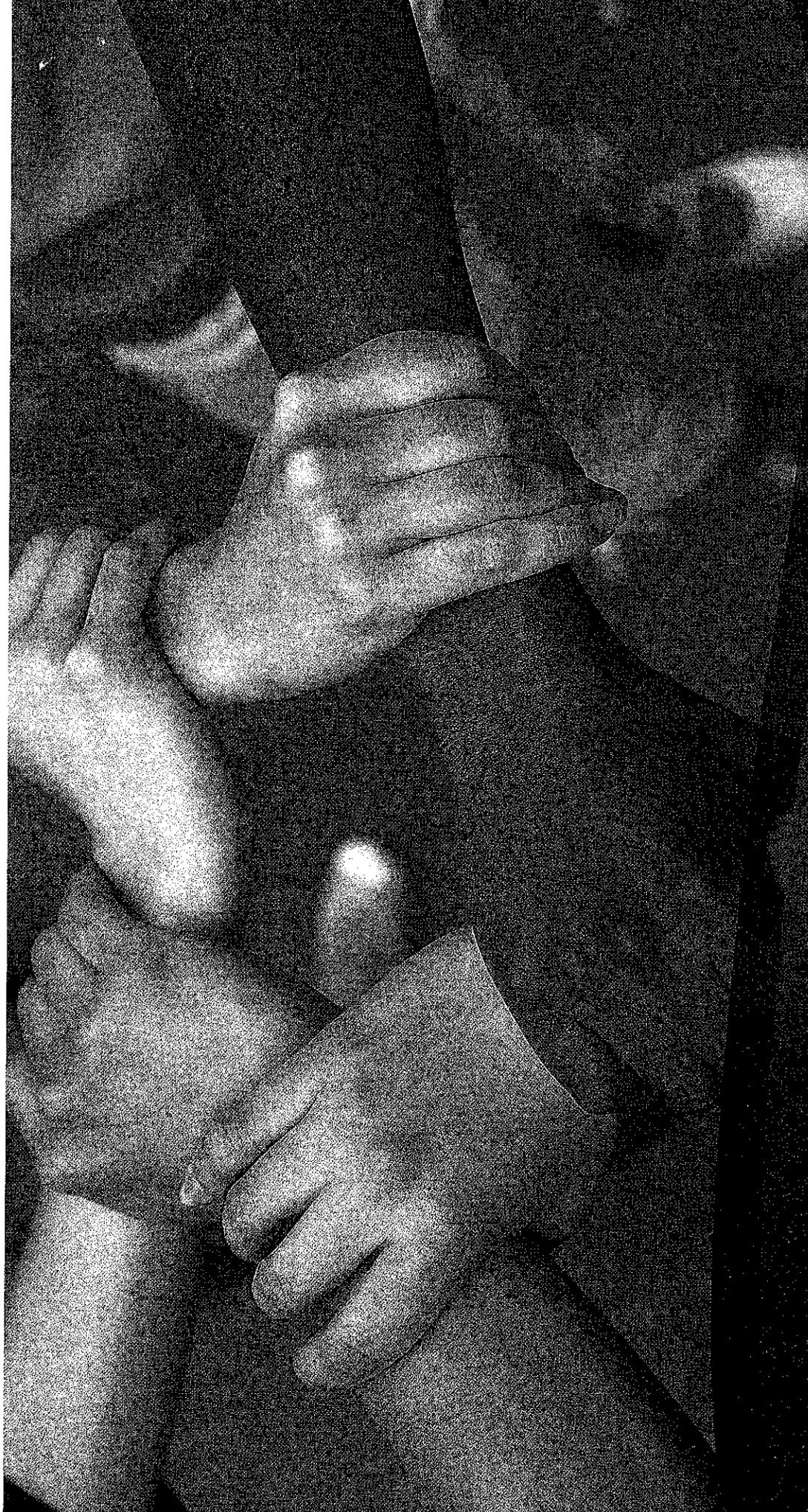


ce,
s for safer neighborhoods.



The Neighborhood Candidate.

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For Michelle Dillingham,
keeping our neighborhoods safe takes

ALL HANDS ON DECK.

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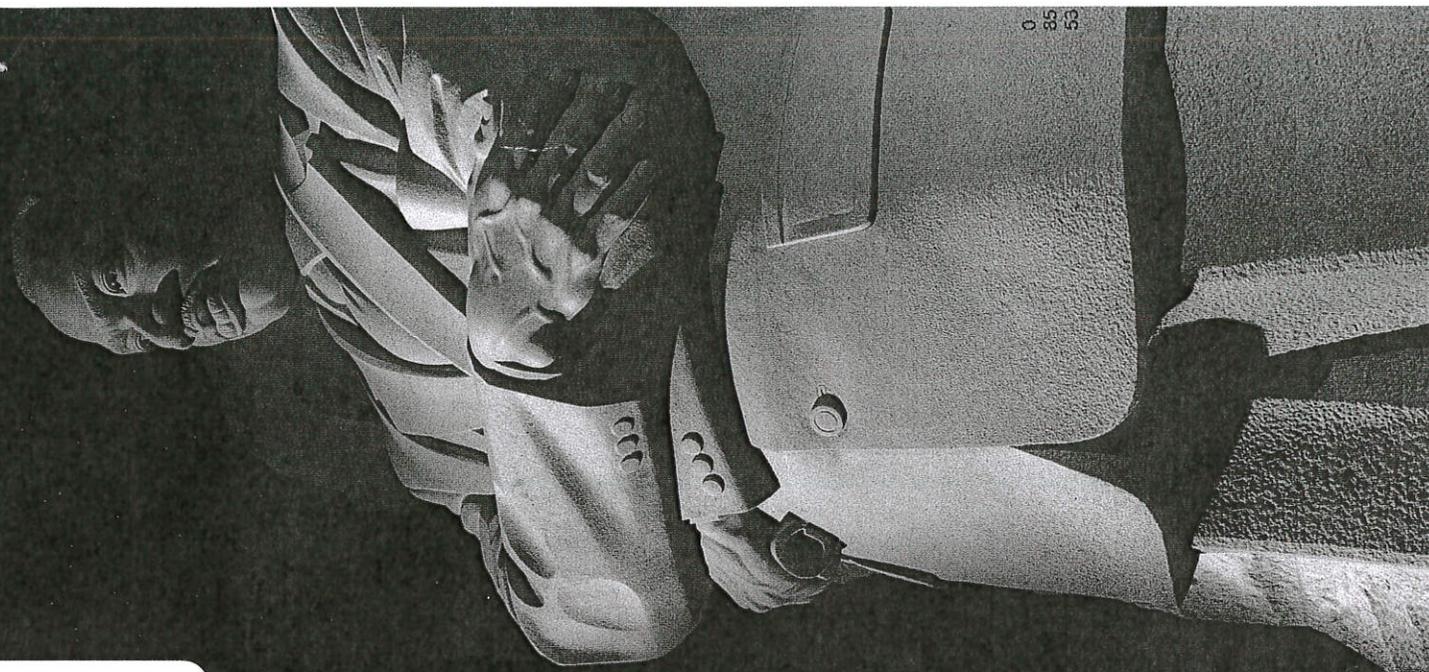
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“THE RIGHT TO VOTE _____ is one of the MOST SACRED VALUES IN OUR NATION...”

- COUNCILMAN CHRIS SEELBACH
The Cincinnati Herald, 7/3/13

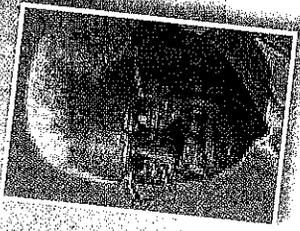
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"COUNCILMAN CHRIS SEELBACH IS FIGHTING TO PROTECT OUR RIGHT TO VOTE."

- DR. MILTON HINTON
former Cincinnati NAACP President



The Cincinnati
HERALD

7/3/13

"The right to vote is one of the most sacred values in our nation and Congress should act immediately to protect it."

- Councilman Chris Seelbach

When the Supreme Court struck down key parts of the Voting Rights Act, Councilman Chris Seelbach joined with African American community leaders to fight discriminatory Voter ID laws here in Ohio.

A proud Democrat, Chris Seelbach will continue to speak out, and fight back against right-wing attempts to make it harder for people of color, seniors, and students to vote.



VOTE COUNCILMAN CHRIS SEELBACH

on TUESDAY, NOV. 5TH - He fights for you.

SeelbachForCouncil.com

[/SeelbachForCouncil](https://www.facebook.com/SeelbachForCouncil)



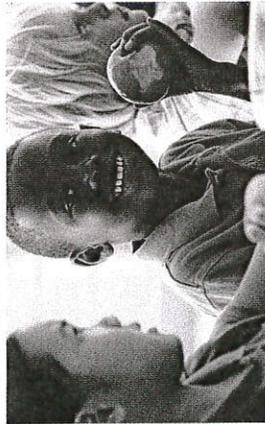
Cincinnatians for Jobs Now
P.O. Box 128724
Cincinnati, Ohio 45212



CIN-DIL1306
EXHIBIT



Michelle Dillingham will fight for great public schools so every student can reach their full potential.



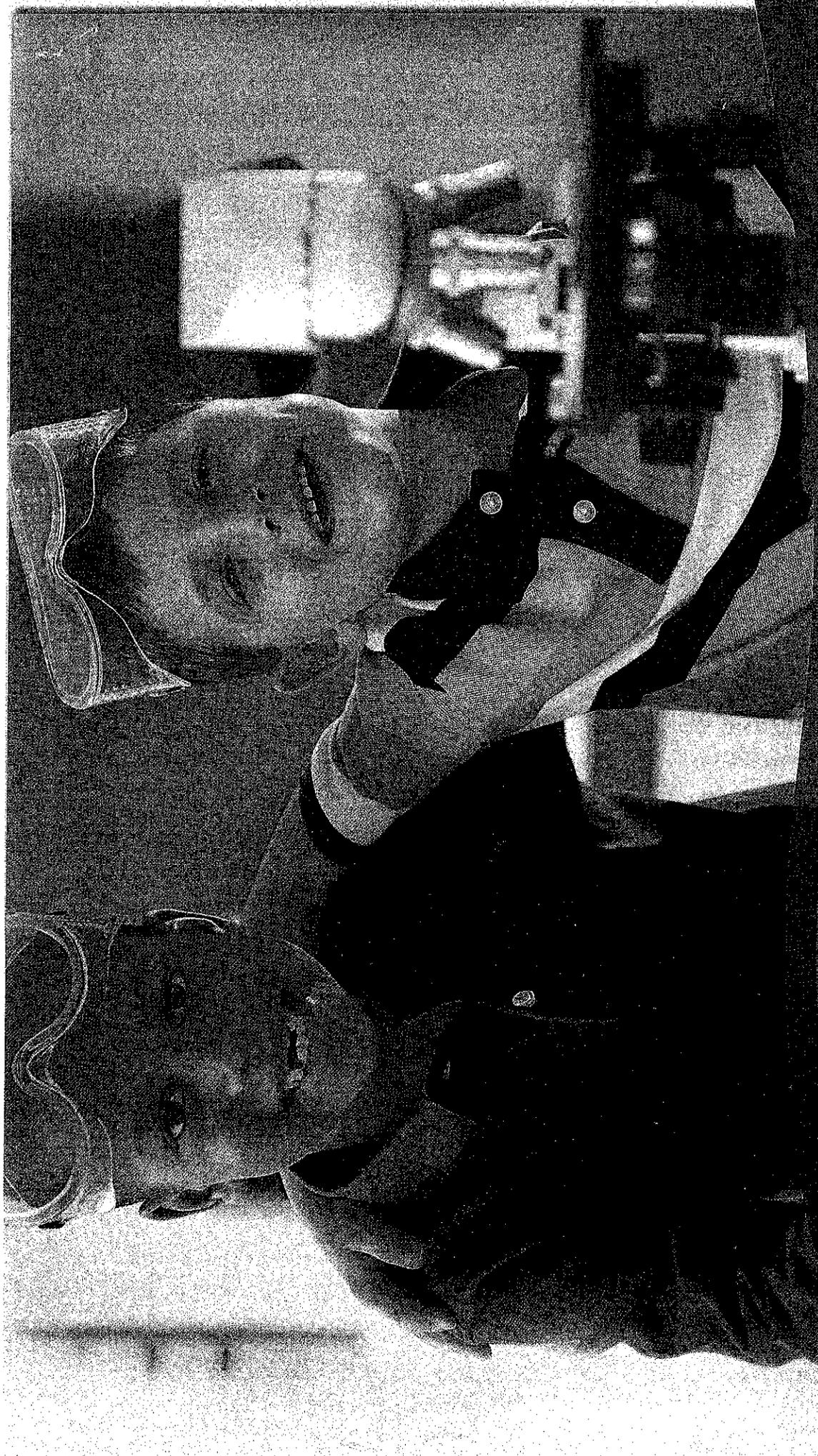
Michelle Dillingham attended public schools herself, and she's the parent of a son in Cincinnati Public Schools – so she gets how important good public schools are to our community.

On Council, Michelle will fight for greater collaboration between the Council, the School Board, and our neighborhoods – so we can work together on neighborhood schools, smaller class sizes, better graduation rates, and improving our community-based learning centers.



On November 5th –
Vote Michelle Dillingham for City Council. The Neighborhood Candidate

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They want to be scientists...

Michelle Dillingham will help them get there.

Cincinnatians for Jobs Now
P.O. Box 128724
Cincinnati, Ohio 45212

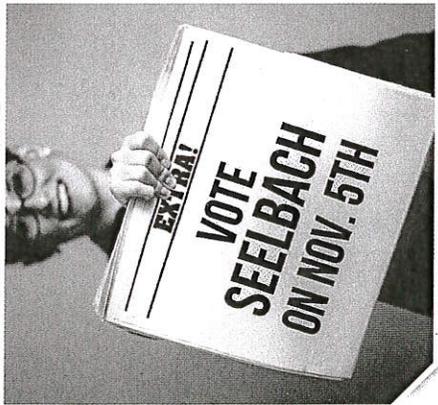
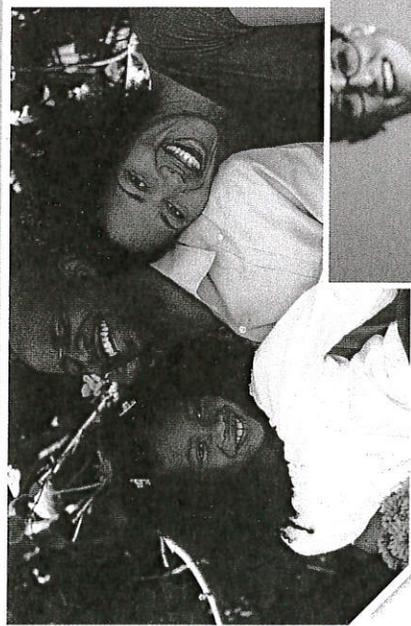
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CIN-SEEL1304

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Chris Seelbach led by example – and cut his own pay.



In a tough budget year, Councilman Chris Seelbach led by example and cut his own pay, and he opposed giving the City Manager a raise and a \$30,000 bonus.

Seelbach's plan for more accountability also means more jobs.

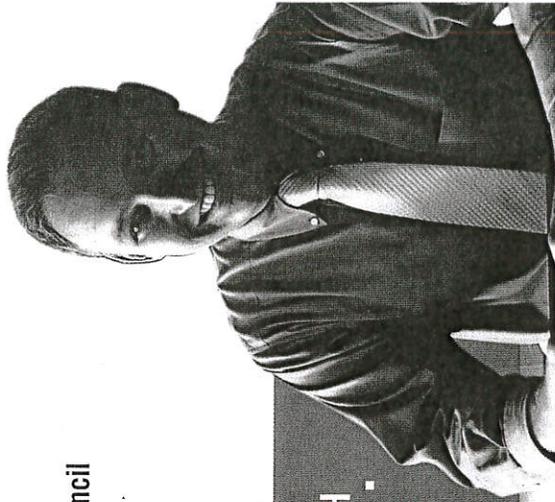
Seelbach also co-sponsored the plan to save police and fire jobs, and he pushed for a new ordinance that demands that contractors on taxpayer-funded projects create job opportunities for local workers.



SeelbachForCouncil.com

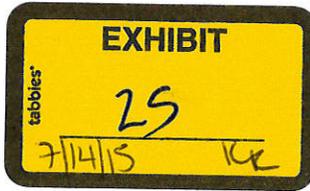


/SeelbachForCouncil



VOTE CHRIS SEELBACH FOR COUNCIL ON NOVEMBER 5TH.

HE FIGHTS FOR US.



EXTRA!
**Councilman Seelbach
Cuts His Own Pay.**

Helps balance the budget.

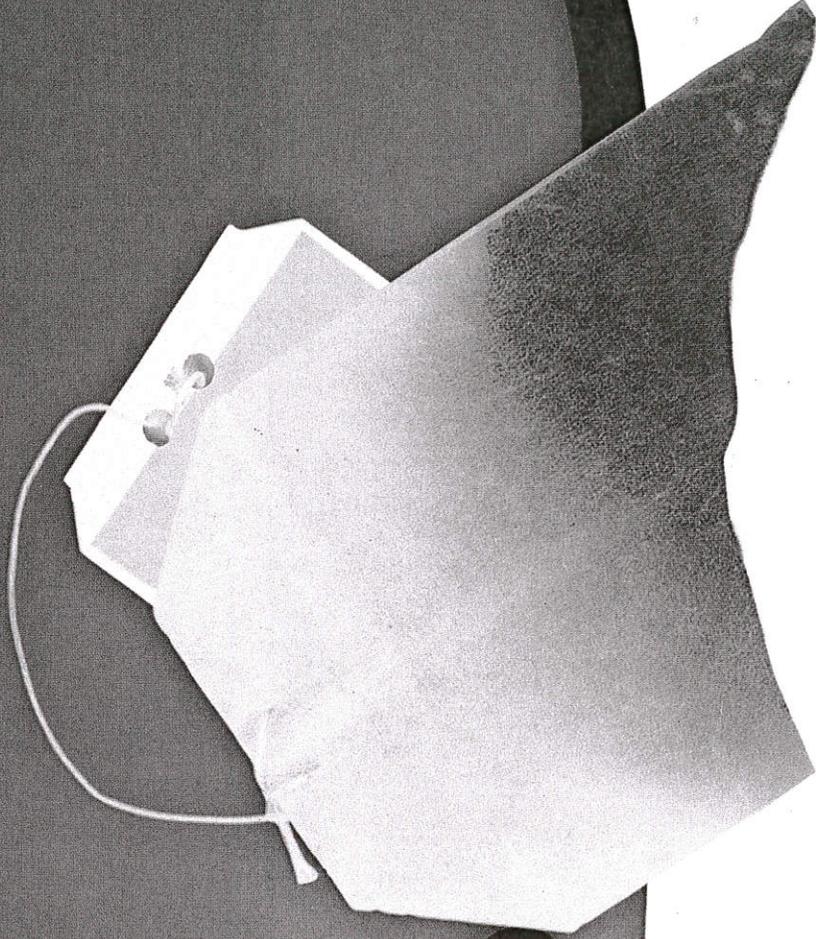


FINALLY, some good news for Cincinnati!

Cincinnatians for Jobs NOW
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Cincinnati, Ohio 45212
CIN-SM11303

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Politics makes strange bedfellows...

WVXU
CINCINNATI

11/26/12

“Smitherman was the featured speaker
at a meeting of the Cincinnati East
Tea Party.”



Paid for by Cincinnatians for Jobs Now, Jonathon White, Trustee. Not authorized
by any candidate or candidate's campaign committee.

Chris Smitherman has gotten into bed with the Tea Party.

Chris Smitherman has formed an alliance with the Tea Party. He goes to their meetings, he goes on right-wing radio shows, and he's voting with them – not us – on the Council.¹

Smitherman has sold out the community:

- X **Cutting healthcare** – Smitherman proposed cutting health care for the poor.²
- X **Hurting African American businesses** – Smitherman criticized funding for the African American Chamber of Commerce, calling it “fat.”³
- X **Taking away local job opportunities** – Smitherman sided with contractors who don't want to have to hire local workers from our community.⁴

On November 5th

Don't vote for the Tea Party's candidate. Vote **anybody** but Smitherman for City Council.

CityBeat 12/5/12

Smitherman is said to have won with... a parade of "Tea Party types"

Check the facts:

1. <http://metro-cincinnati.org/?p=2183>; http://www.citybeat.com/cincinnati/article-26705-black_tea.html; <http://www.ox.org/post/smitherman-faces-challenge-naacp-election>
2. <http://www.scribd.com/doc/134211919/Smitherman-Budget-Plan>; 55KRC Radio interview (12/14/12).
3. 55KRC Radio interview (12/14/12).
4. Ordinance #114-2013 (5/1/13).



Application for Recognition of Exemption Under Section 501(a)

OMB No. 1545-0057

If exempt status is approved,
 this application will be open
 for public inspection.

Read the instructions for each Part carefully. **A User Fee must be attached to this application.**
 If the required information and appropriate documents are not submitted along with Form 8718 (with payment
 of the appropriate user fee), the application may be returned to the organization.

Complete the Procedural Checklist on page 6 of the instructions.

Part I. Identification of Applicant (Must be completed by all applicants; also complete appropriate schedule.)
 Submit only the schedule that applies to your organization. Do not submit blank schedules.

