

# VERIFIED COMPLAINT UNDER THE VOTERS' RIGHT TO KNOW ACT

## A.R.S. Title 16, Chapter 6.1

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May 7, 2026

Via Email (ccec@azcleelections.gov)

Thomas M. Collins

Executive Director

Citizens Clean Elections Commission

1110 West Washington Street, Suite 250

Phoenix, AZ 85007

Dear Director Collins:

I am a qualified Arizona voter. I submit this complaint under A.R.S. § 16-977(A) and A.A.C. R2-20-809 against **Turning Point PAC** (the covered-person entity registered with the Arizona Secretary of State under Committee ID 101878) for its independent-expenditure spending supporting Andy Biggs's 2026 gubernatorial campaign.

This matter concerns a **statutorily distinct** entity and a **distinct race** from the Turning Point PAC complaints previously filed with the Commission. The April 6, 2026 complaint against Turning Point Action / Turning Point PAC Inc. concerned 2026 Salt River Project board-election spending and targeted Committee ID 101981. The present complaint concerns Committee ID **101878** — a separate Secretary of State entity of record that captured **\$458,611.85** in independent expenditures for a statewide gubernatorial race during May and June 2025. Committee 101878 is classified by the Secretary of State as an "Organization" (Filer Type 4) rather than a Political Action Committee (Filer Type 2), and its filing record is distinct from Committee 101981's.

The \$458,611.85 in campaign media spending reported under Committee 101878 far exceeded the VRKA statewide threshold. Every dollar of it was expended in a single twelve-day window (May 21 — June 2, 2025). The required **Initial VRKA Report was not filed until July 29, 2025 — sixty days after the statutory deadline** — and **no separate Supplemental Reports were filed for the fourteen additional \$25,000 thresholds crossed before the eventual Initial filing**. Under the plain terms of A.R.S. § 16-973(A) and (B) and the Commission's own rule at A.A.C. R2-20-802, this complaint identifies **one late Initial Report and fourteen missed Supplemental Reports**, for a total of fifteen discrete violations.

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## **I. Compliance with R2-20-809(C)**

This complaint satisfies each requirement of A.A.C. R2-20-809(C):

- 1. R2-20-809(C)(1):** This complaint recites facts describing fifteen discrete violations of A.R.S. § 16-973 (the Voters' Right to Know Act's reporting requirements) — one late Initial Report under § 16-973(A) and fourteen missed Supplemental Reports under § 16-973(B). The factual basis is set forth in Sections III and IV.
  
  - 2. R2-20-809(C)(2):** This complaint identifies Turning Point PAC, Arizona Secretary of State Committee ID 101878, as the entity alleged to have committed the violations described herein.
  
  - 3. R2-20-809(C)(3):** This complaint includes supporting documentation in the form of exhibits referenced throughout and listed in Section VIII.
  
  - 4. R2-20-809(C)(4):** Each factual allegation identifies its evidentiary basis (personal knowledge from direct review of public records, or information and belief).
  
  - 5.** The contents of this complaint are sworn and will be notarized before filing, as set forth in the Verification page attached hereto.
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## II. Relationship to Prior Complaints

Two prior complaints have been filed concerning Turning Point–affiliated entities:

- **April 6, 2026 CCEC complaint against Turning Point Action and Turning Point PAC Inc.** — concerning 2026 SRP board-election spending. That complaint addressed activities of the 501(c)(4) parent organization and the operational PAC (now docketed as MUR 26-03).
- **April 6, 2026 SOS complaint against Turning Point PAC Arizona (Committee ID 101981)** — a traditional campaign finance complaint at the Secretary of State.

**This complaint concerns a different entity and a different race:**

Entity of record	SOS Committee ID	Filer Type	Race	Earlier complaint?
Turning Point Action (parent 501(c)(4))	— (unregistered)	—	2026 SRP board	Yes (CCEC 4/6/2026)
Turning Point PAC Arizona	<b>101981</b>	PAC (Type 2)	2026 SRP board + Nov 4, 2025 special election	Yes (SOS 4/6/2026)
<b>Turning Point PAC</b>	<b>101878</b>	<b>Organization (Type 4)</b>	<b>2026 AZ Governor (Biggs)</b>	<b>No — this complaint.</b>

The Biggs-for-Governor independent expenditures described herein (\$458,611.85, all in May–June 2025) do not appear in Committee 101981's ledger. They appear exclusively under Committee 101878. Any VRKA obligations associated with those disbursements attached to Committee 101878 alone.

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## III. Factual Background

### A. The Respondent

1. I, [REDACTED], am a qualified voter registered in Maricopa County, Arizona (A.A.C. R2-20-809(A)).

**2. Based on personal knowledge and direct review of public records:** Turning Point PAC is registered with the Arizona Secretary of State under Committee ID 101878, Filer Type "Organization." The entity's public SOS ledger contains no income entries and no operating expenses — only independent-expenditure disbursements. This is characteristic of a VRKA-covered-person filing entity used to capture campaign-media spending distinct from the sponsor organization's other financial activity.

**3. Based on personal knowledge and direct observation:** Every independent expenditure in Committee 101878's ledger identifies "**Biggs For Arizona**" (Arizona Secretary of State Committee 101830, Candidate Andy Biggs, running for statewide office) as the beneficiary, with "Benefited" disposition.

