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By OGC/CELA at 10:07 am, Jan 17, 2024

From: [Michael Adams](#)
To: [CELA](#)
Subject: RE: MUR 8110 Tolling/Extension Request (PSSA, Inc., Chris Marston, & Moses Ayala)
Date: Friday, January 12, 2024 6:10:07 PM
Attachments: [image001.png](#)
[Marston Affidavit MUR 8110 amended complaint.pdf](#)
[Ayala Affidavit MUR 8110 amended complaint.pdf](#)

Attn: Trace Keeyes

Dear Mr. Keeyes:

My clients in MUR 8110, Policies, Solutions, and Action for America, Inc., Chris Marston and Moses Ayala, are not filing a separate response to the amended complaint in this matter, as their initial response is responsive to the amended complaint's allegations. However, I have attached affidavits from Mr. Marston and Mr. Ayala supplemented to address some of the new allegations.

Thank you.

MICHAEL G. ADAMS

C|A | Chalmers, Adams, Backer
B|K | & Kaufman, LLC

1032 15TH STREET NW, #374
WASHINGTON, DC 20005
DIRECT DIAL: (202) 695-8300
FAX: (202) 695-8320
WWW.CHALMERSADAMS.COM

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BEFORE THE)
FEDERAL ELECTION)
COMMISSION)
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AFFIDAVIT OF CHRIS MARSTON

The undersigned, Chris Marston, hereby affirms and certifies, under the penalty of perjury, the following:

1. I am over 18 years of age, and I suffer from no legal disability.
2. I am competent to testify concerning the matters stated herein, and the statements contained in this Affidavit are based upon my personal knowledge.
3. I served as the Treasurer of Policies, Solutions and Action for America, Inc. ("PSAA") during the time period at issue in the amended complaint by Vladimir Shklovshy et al. (the "Complaint").
4. PSAA was organized as a 501(c)(4) nonprofit organization, was incorporated in the District of Columbia, and commenced operations on or about May 6, 2020.
5. In 2022, PSAA elected to terminate its existence in the normal course of operations, dissolve, and wind down its affairs, well prior to filing of the Complaint.
6. As Treasurer of PSAA, my duties included, but were not limited to, managing and overseeing the financial transactions of the organization, including reviewing contributions received and disbursements made.
7. I have substantial experience in managing the financial affairs of nonprofit organizations and political committees. My experience has given me a general familiarity with the legal obligations applicable to organizations such as PSAA.
8. I am not aware of, nor do I have reason to believe that there are, any facts or factual circumstances that would make illegal any contribution received or made by PSAA.
9. I am not aware of, nor do I have reason to believe that there was, any intent on the part of PSAA or any of its officers or agents to violate, or to undertake any act that would have had the effect of violating, any federal campaign finance statute or regulation.
10. I am not aware of, nor do I have reason to believe that there was, any intent or act on the part of PSAA or any of its officers or agents to be party to or to facilitate a conduit contribution, nor of any directive by any contributor to PSAA as to specifically how the contributed funds should be utilized.

- 11. I am not aware of, nor do I have reason to believe that there was, any specific directive by PSAA to Right On Issues, Inc. with respect to the latter's use of funds received from PSAA.
- 12. I specifically deny the allegation in the Complaint's Paragraphs 40 and 63 that "PSAA and ACCP share a physical address". The two organizations share an incorporator who is a corporate law attorney at the national law firm Dinsmore & Shohl LLP. The address cited is the Washington, D.C. address of that law firm. PSAA did not conduct business via a physical office. For these same reasons, I specifically deny the allegation in the Complaint's Paragraphs 90 and 104 that "the two organizations share office space," in Paragraph 107 that they "share offices", and in Paragraph 118 that they shared "office space".
- 13. I specifically deny the allegation in the Complaint's Paragraphs 125, 146, 155 and 194 that I have violated and continue to violate any federal campaign finance statute or regulation.
- 14. Further, the affiant sayeth naught.

