



March 19, 2012

Hon. Douglas Shulman  
Commissioner, Internal Revenue Service  
1111 Constitution Avenue, N.W.  
Washington, DC 20224

Dear Commissioner Shulman:

I write on behalf of my client Common Cause to request that the Internal Revenue Service (IRS) investigate the apparent misuse of section 501(c)(4) tax-exempt status by Liberty Central, tax ID number 27-1222875. Based on an examination of the organization's web site, publicly visible activities, and its own statements, it appears that Liberty Central was operated primarily for the purpose of electing Tea Party candidates to Congress in 2010 and should therefore have been classed as a section 527 organization.

If, after investigation, the Service finds that Liberty Central's primary purpose was political, it should revoke its recognition of the organization's section 501(c)(4) status, recharacterize the group as a section 527 political organization, and impose any appropriate taxes and penalties.

Liberty Central was incorporated in November of 2009 and received \$550,000 in initial seed money from anonymous donors. Liberty Central filed Form 1024 dated January 29, 2010.<sup>1</sup> In that application for recognition of exemption, it presented itself as an issue- and policy-focused organization. It described its activities as including operation of a web site with information on public policy issues, online petitions to elected officials regarding issues, and conferences, events, and the like with a focus on citizen participation in government. The organization stated that the majority of its expenditures would be for public education, community development, and other social welfare activities. It talked about political campaign intervention as a hypothetical possibility, "In the event that the organization determines to support or oppose candidates..." and affirmatively represented that such activity would consist solely of publication of candidate voting records.

However, Liberty Central rapidly turned its attention to electoral politics. In January 2010, it commissioned joint polling with the Tea Party Patriots<sup>2</sup> and hosted the Patriots' strategic retreat.<sup>3</sup> In March of 2010, Virginia Thomas, the organization's President, was quoted by the Los Angeles Times as saying that in addition to score cards for members of Congress, the group "would be involved in the November election."<sup>4</sup>

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<sup>1</sup> Liberty Central submitted IRS form 1024. (Attached as exhibit A)

<sup>2</sup> Liberty Central and Tea Party Patriots online poll (Jan 12-20, 2010).

<http://replay.waybackmachine.org/20100407163508/http://www.libertycentral.org/news.html> (Attached as exhibit B)

<sup>3</sup> Liberty Central hosts strategic retreat for the Tea Party Patriots in January 2010. Described at 3:50.

<http://www.youtube.com/watch?v=pkL94bGSGmA&NR=1>

<sup>4</sup> Kathleen Hennessey, *Justice's wife launches 'tea party' group*, Los Angeles Times (Mar. 14, 2010), <http://articles.latimes.com/2010/mar/14/nation/la-na-thomas14-2010mar14>. (Attached as exhibit C)



The major focus of the group's web site in 2010, which apparently consumed a significant amount of Liberty Central's resources and energies, was organizing its constituency and directing them to support the organization's favored candidates. And the major focus of the group's President, Ms. Thomas, appears to have been coordinating with Tea Party organizations and traveling around the country to districts where Liberty Central had "target races." In the months leading up to the 2010 election, Liberty Central launched and promoted an electoral project called "Impact 2010," stating on its web site that, "The election this November will be a historic one. ...Liberty Central is working to retire those in Congress who support this big government agenda, while simultaneously helping return our country to a more pro-liberty Congress."

In June, 2010, Liberty Central sent questionnaires to candidates running in federal congressional races.<sup>5</sup> They included eleven questions on a range of topics, including the regulation of greenhouse gases, healthcare legislation, federal spending and taxes. In July, the organization issued online "legislative scorecards" on voting records for both the House and Senate. These "Congressional Scorecards" were described by the organization itself as "our first step in determining which Congressional races are the most important for Liberty Central to focus on in November."

In August, building off its prior work, Liberty Central published on its web site voting records of congressional candidates, accompanied by A-F grades. These grades were used to identify thirty "Target Races," and the organization's efforts to influence the outcome of those races were titled "Operation: Impact 2010."<sup>6</sup> Liberty Central publicly endorsed at least three U.S. Senate primary candidates in August 2010: Ron Johnson, Ovide Lamontagne, and Rand Paul.<sup>7</sup>

Throughout 2010, Ms. Thomas, while employed full-time as President of Liberty Central, travelled around the country promoting the organization and speaking at Tea Party events, including rallies in Richmond, Dallas and Atlanta. On September 28, 2010, Ms. Thomas spoke at the First Coast Tea Party's first annual fundraiser in Jacksonville, Florida.<sup>8</sup> While at the podium, she spoke about the coordination of efforts between First Coast Tea Party (FCTP) and Liberty Central, and called on the audience to give money to FCTP, pledging \$500 of her own money. Ms. Thomas described FCTP as a satellite office of Liberty Central, and as a base for Liberty Central staff and interns. Ms. Thomas then made a clear statement calling for the election of candidates Marco Rubio, Alan West, and Rick Scott, and the defeat of Alan Grayson. Records

<sup>5</sup> Liberty Central 2010 Candidate Questionnaire.

<http://web.archive.org/web/20110111155435/http://libertycentral.s3.amazonaws.com/wp-content/uploads/2010/06/Liberty-Central-2010-Candidate-Questionnaire-062110.docx> (Attached as exhibit D)

<sup>6</sup> Liberty Central Scorecard <http://web.archive.org/web/20101011220158/http://www.libertycentral.org/election-2010> (Attached as exhibit E)

<sup>7</sup> Liberty Central press release. August 9, 2010. "Liberty Central Endorses Ron Johnson, Ovide Lamontagne, and Rand Paul for U.S. Senate." (Attached as exhibit F)

<sup>8</sup> First Coast Tea Party Fund Raiser with Virginia Thomas (Sept. 28, 2010). <http://www.youtube.com/watch?v=mB-KpocYJIo&feature=related>



of many of her other appearances are not publicly available, but there is no reason to assume they were not similarly focused on candidate advocacy.

In October, shortly before the mid-term elections, Liberty Central published on its website a comparison of “Pro-liberty vs. Incumbent candidates” for its targeted races.<sup>9</sup> The incumbent candidates were given grades from A-F. Site visitors were encouraged to use this information to get involved in those races, to donate to favored candidates, and to “ensure that certain elected officials get an early retirement.” Twenty three U.S. House and Senate candidates received public endorsements.<sup>10</sup> The extent of Liberty Central’s involvement in the 2010 elections is set out in greater detail in the exhibits submitted along with this letter.

Shortly after the November 2010 election, Ms. Thomas left Liberty Central, and the organization affiliated with the Patrick Henry Center<sup>11</sup>, where it appears to have become largely inactive. The “What’s In Play” section of the landing page on its website has not been updated since August 24, 2011, and its blog has not been updated since October 3, 2011.

An organization is described in section 501(c)(4) if it is “operated exclusively for the promotion of social welfare.” IRC § 501(c)(4). Regulations further provide that “An organization is operated exclusively for the promotion of social welfare if it is primarily engaged in promoting in some way the common good and general welfare of the people of the community.” Treas. Reg. § 1.501(c)(4)-1(a)(2)(i). Further, “[t]he promotion of social welfare does not include direct or indirect participation or intervention in political campaigns on behalf of or in opposition to any candidate for public office.” Treas. Reg. § 1.501(c)(4)-1(a)(2)(ii). Thus, while electoral advocacy is not prohibited for these organizations, it may not be their primary activity.

An assessment of an organization’s primary activity can be made only in the context of its overall operations for the relevant year, in this case the 2010 tax year. As such, we cannot say with complete certainty that Liberty Central’s primary operations were political, as we do not have access to evidence to indicate the full scope of its operations. There is, however, substantial evidence of large-scale political activities, certainly sufficient to prompt an inquiry by the IRS.

The organization itself captured this primary political focus in its post-election press release, “Midterm election results vindicate Liberty Central’s mission.”<sup>12</sup> In that document, Liberty Central acknowledged that it “was launched to fill a significant pre-election gap.” Separately published House<sup>13</sup> and Senate<sup>14</sup> “Election Tally Sheets” analyzed the election results in Liberty

<sup>9</sup> Liberty Central’s Targeted Races. <http://web.archive.org/web/20110712031820/http://www.libertycentral.org/liberty-centrals-targeted-races-3-2010-10> (Attached as exhibit G)

<sup>10</sup> Liberty Central press release. October 12, 2010. “With 20 Days to Go, Liberty Central Endorses 20 More House & Senate Candidates.” (Attached as exhibit H)

<sup>11</sup> Ken Vogel, *Clarence Thomas’s wife, Ginni, reportedly quits Liberty Central*, Los Angeles Times (Nov. 15, 2010), <http://www.politico.com/news/stories/1110/45142.html#ixzz1pZiibovv>. (Attached as exhibit I)

<sup>12</sup> Liberty Central press release. November 4, 2010. “Midterm Election Results Vindicate Liberty Central’s Mission.” (Attached as exhibit J)

<sup>13</sup> Liberty Central 2010 US House Election Tally Sheet (Nov. 3, 2010). (Attached as exhibit K)

<sup>14</sup> Liberty Central 2010 US Senate Election Tally Sheet (Nov. 3, 2010). (Attached as exhibit L)



Central's target races, while highlighting the successful election of preferred candidates. When an allegedly 501(c)(4) organization claims electoral results as vindicating its mission and asserts that it was created for an electoral purpose, there is sufficient basis to question whether it should continue to be treated as a 501(c)(4) or should rather be treated as a 527 political organization.

Sincerely,

A handwritten signature in black ink, appearing to read 'Elizabeth Kingsley'. The signature is fluid and cursive, with a large initial 'E' and 'K'.

Elizabeth Kingsley

cc: Lois Lerner, Director of Exempt Organizations Division  
Nanette M. Downing, Acting Director, Exempt Organizations Examinations

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A

EXHIBIT

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**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 0710 (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 6)
- 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 (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) <b>Liberty Central, Inc.</b>		2 Employer identification number (EIN) (if none, see Specific Instructions on page 2) <b>27-1222875</b>
1b c/o Name (if applicable) <b>Virginia Thomas</b>		3 Name and telephone number of person to be contacted if additional information is needed <b>Cleta Mitchell, Foley &amp; Lardner LLP</b>
1c Address (number and street) <b>5765-F Burko Centre Parkway</b>	Room/Suite <b>Suite 302</b>	
1d City, town or post office, state, and ZIP + 4. If you have a foreign address, see Specific Instructions for Part I, page 2. <b>Burke, VA 22015</b>		( <b>202</b> ) <b>672-5300</b>
1e Web site address <b>www.libertycentral.org</b>	4 Month the annual accounting period ends <b>December</b>	5 Date incorporated or formed <b>November 6, 2009</b>

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

*Virginia L. Thomas*  
(Signature)

**Virginia L. Thomas**  
(Type or print name and title of authority of signer)

**1/29/2010**  
(Date)

**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.

- 2 List the organization's present and future sources of financial support, beginning with the largest source first.
- Liberty Central, Inc. is supported by personal financial contributions. Personal financial contributions are solicited by the President of Liberty Central, Inc. based on her personal connections to and outreach efforts with a network of conservative donors. In the future, Liberty Central, Inc. may obtain the services of consultants to assist the organization with obtaining small financial contributions and online subscriptions to the organization's website. Any sources of financial support will be in furtherance of the organization's exempt purposes.

## Part II. Activities and Operational Information (continued)

3 Give the following information about the organization's governing body:

a Name, address, and title of officers, directors, trustees, etc.	b Annual compensation
See attached.	See attached.

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.  
Not applicable.

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).  
Not applicable.

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.  
Not applicable -- Liberty Central, Inc. will not issue stock.

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.  
Liberty Central, Inc.'s Board of Directors is authorized to establish classes of membership in Liberty Central, Inc., and to determine the rights, responsibilities and amounts due to be paid at each level of membership. Liberty Central, Inc.'s Board of Directors have established such requirements for membership pursuant to a resolution of the Board of Directors of Liberty Central, Inc. attached hereto.

8 Explain how your organization's assets will be distributed on dissolution.

Upon Liberty Central, Inc.'s dissolution and after paying or providing for payment of its debts by majority vote, the Board of Directors will distribute Liberty Central, Inc.'s remaining assets to any organization or organizations which has or have been created for the same or similar purpose of Liberty Central, Inc., provided that the recipient organization(s) is an exempt organization under the provisions of Section 501(c)(3) or 501(c)(4) of the Internal Revenue Code, as amended.



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?
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?
If "Yes," state in detail the amount received and the character of the services performed or to be performed.
Liberty Central, Inc. may choose to sell subscriptions via its website to certain of its newsletters and programs in the future. To the extent that Liberty Central, Inc.'s receipt of payments for such subscriptions are payments for services performed, the ability to subscribe to its newsletters and programs will be made available to all users of its website and will be offered to such users in furtherance of the organization's exempt purposes. The organization will be operated primarily to promote social welfare and not primarily for the benefit of its subscribers, which subscribers are anticipated to be a small portion of the overall users of its website by the general public.

11 Has the organization made, or does it plan to make, any payments to members or shareholders for services performed or to be performed?
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)?
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.?
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?
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?
See attached.

16 Does the organization publish pamphlets, brochures, newsletters, journals, or similar printed material?
If "Yes," attach a recent copy of each.

Form 990 (Rev. 9-00)

Page 5

**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**

	(a) Current Tax Year		3 Prior Tax Years or Proposed Budget for Next 2 Years		
	From 1/1/10 To 12/31/10	(b) 2011	(c) 2012	(d)	(e) Total
<b>Revenue</b>					
1 Gross dues and assessments of members					
2 Gross contributions, gifts, etc.	2,014,000	2,316,000	2,664,000		
3 Gross amounts derived from activities related to the organization's exempt purpose (attach schedule) (include related cost of sales on line 9.)					
4 Gross amounts from unrelated business activities (attach schedule)					
5 Gain from sale of assets excluding inventory items (attach schedule)					
6 Investment income (see page 3 of the instructions)					
7 Other revenue (attach schedule)					
8 Total revenue (add lines 1 through 7)	2,014,000	2,316,000	2,664,000		
<b>Expenses</b>					
9 Expenses attributable to activities related to the organization's exempt purposes	1,077,000	1,185,000	1,304,000		
10 Expenses attributable to unrelated business activities					
11 Contributions, gifts, grants, and similar amounts paid (attach schedule)					
12 Disbursements to or for the benefit of members (attach schedule)					
13 Compensation of officers, directors, and trustees (attach schedule)	259,000	279,000	304,000		
14 Other salaries and wages	80,000	88,000	97,000		
15 Interest					
16 Occupancy	6,000	7,000	8,000		
17 Depreciation and depletion	1,000	1,000	1,000		
18 Other expenses (attach schedule)	85,000	94,000	103,000		
19 Total expenses (add lines 9 through 18)	1,484,000	1,680,000	1,793,000		
20 Excess of revenue over expenses (line 8 minus line 19)	554,000	710,000	895,000		

**B. Balance Sheet (at the end of the period shown)**

		Current Tax Year as of 12/31/10
<b>Assets</b>		
1	Cash	554,000
2	Accounts receivable, net	
3	Inventories	
4	Bonds and notes receivable (attach schedule)	
5	Corporate stocks (attach schedule)	
6	Mortgage loans (attach schedule)	
7	Other investments (attach schedule)	
8	Depreciable and depletable assets (attach schedule)	
9	Land	
10	Other assets (attach schedule)	
11	<b>Total assets</b>	554,000
<b>Liabilities</b>		
12	Accounts payable	
13	Contributions, gifts, grants, etc., payable	
14	Mortgages and notes payable (attach schedule)	
15	Other liabilities (attach schedule)	
16	<b>Total liabilities</b>	
<b>Fund Balances or Net Assets</b>		
17	<b>Total fund balances or net assets</b>	554,000
18	<b>Total liabilities and fund balances or net assets (add line 16 and line 17)</b>	554,000

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.

**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)(18)) 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 of exemption 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 I 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.

Not applicable.

## ATTACHMENT TO IRS FORM 1024

Liberty Central, Inc.  
5765-F Burke Centre Parkway, Suite 302  
Burke, Virginia 22015  
EIN: 27-1222875

**Part II, Question 1 – Activities of the Organization**

Liberty Central, Inc. is a national non-profit tax-exempt public policy and educational institution created to provide citizens with opportunities to engage in civic education online, civic activism and community building around core founding principles of America.

Liberty Central, Inc.'s three main objectives are as follows: (i) to educate the American people on founding principles and their foundations; (ii) to inspire and motivate the American people to participate in civic activism by providing them with online information regarding key public policy or cultural issues, solutions to current issues, and recent developments in public activism; and (iii) to activate the American people to participate in online activism by promoting certain causes and directing online readers to specific opportunities to participate in activism activities.

Liberty Central, Inc. is a national non-partisan membership organization that is open to members of all political parties who share the group's mission.