**B. The Disbursements Triggering VRKA Reporting**

**4. Based on personal knowledge and direct review of Committee 101878's public SOS campaign finance filings:** Committee 101878 made ten independent expenditures for campaign advertising benefiting Biggs for Arizona in a twelve-day window between May 21 and June 2, 2025. Each is categorized in the Schedule E2a of Committee 101878's filings as "Ind. Expend. (Non-Recall) - cash" benefiting Biggs for Arizona:

#	Date	Amount	Vendor	Memo (from filing)	Cumulative
1	2025-05-21	\$18,000.00	1Ten (Queen Creek AZ 85142)	TEXT SERVICES	\$18,000.00
2	2025-05-21	\$22,000.00	1Ten LLC	DIGITAL ADS	\$40,000.00
3	<b>2025-05-22</b>	<b>\$22,000.00</b>	1Ten LLC	DIGITAL MEDIA	<b>\$62,000.00</b>
4	2025-05-24	\$17,886.30	1Ten LLC	TEXT SERVICES	\$79,886.30
5	2025-05-27	\$17,806.38	1Ten LLC	TEXT SERVICES	\$97,692.68
6	2025-05-30	\$281.55	Sir Speedy (Chandler AZ)	PRINTING	\$97,974.23
7	2025-05-30	\$1,491.37	Sir Speedy	PRINTING	\$99,465.60
8	2025-05-30	\$6,725.42	Sir Speedy	PRINTING	\$106,191.02
9	2025-05-30	\$420.83	Alphagraphics (Phoenix AZ 85016)	PRINTING	\$106,611.85
10	<b>2025-06-02</b>	<b>\$352,000.00</b>	1Ten LLC	<b>MEDIA BUY</b>	<b>\$458,611.85</b>

(Vendor identifications in this table — 1Ten / 1Ten LLC, Sir Speedy, Alphagraphics — are sourced from the Secretary of State's seethemoney.az.gov AdvancedSearch transaction-level data for Committee 101878's Schedule E2a. The Q2 2025 IE/BM Notification PDF (Report 306018) prints summary fields only — date, "Benefits or Opposes," category, memo — and does not itself print payee names.)

**5. Based on personal knowledge:** Cumulative cycle-to-date campaign media spending reported by Committee 101878 equals **\$458,611.85**. Every dollar benefited Biggs for Arizona — a statewide gubernatorial campaign. The applicable VRKA threshold under A.R.S. § 16-973(A) is **\$50,000**. That threshold was crossed on **May 22, 2025** at cumulative \$62,000 (third disbursement).

6. The 2025-06-02 "MEDIA BUY" of \$352,000 alone crossed fourteen separate \$25,000 thresholds in a single day.

### C. The VRKA Filings Actually Made

**7. Based on personal knowledge and direct review of the VRKA filings index at [azsos.gov/elections/campaign-finance/vrka-reporting](https://azsos.gov/elections/campaign-finance/vrka-reporting):** Turning Point–affiliated VRKA filings in the 2025 cycle are:

Date filed	Filer name (as posted)	Type
2025-07-29	Turning Point PAC Inc	Initial
2025-10-29	Turning Point PAC - Arizona	Supplemental

**8. Based on personal knowledge:** The 2025-07-29 Initial covers the Biggs-for-Governor campaign media spending at issue in this complaint (the Committee 101878 ledger). The 2025-10-29 Supplemental covers separate activity associated with Committee 101981's November 4, 2025 local special-election spending (a different race and a different entity) and therefore does not address the Committee 101878 spending.

**9. No separate Supplemental Reports were filed at the individual \$25,000 threshold crossings that occurred prior to the 2025-07-29 Initial filing.** The late Initial aggregated all of Committee 101878's spending into a single retrospective report rather than the cadence the statute prescribes.

#### C.1. The 2025-07-29 VRKA Initial Is Not Only Late — It Is Also Substantively Incomplete

9a. **Based on personal knowledge and direct comparison of the 2025-07-29 VRKA Initial Report (Exhibit A) against the Schedule E2a of Committee 101878 maintained on seethemoney.az.gov:** The VRKA Initial discloses only five line items, all paid to "1Ten" or "1Ten LLC," totaling **\$439,692.68**:

#	Date	Amount	Vendor (per VRKA Initial)	Position
1	2025-05-21	\$30,000.00	1Ten	Supporting Biggs
2	2025-05-22	\$22,000.00	1Ten	Supporting Biggs
3	2025-05-24	\$17,886.30	1Ten	Supporting Biggs
4	2025-05-27	\$17,806.38	1Ten	Supporting Biggs
5	2025-06-02	\$352,000.00	1Ten	Supporting Biggs
	<b>VRKA Initial total</b>	<b>\$439,692.68</b>		

9b. The Schedule E2a of Committee 101878 — which is the SOS-side source-of-record for the same disbursements — itemizes ten transactions totaling **\$458,611.85** (the table at Paragraph 4 above). The VRKA Initial therefore **fails to account for approximately \$18,919.17 in disclosed campaign media spending** that appears in Committee 101878's own SOS ledger:

What appears in the SOS Schedule E2a but not in the VRKA Initial	Amount
5/21/2025 1Ten transactions: SOS shows two granular entries (\$18,000 to 1Ten Queen Creek for "TEXT SERVICES" and \$22,000 to 1Ten LLC for "DIGITAL ADS"). VRKA Initial shows one combined \$30,000 line. Difference:	\$10,000.00
5/30/2025 Sir Speedy printing (three SOS entries: \$281.55 + \$1,491.37 + \$6,725.42)	\$8,498.34
5/30/2025 Alphagraphics printing (one SOS entry of \$420.83)	\$420.83
<b>Total under-disclosed in the late VRKA Initial</b>	<b>\$18,919.17</b>

9c. **Based on personal knowledge:** The under-disclosure has two independently-significant consequences. **First**, the Sir Speedy and Alphagraphics expenditures are not vendors that appear anywhere in the VRKA Initial. A.R.S. § 16-974(A) requires public communications by a covered person to identify "the names of media to which monies have been paid" — the VRKA Initial's failure to identify Sir

Speedy and Alphagraphics as paid media is a substantive disclosure failure on its face. **Second**, the \$10,000 discrepancy on the 5/21/2025 1Ten lines, the omission of the Sir Speedy entries, and the omission of the Alphagraphics entry mean the late VRKA Initial does not, in fact, fully cure even the dollar-amount disclosure obligation. The cadence violation is compounded by a substantive completeness failure: \$18,919.17 of campaign media spending under Committee 101878 remains unreported on the Voters' Right to Know Act side of the public record as of the date of this complaint.