Check the appropriate box below to indicate the section under which the organization is applying:

- a Section 501(c)(2)—Title holding corporations (Schedule A, page 7)
- b Section 501(c)(4)—Civic leagues, social welfare organizations (including certain war veterans' organizations), or local associations of employees (Schedule B, page 8)
- c Section 501(c)(5)—Labor, agricultural, or horticultural organizations (Schedule C, page 9)
- d Section 501(c)(6)—Business leagues, chambers of commerce, etc. (Schedule C, page 9)
- e Section 501(c)(7)—Social clubs (Schedule D, page 11)
- f Section 501(c)(8)—Fraternal beneficiary societies, etc., providing life, sick, accident, or other benefits to members (Schedule E, page 13)
- g Section 501(c)(9)—Voluntary employees' beneficiary associations (Parts I through IV and Schedule F, page 14)
- h Section 501(c)(10)—Domestic fraternal societies, orders, etc., not providing life, sick, accident, or other benefits (Schedule E, page 13)
- i Section 501(c)(12)—Benevolent life insurance associations, mutual ditch or irrigation companies, mutual or cooperative telephone companies, or like organizations (Schedule G, page 15)
- j Section 501(c)(13)—Cemeteries, crematoria, and like corporations (Schedule H, page 16)
- k Section 501(c)(15)—Mutual insurance companies or associations, other than life or marine (Schedule I, page 17)
- l Section 501(c)(17)—Trusts providing for the payment of supplemental unemployment compensation benefits (Parts I through IV and Schedule J, page 18)
- m Section 501(c)(19)—A post, organization, auxiliary unit, etc., of past or present members of the Armed Forces of the United States (Schedule K, page 19)
- n Section 501(c)(25)—Title holding corporations or trusts (Schedule A, page 7)

1a Full name of organization (as shown in organizing document) Cincinnatians for Jobs Now	2 Employer identification number (EIN) (if none, see Specific Instructions on page 2) 46 : 3754294		
1b c/o Name (if applicable)	3 Name and telephone number of person to be contacted if additional information is needed Jonathan White (615) 522-7538		
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">1c Address (number and street) PO Box 128724</td> <td style="width: 50%;">Room/Suite</td> </tr> </table>		1c Address (number and street) PO Box 128724	Room/Suite
1c Address (number and street) PO Box 128724		Room/Suite	
1d City, town or post office, state, and ZIP + 4 If you have a foreign address, see Specific Instructions for Part I, page 2. Cincinnati OH 45212			
1e Web site address	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%;">4 Month the annual accounting period ends December</td> <td style="width: 70%;">5 Date incorporated or formed 09/17/2013</td> </tr> </table>	4 Month the annual accounting period ends December	5 Date incorporated or formed 09/17/2013
4 Month the annual accounting period ends December	5 Date incorporated or formed 09/17/2013		

6 Did the organization previously apply for recognition of exemption under this Code section or under any other section of the Code? Yes No
 If "Yes," attach an explanation.

7 Has the organization filed Federal income tax returns or exempt organization information returns? Yes No
 If "Yes," state the form numbers, years filed, and Internal Revenue office where filed.

8 Check the box for the type of organization. ATTACH A CONFORMED COPY OF THE CORRESPONDING ORGANIZING DOCUMENTS TO THE APPLICATION BEFORE MAILING.

- a Corporation— Attach a copy of the Articles of Incorporation (including amendments and restatements) showing approval by the appropriate state official; also attach a copy of the bylaws.
- b Trust— Attach a copy of the Trust Indenture or Agreement, including all appropriate signatures and dates.
- c Association— Attach a copy of the Articles of Association, Constitution, or other creating document, with a declaration (see instructions) or other evidence that the organization was formed by adoption of the document by more than one person. Also include a copy of the bylaws.

If this is a corporation or an unincorporated association that has not yet adopted bylaws, check here

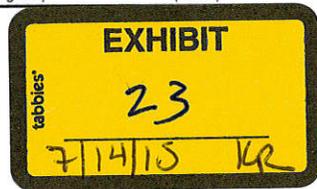
I declare under the penalties of perjury that I am authorized to sign this application on behalf of the above organization, and that I have examined this application, including the accompanying schedules and attachments, and to the best of my knowledge it is true, correct, and complete.

PLEASE SIGN HERE *Jonathan W. White* Trustee *ae/ad/w*

(Signature) (Type or print name and title or authority of signer) (Date)

For Paperwork Reduction Act Notice, see page 5 of the instructions.

CJN - 0059



Part II. Activities and Operational Information (Must be completed by all applicants)

- 1 Provide a detailed narrative description of all the activities of the organization—past, present, and planned. Do not merely refer to or repeat the language in the organizational document. List each activity separately in the order of importance based on the relative time and other resources devoted to the activity. Indicate the percentage of time for each activity. Each description should include, as a minimum, the following: (a) a detailed description of the activity including its purpose and how each activity furthers your exempt purpose; (b) when the activity was or will be initiated; and (c) where and by whom the activity will be conducted.

See attached schedule for Form 1024, Part II, Activity and Operational Information, Question 1.

- 2 List the organization's present and future sources of financial support, beginning with the largest source first.

Past sources of financial support are grants from:

District Eight Regional Organizing Committee, a tax exempt 501(c)5 entity, FID #48-1289600

Ohio Laborers' District Council, a tax exempt 501(c)5 entity, FID # 31-4229654

Laborers Local 265, a tax exempt 501(c)5 entity, FID # 31-0330140

Future funding grants beyond the 2014 calendar year will be addressed annually as part of the ongoing analysis and need for the education/awareness of the relevant issues impacting the community.

Part II. Activities and Operational Information (continued)

3 Give the following information about the organization's governing body:

a Names, addresses, and titles of officers, directors, trustees, etc.	b Annual compensation
Jonathan White, Trustee, 19 South Halloway Street, Dayton OH 45417	\$0

4 If the organization is the outgrowth or continuation of any form of predecessor, state the name of each predecessor, the period during which it was in existence, and the reasons for its termination. Submit copies of all papers by which any transfer of assets was effected.

No predecessor exists or existed. No answer is required.

5 If the applicant organization is now, or plans to be, connected in any way with any other organization, describe the other organization and explain the relationship (e.g., financial support on a continuing basis; shared facilities or employees; same officers, directors, or trustees). Cincinnatians for Jobs Now SF (FID #46-3870026, see attached IRS determination letter), is an Internal Revenue Code Section 527 organization designed to meet the specific requirements of Internal Revenue Code Section 527 as a separate segregated entity. Cincinnatians for Jobs Now will hopefully become the tax exempt 501 (c) (4) entity for this 527 entity. The Officers of CJN SF and the Officers for CJN are identical. Funds received from donors will be deposited directly to the CFJN entity and then funds determined to be used for political activities will be transferred into a separate account of the CJN SF, i.e. 527 entity.

6 If the organization has capital stock issued and outstanding, state: (1) class or classes of the stock; (2) number and par value of the shares; (3) consideration for which they were issued; and (4) if any dividends have been paid or whether your organization's creating instrument authorizes dividend payments on any class of capital stock.

CJN is organized under the rules and regulations of the state of Ohio as a nonprofit corporation, therefore CJN is a non-stock, nonprofit corporation.

7 State the qualifications necessary for membership in the organization; the classes of membership (with the number of members in each class); and the voting rights and privileges received. If any group or class of persons is required to join, describe the requirement and explain the relationship between those members and members who join voluntarily. Submit copies of any membership solicitation material. Attach sample copies of all types of membership certificates issued.

The Trustee is the only member. The organization's bylaws do not allow for additional members.

8 Explain how your organization's assets will be distributed on dissolution.

Upon dissolution CJN shall distribute the assets to an IRS tax exempted 501(C)(3), 501(C)(4) and/or 501(C)(5) entity in the United States. This provision is included in the CJN bylaws at Section 11.1 (attached).

Part II. Activities and Operational Information (continued)

9 Has the organization made or does it plan to make any distribution of its property or surplus funds to shareholders or members? Yes No
If "Yes," state the full details, including: (1) amounts or value; (2) source of funds or property distributed or to be distributed; and (3) basis of, and authority for, distribution or planned distribution.

10 Does, or will, any part of your organization's receipts represent payments for services performed or to be performed? . Yes No
If "Yes," state in detail the amount received and the character of the services performed or to be performed.

11 Has the organization made, or does it plan to make, any payments to members or shareholders for services performed or to be performed? Yes No
If "Yes," state in detail the amount paid, the character of the services, and to whom the payments have been, or will be, made.

12 Does the organization have any arrangement to provide insurance for members, their dependents, or others (including provisions for the payment of sick or death benefits, pensions, or annuities)? Yes No
If "Yes," describe and explain the arrangement's eligibility rules and attach a sample copy of each plan document and each type of policy issued.

13 Is the organization under the supervisory jurisdiction of any public regulatory body, such as a social welfare agency, etc.? Yes No
If "Yes," submit copies of all administrative opinions or court decisions regarding this supervision, as well as copies of applications or requests for the opinions or decisions.

14 Does the organization now lease or does it plan to lease any property? Yes No
If "Yes," explain in detail. Include the amount of rent, a description of the property, and any relationship between the applicant organization and the other party. Also, attach a copy of any rental or lease agreement. (If the organization is a party, as a lessor, to multiple leases of rental real property under similar lease agreements, please attach a single representative copy of the leases.)

15 Has the organization spent or does it plan to spend any money attempting to influence the selection, nomination, election, or appointment of any person to any Federal, state, or local public office or to an office in a political organization? . . Yes No
If "Yes," explain in detail and list the amounts spent or to be spent in each case.

CJN mailed postcards and purchased radio time to educate the public on the stances of candidates and officeholders that supported or opposed workforce training requirements that CJN supported. Approximately \$300,000 in independent expenditures was spent on those activities.

16 Does the organization publish pamphlets, brochures, newsletters, journals, or similar printed material? Yes No
If "Yes," attach a recent copy of each.

Part III. Financial Data (Must be completed by all applicants)

Complete the financial statements for the current year and for each of the 3 years immediately before it. If in existence less than 4 years, complete the statements for each year in existence. If in existence less than 1 year, also provide proposed budgets for the 2 years following the current year.

A. Statement of Revenue and Expenses

Revenue	(a) Current Tax Year	3 Prior Tax Years or Proposed Budget for Next 2 Years			(e) Total
	From 0/10/2013 To 12/31/2013	(b) 12/31/2014	(c) 12/31/2015	(d)	
1 Gross dues and assessments of members	0	0	0		
2 Gross contributions, gifts, etc.	300000	10000	1000		
3 Gross amounts derived from activities related to the organization's exempt purpose (attach schedule) (Include related cost of sales on line 9.)	0	0	0		
4 Gross amounts from unrelated business activities (attach schedule)	0	0	0		
5 Gain from sale of assets, excluding inventory items (attach schedule)	0	0	0		
6 Investment income (see page 3 of the instructions)	0	0	0		
7 Other revenue (attach schedule).	300000	10000	1000		
8 Total revenue (add lines 1 through 7)					
Expenses					
9 Expenses attributable to activities related to the organization's exempt purposes.	299631.03	10000	1000		
10 Expenses attributable to unrelated business activities	0	0	0		
11 Contributions, gifts, grants, and similar amounts paid (attach schedule).	0	0	0		
12 Disbursements to or for the benefit of members (attach schedule)	0	0	0		
13 Compensation of officers, directors, and trustees (attach schedule)	0	0	0		
14 Other salaries and wages.	0	0	0		
15 Interest	0	0	0		
16 Occupancy	0	0	0		
17 Depreciation and depletion	0	0	0		
18 Other expenses (attach schedule)	299631.03	10000	0		
19 Total expenses (add lines 9 through 18)					
20 Excess of revenue over expenses (line 8 minus line 19)	368.97	0	0		

B. Balance Sheet (at the end of the period shown)

		Current Tax Year as of 12/31/2013
Assets		
1	Cash	455
2	Accounts receivable, net	0
3	Inventories	0
4	Bonds and notes receivable (attach schedule)	0
5	Corporate stocks (attach schedule).	0
6	Mortgage loans (attach schedule)	0
7	Other investments (attach schedule)	0
8	Depreciable and depletable assets (attach schedule)	0
9	Land	0
10	Other assets (attach schedule)	0
11	Total assets	455
Liabilities		
12	Accounts payable	0
13	Contributions, gifts, grants, etc., payable	0
14	Mortgages and notes payable (attach schedule)	0
15	Other liabilities (attach schedule)	0
16	Total liabilities	0
Fund Balances or Net Assets		
17	Total fund balances or net assets	455
18	Total liabilities and fund balances or net assets (add line 16 and line 17)	455

If there has been any substantial change in any aspect of the organization's financial activities since the end of the period shown above, check the box and attach a detailed explanation. ▶

Part IV. Notice Requirements (Sections 501(c)(9) and 501(c)(17) Organizations Only)

1 Section 501(c)(9) and 501(c)(17) organizations:

Are you filing Form 1024 within 15 months from the end of the month in which the organization was created or formed as required by section 505(c)? Yes No

If "Yes," skip the rest of this Part.

If "No," answer question 2.

2 If you answer "No" to question 1, are you filing Form 1024 within 27 months from the end of the month in which the organization was created or formed? Yes No

If "Yes," your organization qualifies under Regulation section 301.9100-2 for an automatic 12-month extension of the 15-month filing requirement. Do not answer questions 3 and 4.

If "No," answer question 3.

3 If you answer "No" to question 2, does the organization wish to request an extension of time to apply under the "reasonable action and good faith" and the "no prejudice to the interest of the government" requirements of Regulations section 301.9100-3? Yes No

If "Yes," give the reasons for not filing this application within the 27-month period described in question 2. See Specific Instructions, Part IV, Line 3, page 4, before completing this item. Do not answer question 4.

If "No," answer question 4.

4 If you answer "No" to question 3, your organization's qualification as a section 501(c)(9) or 501(c)(17) organization can be recognized only from the date this application is filed. Therefore, does the organization want us to consider its application as a request for recognition of exemption as a section 501(c)(9) or 501(c)(17) organization from the date the application is received and not retroactively to the date the organization was created or formed? Yes No

Schedule A Organizations described in section 501(c)(2) or 501(c)(25) (Title holding corporations or trusts)

1 State the complete name, address, and EIN of each organization for which title to property is held and the number and type of the applicant organization's stock held by each organization.

2 If the annual excess of revenue over expenses has not been or will not be turned over to the organization for which title to property is held, state the purpose for which the excess is or will be retained by the title holding organization.

3 In the case of a corporation described in section 501(c)(2), state the purpose of the organization for which title to property is held (as shown in its governing instrument) and the Code sections under which it is classified as exempt from tax. If the organization has received a determination or ruling letter recognizing it as exempt from taxation, please attach a copy of the letter.

4 In the case of a corporation or trust described in section 501(c)(25), state the basis whereby each shareholder is described in section 501(c)(25)(C). For each organization described that has received a determination or ruling letter recognizing that organization as exempt from taxation, please attach a copy of the letter.

- 5 With respect to the activities of the organization.
- a Is any rent received attributable to personal property leased with real property? Yes No
If "Yes," what percentage of the total rent, as reported on the financial statements in Part III, is attributable to personal property?
 - b Will the organization receive income which is incidentally derived from the holding of real property, such as income from operation of a parking lot or from vending machines? Yes No
If "Yes," what percentage of the organization's gross income, as reported on the financial statements in Part III, is incidentally derived from the holding of real property?
 - c Will the organization receive income other than rent from real property or personal property leased with real property or income which is incidentally derived from the holding of real property? Yes No
If "Yes," describe the source of the income.

Instructions

Line 1.—Provide the requested information on each organization for which the applicant organization holds title to property. Also indicate the number and types of shares of the applicant organization's stock that are held by each.

Line 2.—For purposes of this question, "excess of revenue over expenses" is all of the organization's income for a particular tax year less operating expenses.

Line 3.—Give the exempt purpose of each organization that is the basis for its exempt status and the Internal Revenue Code section

that describes the organization (as shown in its IRS determination letter).

Line 4.—Indicate if the shareholder is one of the following:

- 1. A qualified pension, profit-sharing, or stock bonus plan that meets the requirements of the Code;
- 2. A government plan;
- 3. An organization described in section 501(c)(3); or
- 4. An organization described in section 501(c)(25).

Schedule B Organizations Described in Section 501(c)(4) (Civic leagues, social welfare organizations (including posts, councils, etc., of veterans' organizations not qualifying or applying for exemption under section 501(c)(19)) or local associations of employees.)

1 Has the Internal Revenue Service previously issued a ruling or determination letter recognizing the applicant organization (or any predecessor organization listed in question 4, Part II of the application) to be exempt under section 501(c)(3) and later revoked that recognition on the basis that the applicant organization (or its predecessor) was carrying on propaganda or otherwise attempting to influence legislation or on the basis that it engaged in political activity? . . . Yes No

If "Yes," indicate the earliest tax year for which recognition of exemption under section 501(c)(3) was revoked and the IRS district office that issued the revocation.

2 Does the organization perform or plan to perform (for members, shareholders, or others) services, such as maintaining the common areas of a condominium; buying food or other items on a cooperative basis; or providing recreational facilities or transportation services, job placement, or other similar undertakings? . . . Yes No

If "Yes," explain the activities in detail, including income realized and expenses incurred. Also, explain in detail the nature of the benefits to the general public from these activities. (If the answer to this question is explained in Part II of the application (pages 2, 3, and 4), enter the page and item number here.)

3 If the organization is claiming exemption as a homeowners' association, is access to any property or facilities it owns or maintains restricted in any way? . . . Yes No

If "Yes," explain.

4 If the organization is claiming exemption as a local association of employees, state the name and address of each employer whose employees are eligible for membership in the association. If employees of more than one plant or office of the same employer are eligible for membership, give the address of each plant or office.
No.

Schedule C Organizations described in section 501(c)(5) (Labor, agricultural, including fishermen's organizations, or horticultural organizations) or section 501(c)(6) (business leagues, chambers of commerce, etc.)

1 Describe any services the organization performs for members or others. (If the description of the services is contained in Part II of the application, enter the page and item number here.)

2 Fishermen's organizations only.—What kinds of aquatic resources (not including mineral) are cultivated or harvested by those eligible for membership in the organization?

3 Labor organizations only.—Is the organization organized under the terms of a collective bargaining agreement? . . . Yes No

If "Yes," attach a copy of the latest agreement.

Schedule D Organizations described in section 501(c)(7) (Social clubs)

1 Has the organization entered or does it plan to enter into any contract or agreement for the management or operation of its property and/or activities, such as restaurants, pro shops, lodges, etc.? Yes No

If "Yes," attach a copy of the contract or agreement. If one has not yet been drawn up, please explain the organization's plans.

2 Does the organization seek or plan to seek public patronage of its facilities or activities by advertisement or otherwise? Yes No

If "Yes," attach sample copies of the advertisements or other requests.
If the organization plans to seek public patronage, please explain the plans.

3a Are nonmembers, other than guests of members, permitted or will they be permitted to use the club facilities or participate in or attend any functions or activities conducted by the organization? Yes No

If "Yes," describe the functions or activities in which there has been or will be nonmember participation or admittance. (Submit a copy of the house rules, if any.)

b State the amount of nonmember income included in Part III of the application, lines 3 and 4, column (a)	_____
c Enter the percent of gross receipts from nonmembers for the use of club facilities	_____ %
d Enter the percent of gross receipts received from investment income and nonmember use of the club's facilities	_____ %

4a Does the organization's charter, bylaws, other governing instrument, or any written policy statement of the organization contain any provision that provides for discrimination against any person on the basis of race, color, or religion? Yes No

b If "Yes," state whether or not its provision will be kept.

c If the organization has such a provision that will be repealed, deleted, or otherwise stricken from its requirements, state when this will be done, _____

d If the organization formerly had such a requirement and it no longer applies, give the date it ceased to apply _____

e If the organization restricts its membership to members of a particular religion, check here and attach the explanation specified in the instructions

See reverse side for instructions

Instructions

Line 1.—Answer "Yes," if any of the organization's property or activities will be managed by another organization or company.

Lines 3b, c, and d.—Enter the figures for the current year. On an attached schedule, furnish the same information for each of the prior tax years for which you completed Part III of the application.

Line 4e.—If the organization restricts its membership to members of a particular religion, the organization must be:

1. An auxiliary of a fraternal beneficiary society that:

a. Is described in section 501(c)(8) and exempt from tax under section 501(a), and

b. Limits its membership to members of a particular religion; or

2. A club that, in good faith, limits its membership to the members of a particular religion in order to further the teachings or principles of that religion and not to exclude individuals of a particular race or color.

If you checked **4e**, your explanation must show how the organization meets one of these two requirements.

Schedule E Organizations described in section 501(c)(8) or 501(c)(10) (Fraternal societies, orders, or associations)

- 1 Is the organization a college fraternity or sorority, or chapter of a college fraternity or sorority? Yes No
If "Yes," read the instructions for Line 1, below, before completing this schedule.

- 2 Does or will your organization operate under the lodge system? Yes No
If "No," does or will it operate for the exclusive benefit of the members of an organization operating under the lodge system? Yes No

- 3 Is the organization a subordinate or local lodge, etc.? Yes No
If "Yes," attach a certificate signed by the secretary of the parent organization, under the seal of the organization, certifying that the subordinate lodge is a duly constituted body operating under the jurisdiction of the parent body.

- 4 Is the organization a parent or grand lodge? Yes No
If "Yes," attach a schedule for each subordinate lodge in active operation showing: (a) its name and address; (b) the number of members in it; and (c) how often it holds periodic meetings.

Instructions

Line 1.—To the extent that they qualify for exemption from Federal income tax, college fraternities and sororities generally qualify as organizations described in section 501(c)(7). Therefore, if the organization is a college fraternity or sorority, refer to the discussion of section 501(c)(7) organizations in Pub. 557. If section 501(c)(7) appears to apply to your organization, complete Schedule D instead of this schedule.

Line 2.—Operating under the lodge system means carrying on activities under a form of organization that is composed of local branches, chartered by a parent organization, largely self-governing, and called lodges, chapters, or the like.

Schedule F Organizations described in section 501(c)(9) (Voluntary employees' beneficiary associations)

1 Describe the benefits available to members. Include copies of any plan documents that describe such benefits and the terms and conditions of eligibility for each benefit.

2 Are any employees or classes of employees entitled to benefits to which other employees or classes of employees are not entitled? Yes No
If "Yes," explain.

3 Give the following information for each plan as of the last day of the most recent plan year and enter that date here. If there is more than one plan, attach a separate schedule / /
(mo.) (day) (yr.)
a Total number of persons covered by the plan who are highly compensated individuals (See instructions below).
b Number of other employees covered by the plan.
c Number of employees not covered by the plan
d Total number employed*

* Should equal the total of a, b, and c—if not, explain any difference. Describe the eligibility requirements that prevent those employees not covered by the plan from participating.

4 State the number of persons, if any, other than employees and their dependants (e.g., the proprietor of a business whose employees are members of the association) who are entitled to receive benefits

Instructions

Line 3a.—A "highly compensated individual" is one who:

(a) Owned 5% or more of the employer at any time during the current year or the preceding year.

(b) Received more than \$80,000 (adjusted for inflation) in compensation from the employer for the preceding year, and

(c) Was among the top 20% of employees by compensation for the preceding year. However, the employer can choose not to have (c) apply.

Schedule H Organizations described in section 501(c)(13) (Cemeteries, crematoria, and like corporations)

1 Attach the following documents:

- a Complete copy of sales contracts or other documents, including any "debt" certificates, involved in acquiring cemetery or crematorium property.
- b Complete copy of any contract your organization has that designates an agent to sell its cemetery lots.
- c A copy of the appraisal (obtained from a disinterested and qualified party) of the cemetery property as of the date acquired.