Liberty Central, Inc. has created a website available at [www.libertycentral.org](http://www.libertycentral.org) which serves as the online platform to provide the American people with opportunities to become educated, motivated, and to participate in online activism in furtherance of Liberty Central, Inc.'s three main objectives. The website will allow readers to engage in the following online activities:

- Read information concerning public policy or cultural issues being debated at the national, state, and local levels;
- Review an online library of descriptions of America's founding ideals, foundations and practical applications;
- Read issue briefs on current issues;
- Read case studies and personal profiles, watch videos, listen to music or artistic impressions, and study art or writings associated with America's core founding principles; and
- Search an online catalog of issues, organizations and resources that readers can use as resources to engage in their own civic activism.

Liberty Central, Inc. seeks to further its goals by several means, including.

- Developing its website to allow online readers to sign petitions and write to their elected representatives regarding core founding issues and their perceived threats to those principles;
- Sponsoring conferences, events, programs, e-newsletters and other initiatives with a focus on citizen participation in their government and culture; and
- Distributing an online newsletter containing discussions of issues relating to core founding principles.

## ATTACHMENT TO IRS FORM 1024

Liberty Central, Inc.  
5765-F Burke Centre Parkway, Suite 302  
Burke, Virginia 22015  
EIN: 27-1222875

**Part II, Question 3(a) – Names, Addresses and Titles of Officers & Directors**Directors:

Diann Huber  
5765-F Burke Centre Parkway, Suite 302  
Burke, Virginia 22015

Leonard Leo  
5765-F Burke Centre Parkway, Suite 302  
Burke, Virginia 22015

Tracy Price  
5765-F Burke Centre Parkway, Suite 302  
Burke, Virginia 22015

Bob Russell  
5765-F Burke Centre Parkway, Suite 302  
Burke, Virginia 22015

Matt Schlapp  
5765-F Burke Centre Parkway, Suite 302  
Burke, Virginia 22015

Virginia Thomas  
5765-F Burke Centre Parkway, Suite 302  
Burke, Virginia 22015

Officers:

Virginia Thomas, President and Chief Executive Officer  
5765-F Burke Centre Parkway, Suite 302  
Burke, Virginia 22015

Tracy Price, Treasurer  
5765-F Burke Centre Parkway, Suite 302  
Burke, Virginia 22015

Sue Hamblen, Secretary and National Coordinator  
5765-F Burke Centre Parkway, Suite 302  
Burke, Virginia 22015

## ATTACHMENT TO IRS FORM 1024

Liberty Central, Inc.  
5765-F Burke Centre Parkway, Suite 302  
Burke, Virginia 22015  
EIN: 27-1222875

**Part II, Question 3(b) – Annual Compensation of Officers & Directors**

Liberty Central, Inc.'s directors are not compensated for their services as directors of the Corporation.

Virginia Thomas serves as both President and Chief Executive Officer of the Corporation. In her capacity as President of the Corporation, Ms. Thomas is compensated for her services provided to the Corporation. The compensation of the President is a commercially reasonable amount in compliance with the policies of the Corporation related to Executive Compensation and other applicable provisions of law related to governance of not-for-profit organizations. Ms. Thomas' compensation as President of the Corporation has been approved by the Board of Directors of the Corporation in the amount of \$150,000 per year.

Sue Hamblen serves as the Secretary and National Coordinator of the Corporation. In her capacity as National Coordinator of the Corporation, Ms. Hamblen is compensated for her services provided to the Corporation. The compensation of the National Coordinator is a commercially reasonable amount in compliance with the policies of the Corporation related to Executive Compensation and other applicable provisions of law related to governance of not-for-profit organizations. Ms. Hamblen's compensation as National Coordinator of the Corporation has been approved by the Board of Directors of the Corporation in the amount of \$85,000 per year.

Tracy Price serves as the Treasurer of the Corporation. In his capacity as Treasurer of the Corporation, Mr. Price is compensated for his services provided to the Corporation. The compensation of the Treasurer is a commercially reasonable amount in compliance with the policies of the Corporation related to Executive Compensation and other applicable provisions of law related to governance of not-for-profit organizations. Mr. Price's compensation as Treasurer of the Corporation has been approved by the Board of Directors of the Corporation in the amount of \$24,000 per year.

Part II, Question 7 (Qualification for Membership in the Organization)  
The resolution of the Board of Directors of Liberty Central, Inc. establishing the requirements for membership in the organization is attached hereto.

Liberty Central, Inc.  
5765-F Burke Centre Parkway, Suite 302  
Burke, Virginia 22015  
EIN: 27-1222875

ATTACHMENT TO IRS FORM 1024

## ATTACHMENT TO IRS FORM 1024

Liberty Central, Inc.  
5765-F Burke Centre Parkway, Suite 302  
Burke, Virginia 22015  
EIN: 27-1222875

**Part II, Question 15 – Plans to Spend Funds to Attempt to Influence the Selection,  
Nomination, Election or Appointment of Certain Officials**

The majority of Liberty Central, Inc.'s expenditures will be for public education, community development and other activities appropriate for a social welfare organization. In the event that the organization determines to support or oppose candidates through office (only to the extent that the organization will publish candidate voting records on positions regarding various issues to help inform the electorate on core issues before the electorate votes on these issues, all in accordance with local, state and federal law), such expenditures will be a minority of the organization's total expenditures and will be duly reported to the IRS on a Form 1120-POL Tax Return for Certain Political Organizations.



ATTACHMENT TO IRS FORM 1024

Liberty Central, Inc.  
 5765-F Burke Centre Parkway, Suite 302  
 Burke, Virginia 22015  
 EIN: 27-1222875

Part III, Question 18 – Statement of Revenues and Expenses, Other Expenses

Amounts identified for "Compensation of Officers and Directors" on Line 13 of the Financial Data schedule reflect amounts to be paid to each of the following individuals in each of the following amounts:

Name	2010	2011	2012
Virginia Thomas, President	\$150,000	\$165,000	\$180,000
Sue Hamblen, Secretary	\$85,000	\$90,000	\$100,000
Tracy Price, Treasurer	\$24,000	\$24,000	\$24,000

Amounts identified for "Other Expenses" on Line 18 of the Financial Data schedule reflect amounts budgeted for current and projected legal, accounting and insurance expenses.

LIBERTY CENTRAL, INC.  
A Delaware Nonprofit Corporation

BYLAWS

ARTICLE I  
Name, Offices

The name of the Corporation, as stated in the Certificate of Incorporation, is Liberty Central, Inc. (the "Corporation").

The principal office of the Corporation shall be located in the State of Delaware. The Corporation may also have offices at such other places within or without the State as the Board of Directors may from time to time determine. The initial registered office is at Corporation Service Company, Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, Delaware 19808.

ARTICLE II  
Purpose, Certain Restrictions, Dissolution

Section 2.1. Purpose. The Corporation is organized and shall be operated exclusively for the purpose of promotion of social welfare within the meaning of section 501(c)(4) of the Internal Revenue Code of 1986 (the "Code"). Notwithstanding any other provision of the Certificate of Incorporation, these Bylaws, or any other provision of law, the Corporation shall not have the power to carry on any activities which would cause it to fail to qualify, or to fail to continue to qualify, as an organization exempt from federal income tax under section 501(c)(4) of the Code (or the corresponding section of any future federal tax code).

Section 2.2. No Inurement. No part of the earnings of the Corporation shall inure to the benefit of or be distributable to any private individual or person; provided, however, that the Corporation may pay reasonable compensation for services rendered to it and reimbursement of expenses reasonably incurred on its behalf.

Section 2.3. Distribution of Assets Upon Dissolution. Upon the dissolution or liquidation of the Corporation, after payment of liabilities, the assets of the Corporation shall be transferred solely to one or more organizations recognized as exempt from federal income tax under section 501(c)(3) or 501(c)(4) of the Code (or the corresponding section of any future federal tax code).

ARTICLE III  
Membership

The Corporation shall have members. The Board of Directors shall, by resolution, establish the classes of membership and the dues and other requirements of membership in the Corporation.

## ARTICLE IV Board of Directors

Section 4.1. Governing Authority. The affairs and business of the Corporation shall be managed by or under the direction of the Board of Directors. The number of directors shall be not less than three or more than eight, as may be determined from time to time by the Board of Directors. Directors shall be elected annually by the Board of Directors at the regular annual meeting of the Board of Directors. Except as specified in this section, each director shall hold office until his or her successor is elected and qualified, or until his or her earlier resignation or removal.

Section 4.2. Board Members. Members of the Board of Directors shall be persons over the age of 18 years who have an interest in and commitment to the purposes and activities of the Corporation.

Section 4.3. Annual and Regular Meetings. There shall be an annual meeting of directors, which shall be held on such day, and at such place, as shall be designated in the notice of such meeting, for the purpose of electing directors, and for the transaction of such other business as may come before the meeting. The Board of Directors may provide, by resolution, the time and place for the holding of additional regular meetings without other notice than such resolution.

Section 4.4. Special Meetings. Special meetings of the Board of Directors may be called by the President or by any two directors to be held at such time and place as shall be designated in the notice of the meetings.

Section 4.5. Notice and Purpose of Meetings. Notice of the time and place of any meeting of the Board of Directors shall be given at least three days in advance thereof by written notice delivered personally or sent by overnight courier, mail, or facsimile to each director at his or her address or facsimile number as shown on the records of the Corporation. If deposited with an overnight courier, such notice shall be deemed to be delivered when deposited with the overnight courier. If mailed, such notice shall be deemed to be delivered when deposited in the United States mail in a sealed envelope so addressed, with postage prepaid. If given by facsimile, such notice shall be deemed delivered when the sending facsimile machine indicates successful transmission. Any director may waive notice of any meeting. The attendance of a director at any meeting shall constitute a waiver of notice thereof, except where a director attends a meeting for the express purpose of objecting to the transaction of any business because the meeting is not lawfully called or convened. Neither the business to be transacted at, nor the purpose of, any regular or special meeting of the Board of Directors need be specified in the notice or waiver of notice of such meeting, except that the purpose of a special meeting to consider removal of a director must be stated in the notice of meeting.

Section 4.6. Quorum. A quorum for the transaction of business at any meeting of the Board of Directors shall consist of a majority of the directors then in office if there then is an odd number of directors, or one-half of the number of directors if there then is an even number of directors in office, except that if less than a majority of the directors then in office is present at

any such meeting, a majority of the directors present may adjourn the meeting from time to time without further notice.

Section 4.7. Telephonic Meetings. Directors may participate in and act at any meeting of the Board of Directors through the use of a conference telephone or other communications equipment by means of which all persons participating in the meeting can communicate with each other. Participation in such meeting shall constitute attendance and presence in person at the meeting of the person or persons so participating.

Section 4.8. Manner of Acting. The act of the majority of the directors present at a meeting at which a quorum is present shall be the act of the Board of Directors. Any action of the directors may be taken without a meeting if a unanimous consent in writing (setting forth the action so taken) shall be signed by all the directors entitled to vote with respect to the subject matter thereof.

Section 4.9. Removal and Resignations. Directors may be removed from office by a vote of two-thirds of all directors then in office. Such action may be taken at a regular meeting of the Board of Directors or at a special meeting called for such purpose, provided that notice of the proposed removal shall be sent to all directors at least 20 days prior to the special meeting. Any director may resign from the Board of Directors at any time by giving written notice to the Board of Directors, or to the President or Secretary of the Corporation, and, unless otherwise specified therein, the acceptance of such resignation shall not be necessary to make it effective but such resignation shall be effective when notice is delivered.

Section 4.10. Vacancies. Any vacancy occurring in the Board of Directors and any directorship to be filled by reason of an increase in the number of directors shall be filled by the Board of Directors. A director elected to fill a vacancy shall be elected for the unexpired term of his or her predecessor in office.

Section 4.11. Procedure. The Board of Directors may adopt its own rules of procedure which shall not be inconsistent with these Bylaws.

Section 4.12. Committees and Advisory Bodies. The Board of Directors may from time to time establish one or more committees and one or more advisory bodies. Each committee shall have two or more directors, and all committee members shall serve at the pleasure of the Board of Directors

## ARTICLE V Officers

Section 5.1. Number and Tenure of Officers. There shall be a President, Executive Director, Treasurer, and Secretary of the Corporation, and there also may be such Vice Presidents, Assistant Treasurers and Assistant Secretaries as the Board of Directors may elect from time to time. Any two offices may be held by one person, except that the same person shall not hold the offices of President and Secretary. The officers shall be selected by the Board of Directors in such manner as the directors shall determine, and shall hold office at the pleasure of the Board of Directors. Unless the Board of Directors shall determine otherwise in its sole

Section 6.4. Gifts. The Board of Directors may accept on behalf of the Corporation any contribution, gift, bequest or devise for the general purposes or for any special purpose of the Corporation.

#### ARTICLE VII Miscellaneous

Section 7.1. Books and Minutes. The Corporation shall keep correct and complete books and records of account and shall also keep minutes of the meetings of its Board of Directors.

Section 7.2. Fiscal Year. The fiscal year of the Corporation shall end on the last day of December in each year.

Section 7.3. Waiver of Notice. Whenever any notice whatsoever is required to be given under the provisions of the Delaware General Corporation Act, or any successor thereto, or under the provisions of the Certificate of Incorporation or these Bylaws, a waiver thereof in writing signed by the persons entitled to such notice, whether before or after the time stated therein, shall be deemed equivalent to the giving of such notice. Attendance at any meeting shall constitute waiver of notice thereof unless the person at the meeting objects to the holding of the meeting because proper notice was not given.

Section 7.4. Indemnification of Directors, Officers, Employees and Agents. The Corporation shall indemnify all of its present and former directors, officers, employees and agents to the full extent permitted by the Delaware General Corporation Act, or any successor thereto, the relevant indemnification provisions of which Act, or incorporated in such Act, are hereby incorporated herein by reference. To the extent determined from time to time by the Board of Directors of the Corporation, the Corporation shall also cause to be purchased insurance for such indemnification of its officers and directors.

#### ARTICLE VIII Amendment to Bylaws

These Bylaws may be altered, amended or repealed and new Bylaws may be adopted by a majority of the directors present at any regular meeting of the Board of Directors at which a quorum is present or at any special meeting of the Board of Directors at which a quorum is present.

\* \* \*

discretion, each officer shall hold office until his or her resignation or removal or until his or her successor shall have been chosen by the directors.

Section 5.2. Responsibility of Officers.

1. President. The President shall preside over meetings of the Board of Directors. In the event of the absence of the President, or in the event of his inability or refusal to carry out his responsibilities as President, the responsibilities of the President shall be performed by the Vice-President. In the event of the absence of the Vice-President, or in the event of his inability or refusal to carry out his responsibilities as Vice-President, the responsibilities of the Vice-President shall be performed by the Treasurer.

2. Executive Director. The Executive Director shall be the chief executive officer of the Corporation, and shall have general executive responsibility for the successful functioning of the Corporation. The Executive Director shall be an ex-officio, non-voting member of the Board of Directors and shall serve at the pleasure of the Board of Directors.

3. Treasurer. The Treasurer shall be responsible for all funds and shall maintain such funds in the name of the Corporation in such bank or banks or investment firm or firms, or both, and in such deposits and investments, as he may from time to time select. The Treasurer shall be the chief accounting officer and shall maintain the accounting and financial records of the Corporation.

4. Secretary. The Secretary shall maintain all of the permanent corporate and non-financial records of the Corporation, except those records in use by the current officers, and shall generally oversee and manage corporate and other non-financial records of the Corporation.

## ARTICLE VI

### Contracts, Loans, Checks, Deposits, Gifts

Section 6.1. Contracts. The Board of Directors may authorize any officer or agent of the Corporation, in addition to the officers so authorized by these Bylaws, to enter into any contract or sign any instrument in the name of the Corporation, and such authority may be general or confined to specific instances.

Section 6.2. Borrowing. No loan shall be contracted on behalf of the Corporation and no evidence of indebtedness shall be issued unless authorized by a resolution of the Board of Directors. Such authority may be general or confined to specific instances.

Section 6.3. Checks and Drafts. All checks, drafts or other orders for the payment of money, notes or other evidences of indebtedness (issued in the name of the Corporation) shall be signed by such officers or agents of the Corporation as shall from time to time be determined by the Board of Directors. In the absence of such determination by the Board of Directors, such instruments shall be signed by the Treasurer and may be countersigned by the President or a Vice-President when countersignature is required.

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B

EXHIBIT

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NEWS

Next Open Letter to our Supporters - March 19, 2010

Round 2 with the media - Pre Launch in early May

Liberty Central, Inc. is running as fast as we can to get established and we thank our selectively vigilant colleagues in the mainstream media for noticing that Liberty Central is indeed, a startup operation with plenty of logistical details and challenges hitting us since February 1, when our 3 staff began full time.

