Subject to the Nondisclosure Provisions of H. Res. 895 of the 110<sup>th</sup> Congress as Amended

## OFFICE OF CONGRESSIONAL ETHICS UNITED STATES HOUSE OF REPRESENTATIVES

#### **REPORT**

Review No. 11-3175

The Board of the Office of Congressional Ethics (the "Board"), by a vote of no less than four members, on September 27, 2011, adopted the following report and ordered it to be transmitted to the Committee on Ethics of the United States House of Representatives.

SUBJECT: Representative Don Young

NATURE OF THE ALLEGED VIOLATION: Representative Don Young may have accepted contributions to his legal expense fund in excess of the limitation of \$5,000 per calendar year from any individual or organization. The Congressman Don Young Legal Expense Trust's disclosure report for the first quarter 2011, filed by Representative Young with the Committee on Ethics on April 20, 2011, lists twelve \$5,000 contributions from twelve affiliated entities that may have been directed by a single individual.

If the twelve contributions came from a single source, the contributions may have exceeded the annual \$5,000 per organization or individual contribution limit provided for in House rules and Committee on Ethics regulations governing legal expense funds.

RECOMMENDATION: The Board recommends that the Committee on Ethics further review the above allegations because there is substantial reason to believe that Representative Young accepted contributions in excess of the annual contribution limit to his legal expense fund.

VOTES IN THE AFFIRMATIVE: 6

VOTES IN THE NEGATIVE: 0

**ABSTENTIONS: 0** 

MEMBER OF THE BOARD OR STAFF DESIGNATED TO PRESENT THIS REPORT TO THE COMMITTEE ON ETHICS: Omar S. Ashmawy, Staff Director & Chief Counsel.

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110<sup>th</sup> Congress as Amended

## OFFICE OF CONGRESSIONAL ETHICS UNITED STATES HOUSE OF REPRESENTATIVES

### FINDINGS OF FACT AND CITATIONS TO LAW

Review No. 11-3175

### **TABLE OF CONTENTS**

I.	IN	<b>TROD</b>	UCTION	3
	A.	Sumr	nary of Allegations	3
	B.	Jurisc	liction Statement	3
	C.	Proce	dural History	4
	D.	Sumr	nary of Investigative Activity	4
II.	CONTRIBUTIONS TO REPRESENTATIVE YOUNG'S LEGAL EXPENSE FUND			
	A.	Laws	, Regulations, Rules, and Standards of Conduct	6
	B.	Repre	esentative Young Established a Legal Expense Fund in December 2007	7
	C.	Chou	Chouest Arranged Contributions from Twelve Entities within the Edison est Offshore Family of Companies to the Congressman Don Young Legal nse Trust	9
		1.	Relationship between Representative Young and Gary Chouest	9
		2.	Gary Chouest and the Edison Chouest Offshore Family of Companies	9
		3.	In the First Quarter of 2011, ECO Entities Contributed \$60,000 to Representative Young's Legal Expense Trust	2
		4.	Gary Chouest Arranged \$60,000 in Contributions to Representative Young's Legal Expense Fund from ECO Entities	
III.	CO	NCLU	J <b>SION</b>	6
IV.			ATION THE OCE WAS UNABLE TO OBTAIN AND MENDATIONS FOR THE ISSUANCE OF SUBPOENAS 1	7

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110<sup>th</sup> Congress as Amended

## OFFICE OF CONGRESSIONAL ETHICS UNITED STATES HOUSE OF REPRESENTATIVES

### FINDINGS OF FACT AND CITATIONS TO LAW

Review No. 11-3175

On September 27, 2011, the Board of the Office of Congressional Ethics (the "Board") adopted the following findings of fact and accompanying citations to law, regulations, rules and standards of conduct (*in italics*).

The Board notes that these findings do not constitute a determination of whether or not a violation actually occurred.

#### I. INTRODUCTION

#### A. **Summary of Allegations**

- 1. Based on the information before the Office of Congressional Ethics ("OCE"), there is substantial reason to believe that Representative Don Young accepted contributions to his legal expense fund in excess of the annual limitation of \$5,000 per individual or organization provided for in the Committee on Ethics legal expense fund regulations.
- 2. Representative Young may have accepted twelve \$5,000 contribution checks, for a total contribution of \$60,000, from a single source: twelve affiliated entities under the direction of a single individual.

#### **B.** Jurisdiction Statement

3. The allegations that were the subject of this review concern Representative Don Young, a Member of the United States House of Representatives from the state of Alaska. The Resolution the United States House of Representatives adopted creating the OCE directs that, "[n]o review shall be undertaken . . . by the board of any alleged violation that occurred before the date of adoption of this resolution." The House adopted this Resolution on March 11, 2008. Because the conduct under review occurred after March 11, 2008, review by the Board is in accordance with the Resolution.

<sup>&</sup>lt;sup>1</sup> H. Res 895, 110th Cong. §1(e) (2008) (as amended).

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110<sup>th</sup> Congress as Amended

#### C. Procedural History

- 4. The OCE received a written request for preliminary review in this matter signed by at least two members of the Board on June 22, 2011. The preliminary review commenced on June 23, 2011. The preliminary review was scheduled to end on July 22, 2011.
- 5. At least three members of the Board voted to initiate a second-phase review in this matter on July 22, 2011. The second-phase review commenced on July 23, 2011.<sup>3</sup> The second-phase review was scheduled to end on September 5, 2011.
- 6. The Board voted to extend second-phase review for an additional period of fourteen days on August 30, 2011. The additional period was scheduled to end on September 19, 2011.
- 7. Pursuant to Rule 9(B) of the OCE Rules for the Conduct of Investigations, Representative Young submitted a written statement to the Board on September 23, 2011.
- 8. The Board voted to refer the matter to the Committee on Ethics for further review and adopted these findings on September 27, 2011.
- 9. The report and its findings in this matter were transmitted to the Committee on Ethics on October 13, 2011.

#### **D.** Summary of Investigative Activity

- 10. The OCE requested documentary and, in some cases, testimonial information from the following sources:
  - (1) Representative Young;
  - (2) Representative Young's Congressional office;
  - (3) Representative Young's Chief of Staff;
  - (4) The Congressman Don Young Legal Expense Trust;
  - (5) The Trustee of the Congressman Don Young Legal Expense Trust;
  - (6) Edison Chouest Offshore, LLC/Offshore Service Vessels, LLC;
  - (7) Alpha Marine Services, LLC;
  - (8) C-Innovation, LLC;

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<sup>&</sup>lt;sup>2</sup> A preliminary review is "requested" in writing by members of the Board of the OCE. The request for a preliminary review is "received" by the OCE on a date certain. According to the Resolution, the timeframe for conducting a preliminary review is thirty days from the date of receipt of the Board's request.

<sup>&</sup>lt;sup>3</sup> According to the Resolution, the Board must vote on whether to conduct a second-phase review in a matter before the expiration of the thirty-day preliminary review. If the Board votes for a second-phase, the second-phase begins when the preliminary review ends. The second-phase review does not begin on the date of the Board vote.

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110 <sup>th</sup> Congress as Amended				
(9)	C-Port, LLC;			
(10)	C-Port-2, LLC;			
(11)	Galliano Marine Services, LLC;			
(12)	Marine Technologies, LLC;			
(13)	Martin Holdings, LLC;			
(14)	Nautical Solutions, LLC;			
(15)	Nautical Ventures, LLC;			
(16)	North American Fabricators, LLC;			
(17)	North American Shipbuilding, LLC;			
(18)	Offshore Support Services, LLC;			
(19)	Dionne Chouest Austin;			
(20)	Gary Chouest; and			
(21)	Dino Chouest.			
11. The following individuals and entities were determined to be non-cooperating witness				
(1)	Edison Chouest Offshore, LLC/Offshore Service Vessels, LLC;			
(2)	Alpha Marine Services, LLC;			
(3)	C-Innovation, LLC;			
(4)	C-Port, LLC;			
(5)	C-Port-2, LLC;			
(6)	Galliano Marine Services, LLC;			
(7)	Marine Technologies, LLC;			
(8)	Martin Holdings, LLC;			
(9)	Nautical Solutions, LLC;			
(10)	Nautical Ventures, LLC;			

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110<sup>th</sup> Congress as Amended

- (11) North American Fabricators, LLC;
- (12) North American Shipbuilding, LLC;
- (13) Offshore Support Services, LLC;
- (14) Dionne Chouest Austin;
- (15) Gary Chouest; and
- (16) Dino Chouest.

#### II. CONTRIBUTIONS TO REPRESENTATIVE YOUNG'S LEGAL EXPENSE FUND

#### A. Laws, Regulations, Rules, and Standards of Conduct

#### 12. Code of Conduct

House Rule 23, clause 1 states that "[a] Member, Delegate, Resident Commissioner, officer, or employee of the House shall conduct himself at all times in a manner that shall reflect creditably on the House."

House Rule 23, clause 2 states that "[a] Member, Delegate, Resident Commissioner, officer, or employee of the House shall adhere to the spirit and the letter of the Rules of the House and to the rules of duly constituted committees thereof."

#### 13. Legal Expense Fund Regulations

House Rule 25, clause 5(a)(3)(E) provides that "a contribution or other payment to a legal expense fund established for the benefit of a Member, Delegate, Resident Commissioner, officer, or employee of the House that is otherwise lawfully made in accordance with the restrictions and disclosure requirements of the Committee on Ethics" is exempt from the House gift rule.

Legal Expense Fund regulations issued by the House Committee on Ethics provide that "[a] Legal Expense Fund shall not accept more than \$5,000 in a calendar year from any individual or organization."<sup>4</sup>

The Legal Expense Fund regulations require the beneficiary of such a Fund to submit quarterly reports to the Committee on Ethics and the Legislative Resource Center disclosing, among other things, "any contribution (or group of contributions) exceeding \$250 in a calendar year from any single source . . . ."<sup>5</sup>

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<sup>&</sup>lt;sup>4</sup> Comm. on Ethics, Legal Expense Fund Regulations ¶ 8 (June 10, 1996).

<sup>&</sup>lt;sup>5</sup> *Id.* at ¶ 13.

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110<sup>th</sup> Congress as Amended

#### 14. Gift Rules

House Rule 25, clause 5(a)(1)(B)(i) permits a Member to accept a gift (other than cash or cash equivalent), provided that the gift is not from a registered lobbyist, agent of a foreign principal, or private entity that retains or employs such individuals, if the Member reasonably and in good faith believes the gift to have a value of less than \$50, "and a cumulative value from one source during a calendar year of less than \$100."

The House Ethics Manual provides that "[a] gift received from an individual affiliated with an organization counts against the annual gift limitation of both the individual and the organization." The Manual further states that "[i]t is important to bear in mind that a gift from an individual who is employed by or similarly affiliated with any organization is deemed to be a gift from both that individual and the affiliated organization  $\dots$ 

#### 15. Financial Disclosure

As described in the House Ethics Manual, the Ethics in Government Act, 5 U.S.C. app. 4 § 102(a)(2), requires disclosure by a reporting individual of gifts "aggregating more than \$335 from a single source during the year. . . . "8 Gifts include contributions to a legal expense fund.

#### B. Representative Young Established a Legal Expense Fund in December 2007

- 16. On December 31, 2007, Representative Don Young executed a Trust Agreement establishing the Congressman Don Young Legal Expense Trust (the "Trust"). 10
- 17. The Trust Agreement provides that the "sole and exclusive purpose of the Trust is to provide a proper means for the acceptance of money, property and services, including, if necessary, pro bono legal services, to provide for all reasonable, necessary and appropriate legal fees or charges incurred by the Trustor in connection with his official duties and position in Congress (including election thereto), and matters bearing on his reputation or fitness for office."11

<sup>8</sup> Id. at 84 (emphasis added). Further, the Financial Disclosure Form instructions provide that "[a] group of items received from the same source at the same time are considered one gift and the total value should be added together." Comm. on Ethics, Instruction Guide for Completing Calendar Year 2010 Financial Disclosure Statement, Form A, 26 (2011).

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<sup>&</sup>lt;sup>6</sup> House Ethics Manual 36 (2008). The Senate Ethics Manual provides: "Also, while the Committee generally recognizes the seperate [sic] legal status of related entities (e.g. a parent and its subsidary [sic] entity will be treated as distinct sources for purposes of the Gifts Rule), such entities will NOT be accorded seperate [sic] source status if the entities are acting in concert or as agent for the other with respect to a particular gift." Senate Select Comm. on Ethics, 108th Congress, Senate Ethics Manual 55-56 (2003). The Board acknowledges that the Senate Ethics Manual is not controlling authority, but is nonetheless instructive.

<sup>&</sup>lt;sup>7</sup> House Ethics Manual 37 n.25.

<sup>&</sup>lt;sup>9</sup> House Ethics Manual 259.

<sup>&</sup>lt;sup>10</sup> Congressman Don Young Legal Expense Trust Agreement (Exhibit 1 at 11-3175\_0003) (hereafter "Trust Agreement"). <sup>11</sup> *Id*.

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110<sup>th</sup> Congress as Amended

- 18. By letter dated January 9, 2008, the Committee on Ethics approved the establishment of the Trust. 12 In its approval letter, the Committee noted that, "[i]t is our understanding that the specific purpose of the trust relates to an ongoing Department of Justice investigation concerning your conduct as a Member of the House of Representatives."13
- 19. The Trust Agreement named an attorney admitted to the bar in Alaska and New York as Trustee.<sup>14</sup>
- 20. As required under Committee on Ethics legal expense fund regulations, Representative Young, as the Trust beneficiary, filed a copy of the Trust Agreement with the House Legislative Resource Center. 15
- 21. As required under Committee on Ethics legal expense fund regulations, Representative Young has filed quarterly reports with the Committee and with the Legislative Resource Center, disclosing certain contributions received and expenditures made by the Trust. <sup>16</sup>
- 22. According to those involved in administering the Trust, there is no organized effort or plan to raise funds for the Trust, although the Trustee has engaged in various efforts to raise money for the Trust. According to those involved in administering the Trust. funds are raised primarily through unsolicited contributions, but the Trust has held a small number of fundraising events.<sup>18</sup>
- 23. According to the Trust's quarterly reports, as of June 30, 2011, the Trust had received \$206,500.00 in contributions and made \$111,851.95 in expenditures. 19 According to bank records, as of June 30, 2011, the Trust bank account balance was \$95,518,79.20

<sup>&</sup>lt;sup>12</sup> Letter from Committee on Standards of Official Conduct to The Honorable Don Young, dated January 9, 2008 (Exhibit 2 at 11-3175 0011).

<sup>&</sup>lt;sup>14</sup> Trust Agreement (Exhibit 1 at 11-3175 0003).

<sup>&</sup>lt;sup>15</sup> Comm. on Ethics, Legal Expense Fund Regulations ¶ 12; Trust Agreement (Exhibit 1 at 11-3175 0002).

<sup>&</sup>lt;sup>16</sup> Comm. on Ethics, Legal Expense Fund Regulations ¶ 13; Quarterly Trust Reports, 2008 to 2011 (Exhibit 3 at 11-3175 0014 to 11-3175 0043).

<sup>&</sup>lt;sup>17</sup> Memorandum of Interview of Representative Don Young, September 13, 2011 (Exhibit 4 at 11-3175\_0045) (hereafter "Representative Young MOI"); Memorandum of Interview of Congressman Don Young Legal Expense Trust Trustee, September 7, 2011 (Exhibit 5 at 11-3175 0051) (hereafter "Trustee MOI").

<sup>&</sup>lt;sup>18</sup> Representative Young MOI (Exhibit 4 at 11-3175\_0045); Memorandum of Interview of Representative Young's Chief of Staff, September 1, 2011 (Exhibit 6 at 11-3175 0056) (hereafter "Chief of Staff MOI"); Trustee MOI (Exhibit 5 at 11-3175\_0051).

<sup>&</sup>lt;sup>19</sup> See Congressman Don Young Legal Expense Trust Quarterly Reports (Exhibit 3 at 11-3175 0014 to 11-

<sup>&</sup>lt;sup>20</sup> See Congressman Don Young Legal Expense Trust Wells Fargo PMA Checking Account, June 2011 Statement (Exhibit 7 at 11-3175 0060). Several factors may affect amounts reported in quarterly reports versus those reported on bank statements including, but not limited to, bank fees, interest payments, and that contributions of \$250 or less need not be included in the Trust's quarterly reports (unless the contribution is from a corporation or labor union).

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110<sup>th</sup> Congress as Amended

- C. Gary Chouest Arranged Contributions from Twelve Entities within the Edison Chouest Offshore Family of Companies to the Congressman Don Young Legal Expense Trust
  - 1. Relationship Between Representative Young and Gary Chouest
- 24. Representative Young has known the Chouest family of Louisiana for approximately ten years, and he considers members of the family, including Gary Chouest, to be good friends.<sup>21</sup> Over the course of their relationship, Representative Young and Gary Chouest have attended a number of social events together, including dinners and fishing events.<sup>22</sup>
- 25. Gary Chouest and members of his family have made numerous contributions to Representative Young's congressional campaign.<sup>23</sup>
  - 2. Gary Chouest and the Edison Chouest Offshore Family of Companies
- 26. Gary Chouest is the Managing Member of Edison Chouest Offshore, LLC ("ECO"), <sup>24</sup> a privately held marine cargo handling company based in Galliano, Louisiana. <sup>25</sup>
- 27. According to the ECO website:

Founded as Edison Chouest Boat Rentals in Galliano, Louisiana, in 1960, the Edison Chouest Offshore (ECO) family of companies is widely recognized today as one of the most diverse and dynamic marine transportation providers in the world. ECO's vast fleet of over 200 highly specialized new-generation service vessels, measuring up to 400 feet in length, serves a rapidly-growing customer base worldwide.

Staying on the forefront of new technologies is an integral part of the Chouest business plan, as evidenced by recent advances in the areas of subsea support, integrated bridge systems and global communications.

The ability to offer its customers a total marine solution – incorporating design, construction and operation, as well as field

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<sup>&</sup>lt;sup>21</sup> Representative Young MOI (Exhibit 4 at 11-3175\_0045).

 $<sup>^{22}</sup>$  Id

<sup>&</sup>lt;sup>23</sup>See, e.g., Alaskans for Don Young, April 15th, 2011 Quarterly Report of Receipts and Disbursements, Federal Election Commission, available at <a href="www.fec.gov">www.fec.gov</a> (disclosing \$2,400 contributions from each of five Chouest family members: Carolyn Chouest, Casey Chouest, Gary Chouest, Ross Chouest, and Dionne Chouest Austin. The P.O. Box address for each of the five family members used on the FEC Report is the same address used in the corporate filings of the twelve companies that contributed to Representative Young's legal expense fund.).