2 Does your organization have, or does it plan to have, a perpetual care fund? Yes No
 If "Yes," attach a copy of the fund agreement and explain the nature of the fund (cash, securities, unsold land, etc.)

3 If your organization is claiming exemption as a perpetual care fund for an organization described in section 501(c)(13), has the cemetery organization, for which funds are held, established exemption under that section? Yes No
 If "No," explain.

Schedule I Organizations described in section 501(c)(15) (Small insurance companies or associations)

1 Is the organization a member of a controlled group of corporations as defined in section 831(b)(2)(B)(ii)? (Disregard section 1563(b)(2)(B) in determining whether the organization is a member of a controlled group.) Yes No

If "Yes," include on lines 2 through 5 the total amount received by the organization and all other members of the controlled group.

If "No," include on lines 2 through 5 only the amounts that relate to the applicant organization.

- 2 Direct written premiums
- 3 Reinsurance assumed
- 4 Reinsurance ceded
- 5 Net written premiums ((line 2 plus line 3) minus line 4)
- 6 If you entered an amount on line 3 or line 4, attach a copy of the reinsurance agreements the organization has entered into.

(a) Current Year	3 Prior Tax Years		
From _____ To _____	(b) -----	(c) -----	(d) -----

Instructions

Line 1.—Answer "Yes," if the organization would be considered a member of a controlled group of corporations if it were not exempt from tax under section 501(a). In applying section 1563(a), use a "more than 50%" stock ownership test to determine whether the applicant or any other corporation is a member of a controlled group.

Line 2.— In addition to other direct written premiums, include on line 2 the full amount of any prepaid or advance premium in the year the prepayment is received. For example, if a \$5,000 premium for a 3-year policy was received in the current year, include the full \$5,000 amount in the Current Year column.

Schedule J Organizations described in section 501(c)(17) (Trusts providing for the payment of supplemental unemployment compensation benefits)

1 If benefits are provided for individual proprietors, partners, or self-employed persons under the plan, explain in detail.

2 If the plan provides other benefits in addition to the supplemental unemployment compensation benefits, explain in detail and state whether the other benefits are subordinate to the unemployment benefits.

3 Give the following information as of the last day of the most recent plan year and enter that date here _____

- a Total number of employees covered by the plan who are shareholders, officers, self-employed persons, or highly compensated (See Schedule F instructions for line 3a on page 14.) _____
- b Number of other employees covered by the plan _____
- c Number of employees not covered by the plan _____
- d Total number employed* _____

* Should equal the total of a, b, and c—if not, explain the difference. Describe the eligibility requirements that prevent those employees not covered by the plan from participating.

4 At any time after December 31, 1959, did any of the following persons engage in any of the transactions listed below with the trust: the creator of the trust or a contributor to the trust; a brother or sister (whole or half blood), a spouse, an ancestor, or a lineal descendant of such a creator or contributor; or a corporation controlled directly or indirectly by such a creator or contributor?

Note: If you know that the organization will be, or is considering being, a party to any of the transactions (or activities) listed below, check the "Planned" box. Give a detailed explanation of any "Yes" or "Planned" answer in the space below.

- a Borrow any part of the trust's income or corpus? Yes No Planned
- b Receive any compensation for personal services? Yes No Planned
- c Obtain any part of the trust's services? Yes No Planned
- d Purchase any securities or other properties from the trust? Yes No Planned
- e Sell any securities or other property to the trust? Yes No Planned
- f Receive any of the trust's income or corpus in any other transaction? Yes No Planned

5 Attach a copy of the Supplemental Unemployment Benefit Plan and related agreements.

Schedule K

Organizations described in section 501(c)(19)—A post or organization of past or present members of the Armed Forces of the United States, auxiliary units or societies for such a post or organization, and trusts or foundations formed for the benefit of such posts or organizations.

1 To be completed by a post or organization of past or present members of the Armed Forces of the United States.

- a Total membership of the post or organization
- b Number of members who are present or former members of the U.S. Armed Forces
- c Number of members who are cadets (include students in college or university ROTC programs or at armed services academies only), or spouses, widows, or widowers of cadets or past or present members of the U.S. Armed Forces

d Does the organization have a membership category other than the ones set out above? Yes No

If "Yes," please explain in full. Enter number of members in this category

e If you wish to apply for a determination that contributions to your organization are deductible by donors, enter the number of members from line 1b who are war veterans, as defined below.

A war veteran is a person who served in the Armed Forces of the United States during the following periods of war: April 21, 1898, through July 4, 1902; April 6, 1917, through November 11, 1918; December 7, 1941, through December 31, 1946; June 27, 1950, through January 31, 1955; and August 5, 1964, through May 7, 1975.

2 To be completed by an auxiliary unit or society of a post or organization of past or present members of the Armed Forces of the United States.

a Is the organization affiliated with and organized according to the bylaws and regulations formulated by such an exempt post or organization? Yes No
If "Yes," submit a copy of such bylaws or regulations.

- b How many members does your organization have?
- c How many are themselves past or present members of the Armed Forces of the United States, or are their spouses, or persons related to them within two degrees of blood relationship? (Grandparents, brothers, sisters, and grandchildren are the most distant relationships allowable.)

d Are all of the members themselves members of a post or organization, past or present members of the Armed Forces of the United States, spouses of members of such a post or organization, or related to members of such a post or organization within two degrees of blood relationship? Yes No

3 To be completed by a trust or foundation organized for the benefit of an exempt post or organization of past or present members of the Armed Forces of the United States.

a Will the corpus or income be used solely for the funding of such an exempt organization (including necessary related expenses)? Yes No
If "No," please explain.

b If the trust or foundation is formed for charitable purposes, does the organizational document contain a proper dissolution provision as described in section 1.501(c)(3)-1(b)(4) of the Income Tax Regulations? Yes No



Cincinnatians for Jobs Now <cjobsnow@gmail.com>

DIL and Slate Doorhangers

2 messages

Nancy McMurray <Nmcmurray@gdwins.com>
To: Cincinnatians for Jobs Now <cjobsnow@gmail.com>
Cc: Michael Davies <Mdavies@gdwins.com>

Mon, Oct 28, 2013 at 1:31 PM

Jonathon -

Great news! You should be receiving both sets of doorhangers today around 6-7pm. The printer was able to print all 17k of each, so everything will be dropped off tonight.

Thank you, and let me know if you have any questions.

Nancy McMurray
Operations Director
Gumbinner and Davies Communications
2001 S Street NW Suite 301
Washington, DC 20009
Phone: (202) 204-2171
Fax: (202) 204-2191

 cid:3DF47C1D-D901-4A97-BC2D-C321AE793205

Nancy McMurray <Nmcmurray@gdwins.com>
To: Cincinnatians for Jobs Now <cjobsnow@gmail.com>
Cc: Michael Davies <Mdavies@gdwins.com>

Mon, Oct 28, 2013 at 2:20 PM

Jonathon -

We need to confirm that someone will be home to pick these up. Jewett is sending a truck to deliver.



CJN - 00345

Shoot me an email or give me a call when you get this. The driver should be there no later than 7pm.

Nancy McMurray
Operations Director
Gumbinner and Davies Communications
2001 S Street NW Suite 301
Washington, DC 20009
Phone: (202) 204-2171
Fax: (202) 204-2191

 cid:3DF47C1D-D901-4A97-BC2D-C321AE793205

From: Nancy McMurray
Sent: Monday, October 28, 2013 1:32 PM
To: 'Cincinnatians for Jobs Now'
Cc: Michael Davies
Subject: DIL and Slate Doorhangers

[Quoted text hidden]

2 messages

Nancy McMurray <Nmcmurray@gdwins.com>
To: Cincinnatians for Jobs Now <cjobsnow@gmail.com>
Cc: Michael Davies <Mdavies@gdwins.com>

Fri, Oct 25, 2013 at 4:06 PM

Jonathon -

I just got off the phone with the printer and they can have **at least 5,000 door hangers of each of the Dillingham and the Slate shipped by Monday**. The printers will ship the remainder to you on Tuesday.

Thanks! Glad we got to work something out with them.

Nancy McMurray
Operations Director
Gumbinner and Davies Communications
2001 S Street NW Suite 301
Washington, DC 20009
Phone: (202) 204-2171
Fax: (202) 204-2191

 cid:3DF47C1D-D901-4A97-BC2D-C321AE793205

Cincinnatians for Jobs Now <cjobsnow@gmail.com>
To: Nancy McMurray <Nmcmurray@gdwins.com>

Fri, Oct 25, 2013 at 4:07 PM

Great Nancy I'll take them. Can I get the remaining pieces by Tuesday possibly.
[Quoted text hidden]

<https://mail.google.com/mail/u/0/?ui=2&ik=6e519aeb79&view=pt&search=inbox&th=14...> 11/12/2014

CJN - 00347





Cincinnatians for Jobs Now <cjobsnow@gmail.com>

Door hangers Shipping Address

1 message

Nancy McMurray <Nmcmurray@gdwins.com>

Fri, Oct 25, 2013 at 1:05 PM

To: Cincinnatians for Jobs Now <cjobsnow@gmail.com>

What is the address for shipment for the door hangers?

I am on the phone with our printer now and they are figuring out if they can get them to you by Monday.

Thank you!

Nancy McMurray

Operations Director

Gumbinner and Davies Communications

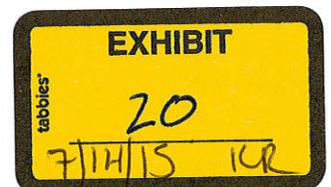
2001 S Street NW Suite 301

Washington, DC 20009

Phone: (202) 204-2171

Fax: (202) 204-2191

 cid:3DF47C1D-D901-4A97-BC2D-C321AE793205



CJN - 00362



Cincinnatians for Jobs Now <cjobsnow@gmail.com>

Client Sample Address

1 message

Nancy McMurray <Nmcmurray@gdwins.com>
To: Cincinnatians for Jobs Now <cjobsnow@gmail.com>

Tue, Oct 8, 2013 at 3:30 PM

No problem, Jonathon! Thank you for sending that over, I will let the mail house know.

From: Cincinnatians for Jobs Now [mailto:cjobsnow@gmail.com]
Sent: Tuesday, October 08, 2013 3:28 PM
To: Nancy McMurray
Subject: Re: FW: Calendar update

Hey nancy, sorry, your email must have just slipped past me.

the best address for me during this busy season is literally that PO BOX we have for the I.E.

Cincinnatians for Jobs Now
P.O.128724
Cincinnati, Ohio 45212

I have been traveling a ton for work, so if it goes there, i will get it the quickest.

Is that alright ?

Thanks!

Jonathon White

Cincinnatians for Jobs Now

On Tue, Oct 8, 2013 at 2:05 PM, Nancy McMurray <Nmcmurray@gdwins.com> wrote:

Wanted to see if we can get that address before COB today, the mailhouse will need it to send samples.

Thanks, Jonathan,

Nancy McMurray
Operations Director



CJN - 00285

Gumbinner and Davies Communications

2001 S Street NW Suite 301

Washington, DC 20009

Phone: (202) 204-2171

Fax: (202) 204-2191

 cld:3DF47C1D-D901-4A97-BC2D-C321AE793205

From: Nancy McMurray
Sent: Tuesday, October 08, 2013 8:30 AM
To: 'Cincinnatians for Jobs Now'
Subject: RE: Calendar update

Jonathan -

Can I have your street address for where to send the samples?

Thank you,

Nancy McMurray
Operations Director
Gumbinner and Davies Communications
2001 S Street NW Suite 301
Washington, DC 20009
Phone: (202) 204-2171
Fax: (202) 204-2191

CJN - 00284



Cincinnatians for Jobs Now <cjobsnow@gmail.com>

Cincinnatians for jobs now

3 messages

Cincinnatians for Jobs Now <cjobsnow@gmail.com>
To: mdavies@gdwins.com

Wed, Oct 2, 2013 at 7:11 PM

Michael
just a little more infro

 SKMBT_C55413100216160 second document.pdf
2503K

Michael Davies <Mdavies@gdwins.com>
To: Cincinnatians for Jobs Now <cjobsnow@gmail.com>

Wed, Oct 2, 2013 at 7:13 PM

Thanks!

Sent from my iPhone

> On Oct 2, 2013, at 7:11 PM, "Cincinnatians for Jobs Now" <cjobsnow@gmail.com> wrote:
>
> Michael
> just a little more infro
> <SKMBT_C55413100216160 second document.pdf>

Michael Davies <Mdavies@gdwins.com>
To: Cincinnatians for Jobs Now <cjobsnow@gmail.com>

Wed, Oct 2, 2013 at 7:16 PM

Just want to confirm, the first doc was the Smitherman newsletter , right?
[Quoted text hidden]



CJN - 00295



Cincinnatians for Jobs Now <cjobsnow@gmail.com>

Cincinnatians for job now

1 message

Cincinnatians for Jobs Now <cjobsnow@gmail.com>
To: mdavies@gdwins.com

Wed, Oct 2, 2013 at 5:26 PM

Michael here is some information I thought you might find interesting.

 **SKMBT_C55413100215340.pdf**
750K



CJN - 00296



Cincinnatians for Jobs Now <cjobsnow@gmail.com>

Cincinnatians For Jobs Now

3 messages

C JobsNow <cjobsnow@gmail.com>
To: mdavies@gdwins.com

Tue, Oct 1, 2013 at 1:45 PM

Michael,

Just wanted to reach out to you with some updated contact information.

contact:
Cincinnatians for Jobs Now
Jonathon White
Email: cjobsnow@gmail.com.
Phone: 615-522-7538

Hope all is well your way. Looking forward to some victories here in November.

Talk to you soon,

Jonathon White

Michael Davies <mdavies@gdwins.com>
To: C JobsNow <cjobsnow@gmail.com>

Tue, Oct 1, 2013 at 3:55 PM

Thanks Jonathon – looking forward to working with you.

Michael

Michael Davies
Gumbinner & Davies
w: 202-204-2178
c: 202-262-1652

 cid:3DF47C1D-D901-4A97-BC2D-C321AE793205



CJN - 00294

Independent Expenditures from a Corporation or Labor Organization Supporting or Opposing Ballot Issues*

Prescribed by Secretary of State 3/05

RECEIVED
 NOV 13 2013
 11:41 AM

Name of Corporation or Labor Organization Cincinnatians For Jobs Now									
Street Address P.O. BOX 128724									
City Cincinnati				State OH		Zip Code 45212			
Type of Report (Place X to the left of report type)	<input type="checkbox"/> Pre-Primary	<input type="checkbox"/> Post-Primary	<input type="checkbox"/> Pre-General	<input checked="" type="checkbox"/> Post-General	<input type="checkbox"/> Annual	<input type="checkbox"/> Semiannual			
Date of Election	M 1	D 1	0	Y 5	1	3	<input type="checkbox"/> Pre-Special	<input type="checkbox"/> Post-Special	

Ballot Issue Issue 4		<input type="checkbox"/> Support <input checked="" type="checkbox"/> Oppose	
To Whom Paid Gumbinner & Davies Communications			
Address 2001 S ST NW Ste 301		Purpose Create and copy mailer	
City Washington		State DC	
Zip Code 20009		M 1	D 1
		Y 0	Amount \$15,838.50
		5	1
		3	
Ballot Issue		<input type="checkbox"/> Support <input type="checkbox"/> Oppose	
To Whom Paid			
Address		Purpose	
City		State	
		OH	
Ballot Issue		<input type="checkbox"/> Support <input type="checkbox"/> Oppose	
To Whom Paid			
Address		Purpose	
City		State	
		OH	

* Independent expenditures do NOT include in-kind contributions made.

THE INFORMATION CONTAINED IN THIS REPORT IS MADE UNDER PENALTY OF ELECTION FALSIFICATION. WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

Jonathon White (Trustee)

Print Name and Title

Signature

11/19/2013

Date

Jonathon W White



Page Total \$15,838.50

Independent Expenditures from a Corporation or Labor Organization Supporting or Opposing Ballot Issues*

Prescribed by Secretary of State 3/05

Name of Corporation or Labor Organization Cincinnatians For Jobs Now							
Street Address P.O. BOX 128724							
City Cincinnati			State OH		Zip Code 45212		
Type of Report (Place X to the left of report type)	<input type="checkbox"/> Pre-Primary	<input type="checkbox"/> Post-Primary	<input type="checkbox"/> Pre-General	<input checked="" type="checkbox"/> Post-General	<input type="checkbox"/> Annual	<input type="checkbox"/> Semiannual	
Date of Election	M 1 1	D 0 5	Y 1 3	<input type="checkbox"/> Pre-Special	<input type="checkbox"/> Post-Special		

RECEIVED
 NOV 18 2013
 10:45 AM

Ballot Issue Issue 4		<input type="checkbox"/> Support <input checked="" type="checkbox"/> Oppose	
To Whom Paid Gumbinner & Davies Communications			
Address 2001 S ST NW Ste 301		Purpose Create and copy door hanger	
City Washington		State DC	
Zip Code 20009		Amount \$15,838.50	
Ballot Issue		<input type="checkbox"/> Support <input type="checkbox"/> Oppose	
To Whom Paid			
Address		Purpose	
City		State OH	
Zip Code		Amount	
Ballot Issue		<input type="checkbox"/> Support <input type="checkbox"/> Oppose	
To Whom Paid			
Address		Purpose	
City		State OH	
Zip Code		Amount	

* Independent expenditures do NOT include in-kind contributions made.

THE INFORMATION CONTAINED IN THIS REPORT IS MADE UNDER PENALTY OF ELECTION FALSIFICATION. WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

Jonathon White (Trustee)
Print Name and Title

Jonathon White

11/18/2013
Date



Page Total **\$15,838.50**

IRS DEPARTMENT OF THE TREASURY
INTERNAL REVENUE SERVICE
CINCINNATI OH 45999-0023

Date of this notice: 10-18-2013

001561.379292.0007.001 1 MB 0.405 850

Employer Identification Number:
[REDACTED]



Form: SS-4

Number of this notice: CP 575 A



CINCINNATIANS FOR JOBS NOW SF
% JONATHON WHITE
PO BOX 128724
CINCINNATI OH 45212

For assistance you may call us at
1-800-829-4933

001561

IF YOU WRITE, ATTACH THE
STUB OF THIS NOTICE.

WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER

Thank you for applying for an Employer Identification Number (EIN). We assigned you EIN 46-3870025. This EIN will identify you, your business accounts, tax returns, and documents, even if you have no employees. Please keep this notice in your permanent records.

When filing tax documents, payments, and related correspondence, it is very important that you use your EIN and complete name and address exactly as shown above. Any variation may cause a delay in processing, result in incorrect information in your account, or even cause you to be assigned more than one EIN. If the information is not correct as shown above, please make the correction using the attached tear-off stub and return it to us.

Based on the information received from you or your representative, you must file the following form(s) by the date(s) shown.

Form 1120POL

03/15/2014

If you have questions about the form(s) or the due dates(s) shown, you can call us at the phone number or write to us at the address shown at the top of this notice. If you need help in determining your annual accounting period (tax year), see Publication 538, Accounting Periods and Methods.

We assigned you a tax classification based on information obtained from you or your representative. It is not a legal determination of your tax classification and is not binding on the IRS. If you want a legal determination of your tax classification, you may request a private letter ruling from the IRS under the guidelines in Revenue Procedure 2004-1, 2004-1 I.R.B. 1 (or superseding Revenue Procedure for the year at issue). Note: Certain tax classification elections can be requested by filing Form 8832, Entity Classification Election. See Form 8832 and its instructions for additional information.

CJN - 0051



IMPORTANT INFORMATION FOR S CORPORATION ELECTION:

If you intend to elect to file your return as a small business corporation, an election to file a Form 1120-S must be made within certain timeframes and the corporation must meet certain tests. All of this information is included in the instructions for Form 2553, Election by a Small Business Corporation.

If you are required to deposit for employment taxes (Forms 941, 943, 940, 944, 945, CT-1, or 1042), excise taxes (Form 720), or income taxes (Form 1120), you will receive a Welcome Package shortly which includes instructions for making your deposits electronically through the Electronic Federal Tax Payment System (EFTPS). A Personal Identification Number (PIN) for EFTPS will also be sent to you under separate cover. Please activate the PIN once you receive it, even if you have requested the services of a tax professional or representative. For more information about EFTPS, refer to Publication 966, Electronic Choices to Pay All Your Federal Taxes. If you need to make a deposit immediately, you will need to make arrangements with your Financial Institution to complete a wire transfer.

The IRS is committed to helping all taxpayers comply with their tax filing obligations. If you need help completing your returns or meeting your tax obligations, Authorized e-file Providers, such as Reporting Agents (payroll service providers) are available to assist you. Visit the IRS Web site at www.irs.gov for a list of companies that offer IRS e-file for business products and services. The list provides addresses, telephone numbers, and links to their Web sites.

To obtain tax forms and publications, including those referenced in this notice, visit our Web site at www.irs.gov. If you do not have access to the Internet, call 1-800-829-3676 (TTY/TDD 1-800-829-4059) or visit your local IRS office.

IMPORTANT REMINDERS:

- * Keep a copy of this notice in your permanent records. This notice is issued only one time and IRS will not be able to generate a duplicate copy for you. You may give a copy of this document to anyone asking for proof of your EIN.
- * Use this EIN and your name exactly as they appear at the top of this notice on all your federal tax forms.
- * Refer to this EIN on your tax-related correspondence and documents.
- * Provide future officers of your organization with a copy of this notice.

Your name control associated with this EIN is CINC. You will need to provide this information, along with your EIN, if you file your returns electronically.

If you have questions about your EIN, you can call us at the phone number or write to us at the address shown at the top of this notice. If you write, please tear off the stub at the bottom of this notice and send it along with your letter. If you do not need to write us, do not complete and return this stub. Thank you for your cooperation.

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To obtain tax forms and publications, including those referenced in this notice, visit our Web site at www.irs.gov. If you do not have access to the Internet, call 1-800-829-3676 (TTY/TDD 1-800-829-4059) or visit your local IRS office.

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001561

Keep this part for your records.

CP 575 A (Rev. 1-2013)

Return this part with any correspondence so we may identify your account. Please correct any errors in your name or address.