Complicated and lengthy governmental regulations from state, local and federal authorities cripple and challenge small businesses across this nation every day. No one can understand it until you start trying to run your own business with a small number of people, who are not subsidized by federal funds. Without any malice or bad intention, employers can get caught in a morass of forms from various offices of state, local and federal government. Such inadvertent entanglement and paperwork is too easily cast as bad faith or ethical lapses. We want to thank our zealous friends in the mainstream media for noticing that Liberty Central is indeed, a startup wrestling with these challenges.

As a brand new, grassroots organization, Liberty Central has only recently begun the process of registering its non-profit status in the limited number of states where registration is required. As a result of the complex interaction of federal tax law and state laws governing non-profit organizations, Liberty Central had been hoping to get a formal tax "determination letter" from the IRS before filing documents with state government charities regulators. Most of the forms produced by the charities regulators require a copy of that "determination letter" to accompany the registration. Fortunately, the IRS issued our "determination letter" on March 15th and we received it on March 18th. Now that Liberty Central's non-profit status has been formally reviewed and acknowledged by the IRS, we will begin the state by state registration process.

Contrary to today's LA Times accusatory article, we have received no letter from the State of Virginia but we did file with the State agency last night! We look forward to receiving the alleged letter from the state of Virginia that was apparently generated yesterday in response to inquiry from the LA Times without first reaching out to us.

We thank the reporters for assisting us in this small business awareness and hope they show similar diligence in scrutinizing those who are a far larger threat within our society than Liberty Central in the near future.

Thank you,  
The Liberty Central Team

Washington - February 18

Make Your Donation

Make a real difference and support restoring America's greatness.

DONATE TODAY

Our Pillars Include:

*Education of core founding principles and their application to civic engagement today*

*Motivation in understanding key issues and hearing success stories*

*Activism in promoting causes and organizing on issues of interest*





A poll of random online respondents commissioned by Liberty Central.org and Tea Party Patriots finds that new citizen activists have been misunderstood and mischaracterized by much of the mainstream media. This poll of 2,000 online respondents was conducted from January 12-20, 2010 answered by a nationally representative sample provided by Survey Sampling, Inc.

"New citizen activists have been cast as ignorant, intolerant or a radical fringe by many in the media. The facts are now demonstrating that the mainstream media is wrong and ordinary citizens are up against biased elitists who are not seemingly interested in the truth." said Virginia Thomas, President and CEO of Liberty Central at CPAC. "The heart of America is our everyday citizens whose voices and inspiring stories will help preserve our precious liberty, and this poll shows why new citizen activists are mad, who they are and what they want."

According to Mark Meckler, "This poll is important, because as a grassroots organization Tea Party Patriots must constantly reach out and learn from activists in the field. The genius of the movement is in the field, and this poll provides fundamental information that will guide us in the coming year."

Jenny Beth Martin said, "The core values Tea Party Patriots have been espousing for the last year are fiscal responsibility, constitutionally limited government, and free markets. This poll shows that those core values are not the fringe in America but are rather the center of Americans when it comes to politics."

**Some of the key findings of the poll include:**

- The size of this movement is increasing and it evidences a conservative ascendancy.
- New citizen activists are increasingly worried that we are losing the core of what makes America great.
- They are more likely to be consumers of mainstream media, but find most credibility in talk radio, the internet and Fox News.
- Their key 'gripes' are: (1) aloof politicians, (2) biased media and (3) leftist agenda untethered to core founding principles of our nation.
- Their focus is intensely on 2010.
- Their demographics are unusually even in terms of age, education and income.

Liberty Central is a new 501c4 whose website at [www.libertycentral.org](http://www.libertycentral.org) will be will officially launched in April 2010 as a major online resource for informing, motivating and activating everyday citizens around core founding principles of the US Constitution. Tea Party Patriots is a 501c4 with over 1,500 chapters nationwide. By organizing rallies, recruiting, motivating and informing citizen activists, and connecting them through [www.teapartypatriots.org](http://www.teapartypatriots.org), Tea Party Patriots operates as a grassroots organization made up of ordinary citizens reclaiming America's founding principles.

**Some of the key findings of the poll include:**

**1. The size of this movement is increasing and it evidences a conservative ascendancy.**

While 'just' 38% of Americans identify themselves as conservatives, 58 percent are conservative when judged based on their answers about policy views. By the same measure, just 28 percent are liberal.

While there are currently up to 14 million conservative "activists", there are an additional 43 million conservative "information seekers" who are deciding how active they want to be - - making 57 million people open to "informed activism."

**2. More and more worry that we are losing the core of what makes America great.**

85% worry that America might be losing the core of what made America great, including 46% of liberals (and 47% of those who voted for President Obama).

**3. These new citizen activists are more likely to be consumers of mainstream media, but find most credibility in talk radio, the internet and Fox News.**

Conservative activists and information seekers are more likely than average Americans to be viewers of mainstream news sources like the three major networks, PBS, CNN, MSNBC - including 60 Minutes, Frontline & other network specials. So while the liberal Left likes to portray this conservative counterculture as out-of-touch and uninformed, they are actually better informed than most. (Note: an average of 9 percent of Americans watch CNN & MSNBC but 32% of conservative activists watch these.)

80% of conservative activists and 72% of liberals believe the internet has become the best source of information about what is going on in government.

72% of conservative activists and 33% of liberals think talk radio has become the best source of information on what is going on in the government.

**4. Their Key 'gripes' are: (1) aloof politicians, (2) biased media and (3) leftist agenda.**

64% think politicians listen more to lobbyists than ordinary citizens.

58% find it frustrating that politicians seem not to be listening to citizens.

44% think laws are being written in technical, legal jargon.

59% think the mainstream media is showing favoritism.

53% think the media ignores views of people like them, or treats those with their views unfairly.

**5. Focus is intensely on 2010.**

While 63% of conservative activists (34% of Republicans) and 50% of conservative 'info-seekers' are passionately focused on the 2010 midterms, just 14 percent of liberals (19% of Democrats) are focused there.

Contact: Amy Feather (703) 537-6877

5

EXHIBIT

← Back to Original Article

## Justice's wife launches 'tea party' group

*The nonprofit run by Virginia Thomas, wife of Supreme Court Justice Clarence Thomas, is likely to test notions of political impartiality for the court.*

March 14, 2010 | By Kathleen Hennessey

Reporting from Washington — As Virginia Thomas tells it in her soft-spoken, Midwestern cadence, the story of her involvement in the "tea party" movement is the tale of an average citizen in action.

"I am an ordinary citizen from Omaha, Neb., who just may have the chance to preserve liberty along with you and other people like you," she said at a recent panel discussion with tea party leaders in Washington. Thomas went on to count herself among those energized into action by President Obama's "hard-left agenda."

But Thomas is no ordinary activist.

She is the wife of Supreme Court Justice Clarence Thomas, and she has launched a tea-party-linked group that could test the traditional notions of political impartiality for the court.

In January, Virginia Thomas created Liberty Central Inc., a nonprofit lobbying group whose website will organize activism around a set of conservative "core principles," she said.

The group plans to issue score cards for Congress members and be involved in the November election, although Thomas would not specify how. She said it would accept donations from various sources -- including corporations -- as allowed under campaign finance rules recently loosened by the Supreme Court.

"I adore all the new citizen patriots who are rising up across this country," Thomas, who goes by Ginni, said on the panel at the Conservative Political Action Conference. "I have felt called to the front lines with you, with my fellow citizens, to preserve what made America great."

The move by Virginia Thomas, 52, into the front lines of politics stands in marked contrast to the rarefied culture of the nation's highest court, which normally prizes the appearance of nonpartisanship and a distance from the fisticuffs of the politics of the day.

Justice Thomas, 61, recently expressed sensitivity to such concerns, telling law students in Florida that he doesn't attend the State of the Union because it is "so partisan." Thomas, who was nominated by President George H.W. Bush, has been a reliable conservative vote since he joined the court in 1991.

Experts say Virginia Thomas' work doesn't violate ethical rules for judges. But Liberty Central could give rise to conflicts of interest for her husband, they said, as it tests the norms for judicial spouses. The couple have been married since 1987.

"I think the American public expects the justices to be out of politics," said University of Texas law school professor Lucas A. "Scot" Powe, a court historian.

He said the expectations for spouses are far less clear. "I really don't know because we've never seen it," Powe said.

Under judicial rules, judges must curb political activity, but a spouse is free to engage.

"We expect the justice to make decisions uninfluenced by the political or legal preferences of his or her spouse," said New York University law professor Stephen Gillers, an expert on legal ethics.

Virginia Thomas declined to comment in detail about her plans for LibertyCentral.org, which she said would fully launch in May. In a brief phone interview, she did not directly answer questions about whether she and her husband had discussed the effects her role might have on perceptions of his impartiality.

"I don't involve myself in litigation. Are you asking that because there's a different standard for conservatives? Did you ask Ed Rendell that question?" she said, referring to the Democratic governor of Pennsylvania, who is married to a federal appellate court judge.

Virginia Thomas has long been a passionate voice for conservative views. She has worked for former Republican Rep. Dick Armey of Texas and for the Heritage Foundation, a conservative think tank with strong ties to the GOP.

In 2000, while at the Heritage Foundation, she was recruiting staff for a possible George W. Bush administration as her husband was hearing the case that would decide the election. When journalists reported her work, Thomas said she saw no conflict of interest and that she rarely discussed court matters with her husband.

"We have our separate professional lives," she said at the time.

In fall 2008, when Thomas joined Hillsdale College as an administrator, she called the school's Washington campus "the safest place for me to be when it comes to conflicts." Her new endeavor could signal a return from that shelter.

Although Liberty Central is a nonpartisan group, its website shows an affinity for conservative principles. Her biography notes that Thomas is a fan of Rush Limbaugh and Mark Levin, author of "Men in Black: How the Supreme Court is Destroying America."

"She is intrigued by Glenn Beck and listening carefully," the bio says.

As in her appearance at the panel discussion, the website does not mention Clarence Thomas.

The judicial code of conduct does require judges to separate themselves from their spouses' political activity. As a result, Marjorie Rendell, a judge on the 3rd U.S. Circuit Court of Appeals, has stayed away from political events, campaign rallies and debates in Pennsylvania. Her husband discussed such issues in his first campaign for governor.

Since then, Judge Rendell has sought the opinion of the judiciary's Committee on Codes of Conduct when a case presents a possible conflict of interest involving her husband's political office, she said.

Law professor Gillers said that Justice Thomas, too, should be on alert for possible conflicts, particularly those involving donors to his wife's nonprofit.

"There is opportunity for mischief if a company with a case before the court, or which it wants the court to accept, makes a substantial contribution to Liberty Central in the interim," he said.

Justice Thomas would be required to be aware of such contributions, Gillers said, adding that he believes Thomas should then disclose those facts and allow parties in the case to argue for recusal.

But it would be up to Justice Thomas to decide whether to recuse himself. He could not be reached for comment.

As a 501(c)(4) nonprofit, Liberty Central can raise unlimited amounts of corporate money and largely avoid disclosing its donors.

Because of a recent Supreme Court decision, *Citizens United vs. Federal Election Commission*, the group may also spend corporate money freely to advocate for or against candidates for office.

Justice Thomas was part of the 5-4 majority in that case.

[khennessy@tribune.com](mailto:khennessy@tribune.com)

# EXHIBIT

D



### QUESTIONNAIRE FOR 2010 CONGRESSIONAL CANDIDATES

Liberty Central is a 501(c)(4) organization with the mission of listening to, inspiring, and activating conservative grassroots activists. The eleven questions below represent the concerns of a broad range of our members. They also reflect our interest in ensuring that elected officials respect Liberty Central's five core principles: limited government, individual liberty, personal responsibility, national security, and free enterprise. Please answer each question thoroughly.

1. Do you oppose government regulation of greenhouse gas emissions?
2. Would you support repealing the Obama Health Care Bill, including the individual mandate?
3. Should Congress continue to use the "general welfare" clause (Art. I, Sec. 8) to regulate aspects of our lives, such as agriculture and education, that are traditionally under the authority of the private sector, state, and local government?
4. Do you support a "border enforcement first" policy for defending America's borders?
5. Should we promote free trade agreements that allow Americans to sell goods in foreign markets, even if it may cost American jobs?
6. Does the War on Terror demand more of a military response or a law enforcement response?
7. Would you pledge to return federal spending levels to the level of 2007 or earlier?
8. Did you sign the Americans for Tax Reform's "No Tax Pledge"?
9. Are there any circumstances under which you would vote for a program similar to TARP or other federal bailouts?
10. Do you believe the government is eroding the Founders' vision of faith, family, and culture and, if so, how?
11. Would you commit to solid, informed congressional oversight if you were in Washington, D.C. -- not random acts of after-sight or political grandstanding? If so, give us at least two areas in which you would want to better learn and ask questions of our government to seek the effectiveness of programs, curtail the growth of the federal largesse, or properly oversee the enforcement of current laws?

E

EXHIBIT



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LIBERTY CENTRAL CIVICS 101 2010 ELECTION ISSUES FORUM SHOP NOW

Countdown to 2010 Elections

days 0 hours 0 minutes 0 seconds

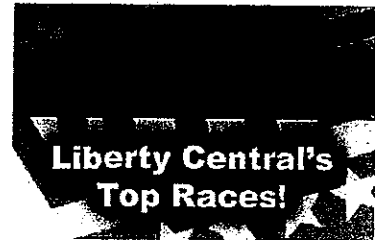
Announcing Our Updated 2010 Election Page

Welcome To Our 2010 Election Page

20 Aug 2010

See More | No Comments

Liberty Central's Top Races



See which races will determine if America elects a more Constitutional Congress!

SELECT A STATE TO START

Choose: US State

Alabama show details and print

Sen. Jeff Sessions (R)

Sen. Richard Shelby (R)

Rep. Jo Bonner (R-01)

Rep. Bobby Bright (D-02)

Rep. Mike Rogers (R-03)

Rep. Robert Aderholt (R-04)

Rep. Parker Griffith (D-05)

LC Grade

Score

A 0

A 1

A 0

B 2

A 0

A 0

B 2

FIND YOUR CANDIDATE'S SURVEY



Race of the Week

Gene Taylor Vs. Steven Palazzo

2010 Election News

Voters: Pelosi Failed To "Drain

	LC Grade	Score
Rep. Spencer Bachus (R-06)	A	1
Rep. Artur Davis (D-07)	D	8
<b>Alaska</b> <small>show details and print »</small>		
Sen. Lisa Murkowski (R)	C	6
Sen. Mark Begich (D)	F	13
Rep. Don Young (R-at-large)	B	2
<b>Arizona</b> <small>show details and print »</small>		
Sen. John McCain (R)	A	1
Sen. Jon Kyl (R)	A	1
Rep. Ann Kirkpatrick (D-01)	F	9
Rep. Trent Franks (R-02)	A	0
Rep. John Shadegg (R-03)	A	0
Rep. Ed Pastor (D-04)	F	14
Rep. Harry Mitchell (D-05)	F	9
Rep. Jeff Flake (R-06)	A	0
Rep. Raul Grijalva (D-07)	F	16
Rep. Gabrielle Giffords (D-08)	F	15

 Swamp"

 Poll Shows Dingell Trailing Challenger Steele

 Noem Takes Narrow Lead For South Dakota's At Large Seat

 Murphy, Fitzpatrick Meet In Energized PA-8 Debate


 Democratic Insiders: Pelosi May Be Done

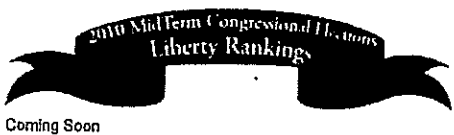
**Bell Ringer Blog** [More Topics](#)

Topic	Posts	Start Date
Repeal The Health Care Act. What is next? Repeal the Civil Rights Act of 1964 ?	1	9 Oct 2010
Time for Closing Arguments	3	9 Oct 2010
Is The Minimum Wage Constitutional?	1	5 Oct 2010

States: AL - AZ, AR - CO, CT - DC, FL - GU, HI - IL, IN - KS, KY - ME, MD - MI, MN - MO, MT - NV, NH - NM, NY - ND, MP - OK, OR - PR, R - SD, TN - UT, VI - VA, WA - WI, WY

**Citizen Leadership Council**

 Liberty Central's "Citizens Leadership Council" is a nationwide network of state leaders who work together to bring grassroots organizations and individuals to Liberty Central's Virtual Public Square. By doing this, we create a valuable place where all citizens can go and become active in their citizenship. We are comprised of State Collaborators from across the country who are either tea party organizers or other grassroots activists. We are already leaders, workers, and organizers who are concerned, excited, resourceful, independent, and proud Americans who care deeply about preserving our liberties. [Click here](#) to meet your state collaborator and get involved.