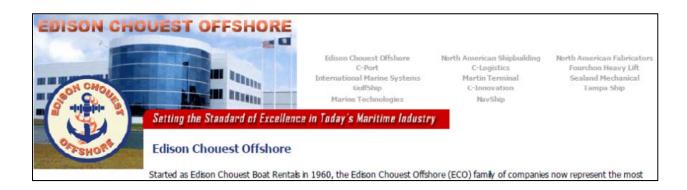
<sup>&</sup>lt;sup>24</sup> According to filings with the Louisiana Secretary of State, Edison Chouest Offshore, LLC changed its name to Offshore Service Vessels, LLC on June 16, 2006. *See* Exhibit 8 at 11-3175\_0065. Because the company's website continues to use the name Edison Chouest Offshore, LLC, that name is used in this report.

<sup>&</sup>lt;sup>25</sup> Dun & Bradstreet, Business Information Report: Offshore Service Vessels, LLC (September 22, 2011).

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110<sup>th</sup> Congress as Amended

development and field maintenance – has made Edison Chouest Offshore an unrivaled leader in the maritime industry.  $^{26}$ 

- 28. According to the ECO website, the ECO "family of companies"<sup>27</sup> includes several entities, including:
  - C-Innovation;
  - C-Port;
  - Marine Technologies;
  - Martin Terminal;
  - North American Fabricators; and
  - North American Shipbuilding.



27 Id

10

<sup>&</sup>lt;sup>26</sup> Edison Chouest Offshore Home Page, www.chouest.com (Exhibit 9 at 11-3175\_0088).

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110<sup>th</sup> Congress as Amended

29. ECO and its affiliated entities, including the twelve ECO entities that contributed to Representative Young's legal expense fund, are managed by various members of the Chouest family, including Gary Chouest, Dino Chouest, Dionne Chouest Austin, and Damon Chouest. As indicated below, these members of the Chouest family are listed in varying combinations as officers, registered agents, or both.<sup>28</sup>

Company	Registered Agents/Officers
Alpha Marine Services, LLC	Gary Chouest
_	Dionne Chouest Austin
C-Innovation, LLC	Gary Chouest
	Dionne Chouest Austin
C-Port, LLC	Dionne Chouest Austin
	Dino Chouest
C-Port 2, LLC	Dionne Chouest Austin
	Dino Chouest
	Damon Chouest
Galliano Marine Service, LLC	Gary Chouest
	Dionne Chouest Austin
	Dino Chouest
Marine Technologies, LLC	Gary Chouest
	Dionne Chouest Austin
Martin Holdings, LLC	Dionne Chouest Austin
	Dino Chouest
	Damon Chouest
Nautical Solutions, LLC	Gary Chouest
	Dionne Chouest Austin
Nautical Ventures, LLC	Gary Chouest
	Dionne Chouest Austin
	Dino Chouest
North American Fabricators, LLC	Gary Chouest
	Dionne Chouest Austin
North American Shipbuilding, LLC	Gary Chouest
	Dionne Chouest Austin
	Dino Chouest
Offshore Support Services, LLC	Dionne Chouest Austin
	Dino Chouest
	Damon Chouest

11

 $<sup>^{28}</sup>$  Louisiana Secretary of State Filings (Exhibit 8 at 11-3175\_0065 to 11-3175\_0086).

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110<sup>th</sup> Congress as Amended

- 30. According to filings with the Louisiana Secretary of State, each of the twelve contributing entities share the same domicile address (16201 East Main, Galliano, LA 70354) and the same mailing address (P.O. Box 310, Galliano, LA 70354).<sup>29</sup>
- 31. The OCE sent a Request for Information ("RFI") to Dionne Chouest Austin, the registered agent for each of the twelve contributing entities, on June 27, 2011. Among other things, the RFI sought information regarding the members, officers, and structure of each of the entities, as well as financial information. The OCE received confirmation that the RFI was delivered. Despite several attempts to follow up by telephone, the OCE received no response to the RFI.
- 32. The OCE sent separate RFIs to Gary Chouest and Dino Chouest, both of whom are officers of Offshore Service Vessels, LLC (formerly Edison Chouest Offshore, LLC) on August 10, 2011. Among other things, the RFIs sought information regarding members, officers, and structure of each of the entities, as well as financial information. The OCE received confirmation that the RFIs were delivered. Again, despite several attempts to follow up by telephone, the OCE received no response to the RFIs.<sup>30</sup>
  - 3. <u>In the First Quarter of 2011, ECO Entities Contributed \$60,000 to Representative Young's Legal Expense Trust</u>
- 33. On April 20, 2011, the Trust submitted a report for the first quarter of 2011, in which it reported receiving \$92,000 in contributions during the quarter.<sup>31</sup>

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 $<sup>^{29}</sup>$  *Id* 

<sup>&</sup>lt;sup>30</sup> In her interview with OCE staff, Representative Young's Chief of Staff stated that she had discussed the OCE's RFIs with a member of the Chouest family, who told her that responding to the OCE's requests would be "too laborious." *See* Chief of Staff MOI (Exhibit 6 at 11-3175\_0058).

<sup>&</sup>lt;sup>31</sup> Congressman Don Young Legal Expense Trust, First Quarter 2011 Disclosure Report (Exhibit 3 at 11-3175\_0016).

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110<sup>th</sup> Congress as Amended

34. Among the contributions received, as disclosed in the report, are twelve \$5,000 contributions from twelve ECO entities. 32

THE CONGRESSMAN DON YOUNG LEGAL EXPENSE TRUST Reporting Period Ending March 31, 2011				
CONTRIBUTIONS:				
Alpha Marine Services, LLC P.O. Box 310 Galliano, LA 70354	\$5,000,00			
C-Innevation, LLC P.O. Box 210 Galliano, LA 70354	\$5,000.00			
C-Port, LLC P.O. Box 310 Galliano, LA 70354	\$5,000.00			
C-Port 2, LLC P.O. Drawer 310 Galliano, LA 70354	\$5,000.00			
Galiiano Marine Service, LLC P.O. Bex 310 Galiiano, LA 70354	_ \$5.000.00			

Marine Technologies, LLC P.O. Box 310 Galliano, LA 70354	\$5,000.00	
Martin Holdings, LLC P.O. Box 310 Galirano, LA 70354	\$5,000.00	

Nautical Solutions, LLC P.O. Box 310 Gailiano, LA 70354	\$5,000.00
Naurical Ventures, LLC P.O. Box 310 Galliano, LA 70354	\$5,000.00
North American Fabricators, LLC 208 North American Court Houma, LA 75363	\$5,000.00
North American Shiphuilding, LLC P.O. Drawer 580 Larose, LA 70373	\$5,000.00
Offshore Support Service, LLC P.O. Box 319 Galliano, LA 70354	\$5,000.00

13

 $<sup>\</sup>frac{1}{32}$  *Id*.

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110<sup>th</sup> Congress as Amended

- 35. The twelve ECO entities contributed a total of \$60,000 approximately 65 percent of the total amount raised for the quarter, and approximately 30 percent of the total amount raised by the Trust since its creation in 2007.
  - 4. <u>Gary Chouest Arranged \$60,000 in Contributions to Representative Young's Legal Expense Fund from ECO Entities</u>
- 36. On or about December 2010 or January 2011,<sup>33</sup> Representative Young had a telephone conversation with Gary Chouest, during which they discussed ways in which Mr. Chouest could help Representative Young raise money for the Trust.<sup>34</sup> According to Representative Young, he did not solicit Mr. Chouest for contributions to his Trust; rather, Mr. Chouest offered to raise money for the Trust.<sup>35</sup> Representative Young understood that Mr. Chouest intended to raise money from companies owned by the Chouest family.<sup>36</sup>
- 37. According to Representative Young's Chief of Staff, after the telephone conversation with Mr. Chouest, Representative Young asked her how Mr. Chouest could contribute to the Trust consistent with House rules and regulations.<sup>37</sup>
- 38. Representative Young did not recall having this conversation with his Chief of Staff, but stated that they always check with the Ethics Committee before a fundraiser. In this instance, however, neither the Chief of Staff nor the Trustee contacted the Committee on Ethics prior to accepting the ECO entities' contributions to the Trust. 39
- 39. The Chief of Staff told the OCE that, after speaking with Representative Young, she contacted the Trustee about the permissibility of accepting contributions from a number of ECO entities. The Chief of Staff recalled that the Trustee gave her the advice that, as long as the entities had different tax forms and different insurance, the contributions would be permissible. 41
- 40. When asked by the OCE whether she had any conversation with Representative Young's Chief of Staff about the permissibility of accepting contributions from the affiliated ECO entities, the Trustee said she did not. When told that the Chief of Staff previously stated to the OCE that such a conversation took place, the Trustee then said that they had had a

<sup>37</sup> Chief of Staff MOI (Exhibit 6 at 11-3175\_0057).

<sup>&</sup>lt;sup>33</sup> The Chief of Staff indicated that she believes the conversation took place at this time, but she was not certain. *See* Chief of Staff MOI (Exhibit 6 at 11-3175\_0057). Representative Young could not recall when this conversation took place. *See* Representative Young MOI (Exhibit 4 at 11-3175\_0046).

<sup>&</sup>lt;sup>34</sup> Representative Young MOI (Exhibit 4 at 11-3175\_0046); Chief of Staff MOI (Exhibit 6 at 11-3175\_0057).

<sup>&</sup>lt;sup>35</sup> Representative Young MOI (Exhibit 4 at 11-3175\_0046).

<sup>36</sup> LA

<sup>&</sup>lt;sup>38</sup> Representative Young MOI (Exhibit 4 at 11-3175\_0046).

<sup>&</sup>lt;sup>39</sup> Chief of Staff MOI (Exhibit 6 at 11-3175\_0057); Trustee MOI (Exhibit 5 at 11-3175\_0053).

<sup>&</sup>lt;sup>40</sup> Chief of Staff MOI (Exhibit 6 at 11-3175 0057).

<sup>&</sup>lt;sup>41</sup> Id.

<sup>&</sup>lt;sup>42</sup> Trustee MOI (Exhibit 5 at 11-3175\_0052).

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110<sup>th</sup> Congress as Amended

- "general discussion" about whether accepting contributions from affiliated entities may constitute a circumvention of the legal expense fund annual contribution limit. 43
- 41. The Trustee did not conduct any research to determine whether the ECO entities did, in fact, have different tax forms and different insurance. 44
- 42. The Trustee told the OCE that it was her understanding that as long as a contributor is a distinct, separate legal entity, it is subject to its own contribution limit. The Trustee did not, however, contact the House Committee on Ethics, nor does she recall seeking any other guidance, regarding this issue. 46
- 43. After speaking with the Trustee, the Chief of Staff told Representative Young that the Trust could accept contributions from the ECO entities.<sup>47</sup>
- 44. Representative Young attended a reception/dinner fundraising event in Texas, hosted by Mr. Chouest, on or about January 14, 2011. At the event, Mr. Chouest gave Representative Young an envelope. Representative Young did not look in the envelope, nor did he ask Mr. Chouest what was in the envelope. He assumed that the envelope contained contributions to his legal expense trust. 49
- 45. Representative Young recalled that he sent the envelope containing what he believed to be contribution checks to the Trustee without opening it.<sup>50</sup> His Chief of Staff stated that she believes that Representative Young brought the contribution checks back to Washington, DC, where he turned them over to his Chief of Staff.<sup>51</sup> The Chief of Staff in turn sent the checks to the Trustee sometime in February 2011 for deposit into the Trust bank account.<sup>52</sup>
- 46. Twelve contribution checks in the amount of \$5,000 each (for a total of \$60,000), from twelve ECO entities, were deposited into the Trust bank account on March 31, 2011.<sup>53</sup>
- 47. At some point after the Texas fundraising event, Representative Young called Mr. Chouest to thank him for the funds he had raised.<sup>54</sup>

<sup>46</sup> *Id*.

<sup>&</sup>lt;sup>43</sup> *Id.* A subsequent letter, dated July 6, 2011, from Representative Young to the Committee on Ethics seeking a formal opinion on the issue of contributions from affiliated entities states that the Trustee rendered an opinion on whether the contributions were permissible. *See* Letter from Rep. Don Young to Rep. Jo Bonner, Chairman, House Committee on Ethics, July 6, 2011 (Exhibit 10 at 11-3175\_0090).

<sup>&</sup>lt;sup>44</sup> Trustee MOI (Exhibit 5 at 11-3175\_0053).

<sup>&</sup>lt;sup>45</sup> *Id*.

<sup>&</sup>lt;sup>47</sup> Chief of Staff MOI (Exhibit 6 at 11-3175\_0057).

<sup>&</sup>lt;sup>48</sup> Id

<sup>&</sup>lt;sup>49</sup> Representative Young MOI (Exhibit 4 at 11-3175\_0046).

 $<sup>^{50}</sup>$  Id

<sup>&</sup>lt;sup>51</sup> Chief of Staff MOI (Exhibit 6 at 11-3175 0057).

<sup>&</sup>lt;sup>52</sup> Id.

<sup>&</sup>lt;sup>53</sup> See Trust Wells Fargo PMA Checking Account, March 2011 Statement (Exhibit 11 at 11-3175\_0093). The Trustee did not keep copies of the twelve contribution checks. She did, however, provide to the OCE copies of 11 of the check stubs removed before deposit. See Exhibit 12 at 11-3175\_0101 to 11-3175\_0104.

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110<sup>th</sup> Congress as Amended

48. On July 6, 2011, after the OCE initiated its investigation, Representative Young submitted a formal request to the Committee on Ethics for guidance on whether the twelve ECO entities shared a contribution limit under the Legal Expense Fund regulations. As of September 7, 2011, Representative Young had not received a response from the Committee.

#### III. CONCLUSION

- 49. The House Gift Rule includes an exception to the general limitations on acceptance of gifts by Members for contributions to a legal expense fund established by a Member and approved by the Committee on Ethics, provided that the contributions are lawfully made in accordance with the restrictions found in the House legal expense fund regulations.<sup>56</sup>
- 50. House legal expense fund regulations prohibit a fund from accepting more than \$5,000 in a calendar year from any individual or organization.<sup>57</sup> The regulations also require disclosure of contributions in excess of \$250 per calendar year "from any single source. . . ."<sup>58</sup> Similarly, financial disclosure provisions require Members to disclose all gifts, including contributions to a legal expense fund, aggregating more than \$335 per calendar year "from a single source."<sup>59</sup>
- 51. To prevent circumvention of the gift limits, the House Ethics Manual requires that gifts from certain affiliated individuals or entities must be considered as coming from a single source: "[a] gift received from an individual affiliated with an organization counts against the annual gift limitation of both the individual and the organization." The Manual warns that "[i]t is important to bear in mind that a gift from an individual who is employed by or similarly affiliated with any organization is deemed to be a gift from both that individual and the affiliated organization..."
- 52. Several factors indicate that the \$60,000 in contribution checks for Representative Young's legal expense fund from the ECO entities were from a single source, subject to a single contribution limit. Mr. Chouest offered to raise money for the Trust; subsequently, twelve entities with which he is affiliated (and which are affiliated with each other) each made a \$5,000 contribution to Representative Young's Trust. Mr. Chouest delivered contribution checks from the twelve ECO entities to Representative Young at the same

<sup>&</sup>lt;sup>54</sup> Representative Young MOI (Exhibit 4 at 11-3175\_0047).

<sup>&</sup>lt;sup>55</sup> Letter from Representative Don Young to Representative Jo Bonner, Chair, Committee on Ethics, July 6, 2011 (Exhibit 10 at 11-3175\_0090).

<sup>&</sup>lt;sup>56</sup> House Rule 25, clause 5(a)(3)(E).

<sup>&</sup>lt;sup>57</sup> Comm. on Ethics, Legal Expense Fund Regulations ¶ 8.

<sup>&</sup>lt;sup>58</sup> Comm. on Ethics, Legal Expense Fund Regulations ¶ 13.

<sup>&</sup>lt;sup>59</sup> House Ethics Manual 84.

<sup>&</sup>lt;sup>60</sup> House Ethics Manual 36 (emphasis in original).

<sup>&</sup>lt;sup>61</sup> *Id.* at 37 n.25. As previously noted, the Senate Ethics Manual is even more explicit on the aggregation of gifts from affiliated entities: "Also, while the Committee generally recognizes the seperate [*sic*] legal status of related entities (e.g. a parent and its subsidary [*sic*] entity will be treated as distinct sources for purposes of the Gifts Rule), such entities will NOT be accorded seperate [*sic*] source status if the entities are acting in concert or as agent for the other with respect to a particular gift." Senate Ethics Manual 55-56 (2003).

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110<sup>th</sup> Congress as Amended time, and Representative Young subsequently acknowledged and thanked Mr. Chouest for raising these funds.

- 53. Based on the evidentiary record before the Board, there is a substantial reason to believe that the twelve contributions from the ECO entities were from a single source and that Representative Young understood the twelve contributions to be from a single source. 62
- 54. Further, as a result of the Chouest family's lack of cooperation, there is no information available to the Board to refute the evidence that the contributions were made from a single source. The OCE was unable to determine, for example, the tax status of the contributing ECO entities, <sup>63</sup> whether each entity has independent income, or how each entity accounts for the income it may or may not receive. Therefore, the OCE Board recommends that the entities named in paragraph 56 be subpoenaed.
- 55. For these reasons, the Board recommends that the Committee on Ethics further review the allegations described above concerning Representative Young.

## IV. INFORMATION THE OCE WAS UNABLE TO OBTAIN AND RECOMMENDATIONS FOR THE ISSUANCE OF SUBPOENAS

56. The following individuals and entities did not cooperate with the OCE's review:

- a. Edison Chouest Offshore, LLC/Offshore Service Vessels, LLC;
- b. Alpha Marine Services, LLC;
- c. C-Innovation, LLC;
- d. C-Port, LLC;
- e. C-Port-2, LLC;
- f. Galliano Marine Services, LLC;

<sup>&</sup>lt;sup>62</sup> While this review focused on the twelve contributions from ECO entities, similar issues may be implicated by other contributions from related entities, including contributions from Osborne Construction Company and George R. Osborne, Jr. in the second quarter of 2008, and contributions from Ocean Prowler, LLC and Prowler, LLC in the third quarter of 2008.

<sup>&</sup>lt;sup>63</sup> Under IRS regulations, an LLC may be classified for federal income tax purposes as a partnership, corporation, or an entity disregarded as an entity separate from its owner (a "disregarded entity"). An LLC that is not automatically classified as a corporation may choose its classification. An LLC with at least two members may choose to be taxed as a corporation or as a partnership, and an LLC with a single member may choose to be taxed as a corporation or as a disregarded entity. *See* http://www.irs.gov/businesses/small/selfemployed/article/0,,id=205014,00.html.