CP 575 A

0509906057

Your Telephone Number () Best Time to Call

DATE OF THIS NOTICE: 10-18-2013
EMPLOYER IDENTIFICATION NUMBER: [REDACTED]
FORM: SS-4 NOBOD

INTERNAL REVENUE SERVICE
CINCINNATI OH 45999-0023

CINCINNATIANS FOR JOBS NOW SF
% JONATHON WHITE
PO BOX 128724
CINCINNATI OH 45212



Political Organization Notice of Section 527 Status

Part I General Information

1 Name of organization **Employer identification number**
Cincinnatians for Jobs Now [REDACTED]

2 Mailing address (P.O. box or number, street, and room or suite number)
PO BOX 128724

City or town, state, and ZIP code
Cincinnati, OH 45212 -

3 Check applicable box: Initial notice Amended notice Final notice

4a Date established **4b Date of material change**
10/15/2013 10/15/2013

5 E-mail address of organization
cjobsnow@gmail.com

6a Name of custodian of records **6b Custodian's address**
Jonathon White PO BOX 128724
Cincinnati, OH 45212 -

7a Name of contact person **7b Contact person's address**
Jonathon White PO BOX 128724
Cincinnati, OH 45212 -

8 Business address of organization (if different from mailing address shown above). Number, street, and room or suite number
PO BOX 128724

City or town, state, and ZIP code
Cincinnati, OH 45212 -

9a Election authority **9b Election authority identification number**
NONE

Part II Notification of Claim of Exemption From Filing Certain Forms (see instructions)

10a Is this organization claiming exemption from filing Form 8872, Political Organization Report of Contributions and Expenditures, as a qualified state or local political organization? Yes No

10b If 'Yes,' list the state where the organization files reports:

11 Is this organization claiming exemption from filing Form 990 (or 990-EZ), Return of Organization Exempt from Income Tax, as a caucus or associations of state or local officials? Yes No



Part III Purpose

12 Describe the purpose of the organization

To perform any lawful function within the meaning applicable state law and Section 527 of the IRC.

Part IV List of All Related Entities (see instructions)

13 Check if the organization has no related entities

14a Name of related entity	14b Relationship	14c Address
Cincinnatians for Jobs Now	Connected	PO BOX 128724 Cincinnati, OH 45212 -

Part V List of All Officers, Directors, and Highly Compensated Employees (see instructions)

15a Name	15b Title	15c Address
Jonathon White	Trustee	PO BOX 128724 Cincinnati Cincinnati, OH 45212 -

Under penalties of perjury, I declare that the organization named in Part I is to be treated as a tax-exempt organization described in section 527 of the Internal Revenue Code, and that I have examined this notice, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. I further declare that I am the official authorized to sign this report, and I am signing by entering my name below.

Jonathon White

10/15/2013

Sign Here

Jonathon W. White
Name of authorized official

10-15-2013

Date

CINCINNATIANS FOR JOBS NOW 10-13
 19 S HALLOWAY ST
 DAYTON, OH 45417-1801

97
 DATE 10-16-2013

PAY TO THE ORDER OF Jonathon W. White \$ 100.00
One hundred dollars

CHASE
 JPMorgan Chase Bank, N.A.
 www.Chase.com

MEMO Reimbursement for opening account Jonathon W. White

⑆044000037⑆ 515806177⑈0097

#1
 Posting Date: 20131024
 Sequence Number: 4580484682
 Amount: \$100.00
 Account: 515806177
 Routing Transit Number: 04400003
 Check/Serial Number: 000000000097
 Bank Number: 1
 IRD Indicator: 0
 BOFD: 074909962
 Capture Source: BY
 Entry Number: 0000005673
 UDK: 1131024004580484682
 Cost Center: 280125
 Teller Number: 1
 Teller Sequence Number: 156
 Missing Image: 5
 PE Indicator: P
 Application Code: 1
 Trancode: 000097
 DB/CR: DB
 Item Type: P
 Processing Date:

Jonathon W. White

JPMorganChaseBank 102401 000125 900520040

DO NOT WRITE IN THESE SPACES

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CINCINNATIANS FOR JOBS NOW 10-13
SEPERATE FUNDS ACCOUNT
P.O. BOX 128724
CINCINNATI, OH 45212

2573
440 125 1001

10-21-2013
DATE

PAY TO: Gumbinner & Davies Communications \$18,694.27
the order of
Sixteen thousand six hundred ninety four and twenty seven cents DOLLARS

CHASE
JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO: Invoice # 2011-818 (CIN-DIL-1301) Jonathan W. White MP
⑆044000037⑆ 515806177⑈100⑆

CINCINNATIANS FOR JOBS NOW 10-13
SEPERATE FUNDS ACCOUNT
P.O. BOX 128724
CINCINNATI, OH 45212

2573
440 125 1002

10-21-2013
DATE

PAY TO: Gumbinner & Davies Communications \$16,366.75
the order of
Sixteen thousand three hundred sixty six and seventy five cents DOLLARS

CHASE
JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO: Invoice 2011-819 (CIN-DIL-1302) Jonathan W. White MP
⑆044000037⑆ 515806177⑈1002

CINCINNATIANS FOR JOBS NOW 10-13
SEPERATE FUNDS ACCOUNT
P.O. BOX 128724
CINCINNATI, OH 45212

2573
440 125 1003

10-21-2013
DATE

PAY TO: Gumbinner & Davies Communications \$19,425.29
the order of
Nineteen thousand four hundred and twenty five and 29/100 DOLLARS

CHASE
JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO: Invoice 2011-825 (CIN-DIL-1303) Jonathan W. White MP
⑆044000037⑆ 515806177⑈1003

CINCINNATIANS FOR JOBS NOW 10-13
SEPERATE FUNDS ACCOUNT
P.O. BOX 128724
CINCINNATI, OH 45212

2573
440 125 1004

10-21-2013
DATE

PAY TO: Gumbinner & Davies Communications \$7,548.68
the order of
Seven thousand five hundred forty eight and 68/100 DOLLARS

CHASE
JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO: Invoice 2011-845 (CIN-SIM-1301) Jonathan W. White MP
⑆044000037⑆ 515806177⑈100⑆ CJN 00128

CINCINNATIANS FOR JOBS NOW 10-13
 SEPERATE FUNDS ACCOUNT
 P O BOX 128724
 CINCINNATI, OH 45212

25-3 125 1005
 440

DATE Oct 28, 2013

PAY TO Radio One \$25,640.⁰⁰
 the order of
Twenty Five Thousand Six hundred Forty dollars DOLLARS

MEMO Radio Advertisement Jonathan White

CHASE
 JPMorgan Chase Bank, N.A.
 www.Chase.com

⑆044000037⑆ 515806177⑈1005

#1

Posting Date: 20131031
 Sequence Number: 1070532225
 Amount: \$25,640.00
 Account: 515806177
 Routing Transit Number: 04400003
 Check/Serial Number: 000000001005
 Bank Number: 1
 IRD Indicator: 0
 BOFD: 000000000
 Capture Source: PV
 Entry Number: 0000004879
 UDK: 1131031001070532225
 Cost Center:
 Teller Number:
 Teller Sequence Number:
 Missing Image: 5
 PE Indicator: N
 Application Code: 1
 Trancode: 001005
 DB/CR: DB
 Item Type: P
 Processing Date:

Credited to Acct
 445288237 10312013
 Return Acct 445288237

FOR DEPOSIT ONLY
 F.I.S. Bank
 BLUE CHIP BROADCASTING, LTD.
 DBA WIZ-FM, WDRZ-AM, WOXL-FM
 445288237

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CINCINNATIANS FOR JOBS NOW 10-13
SEPERATE FUNDS ACCOUNT
P.O. BOX 128724
CINCINNATI, OH 45212

25-3
440 125

1007

10-31-2013
DATE

PAY TO Gumbinner & Davis Communications \$ 16,355.15
the order of Sixteen thousand three hundred fifty five and fifteen cents
DOLLARS



JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO PIECE # CIN-DIL 1304

Jonathan W. White

⑆044000037⑆

51580617701007

FOREVER FREE

CINCINNATIANS FOR JOBS NOW 10-13
SEPERATE FUNDS ACOUNT

25-3
440 125

1008

P.O. BOX 128724
CINCINNATI, OH 45212

10-31-2013
DATE

PAY TO *Lumbermen & Larries Communications* \$ *15,876.45*
the order of
Fifteen thousand eight hundred seventy six and 45/100
dollars

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JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO OFFICE # *CAN-SIM 1307*

Jonathan W. White

⑆044000037⑆

545806177⑈1008

Security Features
Included
back-to-back

FORGONE

CINCINNATIANS FOR JOBS NOW 10-13
SEPERATE FUNDS ACCOUNT

P.O. BOX 128724
CINCINNATI, OH 45212

25-3
440 125

1009

10-31-2013
DATE

PAY TO *Gumbiner & Davis Communications* \$ *7,160.00*
the order of *Seven thousand one hundred sixty* ^{00/100} *and* DOLLARS

CHASE
JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO PIECE # *CIN-SEE 1301*

Jonathan W. White

⑆044000037⑆

515806177⑈1009

FOR DEPOSIT ONLY

CINCINNATIANS FOR JOBS NOW 10-13
SEPERATE FUNDS ACCOUNT
P.O. BOX 128724
CINCINATTI, OH 45212

25-3
440 125

1010

10-31-2013
DATE

PAY TO Dumbinner & Lewis Communications \$ 16,355.⁰⁷
the order of Sixteen thousand three hundred fifty five and ⁰⁷/₁₀₀ DOLLARS  Security Features
Detailed on Back

CHASE
JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO PIECE # CIN-SEE 1302

Jonathan W. Whites NP

⑆044000037⑆

515806177⑈1010

FOREVER FREE

CINCINNATIANS FOR JOBS NOW 10-13

25-3
440 125

1011

SEPERATE FUNDS ACCOUNT

P.O. BOX 128724
CINCINATTI, OH 45212

11-12-2013
DATE

PAY TO Gumbinner & Davies Communications \$ 8995.23
the order of
Eight Thousand Nine Hundred and Fifty Five and 23/100 DOLLARS

CHASE

JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO PIECE CIN-SMI-1303

Jonathan W. White

⑆044000037⑆

515806177⑈1011

FOREVER FREE

CINCINNATIANS FOR JOBS NOW 10-13

25-3
440 125

1012

SEPERATE FUNDS ACCOUNT

P.O. BOX 128724
CINCINATTI, OH 45212

11-12-2013
DATE

PAY TO Gumbinner & Davies Communications \$ 16449.35
the order of
Sixteen thousand Four hundred forty nine and 35/100 DOLLARS

CHASE

JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO PIECE # CIN-SMI-1304

Jonathan W. White

⑆044000037⑆

515806177⑈1012

FOREVER FREE

CINCINNATIANS FOR JOBS NOW 10-13

25-3
440 125

1013

SEPERATE FUNDS ACCOUNT

P.O. BOX 128724
CINCINATTI, OH 45212

11-12-2013
DATE

PAY TO Gumbinner & Davies Communications \$ 18649.27
the order of
Eighteen thousand Six hundred forty nine and 27/100 DOLLARS

CHASE

JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO PIECE # CIN-SIE-1306

Jonathan W. White

⑆044000037⑆

515806177⑈1013

FOREVER FREE

CJN - 00133

CINCINNATIANS FOR JOBS NOW 10-13
SEPERATE FUNDS ACCOUNT
P.O. BOX 128724
CINCINNATI, OH 45212

25-3
440 125

1014

DATE 11-12-2013

PAY TO MANGANO LAW OFFICES Co. L.P.A. \$ 1680 ⁰⁰
the order of
One thousand Six hundred Eighty and 00/100 DOLLARS

CHASE

JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO INVOICE #7472

Jonathan White

⑆044000037⑆

515806177⑆1014

FOUNDED 1863

CINCINNATIANS FOR JOBS NOW 10-13
SEPERATE FUNDS ACCOUNT
P.O. BOX 128724
CINCINNATI, OH 45212

25-3
440 125

1015

DATE 11-12-2013

PAY TO MANGANO LAW OFFICES Co. L.P.A. \$ 256 ⁰⁰
the order of
Two hundred Fifty Six and 00/100 DOLLARS

CHASE

JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO INVOICES 7473

Jonathan White

⑆044000037⑆

515806177⑆1015

FOUNDED 1863

CINCINNATIANS FOR JOBS NOW 10-13
SEPERATE FUNDS ACCOUNT
P.O. BOX 128724
CINCINNATI, OH 45212

25-3
440 125

1016

DATE 11-12-2013

PAY TO MANGANO LAW OFFICES Co. L.P.A. \$ 897 ⁰⁰
the order of
Eight hundred Ninety Seven and 00/100 DOLLARS

CHASE

JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO INVOICE #7474

Jonathan W. White

⑆044000037⑆

515806177⑆1016

FOUNDED 1863

CJN - 00136

CONFIDENTIAL -- FOR RELEASE IN OEC PROCEEDINGS CASE NO. 2014G-001 ONLY

CINCINNATIANS FOR JOBS NOW 10-13

$\frac{25-3}{440}$ 125

1017

SEPERATE FUNDS ACCOUNT

P.O. BOX 128724
CINCINNATI, OH 45212

11-12-2013
DATE

PAY TO Ohio AFL-CIO Communications, Inc \$ 304.¹⁷/₁₀₀
the order of THREE HUNDRED FOUR DOLLARS and ¹⁷/₁₀₀ DOLLARS

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CHASE

JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO INVOICE # 572

Jenethon W White NP

⑆044000037⑆

515806177⑆1017

FOR DEPOSIT ONLY

CINCINNATIANS FOR JOBS NOW 10-13

25-3
440-125

1018

SEPERATE FUNDS ACCOUNT

P.O. BOX 128724
CINCINNATI, OH 45212

11-19-2013
DATE

PAY TO Gumbinner & Davies Communications \$ 45.00
the order of Forty five dollars and 00/100 DOLLARS  Security Features
Details on Back

CHASE 

JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO Shortage Adjustment
INVOICE 2011-906

Jonathan W. White RP

⑆044000037⑆

515808177⑈1018

FD-201 (8-11-05)

Shortage Adjustment
11/19/2013
Check # 1018 \$45.00
INVOICE 2011-906
CIN-DEL-1306

CJN - 00137

CINCINNATIANS FOR JOBS NOW 10-13
SEPERATE FUNDS ACCOUNT

P.O. BOX 128724
CINCINNATI, OH 45212

⑈ 125 1019

12-11-2013
DATE

PAY TO Gumbinner & DAVIES COMMUNICATIONS \$ 5,780.00
the order of
Five Thousand Seven hundred Eighty and 00/100 DOLLARS

CHASE
JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO DIL Doohanger

Jonathan W. White

⑆044000037⑆

515806177 1019

CINCINNATIANS FOR JOBS NOW 10-13
SEPERATE FUNDS ACCOUNT

P.O. BOX 128724
CINCINNATI, OH 45212

25-3
440-125

1020

12-11-2013
DATE

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PAY TO Gumbiner & Davies Communications \$ 5780.00
the order of
FIVE THOUSAND SEVEN hundred Eighty and 00/100 DOLLARS

CHASE

JPMorgan Chase Bank, N.A.
www.Chase.com

Security Features
Infrared
Detect on Disk

MEMO State Door changes

Jonathan W. White

⑆044000037⑆

51580617711020

RP

FOIA b 7 (C)

CJN - 00139

CINCINNATIANS FOR JOBS NOW 10-13
SEPERATE FUNDS ACCOUNT

P.O. BOX 128724
CINCINNATI, OH 45212

125
140

1021

12-11-2013
DATE

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PAY TO Rombiner & Davies Communications \$ 16,355.07
the order of
Sixteen Thousand Three Hundred Fifty Five and 07/100 DOLLARS

CHASE
JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO CIN-SEE-1304

Jonathan W. White

⑆044000037⑆

51580617701021

FOREVER FREE

CINCINNATIANS FOR JOBS NOW 10-13
SEPERATE FUNDS ACCOUNT

P.O. BOX 128724
CINCINNATI, OH 45212

25-3
440 125

1023

12-11-2013
DATE

PAY TO Gumbinner, DAVIES COMMUNICATION \$ 15,838.50
the order of
Fifteen Thousand Eight hundred Thirty Eight and 50/100 DOLLARS

CHASE

JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO slate #2

Jonathan W. White

⑆044000037⑆

515806177⑆1023

FORSEVER FREE

CINCINNATIANS FOR JOBS NOW 10-13
SEPERATE FUNDS ACCOUNT

P.O. BOX 128724
CINCINNATI, OH 45212

253
440 125

1024

12-11-2013
DATE

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PAY TO Geombinner & Davies Communication \$16,349.59
the order of
Sixteen Thousand Three hundred forty nine and 59/100 DOLLARS

CHASE
JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO CIN-566-1303

Jonathan W. White

⑆044000037⑆

5158061771 1024

FOREVER FREE

CINCINNATIANS FOR JOBS NOW 10-13
SEPERATE FUNDS ACCOUNT
P.O. BOX 128724
CINCINNATI, OH 45212

126
460

1025

12-11-2013
DATE

PAY TO Grombinner & Davies Communications \$16355.15
the order of
Sixteen Thousand Three hundred Fifty Five and 15/100 DOLLARS



JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO CIN-DIL-7305

Jonathan W. White

⑆044000037⑆ 545806477⑈1025

Processed Electronically

For Deposit Only
To Within Named Payee
Eagle Bank MD
055003298

#1
Posting Date: 20131216
Sequence Number: 2790252048
Amount: \$16,355.15
Account: 515806177
Routing Transit Number: 04400003
Check/Serial Number: 00000001025
Bank Number: 1
IRD Indicator: 0
BOFD: 00000000
Capture Source: PV
Entry Number: 0000005645
UDK: 1131216002790252048
Cost Center:
Teller Number:
Teller Sequence Number:
Missing Image: 5
PE Indicator: N
Application Code: 1
Trancode: 001025
DB/CR: DB
Item Type: P
Processing Date:

CINCINNATIANS FOR JOBS NOW 10-13
SEPERATE FUNDS ACCOUNT
P.O. BOX 128724
CINCINNATI, OH 45212

25-3
440 125

1026

12-11-2013
DATE

PAY TO Gimbinner; Davies Communications | \$ 15876.45
the order of
Fifteen Thousand Eight hundred Seventy Six and 45/100 DOLLARS

CHASE
JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO CIN-SIM-1303

Jonathan W. White

⑆044000037⑆

515806177⑈1026

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Processed Electronically

For Deposit Only
To Within Named Payee
Eagle Bank MD
055003298

#1
Posting Date: 20131216
Sequence Number: 2790252044
Amount: \$15,876.45
Account: 515806177
Routing Transit Number: 04400003
Check/Serial Number: 00000001026
Bank Number: 1
IRD Indicator: 0
BOFD: 00000000
Capture Source: PV
Entry Number: 000005645
UDK: 1131216002790252044
Cost Center:
Teller Number:
Teller Sequence Number:
Missing Image: 5
PE Indicator: N
Application Code: 1
Trancode: 001026
DB/CR: DB
Item Type: P
Processing Date:

CINCINNATIANS FOR JOBS NOW 10-13
SEPERATE FUNDS ACCOUNT

P.O. BOX 128724
CINCINNATI, OH 45212

25-3
440 125

1027

12-11-2013
DATE

PAY TO Gumbinner, Davies Communications \$ 15838.50
the order of Fifteen Thousand Eight hundred Thirty Eight and 50/100 DOLLARS Security Features
Visible
Details on Back

© 2013 JPM Chase Bank, N.A.



JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO State #1

Jonathan W. White

⑆044000037⑆

5158061771 1027

FD-1027 (REV. 11-15-12)

CINCINNATIANS FOR JOBS NOW 10-13

SEPERATE FUNDS ACOUNT

P.O. BOX 128724
CINCINATTI, OH 45212

25
40 125

1028

12-11-2013
DATE

PAY TO MANGANO LAW OFFICES Co, LPA \$ 64,00
the order of Sixty Four dollars 00/100 DOLLARS



JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO INVOICE #7579

Jonathan W. White

⑆044000037⑆

515806177⑈1028

FORSEVER/NEZ

CINCINNATIANS FOR JOBS NOW 10-13
SEPERATE FUNDS ACCOUNT

P.O. BOX 128724
CINCINNATI, OH 45212

25-3
440 125

1029

12-11-2013
DATE

PAY TO MANGANO Law Offices Co. LPA \$ 342.00
the order of Three Hundred Forty Two AND 00/100 DOLLARS

CHASE

JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO INDICE # 7669

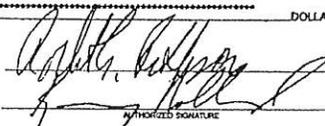
Jonathan W. White NY

⑆044000037⑆

515802177⑈1029

FOREVER FREE



LABORERS' DISTRICT COUNCIL OF OHIO 152 DORCHESTER SQUARE WESTERVILLE, OH 43081 (614) 895-9002		JPMORGAN CHASE BANK, N.A. 25-3-440	1315 10/15/2013
PAY TO THE ORDER OF <u>Cincinnati for Jobs Now</u>		\$ **75,000.00	
<u>Seventy-Five Thousand and 00/100</u>		DOLLARS	
MEMO <u>Cincinnati for Jobs Now</u>		 AUTHORIZED SIGNATURE	
⑆00⑆3⑆5⑆ ⑆0⑆4⑆00003⑆7⑆		⑆7⑆3⑆3⑆7⑆0⑆2⑆1⑆8⑆	

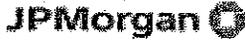
Posting Date: 10/17/2013
 Sequence Number: 1790846354
 Amount: 75,000.00
 Account: 773370218
 Routing Transit Number: 04400003
 Check/Serial Number: 00000001315
 Bank Number: 1
 IRD: 0
 Image type: P
 BOFD: 074909962
 Cost Center: 280125
 Teller Number: 4
 Teller Sequence Number: 65
 Capture Source: BY
 Entry Number: 0000004870
 UDK: 1131017001790846354

JPMorganChaseBank 101704 280125 90052027260

Deposit Only

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**LABORERS' INTERNATIONAL
UNION OF NORTH AMERICA**
LOCAL NO. 285
3457 MONTGOMERY ROAD
CINCINNATI, OHIO 45207

Hemo: contribution
PAV: Twenty-Five Thousand and 00/100 Dollars

TO THE ORDER OF
Cincinnatians for Jobs Now
P.O. Box 128724
Cincinnati, OH 45212

usbank

52860

13-1/420

NUMBER

DATE

AMOUNT

Oct 23, 2013

*****25,000.00

VOID AFTER 90 DAYS

Anthony L. ...
PRESIDENT
John H. ...
TREASURER

⑆052850⑆ ⑆04200013⑆ ⑆8500928⑆

Posting Date: 10/24/2013

Sequence Number:
4580484309

Amount: 25,000.00

Account: 8500928

Routing Transit Number:
0420001

Check/Serial Number:
00000052860

Bank Number: 1

IRD: 0

Image type: P

BOFD: 074909962

Cost Center: 280125

Teller Number: 1

Teller Sequence Number:
4

Capture Source: BY

Entry Number:
000005673

UDK:
1131024004580484309

JPMorgan Chase Bank 102401 200425 900501040107

DO NOT WRITE STAMP OR SIGN BELOW THIS LINE
NEVER USE FOR DEPOSIT ONLY
CREDITED TO ACCOUNT OF
WITHIN NAMED PAYEE
FOR DEPOSIT ONLY
JPMorgan Chase Bank, NA



CASH ON HAND SECURITY FEATURES LISTED ON BACK INDICATE NO TAMPERING OR COPYING

District 8 Regional Organizing Committee 02/12
102 Dorchester Bldg.
Westerville, OH 43081
614-392-2525

PNB BANK, NATIONAL ASSOCIATION
72 E. Schrock Rd. Westerville, OH
06-012/410

10/28/2013 163.