Coming Soon

# EXHIBIT

F



FOR IMMEDIATE RELEASE  
August 9, 2010

CONTACT: Romney Beebe  
(703) 683-5004, ext. 118

## **Liberty Central Endorses Ron Johnson, Ovide Lamontagne, and Rand Paul for U.S. Senate**

WASHINGTON, D.C. — Liberty Central today announced its second round of political endorsements for U.S. Senate: Wisconsin primary contestant Ron Johnson, who must win his primary to run against Democrat Senator Russ Feingold, New Hampshire primary contestant Ovide Lamontagne, who competes in the Republican primary on September 14, and Kentucky's Republican candidate Rand Paul, who will challenge state Attorney General Jack Conway in November. Johnson, Lamontagne, and Paul are involved in three of Liberty Central's Top Ten Senate Target Races where grassroots activists are playing a crucial role.

"We are on a mission to educate voters before the midterm elections by identifying constitutional candidates committed to our core principles of individual liberty, free enterprise, national security, limited government, and personal responsibility," said Sarah Field, Liberty Central's Policy Director and General Counsel. "Johnson, Lamontagne, and Paul are clear favorites among the grassroots."

Liberty Central selected Johnson, Lamontagne, and Paul based on feedback from the organization's Citizen Leadership Council and the answers they provided on Liberty Central's Candidate Questionnaire. Topics on the questionnaire included school choice, defending America's borders, free trade agreements, the War on Terror, federal spending, federal bailouts, congressional oversight, and the Founders' vision. To receive a Liberty Central endorsement, candidates must fill out a completed questionnaire. In addition to Kentucky, New Hampshire and Wisconsin, Liberty Central's Top Ten Senate Target Races are occurring in Alaska, Arkansas, Colorado, Florida, Nevada, Pennsylvania, and Washington.

These U.S. Senate endorsements and Top Ten Senate Target Races are the latest components of Liberty Central's "Accountability Month" effort. Liberty Central recently launched a new website, [www.LibertyCentralTraining.org](http://www.LibertyCentralTraining.org), an online summer school for activists preparing to address their members of Congress during the August recess.

*For media inquiries, contact Romney Beebe of CRC Public Relations, (703) 683-5004, ext. 118 or [rbeebe@crcpublicrelations.com](mailto:rbeebe@crcpublicrelations.com).*

Liberty Central, Inc. is a non-profit organization that equips citizen leaders to lobby for liberty.  
Learn more at [www.LibertyCentral.org](http://www.LibertyCentral.org).

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## Liberty Central's Targeted Races

By: *Lillian Vogl* October 12, 2010

[Print This Post](#)

The election this November will be a historic one. And the left is working hard to maintain its lock on power in Washington, with the help of union allies, and groups like Organizing for America, MoveOn.org, and others. Liberty Central is working to retire those in Congress who support this big government agenda, while simultaneously helping return our country to a more pro-liberty Congress.

To do this, we are focusing on our "Top Target Races" for November – the most important elections that will determine if our next Congress respects its role.

We call this Impact 2010.

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movement, assessing the likelihood of success by a challenger, and evaluating the results from the Candidate Surveys ([go here to see](#) if your favorite candidate returned our survey).

Our goal is to nationalize these races because of what we witnessed last January: many inside, and outside, the state lines of Massachusetts understood the tremendous opportunity to bring national attention to Massachusetts and elect a more conservative alternative to be the 40th vote against ObamaCare. What happened then needs to happen now on a bigger scale. Friends called friends, volunteers swarmed, and small to large donations crossed state lines, all in an effort to stop the hard left agenda.

This can happen again with your help.

Liberty Central believes in equipping citizen leaders to lobby for liberty, but there are times when we can go to the next step: ensure that certain elected officials get an early retirement because of their refusal to listen to their constituents. With information about how these Members of Congress voted, plus Liberty Central's new focus on key races, you can play a larger part in helping to restore America's founding principles!

Please join us in Impact 2010.

We recommend you print this updated list and pass it around to your family, friends and colleagues as well!

(Note: If there is no hyperlink for a race listed below, please check back in a few days for more information about these candidates. Starting on October 11, 2010, we expect to update this list again before the election. Please check back for more, as the momentum is shifting our way, friends!)

Race	Pro-Liberty	Incumbent (Liberty Central Grade)
<a href="#">Alabama-02</a>	Martha Roby	Bobby Bright (B)
<a href="#">Alabama-05</a>	Mo Brooks	Open
<a href="#">Alaska-Senate</a>	Joseph Miller	Open
<a href="#">Arizona-01</a>	Paul Gosar	Ann Kirkpatrick (F)
<a href="#">Arizona-03</a>	Ben Quayle	Open
<a href="#">Arizona-05</a>	Dave Schweikert	Harry Mitchell (F)
<a href="#">Arizona-07</a>	Ruth McClung	Raul Grijalva (F)
<a href="#">Arizona-08</a>	Jesse Kelly	Gabrielle Giffords (F)
<a href="#">Arkansas-01</a>	Rick Crawford	Open
<a href="#">Arkansas-02</a>	Tim Griffin	Open
<a href="#">Arkansas-03</a>	Beth Ann Rankin	Mike Ross (D)
<a href="#">Arkansas-Senate</a>	John Boozman	Blanche Lincoln (F)
<a href="#">California-11</a>	David Harner	Jerry McNerney (F)
<a href="#">California-18</a>	Mike Berryhill	Dennis Cardoza (F)
<a href="#">California-20</a>	Andy Vidak	Jim Costa (F)
<a href="#">California-37</a>	Star Parker	Laura Richardson (F)
<a href="#">California-47</a>	Van Tran	Loretta Sanchez (F)

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<a href="#">Colorado-04</a>	Cory Gardner	Betsy Markey (F)
<a href="#">Colorado-07</a>	Ryan Frazier	Ed Perlmutter (F)
<a href="#">Colorado-Senate</a>	Ken Buck	Michael Bennet (F)
<a href="#">Connecticut-03</a>	Jerry Labriola	Rosa DeLauro (F)
<a href="#">Connecticut-04</a>	Dan DeBicella	Jim Himes (F)
<a href="#">Connecticut-05</a>	Sam Caligiuri	Chris Murphy (F)
<a href="#">Connecticut-Senate</a>	Linda McMahon	Open
<a href="#">Delaware-AL</a>	Glen Urquhart	Open
<a href="#">Delaware-Senate</a>	Christine O'Donnell	Open
<a href="#">Florida-02</a>	Steve Southerland	Allen Boyd (D)
<a href="#">Florida-08</a>	Daniel Webster	Alan Grayson (F)
<a href="#">Florida-12</a>	Dennis Ross	Open
<a href="#">Florida-22</a>	Allen West	Ron Klein (F)
<a href="#">Florida-24</a>	Sandy Adams	Suzanne Kosmas (F)
<a href="#">Florida-Senate</a>	Marco Rubio	Open
<a href="#">Georgia-02</a>	Mike Keown	Sanford Bishop (F)
<a href="#">Georgia-08</a>	Austin Scott	Jim Marshall (D)
<a href="#">Idaho-1</a>	Raul Labrador	Wait Minnick (D)
<a href="#">Illinois-08</a>	Joe Walsh	Melissa Bean (F)
<a href="#">Illinois-11</a>	Adam Kinzinger	Debbie Halvorson (F)
<a href="#">Illinois-14</a>	Randy Hultgren	Bill Foster (F)
<a href="#">Illinois-17</a>	Bobby Schilling	Phil Hare (F)
<a href="#">Indiana-02</a>	Jackie Walorski	Joe Donnelly (D)
<a href="#">Indiana-08</a>	Larry Bucshon	Open
<a href="#">Indiana-09</a>	Todd Young	Baron Hill (F)





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<a href="#">Iowa-02</a>	Mariannette Miller-Meeks	David Loebsack (F)
<a href="#">Iowa-03</a>	Brad Zaun	Leonard Boswell (F)
<a href="#">Kansas-03</a>	Kevin Yoder	Open
<a href="#">Kansas-Senate</a>	Jerry Moran	Open
<a href="#">Kentucky-06</a>	Andy Barr	Ben Chandler (F)
<a href="#">Kentucky-Senate</a>	Rand Paul	Open
<a href="#">Louisiana-03</a>	Jeff Landry	Open
<a href="#">Maine-2</a>	Jason Levesque	Mike Michaud (F)
<a href="#">Maryland-01</a>	Andy Harris	Frank Kratovil (F)
<a href="#">Maryland-05</a>	Charles Lollar	Steny Hoyer (F)
<a href="#">Massachusetts-10</a>	Jeff Perry	Open
<a href="#">Massachusetts-4</a>	Sean Bielat	Barney Frank (F)
<a href="#">Massachusetts-6</a>	Bill Hudak	John Tierney (F)
<a href="#">Michigan-02</a>	Bill Huizenga	Open
<a href="#">Michigan-03</a>	Justin Amash	Open
<a href="#">Michigan-07</a>	Tim Walberg	Mark Schauer (F)
<a href="#">Michigan-09</a>	Rocky Raczowski	Gary Peters (F)
<a href="#">Michigan-15</a>	Rob Steele	John Dingell (F)
<a href="#">Michigan-01</a>	Dan Benishek	Open
<a href="#">Minnesota-01</a>	Randy Demmer	Tim Walz (F)
<a href="#">Minnesota-05</a>	Joel Demos	Keith Ellison (F)
<a href="#">Mississippi-01</a>	Alan Nunnellee	Travis Childers (C)
<a href="#">Mississippi-04</a>	Steven Palazzo	Gene Taylor (C)
<a href="#">Missouri-03</a>	Ed Martin	Russ Carnahan (F)
<a href="#">Missouri-04</a>	Vicky Hartzler	Ike Skelton (F)

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<a href="#">Nevada-Senate</a>	Sharron Angle	Harry Reid (F)
<a href="#">New Hampshire-01</a>	Frank Guinta	Carol Shea-Porter (F)
<a href="#">New Hampshire-Senate</a>	Kelly Ayotte	Open
<a href="#">New Jersey-03</a>	Jon Runyan	John Adler (F)
<a href="#">New Jersey-06</a>	Anna Little	Frank Pallone (F)
<a href="#">New Mexico-01</a>	Jon Barea	Martin Heinrich (F)
<a href="#">New Mexico-02</a>	Steve Pearce	Harry Teague (F)
<a href="#">New Mexico-03</a>	Tom Mullins	Ben Ray Lujan (F)
<a href="#">New York-13</a>	Michael Grimm	Michael McMahon (F)
<a href="#">New York-15</a>	Michel Faulkner	Charles Rangel (F)
<a href="#">New York-19</a>	Nan Hayworth	John Hall (F)
<a href="#">New York-25</a>	Ann Marie Buerkle	Dan Maffei (F)
<a href="#">New York-29</a>	Tom Reed	Open
<a href="#">New York-Senate</a>	Joe DiGuardi	Kirsten Gillibrand (F)
<a href="#">North Carolina-02</a>	Renee Ellmers	Bob Etheridge (F)
<a href="#">North Carolina-04</a>	William Lawson	David Price (F)
<a href="#">North Carolina-07</a>	Ilario Pantano	Mike McIntyre (C)
<a href="#">North Carolina-08</a>	Harold Johnson	Larry Kissell (F)
<a href="#">North Carolina-11</a>	Jeff Miller	Heath Shuler (D)
<a href="#">North Dakota-AL</a>	Rick Berg	Earl Pomeroy (F)
<a href="#">North Dakota-Senate</a>	John Hoeven	Open
<a href="#">Ohio-01</a>	Steve Chabot	Steve Driehaus (F)
<a href="#">Ohio-06</a>	Bill Johnson	Charles Wilson (F)
<a href="#">Ohio-13</a>	Tom Ganley	Betty Sutton (F)
<a href="#">Ohio-15</a>	Steve Stivers	Mary Jo Kilroy (F)

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<u>Ohio-Senate</u>	Rob Portman	Open
<u>Oklahoma-5</u>	James Lankford	Open
<u>Oregon-01</u>	Rob Cornilles	David Wu (F)
<u>Oregon-05</u>	Scott Bruun	Kurt Schrader (F)
<u>Oregon-Senate</u>	Jim Huffman	Ron Wyden (F)
<u>Pennsylvania-03</u>	Mike Kelly	Kathy Dahlkemper (F)
<u>Pennsylvania-04</u>	Keith Rothfus	Jason Altmire (F)
<u>Pennsylvania-07</u>	Patrick Meehan	Open
<u>Pennsylvania-08</u>	Michael Fitzpatrick	Patrick Murphy (F)
<u>Pennsylvania-10</u>	Tom Marino	Chris Carney (D)
<u>Pennsylvania-11</u>	Lou Barletta	Paul Kanjorski (F)
<u>Pennsylvania-17</u>	Dave Argall	Tim Holden (F)
<u>Pennsylvania-Senate</u>	Pat Toomey	Open
<u>Rhode Island-01</u>	John Loughlin	Open
<u>South Carolina-01</u>	Tim Scott	Open
<u>South Carolina-03</u>	Jeff Duncan	Open
<u>South Carolina-04</u>	Trey Gowdy	Open
<u>South Carolina-05</u>	Mick Mulvaney	John Spratt (F)
<u>South Dakota-AL</u>	Kristi Noem	Stephanie Herseth Sandlin (C)
<u>Tennessee-03</u>	Chuck Fleischmann	Open
<u>Tennessee-04</u>	Scott DesJarlais	Lincoln Davis (C)
<u>Tennessee-06</u>	Diane Black	Open
<u>Texas-17</u>	Bill Flores	Chet Edwards (D)
<u>Texas-23</u>	Quico Canseco	Ciro Rodríguez (F)
<u>Texas-25</u>	Donna Campbell	Lloyd Doggett (F)

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<a href="#">Utah-Senate</a>	Mike Lee	Open
<a href="#">Vermont-Senate</a>	Len Britton	Patrick Leahy (F)
<a href="#">Virginia-02</a>	Scott Rigell	Glenn Nye (F)
<a href="#">Virginia-05</a>	Robert Hurt	Tom Perriello (F)
<a href="#">Virginia-09</a>	Morgan Griffith	Rick Boucher (D)
<a href="#">Virginia-11</a>	Keith Fimian	Gerry Connolly (F)
<a href="#">Washington-02</a>	John Koster	Rick Larsen (F)
<a href="#">Washington-03</a>	Jamie Herrera	Open
<a href="#">Washington-09</a>	Dick Muri	Adam Smith (F)
<a href="#">Washington-Senate</a>	Dino Rossi	Patty Murray (F)
<a href="#">West Virginia-01</a>	David McKinley	Open
<a href="#">West Virginia-Senate</a>	John Raese	Open
<a href="#">Wisconsin-03</a>	Dan Kapanke	Ron Kind (F)
<a href="#">Wisconsin-07</a>	Sean Duffy	Open
<a href="#">Wisconsin-08</a>	Reid Ribble	Steve Kagen (F)
<a href="#">Wisconsin-Senate</a>	Ron Johnson	Russ Feingold (F)


Rating: 6.7/10 (6 votes cast)



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#### 24 Responses to "Liberty Central's Targeted Races"

- 

October 12, 2010 at 10:50 am  
[George](#)  
 There is a better Constitutionalist than Trey Gowdy in South Carolina-04. Dave Edwards is the clearest voice for the Consitution you could send to Congress from the 4th District of South Carolina.

Rating: 0 (from 2 votes)

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October 13, 2010 at 9:19 am  
[Anne Krsiean](#)  
 There is a better Constitutionalist than Dan Kapanke in the Wisconsin 3rd Congressional District. Kapanke voted in favor of a

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LibertyCentral.ORG

FOR IMMEDIATE RELEASE  
October 12, 2010

CONTACT: Kari Scott Abitbol  
(703) 350-7668

## With 20 Days to Go, Liberty Central Endorses 20 More House & Senate Candidates

WASHINGTON, D.C. — With 20 days remaining before voters head to the polls November 2, Liberty Central today announced its latest round of endorsements, backing conservative candidates in 18 House and 2 Senate races. By also identifying these elections as “target races”—where grassroots activists across the country can play a key role in driving the outcome—Liberty Central is optimistic that casting a national spotlight on these races will bring about a more constitutionally-minded Congress, much like the momentum that led Scott Brown to his special election victory in Massachusetts.

“While every election is a referendum in its own right, this year carries historically-high stakes,” said Sarah Field, Liberty Central’s Chief Operating Officer and General Counsel. “Given their feedback to Liberty Central’s survey gauging commitment to uphold our five principles of individual liberty, free enterprise, national security, limited government, and personal responsibility, we’re confident that these 18 House and 2 Senate candidates will bring about meaningful change in Washington next year – and not the form of ‘change’ involving a government takeover of our lives.”

To determine its list of “target races,” Liberty Central measured feedback from grassroots citizens in each state, reviewed the candidate’s answers to the Liberty Central candidate survey -- looking for pro-liberty answers – weighed insights from Conservative allies across the nation, and issued incumbent grades and rankings on Liberty Central’s 2010 Legislative Scorecards, which are available at <http://www.libertycentral.org/election-2010>.