If an LLC chooses to be treated as a partnership for tax purposes, it must file an annual information return to report the income, deductions, gains, losses, etc., from its operations, but it does not pay income tax. Instead, it "passes through" any profits or losses to its partners. Each partner includes his or her share of the partnership's income or loss on his or her tax return. *See* http://www.irs.gov/businesses/small/article/0,,id=98214,00.html.

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110<sup>th</sup> Congress as Amended

- g. Marine Technologies, LLC;
- h. Martin Holdings, LLC;
- i. Nautical Solutions, LLC;
- j. Nautical Ventures, LLC;
- k. North American Fabricators, LLC;
- 1. North American Shipbuilding, LLC;
- m. Offshore Support Services, LLC;
- n. Dionne Chouest Austin;
- o. Gary Chouest; and
- p. Dino Chouest.
- 57. As a result, the OCE was unable to obtain information regarding ECO and its affiliated entities. The OCE sent RFIs to each of the above-named individuals and made numerous attempts to follow up on the RFIs by telephone. The telephone calls were never returned.
- 58. The Board recommends the issuance of subpoenas to ECO, the twelve contributing entities, Gary Chouest, Dionne Chouest Austin, and Dino Chouest.

# **EXHIBIT 1**

CHAIRMAG
COMMITTEE ON
TAAMSPORTATION
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DOMMITTEE ON
BOMELAND SUDJUSTY

Cangress of the Rufled States Rouse of Representations Budgington, IC 20813

January 14, 2008

#### VIA HAND DELIVERY

Legislative Resource Center B-106 Cannon House Office Building Washington, D.C. 20515-6612

Dear Sir:

Pursuant to Rule 4(h) of the House Committee on Standards of Official Conduct, enclosed for filing please find a copy of the Trust Agreement establishing the Congressman Don Young Legal Expense Trust, and the letter from the Committee on Standards of Official Conduct approving establishment of the trust.

Thank you for your attention to this matter. Please let me know if you have any questions.

Sincerely,

Michael G Anderson

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## THE CONGRESSMAN DON YOUNG LEGAL EXPENSE TRUST

This Trust Agreement dated this 31st day of December, 2007, by and between Congressman Don Young (hereinafter called "Trustor") and Gail R. Schubert (hereinafter called "Trustee"), establishes the Congressman Don Young Legal Expense Trust.

#### RECITALS

- A. The Trustor, who is a member of the United States House of Representatives, has incurred legal expenses in connection with his official duties and position in Congress and matters bearing on his reputation and fitness for office, including cooperating with federal authorities.
- fi. It is the desire of the Trustor to provide a proper means to accept transfers of money, property and services, including pro bono legal services, for the sole purpose of defraying the legal costs that have been and will be incurred in connection with his official duties and position in Congress, and matters bearing on his reputation or fitness for office, in a manner consistent with and in compliance with the laws of the United States and the District of Columbia, and the Rules of the House of Representatives, including the Code of Official Conduct (Rule 23), the House gift rule (Rule 25), and the Legal Expense Fund Regulations issued by the House Committee on Standards of Official Conduct.

NOW THEREFORE, in accordance with the above stated purposes, laws and rules, the parties agree as follows:

- 1. <u>Trust Property</u>. The Trustor hereby transfers to the Trustee the sum of \$10. This and all other property, whether real, personal or mixed, delivered, payable to or contributed to the Congressman Don Young Legal Expense Trust shall be held by the Trustee, in trust for the sole and specific purposes and on the conditions hereinafter set forth in paragraph 2 below. This Trust shall be known as the Congressman Don Young Legal Expense Trust (the "Trusi"). All such property, regardless of its form, shall be considered as being contributed or donated to the Trust.
- 2. Trust Purpose. The sole and exclusive purpose of the Trust is to provide a proper means for the acceptance of money, property and services, including, if necessary, pro bono legal services, to provide for all reasonable, necessary and appropriate legal fees or charges incurred by the Trustor in connection with his official duties and position in Congress (including election thereto), and matters bearing on his reputation or fitness for office. To such end, the Trust shall be available to pay all reasonable, necessary and appropriate expenses of the Trustor's counsel and such other and usual customary expenses that have been or may be incurred in connection with the above stated purpose. The Trust may not be used to pay any legal expenses that arise in connection with a matter that is primarily personal in nature. Trust funds may be used for no purpose other than that specifically provided herein. All such payments may be made by the Trustee from either principle and/or income.

The Trustor shall have the sole and absolute right to name and designate an attorney or attorneys (and reach a fee agreement) as he may feel are necessary to provide proper legal representation to him for the above purpose and shall so notify the Trustee, in writing, of his choice or choices, as well as the agreed fee arrangement made with each attorney or firm.

Thereafter, upon the presentation of properly itemized statements for work done and expenses advanced by said attorney or attorneys to the Trustee; the Trustee shall make payments or disbursement to said counsel and to others, if necessary, the Trustee shall, in his absolute discretion, determine the reasonableness and accuracy of said statement which shall contain a certification by said counsel that said services are necessary, reasonable, and proper services and/or expenses incurred on behalf of the Trustor for the purposes set out herein. Payment by the Trustee in accordance with such statement, certification and demand, shall discharge the Trustee from all further liability hereunder, and the Trustee shall not be bound to inquire further into the validity, expediency, reasonableness or propriety of the statement, certification and demand.

- Qualifications of the Trustee. The Trustee hereunder, or any successor Trustee appointed in accordance with this statement, if an individual, shall be at least 25 years of age. The Trustee shall not have any family, business or employment relationship with the Trustor and shall not be a related or subordinate party, as to the Trustor, within the meaning of Section 672(c) of the Internal Revenue Code of 1986, as amended. The Trustee herein named, and any successor Trustee, warrants and represents to the Trustor that he will at all times faithfully comply with the Legal Expense Fund Regulations issued by the House Committee on Standards of Official Conduct, with all applicable statutes of the United States and the District of Columbia, and with the Rules of the House of Representatives. The Trustee herein named, and any successor, further warrants, represents, and recognizes that he will be acting in a fiduciary capacity and will be bound by the laws of the District of Columbia regulating the conduct of such fiduciaries and by the strict terms of this instrument. It is understood that the powers, duties and rights of the Trustee are controlled by said laws and the terms of this instrument which are not inconsistent therewith.
- 4. <u>Trustee's Powers</u> The Trustee shall have the powers, which shall be exercised in a fiduciary capacity, to pay all the above reasonable, necessary and appropriate expenses only in strict compliance with paragraph 2 above, and reasonably related to the purpose for which the Trust was established, including, but not limited to, all fees and expenses reasonably related to the legal proceedings and all incurred costs of administering the Trust. The Trustee, without diminution or restriction of the powers vested by law, or elsewhere in this instrument and subject to all other provisions of this instrument, without the necessity of procuring any judicial authorization therefore, or approval thereof, shall be vested with, and in the application of his best judgment and discretion on behalf of the Trustor, shall be authorized to exercise, the powers specifically enumerated as follows:
- a. During the Trustee's administration of the Trust and subject to all the other provisions of this instrument, to receive all of the assets of the Trust, and to have exclusive possession and control thereof; all such assets shall be maintained in an account or accounts, established for the exclusive purpose of administering the Trust, and segregated from the personal, political, or official funds of the Trustor;
- b. To enter into contracts binding upon the Trust (but not upon the Trustee in his individual capacity) which are reasonably incident to the administration of the Trust, and which the Trustee in the exercise of his best judgment believes to be for the best interests of the Trust;

- e. To settle, by compromise or otherwise, claims or demands against the Trust, or held on behalf of the Trust;
- d. To pay any federal, state and local taxes, should any be deemed to exist which are incurred as a result of the creation, operation, or administration of the Trust;
- e. To invest liquid assets of the Trust, and from time to time exchange or liquidate such assets, pending distribution thereof, if and when such investments in the judgment of the Trustee will not impede or delay distribution thereof pursuant to the provisions of this instrument or as otherwise by law required, and in the judgment of the Trustee are advisable and for the best interests of the Trust;
- f. To retain investments which initially come into the hands of the Trustee among the assets of the Trust, without liability for loss or depreciation or diminution in value resulting from such retention, so long as in the judgment of the Trustee it is not clearly for the best interests of the Trust, that such investments be liquidated, although such investments may not be productive of income or otherwise may not be such as the Trustee would be authorized to make;
- g. At any time, and from time to time, to keep all or any portion of the Trust in liquid form, uninvested, for such time as the Trustee may deem advisable, without liability for any loss of income occasioned by so doing;
- h. To deposit funds of the Trust in one or more accounts carried by the Trustee, in a clearly specified fiduciary capacity, in any one or more banks and/or trust companies whose deposits are insured under the provisions of the Federal Deposit Insurance Act as now constituted or as the same may be hereafter amended; and if the Trustee be itself a bank or a trust company, and is otherwise qualified, it may serve as such depository;
- To deposit for safekeeping with any bank or trust company (including the Trustee itself if it is a bank or a trust company) any negotiable or nonnegotiable securities or other documents constituting assets or records of the Trust;
- j. To bring and prosecute or to defend actions at law or in equity for the protection of the assets or interests of the Trust or for the protection or enforcement of the provisions of this instrument;
- k. To employ attorneys, accountants, or other persons whose services may be necessary or advisable, in the judgment of the Trustee, to advise or assist him in the discharge of his duties, or in the conduct of any business constituting an asset of the Trust, or in the management, maintenance, improvement, preservation or protection of any property of the Trust, or otherwise in the exercise of any powers vested in the Trustee;
- 1. To procure and pay premiums on policies of insurance to protect the Trust or any of the assets thereof, against liability for personal injuries or property damage, or against loss or damage by reason of theft, embezzlement or other hazards against which such insurance is normally carried in connection with activities or on properties such as those with respect to which the Trustee procures such insurance;

- m. To exercise in person or by proxy (with or without a power of substitution vested in the proxy) all voting rights incident to the ownership of corporate stock or the other securities constituting assets of the Trust; and to exercise all other rights and privileges incident to the ownership of such securities, including but not limited to the right to sell, exchange, endorse or otherwise transfer such securities, to consent to (or oppose) reorganizations, consolidations, mergers, or other proposed corporate actions by the issuer of such securities, to exercise or decline to exercise options to purchase additional shares or unites of such securities or of related securities, and to pay all assessments or other expenses necessary (in the judgment of the Trustee) for the protection of such securities or the value thereof; and
- n. To do any and all other things, not in violation of any other terms of this instrument, which, in the judgment of the Trustee, are necessary or appropriate for the proper management, investment, and distribution of the assets of the Trust in accordance with the provisions of this instrument, and in his judgment are for the best interests of the Trust and the Trustor.

The Trustee shall be specifically authorized to exercise any and all powers to manage, maintain, improve, and preserve the Trust, paying reasonable, necessary and appropriate expenses incurred in soliciting, seeking or arranging for the acquisition of additional Trust property in accordance with paragraph 1, above. Such reasonable, necessary and appropriate expenses may include expenses incurred by the Trustor and agents of the Trustor rendering services to the Trust or to the Trustee in furtherance of the Trustee's exercise of this power; provided, however, that no such expenses incurred by the Trustor or by any agent of the Trustor may be paid by the Trustee unless the Trustee has authorized the expenses in advance and has received documentation of the expenses incurred in a manner or in a form which he deems appropriate and consistent with the purposes, terms and conditions of the Trust.

In addition to the powers enumerated above, the Trustee shall, subject to applicable law, determine in his sole discretion what is income and what is principal, to allocate to income or principal or apportion between them any receipt, gain, loss or expenditure as is deemed just and equitable in the circumstances of each case, as it arises. The exercise by the Trustee of any discretion granted hereunder in good faith shall be binding and conclusive on all persons.

- 5. Compensation of the Trustee. The Trustee, if an individual, may be compensated from either income or principal of the Trust in accordance with the usual and customary rates for such services. In the event that the Trustee shall be the trust department of a national banking institution, the Trustee shall be compensated in accordance with the usual, customary and published Trustee's rates of said institution for a trust of this type and size. The Trustee may waive compensation.
- 6. <u>Prohibited Contributions</u>. The Trustee may not knowingly accept any gift or donation that is prohibited by or is in excess of the limits established by the Legal Expense Fund regulations issued by the House Committee on Standards of Official Conduct, or that is prohibited by any other laws, rules or regulations governing such contributions as interpreted by the House Committee on Standards of Official Conduct. In particular:

- a. The Trust shall not knowingly accept more than \$5,000 in a calendar year from any individual or organization.
- b. The Trust shall not knowingly accept any contribution from a registered lobbyist or an agent of a foreign principal.
- c. The Trust shall not knowingly accept any pro-bono legal service of a value more than \$5,000 from any single source in any calendar year.

If any prohibited contribution is inadvertently accepted, the Trustee shall as soon as practical after becoming aware of the prohibited nature of the contribution, return it in its entirety to the donor (if from a prohibited source) or return the excess of \$5,000 to the donor (if prohibited because of the amount).

- 7. Non-Disclosure and Disclosure Provisions. The Trustee is authorized and directed to comply fully and completely with the Ethics in Government Act of 1978, as amended, and to supply to the Trustor or his agent any and all information regarding contributions, gifts and expenditures as may be necessary and required by law to permit the Trustor to comply fully with the Legal Expense Fund Regulations issued by the House Committee on Standards of Official Conduct, the Ethics in Government Act of 1978, as amended, and any other applicable law regarding disclosure or reporting requirements for Members of Congress.
- 8. Term of Trust and Disposition of Assets. The term of the Trust shall be for an initial period of ten (10) years and shall be irrevocable. In the event, in the sole and absolute discretion of the Trustee, the purposes for which the Trust is created are fulfilled or no longer exist prior to the expiration of ten (10) years from the date of this instrument, the Trustee shall terminate the Trust. In the sole discretion of the Trustee, if he determines that the purposes for which the Trust is created have not been completed or still exist at the expiration of said ten (10) year period, the Trustee may extend said period by such time as he deems appropriate. Upon the completion of the Trust, any funds, assets or property of any kind, character, and description, whether the same be principal or income, which may be remaining in the hands of the Trustee after compliance with paragraph 2 above, shall be distributed by the Trustee, in the sole and absolute discretion of the Trustee, to the contributors to the Trust, pro rata.
- 9. Successor Trustees. In the event that the original named Trustee herein shall desire at any time to be relieved of his duties herein, the Trustee may resign by written notice to the Trustor, who may appoint a successor Trustee with the qualifications set forth in paragraph 3 above, and as approved by the House Committee on Standards of Official Conduct, as required by paragraph 13 below. The Trustor shall have the same power to appoint a substitute Trustee in the event of the death, incapacity, or failure to act in accordance with the terms of this instrument of any Trustee. In the event of the Trustor's inability to act as a result of incapacity or other reasonable cause, the proper legal representative of the Trustor shall have the right and authority to seek the appointment of a substitute Trustee in any court of competent jurisdiction for such purposes in the District of Columbia.
- 10. <u>Liability of the Trustee and Bond Requirements</u>. Neither the Trustee nor any successor trustee shall be required to give bond for the faithful and proper performance of the Trustee

duties hereunder. The Trustee or any successor trustee may, however, in his, her or its absolute discretion, purchase a bond in such amount as the Trustee or any successor trustee deems proper and pay the premium(s) from Trust funds.

- 11. Trustee's Accounts. The Trustee shall keep or, in the Trustee's sole and absolute discretion, shall cause others to keep, accurate written records and books of account of the Trust property, showing the manner in which the Trust property is invested and all receipts, disbursements, and other transactions involving the Trust property. All such records and books of account shall be the property of the Trustee during the duration of the Trust and they, together with the Trust property and all reasonable evidence thereof, plus any accounts, shall not be made available to the Truster during the Trust term except as hereinafter provided or as required by applicable law.
- 12. <u>Situs</u>. It is the intent and desire of the parties of this instrument that the Trust be considered a District of Columbia trust, and its terms shall be construed and shall be administered in accordance with the laws of the District of Columbia.
- 13. Invalidity and Amendments. In the even that any provision of this instrument shall be determined or found to be invalid, illegal, unethical, or improper in any manner by the House Committee on Standards of Official Conduct, or any other appropriate authority, the Trustee shall have the right to make such written amendments to this instrument as may be necessary to comply with such determination or finding. Any such provision prohibited by law or unenforceable in any manner shall not affect the remaining provisions of this instrument. In the event that such invalidity cannot be corrected, the Trustee shall terminate the Trust in accordance with paragraph 8 above. No amendment of this agreement, or successor or substitute Trustee appointment, will be effective without written approval of the House Committee on Standards of Official Conduct.
- 14. <u>Disclosure and Reporting Requirements</u>. The Trustor shall file, and the Trustor will personally sign, quarterly reports with the House Committee on Standards of Official Conduct and the Legislative Resource Center, disclosing contributions to and expenditures of the Trust in accordance with paragraph 13 of the Legal Expense Fund Regulations issued by the House Committee on Standards of Official Conduct, including the name and street address of each person required to be listed as well as the dollar amount of each contribution (or group of contributions) and each expenditure required to be disclosed, as well as any disbursement to the Trustor or members of his immediate family to defray the costs of any expenses incurred in soliciting, seeking, or arranging for the acquisition of Trust property by date, dollar amount, and purpose.

IN WITNESS WHEREOF, the Trustor and the Trustee have signed this instrument, both parties intending that they shall be bound and that the Trust shall take effect on this date.

WITNESS our signatures this 5 day of December, 2007.  Congressman Don Young Trustor  Subscribed and sworn to before me this 3 day of December, 2007.  Notary Public  My Commission Expires: 5-14-2010	
Trustee  Subscribed and sworn to before me this day of December, 2007.	
Notary Public	
My Commission Expires:	

7

## **EXHIBIT 2**

STEPHANIE TUBBS JONES, OHIO CHAIRWOMAN
GENE GREEN, TEXAS
LUCILLE ROYBAL-ALLARD, CAUFORNIA
MICHAEL F. DOYLE, PENNSYLVANIA
WILLIAM D. DELAHUNT, MASSACHUSETTS
WILLIAM V. O'REILLY,
CHIEF COUNSEL/STAPF DIRECTOR
DAWN KELLY MOBLEY.