I HEREBY AFFIRM AND CERTIFY, UNDER PENALTY OF PERJURY, THAT THE ABOVE STATEMENTS ARE TRUE TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF.

SIGNATURE: 
 NAME: CHRIS MARSTCA

Signed and sworn to before me this 12 day of January, 2024.
John-Paul Collins
 Notary Public
 My Commission Expires: 8/31/2027



**BEFORE THE
FEDERAL ELECTION
COMMISSION**

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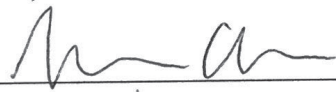
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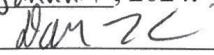
The undersigned, Moses Ayala, hereby affirms and certifies, under the penalty of perjury, the following:

1. I am over 18 years of age, and I suffer from no legal disability.
2. I am competent to testify concerning the matters stated herein, and the statements contained in this Affidavit are based upon my personal knowledge.
3. I served as the Vice President and Secretary of Policies, Solutions and Action for America, Inc. (“PSAA”) during the time period at issue in the amended complaint by Vladimir Shklovsky et al. (the “Complaint”).
4. PSAA was organized as a 501(c)(4) nonprofit organization, was incorporated in the District of Columbia, and commenced operations on or about May 6, 2020.
5. In 2022, PSAA elected to terminate its existence in the normal course of operations, dissolve and wind down its affairs, well prior to filing of the Complaint.
6. As Vice President and Secretary of PSAA, my duties included assisting in the conduct of the affairs of the organization.
7. I have substantial professional experience in the area of campaign-finance law, which has given me a general familiarity with the legal obligations applicable to organizations such as PSAA.
8. I am not aware of, nor do I have reason to believe that there are, any facts or factual circumstances that would make illegal any contribution received or made by PSAA.
9. I am not aware of the identity of any donor to American Coalition for Conservative Policies.
10. I am not aware of, nor do I have reason to believe that there was, any intent on the part of PSAA or any of its officers or agents to violate, or to undertake any act that would have had the effect of violating, any federal campaign finance statute or regulation.

- 11. I am not aware of, nor do I have reason to believe that there was, any intent or act on the part of PSAA or any of its officers or agents to be party to or to facilitate a conduit contribution, nor of any directive by any contributor to PSAA as to specifically how the contributed funds should be utilized.
- 12. I am not aware of, nor do I have reason to believe that there was, any specific directive by PSAA to Right On Issues, Inc. with respect to the latter's use of funds received from PSAA.
- 13. I specifically deny the allegation in the Complaint's Paragraphs 40 and 63 that "PSAA and ACCP share a physical address". The two organizations share an incorporator who is a corporate law attorney at the national law firm Dinsmore & Shohl LLP. The address cited is the Washington, D.C. address of that law firm. PSAA did not conduct business via a physical office. For these same reasons, I specifically deny the allegation in the Complaint's Paragraphs 90 and 104 that "the two organizations share office space," in Paragraph 107 that they "share offices", and in Paragraph 118 that they shared "office space".
- 14. I specifically deny the allegation in the Complaint's paragraph 147 that I have ever served as Treasurer of PSAA.
- 15. I specifically deny the allegation in the Complaint's Paragraph 149 and 188 that I have violated and continue to violate any federal campaign finance statute or regulation.
- 16. Further, the affiant sayeth naught.

I HEREBY AFFIRM AND CERTIFY, UNDER PENALTY OF PERJURY, THAT THE ABOVE STATEMENTS ARE TRUE TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF.

SIGNATURE: 
 NAME: Moses Ayala

Signed and sworn to before me this 12th day of January, 2024.

 Notary Public
 My Commission Expires: 8-31-2028

DON H. KIM
 NOTARY PUBLIC DISTRICT OF COLUMBIA
 My Commission Expires August 31, 2028