Liberty Central’s newly announced House & Senate endorsements are:

- **Martha Roby (R) in Alabama’s 2nd Congressional District.** In her Liberty Central candidate survey, Roby states that she supports requiring every piece of legislation to include a brief explanation of its constitutional authority.
- **Dave Schweikert (R) in Arizona’s 5th Congressional District.** Schweikert is running against incumbent Harry Mitchell (D), who received an “F” on Liberty Central’s scorecard.
- **Ken Buck (R) in Colorado’s Senate Race.** Buck is running against incumbent Michael Bennet (D), who received an “F” on Liberty Central’s scorecard.
- **Scott Tipton (R) in Colorado’s 3rd Congressional District.** Tipton is running against incumbent John Salazar (D), who received an “F” on Liberty Central’s scorecard.
- **Steve Southerland (R) in Florida’s 2nd Congressional District.** Southerland is running against incumbent Allen Boyd (D), who received a “D” on Liberty Central’s scorecard.
- **Sandy Adams (R) in Florida’s 24th Congressional District.** Adams is running against incumbent Suzanne Kosmas (D), who received an “F” on Liberty Central’s scorecard.
- **Bobby Schilling (R) in Illinois’s 17th Congressional District.** Schilling is running against incumbent Phil Hare (D), who received an “F” on Liberty Central’s scorecard.

- **Mariannette Miller-Meeks (R) in Iowa's 2<sup>nd</sup> Congressional District.** Miller-Meeks is running against incumbent David Loebsack (D), who received an "F" on Liberty Central's scorecard.
- **Charles Lollar (R) in Maryland's 5th Congressional District.** Lollar is running against incumbent Steny Hoyer (D), who received an "F" on Liberty Central's scorecard.
- **Dan Benishek (R) in Michigan's 1st Congressional District.** In his Liberty Central survey, Benishek states "Some believe that government can provide the answer to everything. I disagree. The family unit and faith provide an irreplaceable foundation for our society."
- **Bill Huizenga (R) in Michigan's 2nd Congressional District.** In his Liberty Central survey, Huizenga says he supports the Balanced Budget Amendment to the Constitution and greater Congressional oversight of regulatory agencies such as the EPA.
- **Vicky Hartzler (R) in Missouri's 4th Congressional District.** Hartzler is running against incumbent Ike Skelton (D), who received an "F" on Liberty Central's scorecard.
- **Ilario Pantano in North Carolina's 7th District.** In his Liberty Central survey, Pantano pledges to return federal government spending to 2007 levels.
- **Bob Gibbs (R) in Ohio's 18th Congressional District.** Gibbs is running against incumbent Zachary Space (D), who received an "F" on Liberty Central's scorecard.
- **Keith Rothfus (R) in Pennsylvania's 4th Congressional District.** Rothfus is running against incumbent Jason Altmire (D), who received an "F" on Liberty Central's scorecard.
- **Donna Campbell (R) in Texas's 25th Congressional District.** Campbell is running against incumbent Lloyd Doggett (D), who received an "F" on Liberty Central's scorecard.
- **Stephen Broden (R) in Texas's 30th Congressional District.** Broden is running against incumbent Eddie Bernice Johnson (D), who received an "F" on Liberty Central's scorecard.
- **Dino Rossi (R) in Washington's Senate race.** Rossi is running against incumbent Patty Murray (D), who received an "F" on Liberty Central's scorecard.
- **John Koster (R) in Washington's 2nd Congressional District.** Koster is running against incumbent Rick Larsen (D), who received an "F" on Liberty Central's scorecard.
- **Reid Ribble (R) in Wisconsin's 8th Congressional District.** Ribble is running against incumbent Steve Kagen (D), who received an "F" on Liberty Central's scorecard.

With this latest round of endorsements, Liberty Central has backed a total of 18 House and 5 Senate candidates. Its list of target races to watch – races in which citizen activists from all over the country can make an impact – has grown from 20 House races, as of mid-August, to 143 House and Senate races currently. The complete list of targeted races is available here: <http://www.libertycentral.org/liberty-centrals-targeted-races-3-2010-10>. Liberty Central is hoping to announce further endorsements later this month, once additional candidate surveys are received.

*For media inquiries, contact Kari Scott Abitbol at (703) 350-7668 / [kscott@crcrepublicrelations.com](mailto:kscott@crcrepublicrelations.com) or Caitlin Carroll at (703) 683-5004 ext. 115 / [ccarroll@crcrepublicrelations.com](mailto:ccarroll@crcrepublicrelations.com).*

Liberty Central, Inc. is a non-profit organization that equips citizen leaders to lobby for liberty. Learn more at [www.LibertyCentral.org](http://www.LibertyCentral.org).

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# POLITICO

## Ginni Thomas reportedly quits group

By: Kenneth P. Vogel

November 15, 2010 02:55 PM EDT

Virginia Thomas, the wife of Supreme Court Justice Clarence Thomas, reportedly is stepping down from her leadership role of a well-funded tea party group she founded last year.

Her group, Liberty Central, is planning to merge with another conservative non-profit group called the Patrick Henry Center, the *Washington Post* reported Monday morning.

Thomas, who goes by "Ginni," has long been active behind the scenes of conservative politics, and the high-profile she brought to the group because of her husband helped Liberty Central raise money and get attention. Her involvement also generated criticism that it could present ethics issues if her husband were confronted with a case involving a donor to Liberty Central – especially since, as a so-called "social welfare" organization established under section 501(c)4 of the tax code, the group does not disclose its donors.

Thomas will "take a back seat so that Liberty Central can continue with its mission without any of the distractions," a spokeswoman, Caitlin Carroll of CRC Public Relations, told the *Post*'s Amy Gardner. "After discussing it with the board, Mrs. Thomas determined that it was best for the organization," the *Post* quotes Carroll as saying.

But Sarah E. Field, Liberty Central's general counsel, said the story was inaccurate. "There are many opportunities being presented to Liberty Central," she said, "but there is no agreement at this time."

"The sources of this story appear to be people without full understanding of the facts," she added.

Keith Appell of CRC Public Relations, which does public relations for Liberty Central, would neither confirm nor deny the *Post*'s report, but did take a shot at Gardner. "That conversation (between Gardner and Carroll) was off the record and Amy Gardner breached confidentiality," Appell said in a statement.

Gardner responded that "Everything I attributed to Caitlin Carroll comes from an on-the-record conversation we had by telephone this morning."

Leonard Leo, a Liberty Central board member, said Thomas has had conversations with multiple tea party-related organizations about possible partnerships or mergers, but that no decisions have been made.

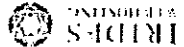
"There have been absolutely no discussions with the board about her stepping down," stressed Leo, an executive at the conservative Federalist Society and longtime friend of Thomas and her husband.

"The bottom line is she hasn't made any decisions about what she wants to do and I don't

think just knowing her and knowing what's transpired over the last few months that she's going to make any decisions based on a spat of press stories about a single phone call that she made. That's not her personality and that's not how she would make a business decision."

Thomas attracted additional attention last month when it was revealed that she had left a voicemail for Anita Hill, the woman who accused her husband of sexual harassment when he was being confirmed for the high court. Thomas left the message, in which she asked Hill for an apology 19 years after her 1991 accusations, on Hill's work mailbox at Brandeis University where she is a professor.

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November 4, 2010  
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## **Midterm Election Results Vindicate Liberty Central's Mission**

**WASHINGTON, D.C.** — Liberty Central applauds citizens across our nation who stood up, supported by a large coalition of patriotic organizations, and forced Washington to rethink its direction and priorities with their votes at the ballot box. From its inception, Liberty Central has reminded lawmakers that their votes have consequences, a difficult lesson learned for many members with Tuesday's election results. Out of Liberty Central's 154 targeted races, at least 85 conservatives won, as some elections are still being decided. At least 25 of their 52 total endorsed or high impact candidates were elected, and at least 45 incumbents that earned an "F" on Liberty Central's scorecard were defeated.

Liberty Central is inspired by the voters' overwhelmingly emphatic referendum against the big government agenda, pushing back on government overreach in the form of "stimulus," bailouts, and cap & tax. "Americans made it clear that they will no longer tolerate partisan ideologies that empower government rather than the people," said Liberty Central CEO Ginni Thomas. "They want spending restraint and tax cuts, not crippling national debt and unprecedented government expansions."

Liberty Central has been at the front lines educating, inspiring and activating Americans whose voices will no longer be ignored by a self-appointed ruling class in Washington, DC. Since its official launch five months ago, Liberty Central's efforts have brought more than 1.375 million page views to its highly-interactive website, **HYPERLINK** "<http://www.libertycentral.org/>"[www.libertycentral.org](http://www.libertycentral.org). Starting with just 6,000 members in May, Liberty Central has grown its base to 145,000 supporters in part through 20 online petitions, including a national ad campaign opposing the Obama tax hikes. Its earned media campaign between April and mid-October generated more than 71 million national media impressions, grabbing the attention of patriotic citizens distressed about our nation's course.

Liberty Central's efforts were supported by an alliance of 600 Tea Party groups in all 50 states, 16 volunteer state collaborators, and 350 mainstream conservative

groups. Because of its connectivity to grassroots feedback, Liberty Central edged out *The Cook Political Report* in predicting an additional 14 House races as potential conservative victories this cycle. Liberty Central's complete list of targeted races is available here: **HYPERLINK**

"<http://www.libertycentral.org/liberty-centrals-targeted-races-3-2010-10>"<http://www.libertycentral.org/liberty-centrals-targeted-races-3-2010-10>.\*

Liberty Central was launched to fill a significant pre-election gap--to build relationships between the established conservative infrastructure and the newly forged social network of grassroots activists committed to freedom, including the tea party movements. We sought to engage countless people whose love of country -- and concern that it was being led in the wrong direction -- caused them to become involved in the process for the first time in their lives. We are pleased that our efforts, along with a number of other indispensable partners, were so successful, and that we achieved our goal of creating ties between a number of very important movements. We are overwhelmingly thankful to the many people who built and activated this formidable apparatus, and we are confident there will be more victories to come because of the bridges that have been built and relationships forged.

We are optimistic that with Tuesday's victories, our nation is back on the path toward limited, fiscally responsible and ethical government, led by leaders who will intently listen to rather than ignore the people they work for. What is especially invigorating is the knowledge that we were one part of a movement that grew quite large and often acted with refreshing spontaneity. This helps to ensure a stronger foundation for a better future in this country. Ordinary citizens stepped up and got Washington to listen, the old fashioned way -- at the ballot box.

Looking to the future, we return to our mission: Liberty Central was established to be a gap-filler. We set out to address a specific pre-election need, did that job successfully, and are now looking at a whole range of options to figure out whether there are other gaps to fill, and, if so, how best to do that. We're excited that folks are eager to know our next steps.

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\*Paid for by Liberty Central. Not authorized by any candidate or candidate's committee.  
HYPERLINK "<http://www.libertycentral.org/>"

Liberty Central is America's Public Square. We focus on protecting America's founding principles through education, civil discourse, and citizen activism. Our goal is to equip citizen leaders to lobby for liberty in as little as 3 – 5 minutes a day.

# EXHIBIT

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## 2010 U.S. HOUSE ELECTION TALLY SHEET

State	Polls Close EDT	Major Candidates (Liberty Central Grade)*	LC Target Race**	Cook Rating***	Winner
AL-01 (R)	8:00 p.m.	BONNER (A) v N/A	N/A	Solid R	Bonner
AL-02 (D)	8:00 p.m.	Roby v BRIGHT (B)	☞ Roby ☑	Toss Up	Roby
AL-03 (R)	8:00 p.m.	ROGERS (A) v Segrest	N/A	Solid R	Rogers
AL-04 (R)	8:00 p.m.	ADERHOLT (A) v N/A	N/A	Solid R	Aderholt
AL-05 (R)	8:00 p.m.	Brooks v Raby	Brooks	Likely R	Brooks
AL-06 (R)	8:00 p.m.	BACHUS (A) v N/A	N/A	Solid R	Bachus
AL-07 (D)	8:00 p.m.	Chamberlain v Sewell	N/A	Solid D	Sewell
AK-AL (R)	12:00 a.m.	YOUNG (B) v Crawford	N/A	Solid R	Young
AZ-01 (D)	9:00 p.m.	Gosar v KIRKPATRICK (F)	Gosar	Lean R	Gosar
AZ-02 (R)	9:00 p.m.	FRANKS (A) v Thrasher	N/A	Solid R	Franks
AZ-03 (R)	9:00 p.m.	Quayle v Hulburt	Quayle	Lean R	Quayle
AZ-04 (D)	9:00 p.m.	Contreras v PASTOR (F)	N/A	Solid D	Pastor
AZ-05 (D)	9:00 p.m.	Schweikert v MITCHELL (F)	Schweikert ☑	Toss Up	Schweikert
AZ-06 (R)	9:00 p.m.	FLAKE (A) v Schneider	N/A	Solid R	Flake
AZ-07 (D)	9:00 p.m.	McClung v GRIJALVA (F)	☞ McClung	Toss Up	
AZ-08 (D)	9:00 p.m.	Kelly v GIFFORDS (F)	☞ Kelly	Toss Up	
AR-01 (D)	8:30 p.m.	Crawford v Causey	Crawford	Toss Up	Crawford
AR-02 (D)	8:30 p.m.	Griffin v Elliott	Griffin	Likely R	Griffin
AR-03 (R)	8:30 p.m.	Womack v Whitaker	N/A	Solid R	Womack
AR-04 (D)	8:30 p.m.	Rankin v ROSS (D)	Rankin	Likely D	Ross
CA-01 (D)	11:00 p.m.	Hanks v THOMPSON (F)	N/A	Solid D	Thompson
CA-02 (R)	11:00 p.m.	HERGER (A) v Reed	N/A	Solid R	Herger
CA-03 (R)	11:00 p.m.	LUNGREN (A) v Bera	N/A	Lean R	
CA-04 (R)	11:00 p.m.	MCCLINTOCK (A) v Curtis	N/A	Solid R	McClintock
CA-05 (D)	11:00 p.m.	Frink v MATSUI (F)	N/A	Solid D	Matsui
CA-06 (D)	11:00 p.m.	Judd v WOOLSEY (F)	N/A	Solid D	Woolsey
CA-07 (D)	11:00 p.m.	Tubbs v MILLER (F)	N/A	Solid D	Miller
CA-08 (D)	11:00 p.m.	Dennis v PELOSI (F)	N/A	Solid D	Pelosi
CA-09 (D)	11:00 p.m.	Hashimoto v LEE (F)	N/A	Solid D	Lee
CA-10 (D)	11:00 p.m.	Cliff v GARAMENDI (F*)	N/A	Solid D	Garamendi
CA-11 (D)	11:00 p.m.	Harmer v MCNERNEY (F)	Harmer	Toss Up	
CA-12 (D)	11:00 p.m.	Maloney v SPEIER (F)	N/A	Solid D	Speier
CA-13 (D)	11:00 p.m.	Baker v STARK (F)	N/A	Solid D	Stark
CA-14 (D)	11:00 p.m.	Chapman v ESHOO (F)	N/A	Solid D	Eshoo
CA-15 (D)	11:00 p.m.	Kirkland v HONDA (F)	N/A	Solid D	Honda
CA-16 (D)	11:00 p.m.	Sahagun v LOFGREN (F)	N/A	Solid D	Lofgren
CA-17 (D)	11:00 p.m.	Taylor v FARR (F)	N/A	Solid D	Farr