COUNSEL TO THE CHAIRWOMAN

ONE HUNDRED TENTH CONGRESS

### U.S. House of Representatives

COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT

Washington, DC 20515-6328 January 9, 2008 DOC HASTINGS, WASHINGTON BANKING REPUBLICAN MEMBER

JO BONNER, ALASAMA J. GRESHAM BARRETT, SOUTH CAROLINA JOHN KLINE, MINNESOTA MICHAELT, MCCAUL, TEXAS

TODO UNGERECHT COUNSEL TO THE RANKING REPUBLICAN MEMBER

SUITE HT-2, THE CAPITOL (202) 225-

The Honorable Don Young U.S. House of Representatives 2111 Rayburn House Office Building Washington, D.C. 20515

Dear Colleague:

This responds to your letter of letter of January 2, 2008 in which you seek Committee approval of the Congressman Don Young Legal Expense Trust, a copy of which was enclosed with your letter.

Under the Committee's Legal Expense Fund Regulations, contributions for a Legal Expense Fund may neither be solicited nor accepted prior to the Committee's written approval of a completed trust document that includes the identity of the trustee (Committee Regulations 1 and 11). The trustee named in your agreement is Gail R. Schubert, an attorney who is of counsel to the law firm of Reeves Amodio, LLC of Anchorage, Alaska. According to your letter, you have no family, business, or employment relationship with Ms. Schubert.

The Committee hereby approves the trust provided with your letter. In accordance with Committee Regulation 12, a copy of the agreement should be filed with the Legislative Resource Center (B-106 Cannon House Office Building) within one week of Committee approval. In accordance with Committee Regulation 13, you (not the Trustee) are responsible for filing quarterly reports with the Committee regarding certain receipts and expenditures. A copy of your quarterly report must also be filed with the Legislative Resource Center for public disclosure. In addition to the quarterly reports, any contributions of more than \$305 in a calendar year (from other than a relative) must also be disclosed on Schedule VI of your annual financial disclosure statement.

Your letter indicates that the fund will be used to pay legal expenses incurred in connection with your "official duties and position in Congress, and matters bearing on [your] reputation or fitness for office." Recital B of the trust agreement contains a similar general statement of the trust's purpose. It is our understanding that the specific purpose of the trust relates to an ongoing Department of Justice investigation concerning your conduct as a Member of the House of Representatives. The Committee should be contacted for guidance before any trust funds are used for any purpose other than to pay legal expenses resulting from this matter.

The Honorable Don Young January 9, 2008 Page 2

If you have any further questions, please contact the Committee's Office of Advice and Education at extension 5-

Stephanie Tubbs Jones Chairwoman

STJ/DH:pvh

Doc Hasting

Ranking Republican Member

## **EXHIBIT 3**

DON YOUNG Congression For All Acases WASHINGTON OFFICE /2314 (1896) 400 (1866) 1866 (1866) 1866 (1866) 1866 (1866) 1866 (1866) 1866 (1866) 1866 (1866) 1866 (1866) 1866



Compress of the United States House of Representatives Mashington, HC 20513

COMMITTEE OF MATURAL RESOURCES

CRAMMAN, NÜBCOMMITTEE ÖR IEDAALAND ALASKA NAMVE AFFAIRE

COMMITTEE OF TRANSPORTATION & INFRASTRUCTURE

REPÚBLICAR POLICY COMMETTES

HAND DELIVERED

August 1, 2011

Committee on Standards of Official Conduct 1015 Longworth Building Washington, DC 20515

Attached is a copy of the required quarterly report concerning the Congressman Don Young Legal Expense Trust.

If there are any questions, please contact my Chief of Staff, Pamela Day, at 202-225-

Sincerely

DON YOUNG

Congressman for All Afaska

Attachment: The Congressman Don Young Legal Expense Trust Reporting Period Ending June 30, 2011

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### THE CONGRESSMAN DON YOUNG LEGAL EXPENSE TRUST Reporting Period Ending June 30, 2011

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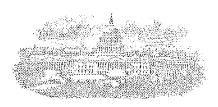
None to report.

DISBURSEMENTS MADE:

None to report.

#### DON YOUNG

CONGRESSMAN FOR ALL ALASKA WASHINGTON OFFICE 2314 PAYBURN BUILDING TELEPTONE 202-225



Annyress of the United States House of Representatives Washington, DC 20515

April 20, 2011

COMMITTEE ON NATURAL RESOURCES

CHAIRMAN, SUBCOMMITTEE ON INDIAN AND ALASKA NATIVE AFFAIRS

COMMITTEE ON TRANSPORTATION SINERASTRUCTURE REPUBLICAN COMMITTEE

の (2) (2)

Committee on Standards of Official Conduct 1015 Longworth Building Washington, DC 20515

Attached is a copy of the required quarterly report concerning the Congressman Don Young Legal Expense Trust.

If there are any questions, please contact my Chief of Staff, Pamela Day, at 202-225-

Sincerely,

DON YOUNG

Congressman for All Alaska

Attachment: The Congressman Don Young Legal Expense Trust Reporting Period Ending March 31, 2011

# THE CONGRESSMAN DON YOUNG LEGAL EXPENSE TRUST Reporting Period Ending March 31, 2011

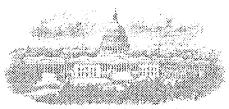
### CONTRIBUTIONS:

Alpha Marine Services, LLC P.O. Box 310 Galliano, LA 70354	\$5,000.00
C-Innovation, LLC P.O. Box 210 Galliano, LA 70354	\$5,000.00
C-Port, LLC P.O. Box 310 Galliano, LA 70354	\$5,000.00
C-Port 2, LLC P.O. Drawer 310 Galliano, LA 70354	\$5,000.00
Galliano Marine Service, LLC P.O. Box 310 Galliano, LA 70354	\$5,000.00
Jim Jansen Anchorage, AK 99515	\$5,000.00
Kodiak Kenai Fiber Link, LLC 2702 Denali Street, Suite 100 Anchorage, AK 99503	\$5,000.00
Marine Technologies, LLC P.O. Box 310 Galliano, LA 70354	\$5,000.00
Martin Holdings, LLC P.O. Box 310 Galliano, LA 70354	\$5,000.00
Javier Ortiz Atlanta, GA 30305	\$5,000.00

Nautical Solutions, LLC P.Ö. Box 310 Galliano, LA 70354	\$5,000.00
Nantical Ventures, LLC P.O. Box 310 Galliano, LA 70354	\$5,000.00
North American Fabricators, LLC 208 North American Court Houma, LA 75363	\$5,000.00
North American Shipbuilding, LLC P.O. Drawer 580 Larose, LA 70373	\$5,000.00
Offshore Support Service, LLC P.O. Box 310 Galliano, LA 70354	\$5,000.00
Trident Scafoods Corporation 5303 Shilshole Avenue NW Seattle, WA 98107	\$5,000.00
Conchita Ballori	\$1,500.00
Guaynabo, PR 00966	
Mario Daniel Ballori	\$1,500.00
Washington, DC 20037	
Hernandez Almodovar San Juan, PR. 00936	\$1,000.00
William Bass Or Cheryl Bass Anchorage, AK 99515	\$1,000.00
Jamie Fonalledas, Jr. San Juan, PR. 00830	\$1,000.00

Perry Green	\$1,000.00
Anchorage, AK 99501	
Ricardo Laponte Parsi and/or Waleska Rodriguez De Jesus	\$1,000.00
San Juan, PR 00919	
Robert C. Penney	\$1,000.00
Anchorage, AK 99508	
P.J. Penney	\$1,000.00
Anchorage, AK 99508	ž.
Ed Rasmuson	\$1,000.00
Anchorage, AK 99519	
Gail R. Schubert	\$1,000.00
Anchorage, AK 99507	
DISBURSEMENTS MADE:	
Akin Gump Strauss Hauer & Feld 1333 New Hampshire Ave., N.W. Washington, D.C. 20036	\$25,000.00
Color Art Printing 430 West 7* Ave. Anchorage, AK 99501	\$436.70
Name of the state	•

DON YOUNG CONGRESSMAN FOR ALL ALASKA WASHINGTON OFFICE 2111 Ráredes Sulceis Trungfore 202-225-



Mousse of Representations Bashington: DC 20515

January 31, 2011

Committee on Standards of Official Conduct The Capitol, HT-2 Washington, DC 20515

Congress of the Huited States

COMMITTEE ON

RESOURCES

COMMITTEE ON

TRANSPORTATION

REPUBLICAN POLICY COMMITTEE

Attached is a copy of the required quarterly report concerning the Congressman Don Young Legal Expense Trust.

If there are any questions, please contact my Chief of Staff, Pamela Day, at 202-225~

Sincerely

DON YOUNG

Congressman for All Alaska

Attachment: The Congressman Don Young Legal Expense Trust Reporting Period Ending December 31, 2010

#### THE CONGRESSMAN DON YOUNG LEGAL EXPENSE TRUST Reporting Period Ending December 31, 2010

#### CONTRIBUTIONS:

Cruz Construction, Inc.

\$5,000.00

Box 9823

Palmer, AK 99645

Chugach Alaska Corporation

\$5,000.00

3600 Centerpoint Drive, Ste 601

Anchorage, AK 99503

Neeser Construction, Inc.

\$5,000.00

2501 Blueberry Road

Anchorage, AK 99503

Specialty Supply, Inc.

\$5,000.00

P.O. Box 110777

Anchorage, AK 99511.

#### DISBURSEMENTS MADE:

None to report.

DON YOUNG Congressian For All Alaska Washington Office 2111 Paysum Burding Tolerhome 202-225



Cangress of the United States Manse of Representatives Washington, WC 20515 COMMITTEE ON

COMMITTEE ON TRANSPORTATION

REPUBLICAN POLICY COMMITTEE



October 14, 2010

Committee on Standards of Official Conduct The Capitol, HT-2 Washington, DC 20515

Attached is a copy of the required quarterly report concerning the Congressman Don Young Legal Expense Trust.

If there are any questions, please contact my Chief of Staff, Pamela Day, at 202-225-

Sincerely,

DON YOUNG

Congressman for All Alaska

Attachment: The Congressman Don Young Legal Expense Trust Reporting Period Ending September 30, 2010

#### THE CONGRESSMAN DON YOUNG LEGAL EXPENSE TRUST Reporting Period Ending September 30, 2010

MAND

28-10-10 PK 0:34

CONTRIBUTIONS:

Jim Jansen

\$5,000.00

Anchorage, Alaska 99515

DISBURSEMENTS MADE:

None to report

DON YOUNG Congression For All Alaska washing fon office 211 Kareum Burein Telephone 202-225



GOMMITTEE ON RESOURCES

COMMITTEE ON TRANSPORTATION

REFUBLICAN POLICY COMMITTEE

Compress of the Limbod States Mouse of Representations— Wisdonaton, IC 20515

July 13, 2010



Committee on Standards of Official Conduct The Capitol, HT-2 Washington, DC 20515

Attached is a copy of the required quarterly report concerning the Congressman Don Young Legal Expense Trust.

If there are any questions, please contact my Chief of Staff, Pamela Day, at 202-225-

Sincerefy

DON YOUNG

Congressman for All Alaska

Attachment: The Congressman Don Young Legal Expense Trust Reporting Period Ending June 30, 2010

## THE CONGRESSMAN DON YOUNG LEGAL EXPENSE TRUST Reporting Period Ending June 30, 2010

CONTRIBUTIONS:	
None to report.	
DISBURSEMENTS:	
None to report.	

DON YOUNG
CONDESSMAN FOR AU, ALASKA
WASHINGTON OFFICE
2111 SAYBUR SURDERS
TRUPPORC 201-025





Cangress of the United States Hause of Representatives Westpagen, DC 20912

April 15, 2010

Committee on Standards of Official Conduct The Capitol, HT-2 Washington, DC 20515

Attached is a copy of the required quarterly report concerning the Congressman Don Young Legal Expense Trust.

If there are any questions, please contact my Chief of Staff, Pamela Day, at 202-225-

Sincerely,

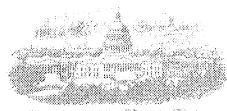
DON YOUNG Congressmen for All Alaska

Attachment: The Congressman Don Young Legal Expense Trust Reporting Period Ending March 31, 2010

## THE CONGRESSMAN DON YOUNG LEGAL EXPENSE TRUST Reporting Period Ending March 31, 2010

CONTRIBUTIONS:		
None to report.		
DISBURSEMENTS:		
None to report.	•	





Congress of the Muited Stairs Masse of Representations Washington, OC 24515

COMMITTEE ON RESOURCES

COMMITTEE ON TRANSPORTATION

Self J. Policy committee

January 29, 2010

Committee on Standards of Official Conduct The Capitol, HT-2 Washington, DC 20515

Attached is a copy of the required quarterly report concerning the Congressman Don Young Legal Expense Trust.

If there are any questions, please contact my Chief of Staff, Pamela Day, at 202-225-

Sincerely,

DON YOUNG Congressman for All Alaska

Attachment: The Congressman Don Young Legal Expense Trust Reporting Period Ending December 31, 2009

#### THE CONGRESSMAN DON YOUNG LEGAL EXPENSE TRUST Reporting Period Ending December 31, 2009

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None to report.

DISBURSEMENTS MADE:

None to report.

DON YOUNG
CONGRESSMAN FOR ALL ALASKA
WASHINGTON OFFICE
(111 RAYSON BURNING
TURSHINN) 202-725



Congress of the Muiter States Manss of Representatives Blackagtan MC 20315

RESOURCES

V. CESUR DOMMETEE ON TRANSPORTATION

2009 OCT 15 PB bes020 can Policy Committee

COMMITTEE ON

U.S. HOUSE OF REPPETER ATTVES

October 15, 2009

Committee on Standards of Official Conduct The Capitol, HT-2 Washington, DC 20515

Attached is a copy of the required quarterly report concerning the Congressman Don Young Legal Expense Trust,

If there are any questions, please contact my Chief of Staff, Pamela Day, at 202-225-

Sincerely

DON YOUNG

Congressman for All Alaska

Attachment: The Congressman Don Young Legal Expense Trust Reporting Period Ending September 30, 2009



## THE CONGRESSMAN DON YOUNG LEGAL EXPENSE TRUST TO RESOURCE CENTER Reporting Period Ending September 30, 2009 MER GCT 15 PR 4: 23

#### CONTRIBUTIONS:

us. Hande of representatives

 Bering Straits Native Corporation Box 1008
 Nome, Alaska 99762
 September 25, 2009 \$2,500.00

 Chugach Alaska Corporation 3800 Centerpoint Drive, Suite 601 Anchorage, Alaska 99503 September 18, 2009 \$5,000.00

#### DISBURSEMENTS MADE:

 Akin Gump Strauss Hauer & Feld LLP 1333 New Hampshire Ave., N.W. \$5,000.00 9/30/09 Check 1007 CON YOUNG CONGRESSMAN FOR ALL ALASKA WASHINGTON OFFICE STIT BAYOURG ENGINE THI GRAND 202-228



Congress of the Rulisd Sistes Pause of Representatives Washington OC 20813

our des au aures <mark>en mares</mark>

July 16, 2009

Committee on Standards of Official Conduct The Capitol, HT-2 Washington, DC 20515

Attached is a copy of the required quarterly report concerning the Congressman Don Young Legal Expense Trust.

If there are any questions, please contact my Chief of Staff, Pamela Day, at 202-225-

Sincerely,

DON YOUNG

Congressman for All Alaska

Attachment: The Congressman Don Young Legal Expense Trust Reporting Period Ending June 30, 2009

### BAND DELVERED

## THE CONGRESSMAN DON YOUNG LEGAL EXPENSE TRUST Reporting Period Ending June 30, 2009

2009 JSL 17 FM 3: 20

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There is no activity to report.

DON YOUNG
CONGRESSMAN FOR ALL ALLERA
WASHINGTON OFFICE
21T1 BLACOR, BOLLORO
TELEPHONE 2007/228WASHINGTON OFFICE
WASHINGTON OFFICE



April 22, 2009

Mushington, DC 20515

Committee on Standards of Official Conduct The Capitol, HT-2 Washington, DC 20515

Attached is a copy of the required quarterly report concerning The Congressman Don Young Legal Expense Trust.

If there are any questions, please feel free to contact my Chief of Staff, Pamela Day, at 202-225-

Sincerely,

Congressman for All Alaska

Attachment: The Congressman Don Young Legal Expense Trust Reporting Period Ending December 31, 2008

### HAND DELVERED

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2009 APR 22 PN 3:17

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#### THE CONGRESSMAN DON YOUNG LEGAL EXPENSE TRUST Reporting Period Ending March 31, 2009

#### CONTRIBUTIONS:

Trident Scafoods Corporation 5303 Shilshole Avenue NW Scattle, WA 98107-4000 1/14/09 \$5,000.00

#### DISBURSEMENTS MADE:

 James E. Sharp, Esq. c/o Akin Gump Strauss Hauer & Feld LLP 1333 New Hampshire Ave., N.W. Washington, D.C. 20036

\$5,000.00 2/23/09 Check 1005

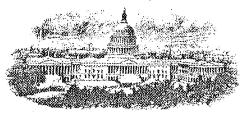
 Akin Gump Strauss Hauer & Feld LLP 1333 New Hampshire Ave., N.W. Washington, D.C. 20036 \$1,000.00 3/27/09 Check 1006

#### **DON YOUNG**

CONGRESSMAN FOR ALL ALASKA

WASHINGTON OFFICE.

2111 RAYBURN BUILDING TELEPHONE 202/225-WWW.HOUSE.GOV/DONYOUNG/



Congress of the United States Mouse of Representatives Mashington, HC 20515

RANKING MEMBER COMMITTEE ON RESOURCES

COMMITTEE ON

January 29, 2009

Committee on Standards of Official Conduct Capitol HT-2, U.S. House of Representatives Washington, DC 20515

Attached is a copy of the required quarterly report concerning The Congressman Don Young Legal Expense Trust.

If there are questions, please feel free to contact my Chief of Staff, Mike Anderson, at 202-225-

Congressman for All Alaska

Atch

The Congressman Don Young Legal Expense Trust Reporting Period Ending December 31, 2008

#### THE CONGRESSMAN DON YOUNG LEGAL EXPENSE TRUST Reporting Period Ending December 31, 2008

#### CONTRIBUTIONS:

None to report.