PAY TO THE ORDER OF Cincinnati for Jobs Now \$**100,000.00

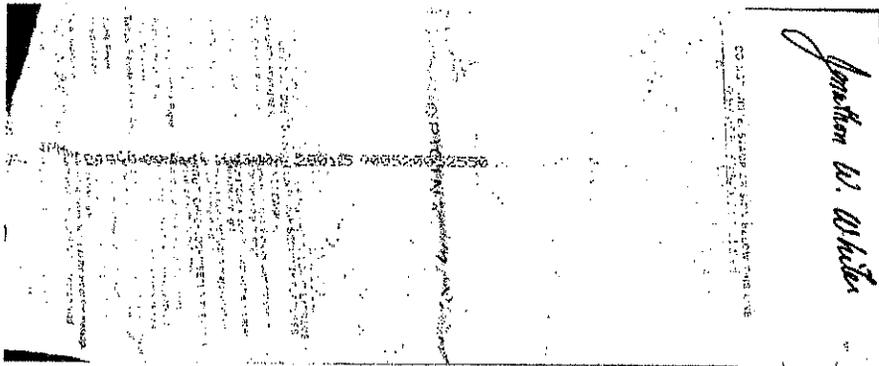
One Hundred Thousand and 00/100***** DOLLARS

Cincinnati for Jobs Now
P.O. Box 128724
Cincinnati, OH 45212

MEMO

001837 0041000124 4259789627*

Posting Date: 10/30/2013
Sequence Number: 9590237327
Amount: 100,000.00
Account: 4259789627
Routing Transit Number: 04100012
Check/Serial Number: 00000001637
Bank Number: 1
IRD: 0
Image type: P
BOFD: 074909962
Cost Center: 280125
Teller Number: 4
Teller Sequence Number: 46
Capture Source: BY
Entry Number: 0000004435
UDK: 1131030009590237327



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CASH ONLY IF ALL CHECKS SECURITY FEATURES LISTED ON BACK INDICATE NO TAMPERING OR COPIING

District 8 Regional Organizing Committee 02/12 PNC BANK, NATIONAL ASSOCIATION 1638
 102 Dorchester St. Westerville, OH 43081 72 E. Schwab Rd. Westerville, OH 06-012410
 614-392-2326

12/7/2013

PAY TO THE ORDER OF Cincinnatians for Jobs Now \$ 100,000.00

One Hundred Thousand and 00/100 ***** DOLLARS

Cincinnatians for Jobs Now
 P.O. Box 128724
 Cincinnati, OH 45212

MEMO

⑈001638⑈ ⑆041000124⑆ 4259789627⑈

Posting Date: 12/09/2013
 Sequence Number: 9890680142
 Amount: 100,000.00
 Account: 4259789627
 Routing Transit Number: 04100012
 Check/Serial Number: 00000001638
 Bank Number: 1
 IRD: 0
 Image type: P
 BOFD: 074909962
 Cost Center: 280125
 Teller Number: 4
 Teller Sequence Number: 53
 Capture Source: BY
 Entry Number: 0000003434
 UDK: 1131209009890680142

JPMorgan Chase Bank, 112009428012500520024537

JPMorgan CO WVA

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CHASE
 JPMorgan Chase Bank, N.A.
 P O Box 659754
 San Antonio, TX 78265 - 9754

September 27, 2013 through September 30, 2013
 Account Number: **000000509373952**

CUSTOMER SERVICE INFORMATION

Web site: **Chase.com**
 Service Center: **1-800-242-7338**
 Deaf and Hard of Hearing: **1-800-242-7383**
 Para Espanol: **1-888-622-4273**
 International Calls: **1-713-262-1679**

00052223 DRE 001 142 27413 NNNNNNNNNNT 1 00000000 68 0000
 CINCINNATIANS FOR JOBS NOW
 19 S HALLOWAY ST
 DAYTON OH 45417-1801



CHECKING SUMMARY Chase Total Business Checking

	INSTANCES	AMOUNT
Beginning Balance		\$0.00
Deposits and Additions	1	100.00
Ending Balance	1	\$100.00

DEPOSITS AND ADDITIONS

DATE	DESCRIPTION	AMOUNT
09/27	Deposit 1243449852	\$100.00
Total Deposits and Additions		\$100.00

DAILY ENDING BALANCE

DATE	AMOUNT
09/27	\$100.00

SERVICE CHARGE SUMMARY

TRANSACTIONS FOR SERVICE FEE CALCULATION	NUMBER OF TRANSACTIONS
Checks Paid / Debits	0
Deposits / Credits	1
Deposited Items	0
Transaction Total	1

SERVICE FEE CALCULATION	AMOUNT
Service Fee	\$0.00
Service Fee Credit	\$0.00
Net Service Fee	\$0.00
Excessive Transaction Fees (Above 200)	\$0.00
Total Service Fees	\$0.00





JPMorgan Chase Bank, N.A.
 P O Box 659754
 San Antonio, TX 78265-9754

October 01, 2013 through October 31, 2013
 Account Number: 000000509373952

CUSTOMER SERVICE INFORMATION

Web site: Chase.com
 Service Center: 1-800-242-7338
 Deaf and Hard of Hearing: 1-800-242-7383
 Para Espanol: 1-888-622-4273
 International Calls: 1-713-262-1679

00014660 DRE 001 142 30513 NNNNNNNNNNN T 1 000000000 68 0000
 CINCINNATIANS FOR JOBS NOW
 19 S HALLOWAY ST
 DAYTON OH 45417-1801



CHECKING SUMMARY

Chase Total Business Checking

	INSTANCES	AMOUNT
Beginning Balance		\$100.00
Deposits and Additions	3	200,000.00
Checks Paid	1	- 100.00
Fees and Other Withdrawals	3	- 97,013.97
Ending Balance	7	\$102,986.03

DEPOSITS AND ADDITIONS

DATE	DESCRIPTION	AMOUNT
10/17	Deposit 1256554504	\$75,000.00
10/24	Deposit 1256554720	25,000.00
10/30	Deposit 1256373866	100,000.00
Total Deposits and Additions		\$200,000.00

CHECKS PAID

CHECK NO.	DESCRIPTION	DATE PAID	AMOUNT
97 ^	10/24	10/24	\$100.00
Total Checks Paid			\$100.00

If you see a description in the Checks Paid section, it means that we received only electronic information about the check, not the original or an image of the check. As a result, we're not able to return the check to you or show you an image.

^ An image of this check may be available for you to view on Chase.com.



October 01, 2013 through October 31, 2013
 Account Number: 000000509373952

FEEES AND OTHER WITHDRAWALS

DATE	DESCRIPTION	PPD ID: 1410216800	AMOUNT
10/08	Check OR Supply Order		\$13.97
10/21	10/21 Withdrawal		70,000.00
10/28	10/28 Withdrawal		27,000.00
Total Fees & Other Withdrawals			\$97,013.97

DAILY ENDING BALANCE

DATE	AMOUNT
10/08	\$86.03
10/17	75,086.03
10/21	5,086.03
10/24	29,986.03
10/28	2,986.03
10/30	102,986.03

SERVICE CHARGE SUMMARY

TRANSACTIONS FOR SERVICE FEE CALCULATION	NUMBER OF TRANSACTIONS
Checks Paid / Debits	3
Deposits / Credits	3
Deposited Items	3
Transaction Total	9

SERVICE FEE CALCULATION	AMOUNT
Service Fee	\$0.00
Service Fee Credit	\$0.00
Net Service Fee	\$0.00
Excessive Transaction Fees (Above 200)	\$0.00
Total Service Fees	\$0.00

Transaction History

Customer: CINCINNATIANS FOR JOBS NOW

Account: OH/WV Checking #XXXXX3952

*required field

Current Balance <input type="checkbox"/>	Present Balance <input type="checkbox"/>	Available Less Overdraft <input type="checkbox"/>	Available Balance <input type="checkbox"/>	Calendar <input type="checkbox"/>
\$100,455.00	\$455.00	\$455.00	\$455.00	

		* denotes end of day balance			
Date Posted	Tran Type	Description	\$ Debits (-)	\$ Credits (+)	Balance
Pending	Misc. Debit	TRANSFER TO CHK XXXXX6177	-100,000.00		
Pending	MemoCredit	HOLD REL MEM CR		99,800.00	
12/09/2013	Deposit	DEPOSIT ID NUMBER 794621 # 12		100,000.00	100,455.00 *
12/09/2013	Misc. Credit	SERVICE FEE REVERSAL		12.00	455.00
11/29/2013	Fee	SERVICE FEE	-12.00		443.00 *
11/19/2013	Withdrawal	WITHDRAWAL # 496045894	-2,531.03		455.00 *
11/12/2013	Withdrawal	WITHDRAWAL # 491311679	-50,000.00		2,986.03 *
11/01/2013	Withdrawal	WITHDRAWAL # 483285447	-50,000.00		52,986.03 *
10/30/2013	Deposit	DEPOSIT ID NUMBER 373866 # 12		100,000.00	102,986.03 *
10/28/2013	Withdrawal	WITHDRAWAL # 195663329	-27,000.00		2,986.03 *
10/24/2013	Check	CHECK # 97	-100.00		29,986.03 *
10/24/2013	Deposit	DEPOSIT ID NUMBER 554720 # 12		25,000.00	30,086.03
10/21/2013	Withdrawal	WITHDRAWAL # 491490972	-70,000.00		5,086.03 *
10/17/2013	Deposit	DEPOSIT ID NUMBER 554504 # 12		75,000.00	75,086.03 *
10/08/2013	Misc. Debit	CHECK OR SUPPLY ORDER	-13.97		86.03 *
09/27/2013	Deposit	DEPOSIT ID NUMBER 449852 # 12		100.00	100.00 *
					Older

Transaction History

Customer: CINCINNATIANS FOR JOBS NOW

Account: OH/WV Checking #XXXXX3952

*required field

Current Balance 	Present Balance 	Available Less Overdraft 	Available Balance 	Calendar 
\$4,843.87	\$4,843.87	\$4,843.87	\$4,843.87	

All Credits

*denotes end of day balance

Date Posted	Tran Type	Description	\$ Debits(-)	\$ Credits(+)	\$ Balance
06/20/2014	<u>Deposit</u>	DEPOSIT ID NUMBER 47154 # 11 		14,000.00	
12/09/2013	<u>Misc. Credit</u>	SERVICE FEE REVERSAL		12.00	
12/09/2013	<u>Deposit</u>	DEPOSIT ID NUMBER 794621 # 12 		100,000.00	
10/30/2013	<u>Deposit</u>	DEPOSIT ID NUMBER 373866 # 12 		100,000.00	
10/24/2013	<u>Deposit</u>	DEPOSIT ID NUMBER 554720 # 12 		25,000.00	
10/17/2013	<u>Deposit</u>	DEPOSIT ID NUMBER 554504 # 12 		75,000.00	
09/27/2013	<u>Deposit</u>	DEPOSIT ID NUMBER 449852 # 12 		100.00	



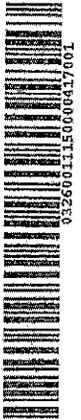
JPMorgan Chase Bank, N.A.
 P O Box 659754
 San Antonio, TX 78265-9754

January 01, 2014 through January 31, 2014

Account Number: **000000509373952**

CUSTOMER SERVICE INFORMATION

Web site: **Chase.com**
 Service Center: **1-800-242-7338**
 Deaf and Hard of Hearing: **1-800-242-7388**
 Para Espanol: **1-888-622-4273**
 International Calls: **1-713-262-1679**



00008401 DRE 001 142 08214 NNNNYYNNNN T 1 000000000 68 0000

CINCINNATIANS FOR JOBS NOW
 19 S HALLOWAY ST
 DAYTON OH 45417-1801

We will update your Deposit Account Agreement

Effective March 23, 2014, we will be updating your agreement, including:

- How we determine the exchange rate that we use for foreign-currency transactions. See the "Transactions in a Foreign Currency" section.
- How we handle demands for payment by another Chase customer whose item you cashed or deposited with us. See "Our right to charge back deposited or cashed checks."
- That we use the description of Returned Item fee if we decide to pay an item after we initially decide to return it. See "Insufficient funds, Returned Item, and Extended Overdraft fees."
- Why we may block or delay transactions or restrict an account to protect you or us or to comply with legal requirements. See "Restricting your account; blocking or delaying transactions."

All other terms and conditions remain the same. For a copy of your agreement, log on to chase.com or visit a branch. If you have questions, please call us at the telephone number listed on this statement or visit your nearest Chase branch.

CHECKING SUMMARY		Chase Total Business Checking	
	INSTANCES		AMOUNT
Beginning Balance			\$443.00
Fees and Other Withdrawals	1		- 12.00
Ending Balance	1		\$431.00

FEES AND OTHER WITHDRAWALS		
DATE	DESCRIPTION	AMOUNT
01/31	Service Fee	\$12.00
Total Fees & Other Withdrawals		\$12.00

You were charged a monthly service fee of \$12.00 this period. You can avoid this fee in the future by maintaining a monthly minimum balance of \$1,500.00. Your monthly minimum balance was \$443.00.

DAILY ENDING BALANCE	
DATE	AMOUNT
01/31	\$431.00



January 01, 2014 through January 31, 2014

Account Number: **000000509373952**

SERVICE CHARGE SUMMARY

TRANSACTIONS FOR SERVICE FEE CALCULATION	NUMBER OF TRANSACTIONS
Checks Paid / Debits	0
Deposits / Credits	0
Deposited Items	0
Transaction Total	0

SERVICE FEE CALCULATION	AMOUNT
Service Fee	\$12.00
Service Fee Credit	\$0.00
Net Service Fee	\$12.00
Excessive Transaction Fees (Above 200)	\$0.00
Total Service Fees	\$12.00



JPMorgan Chase Bank, N.A.
 P O Box 659754
 San Antonio, TX 78265-9754

October 15, 2013 through October 31, 2013
 Account Number: 000000515806177

CUSTOMER SERVICE INFORMATION

Web site: Chase.com
 Service Center: 1-800-242-7338
 Deaf and Hard of Hearing: 1-800-242-7383
 Para Espanol: 1-888-622-4273
 International Calls: 1-713-262-1679



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CINCINNATIANS FOR JOBS NOW
 19 S HALLOWAY ST
 DAYTON OH 45417-1801



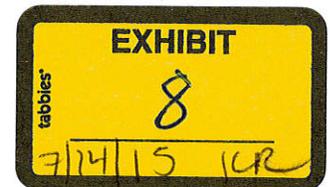
CHECKING SUMMARY

Chase Total Business Checking

	INSTANCES	AMOUNT
Beginning Balance		\$0.00
Deposits and Additions	3	97,100.00
Checks Paid	6	- 87,774.99
Fees and Other Withdrawals	1	- 13.97
Ending Balance	10	\$9,311.04

DEPOSITS AND ADDITIONS

DATE	DESCRIPTION	AMOUNT
10/15	Deposit 1256373843	\$100.00
10/21	Deposit 1256434924	70,000.00
10/28	Deposit	27,000.00
Total Deposits and Additions		\$97,100.00





October 15, 2013 through October 31, 2013

Account Number: 00000515806177

CHECKS PAID

CHECK NO.	DESCRIPTION	DATE PAID	AMOUNT
97 ^	10/24	10/24	\$100.00
1001 * ^		10/24	18,894.27
1002 ^		10/24	16,366.75
1003 ^		10/24	19,425.29
1004 ^		10/24	7,548.68
1005 ^		10/31	25,640.00
Total Checks Paid			\$87,774.99

If you see a description in the Checks Paid section, it means that we received only electronic information about the check, not the original or an image of the check. As a result, we're not able to return the check to you or show you an image.

* All of your recent checks may not be on this statement, either because they haven't cleared yet or they were listed on one of your previous statements.

^ An image of this check may be available for you to view on Chase.com.

FEES AND OTHER WITHDRAWALS

DATE	DESCRIPTION	PPD ID: 1410216800	AMOUNT
10/22	Check OR Supply Order		\$13.97
Total Fees & Other Withdrawals			\$13.97

DAILY ENDING BALANCE

DATE	AMOUNT
10/15	\$100.00
10/21	70,100.00
10/22	70,086.03
10/24	7,951.04
10/28	34,951.04
10/31	9,311.04

SERVICE CHARGE SUMMARY

TRANSACTIONS FOR SERVICE FEE CALCULATION	NUMBER OF TRANSACTIONS
Checks Paid / Debits	6
Deposits / Credits	3
Deposited Items	0
Transaction Total	9

SERVICE FEE CALCULATION	AMOUNT
Service Fee	\$0.00
Service Fee Credit	\$0.00
Net Service Fee	\$0.00
Excessive Transaction Fees (Above 200)	\$0.00
Total Service Fees	\$0.00

Transaction History

Customer: CINCINNATIANS FOR JOBS NOW

Account: OH/WV Checking #XXXXX6177

*required field

Current Balance <input type="checkbox"/>	Present Balance <input type="checkbox"/>	Available Less Overdraft <input type="checkbox"/>	Available Balance <input type="checkbox"/>	Calendar <input type="checkbox"/>
\$8,818.48	\$108,818.48	\$108,818.48	\$108,818.48	

		* denotes end of day balance			
Date Posted	Tran Type	Description	\$ Debits(-)	\$ Credits(+)	Balance
Pending	Funds Transfer	TRANSFER FROM CHK XXXXX3952		100,000.00	
11/25/2013	Check	CHECK # 1018	-45.00		8,818.48 *
11/20/2013	Check	CHECK # 1011	-8,995.23		8,863.48 *
11/20/2013	Check	CHECK # 1012	-16,449.35		17,858.71
11/20/2013	Check	CHECK # 1013	-18,649.27		34,308.06
11/19/2013	Deposit	DEPOSIT ID NUMBER 611716 # 12		2,531.03	52,957.33 *
11/14/2013	Check	CHECK # 1015	-256.00		50,426.30 *
11/14/2013	Check	CHECK # 1016	-897.00		50,682.30
11/14/2013	Check	CHECK # 1014	-1,680.00		51,579.30
11/13/2013	Check	CHECK # 1017	-304.17		53,259.30 *
11/12/2013	Deposit	DEPOSIT ID NUMBER 461896 # 12		50,000.00	53,563.47 *
11/06/2013	Check	CHECK # 1009	-7,160.90		3,563.47 *
11/06/2013	Check	CHECK # 1008	-15,876.45		10,724.37
11/06/2013	Check	CHECK # 1010	-16,355.07		26,600.82
11/06/2013	Check	CHECK # 1007	-16,355.15		42,955.89
11/01/2013	Deposit	DEPOSIT ID NUMBER 837214 # 12		50,000.00	59,311.04 *
					Older

Transaction History

Customer: CINCINNATIANS FOR JOBS NOW

Account: OH/WV Checking #XXXXX6177

*required field

Current Balance 	Present Balance 	Available Less Overdraft 	Available Balance 	Calendar 
\$1,667.22	\$1,667.22	\$1,667.22	\$1,667.22	

Showing All Checks

* denotes end of day balance

Date Posted	Tran Type	Description	\$ Debits(-)	\$ Credits(+)	\$ Balance
12/16/2013	Check	CHECK # 1025 	-16,355.15		
12/16/2013	Check	CHECK # 1021 	-16,355.07		
12/16/2013	Check	CHECK # 1024 	-16,349.59		
12/16/2013	Check	CHECK # 1026 	-15,876.45		
12/16/2013	Check	CHECK # 1023 	-15,838.50		
12/16/2013	Check	CHECK # 1027 	-15,838.50		
12/16/2013	Check	CHECK # 1020 	-5,780.00		
12/16/2013	Check	CHECK # 1019 	-5,780.00		
12/12/2013	Check	CHECK # 1029 	-342.00		
12/12/2013	Check	CHECK # 1028 	-64.00		
11/25/2013	Check	CHECK # 1018 	-45.00		
11/20/2013	Check	CHECK # 1013 	-18,649.27		
11/20/2013	Check	CHECK # 1012 	-16,449.35		
11/20/2013	Check	CHECK # 1011 	-8,995.23		
11/14/2013	Check	CHECK # 1014 	-1,680.00		
11/14/2013	Check	CHECK # 1016 	-897.00		

Older



JPMorgan Chase Bank, N.A.
 P O Box 659754
 San Antonio, TX 78265-9754

January 01, 2014 through January 31, 2014
 Account Number: 00000515806177

CUSTOMER SERVICE INFORMATION

Web site: Chase.com
 Service Center: 1-800-242-7338
 Deaf and Hard of Hearing: 1-800-242-7383
 Para Espanol: 1-888-622-4273
 International Calls: 1-713-262-1679



00008742 DRE 001 142 03214 NNNNYNNNNN T 1 000000000 69 0000

CINCINNATIANS FOR JOBS NOW
 19 S HALLOWAY ST
 DAYTON OH 45417-1801

We will update your Deposit Account Agreement

Effective March 23, 2014, we will be updating your agreement, including:

- How we determine the exchange rate that we use for foreign-currency transactions. See the "Transactions in a Foreign Currency" section.
- How we handle demands for payment by another Chase customer whose item you cashed or deposited with us. See "Our right to charge back deposited or cashed checks."
- That we use the description of Returned Item fee if we decide to pay an item after we initially decide to return it. See "Insufficient funds, Returned Item, and Extended Overdraft fees."
- Why we may block or delay transactions or restrict an account to protect you or us or to comply with legal requirements. See "Restricting your account; blocking or delaying transactions."

All other terms and conditions remain the same. For a copy of your agreement, log on to chase.com or visit a branch. If you have questions, please call us at the telephone number listed on this statement or visit your nearest Chase branch.