#### **D. The § 16-973(I) Safe Harbor Does Not Apply**

**10. Based on personal knowledge and direct review:** Committee 101878's SOS ledger contains only independent-expenditure disbursements; the entity has filed no Schedule C1–C5 contribution activity and no Schedule E1 operating activity. Such periodic reports as exist do not contain the disclosures required by A.R.S. § 16-973(A):

- No calculation of traceable monies on hand (A.R.S. § 16-973(A)(3) and (A)(5)).
- No identification of original sources of traceable monies with through-intermediary tracing for donors over \$5,000 (A.R.S. § 16-973(A)(6)).
- No identification of intermediaries transferring more than \$5,000 in traceable monies (A.R.S. § 16-973(A)(7)).
- No identification of the Campaign Media Spending Manager (A.R.S. § 16-973(A)(4)).
- No Major Donors section (A.R.S. § 16-973(A)(9)).

**11.** The safe harbor at A.R.S. § 16-973(I) conditions its availability on the periodic reports including the disclosures § 16-973 requires. Committee 101878's periodic reports do not include those disclosures. A separate VRKA filing was required — and the one that was eventually made on July 29, 2025 is substantially untimely.

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#### **IV. Violations of the Voters' Right to Know Act**

Deadlines below are computed under A.A.C. R2-20-802, which excludes the day of the triggering event and — where the deadline is five days or fewer — excludes Saturdays, Sundays, and legal holidays observed by the State.

## **Violation 1 — Late Initial VRKA Report (A.R.S. § 16-973(A))**

**12.** A.R.S. § 16-973(A) required Committee 101878 to file an Initial disclosure report within five days of first spending monies for campaign media spending totaling \$50,000 or more for a statewide campaign.

**13.** The \$50,000 statewide threshold was crossed on **Thursday, May 22, 2025**, at cumulative spending of \$62,000 (transactions 1–3 above). Applying R2-20-802: excluding the day of event (May 22, Thu); excluding May 24–25 (weekend); excluding **May 26, 2025, Memorial Day** (legal holiday); the five business days run May 23, 27, 28, 29, and **30**. The Initial Report was due **Friday, May 30, 2025**.

**14.** The Initial was filed on **July 29, 2025 — sixty (60) days late**. (See Exhibit A: 2025-07-29 Initial filing posted to the Commission's VRKA filings index.)

14a. The lateness is compounded by substantive incompleteness. As documented in Section II.C.1 above (¶¶ 9a–9c), the 2025-07-29 Initial discloses only \$439,692.68 of the \$458,611.85 in actual Committee 101878 campaign media spending — leaving **\$18,919.17 unreported on the VRKA side of the public record as of the date of this complaint**. The unreported items include the entire Sir Speedy and Alphagraphics printing-vendor relationships and a \$10,000 aggregation discrepancy on the 5/21/2025 1Ten line. A late Initial that under-discloses the underlying disbursements does not satisfy A.R.S. § 16-973(A) even on its substantive content terms.

## **Violations 2 through 15 — Missed Supplemental VRKA Reports (A.R.S. § 16-973(B)) (pleaded in the alternative)**

14a. **Alternative pleading.** A.R.S. § 16-973(B) opens "After a covered person makes an initial report, each time the covered person spends monies or accepts in-kind contributions totaling an additional \$25,000 or more...." On a literal reading of that opening clause, Supplemental obligations under § 16-973(B) do not accrue until after an Initial report has been filed under § 16-973(A). On that reading, the late-Initial violation in Section IV.A above is the sole § 16-973 violation.

14b. Complainant pleads the fourteen § 16-973(B) Supplemental violations in the alternative — under a contrary reading of § 16-973(B) on which contemporaneous Supplemental obligations attach to additional \$25,000 increments crossed during a period when an Initial is overdue. Under either reading, the **penalty range under A.R.S. § 16-976(A) is unchanged** because the civil penalty is one to three times the amount of undisclosed campaign media spending — not the count of missed filings — and the undisclosed amount of \$458,611.85 is captured by the late Initial alone.

**15.** Under the alternative-pleading reading, A.R.S. § 16-973(B) required Committee 101878 to file a Supplemental Report within three days after each additional \$25,000 in statewide campaign media spending. Each \$25,000 crossing would be a discrete, independently-penalizable filing obligation.

**16.** By the date the Initial was due (May 30, 2025), Committee 101878's cumulative spending stood at \$106,611.85 after the final May 30 disbursement — meaning a compliant Initial filed on May 30 would have reported \$106,611.85 in cumulative spending. From that point forward, additional \$25,000 thresholds crossed required discrete Supplemental filings under § 16-973(B).

**17.** The following fourteen thresholds were crossed between the Initial due date and the eventual Initial filing on July 29, 2025. The single transaction on June 2, 2025 (\$352,000 "MEDIA BUY" to 1Ten LLC) crossed all fourteen in one day. Applying R2-20-802, the three-business-day deadline for each of the fourteen Supplementals was **Thursday, June 5, 2025**:

#	Threshold	Trigger transaction	Cumulative after	Deadline	Filed?
2	<b>\$125,000</b>	2025-06-02 1Ten \$352,000 MEDIA BUY	—	<b>2025-06-05</b>	No
3	<b>\$150,000</b>	2025-06-02 (same transaction)	—	2025-06-05	No
4	<b>\$175,000</b>	2025-06-02 (same transaction)	—	2025-06-05	No
5	<b>\$200,000</b>	2025-06-02 (same transaction)	—	2025-06-05	No
6	<b>\$225,000</b>	2025-06-02 (same transaction)	—	2025-06-05	No
7	<b>\$250,000</b>	2025-06-02 (same transaction)	—	2025-06-05	No
8	<b>\$275,000</b>	2025-06-02 (same transaction)	—	2025-06-05	No

9	<b>\$300,000</b>	2025-06-02 (same transaction)	—	2025-06-05	No
10	<b>\$325,000</b>	2025-06-02 (same transaction)	—	2025-06-05	No
11	<b>\$350,000</b>	2025-06-02 (same transaction)	—	2025-06-05	No
12	<b>\$375,000</b>	2025-06-02 (same transaction)	—	2025-06-05	No
13	<b>\$400,000</b>	2025-06-02 (same transaction)	—	2025-06-05	No
14	<b>\$425,000</b>	2025-06-02 (same transaction)	—	2025-06-05	No
15	<b>\$450,000</b>	2025-06-02 (same transaction)	\$458,612	2025-06-05	No

**18.** None of these fourteen Supplementals were filed within the statutory three-day window. All fourteen were eventually swept into the late Initial filing on July 29, 2025 — approximately **54 days** after the Supplementals' deadline. Each missed Supplemental is a separate violation of A.R.S. § 16-973(B).