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State	Polls Close EDT	Major Candidates (Liberty Central Grade)*	LC Target Race**	Cook Rating***	Winner
CA-18 (D)	11:00 p.m.	Berryhill v CARDOZA (F)	Berryhill	Likely D	Cardoza
CA-19 (R)	11:00 p.m.	Denham v Goodwin	N/A	Solid R	Denham
CA-20 (D)	11:00 p.m.	Vidak v COSTA (F)	Vidak	Toss Up	
CA-21 (R)	11:00 p.m.	NUNES (A) v Macareno	N/A	Solid R	Nunes
CA-22 (R)	11:00 p.m.	MCCARTHY (A) v N/A	N/A	Solid R	McCarthy
CA-23 (D)	11:00 p.m.	Watson v CAPPs (F)	N/A	Solid D	Capps
CA-24 (R)	11:00 p.m.	GALLEGLY (A) v Allison	N/A	Solid R	Gallegly
CA-25 (R)	11:00 p.m.	MCKEON (A) v Conaway	N/A	Solid R	McKeon
CA-26 (R)	11:00 p.m.	DREIER (A) v Warner	N/A	Solid R	Dreier
CA-27 (D)	11:00 p.m.	Reed v SHERMAN (F)	N/A	Solid D	Sherman
CA-28 (D)	11:00 p.m.	Floyd v BERMAN (F)	N/A	Solid D	Berman
CA-29 (D)	11:00 p.m.	Colbert v SCHIFF (F)	N/A	Solid D	Schiff
CA-30 (D)	11:00 p.m.	Wilkerson v WAXMAN (F)	N/A	Solid D	Waxman
CA-31 (D)	11:00 p.m.	Smith v BECERRA (F)	N/A	Solid D	Becerra
CA-32 (D)	11:00 p.m.	Schmerling v CHU (F*)	N/A	Solid D	Chu
CA-33 (D)	11:00 p.m.	Andion v Bass	N/A	Solid D	Bass
CA-34 (D)	11:00 p.m.	Miller v ROYBAL-ALLARD (F)	N/A	Solid D	Roybal-Allard
CA-35 (D)	11:00 p.m.	Brown v WATERS (F)	N/A	Solid D	Waters
CA-36 (D)	11:00 p.m.	Fein v HARMAN (F)	N/A	Solid D	Harman
CA-37 (D)	11:00 p.m.	Parker v RICHARDSON (F)	Parker	Solid D	Richardson
CA-38 (D)	11:00 p.m.	Vaughn v NAPOLITANO (F)	N/A	Solid D	Napolitano
CA-39 (D)	11:00 p.m.	Andre v SANCHEZ (F)	N/A	Solid D	Sanchez
CA-40 (R)	11:00 p.m.	ROYCE (A) v Avalos	N/A	Solid R	Royce
CA-41 (R)	11:00 p.m.	LEWIS (A) v Meagher	N/A	Solid R	Lewis
CA-42 (R)	11:00 p.m.	MILLER (A) v Williamson	N/A	Solid R	Miller
CA-43 (D)	11:00 p.m.	Folkens v BACA (F)	N/A	Solid D	Baca
CA-44 (R)	11:00 p.m.	CALVERT (A) v Hedrick	N/A	Solid R	
CA-45 (R)	11:00 p.m.	BONO MACK (C) v Pougnet	N/A	Likely R	
CA-46 (R)	11:00 p.m.	ROHRBACHER (A) v Arnold	N/A	Solid R	Rohrabacher
CA-47 (D)	11:00 p.m.	Tran v SANCHEZ (F)	Tran	Lean D	
CA-48 (R)	11:00 p.m.	CAMPBELL (A) v Krom	N/A	Solid R	Campbell
CA-49 (R)	11:00 p.m.	ISSA (A) v Katz	N/A	Solid R	Issa
CA-50 (R)	11:00 p.m.	BILLBRAY (A) v Busby	N/A	Solid R	Bilbray
CA-51 (D)	11:00 p.m.	Popaditch v FILNER (F)	N/A	Solid D	Filner
CA-52 (R)	11:00 p.m.	HUNTER (A) v Lutz	N/A	Solid R	Hunter
CA-53 (D)	11:00 p.m.	Crimmins v DAVIS (F)	N/A	Solid D	Davis
CO-01 (D)	9:00 p.m.	Fallon v DEGETTE (F)	N/A	Solid D	DeGette
CO-02 (D)	9:00 p.m.	Bailey v POLIS (F)	N/A	Solid D	Polis
CO-03 (D)	9:00 p.m.	Tipton v SALAZAR (F)	Tipton <input checked="" type="checkbox"/>	Toss Up	Tipton
CO-04 (D)	9:00 p.m.	Gardner v MARKEY (F)	Gardner	Lean R	Gardner
CO-05 (R)	9:00 p.m.	LAMBORN (A) v Bradley	N/A	Solid R	Lamborn
CO-06 (R)	9:00 p.m.	COFFMAN (A) v Flerlage	N/A	Solid R	Coffman
CO-07 (D)	9:00 p.m.	Frazier v PERLMUTTER (F)	Frazier	Lean D	Perlmutter
CT-01 (D)	8:00 p.m.	Brickley v LARSON (F)	N/A	Solid D	Larson
CT-02 (D)	8:00 p.m.	Peckinpugh v COURTNEY (F)	N/A	Solid D	Courtney

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State	Polls Close EDT	Major Candidates (Liberty Central Grade)*	LC Target Race**	Cook Rating***	Winner
CT-03 (D)	8:00 p.m.	Labriola v DELAURO (F)	Labriola <input checked="" type="checkbox"/>	Solid D	DeLauro
CT-04 (D)	8:00 p.m.	Debicella v HIMES (F)	Debicella	Lean D	Himes
CT-05 (D)	8:00 p.m.	Caligiuri v MURPHY (F)	Caligiuri	Lean D	Murphy
DE-AL (R)	8:00 p.m.	Urquhart v Carney	Urquhart	Likely D	Carney
FL-01 (R)	7:00 p.m.	MILLER (A) v N/A	N/A	Solid R	Miller
FL-02 (D)	7:00 p.m.	Southerland v BOYD (D)	Southerland <input checked="" type="checkbox"/>	Lean R	Southerland
FL-03 (D)	7:00 p.m.	Yost v BROWN (F)	N/A	Solid D	Brown
FL-04 (R)	7:00 p.m.	CRENSHAW (A) v N/A	N/A	Solid R	Crenshaw
FL-05 (R)	7:00 p.m.	Nugent v Piccillo	N/A	Solid R	Nugent
FL-06 (R)	7:00 p.m.	STEARNS (A) v N/A	N/A	Solid R	Stearns
FL-07 (R)	7:00 p.m.	MICA (A) v Beaven	N/A	Solid R	Mica
FL-08 (D)	7:00 p.m.	Webster v GRAYSON (F)	<input checked="" type="checkbox"/> Webster	Lean R	Webster
FL-09 (R)	7:00 p.m.	BILIRAKIS (A) v dePalma	N/A	Solid R	Bilirakis
FL-10 (R)	7:00 p.m.	YOUNG (A) v Justice	N/A	Solid R	Young
FL-11 (D)	7:00 p.m.	Prendergast v CASTOR (F)	N/A	Solid D	Castor
FL-12 (R)	7:00 p.m.	Ross v Edwards	Ross	Lean R	Ross
FL-13 (R)	7:00 p.m.	BUCHANAN (B) v Golden	N/A	Solid R	Buchanan
FL-14 (R)	7:00 p.m.	MACK (A) v Roach	N/A	Solid R	Mack
FL-15 (R)	7:00 p.m.	POSEY (A) v Roberts	N/A	Solid R	Posey
FL-16 (R)	7:00 p.m.	ROONEY (A) v Horn	N/A	Solid R	Rooney
FL-17 (D)	7:00 p.m.	N/A v Wilson	N/A	Solid D	Wilson
FL-18 (R)	7:00 p.m.	ROS-LEHTINEN (C) v Banciella	N/A	Solid R	Ros-Lehtinen
FL-19 (D)	7:00 p.m.	Budd v DEUTCH (F*)	N/A	Solid D	Deutch
FL-20 (D)	7:00 p.m.	Harrington v WASSERMAN-SCHULTZ (F)	N/A	Solid D	Wasserman-Schultz
FL-21 (R)	7:00 p.m.	DIAZ-BALART (B) v N/A	N/A	Solid R	Diaz-Balart
FL-22 (D)	7:00 p.m.	West v KLEIN (F)	<input checked="" type="checkbox"/> West	Toss Up	West
FL-23 (D)	7:00 p.m.	Sansaricq v HASTINGS (F)	N/A	Solid D	Hastings
FL-24 (D)	7:00 p.m.	Adams v KOSMAS (F)	<input checked="" type="checkbox"/> Adams <input checked="" type="checkbox"/>	Lean R	Adams
FL-25 (R)	7:00 p.m.	Rivera v Garcia	N/A	Lean R	Rivera
GA-01 (R)	7:00 p.m.	KINGSTON (A) v Harris	N/A	Solid R	Kingston
GA-02 (D)	7:00 p.m.	Keown v BISHOP (F)	<input checked="" type="checkbox"/> Keown	Toss Up	
GA-03 (R)	7:00 p.m.	WESTMORELAND (A) v Saunders	N/A	Solid R	Westmoreland
GA-04 (D)	7:00 p.m.	Carter v JOHNSON (F)	N/A	Solid D	Johnson
GA-05 (D)	7:00 p.m.	Little v LEWIS (F)	N/A	Solid D	Lewis
GA-06 (R)	7:00 p.m.	PRICE (A) v N/A	N/A	Solid R	Price
GA-07 (R)	7:00 p.m.	Woodall v Heckman	N/A	Solid R	Woodall
GA-08 (D)	7:00 p.m.	Scott v MARSHALL (D)	<input checked="" type="checkbox"/> Scott	Lean R	Scott
GA-09 (R)	7:00 p.m.	GRAVES (A*) v N/A	N/A	Solid R	Graves
GA-10 (R)	7:00 p.m.	BROUN (A) v Edwards	N/A	Solid R	Broun
GA-11 (R)	7:00 p.m.	GINGREY (A) v N/A	N/A	Solid R	Gingrey
GA-12 (D)	7:00 p.m.	McKinney v BARROW (F)	N/A	Likely D	Barrow
GA-13 (D)	7:00 p.m.	Crane v SCOTT (F)	N/A	Solid D	Scott
HI-01 (R)	12:00 a.m.	DJOU (C*) v Hanabusa	N/A	Toss Up	
HI-02 (D)	12:00 a.m.	Willoughby v HIRONO (F)	N/A	Solid D	Hirono
ID-01 (D)	10:00 p.m.	Labrador v MINNICK (D)	Labrador	Toss Up	

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State	Polls Close EDT	Major Candidates (Liberty Central Grade)*	LC Target Race**	Cook Rating***	Winner
ID-02 (R)	10:00 p.m.	SIMPSON (B) v Crawford	N/A	Solid R	Simpson
IL-01 (D)	8:00 p.m.	Wardingley v RUSH (F)	N/A	Solid D	Rush
IL-02 (D)	8:00 p.m.	Hayes v JACKSON (F)	N/A	Solid D	Jackson
IL-03 (D)	8:00 p.m.	Bendas v LIPINSKI (F)	N/A	Solid D	Lipinski
IL-04 (D)	8:00 p.m.	Vasquez v GUTIERREZ (F)	N/A	Solid D	Gutierrez
IL-05 (D)	8:00 p.m.	Ratowitz v QUIGLEY (F)	N/A	Solid D	Quigley
IL-06 (R)	8:00 p.m.	ROSKAM (A) v Lowe	N/A	Solid R	Roskam
IL-07 (D)	8:00 p.m.	Weiman v DAVIS (F)	N/A	Solid D	Davis
IL-08 (D)	8:00 p.m.	Walsh v BEAN (F)	Walsh	Likely D	
IL-09 (D)	8:00 p.m.	Pollak v SCHAKOWSKY (F)	N/A	Solid D	Schakowsky
IL-10 (R)	8:00 p.m.	Dold v Seals	N/A	Lean D	Dold
IL-11 (D)	8:00 p.m.	Kinzinger v HALVORSON (F)	Kinzinger	Lean R	Kinzinger
IL-12 (D)	8:00 p.m.	Newman v COSTELLO (F)	N/A	Solid D	Costello
IL-13 (R)	8:00 p.m.	BIGGERT (C) v Harper	N/A	Solid R	Biggert
IL-14 (D)	8:00 p.m.	Hultgren v FOSTER (F)	✪ Hultgren	Toss Up	Hultgren
IL-15 (R)	8:00 p.m.	JOHNSON (B) v Gill	N/A	Solid R	Johnson
IL-16 (R)	8:00 p.m.	MANZULLO (A) v Gaulrapp	N/A	Solid R	Manzulo
IL-17 (D)	8:00 p.m.	Schilling v HARE (F)	Schilling ☑	Toss Up	Schilling
IL-18 (R)	8:00 p.m.	SCHOCK (A) v Hirner	N/A	Solid R	Schock
IL-19 (R)	8:00 p.m.	SHIMKUS (A) v Bagwell	N/A	Solid R	Shimkus
IN-01 (D)	7:00 p.m.	Leyva v VISCLOSKEY (F)	N/A	Solid D	Visclosky
IN-02 (D)	7:00 p.m.	Walorski v DONNELLY (D)	Walorski	Toss Up	Donnelly
IN-03 (R)	7:00 p.m.	Stutzman v Hayhurst	Stutzman	Solid R	Stutzman
IN-04 (R)	7:00 p.m.	Rokita v Sanders	N/A	Solid R	Rokita
IN-05 (R)	7:00 p.m.	BURTON (A) v Crawford	N/A	Solid R	Burton
IN-06 (R)	7:00 p.m.	PENCE (A) v Welsh	N/A	Solid R	Pence
IN-07 (D)	7:00 p.m.	Scott v CARSON (F)	N/A	Solid D	Carson
IN-08 (D)	7:00 p.m.	Bucshon v VanHaaften	Bucshon	Likely R	Bucshon
IN-09 (D)	7:00 p.m.	Young v HILL (F)	Young	Toss Up	Young
IA-01 (D)	10:00 p.m.	Lange v BRALEY (F)	✪ Lange	Lean D	Braley
IA-02 (D)	10:00 p.m.	Miller-Meeks v LOEBSACK (F)	Miller-Meeks ☑	Lean D	Loebsack
IA-03 (D)	10:00 p.m.	Zaun v BOSWELL (F)	✪ Zaun	Lean D	Boswell
IA-04 (R)	10:00 p.m.	LATHAM (A) v Maske	N/A	Solid R	Latham
IA-05 (R)	10:00 p.m.	KING (A) v Campbell	N/A	Solid R	King
KS-01 (R)	8:00 p.m.	Huelskamp v Jilka	N/A	Solid R	Huerlskamp
KS-02 (R)	8:00 p.m.	JENKINS (A) v Hudspeth	N/A	Solid R	Jenkins
KS-03 (D)	8:00 p.m.	Yoder v Moore	Yoder	Likely R	Yoder
KS-04 (R)	8:00 p.m.	Pompeo v Goyle	Pompeo ☑	Solid R	Pompeo
KY-01 (R)	7:00 p.m.	WHITFIELD (A) v Hatchett	N/A	Solid R	Whitfield
KY-02 (R)	7:00 p.m.	GUTHRIE (A) v Marksberry	N/A	Solid R	Guthrie
KY-03 (D)	7:00 p.m.	Lally v YARMUTH (F)	N/A	Likely D	Yarmuth
KY-04 (R)	7:00 p.m.	DAVIS (A) v Waltz	N/A	Solid R	Davis
KY-05 (R)	7:00 p.m.	ROGERS (A) v Holbert	N/A	Solid R	Rogers
KY-06 (D)	7:00 p.m.	Barr v CHANDLER (F)	✪ Barr	Toss Up	
LA-01 (R)	10:00 p.m.	SCALISE (A) v Katz	N/A	Solid R	Scalise