CHECKING SUMMARY

Chase Total Business Checking

	INSTANCES	AMOUNT
Beginning Balance		\$227.22
Fees and Other Withdrawals	1	- 12.00
Ending Balance	1	\$215.22

FEES AND OTHER WITHDRAWALS

DATE	DESCRIPTION	AMOUNT
01/31	Service Fee	\$12.00
Total Fees & Other Withdrawals		\$12.00

You were charged a monthly service fee of \$12.00 this period. You can avoid this fee in the future by maintaining a monthly minimum balance of \$1,500.00. Your monthly minimum balance was \$227.00.

DAILY ENDING BALANCE

DATE	AMOUNT
01/31	\$215.22



January 01, 2014 through January 31, 2014
Account Number: 000000515806177

SERVICE CHARGE SUMMARY

TRANSACTIONS FOR SERVICE FEE CALCULATION	NUMBER OF TRANSACTIONS
Checks Paid / Debits	0
Deposits / Credits	0
Deposited Items	0
Transaction Total	0

SERVICE FEE CALCULATION	AMOUNT
Service Fee	\$12.00
Service Fee Credit	\$0.00
Net Service Fee	\$12.00
Excessive Transaction Fees (Above 200)	\$0.00
Total Service Fees	\$12.00

AGREEMENT FORM FOR NON-CANDIDATE/ISSUE ADVERTISEMENTS

Station and Location: WDBZ-AM, WOSL-FM, WIZF-FM	Date: 10-28-13
---	--------------------------

I, JONATHAN WHITE
do hereby request station time concerning the following issue:

CIRCUMSTANCES FOR JOBS NOW

Broadcast Length	Time of Day, Rotation or Package	Days	Class	Times per Week	Number of Weeks
See attached schedule					

Total Charges:

This broadcast time will be used by: CIRCUMSTANCES FOR JOBS NOW

Does the programming (in whole or in part) communicate "a message relating to any political matter of national importance?"

Yes No



For programming that "communicates a message relating to any political matter of national importance," list the name of the legally qualified candidate(s) the programming refers to, the office(s) being sought and the date(s) of the election(s) (if applicable):

[Empty box for candidate information]

For programming that "communicates a message relating to any political matter of national importance," attach Agreed Upon Schedule (Page 3)

I represent that the payment for the above described broadcast time has been furnished by:

COUNCILMATTERS FOR JOBS NOW

and you are authorized to announce the time as paid for by such person or entity. The entity furnishing the payment, if other than an individual person, is:

a corporation; a committee; an association; or other unincorporated group.

The names, offices, and addresses of the chief executive officers, directors, and/or authorized agents of the entity are named below (may be attached separately):

THIS STATION DOES NOT DISCRIMINATE OR PERMIT DISCRIMINATION ON THE BASIS OF RACE OR ETHNICITY IN THE PLACEMENT OF ADVERTISING.

I agree to indemnify and hold harmless the station for any damages or liability, including reasonable attorney's fees, that may ensue from the broadcast of the above-requested advertisement(s). For the above-stated broadcast(s), I also agree to prepare a script, transcript, or tape, which will be delivered to the station at least 3 Days before the time of the scheduled broadcasts.

TO BE SIGNED BY ISSUE ADVERTISER

10-22-2013 Date Jonathan White Signature 613-522-7538 Contact Phone Number

TO BE SIGNED BY STATION REPRESENTATIVE

Accepted Accepted in Part Rejected

[Signature] Signature JOE SEARS Printed Name Sr. A.E. Title

Revere 10/28/13 J. Deane

CINCINNATIANS FOR JOBS NOW 10-13
SEPARATE FUNDS ACCOUNT
P.O. BOX 128724
CINCINNATI, OH 45212

10/28/2013
DATE
1005

PAY TO *Radio One*

\$85,690.⁰⁰

the order of *Twenty Five Thousand Six hundred forty dollars* DOLLARS

CHASE

JPMorgan Chase Bank, N.A.
www.Chase.com

MEMO *Radio advertisement*

Jonathan White

⑆014000037⑆

515805177⑈1005

08/2013

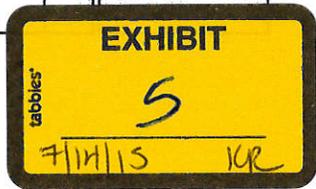
July 2013

July 2013							August 2013						
Su	Mo	Tu	We	Th	Fr	Sa	Su	Mo	Tu	We	Th	Fr	Sa
7	1	2	3	4	5	6	4	5	6	7	8	9	10
14	8	9	10	11	12	13	11	12	13	14	15	16	17
21	15	16	17	18	19	20	18	19	20	21	22	23	24
28	22	23	24	25	26	27	25	26	27	28	29	30	31

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
Jun 30	Jul 1	2	3	4	5	6
	8:00am Racino project Local 1410 (2228 East 3rd Street - Dayton, Ohio 45403)	7:00am Willbros (Downtown Carrollton Town. 11:00am Canceled: Cincinnati Office Staff	8:00am Dr Hicks (10 Southmoor Cir NW Kettering Oh) 9:30am Call with Alyson and Matt - Rob	8:00am Regional Office (2135 Dana Ave. Cincinnati, Ohio 45207)	8:00am Weekly Ohio Home Performance Campaign Conference Call	
7	8	9	10	11	12	13
	8:00am TWC (1000 Main Scincinnati, Ohio Hamilton County Court)	8:00am Racino project (1000 Main st Cincinnati, Ohio 11:00am Canceled: Cincinnati Office Staff	payday (Dayton, OH) 8:00am Vehicle (2228 East 3rd Street Dayton, Ohio 45403)		NAACP National Convention (Orlando, FL 32819) 8:00am Weekly Ohio Home Performance 2:00pm Regional Field Lead check-in (Home	
14	15	16	17	18	19	20
		11:00am Canceled: Cincinnati Office Staff 7:00pm Local 1410 Union meeting (2228		9:00am OUDC Meeting (Hyatt Regency Hotel) 6:00pm NAACP Meeting (3126 Fairfield Ave	7:00am Racino project (2228 East 3rd Street Dayton, Ohio 45403) 8:00am Weekly Ohio Home Performance	
21	22	23	24	25	26	27
		DEROC Staff meeting. (600 West 3rd St Covington, KY 41011) 11:00am Canceled: Cincinnati Office Staff Meeting (Office Conference Room) -			8:00am Racino project (2135 Dana Ave. 8:00am Weekly Ohio Home Performance 2:00pm Regional Field	
28	29	30	31	Aug 1	2	3
	7:30am Warren local 935 oil and gas campaign support (465 West Market Street - Warren, OH	8:00am Building Trades Meeting (Terry Ave 11:00am Canceled. 12:00pm Spectra Energy 5:00pm Oil and Gas	7:00am Expense Report (2135 Dana Ave Cincinnati, OH 9:00am DEROc staffing meeting (102			

Jonathan White

DEROC - 0083



Jonathon White

Weekly Report

July 2013

Week 1

July 1, 2013 Dayton, OH

- Expense report completed and mailed to the DERO Headquaters office
- I emailed the director of units capacity Rev. Gill Ford
- Research on the bylaws concerning delegate election procedures

July 2, 2013 Carrollton County

- 9:30am Building trade meeting about the Racino
- I stop by the Racino project to deliver a copy of information concerning TWC
- Tuesday (July 2) @ 4:30 p.m. in the Carrollton Town Square oil and gas campaign

July 3, 2013 Dayton, OH

- I went to the project Racino to deliver an informational package to Steve the coordinator Penn gaming
- Doctor app. With Eric Hicks
- I got a call from Rob Richardson about helping him.
- I picked up the return certified signed receipt from the National Guard in Indianapolis, IN (MUTC)

July 4 -5, 2013 Dayton, OH

- ~~Fourth of July celebration~~

Jonathon White

Weekly Report

July 2013

Week 2

July 8, 2013 Cincinnati, OH

- I went to the Hamilton County Court
- Went to Dayton To meet Steve Stokley Project Manager Penn Gaming
- I went to local 1410 to debrief Fred Jones Jr Bus. Mgr. on my conversation with Steve Stokley

July 9, 2013 Cincinnati, OH

- I went to the Regional Office and had a meeting with Robert Richardson Sr. about the NAACP convention
- I went to the Hamilton Court House
- I attended the Racino meeting at the IBEW hall on Poe Ave

July 10, 2013 Dayton, OH

- I took my truck in for maintenance
- I talked to Fred Jones Jr. business manager about Racino project in Dayton Ohio
- I did contractor research on

July 11, 2013 Cincinnati OH

- I spoke to Robert Richardson concerning the NAACP Convention.
- Prepared for convention
- I talked to Nasra Mesmer about the NAACP project (Cincinnati branch)

July 12, 2013 Orlando, Fla

- I attended the NAACP convention in Orlando Florida

Jonathon White

Weekly Report

July 2013

Week 3

July 13th – 18th, 2013 Orlando, Fla.

- I attended the NAACP convention in Orlando Florida which was center around civil right issue (Supreme Court decision eliminating section 4 of the Civil Rig Act)

July 19, 2013 Dayton, OH

- I did a follow call to the National Guard MUTC in Indianapolis Indiana
- Elaborated with Fred Jones Jr. Business Manager of local 1410 concerning the Penn Gaming project(Racino)
- I did research on the Racino project

Jonathon White

Weekly Report

July 2013

Week 4

July 22 - 25, 2013 Cincinnati OH

- I will be attending the annual DERO staff meeting in Cincinnati, Ohio
- Overview of Campaigns, insurance policy and benefits, individual staff reports ect.

July 26, 2013 Dayton, OH

- I am to attend the building trades meeting at 9:30am Tuesday July 30th with bus. Mgr. Fred Jones at his request.
- I notified Matt MacLellan of this action
- I went over notes and document from the staff meeting

Jonathon White

Weekly Report

August 2013

Week 1

August 5, 2013

- I did research on the NAACP campaign in Cincinnati and filed information with Gill Ford
- I met with Fred Jones Jr. local 1410 on the Racino project
- I went by the Racino project on Webster Ave and Needmore Ave.
- I attended the Bluegrass pipeline open house in Georgetown, OH at 9193 Hamer Rd Southern Hill Tech Center

August 6, 2013

- I visited nine pipeline project in the Carrollton, OH area.
- Marshall Well Connection
- The Evans Well connection
- The Woodland Connection

August 7, 2013

- Pipeline project on Burrier Rd in Harrison OH the Ruby well connection.
- The Owapa Well Connection
- The Owapa Well Connection Phase 2
- The Anderson Well Connection

August 8, 2013

- I worked on the pipeline information
- I spoke with Fred Jones Jr. Business Manager local 1410 on MOA governing the Racino project
- I am making preparation for Boston Mayoral Race for two weeks
- I called Steve Schwartz for details covering possible duties.

August 9, 2013

- I completed my work on the pipeline information
- I made copies of photos and created files
- I got new well site information and created files
- I went to the office supply store for ink, folders, and journals books

Jonathon White

Weekly Report

August 2013

Week 2

August 12-15, 2013

- Attending the District Council 2013 Retreat at the Shawnee State Lodge.

August 16, 2013

- I worked on the Crescent campaign documents for next week assignment
- I had a conference call with Matt MacLellan and Mike Engbert
- I began written a message to Tom Droege (senior communication specialist) and Wendell Hunt (public relations officer)
- I had a conversation with Mike. We went over the particulars with the crescent campaign

Jonathon White

Weekly Report

August 2013

Week 3

August 19, 2013 - Caldwell OH

- I created a list of Crescent Service workers to visit in Noble County
- I went to eight to potential clients of a class action law suit filed against Crescent Services
- I went to Caldwell, Sarahsville and Senecaville Counties

August 20, 2013 – Triadelphia West Va.

- Left Hotel and went to job action in West Virginia against Sunland
- This afternoon received a call from a former Crescent worker Ryan Herald to picked up signed document

August 21, 2013 – Newcomerstown OH

- I created a list to contact Crescent Services workers in Tuscarawas County
- I went to eight potential clients in the class action suit against Crescent Services in Tuscarawas county
- I picked up a signed document from Ryan Herald in Noble county
- I signed Brandon Thornton

August 22, 2013 – Zanesville OH

- Created a list of Crescent Services workers in Muskingum County
- I visited eight Crescent Services workers in Muskingum county
- I picked up a signed document from Chris Lori in Caldwell OH Noble County
- I got two signed documents: Jared Middleton and Dusty Melvin from Muskingum county
- Richard Burcher left message for me with Shella to call him. He was interested in joining the class action law suit against Crescent Services.

August 23, 2013 – Dayton OH

- I called Crescent Services workers that I didn't receive a signed document from.
- I wrote several reports on all Crescent Services workers visits from this week.
- I called Richard Burcher made arrangement to received signed agreement. Pick up time after 3:30pm at his home.
- I spoke to Mike Engbert and received instruction to contact Crescent Services workers from Pennsylvania

Jonathon White

August 2013

Weekly Report

Week 4

August 26, 2013

- I went over the updated list of Ohio Crescent workers to re-contact for participation in class action law suit.
- I began texting all of the Crescent workers from Philadelphia area.
- I address several responses with follow up texts.

August 27, 2013

- I worked with Matt MacLellan to remove the training display we built from weatherization training center at 1817 Fairfax Ave Cincinnati, OH 45207.
- I disposed of all materials from that project in Dayton OH.

August 28, 2013

We attended the Ohio Laborers Training Center this Wednesday for the Retirees' Lunch

August 29, 2013

- I made calls to from the local 1410 to Crescent Philadelphia workers.
- I had a conference call with Gerald and Steve on the Boston membership outreach project.
- I returned several calls to various Crescent workers from Philadelphia

August 30, 2013

- I drove my daughter to Bryn Mawr University in Philadelphia PA.

September 2013

September 2013							October 2013						
Su	Mo	Tu	We	Th	Fr	Sa	Su	Mo	Tu	We	Th	Fr	Sa
1	2	3	4	5	6	7	6	7	8	9	10	11	12
8	9	10	11	12	13	14	13	14	15	16	17	18	19
15	16	17	18	19	20	21	20	21	22	23	24	25	26
22	23	24	25	26	27	28	27	28	29	30	31		

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
Sep 1	2 8:00am WSD Informational presentation (Cory) 45403 Herald Cincinnati, OH	3 7:30am Expense Report (2228 East 3rd Street Dayton, OH 45403) 11:00am Canceled: Cincinnati Office Staff	4 8:00am Crescent Services class/jaction law suit (2228 East 3rd Street Dayton, OH 45403)	5 8:00am Crescent Services campaign (605 Lewis St Seneville, Ohio)	6 7:30am Crescent Services Campaign 8:00am Weekly Ohio Home Performance 2:00pm Regional Field	7 12:00am Crescent Services campaign (12707 Great Road Galatweil, Ohio 43780)
8	9 8:00am Pennsylvania Gescent Services campaign (2228 East 3rd Street Dayton, OH 45403)	10 11:00am Pennsylvania Gescent Services 11:00am Canceled: Cincinnati Office Staff	11 7:30am Crescent Services campaign (2228 East 3rd Street Dayton, OH 45403)	12 6:30am Boston MA Mayor membership support (1000 Hallett St 02114) Fairfield Ave	13 8:00am Boston Mayor Campaign (1000 Hallett St Boston, MA)	14 12:00am Boston Mayor Campaign (1000 Hallett St Boston, MA)
15	16	17 11:00am Canceled: Cincinnati Office Staff 7:00pm Local 1410 Union meeting (2228	18	19	20	21
22	23 8:00am WSD Informational presentation (Cory) 45403 Herald Cincinnati, OH	24 11:00am Canceled: Cincinnati Office Staff Meeting (Office Conference Room) -	25 11:00am Boston Mayoral campaign (55 Andine Road Dedham, MA 02026)	26 7:30am DEROC Headquarters (402 Dornesner Square N Columbus, Ohio 43081)	27 7:30am Cincinnati partners to Johnson (4158 W Third Street)	28
29	30 7:00am Expense Report (2135 Dana Ave Cincinnati, OH) 8:00am Expense Report (19 S Holloway St	Oct 1	2	3	4	5

Jonathon White

Weekly Report

September 2013

Week 1

September 2, 2013

- Labor Day I helped out with the distribution of MSD responsible bidder language materials at the AFL-CIO Memorial Day picnic with local 265 and the Regional Office staff.

September 3, 2013

- I worked on expense report and updated my calendar.
- Made calls to Pennsylvania Crescent workers
- Emailed documents of the agreement and a copy of the class action law suit to several worker from crescent

September 4, 2013

- I worked on the Crescent Services campaign
- I talked to Mike to cover details on the Pennsylvania Crescent workers
- I talked to Matt MacLellan on the leadership 2 class be held in Washington D.C. on October 7, 2013
- I received calls from two Crescent workers wanting to participate in the law suit

September 5, 2013

- I went to Noble County to revisit several Crescent workers we are trying to inform about the class action law suit
- I worked on several more calls from crescent workers from Pennsylvania wanting to participate in the law suit
- Up dated my calendar

September 6, 2013

- I went to Noble county location to revisit potential law suit participant
- I collected a sign agreement from Joshua Kehi
- I revisited Kevin Holbert and left a copy of the lawsuit with my contact card.
- I revisited Patrick Endly and left copies of lawsuit and agreement
- I spoke to Shella about the flight arrangements for the leadership 2 class in Washington D.C.

Jonathon White

Weekly Report

September 2013

Week 2

September 9, 2013

- I talked with Mike Engbert about the Pennsylvania Crescent Services List to update him on our progress.
- I made a copy of the Pennsylvania Crescent Services worker list of individuals I had contacted seeking participation in the class action law suit and sent it to Mike Engbert.
- I talked to Shella concerning the flight changes to the leadership II class in Washington D.C.
- I received a call from Steve Swartz about the campaign in Boston, MA detailing our position in circulating information to the membership.

September 10, 2013

- I continued text calls to Crescent Services workers from Pennsylvania
- I studied information sent on Marty Walsh Mayor candidate backed by various unions including the Laborers Union.
- I did verification of Flight, Hotel and Rental Car confirmation
- I contacted Gerald Simpson about our assistance to help with the Boston Mayor campaign.
- I took truck in to interstate ford dealership for service

September 11, 2013

- I continued my outreach efforts to Pennsylvania Crescent Services workers
- I worked on updating the Crescent Services employee contacted list
- I had a meeting with Matt MacLellan
- I had a discussion with Robert Woods

September 12, 2013

- I caught a flight to Boston MA and landed at the Logan airport
- I went to budget car rental to retrieve my prearranged car
- I went to the Holiday Inn Hotel at 55 Ariaden Road Dedham, MA checked in
- I contacted Steve Swartz of my arrival
- I went back to the Logan airport to pick-up Gerald Simpson

September 13, 2013

- Meeting in the morning for debriefing
- We went to 100 Hallet St. to pick up membership contact packages
- We went out to canvas members for labor local

September 14, 2013

- Meeting in the morning for debriefing
- We went to 100 Hallet St. to pick up membership contact packages
- We went out to canvas members for labor local

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Jonathon White

Weekly Report

September 2013

Week 3

September 15 – 21, 2013

- Morning debriefing with campaign team.
- Morning canvassing of membership 1240 Massachusetts Ave Sprinkler fitters local
- Afternoon canvassing of membership laborers local 223 100 Haller Ave.

Jonathon White

Weekly Report

September 2013

Week 4

September 22-25, 2013

- Morning debriefing with campaign team.
- Morning canvassing of membership 1240 Massachusetts Ave Sprinkler fitters local
- Afternoon canvassing of membership laborers local 223 100 Haller Ave.

September 26, 2013

- I worked on job information concerning the Crescent campaign
- I went to DERO headquarter for a meeting
- I went to NAACP monthly meeting in Cincinnati Ohio

September 27, 2013

- Worked on job tracking in Cincinnati
- I worked on the NAACP campaign
- I had a meeting with Nasra Mesmer

October 2013

October 2013							November 2013						
Su	Mo	Tu	We	Th	Fr	Sa	Su	Mo	Tu	We	Th	Fr	Sa
5	6	7	8	9	10	11	12	13	14	15	16	17	18
19	20	21	22	23	24	25	26	27	28	29	30	31	

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
Sep 29	30	Oct 1	2	3	4	5
		8:00am Regional Office (2135 Dana Ave Cincinnati, Ohio 11:00am Canceled: Cincinnati Office Staff	8:00am Greent Services Campaign (2228 East 3rd Street Dayton, Ohio 45403)	8:00am Greent Service Worker Campaign (2228 East 3rd St Dayton, Ohio 45403)	8:00am Greent Services (2228 East 8:00am Weekly Ohio 9:00am Conference Call 2:00pm Regional Field	
6	7	8	9	10	11	12
		11:00am Canceled: Cincinnati Office Staff Meeting (Office Conference Room) -	8:00am DERO C Staff meeting (402 Dorchester Square in Columbus, OH 43081)	11:00am NAACP Meeting (3126 Fairfield Ave Cincinnati, OH 45207)	8:00am Weekly Ohio Home Performance Campaign Conference Call	
13	14	15	16	17	18	19
	8:00am Columbus Day (4417 9th South Harroway St Dayton OH)	8:00am Legal (2228 East 3rd St Dayton 11:00am Canceled: Cincinnati Office Staff 2:00pm Local 1410		9:00am OED Meeting (Hyatt Regency/Hotel 1511 W 5th St 2:00pm CIN campaign (2228 East 3rd St	7:30am Cincinnatians Forum/obs Now (2228 8:00am Weekly Ohio Home Performance 2:00pm Regional Field	
20	21	22	23	24	25	26
	8:00am Regional Office (2135 Dana Ave Cincinnati, OH 45207)	8:00am Regional office (2135 Dana Ave Cincinnati, Ohio 11:00am Canceled: Cincinnati Office Staff	PERSONAL DAY OFF	7:30am Regional Office (2135 Dana Ave Cincinnati, Ohio 9:00am Pre-Election Report -- Form 8872	7:30am Regional Office (2135 Dana Ave Cincinnati, Ohio 8:00am Weekly Ohio Home Performance	
27	28	29	30	31	Nov 1	2
	7:00am Regional Office (2135 Dana Ave Cincinnati, Ohio 45207)	7:00am Member to Member Outreach Campaign (8:57 11:00am Canceled: Cincinnati Office Staff	7:00am Member to Member Outreach Campaign (8:57 9:00am Pre-Election Report -- Form 8872	7:00am Member to Member Outreach Campaign (8:57 7:00am Expense Report (2135 Dana Ave		

Jonathon White

Weekly Report

October 2013

Week 1

September 30, 2013

- I worked on my expense report
- I talked with Director Matt MacLellan
- I talked to Crescent workers

October 1, 2013

- Worked on Crescent Services campaign
- I got a call from a crescent worker about the class action
- I talked with Mike Engbert about the class action law suit
- I had a meeting with Matt MacLellan

October 2, 2013

- I made calls to Ohio Crescent Services Worker from the list.
- I made calls to the Penn. Crescent Services workers
- I got in touch with Mike concerning a Crescent Worker documents

October 3, 2013

- Continued work on the crescent service campaign
- I made some phone calls.
- I talked with Ted Baker field rep. of local 1410 on leadership II class in Washington
- I made arrangements for my trip to Washington D. C.
- I worked in Cincinnati at Regional Office

October 4, 2013

- I had a conference call with DERO
- I continued work on Crescent Services campaign
- I talked to Shella about my arrangements for the Leadership II class
- I talked with Joe Barnes treasurer of local 1410 on transportation while in Washington D.C.