#### DISBURSEMENTS MADE:

1. Akin Gump Strauss Hauer & Feld LLP 1333 New Hampshire Ave., N.W. Washington, D.C. 20036

\$18000.00 10/27/08 Check 1003

2. Akin Gump Strauss Hauer & Feld LLP 1333 New Hampshire Ave., N.W. Washington, D.C. 20036

\$8,000.00 12/15/08 Check 1004

#### DON YOUNG

CONGRESSMAN FOR ALL ALASKA

WASHINGTON OFFICE

2111 RAYBURN BUILDING TELEPHONE 202/225-WWW.HOUSE.GOV/DONYOUNG



BANKING MEMBER COMMITTEE ON TRANSPORTATION

RESOURCE CENTROMMITTEE ON RESOURCES

Pong Nov 17 PM 4: 44

Congress of the United States House of Representatives Washington, BC 20515

o.a. House of Representatives

November 18, 2008

Committee on Standards of Official Conduct The Capitol, HT-2 Washington, DC 20515

Re: The Congressman Don Young Legal Expense Trust

In accordance with Committee Regulation 13, and per conversation with Peg Perl, Counsel on the Committee of Standards of Official Conduct, I am filing an update to my quarterly report previously filed with the Committee.

The report was originally filed at the end of October 2008 as required. However, therewere some headings that were inadvertently left off the report. This could have left some confusion as to what the nformation presented actually represented.

While I have corrected those headings, please note that the actual content of the previous report has not changed.

Sincerely,

DON YOUNG

Congressman for All Alaska

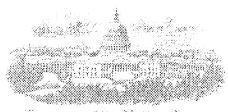
#### CONTRIBUTIONS RECEIVED:

Hachler Investments, LLC 1111 Sierra Pl Edmonds, WA 98020	\$1000.00
William Northey Laura Northey Brier, WA 98036-8087	\$1000.00
Nellie M. Bohnert Shawn G. Bohnert Seattle, WA 98105	\$1000.00
NORTHLAND SERVICES, INC. PO Box 24527 Seattle, WA 98124	\$5000.00
Ronald A. Duncan Anchorage, AK 99503	\$5000.00
OCEAN PROWLER LLC P.O. Box 1989 Petersburg, AK 99833-1989	\$5000.00
PROWLER LLC P.O. Box 1989 Petersburg, AK 99833-1989	\$5000.00

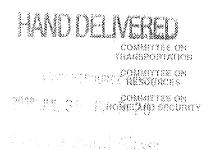
#### PAYMENTS MADE:

l.	Akin Gump Strauss Hauer & Feld LLP	\$18000.00
	1333 New Hampshire Ave., N.W.	10/27/08 Check 1003
	Washington D. C. 20036	

# CON YOUNG CONGRESSION FOR ALL ALLESSION WASHINGTON OFFICE 2711 STATEMENT SOCIETY WASHINGTON SOCIETY WASHINGTON SOCIETY WASHINGTON SOCIETY WASHINGTON SOCIETY



Congress of the Anthro States Hanse of Representations Machington, 60, 20313



July 30, 2008

#### VIA HAND DELIVERY

Legislative Resource Center B-106 Cannon House Office Building Washington, D.C. 20515-6612

Dear Sir:

Pursuant to House Rule 26, clause 5(a)(3)(E) and the regulations pursuant thereto, enclosed please find a copy of the July 30, 2008 contribution and disbursement report for The Congressman Don Young Legal Expense Trust.

Thank you.

Sincerely,

Congressman Don Young

Enclosure



## THE CONGRESSMAN DON YOUNG LEGAL EXPENSE TRUST JULY 30, 2008 7000 J.H. (3-1) PM St 20

CONTRIBUTIONS RECEIVED:	in illesto da le telebrates
Aleutian Spray Fisheries, Inc. Suite 300 5470 Shilshole Avenue NW Seattle, Washington 98107	\$5,000.00
Bering Pacific Services Company 7801 Schoon St., # B Anchorage, Alaska 99518	\$5,000.00
Boyer Towing, Inc. P.O. Box 8000 Ketchikan, Alaska 99901	\$5,000.00
Cruz Construction, Inc. 3852 N. Clark-Wolverine Rd. Palmer, Alaska 99645-8708	\$2,500.00
William A. Corbus Juneau, Alaska 99801	\$2,500.00
Billy L. Evans/Renetta J. Evans  Bradenton, Florida 34209-3340	\$2,000.00
Jim Jansen Anchorage, Alaska 99515	\$5,000.00
Chad R. Moore Anchorage, Alaska 99515	\$5,000.00
Osborne Construction Company P.O. Box 97010 Kirkland, Washington 98083	\$5,000.00
George R. Osborne, Jr. P.O. Box 97010 Kirkland, Washington 98083	\$5,000.00

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\$2,000.00

Starbound, LLC Suite 300 5470 Shilshole Avenue N.W. Seattle, Washington 98107

Tatonduk Outfitters Limited d/b/a Everts Air Alaska d/b/a Evers Air Cargo P.O. Box 61680 Fairbanks, Alaska 99706

Trident Scafoods Corporation 5303 Shilshole Avenue NW Scattle, WA 98107-4000 \$5,000.00

#### DISBURSEMENTS:

 Akin Gump Strauss Hauer & Feld LLP 1333 New Hampshire Ave., N.W. Washington, D.C. 20036 \$24,832.71 6/1/08 Check 1001

 Akin Gump Strauss Hauer & Feld LLP 1333 New Hampshire Ave., N.W. Washington, D.C. 20036 \$24,582.54 7/1/08 Check 1002

#### GAIL R. SCHUBERT, TRUSTEE 500 L STREET SUITE 300 ANCHORAGE, AK 99501

FOR STATE OF STATES AND STATES OF ST

#### MEMORANDUM REPORT

T():

HOUSE COMMITTEE ON STANDARDS OF OFFICIAL

CONDUCT

CC:

HOUSE LEGISLATIVE RESOURCE CENTER

RE:

CONGRESSMAN DON YOUNG LEGAL EXPENSE FUND

DATE: I

May 2, 2008

This Report is filed in accordance with the House Ethics Manual Legal Expense Fund Regulations dated June 10, 1996. This will confirm that, for the first reporting period of the Congressman Don Young Legal Expense Fund ending on March 31, 2008, there is no activity to report as required by the Regulations.

Gail R. Schubert, Trustee

Date: May 2, 2008

## **EXHIBIT 4**

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

#### OFFICE OF CONGRESSIONAL ETHICS UNITED STATES HOUSE OF REPRESENTATIVES

#### **MEMORANDUM OF INTERVIEW**

IN RE: Representative Don Young

REVIEW No.: 11-3175

DATE: September 13, 2011

LOCATION: 2314 RHOB

Washington, DC 20515

TIME: 5:00 p.m. to 5:30 p.m. (approximate)

PARTICIPANTS: Scott Gast

Kedric L. Payne Pamela Day

<u>SUMMARY</u>: Don Young is a Member of the United States House of Representatives for Alaska at Large. The OCE requested an interview with Representative Young on September 13, 2011, and he consented to an interview. Representative Young (the "witness") made the following statements in response to our questioning:

- 1. The witness was given an 18 U.S.C. § 1001 warning and consented to an interview. He signed a written acknowledgement of the warning, which will be placed in the case file in this review.
- 2. According to the witness, Gail Schubert, as the Trustee, is responsible for administering his Legal Expense Fund (the "Fund"). The witness rarely communicates with the Trustee about the Fund but, when they do communicate, they generally only discuss the amount of money available in the Fund.
- 3. The witness said that there is no organized effort to raise money for the Fund. He does not solicit contributions to the Fund. Instead, people will come to the witness and ask him, "How is your defense fund?"
- 4. The witness does not know how much has been raised for the Fund since its inception, but he said he believes there is approximately \$60,000 in the Fund.
- 5. The witness believes that he is not currently the focus of any outstanding legal matters. The witness believes he does not owe any outstanding legal fees.
- 6. The witness is not continuing to raise money for the Fund.
- 7. The witness said he is good friends with the Chouest family, and has had interactions with Gary Chouest and Dionne Chouest. The witness said he has known the family for

MOI Page 1 of 3

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

- ten years. The witness met Gary Chouest because they both have had maritime businesses. The witness and Gary Chouest have attended social events together, including dinners and fishing events.
- 8. The witness said that he is not familiar with the Chouest family's business. He does not know how the various Chouest-owned business entities are structured.
- 9. The witness is aware that members of the Chouest family have made contributions to his political campaign committee. The witness said he has not asked Mr. Chouest to make contributions to any political party committees or to Representative Don Young's Leadership PAC.
- 10. The witness said that neither he nor his office have ever taken official action on behalf of the Chouest family.
- 11. The witness initially indicated that he did not know how the Chouest family business entities came to make contributions to the Fund, and that he did not know when the contributions were made.
- 12. The witness stated that he did not solicit the Chouest family for contributions to the Fund.
- 13. After further questioning by the OCE, the witness stated that Gary Chouest called him and asked the witness to visit Texas, where "they" could raise the witness some money. The witness understood "they" to refer to various companies owned by the Chouest family. The witness could not recall when this conversation took place.
- 14. The witness understood that the event was to raise money for his Fund. He said that neither he nor Gary Chouest discussed a specific amount to be raised at the Texas event.
- 15. The witness did not recall having a discussion with his Chief of Staff regarding the permissibility of accepting contributions from the Chouest companies, but added that he or his office always checks with the House Ethics Committee before a fundraiser.
- 16. When asked if he discussed the permissibility of accepting contributions from the Chouest companies with the Fund Trustee, the witness stated that he did not talk to her about ethics issues, but he is sure that she researched such issues to determine whether it was appropriate to accept the contributions.
- 17. The witness does not know whether the Trustee or anyone associated with the Fund researched the structure of the Chouest companies.
- 18. The witness said that he attended a reception/dinner fundraising event in Texas, where Gary Chouest handed him an envelope. The witness said that he did not look in the envelope, nor did he ask Gary Chouest what was in the envelope. The witness said he

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

- assumed the envelope contained contributions raised at the event for his Fund. The witness said he sent the envelope to the Fund Trustee without opening it.
- 19. According to the witness, he learned from the Trustee after the event that the Fund had raised money at the event. At some point after the event, the witness called and thanked Gary Chouest for the funds he had raised. The witness did not send out thank you letters.

This memorandum was prepared on September 19, 2011, based on the notes that the OCE staff prepared during the interview with the witness on September 13, 2011. I certify that this memorandum contains all pertinent matter discussed with the witness on September 13, 2011.

Scott Gast Investigative Counsel

## **EXHIBIT 5**

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

### OFFICE OF CONGRESSIONAL ETHICS UNITED STATES HOUSE OF REPRESENTATIVES

#### **MEMORANDUM OF INTERVIEW**

IN RE: Trustee of the Representative Don Young Legal Expense Trust

REVIEW No.: 11-3175

DATE: September 7, 2011 LOCATION: OCE via Telephone

425 3rd Street, SW, Suite 1110

Washington, DC 20024

TIME: 2:00 p.m. to 2:52 p.m. (approximately)

PARTICIPANTS: Scott Gast

Kedric L. Payne

<u>SUMMARY</u>: The OCE requested an interview with the Trustee of Representative Don Young's Legal Expense Fund (the "witness"), and she consented to an interview. The witness made the following statements in response to our questioning:

- 1. The witness was given an 18 U.S.C. § 1001 warning and consented to an interview. She signed a written acknowledgement of the warning, which will be placed in the case file in this review.
- 2. The witness is the President and CEO of the Bering Straits Native Corporation, one of thirteen regional corporations created by Congress under the Alaskan Native American Claim Settlement Act. The witness was named the President of the Bering Straits Native Corporation in December of 2009; she was promoted to CEO at the end of 2010.
- 3. The witness' duties include overseeing the organization's executive personnel and guiding the corporation.
- 4. The witness' duties occasionally bring her into contact with federal and state government officials. For example, a land bill related to re-settling land claim issues outside of Salmon Lake in Nome, Alaska, is currently before Congress. According to the witness, this bill has been pending in Congress for years; the witness travels to Washington, DC and meets with Members of Congress about this issue.

MOI Page 1 of 5

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

- 5. Prior to her position with the Bering Straits Native Corporation, the witness was the corporation's Executive Vice President and served as General Counsel (the witness continues to hold the General Counsel position).
- 6. The witness also worked as General Counsel for the South Central Foundation, a Native American healthcare delivery non-profit organization, for less than a year.
- 7. Earlier, the witness was an attorney with the law firm of Reed Stanley. The witness has worked at several law firms, including Fried Frank; Rogers & Wells; and Burch Horton; she worked for nineteen years in Alaska and eight years in New York. From 1984 to 1986, she worked for the Federal Reserve Bank of New York.
- 8. The witness has never worked for any Member of Congress. She has not done any work for political campaigns.
- 9. The witness is currently barred as an attorney in New York and Alaska.
- 10. The witness met Representative Young approximately 15 years ago through her cousin, who worked for Representative Young for approximately thirty years.
- 11. The witness believes that she was asked to serve as the trustee of Representative Young's Legal Expense Fund because of her legal background in trusts and estates law.
- 12. The witness does not recall who contacted her about the trustee position. It may have been Representative Young himself. The witness was a friend of Representative Young's wife. According to the witness, this relationship and her professional experience gave Representative Young a level of comfort and trust with her.
- 13. When the witness is in Washington, DC she will sometimes stop by Representative Young's office to say hello. The witness does not have many one-on-one meetings with anyone in Representative Young's office; however, she may discuss the Salmon Lake bill. She has dealt with Mike Anderson, Representative Young's former chief of staff, and Pamela Day, his current chief of staff.
- 14. The witness does not engage in much lobbying of Members of Congress. To the extent that she does so, it is typically in a group setting during scheduled congressional visits.
- 15. The witness has no relationship with Representative Young's campaign, other than having made contributions to Representative Young's campaign.

MOI Page 2 of 5

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

- 16. The witness does not know the Chouset family, nor has she had any email or phone conversations with the family.
- 17. The witness only knows about the Chouset family to the extent that it has been mentioned in the press. She understands that the family owns "a bunch of companies."
- 18. The witness does not know anything about Representative Young's relationship with the Chouset family or his congressional office's relationship with the Chouset family.
- 19. When read a list of companies affiliated with the Chouset family, the witness recognized one, C-Port, as an organization that made contributions to Representative Young's Legal Expense Fund, but she did not know the other entities. The witness has no understanding of how the companies are related or structured except what she has recently learned from the press. The witness believes that Pamela Day, Representative Young's chief of staff, may know more about the structure of these companies. Ms. Day is the witness's point of contact in Representative Young's office.
- 20. The witness does not know about any support the Chouset family has provided to Representative Young's campaign.
- 21. The witness believes Representative Young's Legal Expense Fund was created in 2008 with the help of Nicole Spritzer of the law firm Akin Gump. The witness is not aware of anyone else being involved in setting up the Fund.
- 22. The Fund was created to help pay legal expenses related to an investigation of Representative Young.
- 23. The witness has been the Trustee since the creation of the Legal Expense Fund. Her duties include overseeing the fund, taking in contributions, and paying legal bills certified by Representative Young's attorneys as related to matters covered by the Fund.
- 24. The witness said she has tried to raise money for the Fund in the past, and was somewhat successful. She tried to help with fundraisers conducted for the Fund, but they were not that successful. The witness recalled that she may have helped with fundraising events in Palm Springs and Las Vegas.
- 25. The witness explained that she had discussions with various people about potential donors to the Fund, but did not talk to Representative Young or anyone from his congressional campaign about identifying potential donors.

MOI Page 3 of 5

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

- 26. According to the witness, she had no discussions with Representative Young about raising money for the Fund or fundraising strategies; they did not discuss the amount of money in the Legal Expense Fund or expenditures. The witness had conversations with Representative Young's chief of staff about the balance in the Legal Expense Fund and payments from the Fund.
- 27. The witness said that she is the only person involved in administering the Fund. She is responsible for preparing the quarterly Legal Expense Fund disclosure reports filed with the Committee on Ethics.
- 28. The witness does not know if there are any outstanding legal fees owed to Representative Young's attorneys.
- 29. When asked how payments were made to Representative Young's attorneys at Akin Gump, the witness said that Nicole Spritzer would tell her how much to pay and when. The witness would receive written certifications from Ms. Spritzer about the fees owed to the law firm. She did not receive any invoices from the firm, nor does she know who may have received invoices. After speaking with Ms. Spritzer, the witness would review the balance in the fund and then write a check to the law firm. The witness does not believe that Ms. Day would have contacted her about this; rather, she believes that she was contacted by Ms. Spritzer.
- 30. The witness did not know whether the \$25,000 payment to Akin Gump in January 2011 was the final payment to Representative Young's attorneys.
- 31. The witness explained that the remaining funds are for legal expenses; if there are no further legal expenses, the money should be returned to the contributors. The witness remarked that she "guess[es] we should discuss that."
- 32. The witness believes that she first learned of contributions from the Chouest companies when Ms. Day called to tell her that a package of contribution checks was being sent to the witness. The witness said that she believed this package included about ten contribution checks. When asked whether there could have been twelve contributions, she said that she believed that there were, in fact, twelve contributions.
- 33. When asked if the question of whether the \$5,000 contribution limit applied separately to each of the Chouest entities, the witness first stated that this issue had not been discussed. When told that Ms. Day recalled a discussion about this issue with the witness, the witness said they had a "general discussion" about accepting contributions from related

MOI Page 4 of 5

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

- entities. She was not sure when this conversation took place. She is not certain that this conversation related specifically to the Chouest entities.
- 34. The witness said that her understanding of the legal expense fund regulations is that as long as a contributor is a distinct, separate legal entity, it has its own contribution limit. She did not recall seeking any guidance on this issue. She did not contact the Ethics Committee for guidance on this issue.
- 35. The witness said that the Chouest contribution checks were sent to her in the same Federal Express package. She believes there may have been separate envelopes inside the package for each check.
- 36. The witness did not keep copies of the contribution checks. She did not recall any details about the checks; she did not notice whether the checks were signed by the same person.
- 37. The witness did not conduct any research to determine whether the contributing entities were actually separate legal entities.
- 38. When asked about the delay in the deposit of the checks, the witness explained that she was busy with her job and did not visit a downtown Anchorage law firm where they kept a folder for her.
- 39. The witness emails the quarterly Legal Expense Fund disclosure reports to Ms. Day who gets Representative Young's signature and then submits the report.
- 40. The witness has not spoken with the Committee on Ethics about determining if the contributions were from separate entities.

This memorandum was prepared on September 7, 2011, based on the notes that the OCE staff prepared during the interview with the witness on September 7, 2011. I certify that this memorandum contains all pertinent matter discussed with the witness on September 7, 2011.

