BEFORE THE FEDERAL ELECTION COMMISSION

COMMON CAUSE
805 Fifteenth Street, NW, Suite 800
Washington, DC 20005
(202) 833-1200

PAUL S. RYAN
805 Fifteenth Street, NW, Suite 800
Washington, DC 20005
(202) 833-1200

v.

DONALD J. TRUMP FOR PRESIDENT, INC.
725 Fifth Avenue
New York, NY 10022

DONALD TRUMP JR.
c/o The Trump Organization
725 Fifth Avenue
New York, NY 10022

MUR No. _________

COMPLAINT

1. This complaint is filed pursuant to 52 U.S.C. § 30109(a)(1) and is based on information and belief that Donald Trump’s 2016 presidential campaign committee, Donald J. Trump for President, Inc. (I.D. C00580100), and Donald Trump Jr. solicited a contribution from a foreign national in violation of the Federal Election Campaign Act (“FECA”), 52 U.S.C. § 30101, et seq.

2. Specifically, based on published reports, complainants have reason to believe that Donald J. Trump for President, Inc. and Donald Trump Jr. violated FECA’s ban on soliciting a contribution from a foreign national in connection with a Federal election, 52 U.S.C.
§ 30121(a)(2), by meeting with a “Kremlin-connected Russian lawyer during the 2016 campaign” in an effort to obtain “damaging information about Hillary Clinton.”

3. “If the Commission, upon receiving a complaint … has reason to believe that a person has committed, or is about to commit, a violation of [the FECA] … [t]he Commission shall make an investigation of such alleged violation ….” 52 U.S.C. § 30109(a)(2) (emphasis added); see also 11 C.F.R. § 111.4(a).

FACTS

4. During the 2016 presidential campaign, Donald Trump Jr. played a leadership role in Donald J. Trump for President, Inc., headlining campaign fundraising events and participating in high-level decision-making such as helping to select Mike Pence as Donald J. Trump’s running mate.

5. On July 9, 2017, the New York Times reported that at Trump Tower on June 9, 2016, two weeks after Donald J. Trump had clinched the Republican Party’s presidential nomination, his son Donald Trump Jr., his then-campaign chairman Paul J. Manafort, and

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his son-in-law, Jared Kushner, met with Natalia Veselnitskaya, a Kremlin-connected
Russian lawyer who had promised Donald Trump Jr. “damaging information about
Hillary Clinton.”

6. Trump Tower (725 Fifth Avenue, New York, NY 10022) was and continues to be the
headquarters for Donald J. Trump for President, Inc.

7. The New York Times reported: “It is unclear whether the Russian lawyer, Natalia
Veselnitskaya, actually produced the promised compromising information about Mrs.
Clinton. But the people interviewed by The Times about the meeting said the expectation
was that she would do so.”

8. Donald Trump Jr. reportedly told the New York Times that at the outset of his meeting
with Ms. Veselnitskaya, “pleasantries were exchanged” and she then:

[S]tated that she had information that individuals connected to Russia
were funding the Democratic National Committee and supporting Mrs.
Clinton. Her statements were vague, ambiguous and made no sense. No
details or supporting information was provided or even offered. It quickly
became clear that she had no meaningful information.

4 Jo Becker, Matt Apuzzo and Adam Goldman, “Trump’s Son Met With Russian Lawyer
After Being Promised Damaging Information on Clinton,” NEW YORK TIMES, July 9, 2017,
manafort.html?hp&action=click&pgtype=Homepage&clickSource=story-
heading&module=span-ab-top-region&region=top-news&WT.nav=top-news&_r=0.

5 See Donald J. Trump for President, Inc., FEC Form 1—Statement of Organization
(Amendment), June 3, 2016, available at
http://docquery.fec.gov/pdf/469/201606039017468469/201606039017468469.pdf; see also
Donald J. Trump for President, Inc., FEC Form 1—Statement of Organization (Amendment),
January 20, 2017, available at

6 Jo Becker, Matt Apuzzo and Adam Goldman, “Trump’s Son Met With Russian Lawyer
After Being Promised Damaging Information on Clinton,” NEW YORK TIMES, July 9, 2017,
manafort.html?hp&action=click&pgtype=Homepage&clickSource=story-
heading&module=span-ab-top-region&region=top-news&WT.nav=top-news&_r=0.

7 Id.
9. Donald Trump Jr. “said she then turned the conversation to adoption of Russian children
and the Magnitsky Act,” a 2012 American law that blacklists suspected Russian human
rights abusers and that reportedly enraged Russia’s President Vladimir V. Putin.8

10. Donald Trump Jr. stated: “It became clear to me that this was the true agenda all along
and that the claims of potentially helpful information were a pretext for the meeting,”9—
admitting that obtaining “potentially helpful information” about his father’s likely general
election opponent, Hillary Clinton, from a person known to be a foreign national, was the
reason he attended the meeting.

