

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

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CITIZENS FOR RESPONSIBILITY AND	)		
ETHICS IN WASHINGTON, <i>et al.</i> ,	)		
	)		
Plaintiffs,	)	Civil Action No. 17-2770 (ABJ)	
	)		
v.	)		
	)		
FEDERAL ELECTION COMMISSION,	)		
	)		
Defendant.	)		
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**DECLARATION OF STUART C. MCPHAIL  
IN SUPPORT OF PLAINTIFFS’ OPPOSITION TO  
DEFENDANT FEC’S MOTION TO DISMISS**

I, STUART C. MCPHAIL, hereby declare under penalty of perjury pursuant to 28 U.S.C. § 1746, that the following is true and correct:

1. I am an attorney licensed to practice law in the District of Columbia, California, and New York. I am admitted to practice before this Court. I am counsel of record for Plaintiffs Citizens for Responsibility and Ethics in Washington (“CREW”) and Anne Weismann (together, “Plaintiffs”). I am personally familiar with the facts set forth herein, unless the context indicates otherwise.

2. Attached hereto as Exhibit A is a true and correct copy of the administrative complaint filed by Plaintiffs and marked received by the Federal Election Commission (“FEC”) on February 27, 2015 and given the designation Matter Under Review (“MUR”) 6920, as it appeared on the FEC’s website, <http://eqs.fec.gov/eqsdocsMUR/17044434345.pdf>, on May 4, 2018.

3. Attached hereto as Exhibit B is a true and correct copy of the FEC's Office of General Counsel's ("OGC") First General Counsel's Report, issued in MUR 6920 on January 20, 2016, as it appeared on the FEC's website, <http://eqs.fec.gov/eqsdocsMUR/17044434408.pdf>, on May 4, 2018.

4. Attached hereto as Exhibit C is a true and correct copy the OGC's Second General Counsel's Report, issued in MUR 6920 on July 5, 2017, as it appeared on the FEC's website, <http://eqs.fec.gov/eqsdocsMUR/17044434484.pdf>, on May 4, 2018.

5. Attached hereto as Exhibit D is a true and correct copy of the Statement of Designation of Counsel, filed by William W. Taylor, III as counsel for an undisclosed Doe entity on August 3, 2017 in MUR 6920, as it appeared on the FEC's website, <http://eqs.fec.gov/eqsdocsMUR/17044434537.pdf>, on May 4, 2018.

6. Attached hereto as Exhibit E is a true and correct copy of the OGC's Memorandum Regarding the Circulation of Discovery Documents, filed in MUR 6920 on August 4, 2017, as it appeared on the FEC's website, <https://www.fec.gov/files/legal/murs/6920/17044435462.pdf>, on May 4, 2018.

7. Attached hereto as Exhibit F is a true and correct copy of a letter from Jeff S. Jordan, Assistant General Counsel, Complaints Examination & Legal Administrative, FEC to Anne L. Weismann, dated March 4, 2015, acknowledging the FEC's receipt of the administrative complaint attached as Exhibit A and designated MUR 6920.

I declare under penalty of perjury that the foregoing is true and correct. Executed on May 4, 2018 at Washington, D.C.

/s/ Stuart McPhail  
Stuart C. McPhail