Scott Gast Investigative Counsel

## **EXHIBIT 6**

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

#### OFFICE OF CONGRESSIONAL ETHICS UNITED STATES HOUSE OF REPRESENTATIVES

#### **MEMORANDUM OF INTERVIEW**

IN RE: Chief of Staff to Representative Don Young

REVIEW No.: 11-3175

DATE: September 1, 2011

LOCATION: 2314 RHOB

Washington, DC 20515

TIME: 2:00 p.m. to 2:50 p.m. (approximate)

PARTICIPANTS: Scott Gast

Paul Solis

<u>SUMMARY</u>: The OCE requested an interview with the Chief of Staff to Representative Don Young of Alaska, and she consented to an interview. The witness made the following statements in response to OCE questioning:

- 1. The witness was given an 18 U.S.C. § 1001 warning and consented to an interview. She signed a written acknowledgement of the warning, which will be placed in the case file in this review.
- 2. The witness has been Chief of Staff to Representative Young for approximately two and a half years. Prior to that position, she served as Representative Young's Deputy Chief of Staff, Legislative Director, and Senior Legislative Assistant. Before working for Representative Young, the witness worked for former Representative Ben Gilman.
- 3. As Chief of Staff, the witness oversees the operations of the district and DC offices; oversees budgets of both offices; schedules; facilitates policy decisions; and forms press statements. The witness has no duties with the campaign except as a volunteer.
- 4. The witness has limited duties with respect to Representative Young's Legal Expense Fund (the "Fund"): she contacts the Fund's Trustee each quarter to discuss preparation of the Fund's disclosure reports, and she physically files the reports with the Committee on Ethics. She has occasional conversations with the Trustee about questions that she or Representative Young may have about the Fund.
- 5. The witness stated that the Fund was established under her predecessor as Chief of Staff, Mike Anderson. According to the witness, the former Chief of Staff directed the staff to have a "limited role" with the Fund; she believes he did so because "it's cleaner." The witness believes that Representative Young, the Trustee, and the former Chief of Staff

MOI Page 1 of 4

OFFICE OF CONGRESSIONAL ETHICS

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

- were involved in the creation of the Fund. Representative Young, the Trustee, and the witness are the only individuals currently involved in administering the Fund.
- 6. The witness is not involved in raising money for the Fund. She stated that she was involved with only one fundraiser for the Fund, held in February 2011 in California. The event may have occurred because an Alaskan living in California volunteered to host it. The witness recalled that the event raised approximately \$10,000 to \$12,000, which was not considered a very successful event.
- 7. According to the witness, there were three primary ways in which the Fund raised contributions. First, Representative Young may have asked someone to host an event to pay off debts. Second, the Fund Trustee may have solicited contributions to the Fund. Third, individuals who already knew about the Fund would offer to hold events.
- 8. The witness has never solicited contributions for the Fund herself. The witness stated that Trustee is responsible for coordinating fundraising efforts for the Fund. The witness surmised that potential donors to the Fund may have been identified by the Trustee, by Representative Young, or by Representative Young's now deceased wife.
- 9. The witness stated that she believes that less than \$150,000 has been raised for the Fund since it was established.
- 10. The witness believes that Representative Young met Gary Chouest through the Representative's work on the House Transportation and Infrastructure Committee. Representative Young and Mr. Chouest may have become friends because of their shared interest in the maritime business. The witness has never met anyone from the Chouest family.
- 11. The witness believed that Gary Chouest is the father of the Chouest family and runs different companies. The witness stated that she does not know anything about these companies, although she later stated that she knew that Gary Chouest leases out marine vessels to companies who need them for shipping. She did not know anything about how the Chouest companies are structured.
- 12. The witness stated that Representative Young has "gone down there" to visit the Chouests more than once and has had campaign events there. The witness believes that Representative Young and members of the Chouest family may have interactions a couple times a year.
- 13. The witness could not recall if Representative Young's office helped the Chouest family with casework, but she did not think so. The witness has never personally been involved with any legislative requests from the Chouest family.

MOI Page 2 of 4

OFFICE OF CONGRESSIONAL ETHICS

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

- 14. When asked about if she was familiar with any of the Chouest companies, the witness stated that Galliano Marine Services, LLC "rang a bell" because the "we've reimbursed them" for lodging for fundraisers. The witness did not recall anything specific about any other companies.
- 15. The witness stated that the Chouest family has been very generous in contributing to Representative Young's campaign.
- 16. The witness did not think that the Fund Trustee solicited the Chouest family for contributions to the Fund.
- 17. The witness believes that Representative Young had a telephone conversation with Gary Chouest in or around December 2010 or January 2011, in which she believes Representative Young may have told Mr. Chouest that he was "coming down" there.
- 18. According to the witness, Representative Young approached her after his telephone call with Mr. Chouest to ask how Mr. Chouest could permissibly contribute to the Fund. The witness said she assumed that Representative Young had already discussed with Mr. Chouest the possibility of the Chouest companies making contributions to the Fund.
- 19. According to the witness, after Representative Young asked her how Mr. Chouest could support the Fund, she contacted the Fund Trustee, an attorney, to discuss permissible ways in which Mr. Chouest could contribute. According to the witness, the Trustee said that as long as the Chouest companies had different insurance and tax forms, they could each contribute to the Fund. The witness did not contact the Committee on Ethics about this issue; she did not know if the Trustee spoke with the Committee on Ethics at this time about this issue.
- 20. The witness stated that, after speaking with the Trustee, she told Representative Young that contributions to the Fund by the Chouest companies would be permissible.
- 21. After consulting Representative Young's calendar, the witness told the OCE that on January 14, 2011, Representative Young was in Texas, and she believes that Gary Chouest hosted a fundraising event in Texas at that time.
- 22. The witness believes that Representative Young returned to Washington, DC with contributions checks for the Fund, and that he gave the checks to her. The witness believes she mailed the contribution checks, which were from various Chouest companies, to the Trustee in February 2011.
- 23. The witness noted that the twelve contributions were each disclosed on the appropriate quarterly report filed with the Committee on Ethics and, if there were any problems with the contributions, she assumed the Committee would "red flag" them.

MOI Page 3 of 4

**OFFICE OF CONGRESSIONAL ETHICS** 

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

- 24. The witness stated that a \$25,000 payment made by the Fund to Representative Young's attorneys on January 4, 2011 represents the final payment of any outstanding legal fees. She noted that a payment for a catering obligation will be included on the Fund's next disclosure report.
- 25. The witness stated that after various media outlets reported on the Chouest companies' contributions to Representative Young's Fund, she contacted the Committee on Ethics for guidance on accepting the twelve contributions. Representative Young subsequently submitted a formal written request for guidance to the Committee. According to the witness, Committee staff told her that she could expect a response sometime after Members returned to Washington after the August recess.
- 26. When asked if she had any contact with members of the Chouest family about the OCE Requests for Information sent to the Chouest business entities, the witness stated that someone from the family told her that OCE's requests were "too laborious."

This memorandum was prepared on September 19, 2011 based on the notes that the OCE staff prepared during the interview with the witness on September 1, 2011. I certify that this memorandum contains all pertinent matter discussed with the witness on September 1, 2011.

Paul Solis Investigative Counsel

## **EXHIBIT 7**



# PMA® Wells Fargo® PMA Package

CONG. DON YOUNG LEGAL EXPENSE FUND GAIL SCHUBERT TTE 500 L ST STE 300

ANCHORAGE AK 99501-5910

Questions? Please contact us:

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Phone: 1-800-742- , TTY: 1-800-600-Spanish: 1-877-727- , TTY: 1-888-355-Chinese: 1-800-288-

Online: wellsfargo.com

Write: Wells Fargo Bank, N.A.

PO Box 6995

Portland, OR 97228-6995

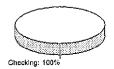
#### June 30, 2011

Contents	Page
Qualifying Balance :	\$95,518.79
Change in %:	0.00%
Change in \$:	\$0.00
Last month:	\$0.00
Total liabilities:	\$0.00
Change in %:	0.01%
Change in \$:	\$7.85
Last month:	\$95,510.94
Total assets:	\$95,518.79

### Overview of your PMA account

#### **Assets** Balance this Increase/ Percent Percent Balance last Account (Account Number) of total month (\$) month (\$) decrease (\$) change 100% 95,510.94 95,518.79 0.01% 7.85 PMA® Prime Checking Account \$7.85 0.01% Total assets \$95,510.94 \$95,518.79

Total assetallocation (by account type)



#### Interest, dividends and other income

The information below should not be used for tax planning purposes.

Account	This month	This year
PMA® Prime Checking Account	7.85	31.67
Total Interest, dividends and other income	\$ <b>7.85</b>	\$31.67

The "Overview of your PMA Account" section of your statement is provided for informational and convenience purposes. The Overview shows activity and information from (1) deposit, credit and trust accounts with Wells Fargo Bank, N.A., and (2) brokerage accounts with Wells Fargo Advisors, LLC, HD Vest Investment Services or Wells Fargo Advisors Financial Network, LLC (members SIPC); brokerage accounts are carried and cleared through First Clearing, LLC; (3) Wells Fargo Funds Management, LLC provides investment advisory and administrative services for Wells Fargo Advantage Funds; other affiliates provide subadvisory and other services for the Funds; and (4) insurance products offered through non-bank insurance agency affiliates of Wells Fargo & Company and underwritten by unaffiliated insurance companies.

Shared ATM Deposits

Effective July 28, 2011, we will no longer accept deposits made at non-Wells Fargo STAR and Instant Cash Shared Network ATMs. To make an ATM deposit, please visit one of our 12,000 Wells Fargo or Wachovia a Wells Fargo company, ATMs.



### PMA® Prime Checking Account

Activity summary	MACO 241 -
Balance on 6/1	95,510.94
Deposits/Additions	7.85
Withdrawals/Subtractions	- 0.00
Balance on 6/30	\$95,518.79

Account number:

CONG. DON YOUNG LEGALEXPENSEFUND GAIL SCHUBERTTTE

Wells Fargo Bank, N.A., Alaska (Member FDIC)

Questions about your account: 1-800-742-

Worksheet to balance your account and General Statement Policies can be found towards the end of this statement.

Interest	vou've	earned
micelesi	YUU YE	Carrica

Interest earned this month \$7.85

Average collected balance this month \$95,510.94

Annual percentage yield earned 0.10%

Interest paid this year \$31.67

Transaction history

Date	Description	Check No.	Deposits/ Additions	Withdrawals/ Subtractions	Ending Daily Balance
Beginn	ing balance on 6/1				95,510.94
6/30	Interest Payment		7.85		95,518.79
Ending	balance on 6/30				95,518.79
Totals			\$7.85	\$0.00	

Save time with Online Bill Pay

Save time, avoid late fees, and save on postage costs. Be at ease knowing your payments get there fast-with over 90% of our top payees able to receive payments in 2 days or less. You can even make same day payments to Wells Fargo credit accounts, and to other select merchants. Pay your bills efficiently with Wells Fargo Bill Pay-backed by our Payment Guarantee. We guarantee your payments will be paid as scheduled, on time, every time. Go to wellsfargo.com or wellsfargo.com/biz to sign up or sign on today.



#### Worksheet to balance your checking account

- 1. Go through your check register and mark each check (this includes cancelled, converted and substitute checks that may appear on your statement), withdrawal, ATM transaction, payment, deposit or other credit listed in the "Transaction history" section of your statement. Besure your register shows any interest or dividends paid into your account and any service charges, automatic payments or transfers withdrawn from your account during this statement period.
- 2. Using the chart below, list any outstanding, converted or substitute checks, as well as any ATM withdrawals, payments or any other withdrawals (including any from previous months) which are listed in your register but are not shown on your statement.
- 3. Balance your account by filling in the spaces below.

⊕ ENTER				
A The tending balancet shown on your statement	\$	Items outstanding		
		Check number	Amount	
ADD	\$ -			
B Any deposits listed in your register or transfers into	\$ _	- L. Poulling		
your account which are not	\$			
shown on your statement	\$			
	\$ <b>→</b> \$			
⇔ CALCULATE SUBTOTAL (Add parts A and B)	\$			
SUBTRACT  Total of outstanding checks and withdrawals from the chart at right	<u>·</u> s ←			
© CALCULATE ENDING BALANCE (Part A + Part B - Part C) This amount should be the same as the current balance				
shown in your check register.	5	- Total	\$	1

#### General statement policies for Wells Fargo Bank

- To dispute or report inaccuracies in information we have furnished to a Consumer Reporting Agency about your accounts. You have the right to dispute the accuracy of information that Wells Fargo Bank, N.A. has furnished to a consumer reporting agency by writing to us at Wells Fargo Servicing, P.O. Box 14415, Des Moines, IA 50306-3415. Please describe the specific information that is inaccurate or in dispute and the basis for the dispute along with supporting documentation. If you believe the information furnished is the result of identity theft, please provide us with an identity theft report.
- Example 12 Checking account information. After balancing your checking account, please report any differences to us as soon as possible but no later than within 30 days. Special provisions, including a reporting period of up to 60 days, apply if the difference involves an electronic funds transfer. These provisions are explained below.
- In case of errors or questions about your electronic transfers, telephone us at the number printed on the front of this statement or write us at Wells Fargo Bank, P.O.Box 6995, Portland, OR 97228-6995 as soon as you can, if you think your statement or receipt is wrong or if you need more information about a transfer on the statement or receipt. We must hear from you no later than 60 days after we sent you the FIRSTstatement on which the error or problem appeared.
- 1. Tell us your name and account number (if any).
- Describe the error or the transfer you are unsure about, and explain as clearly as you can why you believe it is an error or why you need more information.
- Tell us the dollar amount of the suspected error.

We will investigate your complaint and will correct any error promptly. If we take more than 10 business days to do this, we will credit your account for the amount you think is in error, so that you will have the use of the money during the time it takes us to complete our investigation.

Deposit and loan products, including PMA Prime Checking accounts and PMA Checking accounts, offered by Wells Fargo Bank, N.A., Member FDIC.

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# **EXHIBIT 8**

#### State of Louisiana Secretary of State





Fax Numbers
225.932 (Admin. Services)
225.932 (Corporations)
225.932 (UCC)

NameTypeCityStatusOFFSHORE SERVICE VESSELS, L.L.C.Limited Liability CompanyGALLIANOActive

#### **Previous Names**

EDISON CHOUEST OFFSHORE, L.L.C. (Changed: 6/16/2006)

**Business:** OFFSHORE SERVICE VESSELS, L.L.C.

**Charter Number:** 34546673 K **Registration Date:** 12/24/1996

State Of Origin: Domicile Address

> 16201 EAST MAIN GALLIANO, LA 70354

**Mailing Address** 

C/O DIONNE C. AUSTIN

P. O. BOX 310 GALLIANO, LA 70354

#### **Status**

Status: Active

Annual Report Status: In Good Standing

 File Date:
 12/24/1996

 Last Report Filed:
 12/1/2010

**Type:** Limited Liability Company

#### Registered Agent(s)

Agent: GARY CHOUEST
Address 1: 16201 EAST MAIN
City, State, Zip: GALLIANO, LA 70354

**Appointment Date:** 12/24/1996

Agent:DIONNE C. AUSTINAddress 1:16201 EAST MAIN STREETCity, State, Zip:GALLIANO, LA 70354

Appointment Date: 12/1/2010

Officer(s)

Additional Officers: No

Officer: GARY CHOUEST Title: Manager

Address 1: 16201 EAST MAIN

City, State, Zip: GALLIANO, LA 70354

Officer: DIONNE C. AUSTIN

Title: Manager

Address 1: 16201 EAST MAIN STREET
City, State, Zip: GALLIANO, LA 70354

Officer: DINO CHOUEST

Title: Manager

Address 1: 16201 EAST MAIN STREET
City, State, Zip: GALLIANO, LA 70354

### Mergers (2)

Filed Date	Effective Date:	Туре	Charter#	Chater Name	Role
12/24/1996	12/24/1996	MERGE	34546673K	OFFSHORE SERVICE VESSELS, L.L.C.	SURVIVOR
			30502440D	EDISON CHOUEST OFFSHORE, INC.	NON-SURVIVOR
12/29/1999	12/29/1999	MERGE	34546673K	OFFSHORE SERVICE VESSELS, L.L.C.	SURVIVOR
			34433210K	EDISON CHOUEST OFFSHORE HOLDINGS, L.L.C.	NON-SURVIVOR

### Amendments on File (4)

Description	Date
Merger	12/24/1996
Merger	12/29/1999
Name Change	6/16/2006
Appointing, Change, or Resign of Officer	11/3/2010

#### State of Louisiana Secretary of State



### 225.925.

Fax Numbers
225.932 (Admin. Services)
225.932 (Corporations)
225.932 (UCC)

NameTypeCityStatusALPHA MARINE SERVICES, L.L.C.Limited Liability CompanyGALLIANOActive

**Business:** ALPHA MARINE SERVICES, L.L.C.

**Charter Number:** 34546665 K **Registration Date:** 12/24/1996

State Of Origin: Domicile Address

> 16201 EAST MAIN GALLIANO, LA 70354

**Mailing Address** 

C/O DIONNE C. AUSTIN

P. O. BOX 310

GALLIANO, LA 70354

**Status** 

Status: Active

Annual Report Status: In Good Standing

 File Date:
 12/24/1996

 Last Report Filed:
 12/1/2010

Type: Limited Liability Company

Registered Agent(s)

Agent: GARY CHOUEST
Address 1: 16201 EAST MAIN
City, State, Zip: GALLIANO, LA 70354

Appointment Date: 12/24/1996

Agent:DIONNE C. AUSTINAddress 1:16201 EAST MAIN STREETCity, State, Zip:GALLIANO, LA 70354

Appointment Date: 12/1/2010

Officer(s)

Additional Officers: No

**Officer:** GARY CHOUEST

Title: Manager

Address 1: 16201 EAST MAIN
City, State, Zip: GALLIANO, LA 70354

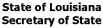
Mergers (1)

Filed Date	Effective Date:	Туре	Charter#	Chater Name	Role
12/24/1996	12/24/1996	MERGE	34546665K	ALPHA MARINE SERVICES, L.L.C.	SURVIVOR

34168814D ALPHA MARINE SERVIC	
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### Amendments on File (2)

Description	Date
Merger	12/24/1996
Appointing, Change, or Resign of Officer	7/12/2007





### COMMERCIAL DIVISION 225.925.

Fax Numbers
225.932 (Admin. Services)
225.932 (Corporations)
225.932 (UCC)

NameTypeCityStatusC-INNOVATION, L.L.C.Limited Liability CompanyGALLIANOActive

**Business:** C-INNOVATION, L.L.C.

**Charter Number:** 36422672 K **Registration Date:** 4/9/2007

State Of Origin: Domicile Address

> 16201 EAST MAIN GALLIANO, LA 70354

**Mailing Address** 

C/O DIONNE C. AUSTIN

P.O. BOX 310

GALLIANO, LA 70354

**Status** 

Status: Active

Annual Report Status: In Good Standing

 File Date:
 4/9/2007

 Last Report Filed:
 4/4/2011

Type: Limited Liability Company

Registered Agent(s)