### **The Retroactive Aggregation Does Not Cure the Cadence Violation**

**19.** The purpose of A.R.S. § 16-973(B)'s three-day Supplemental requirement is contemporaneous disclosure during the election cycle — to ensure, in the Voters' Right to Know Act Guide's words, that "the public is informed about significant campaign media spending and the identity of the donors, entities, campaign finance managers, and media responsible for the campaign media spending."

**20.** Aggregating 54 days of spending into a single delayed filing defeats the statute's rapid-reporting purpose even if the raw dollar total eventually appears in the Commission's records. The statute's structure — Initial within 5 days, Supplemental within 3 days per \$25,000 — is a **cadence** obligation. A late aggregated filing remedies the final dollar disclosure but not the cadence violation on the face of the statute.

## Why the Itemized Count Matters

**21.** Under A.R.S. § 16-976(A), each violation is separately penalizable at one to three times the amount of the undisclosed campaign media spending. The statute does not authorize rolling multiple missed filings into a single penalty count.

**22.** Under A.A.C. R2-20-807, a covered person's failure to maintain records required under Chapter 6.1 of Title 16 "may give rise to a factual presumption against the person in an enforcement proceeding." The absence of individual Supplementals — combined with the eventual aggregation into one late Initial — is a fact pattern the Commission can evaluate under R2-20-807 to the extent the records supporting contemporaneous disclosure were not maintained in real time.

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## V. Statutory Timeline and Demands

Under A.R.S. § 16-976(A), the civil penalty for a VRKA violation is between one and three times the amount of the undisclosed contribution or campaign media spending. Committee 101878's aggregate undisclosed-at-statutory-deadline campaign media spending is **\$458,611.85**:

	Amount
Statutory minimum (1x undisclosed, A.R.S. § 16-976(A))	\$458,611.85
Statutory maximum (3x undisclosed, A.R.S. § 16-976(A))	<b>\$1,375,835.55</b>
1% surcharge to Clean Elections Fund (A.R.S. § 16-976(C); at max)	\$13,758

Under **A.R.S. § 16-977(C)**: "In any matter in which the civil penalty for the alleged violation could be greater than \$50,000, any claim or defense by the commission of prosecutorial discretion is not a basis for dismissing or failing to act on the complaint." The minimum civil penalty in this matter (\$458,611) exceeds the \$50,000 threshold by more than ninefold. **Prosecutorial discretion is not available in this matter.**

Under **A.R.S. § 16-977(B)**: "If the commission determines that the complaint, if true, states the factual basis for a violation of this chapter or rules adopted pursuant to this chapter, the commission shall investigate the allegations and provide the alleged violator with an opportunity to be heard." The threshold determination contemplated by § 16-977(B) is straightforward on the face of this complaint: the documentary record (the late-filed VRKA Initial, the absence of contemporaneous Supplementals at the threshold-crossings, and the periodic-report disclosures that omit § 16-973(A)(3)–(A)(9) content) is dispositive of the threshold "if true" inquiry. Investigation is therefore mandatory.

I am providing the Commission with the following timeline expectations based on the Commission's own rules:

Action Required	Rule	Deadline
Jurisdictional review and determination	R2-20-809(D)	May 14, 2026
Assign complaint number, confirm receipt	R2-20-809(F)	May 14, 2026
Send respondent copy of complaint	R2-20-810(A)	May 21, 2026
Respondent response deadline	R2-20-810(A)(3)	June 22, 2026 (the next business day after the 30-day count of June 20, a Saturday, per R2-20-802(3))
90-day statutory deadline	A.R.S. § 16-977(C)	August 5, 2026

I request written confirmation of receipt and assignment of a complaint number pursuant to R2-20-809(F) no later than May 14, 2026.

Should the Commission fail to act on this complaint by August 5, 2026, I intend to exercise my right under A.R.S. § 16-977(C) to file a civil action in Maricopa County Superior Court to compel enforcement.

## VI. Note on Dismissal Authority

I am aware that at the Commission's March 26, 2026 meeting, the Executive Director referenced "a rule that allows the Executive Director to close a complaint." Two such rules exist within the Commission's enforcement framework. Neither permits dismissal of this complaint on its face.

**A.A.C. R2-20-206(A)(3)** sits in Article 2 of the Commission's rules. By Article 2's own scope clause, R2-20-201, "These rules provide procedures for processing possible violations of the Citizens Clean Elections Act." Article 2 does not on its face reach Voters' Right to Know Act complaints, and R2-20-201 is the textual hook that confines Article 2 to the Clean Elections Act. Article 8 (R2-20-809 through R2-20-813), governing VRKA complaints, was adopted unanimously in October 2023 specifically because Article 2 does not reach VRKA matters.

**A.A.C. R2-20-811(F)** does, however, sit in Article 8 and provide that "the Executive Director may dismiss the complaint at any time," including upon completion of an investigation that does not substantiate the allegations. R2-20-811(F) is the only Article 8 rule that authorizes pre-Commission dismissal of a VRKA complaint. It cannot be applied to dismiss the present complaint, for two independent reasons:

**1. R2-20-811(F)'s "upon completion of an investigation" language presupposes an investigation having occurred.** The rule contemplates dismissal *after* the Executive Director has investigated and "[did] not find sufficient facts to substantiate the allegations" — not pre-investigation screening. The plain text contemplates substantive evaluation of the record before dismissal, not staff-level closure on the papers.

**2. A.R.S. § 16-977(C) overrides any discretionary dismissal authority in matters where the civil penalty could exceed \$50,000.** Section 16-977(C) provides that "any claim or defense by the commission of prosecutorial discretion is not a basis for dismissing or failing to act on the complaint" once the >\$50,000 threshold is crossed. Discretionary dismissal under R2-20-811(F) is, on its face, an exercise of prosecutorial discretion. Where § 16-977(C)'s prohibition applies — as it does here, because the minimum civil penalty in this matter is \$458,611, more than ninefold the \$50,000 threshold — R2-20-811(F)'s discretionary authority must yield to the statutory prohibition.