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State	Polls Close EDT	Major Candidates (Liberty Central Grade)*	LC Target Race**	Cook Rating***	Winner
LA-02 (R)	10:00 p.m.	CAO (D) v Richmond	N/A	Lean D	Richmond
LA-03 (D)	10:00 p.m.	Landry v Sangisetty	Landry	Likely R	Landry
LA-04 (R)	10:00 p.m.	FLEMING (A) v Melville	N/A	Solid R	Fleming
LA-05 (R)	10:00 p.m.	ALEXANDER (A) v N/A	N/A	Solid R	Alexander
LA-06 (R)	10:00 p.m.	CASSIDY (B) v McDonald	N/A	Solid R	Cassidy
LA-07 (R)	10:00 p.m.	BOUSTANY (A) v N/A	N/A	Solid R	Boustany
ME-01 (D)	8:00 p.m.	Scontras v PINGREE (F)	N/A	Lean D	Pingree
ME-02 (D)	8:00 p.m.	Levesque v MICHAUD (F)	Levesque	Likely D	Michaud
MD-01 (D)	8:00 p.m.	Harris v KRATOVIL (F)	Harris	Toss Up	Harris
MD-02 (D)	8:00 p.m.	Cardarelli v RUPPERSBERGER (F)	N/A	Solid D	Ruppersberger
MD-03 (D)	8:00 p.m.	Wilhelm v SARBANES (F)	N/A	Solid D	Sarbanes
MD-04 (D)	8:00 p.m.	Broadus v EDWARDS (F)	N/A	Solid D	Edwards
MD-05 (D)	8:00 p.m.	Lollar v HOYER (F)	Lollar <input checked="" type="checkbox"/>	Solid D	Hoyer
MD-06 (R)	8:00 p.m.	BARTLETT (A) v Duck	N/A	Solid R	Bartlett
MD-07 (D)	8:00 p.m.	Mirabile v CUMMINGS (F)	N/A	Solid D	Cummings
MD-08 (D)	8:00 p.m.	Philips v VAN HOLLEN (F)	N/A	Solid D	VanHollen
MA-01 (D)	8:00 p.m.	Gunn v OLVER (F)	N/A	Solid D	Olver
MA-02 (D)	8:00 p.m.	Wesley v NEAL (F)	N/A	Solid D	Neal
MA-03 (D)	8:00 p.m.	Lamb v MCGOVERN (F)	N/A	Solid D	McGovern
MA-04 (D)	8:00 p.m.	Bielat v FRANK (F)	Bielat	Lean D	Frank
MA-05 (D)	8:00 p.m.	Golnik v TSONGAS (F)	Golnik	Likely D	Tsongas
MA-06 (D)	8:00 p.m.	Hudak v TIERNEY (F)	Hudak	Likely D	Tierney
MA-07 (D)	8:00 p.m.	Dembrowski v MARKEY (F)	N/A	Solid D	Markey
MA-08 (D)	8:00 p.m.	N/A v CAPUANO (F)	N/A	Solid D	Capuano
MA-09 (D)	8:00 p.m.	Harrison v LYNCH (F)	N/A	Solid D	Lynch
MA-10 (D)	8:00 p.m.	Perry v Keating	 Perry	Toss Up	Keating
MI-01 (D)	8:00 p.m.	Benishek v McDowell	Benishek <input checked="" type="checkbox"/>	Lean R	Benishek
MI-02 (R)	8:00 p.m.	Huizenga v Johnson	Huizenga <input checked="" type="checkbox"/>	Solid R	Huizenga
MI-03 (R)	8:00 p.m.	Amash v Miles	Amash	Likely R	Amash
MI-04 (R)	8:00 p.m.	CAMP (A) v Campbell	N/A	Solid R	Camp
MI-05 (D)	8:00 p.m.	Kupiec v KILDEE (F)	N/A	Solid D	Kildee
MI-06 (R)	8:00 p.m.	UPTON (A) v Cooney	N/A	Solid R	Upton
MI-07 (D)	8:00 p.m.	Walberg v SCHAUER (F)	 Walberg	Toss Up	Walberg
MI-08 (R)	8:00 p.m.	ROGERS (A) v Enderle	N/A	Solid R	Rogers
MI-09 (D)	8:00 p.m.	Rackowski v PETERS (F)	 Rackowski	Lean D	
MI-10 (R)	8:00 p.m.	MILLER (A) v Yanez	N/A	Solid R	Miller
MI-11 (R)	8:00 p.m.	MCCOTTER (A) v Mosher	N/A	Solid R	McCotter
MI-12 (D)	8:00 p.m.	Volaric v LEVIN (F)	N/A	Solid D	Levin
MI-13 (D)	8:00 p.m.	Hauler v Clarke	N/A	Solid D	Clarke
MI-14 (D)	8:00 p.m.	Ukraine v CONYERS (F)	N/A	Solid D	Conyers
MI-15 (D)	8:00 p.m.	Steele v DINGELL (F)	Steele	Solid D	Dingell
MN-01 (D)	9:00 p.m.	Demmer v WALZ (F)	 Demmer	Lean D	Walz
MN-02 (R)	9:00 p.m.	KLINE (A) v Madore	N/A	Solid R	Kline
MN-03 (R)	9:00 p.m.	PAULSEN (A) v Meffert	N/A	Solid R	Paulsen
MN-04 (D)	9:00 p.m.	Collett v MCCOLLUM (F)	N/A	Solid D	McCollum

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\*\*\* Cook Political Report Ratings as of October 29, 2010

State	Polls Close EDT	Major Candidates (Liberty Central Grade)*	LC Target Race**	Cook Rating***	Winner
MN-05 (D)	9:00 p.m.	Demos v ELLISON (F)	Demos	Solid D	Ellison
MN-06 (R)	9:00 p.m.	BACHMANN (A) v Clark	N/A	Likely R	Bachmann
MN-07 (D)	9:00 p.m.	Byberg v PETERSON (D)	N/A	Solid D	Petersom
MN-08 (D)	9:00 p.m.	Cravaack v OBERSTAR (F)	Cravaack	Lean D	
MS-01 (D)	8:00 p.m.	Nunnelee v CHILDERS (C)	Nunnelee	Toss Up	Nunnelee
MS-02 (D)	8:00 p.m.	Marcy v THOMPSON (F)	Marcy	Solid D	Thompson
MS-03 (R)	8:00 p.m.	HARPER (A) v Gill	N/A	Solid R	harper
MS-04 (D)	8:00 p.m.	Palazzo v TAYLOR (C)	Palazzo	Toss Up	Palazzo
MO-01 (D)	8:00 p.m.	Hamlin v CLAY (F)	N/A	Solid D	Clay
MO-02 (R)	8:00 p.m.	AKIN (A) v Lieber	N/A	Solid R	Akin
MO-03 (D)	8:00 p.m.	Martin v CARNAHAN (F)	Martin	Lean D	Carnahan
MO-04 (D)	8:00 p.m.	Hartzler v SKELTON (F)	☞ Hartzler ☑	Toss Up	Hartzler
MO-05 (D)	8:00 p.m.	Turk v CLEAVER (F)	N/A	Solid D	Cleaver
MO-06 (R)	8:00 p.m.	GRAVES (A) v Hylton	N/A	Solid R	Graves
MO-07 (R)	8:00 p.m.	Long v Eckersley	N/A	Solid R	Long
MO-08 (R)	8:00 p.m.	EMERSON (A) v Sowers	N/A	Solid R	Emerson
MO-09 (R)	8:00 p.m.	LUETKEMEYER (A) v N/A	N/A	Solid R	Luetkemeyer
MT-AL (R)	10:00 p.m.	REHBERG (A) v McDonald	N/A	Solid R	Rehberg
NE-01 (R)	9:00 p.m.	FORTENBERRY (A) v Harper	N/A	Solid R	Fortenberry
NE-02 (R)	9:00 p.m.	TERRY (A) v White	N/A	Likely R	Terry
NE-03 (R)	9:00 p.m.	SMITH (A) v Davis	N/A	Solid R	Smith
NV-01 (D)	10:00 p.m.	Wegner v BERKLEY (F)	N/A	Solid D	Berkley
NV-02 (R)	10:00 p.m.	HELLER (A) v Price	N/A	Solid R	Heller
NV-03 (D)	10:00 p.m.	Heck v TITUS (F)	Heck	Toss Up	Heck
NH-01 (D)	8:00 p.m.	Guinta v SHEA-PORTER (F)	Guinta	Lean R	Guinta
NH-02 (D)	8:00 p.m.	Bass v Kuster	N/A	Toss Up	Bass
NJ-01 (D)	8:00 p.m.	Glading v ANDREWS (F)	N/A	Solid D	Andrews
NJ-02 (R)	8:00 p.m.	LOBIONDO (B) v Stein	N/A	Solid R	LoBiondo
NJ-03 (D)	8:00 p.m.	Runyan v ADLER (F)	Runyan	Toss Up	Runyan
NJ-04 (R)	8:00 p.m.	SMITH (B) v Kleinhendler	N/A	Solid R	Smith
NJ-05 (R)	8:00 p.m.	GARRETT (A) v Thiese	N/A	Solid R	Garrett
NJ-06 (D)	8:00 p.m.	Little v PALLONE (F)	Little	Likely D	Pallone
NJ-07 (R)	8:00 p.m.	LANCE (C) v Potosnak	N/A	Solid R	Lance
NJ-08 (D)	8:00 p.m.	Straten v PASCARELL (F)	N/A	Solid D	Pascarell
NJ-09 (D)	8:00 p.m.	Agosta v ROTHMAN (F)	N/A	Solid D	Rothman
NJ-10 (D)	8:00 p.m.	Alonso v PAYNE (F)	N/A	Solid D	Payne
NJ-11 (R)	8:00 p.m.	FRELINGHUYSEN (B) v Herbert	N/A	Solid R	Frelinghuysen
NJ-12 (D)	8:00 p.m.	Sipprelle v HOLT (F)	N/A	Likely D	Holt
NJ-13 (D)	8:00 p.m.	Dwyer v SIRES (F)	N/A	Solid D	Sires
NM-01 (D)	9:00 p.m.	Barela v HEINRICH (F)	Barela	Toss Up	Heinrich
NM-02 (D)	9:00 p.m.	Pearce v TEAGUE (F)	Pearce	Toss Up	Pearce
NM-03 (D)	9:00 p.m.	Mullins v LUJAN (F)	Mullins	Likely D	Lujan
NY-01 (D)	9:00 p.m.	Altschuler v BISHOP (F)	N/A	Toss Up	Bishop
NY-02 (D)	9:00 p.m.	Gomez v ISRAEL (F)	N/A	Solid D	Israel
NY-03 (R)	9:00 p.m.	KING (A) v Kudler	N/A	Solid R	King

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State	Polls Close EDT	Major Candidates (Liberty Central Grade)*	LC Target Race**	Cook Rating***	Winner
NY-04 (D)	9:00 p.m.	Becker v MCCARTHY (F)	N/A	Likely D	McCarthy
NY-05 (D)	9:00 p.m.	Milano v ACKERMAN (F)	N/A	Solid D	Ackerman
NY-06 (D)	9:00 p.m.	Taub v MEEKS (F)	N/A	Solid D	Meeks
NY-07 (D)	9:00 p.m.	Reynolds v CROWLEY (F)	N/A	Solid D	Crowley
NY-08 (D)	9:00 p.m.	Kone v NADLER (F)	N/A	Solid D	Nadler
NY-09 (D)	9:00 p.m.	Turner v WEINER (F)	N/A	Solid D	Weiner
NY-10 (D)	9:00 p.m.	Muniz v TOWNS (F)	N/A	Solid D	Towns
NY-11 (D)	9:00 p.m.	Carr v CLARKE (F)	N/A	Solid D	Clarke
NY-12 (D)	9:00 p.m.	N/A v VELAZQUEZ (F)	N/A	Solid D	Velazquez
NY-13 (D)	9:00 p.m.	Grimm v MCMAHON (F)	Grimm	Lean D	Grimm
NY-14 (D)	9:00 p.m.	Brumberg v MALONEY (F)	N/A	Solid D	Maloney
NY-15 (D)	9:00 p.m.	Faulkner v RANGEL (F)	Faulkner <input checked="" type="checkbox"/>	Solid D	Rangel
NY-16 (D)	9:00 p.m.	Della Valle v SERRANO (F)	N/A	Solid D	Serrano
NY-17 (D)	9:00 p.m.	Mele v ENGEL (F)	N/A	Solid D	Engel
NY-18 (D)	9:00 p.m.	Russell v LOWEY (F)	N/A	Solid D	Lowe
NY-19 (D)	9:00 p.m.	Hayworth v HALL (F)	Hayworth	Toss Up	Hayworth
NY-20 (D)	9:00 p.m.	Gibson v MURPHY (F)	Gibson	Toss Up	Gibson
NY-21 (D)	9:00 p.m.	Danz v TONKO (F)	N/A	Solid D	Tonko
NY-22 (D)	9:00 p.m.	Phillips v HINCHEY (F)	 Phillips	Lean D	Hinchey
NY-23 (D)	9:00 p.m.	Doheny v OWENS (F)	N/A	Toss Up	Owens
NY-24 (D)	9:00 p.m.	Hanna v ARCURI (F)	N/A	Toss Up	Hanna
NY-25 (D)	9:00 p.m.	Buerkle v MAFFEI (F)	Buerkle	Lean D	
NY-26 (R)	9:00 p.m.	LEE (A) v Fedele	N/A	Solid R	Lee
NY-27 (D)	9:00 p.m.	Roberto v HIGGINS (F)	N/A	Solid D	Higgins
NY-28 (D)	9:00 p.m.	Rowland v SLAUGHTER (F)	N/A	Solid D	Slaughter
NY-29 (D)	9:00 p.m.	Reed v Zeller	Reed	Likely R	Reed
NC-01 (D)	7:30 p.m.	Woolard v BUTTERFIELD (F)	N/A	Solid D	Butterfield
NC-02 (D)	7:30 p.m.	Elmers v ETHERIDGE (F)	 Elmers	Lean D	Elmers
NC-03 (R)	7:30 p.m.	JONES (B) v Rouse	N/A	Solid R	Jones
NC-04 (D)	7:30 p.m.	Lawson v PRICE (F)	Lawson	Likely D	Price
NC-05 (R)	7:30 p.m.	FOXX (A) v Kennedy	N/A	Solid R	Foxx
NC-06 (R)	7:30 p.m.	COBLE (A) v Turner	N/A	Solid R	Coble
NC-07 (D)	7:30 p.m.	Pantano v MCINTYRE (C)	 Pantano <input checked="" type="checkbox"/>	Lean D	McIntyre
NC-08 (D)	7:30 p.m.	Johnson v KISSELL (F)	Johnson <input checked="" type="checkbox"/>	Toss Up	Kissell
NC-09 (R)	7:30 p.m.	MYRICK (A) v Doctor	N/A	Solid R	Myrick
NC-10 (R)	7:30 p.m.	MCHENRY (A) v Gregory	N/A	Solid R	McHenry
NC-11 (D)	7:30 p.m.	Miller v SHULER (D)	 Miller	Lean D	Shuler
NC-12 (D)	7:30 p.m.	Dority v WATT (F)	N/A	Solid D	Watt
NC-13 (D)	7:30 p.m.	Randall v MILLER (F)	N/A	Solid D	Miller
ND-AL (D)	8:00 p.m.	Berg v POMEROY (F)	Berg	Toss Up	Berg
OH-01 (D)	7:30 p.m.	Chabot v DRIEHAUS (F)	Chabot	Lean R	Chabot
OH-02 (R)	7:30 p.m.	SCHMIDT (A) v Yalamanchili	N/A	Solid R	Schmidt
OH-03 (R)	7:30 p.m.	TURNER (A) v Roberts	N/A	Solid R	Turner
OH-04 (R)	7:30 p.m.	JORDAN (A) v Litt	N/A	Solid R	Jordan
OH-05 (R)	7:30 p.m.	LATTA (A) v Finkenbiner	N/A	Solid R	Latta

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\*\*\* Cook Political Report Ratings as of October 20, 2010

State	Polls Close EDT	Major Candidates (Liberty Central Grade)*	LC Target Race**	Cook Rating***	Winner
OH-06 (D)	7:30 p.m.	Johnson v WILSON (F)	✎ Johnson	Toss Up	Johnson
OH-07 (R)	7:30 p.m.	AUSTRIA (A) v Conner	N/A	Solid R	Austria
OH-08 (R)	7:30 p.m.	BOEHNER (A) v Coussoule	N/A	Solid R	Boehner
OH-09 (D)	7:30 p.m.	Iott v KAPTUR (F)	N/A	Solid D	Kaptur
OH-10 (D)	7:30 p.m.	Corrigan v KUCINICH (F)	N/A	Likely D	Kucinich
OH-11 (D)	7:30 p.m.	Pekarek v FUDGE (F)	N/A	Solid D	Fudge
OH-12 (R)	7:30 p.m.	TIBERI (A) v Brooks	N/A	Likely R	Tiberi
OH-13 (D)	7:30 p.m.	Ganley v SUTTON (F)	Ganley	Likely D	Sutton
OH-14 (R)	7:30 p.m.	LATOURETTE (A) v O'Neill	N/A	Solid R	LaTourette
OH-15 (D)	7:30 p.m.	Stivers v KILROY (F)	Stivers	Lean R	Stivers
OH-16 (D)	7:30 p.m.	Renacci v BOCCIERI (F)	Renacci	Toss Up	Renacci
OH-17 (D)	7:30 p.m.	Graham v RYAN (F)	N/A	Solid D	Ryan
OH-18 (D)	7:30 p.m.	Gibbs v SPACE (F)	✎ Gibbs	Toss Up	Gibbs
OK-01 (R)	8:00 p.m.	SULLIVAN (A) v N/A	N/A	Solid R	Sullivan
OK-02 (D)	8:00 p.m.	Thompson v BOREN (C)	N/A	Solid D	Boren
OK-03 (R)	8:00 p.m.	LUCAS (A) v Robbins	N/A	Solid R	Lucas
OK-04 (R)	8:00 p.m.	COLE (A) v N/A	N/A	Solid R	Cole
OK-05 (R)	8:00 p.m.	Lankford v Coyle	Lankford	Solid R	Lankford
OR-01 (D)	11:00 p.m.	Cornilles v WU (F)	Cornilles	Likely D	Wu
OR-02 (R)	11:00 p.m.	WALDEN (B) v Segars	N/A	Solid R	Walden
OR-03 (D)	11:00 p.m.	Lopez v BLUMENAUER (F)	N/A	Solid D	Blumenauer
OR-04 (D)	11:00 p.m.	Robinson v DEFAZIO (F)	✎ Robinson	Likely D	DeFazio
OR-05 (D)	11:00 p.m.	Bruun v SCHRADER (F)	Bruun	Toss Up	Schrader
PA-01 (D)	8:00 p.m.	N/A v BRADY (F)	N/A	Solid D	Brady
PA-02 (D)	8:00 p.m.	Hellberg v FATTAH (F)	N/A	Solid D	Fattah
PA-03 (D)	8:00 p.m.	Kelly v DAHLKEMPER (F)	Kelly	Lean R	Kelly
PA-04 (D)	8:00 p.m.	Rothfus v ALTMIRE (F)	Rothfus	Lean D	Altmire
PA-05 (R)	8:00 p.m.	THOMPSON (A) v Pipe	N/A	Solid R	Thompson
PA-06 (R)	8:00 p.m.	GERLACH (B) v Trivedi	N/A	Likely R	Gerlach
PA-07 (D)	8:00 p.m.	Meehan v Lentz	Meehan	Lean R	Meehan
PA-08 (D)	8:00 p.m.	Fitzpatrick v MURPHY (F)	Fitzpatrick	Toss Up	Fitzpatrick
PA-09 (R)	8:00 p.m.	SHUSTER (A) v Connors	N/A	Solid R	Shuster
PA-10 (D)	8:00 p.m.	Marino v CARNEY (D)	Marino	Toss Up	Marino
PA-11 (D)	8:00 p.m.	Barletta v KANJORSKI (F)	Barletta	Toss Up	Barletta
PA-12 (D)	8:00 p.m.	Burns v CRITZ (A*)	Burns	Lean D	Critz
PA-13 (D)	8:00 p.m.	Adcock v SCHWARTZ (F)	N/A	Solid D	Schwartz
PA-14 (D)	8:00 p.m.	Haluszczak v DOYLE (F)	N/A	Solid D	Doyle
PA-15 (R)	8:00 p.m.	DENT (B) v Callahan	N/A	Lean R	Dent
PA-16 (R)	8:00 p.m.	PITTS (A) v Herr	N/A	Solid R	Pitts
PA-17 (D)	8:00 p.m.	Argall v HOLDEN (F)	Argall	Likely D	Holden
PA-18 (R)	8:00 p.m.	MURPHY (A) v Connolly	N/A	Solid R	Murphy
PA-19 (R)	8:00 p.m.	PLATTS (C) v Sanders	N/A	Solid R	Platts
RI-01 (D)	9:00 p.m.	Loughlin v Cicilline	Loughlin	Lean D	Cicilline
RI-02 (D)	9:00 p.m.	Zaccaria v LANGEVIN (F)	N/A	Solid D	Langevin
SC-01 (R)	7:00 p.m.	Scott v Frasier	Scott	Solid R	Scott

