

The October 17, 2006 disbursement to Image Pointe for "Shirts" did not pay for public communications within the meaning of 11 C.F.R. Section 100.26(b) or voter drive activity within the meaning of 11 C.F.R. Section 106.6(b)(2)(i) because, insofar as they were distributed, their distribution was confined to restricted class members of Communications Workers of America Local 13000, the Committee's connected organization. The Committee paid for tee-shirts stating on the front "CWA Local 13000," and stating on the back campaign slogans of one state candidate, one United States Senate candidate and various United States House candidates, as follows. All 1,500 shirts named the same U.S. Senate candidate and gubernatorial candidate. Five hundred of these shirts also named eight U.S. House candidates, for a total of 10 candidates overall; another 500 also named six other U.S. House candidates (so, eight candidates overall); and the last 500 also named two other U.S. House candidates (so, four candidates overall). Tee-shirts were distributed only to Local 13000 members, and at least several hundred of them have not been distributed at all. The distributions occurred during October 2006. Because of their content and distribution, Local 13000 PAC correctly treated the payment for them as an operating expense on Line 21(b).