Agent:GARY CHOUESTAddress 1:16201 EAST MAINCity, State, Zip:CUT OFF, LA 70345

Appointment Date: 4/9/2007

Agent: DIONNE C. AUSTIN
Address 1: 16201 EAST MAIN STREET
City, State, Zip: CUT OFF, LA 70345

**Appointment Date:** 4/4/2011

Officer(s)

Additional Officers: No

**Officer:** GARY CHOUEST

Title: Member

Address 1: 16201 EAST MAIN

City, State, Zip: CUT OFF, LA 70345

**Amendments on File** 

No Amendments on file

#### State of Louisiana Secretary of State





Fax Numbers
225.932 (Admin. Services)
225.932 (Corporations)
225.932 (UCC)

NameTypeCityStatusGALLIANO MARINE SERVICE, L.L.C.Limited Liability CompanyCUT OFFActive

**Business:** GALLIANO MARINE SERVICE, L.L.C.

**Charter Number:** 34546671 K **Registration Date:** 12/24/1996

State Of Origin: Domicile Address

> 16201 EAST MAIN STREET CUT OFF, LA 70345

**Mailing Address** 

C/O DIONNE C. AUSTIN

P. O. BOX 310

GALLIANO, LA 70354

**Status** 

Status: Active

Annual Report Status: In Good Standing

 File Date:
 12/24/1996

 Last Report Filed:
 12/1/2010

Type: Limited Liability Company

Registered Agent(s)

Agent: GARY CHOUEST

Address 1: 16201 EAST MAIN STREET
City, State, Zip: CUT OFF, LA 70345

Appointment Date: 12/24/1996

Agent:DIONNE C. AUSTINAddress 1:16201 EAST MAIN STREETCity, State, Zip:CUT OFF, LA 70345

**Appointment Date:** 12/1/2010

Officer(s)

Additional Officers: No

Officer: DINO CHOUEST

Title: Manager

Address 1: 16201 EAST MAIN
City, State, Zip: CUT OFF, LA 70345

Officer: DIONNE C. AUSTIN

Title: Manager

Address 1: 16201 EAST MAIN
City, State, Zip: CUT OFF, LA 70345

Officer: GARY CHOUEST

Title: Manager

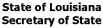
Address 1: 16201 EAST MAIN
City, State, Zip: CUT OFF, LA 70345

### Mergers (1)

Filed Date	Effective Date:	Туре	Charter#	Chater Name	Role
12/24/1996	12/24/1996	MERGE	34546671K	GALLIANO MARINE SERVICE, L.L.C.	SURVIVOR
			29715500D	GALLIANO MARINE SERVICE, INC.	NON-SURVIVOR

### Amendments on File (3)

Description	Date
Merger	12/24/1996
Appointing, Change, or Resign of Officer	2/10/2009
Domestic LLC Agent/Domicile Change	6/28/2011





### COMMERCIAL DIVISION 225.925.

Fax Numbers
225.932 (Admin. Services)
225.932 (Corporations)
225.932 (UCC)

NameTypeCityStatusC-PORT, L.L.C.Limited Liability CompanyGALLIANOActive

Business:C-PORT, L.L.C.Charter Number:34515422 KRegistration Date:1/10/1996

State Of Origin: Domicile Address

> 16201 E. MAIN GALLIANO, LA 70354

**Mailing Address** 

C/O DIONNE C. AUSTIN

P.O. BOX 310

GALLIANO, LA 70354

**Status** 

Status: Active

Annual Report Status: In Good Standing

 File Date:
 1/10/1996

 Last Report Filed:
 1/10/2011

Type: Limited Liability Company

Registered Agent(s)

Agent:DIONNE C. AUSTINAddress 1:16201 EAST MAIN STREETCity, State, Zip:GALLIANO, LA 70354

Appointment Date: 1/10/2011

Officer(s)

Additional Officers: No

Officer: DIONNE C. AUSTIN

 Title:
 Member

 Address 1:
 16201 E. MAIN

 City, State, Zip:
 GALLIANO, LA 70354

Officer: DINO D. CHOUEST

 Title:
 Member

 Address 1:
 16201 E. MAIN

 City, State, Zip:
 GALLIANO, LA 70354

#### **Amendments on File**

No Amendments on file

#### State of Louisiana Secretary of State



### COMMERCIAL DIVISION 225.925.

Fax Numbers
225.932 (Admin. Services)
225.932 (Corporations)
225.932 (UCC)

NameTypeCityStatusC-PORT 2, L.L.C.Limited Liability CompanyGALLIANOActive

#### **Previous Names**

C-PORT TWO, L.L.C. (Changed: 7/22/1998)

Business:C-PORT 2, L.L.C.Charter Number:34602096 KRegistration Date:12/12/1997

State Of Origin: Domicile Address

> 16201 E. MAIN GALLIANO, LA 70354

**Mailing Address** 

C/O DIONNE C. AUSTIN

P O BOX 310 GALLIANO, LA 70354

#### **Status**

Status: Active

Annual Report Status: In Good Standing

 File Date:
 12/12/1997

 Last Report Filed:
 12/1/2010

**Type:** Limited Liability Company

### Registered Agent(s)

Agent:DIONNE C. AUSTINAddress 1:16201 EAST MAIN STREETCity, State, Zip:GALLIANO, LA 70354

Appointment Date: 12/1/2010

Officer(s)

Additional Officers: No

Officer: DINO D. CHOUEST
Title: Member

Address 1: 16201 E. MAIN
City, State, Zip: GALLIANO, LA 70354

Officer: DAMON C. CHOUEST

 Title:
 Member

 Address 1:
 16201 E. MAIN

 City, State, Zip:
 GALLIANO, LA 70354

Officer: DIONNE C. AUSTIN

Title: Member

Address 1: 16201 E. MAIN
City, State, Zip: GALLIANO, LA 70354

### Amendments on File (1)

Description	Date
Name Change	7/22/1998

#### State of Louisiana Secretary of State



### COMMERCIAL DIVISION 225.925.

Fax Numbers
225.932 (Admin. Services)
225.932 (Corporations)
225.932 (UCC)

NameTypeCityStatusMARINE TECHNOLOGIES, L.L.C.Limited Liability CompanyCUT OFFActive

**Business:** MARINE TECHNOLOGIES, L.L.C.

**Charter Number:** 35299061 K **Registration Date:** 7/3/2002

State Of Origin: Domicile Address

> 16201 EAST MAIN STREET CUT OFF, LA 70345

**Mailing Address** 

C/O DIONNE C. AUSTIN

P O BOX 310

GALLIANO, LA 70354

**Status** 

Status: Active

Annual Report Status: In Good Standing

 File Date:
 7/3/2002

 Last Report Filed:
 7/6/2011

Type: Limited Liability Company

Registered Agent(s)

Agent:GARY J. CHOUESTAddress 1:16201 EAST MAIN STREET

City, State, Zip: CUT OFF, LA 70345

**Appointment Date: 7/3/2002** 

Agent:DIONNE C. AUSTINAddress 1:16201 EAST MAIN STREETCity, State, Zip:CUT OFF, LA 70345

Appointment Date: 6/7/2010

Officer(s)

Additional Officers: No

Officer: DIONNE C. AUSTIN

Title: Manager

Address 1: 16201 EAST MAIN STREET
City, State, Zip: CUT OFF, LA 70345

#### **Amendments on File**

No Amendments on file

#### State of Louisiana Secretary of State



### COMMERCIAL DIVISION 225.925.

Fax Numbers
225.932 (Admin. Services)
225.932 (Corporations)
225.932. (UCC)

NameTypeCityStatusMARTIN HOLDINGS, L.L.C.Limited Liability CompanyCUT OFFActive

**Business:** MARTIN HOLDINGS, L.L.C.

**Charter Number:** 34994791 K **Registration Date:** 10/4/2000

State Of Origin: Domicile Address

> 16201 EAST MAIN STREET CUT OFF, LA 70345

**Mailing Address** 

C/O DIONNE C. AUSTIN

P.O. BOX 310

GALLIANO, LA 70354

**Status** 

Status: Active

Annual Report Status: In Good Standing

 File Date:
 10/4/2000

 Last Report Filed:
 10/5/2011

Type: Limited Liability Company

#### Registered Agent(s)

Agent: DIONNE AUSTIN

Address 1: 16201 EAST MAIN STREET
City, State, Zip: CUT OFF, LA 70345

Appointment Date: 9/10/2010

Officer(s)

Additional Officers: No

Officer: DIONNE C AUSTIN

Title: Member

Address 1: 16201 EAST MAIN STREET
City, State, Zip: CUT OFF, LA 70345

Officer: DINO CHOUEST

Title: Member

Address 1: 16201 EAST MAIN STREET
City, State, Zip: CUT OFF, LA 70345

Officer: DAMON C. CHOUEST

Title: Member

Address 1: 16201 EAST MAIN STREET

City, State, Zip: CUT OFF, LA 70345

### Mergers (1)

Filed Date	Effective Date:	Туре	Charter#	Chater Name	Role
10/16/2007	10/16/2007	MERGE	34994791K	MARTIN HOLDINGS, L.L.C.	SURVIVOR
			35057353K	LOT 14, L.L.C.	NON-SURVIVOR

### Amendments on File (3)

Description	Date
Appointing, Change, or Resign of Officer	10/25/2000
Merger	10/16/2007
Appointing, Change, or Resign of Officer	1/3/2011

State of Louisiana Secretary of State



### COMMERCIAL DIVISION 225.925.

Fax Numbers
225.932 (Admin. Services)
225.932 (Corporations)
225.932 (UCC)

NameTypeCityStatusNAUTICAL SOLUTIONS, L.L.C.Limited Liability CompanyCUT OFFActive

**Business:** NAUTICAL SOLUTIONS, L.L.C.

**Charter Number:** 36519394 K **Registration Date:** 8/16/2007

State Of Origin: Domicile Address

> 16201 EAST MAIN ST. CUT OFF, LA 70345

**Mailing Address** 

C/O DIONNE C. AUSTIN

P.O. BOX 310

GALLIANO, LA 70354

**Status** 

Status: Active

Annual Report Status: In Good Standing

 File Date:
 8/16/2007

 Last Report Filed:
 8/1/2011

Type: Limited Liability Company

Registered Agent(s)

Agent:GARY CHOUESTAddress 1:16201 EAST MAIN ST.City, State, Zip:CUT OFF, LA 70345

Appointment Date: 8/16/2007

Address 1: DIONNE CHOUEST AUSTIN 16201 EAST MAIN ST.

City, State, Zip: CUT OFF, LA 70345

Appointment Date: 8/16/2007

Officer(s)

Additional Officers: No

Officer: GARY CHOUEST

Title: Manager

Address 1: 16201 EAST MAIN ST.

City, State, Zip: CUT OFF, LA 70345

Mergers (1)

Filed Date	Effective Date:	Туре	Charter#	Chater Name	Role
12/30/2008	12/30/2008	MERGE	36519394K	NAUTICAL SOLUTIONS, L.L.C.	SURVIVOR

|--|

### Amendments on File (2)

Description	Date
Merger	12/30/2008
Appointing, Change, or Resign of Officer	10/27/2010

#### State of Louisiana Secretary of State





Fax Numbers
225.932 (Admin. Services)
225.932 (Corporations)
225.932 (UCC)

**COMMERCIAL DIVISION** 

NameTypeCityStatusNAUTICAL VENTURES, L.L.C.Limited Liability CompanyCUT OFFActive

**Business:** NAUTICAL VENTURES, L.L.C.

**Charter Number:** 35144818 K **Registration Date:** 9/20/2001

State Of Origin: Domicile Address

> 16201 EAST MAIN STREET CUT OFF, LA 70345

**Mailing Address** 

C/O DIONNE C. AUSTIN

P. O. BOX 310

GALLIANO, LA 70354

**Status** 

Status: Active

Annual Report Status: In Good Standing

 File Date:
 9/20/2001

 Last Report Filed:
 9/2/2011

Type: Limited Liability Company

Registered Agent(s)

Agent: DINO CHOUEST

Address 1: 16201 EAST MAIN STREET
City, State, Zip: CUT OFF, LA 70345

**Appointment Date: 9/20/2001** 

Agent:DIONNE C. AUSTINAddress 1:16201 EAST MAIN STREETCity, State, Zip:CUT OFF, LA 70345

**Appointment Date: 8/26/2010** 

Officer(s)

Additional Officers: No

Officer: DIONNE C. AUSTIN

Title: Manager

Address 1: 16201 EAST MAIN STREET
City, State, Zip: CUT OFF, LA 70345

Officer: GARY CHOUEST Title: Manager

Address 1: 16201 EAST MAIN STREET

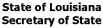
City, State, Zip: CUT OFF, LA 70345

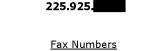
### Mergers (1)

Filed Date	Effective Date:	Туре	Charter#	Chater Name	Role
12/30/2008	12/30/2008	MERGE	35144818K	NAUTICAL VENTURES, L.L.C.	SURVIVOR
			34543228K	CHOUEST OFFSHORE SERVICES, L.L.C.	NON-SURVIVOR

### Amendments on File (3)

Description	Date
Restated Articles	12/16/2008
Merger	12/30/2008
Appointing, Change, or Resign of Officer	11/3/2010





**COMMERCIAL DIVISION** 



Fax Numbers
225.932 (Admin. Services)
225.932 (Corporations)
225.932 (UCC)

NameTypeCityStatusNORTH AMERICAN FABRICATORS, L.L.C.Limited Liability CompanyCUT OFFActive

**Business:** NORTH AMERICAN FABRICATORS, L.L.C.

**Charter Number:** 34541107 K **Registration Date:** 10/17/1996

State Of Origin: Domicile Address

> 16201 EAST MAIN STREET CUT OFF, LA 70345

**Mailing Address** 

C/O DIONNE C. AUSTIN

P.O. BOX 310

GALLIANO, LA 70354

**Status** 

Status: Active

Annual Report Status: In Good Standing

 File Date:
 10/17/1996

 Last Report Filed:
 10/5/2011

Type: Limited Liability Company

Registered Agent(s)

Agent: GARY J. CHOUEST

Address 1: 16201 EAST MAIN STREET

City, State, Zip: CUT OFF, LA 70345

Appointment Date: 10/17/1996

Agent: DIONNE AUSTIN

Address 1: 16201 EAST MAIN STREET
City, State, Zip: CUT OFF, LA 70345

Appointment Date: 9/27/2010

Officer(s)

Additional Officers: No

Officer: GARY J. CHOUEST

Title: Member

Address 1: 16201 EAST MAIN STREET
City, State, Zip: CUT OFF, LA 70345

**Amendments on File** 

No Amendments on file

State of Louisiana Secretary of State





Fax Numbers
225.932 (Admin. Services)
225.932 (Corporations)
225.932 (UCC)

NameTypeCityStatusNORTH AMERICAN SHIPBUILDING, L.L.C.Limited Liability CompanyGALLIANOActive

**Business:** NORTH AMERICAN SHIPBUILDING, L.L.C.

**Charter Number:** 34546669 K **Registration Date:** 12/24/1996

State Of Origin: Domicile Address

> 16201 EAST MAIN GALLIANO, LA 70354

**Mailing Address** 

C/O DIONNE C. AUSTIN

P. O. BOX 310

GALLIANO, LA 70354

**Status** 

Status: Active

Annual Report Status: In Good Standing

 File Date:
 12/24/1996

 Last Report Filed:
 12/1/2010

Type: Limited Liability Company

Registered Agent(s)

Agent: GARY CHOUEST
Address 1: 16201 EAST MAIN
City, State, Zip: GALLIANO, LA 70354

Appointment Date: 12/24/1996

Agent: DIONNE C. AUSTIN
Address 1: 16201 EAST MAIN STREET
City, State, Zip: GALLIANO, LA 70354

Appointment Date: 12/1/2010

Officer(s)

Additional Officers: No

Officer: DINO CHOUEST

Title: Member

Address 1: 16201 E. MAIN ST.

City, State, Zip: GALLIANO, LA 70354

Officer: GARY J. CHOUEST

Title: Member

 Address 1:
 16201 E. MAIN ST.

 City, State, Zip:
 GALLIANO, LA 70354

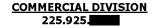
### Mergers (2)

Filed Date	Effective Date:	Туре	Charter#	Chater Name	Role
12/24/1996	12/24/1996	MERGE	34546669K	NORTH AMERICAN SHIPBUILDING, L.L.C.	SURVIVOR
			30525750D	NORTH AMERICAN SHIP BUILDING, INC.	NON-SURVIVOR
12/29/1999	12/29/1999	MERGE	34546669K	NORTH AMERICAN SHIPBUILDING, L.L.C.	SURVIVOR
			31926590D	OILFIELD WORKFORCE, INC.	NON-SURVIVOR

### Amendments on File (2)

Description	Date
Merger	12/24/1996
Merger	12/29/1999

#### State of Louisiana Secretary of State





Fax Numbers
225.932. (Admin. Services)
225.932. (Corporations)
225.932. (UCC)

NameTypeCityStatusOFFSHORE SUPPORT SERVICES, L.L.C.Limited Liability CompanyGALLIANOActive

**Business:** OFFSHORE SUPPORT SERVICES, L.L.C.

**Charter Number:** 34704355 K **Registration Date:** 11/4/1998

State Of Origin: Domicile Address

> 16201 E. MAIN ST. GALLIANO, LA 70354

**Mailing Address** 

C/O DIONNE CHOUEST AUSTIN

P O BOX 310

GALLIANO, LA 70354

**Status** 

Status: Active

Annual Report Status: In Good Standing

**File Date:** 11/4/1998 **Last Report Filed:** 11/4/2010

Type: Limited Liability Company

Registered Agent(s)

Agent: DIONNE CHOUEST AUSTIN

Address 1: 16201 E. MAIN ST.

City, State, Zip: GALLIANO, LA 70354

Appointment Date: 11/4/1998

Officer(s)

Additional Officers: No

Officer: DIONNE CHOUEST AUSTIN

Title: Member

Address 1: 16201 E. MAIN ST.

City, State, Zip: GALLIANO, LA 70354

Officer: DINO D. CHOUEST

Title: Member

Address 1: 16201 E. MAIN ST.

City, State, Zip: GALLIANO, LA 70354

Officer: DAMON C. CHOUEST

Title: Member

Address 1: 16201 E. MAIN ST.