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State	Polls Close EDT	Major Candidates (Liberty Central Grade)*	LC Target Race**	Cook Rating***	Winner
SC-02 (R)	7:00 p.m.	WILSON (A) v Miller	N/A	Solid R	Wilson
SC-03 (R)	7:00 p.m.	Duncan v Dyer	Duncan	Solid R	Duncan
SC-04 (R)	7:00 p.m.	Gowdy v Cordon	Gowdy	Solid R	Gowdy
SC-05 (D)	7:00 p.m.	Mulvaney v SPRATT (F)	✠ Mulvaney	Toss Up	Mulvaney
SC-06 (D)	7:00 p.m.	Pratt v CLYBURN (F)	N/A	Solid D	Clyburn
SD-AL (D)	9:00 p.m.	Noem v HERSETH-SANDLIN (C)	Noem	Toss Up	Noem
TN-01 (R)	8:00 p.m.	ROE (A) v Clark	N/A	Solid R	Roe
TN-02 (R)	8:00 p.m.	DUNCAN (A) v Hancock	N/A	Solid R	Duncan
TN-03 (D)	8:00 p.m.	Fleischmann v Wolfe	Fleischmann	Solid R	Fleischmann
TN-04 (D)	8:00 p.m.	DesJarlais v DAVIS (C)	✠ DesJarlais	Toss Up	DesJarlais
TN-05 (D)	8:00 p.m.	Hall v COOPER (F)	Hall	Likely D	Cooper
TN-06 (D)	8:00 p.m.	Black v Carter	Black	Likely R	Black
TN-07 (R)	8:00 p.m.	BLACKBURN (A) v Rabidoux	N/A	Solid R	Blackburn
TN-08 (D)	8:00 p.m.	Fincher v Herron	Fincher	Likely R	Fincher
TN-09 (D)	8:00 p.m.	Bergmann v COHEN (F)	N/A	Solid D	Cohen
TX-01 (R)	8:00 p.m.	GOHMERT (A) v N/A	N/A	Solid R	Gohmert
TX-02 (R)	8:00 p.m.	POE (A) v N/A	N/A	Solid R	Poe
TX-03 (R)	8:00 p.m.	JOHNSON (A) v Lingenfelder	N/A	Solid R	Johnson
TX-04 (R)	8:00 p.m.	HALL (A) v Hathcox	N/A	Solid R	Hall
TX-05 (R)	8:00 p.m.	HENSARLING (A) v Berry	N/A	Solid R	Hensarling
TX-06 (R)	8:00 p.m.	BARTON (A) v Cozad	N/A	Solid R	Barton
TX-07 (R)	8:00 p.m.	CULBERSON (A) v N/A	N/A	Solid R	Culberson
TX-08 (R)	8:00 p.m.	BRADY (A) v Hargett	N/A	Solid R	Brady
TX-09 (D)	8:00 p.m.	Mueller v GREEN (F)	N/A	Solid D	Green
TX-10 (R)	8:00 p.m.	MCCAUL (A) v Ankrum	N/A	Solid R	McCaul
TX-11 (R)	8:00 p.m.	CONAWAY (A) v Quillian	N/A	Solid R	Conaway
TX-12 (R)	8:00 p.m.	GRANGER (A) v Smith	N/A	Solid R	Granger
TX-13 (R)	8:00 p.m.	THORNBERRY (A) v N/A	N/A	Solid R	Thornberry
TX-14 (R)	8:00 p.m.	PAUL (B) v Pruett	N/A	Solid R	Paul
TX-15 (D)	8:00 p.m.	Zamora v HINOJOSA (F)	N/A	Solid D	Hinojosa
TX-16 (D)	8:00 p.m.	Besco v REYES (16)	N/A	Solid D	Reyes
TX-17 (D)	8:00 p.m.	Flores v EDWARDS (D)	Flores	Lean R	Flores
TX-18 (D)	8:00 p.m.	Faulk v JACKSON-LEE (F)	N/A	Solid D	Jackson-Lee
TX-19 (R)	8:00 p.m.	NEUGEBAUER (A) v Wilson	N/A	Solid R	Neugebauer
TX-20 (D)	8:00 p.m.	Trotter v GONZALEZ (F)	N/A	Solid D	Gonzalez
TX-21 (R)	8:00 p.m.	SMITH (A) v Melnick	N/A	Solid R	Smith
TX-22 (R)	8:00 p.m.	OLSON (A) v Rogers	N/A	Solid R	Olson
TX-23 (D)	8:00 p.m.	Canseco v RODRIGUEZ (F)	Canseco	Toss Up	Canseco
TX-24 (R)	8:00 p.m.	MARCHANT v Dunaj	N/A	Solid R	Marchant
TX-25 (D)	8:00 p.m.	Campbell v DOGGETT (F)	Campbell <input checked="" type="checkbox"/>	Likely D	Doggett
TX-26 (R)	8:00 p.m.	BURGESS (A) v Durrance	N/A	Solid R	Burgess
TX-27 (D)	8:00 p.m.	Farenthold v ORTIZ (F)	N/A	Lean D	
TX-28 (D)	8:00 p.m.	Underwood v CUELLAR (F)	N/A	Solid D	Cuellar
TX-29 (D)	8:00 p.m.	Morales v GREEN (F)	N/A	Solid D	Green
TX-30 (D)	8:00 p.m.	Broden v JOHNSON (F)	Broden <input checked="" type="checkbox"/>	Solid D	Johnson

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State	Polls Close EDT	Major Candidates (Liberty Central Grade)*	LC Target Race**	Cook Rating***	Winner
TX-31 (R)	8:00 p.m.	CARTER (A) v N/A	N/A	Solid R	Carter
TX-32 (R)	8:00 p.m.	SESSIONS (A) v Raggio	N/A	Solid R	Sessions
UT-01 (R)	10:00 p.m.	BISHOP (A) v Bowen	N/A	Solid R	Bishop
UT-02 (D)	10:00 p.m.	Philpot v MATHESON (F)	Philpot <input checked="" type="checkbox"/>	Likely D	Matheson
UT-03 (R)	10:00 p.m.	CHAFFETZ (A) v Hyer	N/A	Solid R	Chaffetz
VA-01 (R)	7:00 p.m.	WITTMAN (A) v Ball	N/A	Solid R	Wittman
VA-02 (D)	7:00 p.m.	Rigell v NYE (F)	Rigell	Lean R	Rigell
VA-03 (D)	7:00 p.m.	Smith v SCOTT (F)	N/A	Solid D	Scott
VA-04 (R)	7:00 p.m.	FORBES (A) v LeGrow	N/A	Solid R	Forbes
VA-05 (D)	7:00 p.m.	Hurt v PERIELLO (F)	Hurt	Lean R	Hurt
VA-06 (R)	7:00 p.m.	GOODLATTE (A) v N/A	N/A	Solid R	Goodlatte
VA-07 (R)	7:00 p.m.	CANTOR (A) v Waugh	N/A	Solid R	Cantor
VA-08 (D)	7:00 p.m.	Murray v MORAN (F)	N/A	Solid D	Moran
VA-09 (D)	7:00 p.m.	Griffith v BOUCHER (D)	 Griffith	Lean D	Griffith
VA-10 (R)	7:00 p.m.	WOLF (A) v Barnett	N/A	Solid R	Wolf
VA-11 (D)	7:00 p.m.	Fimian v CONNOLLY (F)	Fimian	Toss Up	
VT-AL (D)	7:00 p.m.	Beaudry v WELCH (F)	N/A	Solid D	Welch
WA-01 (D)	11:30 p.m.	Watkins v INSLEE (F)	N/A	Solid D	Inslee
WA-02 (D)	11:30 p.m.	Koster v LARSEN (F)	 Koster <input checked="" type="checkbox"/>	Toss Up	
WA-03 (D)	11:30 p.m.	Herrera v Heck	Herrera	Lean R	Herrera
WA-04 (R)	11:30 p.m.	HASTINGS (A) v Clough	N/A	Solid R	Hastings
WA-05 (R)	11:30 p.m.	ROGERS (B) v Romeyn	N/A	Solid R	Rodgers
WA-06 (D)	11:30 p.m.	Cloud v DICKS (F)	N/A	Solid D	Dicks
WA-07 (D)	11:30 p.m.	Jeffers-Schroder v MCDERMOTT (F)	N/A	Solid D	McDermott
WA-08 (R)	11:30 p.m.	REICHERT (C) v DeBene	N/A	Likely R	Reichert
WA-09 (D)	11:30 p.m.	Muri v SMITH (F)	Muri	Likely D	
WV-01 (D)	7:30 p.m.	McKinley v Oliverio	McKinley	Toss Up	McKinley
WV-02 (R)	7:30 p.m.	CAPITO (A) v Graf	N/A	Lean D	Capito
WV-03 (D)	7:30 p.m.	Maynard v RAHALL (F)	N/A	Likely D	Rahall
WI-01 (R)	9:00 p.m.	RYAN (A) v Heckenlively	N/A	Solid R	Ryan
WI-02 (D)	9:00 p.m.	Lee v BALDWIN (F)	N/A	Solid D	Baldwin
WI-03 (D)	9:00 p.m.	Kapanke v KIND (F)	 Kapanke	Lean D	Kind
WI-04 (D)	9:00 p.m.	Sebring v MOORE (F)	N/A	Solid D	Moore
WI-05 (R)	9:00 p.m.	SENSENBRENNER (A) v Kolosso	N/A	Solid R	Sensenbrenner
WI-06 (R)	9:00 p.m.	PETRI (B) v Kallas	N/A	Solid R	Petri
WI-07 (D)	9:00 p.m.	Duffy v Lassa	Duffy	Toss Up	Duffy
WI-08 (D)	9:00 p.m.	Ribble v KAGEN (F)	Ribble <input checked="" type="checkbox"/>	Lean R	Ribble
WY-AL (R)	9:00 p.m.	LUMMIS (A) v Wendt	N/A	Solid R	Lummis
<b>TOTAL (R)s: 199</b>				<b>TOTAL NEW (R)s</b>	
<b>TOTAL (D)s: 236</b>				<b>TOTAL NEW (R)s NEEDED FOR (R) CONTROL</b>	
<b>111th CONGRESS GPA: 1.61 (D+)</b>					
<b>EXPECTED NEW GPA:</b>					

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Change?
(R) +0
(R) +0
(R) +0
(D) +0
Z
(R) +0
(R) +0
(R) +0
(R) +0

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# EXHIBIT

1



## 2010 U.S. SENATE ELECTION TALLY SHEET

State	Polls Close EDT	Major Candidates (Liberty Central Grade)*	LC Target Race**	Cook Rating***	Winner
AK (R)	12:00 a.m.	Miller v MURKOWSKI (C) v McAdams	Miller <input checked="" type="checkbox"/>	Likely R	
AL (R)	8:00 p.m.	SHELBY (A) v Barnes	N/A	Solid R	Shelby
AR (D)	8:30 p.m.	Boozman v LINCOLN (F)	Boozman	Lean R	Boozman
AZ (R)	9:00 p.m.	MCCAIN (A) v Glassman	N/A	Solid R	McCain
CA (D)	11:00 p.m.	Fiorina v BOXER (F)	Fiorina	Toss-Up	Boxer
CO (D)	9:00 p.m.	Buck v BENNET (F)	Buck <input checked="" type="checkbox"/>	Toss-Up	
CT (D)	8:00 p.m.	McMahon v Blumenthal	McMahon	Lean D	Blumenthal
DE (D)	8:00 p.m.	O'Donnell v Coons	O'Donnell	Likely D	Coons
FL (R)	7:00 p.m.	Rubio v Crist v Meek	Rubio	Lean R	Rubio
GA (R)	7:00 p.m.	ISAKSON (B) v Thurmond	N/A	Solid R	Isakson
HI (D)	12:00 a.m.	Cavasso v INOUE (F)	N/A	Solid D	Inouye
ID (R)	10:00 p.m.	CRAPO (A) v Sullivan	N/A	Solid R	Crapo
IL (D)	8:00 p.m.	Kirk v Giannoulis	N/A	Toss-Up	Kirk
IN (D)	7:00 p.m.	Coats v Ellsworth	Coats	Lean R	Coats
IA (R)	10:00 p.m.	GRASSLEY (B) v Conlin	N/A	Solid R	Grassley
KS (R)	8:00 p.m.	Moran v Johnston	Moran	Solid R	Moran
KY (R)	7:00 p.m.	Paul v Conway	Paul <input checked="" type="checkbox"/>	Toss-Up	Paul
LA (R)	10:00 p.m.	VITTER (A) v Melancon	N/A	Lean R	Vitter
MD (D)	8:00 p.m.	Wargotz v MIKULSKI (F)	N/A	Solid D	Mikulski
MO (R)	8:00 p.m.	Blunt v Carnahan	Blunt	Lean R	Blunt
NV (D)	10:00 p.m.	Angle v REID (F)	Angle	Toss-Up	Angle
NH (R)	8:00 p.m.	Ayotte v Hodes	Ayotte	Lean R	Ayotte
NY (D)	9:00 p.m.	Townsend v SCHUMER (F)	N/A	Solid D	Schumer
NY (D)	9:00 p.m.	DioGuardi v GILLIBRAND (F)	DioGuardi	Solid D	Gillibrand
NC (R)	7:30 p.m.	BURR (A) v Marshall	N/A	Likely R	Burr
ND (D)	8:00 p.m.	Hoeven v Potter	Hoeven	Solid R	Hoeven
OH (R)	7:30 p.m.	Portman v Fisher	Portman	Lean R	Portman
OK (R)	8:00 p.m.	COBURN (A) v Rogers	N/A	Solid R	Coburn
OR (D)	11:00 p.m.	Huffman v WYDEN (F)	Huffman	Solid D	Wyden
PA (D)	8:00 p.m.	Toomey v Sestak	Toomey	Toss-Up	Toomey
SC (R)	7:00 p.m.	DEMINT (A) v Green	N/A	Solid R	DeMint
SD (R)	9:00 p.m.	THUNE (A) v N/A	N/A	Solid R	THUNE
UT (R)	10:00 p.m.	Lee v Granato	Lee <input checked="" type="checkbox"/>	Solid R	Lee
VT (D)	7:00 p.m.	Britton v LEAHY (F)	Britton	Solid D	Leahy
WA (D)	11:00 p.m.	Rossi v MURRAY (F)	Rossi <input checked="" type="checkbox"/>	Toss-Up	
WV (D)	7:30 p.m.	Raese v Manchin	Raese	Toss-Up	Manchin
WI (D)	9:00 p.m.	Johnson v FEINGOLD (F)	Johnson <input checked="" type="checkbox"/>	Lean R	Johnson

TOTAL (R)s: 41

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TOTAL NEW (R)s

TOTAL (D)s: 59

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TOTAL NEW (R)s NEEDED FOR (R) CONTROL

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