The result is that the Commission's mandatory investigation duty under § 16-977(B) controls, and any closure of this complaint by the Executive Director without that investigation would conflict with both the statutory text and the rule's own structure.

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## VII. Requested Action

I respectfully request that the Commission:

1. Determine that Turning Point PAC (Committee 101878) **violated A.R.S. § 16-973(A)** by failing to file an Initial VRKA Report on or before May 30, 2025, following the crossing of the \$50,000 statewide threshold on May 22, 2025 — resulting in an Initial filing 60 days late on July 29, 2025;
2. Determine that Turning Point PAC (Committee 101878) **violated A.R.S. § 16-973(B) on fourteen separate occasions** by failing to file Supplemental VRKA Reports within three days of each \$25,000 cumulative threshold crossed in the June 2, 2025 \$352,000 MEDIA BUY to 1Ten LLC, as itemized in paragraph 17 above;
3. Determine that the A.R.S. § 16-973(I) safe harbor does not apply because Committee 101878's periodic SOS filings do not contain the disclosures required by A.R.S. § 16-973(A);
4. Determine that the retroactive aggregation of supplemental disclosures into the late Initial does not cure the cadence violation on the face of A.R.S. § 16-973(B);
5. Impose civil penalties under A.R.S. § 16-976(A) of between \$458,611 (1x) and \$1,375,835 (3x) the amount of undisclosed campaign media spending, plus the 1% surcharge to the Clean Elections Fund required under A.R.S. § 16-976(A);
6. Require Turning Point PAC (Committee 101878) to file (a) a complete retroactive amended VRKA Initial that captures the \$18,919.17 in campaign media spending omitted from the 2025-07-29 Initial — including the 5/21/2025 \$10,000 1Ten aggregation discrepancy, the three Sir Speedy printing transactions, and the Alphagraphics printing transaction — and (b) complete retroactive Supplemental VRKA disclosures covering the threshold crossings prior to and through June 2, 2025, in either case identifying traceable monies on hand at each reporting point, original sources of traceable monies over \$5,000 with source-tracing through intermediaries, the Campaign Media Spending Manager, and every disbursement recipient of \$10,000 or more;
7. Apply the factual presumption under A.A.C. R2-20-807 to the extent Committee 101878 has not maintained records sufficient to allow retroactive compliance;

8. Confirm that prosecutorial discretion is unavailable in this matter under A.R.S. § 16-977(C). The minimum civil penalty of \$458,611 exceeds the \$50,000 threshold by more than ninefold;

9. Refer this complaint to the full Commission for a vote — do not dismiss at the staff level under R2-20-206(A)(3) for the reasons set forth in Section VI;

10. Provide written confirmation of receipt and a complaint number pursuant to R2-20-809(F).

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## VIII. Exhibits

- **Exhibit A** — Turning Point PAC Inc. VRKA Initial Report filed 2025-07-29, as posted at [azsos.gov/elections/campaign-finance/vrka-reporting](https://azsos.gov/elections/campaign-finance/vrka-reporting) (``https://azsos.gov/sites/default/files/vrka/2025/7.29.2025_Turning_Point_PAC.pdf``).
- **Exhibit B** — Turning Point PAC — Arizona VRKA Supplemental Report filed 2025-10-29 (``https://azsos.gov/sites/default/files/vrka/2025/10.29.2025_Turning_Point_PAC.pdf``), included to demonstrate that the 10-29 Supplemental covers Committee 101981 local special-election spending rather than Committee 101878 Biggs-race spending.
- **Exhibit C** — Statutory-Filer Distinction Documented on the Secretary of State's Own Issued PDFs: Committee 101878 files "Independent Expenditure Report" with no treasurer of record, no Schedule C contributions, no Schedule E1 operating expenses, and no Cash Balance schedule. Committee 101981 files the full "Campaign Finance Report" with Treasurer Merced Carbajal of record and the complete PAC schedule set including Summary of Finances. The cover-page-and-structure distinction is visible on the face of each committee's SOS-issued filings. Saved as ``exhibits/Exhibit-C_filer_type_API_verification.md``.

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Respectfully submitted,

[REDACTED]

[EMAIL REDACTED]

[PHONE REDACTED]

[CITY REDACTED]

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## **VERIFICATION**

**State of Arizona**

**County of Maricopa**

I, [REDACTED], state that I have read the foregoing complaint and know the contents thereof by personal knowledge derived from direct review of public records — specifically Turning Point PAC's Committee 101878 SOS filings, the Commission's VRKA filings index, and the VRKA Initial and Supplemental Reports posted publicly on the Commission's website. No factual allegation rests on unverified second-hand information.

I declare under penalty of perjury under the laws of the State of Arizona that the foregoing complaint is true and correct.

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[REDACTED]

Date: May 7, 2026

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## **NOTARIZATION**

State of Arizona

County of Maricopa

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 2026.

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Notary Public

My Commission Expires: \_\_\_\_\_

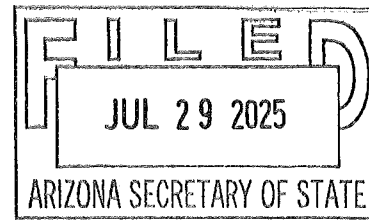
# **Exhibit A**

Turning Point PAC Inc. VRKA Initial Report

Filed July 29, 2025 -- 60 days after the May 30, 2025 statutory deadline.

Posted at [azsos.gov/elections/campaign-finance/vrka-reporting](https://azsos.gov/elections/campaign-finance/vrka-reporting)

# Voters Right to Know Act Initial Report: Campaign Media Spending



A covered person must file within five days after first spending monies or accepting in-kind contributions totaling \$50,000 or more for a statewide campaign or \$25,000 or more for any other type of campaigns. A.R.S. § 16-973(A).