City, State, Zip: GALLIANO, LA 70354

#### **Amendments on File**

No Amendments on file

# **EXHIBIT 9**



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Founded as Edison Chouest Boat Rentals in Galliano, Louisiana, in 1960, the Edison Chouest Offshore (ECO) family of companies is widely recognized today as one of the most diverse and dynamic marine transportation providers in the world. ECO's vast fleet of over 200 highly specialized new-generation service vessels, measuring up to 400 feet in length, serves a rapidly- growing customer base worldwide.

Staying on the forefront of new technologies is an integral part of the Chouest business plan, as evidenced by recent advances in the areas of subsea support, integrated bridge systems and global communications.

The ability to offer its customers a total marine solution -- incorporating design, construction and operation, as well as field development and field maintenance -- has made Edison Chouest Offshore an unrivaled leader in the maritime industry.

16201 East Main, Cut Off, LA 70345 - Phone: 985-601-4237

An Equal Opportunity Employer M/F H/V

Copyright 2003 Offshore Service Vessels, LLC - All Rights Reserved

## **EXHIBIT 10**

# DON YOUNG CONGRESSMAN FOR ALL ALASKA WASHINGTON OFFICE 2314 RAYBURN BUILDING TELEPHONE 202-225



Congress of the United States House of Representatives Washington, DC 20515 COMMITTEE ON NATURAL RESOURCES

CHAIRMAN, SUBCOMMITTEE ON INDIAN AND ALASKA NATIVE AFFAIRS

COMMITTEE ON TRANSPORTATION & INFRASTRUCTURE

REPUBLICAN POLICY COMMITTEE

July 6, 2011

Chairman Jo Bonner Committee on Ethics 1015 Longworth Building Washington, DC 20515

Dear Chairman Bonner,

I am writing today to request an opinion on recent donations made to the "Congressman Don Young Legal Expense Trust."

According to Page 4 of the Trust agreement, contributions are limited by the following:

- 6. Prohibited Contributions: The Trustee may not knowingly accept any gift or donation that is prohibited by or is in excess of the limits established by the Legal Expense Fund regulations issued by the House Committee on Standards of Official Conduct, or that is prohibited by any other laws, rules or regulations governing such contributions as interpreted by the House Committee on Standards of Official Conduct. In particular:
  - a. The Trust shall not knowingly accept more than \$5000 in a calendar year from any individual of organization.
  - b. The Trust shall not knowingly accept any contribution from a registered lobbyist or an agent of a foreign principal.
  - c. The Trust shall not knowingly accept any pro bono legal service of a value of more than \$5000 from any single source in any calendar year.

If any prohibited contribution is inadvertently accepted, the Trustee shall as soon as practical after becoming aware of the prohibited nature of the contribution, return it in its entirety to the donor (if from a prohibited source) or return the excess of \$5000 to the donor (if prohibited because of the amount).

During the reporting period ending March 31, 2011 twelve contributions were made to the Trust by companies owned in Louisiana. Before the contributions were

made the Trustee was asked if multiple companies owned by the same individual could legally donate to the Trust. In this particular case, the Trustee's opinion was that if the twelve companies in question were separate legal entities and operated under separate financial records that they could each make a legal donation to the Trust.

I believe the Trustee used her best legal judgment in this situation since the above rules do not speak to this specific question. I want to ensure that the Trust complies with all applicable House rules and would ask that the Committee provide me with an Advisory Decision on this matter. I appreciate your time and assistance and look forward to your response.

Sincerely,

ON YOUNG

Congressman for All Alaska

# **EXHIBIT 11**



# PMA® Wells Fargo® PMA Package

CONG. DON YOUNG LEGAL EXPENSE FUND GAIL SCHUBERT TTE 500 L ST STE 300 ANCHORAGE AK 99501-5910 Questions? Please contact us:

#### Wells Fargo Premier Banking Team 544

Available 24 hours a day, 7 days a week

Phone: 1-800-742- , TTY: 1-800-600-Spanish: 1-877-727- , TTY: 1-888-355-

Chinese: 1-800-288-

Write: Wells Fargo Bank, N.A.

PO Box 6995

Portland, OR 97228-6995

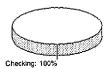
#### March 31, 2011

Contents	Page
PMA Qualifying Balance:	\$95,488.44
Change in %:	0.00%
Change in \$:	\$0.00
Last month:	\$0.00
Total liabilities:	\$0.00
Change in %:	557.73%
Change in \$:	\$80,970.63
Last month:	\$14,517.81
Total assets:	\$95,488.44

## Overview of your PMA account

#### **Assets** Percent Percent Balance last Balance this Increase/ of total month (\$) month (\$) decrease (\$) change Account (Account Number) 14,517.81 95,488.44 80,970.63 557.73% 100% PMA® Prime Checking Account ( \$80,970.63 557.73% \$95,488.44 Total assets \$14,517.81

Total assetallocation (by account type)



#### Interest, dividends and other income

The information below should not be used for tax planning purposes.

Account	This month	This year
PMA® Prime Checking Account	0.63	1.32
Total interest, dividends and other income	\$0.63	\$1.32

The "Overview of your PMA Account" section of your statement is provided for informational and convenience purposes. The Overview shows activity and information from (1) deposit, credit and trust accounts with Wells Fargo Bank, N.A., and (2) brokerage accounts with Wells Fargo Advisors, LLC, HD Vest Investment Services or Wells Fargo Advisors Financial Network, LLC (members SIPC); brokerage accounts are carried and cleared through First Clearing, LLC; (3) Wells Fargo Funds Management, LLC provides investment advisory and administrative services for Wells Fargo Advantage Funds; other affiliates provide subadvisory and other services for the Funds; and (4) insurance products offered through non-bank insurance agency affiliates of Wells Fargo & Company and underwritten by unaffiliated insurance companies.

Please see an important message on the last page of your statement that describes how Wells Fargo posts transactions to your account.





#### OVERVIEW OF YOUR PMA ACCOUNT (CONTINUED)

Important Wells Fargo ExpressSend Service Information

We would like to inform you about several recent changes to your Wells Fargo ExpressSend agreement(s) Terms and Conditions Section 10:

#### Effective immediately

- The maximum aggregate daily transfer limit for account and cash-based service agreements to all remittance network members in Mexico, El Salvador, Guatemala, Honduras, and Argentina is now \$1,500 US dollars per day. The daily transfer limit for FAMSA in Mexico will continue at the Mexican peso equivalent for \$1,000 US dollars per day.
- The maximum combined total daily amount that can be sent from all account and cash-based service agreements to all countries is now \$5,000 US dollars per day.
- The maximum combined total amount that can be sent during any rolling 30-day period from all account and cash-based service agreements is now \$12,500 US dollars.

If you have any questions please call 1-800-556- Thank you for using the ExpressSend service when sending money home.



Speak with a banker about your retirement

Wells Fargo offers solutions and guidance to see you to and through retirement. Talk to one of our bankers to open an IRA, make your annual IRA contribution or roll over to an IRA. A banker will meet with you to look at where you are now, where you want to go, and how to get there.

### PMA® Prime Checking Account

Activity	summary	
Bala	ince on 3/1	14,517.81
Dep	osits/Additions	81,000.63
With	drawals/Subtractions	- 30.00
Bala	ance on 3/31	\$95,488,44

Account number:

CONG. DON YOUNG LEGALEXPENSEFUND GAIL SCHUBERTTTE

Wells Fargo Bank, N.A., Alaska (Member FDIC)

Questions about your account: 1-800-742-

Worksheet to balance your account and General Statement Policies can be found towards the end of this statement.

Interest	you've	earned	
1nte	rest earned	this month	\$0.63
Ave	rage collect	ed balance this month	\$14,812.32
Апг	iual percent	age yield earned	0.05%
Inte	rest paid th	is year	\$1.32
Tota	al interest p	aid in <b>2010</b>	\$4.90

Transaction his	storv
-----------------	-------

Date	Description	Check No.	Deposits/ Additions	Withdrawals/ Subtractions	Ending Daily Balance
Beginn	ing balance on 3/1				14,517.81
3/3	PMA Monthly Service Fee			30.00	14,487.81
3/31	Deposit Made In A Branch/Store		35,000.00		
3/31	Deposit Made In A Branch/Store		30,000.00		
3/31	Deposit Made In A Branch/Store		16,000.00		
3/31	Interest Payment		0.63		95,488.44
Ending	balance on 3/31				95,488.44
Totale			\$81,000.63	\$30.00	

#### AMENDMENT TO FUNDS AVAILABILITY POLICY

Starting on or about May 9, 2011, and ending on June 22, 2011 (subject to the location of the deposit transaction): We will increase the amount of funds made available to you if a hold is placed against your deposit. If a hold is placed, the first \$200 of the deposit will be available to you on the first Business Day (second Business Day for certain Alaska deposits) after the day of your deposit. We will notify you if a hold is placed against your deposit and when the full amount of your deposit will become available.



#### PMA PRIME CHECKING ACCOUNT (CONTINUED)

#### Enjoy Convenient Banking!

- One username and password for your Wells Fargo accounts
- Account Alerts for Wells Fargo checking, savings or CDs, ATM/debit card, credit card, mortgage, and brokerage accounts
- Customized Mobile Banking apps for smartphones including BlackBerry, iPhone, Palm, and Android-operated mobile devices\*. Go to wf.com to download your app.

Every Online Banking customer automatically has free access to Mobile Banking\*\*. Go directly to wf.com on your mobile device and sign on with your Online Banking username and password. Then take advantage of our optimized mobile website to transfer funds, pay bills and more.

Text Banking is available to all Wells Fargo customers - just sign up at wf.com/text. After you sign up, send a simple text request to 93557 (WELLS) to get your account information, including BAL for current account balances\*\*\*, ACT for account activity and COM for a list of all text commands.

\*iPhone is a trademark of Apple Inc., registered in the U.S. and other countries. The trademark BlackBerry is owned by Research In Motion Limited and is registered in the United States. Android is a trademark of Google, Inc., and its related companies. Motorola is registered in the US Patent & Trademark Office. Palm is a trademark of Palm, Inc.
\*\*Text and Mobile Banking is free from Wells Fargo, but your mobile carrier's text messaging and web access charges may apply.

\*\*\*This balance may not reflect all of your transactions, such as checks you have written or debit card transactions that have been approved but not yet submitted for payment by the merchant.

Debit

Track your daily spending online by using My Spending Report with Budget Watch — it's free and it can help you discover where to save. Visit wellsfargo.com/wfonline to learn how.



#### Worksheet to balance your checking account

- 1. Go through your check register and mark each check (this includes cancelled, converted and substitute checks that may appear on your statement), withdrawal, ATM transaction, payment, deposit or other credit listed in the "Transaction history" section of your statement. Be sure your register shows any interest or dividends paid into your account and any service charges, automatic payments or transfers withdrawn from your account during this statement period.
- 2. Using the chart below, list any outstanding, converted or substitute checks, as well as any ATM withdrawals, payments or any other withdrawals (including any from previous months) which are listed in your register but are not shown on your statement.
- 3. Balance your account by filling in the spaces below.

ENTER				
A The Bending balances shown on your statement	\$	Items outstanding		· · · · · · · · · · · · · · · · · · ·
4 . ADD		Check number	Amount	
⇔ ADD	\$ 			
B Any deposits listed in your register or transfers into	\$ 			-
your account which are not	\$ 		······································	
shown on your statement	\$ 		L.J. A. L.J. A. H. N. HEROLET, C. L.	
	\$ <b>→</b> \$			
⇔ CALCULATE SUBTOTAL (Add parts All and B)	\$			
SUBTRACT Total of outstanding checks and withdrawals from the chart at right	- <b>S</b>	•		
•	***************************************			
⊕ CALCULATE ENDING BALANCE				
(Part A + Part B - Part C)				
This amount should be the				
same as the current balance				

**Total** 

#### General statement policies for Wells Fargo Bank

To dispute or report inaccuracies in information we have furnished to a Consumer Reporting Agency about your accounts. You have the right to dispute the accuracy of information that Wells Fargo Bank, N.A. has furnished to a consumer reporting agency by writing to us at Wells Fargo Servicing, P.O. Box 14415, Des Moines, IA 50306-3415. Please describe the specific information that is inaccurate or in dispute and the basis for the dispute along with supporting documentation. If you believe the information furnished is the result of identity theft, please provide us with an identity

shown in your check register.

- Each Checking account information. After balancing your checking account, please report any differences to us as soon as possible but no later than within 30 days. Special provisions, including a reporting period of up to 60 days, apply if the difference involves an electronic funds transfer. These provisions are explained below.
- in case of errors or questions about your electronic transfers, telephone us at the number printed on the front of this statement or write us at Wells Fargo Bank, P.O.Box 6995, Portland, OR 97228-6995 as soon as you can, if you think your statement or receipt is wrong or if you need more information about a transfer on the statement or receipt. We must hear from you no later than 60 days after we sent you the FIRSTstatement on which the error or problem appeared.
- 1. Tell us your name and account number (if any).

\$

- Describe the error or the transfer you are unsure about, and explain as clearly as you can why you believe it is an error or why you need more information.
- 3. Tell us the dollar amount of the suspected error.

We will investigate your complaint and will correct any error promptly. If we take more than 10 business days to do this, we will credit your account for the amount you think is in error, so that you will have the use of the money during the time it takes us to complete our investigation.

Deposit and loan products, including PMA Prime Checking accounts and PMA Checking accounts, offered by Wells Fargo Bank, N.A., Member FDIC.

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This message will clarify the way Wells Fargo posts transactions to your account and assesses Overdraft and Returned Item fees, as of May 16, 2011.

Wells Fargo posts transactions during our nightly processing each business day. Generally, we first post deposits or incoming transfers received before the deposit cut-off time that day. We then post your withdrawals (such as ATM, debit card or check transactions) that have been received for payment from your account. We pay some categories (or types) of transactions, such as debit card transactions, before other types of transactions, such as checks. If there are multiple transactions within a category, the order in which the transactions are posted will vary depending on the type of transaction.

For example, effective May 16, 2011, we will pay the most common types of transactions in the following order:

- ATM, debit card, Wells Fargo Online Bill Pay, account transfers, teller cashed checks and teller cash withdrawals transactions will be sorted by the date the transaction was conducted. For a debit card transaction, if a merchant does not seek pre-authorization from the bank at the time of the transaction, we will use the date the transaction is received for payment from your account. For a Wells Fargo Online Bill Pay transaction, we will use the date that is the next business day following the "Send On" date. If there are multiple transactions on a date, those transactions will be sorted by time (where that information is available to our posting systems); the remaining transactions on that date will be sorted and paid from lowest to highest dollar amount.
- Checks and automatic payments (also known as ACH) If there are multiple transactions, the transactions will be sorted and paid from highest to lowest dollar amount.

If you do not have sufficient available funds to cover a transaction, we will take one or more of the following actions: transfer available funds from any linked Overdraft Protection account(s); pay the transaction, creating an overdraft in your account; or return the transaction unpaid due to insufficient funds. Applicable Overdraft and Returned Item fees will post to your account the morning following our nightly processing.

In determining whether you have sufficient funds to cover a transaction, we will consider all transactions that have posted to your account, any holds that may be in place on deposits you have made, and pending transactions (such as pending debit card purchases or ATM withdrawals) that the bank has authorized but that have not yet posted to your account. Overdraft and/or Returned Item fees will ordinarily be assessed on posted transactions that exceed your available balance. (Overdraft fees will not apply to ATM and one-time debit card transactions that post against insufficient funds, unless you have enrolled in our Debit Card Overdraft Service).

If we receive multiple transactions within a category for payment and if we determine there are sufficient funds to pay one or more but not all of the transactions, then the number of transactions paid and the Overdraft and Returned Item fees assessed could be affected by the order that we choose to post those transactions. For example, if we post transactions in the order of highest to lowest dollar amount, this could result in more Overdraft and Returned Item fees than if we were to post the transactions in a different order.

# **EXHIBIT 12**

DYD1	DON YOUN	G DEFĘNSE FUN	ND Nautio	al Ventures, LLC		1/6/2011
Ref Nbr	Invoice Nbr	Invc Date	Invoice Amount	Amount Paid	Disc Taken	Net Check Amt
	01/06/11	01/06/11	5,000.00	5,000.00		5,000.00
						040457

040457

DYD1 Ref Nbr	DON YOUNG	DEFENSE FUI Invc Date	ND C-Por Invoice Amount	rt 2, LLC Amount Paid	Disc Taken	1/7/2011 Net Check Amt
	010711	01/07/11	5,000.00	5,000.00		5,000.00
				ı		
		: :	,			
		1	:			
,						
						-

110747

05810 _ Ref Nbr	PNIL The Indian Supporting, E.C.			ng, LLC Disc Taken	1/6/2011 Net Check Amt	
	01062011	01/06/11	5,000.00	5,000.00	Disc Taton	5,000.00

NQ1756

DYD1 Ref Nbr	DON YOUNG Invoice Nbr	DEFENSE FUN Invc Date	ID Marin	ne Technologies, LLC Amount Paid	Disc Taken	1/6/2011 Net Check Amt
	1/6/2011	01/06/11	5,000.00	5,000.00		5,000.00
						019128

019128

DYD1 Ref Nbr	DON YOUNG	DEFENSE FUN Invc Date	ID C-Po	rt, LLC Amount Paid	Disc Taken	1/7/2011 Net Check Amt
	010711	01/07/11	5,000.00	5,000.00	DISC TARCH	5,000.00
			:			
					Ä	
			!			-

026187

DYD1 Ref Nbr	, DON YOUNG DEFENSE FUND Invoice Nbr Invc Date		TD Alpha Invoice Amount			
	01-06-2011	01/06/11	5,000.00	5,000.00		Net Check Amt
		j				
						~~~

DYD1	DON YOUND DEFENSE FUND		ID Martin	Martin Holdings, LLC		1/7/2011	
Ref Nbr	Invoice Nbr	Invc Date	Invoice Amount	Amount Paid	Disc Taken	Net Check Amt	
	010711	01/07/11	5,000.00	5,000.00		5,000.00	

026933

DYD1 Ref Nbr	DON YOUNG Invoice Nbr	DEFENSE FUN Invc Date	ND C-Inn Invoice Amount	ovation, LLC Amount Paid	Disc Taken	1/6/2011 Net Check Amt
	1/6/2011	01/06/11	5,000.00	5,000.00		5,000.00
:						
						-

011813

DYD1 Ref Nbr	DON YOUNG	G DEFENSE FUN Invc Date	ID Nautio	cal Solutions, LLC Amount Paid	Disc Taken	1/6/2011 Net Check Amt
	01/06/11	01/06/11	5,000.00	5,000.00		5,000.00

022114