11. Donald Trump Jr. said he had “asked Mr. Manafort and Mr. Kushner to attend, but did
not tell them what the meeting was about.”10

**SUMMARY OF THE LAW**

12. Federal law prohibits a foreign national from directly or indirectly making a “contribution
or donation of money or other thing of value, or to make an express or implied promise to
make a contribution or donation, in connection with a Federal, State, or local election[.]”
52 U.S.C. § 30121(a)(1)(A), and prohibits a person from soliciting, accepting or
receiving such a contribution or donation from a foreign national, *id.* a § 30121(a)(2).

13. FECA defines “foreign national” as a “foreign principal” or “an individual who is not a
citizen of the United States or a national of the United States.” 52 U.S.C. § 30121(b).

14. FECA defines “contribution” to include “any gift … of money or anything of value made
by any person for the purpose of influencing any election for Federal office.” 52 U.S.C.
§ 30101(8)(A)(i).

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8 *Id.*
9 *Id.* (emphasis added).
10 *Id.*
15. FECA defines “person” to include an “individual, partnership, committee, association, corporation, labor organization, or any other organization or group of persons[.]” 52 U.S.C. § 30101(11).

16. The Commission has defined “to solicit” by regulation to mean “to ask, request, or recommend, explicitly or implicitly, that another person make a contribution, donation, transfer of funds, or otherwise provide anything of value.” 11 C.F.R. § 300.2(m); see also 11 C.F.R. § 110.20(a)(6) (for the purposes of the prohibition of solicitation of foreign national contributions, solicit has the same meaning as in 11 C.F.R. § 300.2(m)). The regulation elaborates:

A solicitation is an oral or written communication that, construed as reasonably understood in the context in which it is made, contains a clear message asking, requesting, or recommending that another person make a contribution, donation, transfer of funds, or otherwise provide anything of value. A solicitation may be made directly or indirectly. The context includes the conduct of persons involved in the communication.

Id.

17. The Commission by regulation has defined “agent,” in the case of agents of a candidate, to include “any person who has actual authority, either express or implied, to … solicit, receive, direct, transfer, or spend funds in connection with any election.” 11 C.F.R. § 300.2(b)(3).

18. The Commission regulation implementing the statutory foreign national solicitation ban provides that “[n]o person shall knowingly solicit, accept, or receive from a foreign national any contribution or donation” in connection with any Federal, State, or local election. 11 C.F.R. § 110.20(g). The regulation further provides that “[n]o person shall knowingly provide substantial assistance in the solicitation, making, acceptance, or
receipt of a contribution or donation” by a foreign national in connection with any Federal, State, or local election. 11 C.F.R. § 110.20(h).

CAUSE OF ACTION

DONALD J. TRUMP FOR PRESIDENT, INC. AND DONALD TRUMP JR. KNOWINGLY SOLICITED A CONTRIBUTION FROM A FOREIGN NATIONAL IN VIOLATION OF THE FEDERAL ELECTION CAMPAIGN ACT


20. Donald Trump Jr. knowingly met with a foreign national, Natalia Veselnitskaya, for the purpose of soliciting a “contribution” as defined at 52 U.S.C. § 30101(8)(A)(i) (“anything of value … for the purpose of influencing any election for Federal office”) to his father’s presidential campaign committee, Donald J. Trump for President, Inc.—namely damaging information about Hillary Clinton.

21. Donald Trump Jr. was an agent of Donald J. Trump for President, Inc. with authority to solicit contributions on behalf of Donald J. Trump for President, Inc. and was doing so in his meeting with Ms. Veselnitskaya, as evidenced by the fact that he brought then-campaign chairman Paul J. Manafort to the meeting, which took place in the same building where Donald J. Trump for President, Inc. headquarters was and is located.

22. Therefore, based on published reports, there is reason to believe that Donald J. Trump for President, Inc. and Donald Trump Jr. knowingly solicited a contribution from a foreign national in violation of 52 U.S.C. § 30121(a)(2) and 11 C.F.R. § 110.20(g).

PRAYER FOR RELIEF

Further, the Commission should determine and impose appropriate sanctions for any and all violations, should enjoin respondent from any and all violations in the future, and should impose such additional remedies as are necessary and appropriate to ensure compliance with the FECA.

July 10, 2017

Respectfully submitted,

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Common Cause, by
Paul S. Ryan
805 Fifteenth Street, NW, Suite 800
Washington, DC 20005
(202) 833-1200

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VERIFICATION

The complainants listed below hereby verify that the statements made in the attached Complaint are, upon their information and belief, true. Sworn pursuant to 18 U.S.C. § 1001.

For Complainants Common Cause and Paul S. Ryan

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Paul S. Ryan

Sworn to and subscribed before me this ___ day of July 2017.

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Notary Public