## Covered Person<sup>1</sup> Reporting Campaign Media Spending

In the case of an entity:
Name: TURNING POINT PAC INC
Mailing address: 4930 E. BEVERLY ROAD, SUITE 2000 PHOENIX, AZ 85044
Federal tax status: 527 POLITICAL COMMITTEE
State of incorporation, registration or partnership: DELAWARE
In the case of an individual:
Name:
Mailing address:
Occupation:
Employer:

## Identity of Entity/Entities Under the Covered Person<sup>2</sup>

Name: NOT APPLICABLE
Mailing address:
Federal tax status:
State of incorporation, registration or partnership:
Relationship to the Covered Person:

<sup>1</sup> The identity of the person that owns or controls the traceable monies goes here. A.R.S. § 16-973(A)(1). Traceable monies are either money that has been given, loaned or promised for campaign media spending or in-kind contributions to enable campaign media spending. A.R.S. § 16-971(18)(a)-(b). "Person" includes both a natural person and an entity such as a corporation, limited liability company, labor organization, partnership or association, regardless of legal form. A.R.S. § 16-971(13). Identity means, in the case of an individual, the name mailing address, occupation, and employer of that individual. A.R.S. § 16-971(10). In the case of any other person, identity means the name, mailing address, federal tax status, and state of incorporation, registration, or partnership, if any. A.R.S. § 16-971(10).

<sup>2</sup> Includes any entity established, financed, maintained or controlled by the person who owns or controls the traceable monies and maintains its own transfer records and that entity's relationship to the covered person. A.R.S. § 16-973(2).



**Custodian of Transfer Records**

Name:	TYLER BOWYER
Mailing address:	4930 E. BEVERLY ROAD, SUITE 2000 PHOENIX, AZ 85044
Position:	EXECUTIVE DIRECTOR

**Campaign Media Spending Manager<sup>3</sup>**

Name:	TYLER BOWYER
Mailing address:	4930 E. BEVERLY ROAD, SUITE 2000 PHOENIX, AZ 85044
Position with Covered Person:	EXECUTIVE DIRECTOR

**Covered Person's Traceable Monies (Cash on hand for campaign media spending)<sup>4</sup>**

Total amount of traceable monies:	\$0.00 IS CURRENTLY ALLOCATED FOR ADDITIONAL SPENDING IN ARIZONA
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<sup>3</sup> Provide this information for at least one individual who controls, directly or indirectly, how the traceable monies are spent. A.R.S. § 16-973(A)(4).

<sup>4</sup> Provide the total amount of traceable monies owned or controlled by the covered person on the date the report is made. A.R.S § 16-973(A)(5). Traceable monies are monies that have been given, loaned or promised to be given to a covered person and for which no donor has opted out of their use or transfer for campaign media spending pursuant to A.R.S. §16-972 and monies used to pay for in-kind contributions to a covered person to enable campaign media spending. A.R.S. § 16-971(18).



**Donors of original monies exceeding \$5,000 or more directly or indirectly to the Covered Person<sup>5</sup>**

Donor	Mailing Address	Occupation (Individual)/ Federal Tax Status (Entity)	Employer (Individual)/ State of Incorporation, Partnership, or Registration	Amount	Date

<sup>5</sup> The identity of each donor of original monies who contributed, directly or indirectly, more than \$5,000 of traceable monies or in-kind contributions for campaign media spending during the election cycle to the covered person and the date and amount of each of the donor's contributions. This includes donors to intermediaries that provided monies to the covered person.



**Intermediaries<sup>6</sup>**

Intermediary	Mailing Address	Occupation (Individual)/ Federal Tax Status (Entity)	Employer (Individual)/ State of Incorporation, Partnership, or Registration	Amount	Date	Source

<sup>6</sup> The identity of each person that acted as an intermediary and that transferred, in whole or in part, traceable monies of more than \$5,000 from original sources to the covered person and the date, amount and source, both original and intermediate, of the transferred monies. A.R.S. § 16-973(A)(7).



Example

Disbursements<sup>7</sup>

Recipient and Amount of Disbursement	Mailing Address	Occupation (Individual)/ Federal Tax Status (Entity)	Employer (Individual)/ State of Incorporation, Partnership, or Registration	Date	In Support or Opposition of Candidate or Ballot Measure
ABC Consulting \$10,000	1234 W. Washington St. Phoenix, AZ 85007	Consultant	State of Arizona	8/02/2021	Supporting Jane Doe for State Senate District 01
1TEN LLC \$17,806.38	18521 E Queen Creek Rd STE 105-503 Queen Creek, AZ, 85142	Consultant	Delaware	05/27/2025	Supporting ANDY BIGGS FOR GOVERNOR
1TEN LLC \$17,886.30	18521 E Queen Creek Rd STE 105-503 Queen Creek, AZ, 85142	Consultant	Delaware	05/24/2025	Supporting ANDY BIGGS FOR GOVERNOR
1TEN LLC \$30,000.00	18521 E Queen Creek Rd STE 105-503 Queen Creek, AZ, 85142	Consultant	Delaware	05/21/2025	Supporting ANDY BIGGS FOR GOVERNOR

<sup>7</sup> The purpose of each disbursement must include the full name and office sought of any candidate or a description of any ballot proposition that was supported, opposed or referenced in a public communication that was paid for, in whole or in part, with the disbursed monies. A.R.S. § 16-973(A)(8).



**Disbursements<sup>8</sup>**

Recipient and Amount of Disbursement	Mailing Address	Occupation (Individual)/ Federal Tax Status (Entity)	Employer (Individual)/ State of Incorporation, Partnership, or Registration	Date	In Support or Opposition of Candidate or Ballot Measure
1TEN LLC  \$352,000.00	18521 E Queen Creek Rd STE 105-503 Queen Creek, AZ, 85142	Consultant	Delaware	06/02/2025	Supporting ANDY BIGGS FOR GOVERNOR
1TEN LLC  \$22,000.00	18521 E Queen Creek Rd STE 105-503 Queen Creek, AZ, 85142	Consultant	Delaware	05/22/2025	Supporting ANDY BIGGS FOR GOVERNOR
  \$					Select One
  \$					Select One

<sup>8</sup> The purpose of each disbursement must include the full name and office sought of any candidate or a description of any ballot proposition that was supported, opposed or referenced in a public communication that was paid for, in whole or in part, with the disbursed monies. A.R.S. § 16-973(A)(8).