Jonathon White

Weekly Report

October 2013

Week 2

October 7-11, 2013 Baltimore, Washington D.C.

- Attending Leadership II class in Washington D.C. for one week.

Jonathon White

Weekly Report

October 2013

Week 3

October 14, 2013 Dayton, Ohio

- I worked on job tracking
- I created emails to vendors that on the campaign
- I made arrangements for a conference call

October 15, 2013 Dayton, Ohio

- I had a conference call with Bill Mangano legal adviser.
- I worked on job tracking
- I did research at the court house

October 16, 2013 Westerville, Ohio

- I attended a staff meeting which discussions of the oil and gas industry where the main topic.
- I then attended another meeting at the Hyatt Regency Hotel @ 350 High St Columbus, OH
- I made hotel reservations at the Drury

October 17, 2013 Columbus, Ohio

- 10am to 12pm District meeting with Ohio locals. I worked on approving some pieces sent by vendor
- I arrangement a conference call for Friday October 18, 2013

October 18, 2013 Dayton, Ohio

- I worked on the oil and gas campaign
- I call crescent workers
- I worked on my schedule for next week

Jonathon White

Weekly Report

October 2013

Week 4

October 21, 2013 Cincinnati, Ohio

- I have a meeting with Susan Johnson accountant
- I have a call with Bill Mangano
- I working on the Oil and Gas industry campaign

October 22, 2013 Cincinnati, Ohio

- I had a meeting in Cincinnati at the Regional Office
- I had a meeting with Susan Johnson, Shella Coleman and Matt MacLellan
- I worked on documents for the oil and gas

October 23, 2013 Dayton, Ohio

- Person Day off

October 24, 2013 Cincinnati Ohio

- I had a conference call at 10:00am
- I worked on the oil and gas campaign
- I got mail from the PA Crescent Services Company worker

October 25, 2013 Cincinnati, Ohio

- I spoke to Susan Johnson about the proper way to record information in the ledger.
- I continued the work on the Oil and gas industry

Jonathon White

Weekly Report

October 2013

Week 5

October 28, 2013 Cincinnati Ohio

- I worked on the Cincinnati member to member out reach
- I worked on the Pennsylvania Crescent Services campaign

October 29, 2013 Cincinnati Ohio

- Member to member political outreach

October 30, 2013 Cincinnati Ohio

- Member to member political outreach

October 31, 2013 Cincinnati Ohio

- Member to member political outreach

November 1, 2013 Cincinnati Ohio

- Member to member political outreach

November 2013

November 2013							December 2013						
Su	Mo	Tu	We	Th	Fr	Sa	Su	Mo	Tu	We	Th	Fr	Sa
	1	2	3	4	5	6	1	2	3	4	5	6	7
8	9	10	11	12	13	14	8	9	10	11	12	13	14
15	16	17	18	19	20	21	15	16	17	18	19	20	21
22	23	24	25	26	27	28	22	23	24	25	26	27	28
29	30						29	30					

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
Oct 27	28	29	30	31	Nov 1	2
Jonathan W. White (Son/Birthee) (Dayton, OH)	7:00am Member Outreach (2135 Dana Ave Cincinnati, Ohio 45207)	11:00am Canceled: Cincinnati Office Staff Meeting (Office Conference Room)	7:30am DEROC Headquarters (402 Dorchester Square N. Westerville, Ohio 43081)	7:30am Greent Services campaign (2228 East 3rd St. Cincinnati, Ohio 45226)	7:00am Member Outreach (2135 Dana Ave Cincinnati, Ohio 45207)	7:00am Member Outreach (2135 Dana Ave Cincinnati, Ohio 45207)
3	4	5	6	7	8	9
payday (Dayton, OH)	7:30am	11:00am Canceled: Cincinnati Office Staff Meeting (Office Conference Room) - about what next -	Vacation	6:00pm NAACP Meeting (3126 Fairfield Ave Cincinnati, Ohio 45226)	7:30am Greent Services campaign (2228 East 3rd St. Cincinnati, Ohio 45226)	7:00am Member Outreach (2135 Dana Ave Cincinnati, Ohio 45207)
10	11	12	13	14	15	16
					8:00am Weekly Ohio Home Performance	
17	18	19	20	21	22	23
	7:30am Regional Office (2135 Dana Ave Cincinnati, Ohio 45207)	8:00am Regional Office (2135 Dana Ave Cincinnati, Ohio 45207)	7:30am DEROC Headquarters (402 Dorchester Square N. Westerville, Ohio 43081)	10:00am OLDG Meeting (Hyatt Regency/Hotel 451 W. 5th St. Cincinnati, Ohio 45202)	7:30am Prus Construction Co research (801 Blum St Cincinnati, Ohio 45202)	
24	25	26	27	28	29	30
	7:30am Regional Office (2135 Dana Ave Cincinnati, Ohio 45207)	7:30am Regional Office (2135 Dana Ave Cincinnati, Ohio 45207)	7:30am Dayton Home Office (19 South Halladay St. Dayton, Ohio 45404)	1:00pm Staff Meeting (521 Dorchester Cincinnati, Ohio 45202)	7:00am Expense Report (2135 Dana Ave Cincinnati, Ohio 45207)	
		2:30pm Meeting Building S13 with		Thanksgiving		

Jonathan White

Jonathon White

Weekly Report

November 2013

Week 1

November 4 - 6, 2013 Cincinnati Ohio

Member outreach political campaign Local 265

November 7, 2013 Dayton Ohio

- I made call to Crescent worker concerning the class action law suit.
- I began job tracking in Cincinnati.
- Scheduled a conference call about crescent company progress

November 8, 2013 Dayton Ohio

- I made calls to crescent workers
- I submitted my vacation request to Shella Coleman and Matt MacLellan.
- I continued work on the Crescent Services campaign

Jonathon white

Weekly Report

November 2013

Week 2

November 11 – 15, 2103 Dayton Ohio

Vacation

Jonathon White

Weekly Report

November 2013

Week 3

November 18, 2013 Cincinnati, Ohio

- I went to the Regional office to have a discussion with Rob Richardson on the upcoming meeting November 26, meeting
- I also, spoke to John Phillips of local 265 for support from the membership at the Walmart strike campaign.
- I attended the Walmart strike in Evendale Ohio

November 19, 2013 Cincinnati, Ohio.

- I went to local 265 to talk with Larry Thompson
- I worked on the oil and gas industry research documents

November 20, 2013 Columbus, Ohio

- I went to post office to mail off documents
- I went to office depot to purchase office supplies.
- I went to DERO headquarter's to deliver documents from Cincinnati campaign
- Had a meeting with Matt MacLellan to discuss particulars concerning the weekly meeting with Regional office.
- I talked to Shella Coleman about the trip to the Tuskegee University in Alabama to work on the PED campaign

November 21, 2013 Columbus, Ohio

- 10am to 12pm District meeting with Ohio locals.
- I had a second meeting with Ohio Labor's District Council staff and DERO, LECET, Apprenticeship department on the importance of our duties and political agenda for the office governor.
- We discussed formulating committees in each local to organize a political team to further the political agenda of the LIUNA organization by educating the membership through membership participation.

November 22, 2013 Cincinnati, Ohio

- Curt Richrath, Neal Taylor and I went to Cincinnati Hamilton County Building to the engineering department to research documents on project performed by Prus
- We also, went to Cincinnati water works for city and county projects documents performed by Prus Construction Co.

Jonathon White

Weekly Report

November 2013

Week 4

November 25, 2013 Cincinnati Ohio

- I had meeting with Nasra Mesmer and Bob Hanna about the upcoming meeting Tuesday.
- I talked with Susan Johnson on upcoming office meeting
- I job tracked in Middletown
- I worked on calls for the crescent worker campaign

November 26, 2013 Cincinnati Ohio

- I had a meeting about the crescent company workers
- I had a second meeting with Rob Richardson, Alyson Steele
- I called Matt MacLellan to give him an update on the meeting

November 27, 2013 Dayton Ohio

- I went over documents on the Crescent Company
- I talked with Matt MacLellan on the Crescent Company campaign
- I went over particulars for my campaign in Tuskegee Alabama with Gerald Simpson
- I had a doctor's appointment

November 28-29, 2013 Dayton Ohio

- Thanksgiving

December 2013

December 2013							January 2014						
Su	Mo	Tu	We	Th	Fr	Sa	Su	Mo	Tu	We	Th	Fr	Sa
1	2	3	4	5	6	7	5	6	7	8	9	10	11
8	9	10	11	12	13	14	12	13	14	15	16	17	18
15	16	17	18	19	20	21	19	20	21	22	23	24	25
22	23	24	25	26	27	28	26	27	28	29	30	31	
29	30	31											

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
Dec 1	2 7:00am Regional Office (2135 Dana Ave Cincinnati, Ohio 45202)	3 7:00am Tuskegee Alabama PED campaign (12:00 W Montgomery, Rd Tuskegee, Ala)	4 7:30am Tuskegee University PED campaign (12:00 W Montgomery, Rd Tuskegee, Ala)	5 7:30am Tuskegee University PED campaign (12:00 W Montgomery, Rd Tuskegee, Ala)	6 7:30am Tuskegee University PED campaign (12:00 W Montgomery, Rd Tuskegee, Ala)	7
8	9 7:30am Regional Office (2135 Dana Ave Cincinnati, Ohio 45202)	10 7:00am payday (Dayton, OH) 11:00am Canceled: Cincinnati Office Staff Meeting (Office)	11 Regional Conference (8:00) payday (New Orleans, Louisiana)	12	13 8:00am Home Weekly Ohio Home Performance 2:00pm Regional Field Lead check-in (Home)	14
15	16 8:00am Personal day Doctors Appointment (10 Southmoor Cir NW Suite 2 Dayton, Ohio 45429)	17 8:30am Regional Office (2135 Dana Ave Cincinnati, Ohio 45202) 11:00am Canceled: Cincinnati Office Staff Meeting (Office)	18 8:00am Retreats Christians Eye (350 N High St Columbus Ohio (Hart Regency Hotel))	19 9:00am QIDC Meeting (Hyatt Regency Hotel 151 W 5th St Cincinnati, Ohio 45402)	20 7:00am Local 1410 (2228 W 3rd St Dayton, Ohio 45403)	21
22	23 5:00am LEAD Class (25721 Gostinocan Ave, Howard, OH)	24 11:00am Canceled: Cincinnati Office Staff Meeting (Office Conference Room) - Christmas Eve (Dayton, Ohio)	25	26 7:30am Home Office (19 S Halloway St Dayton OH 45417) 6:00pm NAACP Meeting (3126 Fairfield Ave	27 7:30am Regional Office (2135 Dana Ave Cincinnati, Ohio) 8:00am Weekly Ohio Home Performance 2:00pm Regional Field	28
29	30 5:30am Surgery Appointment Kettering Hospital (Dayton, Ohio)	31 7:00am Expense Report (2135 Dana Ave Cincinnati, Ohio) 11:00am Canceled: Cincinnati Office Staff Meeting (Office)	Jan 1, 14	2	3	4

Jonathan White

Jonathon White

Weekly Report

December 2013

Week 1

December 2, 2013 Cincinnati OH

- I worked on documents to turn into Matt MacLellan
- I worked on information to Gill Ford the Unit Capacity Director for the NAACP
- I did some work on the Crescent Services class action
- I prepared for the PED campaign in Tuskegee Alabama
- I had a discussion with campaign coordinator Gerald Simpson on the Tuskegee University employees

December 3, 2013 Tuskegee Ala

- Gerald Simpson met me up at the Airport
- We went to the Tuskegee University to meet the employees
- We had a meeting with the employee manager for the Thompson Hospitality Co.
- We had a meeting with the employee from general maintenance, housekeeping and the grounds crew

December 4, 2013 Tuskegee Ala

- We went to the Physical Plant where the grounds, general maintenance and housekeeping clock in daily
- We signed some employees and addressed more questions about the union from the employees
- We went to the Kitchen worker in the cafeteria and signed over half of its employees

December 5, 2013 Tuskegee Ala

- We went back that morning to get people signed up while they were clocking in
- We talked to some workers and located others with their help
- We signed some more kitchen employees
- We went to the local 559 met Jerome Peterson and discussed our progress
- We stayed to sign second shift workers when they clocked in

December 6, 2013 Tuskegee Ala

- We continued contacting employees that had not signed
- We got a list of all the employees and used it to locate workers on the grounds to get signatures
- We increased our signed employees from 76 to 81

Jonathon White

Weekly Report

December 2013

Week 2

December 9, 2013 Cincinnati, Ohio

- I met Robert Richardson Jr. on MSD (Building 513)
- I did follow up on the NAACP capacity Director Gill Ford on the complaints filed against several elected officials
- I talked to Matt MacLellan about DERO issues for Cincinnati campaign

December 10-13, 2013 New Orleans LA

- Regional Conference for the OVSSR discussing the progress of the organization and new techniques for advancing the Labor movement.

Jonathon White

Weekly Report

December 2013

Week 3

December 16, 2013 Dayton, Ohio

- I had several doctor's appointments for myself and Mother

December 17, 2013 Cincinnati, Ohio

- I worked in Cincinnati at the Regional Office with Susan Johnson Account Manager.
- I made a call to Bill Mangano office to speak to him

December 18, 2013 Columbus, Ohio

- I attended the Retiree's Christmas Party and worked as a host.

December 19, 2013 Columbus, Ohio

- 10am to 12pm District meeting with Ohio locals.
- I had a Christmas Party engagement with the staff from the Regional Office in Cincinnati at the Celestial restaurant.

December 20, 2013 Dayton, Ohio

- I did contractor research on the oil and gas industry
- I contacted Matt MacLellan on the Boston inaugural event

Jonathon White

Weekly Report

December 2013

Week 4

December 23, 2013 Howard OH

- I attended the Labor Education Activism Program at the Drexel J Thrash Training Center conducted by Mario Cespedes.

December 24 to 25, 2013 Dayton OH

- Christmas Holiday celebration

December 26, 2013 Dayton OH

- I worked on the NAACP campaign
- I had a phone conversation with Rob Richardson on the build 513 campaign
- I talked with Derrick Forward President of the Dayton Branch who is a key speaker for the NAACP meeting tonight.
- I did some document research on the oil and gas campaign we are running

December 27 2013 Cincinnati OH

- I worked on the oil and gas campaign contacts for the Crescent Services Company class action law suit
- I began work on my expense report for the month of December 2013

Jonathon White

Weekly Report

December 2013

Week 5

December 30 - 31, 2013 Dayton OH

- I have out patient surgery off for 4 to 5 days.
- I have a second surgery scheduled for 2 pm Thursday January 2, 2014.

OHIO ELECTIONS COMMISSION

SHIRLENE BRITTON, <i>et al</i>)	CASE NO. 2014 G-001
)	
Complainants)	<u>RESPONSE OF RESPONDENTS</u>
)	
v.)	
)	
CINCINNATIANS FOR JOBS NOW, <i>et al</i>)	
)	
Respondents.)	
)	

I. INTRODUCTION

Cincinnatians for Jobs Now ("CJN") hereby responds to the Complaint of the Complainants, denying each and every violation alleged therein. Moreover, it emphatically denies that it is a political action committee or political contributing entity; that it is or was required to file Form 30-D, Designation of Treasurer; and that it was required to file certain contribution and expenditure reports. Rather, it asserts that it is a non-profit corporation authorized to conduct its business in the State of Ohio, and at the same time, participate in partisan politics by making independent expenditures in accordance with the Supreme Court's holding in *Citizen United v. F.E.C.*, 558 U.S. 310 (2010) and this Commission's *sua sponte* Advisory Opinion in 2010ELC-2.¹ Accordingly, Respondents respectfully request that the

¹ It must be noted that the Commission did not advise corporations to register as PCEs and did not require them to file reports in its *sua sponte* Advisory Opinion. Rather, it simply advised that corporations could participate independently in partisan politics, so long as such participation was independent and not coordinated with any candidate. 2010ELC-2 at 2. Moreover, the Commission remarked that no obligation currently exists in Ohio to report such activity. *Id.*



Commission find that there has been no violation; that it dismiss the Complaint; and that it deem the Complaint frivolous and order the Complainants to pay costs.

II. STATEMENT OF FACTS

CJN is a non-profit corporation organized under the laws of the State of Ohio. It is not a political action committee or a political contributing entity. Its sole incorporator is Jonathan White. Mr. White formed CJN on September 17, 2013 by filing Articles of Incorporation with Ohio Secretary of State. (A copy of the Articles of Incorporation is attached hereto as Exhibit "A" and incorporated herein.) By operation of the Bylaws of CJN, Mr. White is the sole Trustee of CJN and holds all of CJN's offices. (A copy of the Bylaws of CJN is attached hereto as Exhibit "B" and incorporated herein.) There is no intention either now or in the foreseeable future to add members, Trustees or officers, other than Mr. White.²

The primary purpose of CJN is clearly set forth in its Articles of Incorporation. Specifically, the purpose of CJN is as follows:

To facilitate an environment in which to expand or create job opportunities in Cincinnati and surrounding areas; to increase awareness of issues and initiatives impacting job opportunities, job creation and similar issues; to encourage local residents to become active in supporting issues or initiatives which serve to expand or create job opportunities in Cincinnati and surrounding areas.

CJN's primary or major purpose is not "to support or oppose any candidate, political party, or issue, or to influence the result of any election through express advocacy." It clear and unambiguous purpose statement is a matter of public record; and it does not include supporting or opposing candidates. CJN, itself, has not produced voter guides. Its stated purpose is separate and apart from any political activity in which it may

² Complainants refer to Mr. Michael Engbert in paragraphs six and seven of their Complaint. Mr. Engbert is neither a member nor a Trustee of CJN. While he is pictured distributing a flyer which CJN may or may not have paid a vendor to print, he has not engaged in any other activity on behalf of or for CJN. Likewise, he has not joined CJN to form another enterprise or entity.

engage.³ Rather, it seeks to create job opportunities for Cincinnatians and residents of surrounding areas, and increase residents' awareness of issues which impact job opportunities. CJN typically monitors projects which may expand job opportunities in the Cincinnati and surrounding areas.

CJN is currently operating as 501(c)(4) social welfare organization. It has not applied for an exemption with the IRS as of the date of this filing, but intends to do so prior to filing its return, Form 990, in May 2014. As a social welfare organization, it operates on contributions made to CJN by individuals and other lawful entities, including labor organizations. It does not receive contributions from political action committees. Likewise, it does not receive or solicit contributions with any eye towards engaging in express advocacy or advise contributors contributions will be utilized for express advocacy. CJN did not utilize any print materials or electronic media or outlets to solicit contributions, and never indicated any such contributions would be received or used for the purpose of influencing an election. All contributions are made to CJN, and then CJN uses those contributions in its discretion.

As part of its formation as a non-profit corporation, it was concerned that the Internal Revenue Service would construe some of its activity, i.e., independent expenditures, as "express advocacy" within the meaning of the Internal Revenue Code, and subject those independent expenditures to taxation. As such, it filed Form 8871 to

³ Compare *Corsi v. Ohio Elections Commission* (2012), 2012-Ohio-4831. In *Corsi*, the OEC determined that the Geauga Constitutional Council was a political action committee. In contrast to the present case, the Council was an unincorporated association. Its mission statement included supporting and helping to elect individuals to office as one of its goals, it produced a voter guide and reiterated its political mission on its website. Additionally, the respondents in *Corsi* did not contest the OEC's determination that the Council was a political action committee on appeal.

avoid these tax implications. It did not file Form 8871, however, because it was a local or state political action committee. Notably, CJN did not represent to the IRS that it was a local or state political organization claiming an exemption from filing Form 8872, Political Organization Report of Contributions and Expenditures. (A copy of Form 8871 is attached hereto as Exhibit "C" and incorporated herein. A copy of Form 8453 is attached hereto as Exhibit "D" and incorporated herein.) Accordingly, CJN filed Form 8872 on or about October 15, 2013 with the IRS.⁴ (A copy of Form 8872 is attached hereto as Exhibit "E" and incorporated herein.)

Since its formation, CJN, through its sole member, Jonathon White, has attempted to fulfill its purpose by attending local meetings, monitoring projects in the Cincinnati and surrounding areas⁵ and speaking with residents about job opportunities and projects, and supporting same. Mr. White also pulls certified payroll reports and other public records to identify persons working on current projects to determine the percentage of local residents working on those projects.

Prior to and as a result of the November 2013 general election, CJN also made expenditures from its treasury. Besides its administrative expenses, each of these expenditures were "independent expenditures". Specifically, CJN paid a vendor, Gumbinner & Davies Communications, to create, design and print various print media and produce one radio advertisement. The radio advertisement aired from November 1st through November 4th on various radio stations in the Cincinnati market.

⁴ CJN reported contributions received, but was not required to report independent expenditures.

⁵ These projects include, but are not limited to, the following: Street Car/ Transit System Phase 1 – Bid Date 2/8/2013 – Value \$70,892,049; Bolton Well Field Phase 2 (imprv) Transmission – Bid Date 7/31/2013 – Value \$1,087,774; Mill Creek WWTP Blower Energy – Bid Date 7/2/2013 – Value \$6,380,244; Woodburn Ave Water Main Improvements – Bid Date 8/20/2013 – Value \$1,074,580.

Of the print media produced by CJN's vendor, two items were door hangers which referenced, among other things, Issue 4 -- a local ballot issue. As CJN made an independent expenditure supporting or opposing a ballot issue, it filed Form 30-B-2 with the Hamilton County Board of Elections on November 18, 2013 and November 19, 2013. (Copies of Forms 30-B-2 are attached hereto as Exhibits "F" and "G" and incorporated herein.)