**Major Donors<sup>9</sup>**

Major Contributor's Name:	NONE
Mailing address:	
Position:	

**I CERTIFY, UNDER PENALTY OF PERJURY, THAT I HAVE EXAMINED THE CONTENTS OF THIS REPORT AND TO THE BEST OF MY KNOWLEDGE BELIEVE IT TRUE AND COMPLETE.**

Filer Name: **MELODIE JOHNSON**

Signature: *Melodie Johnson*

Date: **07/26/2025**

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<sup>9</sup> Any person whose total contributions of traceable monies to the covered person constituted more than half of the traceable monies of the covered person at the start of the election cycle. A.R.S. § 16-973(A)(9)



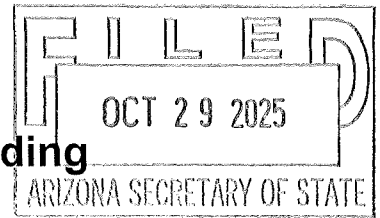
# **Exhibit B**

Turning Point PAC -- Arizona VRKA Supplemental Report

Filed October 29, 2025

Included to demonstrate that the 10-29 Supplemental covers Committee 101981 local special-election spending rather than Committee 101878 Biggs-race spending.

# Voters Right to Know Act Supplemental Report: Campaign Media Spending



A covered person must file a supplemental report within three days after spending or accepting in-kind contributions for campaign media spending totaling an additional \$25,000 or more on statewide campaigns or an additional \$15,000 or more during an election cycle on local campaigns pursuant to A.R.S. § 16-973(B).

## Covered Person<sup>1</sup> Reporting Campaign Media Spending

In the case of an entity:	Turning Point PAC - Arizona
Name:	Mercedee Carbajal
Mailing address:	4930 E Beverly Rd Ste 2000 Phoenix AZ 85044
Federal tax status:	IRS 527
State of incorporation, registration or partnership:	Arizona
In the case of an individual:	
Name:	
Mailing address:	
Occupation:	
Employer:	

## Identity of Entity/Entities Under the Covered Person<sup>2</sup>

Name:	
Mailing address:	
Federal tax status:	
State of incorporation, registration or partnership:	
Relationship to the Covered Person:	

<sup>1</sup> The identity of the person that owns or controls the traceable monies goes here. A.R.S. § 16-973(A)(1). Traceable monies are either money that has been given, loaned or promised for campaign media spending or in-kind contributions to enable campaign media spending. A.R.S. § 16-971(18)(a)-(b). "Person" includes both a natural person and an entity such as a corporation, limited liability company, labor organization, partnership or association, regardless of legal form. A.R.S. § 16-971(13). Identity means, in the case of an individual, the name mailing address, occupation, and employer of that individual. A.R.S. § 16-971(10). In the case of any other person, identity means the name, mailing address, federal tax status, and state of incorporation, registration, or partnership, if any. A.R.S. § 16-971(10).

<sup>2</sup> Includes any entity established, financed, maintained or controlled by the person who owns or controls the traceable monies and maintains its own transfer records and that entity's relationship to the covered person. A.R.S. § 16-973(2).



**Custodian of Transfer Records**

Name:	Mercede Carbajal
Mailing address:	4930 E Beverly Rd Ste 2000 Phoenix AZ 85044
Position:	Treasurer

**Campaign Media Spending Manager<sup>3</sup>**

Name:	Tyler Bowyer
Mailing address:	4930 E Beverly Rd Ste 2000 Phoenix AZ 85044
Position with Covered Person:	Chairman

**Covered Person's Traceable Monies (Cash on hand for campaign media spending)<sup>4</sup>**

Total amount of traceable monies:	21,945.97
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<sup>3</sup> Provide this information for at least one individual who controls, directly or indirectly, how the traceable monies are spent. A.R.S. § 16-973(A)(4).

<sup>4</sup> Provide the total amount of traceable monies owned or controlled by the covered person on the date the report is made. A.R.S § 16-973(A)(5). Traceable monies are monies that have been given, loaned or promised to be given to a covered person and for which no donor has opted out of their use or transfer for campaign media spending pursuant to A.R.S. §16-972 and monies used to pay for in-kind contributions to a covered person to enable campaign media spending. A.R.S. § 16-971(18).



**Donors of original monies exceeding \$5,000 or more directly or indirectly to the Covered Person<sup>5</sup>**

Donor	Mailing Address	Occupation (Individual)/ Federal Tax Status (Entity)	Employer (Individual)/ State of Incorporation, Partnership, or Registration	Amount	Date
William Scrogins	133 Beach Avenue, Atlantic Beach, FL 32233	Retired	Retired	45000	10/9/25

<sup>5</sup> The identity of each donor of original monies who contributed, directly or indirectly, more than \$5,000 of traceable monies or in-kind contributions for campaign media spending during the election cycle to the covered person and the date and amount of each of the donor's contributions. This includes donors to intermediaries that provided monies to the covered person.

**Intermediaries<sup>6</sup>**

Intermediary	Mailing Address	Occupation (Individual)/ Federal Tax Status (Entity)	Employer (Individual)/ State of Incorporation, Partnership, or Registration	Amount	Date	Source
Turning Point PAC	4930 E Beverly Rd, Ste. 2000, Phoenix, AZ 85044	Federal PAC	Arizona	45000	10/9/25	TP PAC

<sup>6</sup> The identity of each person that acted as an intermediary and that transferred, in whole or in part, traceable monies of more than \$5,000 from original sources to the covered person and the date, amount and source, both original and intermediate, of the transferred monies. A.R.S. § 16-973(A)(7).

**Disbursements<sup>7</sup>**

**Example**

Recipient and Amount of Disbursement	Mailing Address	Occupation (Individual)/ Federal Tax Status (Entity)	Employer (Individual)/ State of Incorporation, Partnership, or Registration	Date	In Support or Opposition of Candidate or Ballot Measure
ABC Consulting \$10,000	1234 W. Washington St. Phoenix, AZ 85007	Consultant	State of Arizona	8/02/2021	Supporting Jane Doe for State Senate District 01
Mesa Sign Shop \$7020.56	756 W. Main St. Mesa, AZ 85201	Limited Liability Co.	Arizona	10/24/25	Supporting Dorean Taylor for Mesa
Mesa Sign Shop \$6816.99	756 W. Main St. Mesa, AZ 85201	Limited Liability Co.	Arizona	10/24/25	Opposing Julie Spilsbury for Mesa
1Ten LLC \$3207.24	18251 E Queen Creek Rd #105-503, Queen Creek, AZ 85142	Limited Liability Co.	Arizona	10/24/25	Supporting Dorean Taylor for Mesa

<sup>7</sup> The purpose of each disbursement must include the full name and office sought of any candidate or a description of any ballot proposition that was supported, opposed or referenced in a public communication that was paid for, in whole or in part, with the disbursed monies. A.R.S. § 16-973(A)(8).

**Disbursements<sup>8</sup>**

Recipient and Amount of Disbursement	Mailing Address	Occupation (Individual)/ Federal Tax Status (Entity)	Employer (Individual)/ State of Incorporation, Partnership, or Registration	Date	In Support or Opposition of Candidate or Ballot Measure
1Ten LLC  \$2932.51	18251 E Queen Creek Rd #105-503, Queen Creek, AZ 85142	Limited Liability Co.	Arizona	10/24/25	Opposing Julie Spilsbury for Mesa
1Ten LLC  \$1827.91	18251 E Queen Creek Rd #105-503, Queen Creek, AZ 85142	Limited Liability Co.	Arizona	10/27/25	Supporting Dorean Taylor for Mesa
Mesa Sign Shop  \$1248.82	756 W. Main St. Mesa, AZ 85201	Limited Liability Co.	Arizona	10/28/25	Supporting Dorean Taylor for Mesa
  \$					Select One

<sup>8</sup> The purpose of each disbursement must include the full name and office sought of any candidate or a description of any ballot proposition that was supported, opposed or referenced in a public communication that was paid for, in whole or in part, with the disbursed monies. A.R.S. § 16-973(A)(8).

**Major Donors<sup>9</sup>**

Major Contributor's Name: William Scrogins

Mailing address: 133 Beach Avenue, Atlantic Beach, FL 32233

Position: Donor

**I CERTIFY, UNDER PENALTY OF PERJURY, THAT I HAVE EXAMINED THE CONTENTS OF THIS REPORT AND TO THE BEST OF MY KNOWLEDGE BELIEVE IT TRUE AND COMPLETE.**

Filer Name: Mercedes Carbajal

Signature: Mercedes Carbajal  
Mercedes Carbajal (Oct 29, 2015 09:59:07 AM)

Date: 10-28-25

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<sup>9</sup> Any person whose total contributions of traceable monies to the covered person constituted more than half of the traceable monies of the covered person at the start of the election cycle. A.R.S. § 16-973(A)(9)



# **Exhibit C**

Secretary of State Filer Type Verification

API responses from [seethemoney.az.gov](http://seethemoney.az.gov) confirming:

- Committee 101878 = Entity Type 4 (Organization)
- Committee 101981 = Entity Type 2 (PAC)

Confirms the entity-distinction asserted in Section II of the complaint.

## Exhibit C: SOS Filer Type Verification (verbatim API responses)

### Exhibit C - Statutory-Filer Distinction: Cover-Page Differences in SOS-Issued Reports

#### Source

This exhibit relies on the cover pages and structure of the Secretary of State's own issued PDFs for each committee - documentary records produced by the Commission's filing system, not characterizations of API responses.

#### Cover-page distinction

The two committees that share the registered name "Turning Point PAC" file different categories of report at the Secretary of State, and that filing-category difference is visible on the SOS-issued PDFs.

#### Committee 101878 - files "Independent Expenditure Report"

The SOS-issued cover page for any Committee 101878 filing reads:

...

Campaign Finance Report  
Arizona Senate Victory Fund PAC [example label]  
Filer #: 101878  
Jurisdiction: Arizona Secretary of State  
[Treasurer line absent or N/A]  
Independent Expenditure Report  
[year/cycle]

...

Committee 101878's filings have **no Schedule C contributions, no Schedule E1 operating expenses, and no Summary of Finances cash-balance schedule**. The entity functions as a campaign-media-spending pass-through. Its filings are submitted under the "Independent Expenditure Report" framework, not the standard PAC quarterly framework.

#### Committee 101981 - files "Campaign Finance Report" (full PAC)

The SOS-issued cover page for Committee 101981's filings reads:

...

Campaign Finance Report  
Turning Point PAC Arizona  
Committee #: 101981  
Jurisdiction: Arizona Secretary of State  
Treasurer: Mercede Carbajal

Address: [Phoenix AZ]  
 [Period dates]  
 Summary of Finances  
 Cash Balance at Beginning: \$X  
 Total Cash Receipts: \$X  
 Total Cash Disbursements: \$X  
 Cash Balance at End: \$X  
 ...

Committee 101981's filings include the full PAC schedule set: Schedule C contributions (C1 through C5), Schedule E1 operating expenses, Schedule T transfers, and a Summary of Finances cash-balance reconciliation. The entity is registered, treasured, and reports as a Political Action Committee.

**Structural distinction**

Element	Committee 101878	Committee 101981
Cover-page label	"Independent Expenditure Report"	"Campaign Finance Report" (full PAC)
Treasurer field	Absent	Mercedee Carbajal
Cash Balance schedule	Absent	Present
Schedule C (contributions)	Absent	Present
Schedule E1 (operating)	Absent	Present
Schedule E2a (IEs)	Present	Present

**Conclusion**

The two committees are filers of separate categories of report at the Secretary of State, and the SOS's own issued PDFs document the difference on their face. VRKA reporting obligations attach to each filer independently because each is a separate entity of record.

The Schedule E2a of Committee 101878 - the underlying-disbursement record on which this complaint relies - is the only IE record the Secretary of State maintains for the May/June 2025 Biggs-supporting expenditures. Those expenditures do not appear in any Committee 101981 filing.