Since the end of the November 2013 general election, CJN has made no independent expenditures. It may or may not make independent expenditures in future election cycles. In contrast, it does intend to engage in regular activity to fulfill its stated purposes in its Articles of Incorporation.

III. ARGUMENT

A. *The Ohio Elections Commission Should Conclude that the Alleged Violations are Frivolous Because CJN is not a Political Action Committee.*

The Ohio Election Commission should conclude that the alleged violations, i.e., failure to designate a treasurer and failure to file certain reports, are frivolous because CJN is not a political action committee. CJN is not a political action committee because (1) it is not a combination of two or more persons; and (2) its primary or major purpose does not include supporting or opposing any candidate. Section 3517.01(B)(8)⁶ defines a "political action committee" as a combination of two or more persons, the primary or

⁶ Section 3517.01 is not within the jurisdiction of this Commission. R.C. 3517.153(A). However, the Ohio Supreme Court has noted in dicta that the Commission's jurisdiction implicitly extends to declaring whether an organization is a political action committee in order to determine whether election violations of these statutes have occurred. *State ex rel. Taft v. Court of Common Pleas* (1992), 63 Ohio St. 3d 190, 196. Respondents, however, reserve the right to assert that the Commission lacks jurisdiction to render a decision in this matter as an initial determination must be made as to whether CJN is political action committee under R.C. 3517.01.

major purpose of which is to support or oppose any candidate, political party, or issue, or to influence the result of any election through express advocacy, and that is not a political party, a campaign committee, or a legislative campaign fund. "Political action committee" does not include a continuing association that makes disbursements for the direct costs of producing or airing communications and that does not engage in express advocacy."

1. CJNI is not a combination of two or more persons.

CJNI is not a combination of two or more persons. CJNI is a non-profit corporation incorporated by one (1) individual, Jonathon White. (Exhibit A.) From its inception, White has been the only member and Trustee of CJNI. He also holds all the offices of CJNI. (Exhibit B.) CJNI has not had any membership meetings. While White has attended community meetings and public authority meetings, he did so to fulfill the stated purposes of CJNI, not to support or defeat candidates. To be clear, CJNI never solicited members to join its organization. As such, CJNI is not a combination of two or more persons.

Moreover, CJNI -- a person -- did not form a combination with another person. Complainants cite a picture of Michael Engbert in its complaint and points to the plural "Cincinnatians" in Cincinnatians for Jobs Now to demonstrate that CJNI is a combination of two or more persons. First, Michael Engbert is not a member of CJNI, and has no role in CJNI or its affairs. Second, Engbert and CJNI have never combined to form another association or entity. That Engbert is pictured handing out print media which CJNI may or may not have engaged a third-party vendor to print certainly does not make a combination. Even if CJNI requested Engbert to volunteer, a combination, i.e., a merger

between CJN and Engbert was not formed. A combination, by its plain meaning, must result in a merger with an identity separate from its parts. Clearly, CJN and Engbert have not formed such a merger.

As to the plural "Cincinnatians", a single word cannot overcome the governing documents of CJN, or its actual operation. Again, CJN is a single member corporation. Documents filed with the Secretary of State demonstrate that it was incorporated by one person. (Exhibit A.) The various other documents filed with the IRS and the Hamilton County Board of Elections were all filed by White. (Exhibits C-G.) Moreover, CJN has not published a website or any print media stating or even suggesting it is an organization comprised of more than one member. If anything, "Cincinnatians" goes to CJN's stated purposes, i.e., to encourage local residents -- Cincinnatians -- to become active in supporting issues or initiatives which serve to expand or create job opportunities in Cincinnati and surrounding areas. (Exhibit A.)

2. **CJN's does not have as a primary or major purpose the supporting or opposing of any candidate, political party, or issue, or to influence the result of any election through express advocacy.**

Neither a primary nor a major purpose of CJN is to support or oppose any candidate, political party, or issue, or to influence the result of any election through express advocacy. Only organizations whose major purpose is that stated in R.C. 3517.01(B)(8) can be considered political committees. The concept of a "major purpose" has its roots in the Supreme Court's decision in *Buckley v. Valeo* (1976), 424 U.S. 1. In *Buckley*, the Supreme Court limited the Federal Election Commission's PAC requirements to organizations whose "major purpose" is the nomination or election of

candidates. *Buckley*, however, did not require a particular methodology to determine a "major purpose."

Years after the Supreme Court decided *Buckley*, the FEC developed a policy to determine the PAC status of an organization on a case-by-case basis. *The Real Truth About Abortion, Inc. v. Federal Election Commission* (2012), 681 F.3d 544, 555. The policy requires a fact intensive inquiry and considers, organizational documents, an analysis of public statements made by the organization on literature or its website, taking into consideration the speaker's position within the website, extensive spending on campaign activity, fundraising appeals and activities unrelated to campaign activity. Federal Elections Commission (2007), 72 FR 5595, 5601, 5605.⁷

There is little authority in Ohio construing R.C. 3517.01(B)(8), or guidance in determining whether an organization has PAC status. While the Tenth District Court of Appeals in *Corsi v. Ohio Elections Commission* (2012), 2012-Ohio-4831, *P24, determined that the Geauga Constitutional Council's ("Council") was a political action committee based on its major purpose, *Corsi* is distinguishable. In contrast to the present case, the Council was an unincorporated association. It had not filed any documents with the State of Ohio, verifying its purpose. Its mission statement, however, included supporting and helping to elect individuals to office as one of its goals. *Id.* at *P25. It also published a voter guide and reiterated its political mission and support for candidates on its website.

⁷ The policy emphatically rejected any reliance upon Section 527 status or the use of the Internal Revenue Code classification to interpret and implement the Federal Elections Commission Act. 72 FR at 5599.

It must be stressed that the Council's mission statement was critical to the Commission's analysis in *Corsi* in determining its major purpose. *See* 2010R-275.

Unlike *Corsi*, CJN does not include among its purposes the support or opposition of any candidate. Applying the standard established by the Commission in *Corsi*, it is clear the Complaint should be dismissed.⁸

As distinguished from *Corsi*, CJN's primary purpose is clearly set forth in its Articles of Incorporation. (Exhibit A.) Specifically, CJN's Articles of Incorporation indicated that its stated purposes are as follows:

To facilitate an environment in which to expand or create job opportunities in Cincinnati and surrounding areas; to increase awareness of issues and initiatives impacting job opportunities, job creation and similar issues; to encourage local residents to become active in supporting issues or initiatives which serve to expand or create job opportunities in Cincinnati and surrounding areas.

Since its formation, CJN, through its sole member, Jonathon White, has attempted to fulfill its purpose by attending local meetings, monitoring projects in the Cincinnati and surrounding areas and speaking with residents about job opportunities and projects, and asking them to support those opportunities and projects. Mr. White also pulls certified payroll reports and other public records to identify persons working on current projects to determine the percentage of local residents working on those projects.

CJN also filed documents with the IRS and the Hamilton County Board of Elections which demonstrate it was acting as a non-profit corporation, not a political action committee. Significantly, CJN represented on Form 8871 that it was not seeking an exemption from filing Form 8872 as a qualified state or local political organization. (Exhibit "C".) And, as such, CJN filed a Form 8872 with the IRS. (Exhibit "E".)

⁸ Notably missing from the Complainants exhibits are CJN's Articles of Incorporation. (Exhibit A.)

Likewise, CJN filed the form required to be filed by corporations -- Form 30-B-2 -- with the Hamilton County Board of Elections on November 18, 2013 and November 19, 2013, when it made independent expenditures in relation to a local ballot issue. (Exhibits "F" and "G".)⁹

Since the end of the November 2013 general election, CJN has made no independent expenditures. It may or may not make independent expenditures in future election cycles. In contrast, it has and will engage in regular activity to fulfill its stated purposes in its Articles of Incorporation.

Based on the foregoing, the Commission should conclude that CJN is not political action committee within the meaning of R.C. 3517.01(C)(8), and therefore, did not violate R.C. 3517.10(A)(2) and R.C. 3517.10(D)(1).

C. The Ohio Elections Commission Should Conclude that the Alleged Violations are Frivolous Because CJN is not a Political Contributing Entity.

The Ohio Elections Commission should conclude that the alleged violations are frivolous because CJN is not a political contributing entity. Section 3517.01(C)(25) of the Revised Code defines a "political contributing entity" as follows:

any entity, including a corporation or labor organization, that may lawfully make contributions and expenditures and that is not an individual or a political action committee, continuing association, campaign committee, political party, legislative campaign fund, designated state campaign committee, or state candidate fund. For purposes of this division, "lawfully" means not prohibited by any section of the Revised Code, or authorized by a final judgment of a court of competent jurisdiction.

⁹ Significantly, CJN followed the only current reporting requirement set forth in the Revised Code with respect to corporations and for which the Secretary of State has developed a reporting form.

CJN is a corporation. Therefore, it may not lawfully make contributions to a candidate, PAC or PCE. Likewise, it may not lawfully make expenditures. Rather, its political activity is limited to making independent expenditures. 2010ELC-2. Most significantly, at the time the Commission advised corporations could make independent expenditures in accordance with *Citizens United*, it did not require corporations to register as a PCE. Moreover, the Commission acknowledged that "there is no specific obligation currently in Ohio law" to disclose independent expenditures, and it only encouraged corporations to file a statement of activity, similar to Form 30-B-1. *Id.* at 2. Accordingly, the Commission should conclude that CJN is not a political contributing entity within the meaning of R.C. 3517.01(C)(25), and therefore, did not violate R.C. 3517.10(A)(2) and R.C. 3517.10(D)(1).

D. The Ohio Election Commission Should Find No Violation Because Application of R.C. 3517.10 to CJN, a Small, One-Member Non-Profit Corporation is Unconstitutional in Violation of the First Amendment.

The United States Supreme Court has recognized that the First Amendment applies to corporations, *see e.g., First Nat. Bank of Boston v. Bellotti* (1978), 435 U. S. 765, 778, n. 14, and specifically in the context of political speech, *see, e.g., NAACP v. Button*, 371 U. S. 415, 428–429. Likewise, it has recognized that "compelled disclosure, in itself, can seriously infringe on privacy of association and belief guaranteed by the First Amendment." *Buckley v. Valeo*, 424 U.S. 1, 64 (1976); *see also Fed. Election Comm. v. Massachusetts Citizens for Life, Inc.*, 479 U.S. 238, 254 (1986) ("Detailed recordkeeping and disclosure obligations, along with the duty to appoint a treasurer and custodian of the records, impose administrative costs that many small entities may be unable to bear."). More recently, the Supreme Court noted that "PACs are burdensome

alternatives; they are expensive to administer and subject to extensive regulations."

Citizens United, 558 at 338.

While the United States Supreme Court upheld the reporting and disclosure requirements on the political committees at issue in *Buckley*, including forced registration and record keeping of contributions and expenditures, as well as periodic financial statements, *Buckley* at 63-64, the interests relied upon the government in *Buckley*, including providing the electorate with information about campaign money, deterring corruption and avoiding the appearance of corruption by exposing large contributions to the public, are not present here, in so much as CJN only made independent expenditures.¹⁰ See also 2010ELC-2 at 2. Indeed, even the *Buckley* Court recognized that these concerns are not applicable in the context of independent expenditures.¹¹ This same conclusion was reached in *Citizens United*. There the Court stated "we now conclude that independent expenditures, including those made by corporations, do not give rise to corruption or the appearance of corruption." *Citizens United*, 558 at 310.

One Ohio court has reviewed this provision in the context of a First Amendment analysis. *Corsi v. Ohio Elections Comm'n*, 2012-Ohio-4831 (Ohio Ct. App., Franklin County 2012). In *Corsi*, the Tenth District concluded that the PAC disclosure and reporting requirements were not unconstitutional as applied to a small unincorporated association simply because it raised and expended a small amount of money on political

¹⁰ The *Buckley* Court was concerned that large contributions could be given "to secure a political *quid pro quo* ." *Id.*

¹¹ The *Buckley* Court emphasized that "the independent expenditure ceiling ... fails to serve any substantial governmental interest in stemming the reality or appearance of corruption in the electoral process," *id.* , at 47-48, because "[t]he absence of prearrangement and coordination ... alleviates the danger that expenditures will be given as a *quid pro quo* for improper commitments from the candidate[.]" *Id.* at 47.

activities. "We conclude that these requirements, even when imposed on small PACs, are substantially related to the government's sufficiently important governmental interests in providing the electorate with information about money in political campaigns. This transparency "enables the electorate to make informed decisions and give proper weight to different speakers and messages." (citing *Citizens United*.)

Corsi misread *Citizens United* to the extent it relies on its analysis to conclude that Ohio PAC compelled registration, disclosure and reporting requirements are not unconstitutional as applied in this context. Most significantly, *Citizens United* determined that the government's interests of transparency and corruption avoidance were not compelling enough to overcome a ban on independent expenditures by corporations. While *Citizens United* did not invalidate certain disclaimer and disclosure requirements, it never considered whether compelled PAC registration, disclosure and reporting requirements were constitutional as applied to a small, non-profit corporation making independent expenditures and certainly did not find them un-intrusive. Moreover, it did not consider that some corporations would be made to register and report, and others would not. See III.D. Quite the contrary, the Court, in *Citizens United*, concluded that the option to form PACs does not alleviate First Amendment problems. Furthermore, the Court noted that "PACs are burdensome alternatives; they are expensive to administer and subject to extensive regulations. 558 at 338. As such, it was error for the *Corsi* court to conclude these same requirements do not violate the First Amendment in the context of an independent expenditures made by small, non-profit corporations.

D. *If the Ohio Elections Commission Permits an Established Corporation to Participate in Partisan Politics by Making Independent Expenditures Without Registering as a PAC, it Cannot, Compel CJN to Register a PAC, Without Violating the First Amendment and the Equal Protection Clause.*

The First Amendment prohibits restrictions distinguishing among different speakers, allowing speech by some but not others. *First Nat. Bank of Boston v. Bellotti*, 435 U. S. 765, 784 (1978). "By taking the right to speak from some and giving it to others, the Government deprives the disadvantaged person or class of the right to use speech to strive to establish worth, standing, and respect for the speaker's voice. The Government may not by these means deprive the public of the right and privilege to determine for itself what speech and speakers are worthy of consideration. The First Amendment protects speech and speaker, and the ideas that flow from each." *Citizens United*, 558 at 340-341.

Here, the Commission previously advised that corporations may engage in partisan politics by making independent expenditures. 2010ELC-2. At the it rendered its Advisory Opinion, it did not require corporations to register as PCEs; and it did not require them to file reports. Quite the contrary, it acknowledged that Ohio law does not currently require such reporting, and encouraged a filing similar to those made on Form 30-B-1. It therefore may not permit some corporations to make independent expenditures (without registering a PAC or PCE) and prohibit others.

In their Complaint, Complainants stress CJN was "previously unknown", that it began its activity "in the waning days of the 2013 election campaign" and that its only public activity since its formation was the airing of a radio advertisement and the distribution of flyers. (Complaint at ¶¶ 1 and 5.) Essentially, Complainants ask the Commission to apply a different standard to those corporations which are established prior to an election and have little activity prior to an

election. In effect, it seeks a ban on independent expenditures made by corporations formed prior to an election. Or, at minimum, it requires such a corporation to form and register as a PAC and comply with burdensome PAC filing requirements, while allowing established corporations to make independent expenditures without registering as a PAC.

Such an application is certainly based on the status of the speaker, and demonstrates how such an application chills speech. As applied, an organization must file its Articles at some unknown point in time prior to the election, engage in its primary purpose for an unknown amount of time, while apparently not make any independent expenditures, or be subject to penalties for not forming a PAC.¹² Accordingly, the Commission should not compel CJN to register as a PAC and submit to Ohio's PAC filing requirements.

¹² Again, it is worth noting that CJN was formed in September 2013. It engaged in activities in line with its stated purpose for at least a month prior to making any independent expenditures. CJN did not make any independent until October 21, 2013.

IV. CONCLUSION

For the foregoing reasons, the Commission should conclude that alleged violations are frivolous, and therefore, it should dismiss the Complaint and order Complainants to pay costs.

Respectfully submitted,

MANGANO LAW OFFICES CO., LPA



Basil W. Mangano (0066827)
2245 Warrensville Center Rd.
Suite 213
Cleveland, Ohio 44118
T: (216) 397-5844/F: (216) 397-5845
bmangano@bmanganolaw.com

and

Ryan K. Hymore (0080750)
3805 Edwards Road, Suite 550
Cincinnati, Ohio 45209
T: (513) 255-5888/F: (216) 397-5845
rkhymore@bmanganolaw.com

Counsel for Respondents



DATE:	DOCUMENT ID	DESCRIPTION	FILING	EXPED	PENALTY	CERT	COPY
09/18/2013	201326000621	DOMESTIC ARTICLES/NON-PROFIT (ARN)	125.00	100.00		.00	.00

Receipt

This is not a bill. Please do not remit payment.

CINCINNATIANS FOR JOBS NOW
 JONATHON WHITE
 P.O. BOX 128724
 CINCINNATI, OH 45212

STATE OF OHIO CERTIFICATE

Ohio Secretary of State, Jon Husted

2231013

It is hereby certified that the Secretary of State of Ohio has custody of the business records for

CINCINNATIANS FOR JOBS NOW

and, that said business records show the filing and recording of:

Document(s)

DOMESTIC ARTICLES/NON-PROFIT

Document No(s):

201326000621

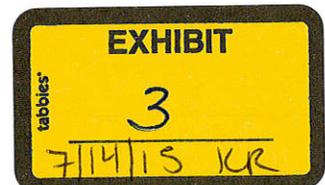
Effective Date: 09/17/2013



United States of America
 State of Ohio
 Office of the Secretary of State

Witness my hand and the seal of
 the Secretary of State at Columbus,
 Ohio this 18th day of September,
 A.D. 2013.

Ohio Secretary of State





Form 532B Prescribed by:
JON HUSTED
 Ohio Secretary of State
 Central Ohio: (614) 466-3910
 Toll Free: (877) SOS-FILE (767-3453)
 www.OhioSecretaryofState.gov
 BusServ@OhioSecretaryofState.gov

Mall this form to one of the following:

Regular Filing (non expedite)
 P.O. Box 670
 Columbus, OH 43216

Expedite Filing (Two-business day processing time requires an additional \$100.00).
 P.O. Box 1390
 Columbus, OH 43216

Initial Articles of Incorporation
 (Nonprofit, Domestic Corporation)
 Filing Fee: \$125
 (114-ARN)

First: Name of Corporation

Second: Location of Principal office in Ohio

City: State:

County:

Effective Date (Optional) (The legal existence of the corporation begins upon the filing of the articles or on a later date specified that is not more than ninety days after filing)
 mm/dd/yyyy

Third: Purpose for which corporation is formed

****Note for Nonprofit Corporations:** The Secretary of State does not grant tax exempt status. Filing with our office is not sufficient to obtain state or federal tax exemptions. Contact the Ohio Department of Taxation and the Internal Revenue Service to ensure that the nonprofit corporation secures the proper state and federal tax exemptions. These agencies may require that a purpose clause be provided.

****Note:** ORC Chapter 1702 allows for additional provisions to be included in the Articles of Incorporation that are filed with this office. If including any of these additional provisions, please do so by including them in an attachment to this form.

2013 SEP 17 AM 8:31

ORIGINAL APPOINTMENT OF STATUTORY AGENT

The undersigned, being at least a majority of the incorporators of Cincinnatians for Jobs Now hereby appoint the following to be statutory agent upon whom any process, notice or demand required or permitted by statute to be served upon the corporation may be served. The complete address of the agent is

CT Corporation
Name
1300 East 9th Street
Mailing Address
Cleveland Ohio 44114
City State Zip Code

Must be signed by the Incorporators or a majority of the Incorporators

Jonathan White
Signature
Signature
Signature

ACCEPTANCE OF APPOINTMENT

The Undersigned, CT Corporation, named herein as the Statutory Agent Name
Statutory agent for Cincinnatians for Jobs Now Corporation Name

hereby acknowledges and accepts the appointment of statutory agent for said corporation.

Statutory Agent Signature Sierra Burris Vice President & Assistant Secretary
Individual Agent's Signature / Signature on behalf of Corporate Agent

If the agent is an individual and using a P.O. Box, check this box to confirm the agent is an Ohio resident.

By signing and submitting this form to the Ohio Secretary of State, the undersigned hereby certifies that he or she has the requisite authority to execute this document.

Required

Articles and original appointment of agent must be signed by the incorporator(s).

If the incorporator is an individual, then they must sign in the "signature" box and print his/her name in the "Print Name" box.

If the incorporator is a business entity, not an individual, then please print the entity name in the "signature" box, an authorized representative of the entity must sign in the "By" box and print his/her name and title/authority in the "Print Name" box.

Jonathon White
Signature

Incorporator

By

Jonathon White

Print Name

Signature

By

Print Name

Signature

By

Print Name

Signature

By

Print Name



LIUNA!

DISTRICT EIGHT REGIONAL ORGANIZING COMMITTEE

22 Century Boulevard • Suite 450 • Nashville, TN 37214
Phone: (615) 885-7196 • Fax: (615) 885-6765

ROBERT E. RICHARDSON
Chairman

February 02, 2011

RALPH COLE
DALE WEST
Executive Board

Jonathon White
19 South Halloway St.
Dayton, OH 45417

GLENN E. FARNER, JR.
Secretary-Treasurer

Dear Sir and Brother:

MATTHEW MACLELLAN
Director

I am pleased to extend to you an offer of employment as a Staff Organizer of District Eight Regional Organizing Committee (DEROC), effective January 1, 2011. In that capacity, you will be employed on an at-will basis. In connection with your services, your annual salary will be \$60,683.40

In addition thereto, you will be reimbursed for any expenses incurred by you in connection with your work. Expenses shall be submitted by you in the form of an expense statement to the designated Bookkeeper, of DERO, on or about the first of each month.

Neither this offer of employment, its acceptance, nor the maintenance of any personnel policies, procedures or benefits creates a contract of employment. As an at-will employee, your services may be terminated at any time at the discretion of the employer without further obligation. To indicate your acceptance to and concurrence with these terms and conditions, please sign and return one copy of this letter.

With kind regards, I am

Fraternally yours,

Robert E. Richardson
DEROC Chairman

cc: Matthew MacLellan
DEROC Director

Signed and accepted by:

Employee Name

Date

DEROC - 0042

HEADQUARTERS:
905 16th Street, NW
Washington, D.C.
20006-1765
202-737-8320
Fax: 202-737-2754
www.liuna.org



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