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BEFORE THE

FEDERAL ELECTION COMMISSION

OF THE

UNITED STATES OF AMERICA

In the Matter of:

National Legal and Policy Center

v.

Rep. Ilhan Omar MUR _____

Ilhan for Congress (C00680934)

Kate Wittenstein

Tim Mynett

E Street Group, LLC

Complaint

National Legal and Policy Center, a corporation organized and existing under the District of Columbia Non-Profit Corporation Act and having its offices and principal place of business at 107 Park Washington Court, Falls Church, Va. 22046, files this complaint with the Federal Election Commission.

The primary purpose of the National Legal and Policy Center, a charitable and educational organization described in Section 501(c)(3) of the Internal Revenue Code, is to foster and promote ethics in government and public life.

Respondents include an individual candidate for federal office, a federal candidate campaign committee and its treasurer, a consultant to a federal campaign committee, and his Limited Liability Corporation. The Complaint documents improper disclosure of campaign expenditures by the federal candidate's committee, and the personal use of campaign funds by the candidate.

Respondents

Rep. Ilhan Omar, 1517 Longworth HOB, Washington, DC 20515

Ilhan for Congress, 400 S. 4th Street, Suite 401-200, Minneapolis, MN 55415

Kate Wittenstein (Treasurer for Ilhan for Congress), 400 S. 4th Street, Suite 401-200, Minneapolis, MN 55415

Tim Mynett, c/o WeWork, 80 M Street, Washington, DC 20003

E Street Group, LLC, c/o WeWork, 80 M Street, Washington, DC 20003

Facts & Apparent Violations

The facts supporting this complaint are all taken from materials publicly available, including Federal Election Commission records. All material facts relied upon in this complaint are cited as to their source.

According to his LinkedIn page. Tim Mynett is a Partner in E Street Group, LLC. See https://www.linkedin.com/in/tim-mynett-31b0275/

From August 9, 2018 to June 30, 2019, Ilhan for Congress reported disbursements totaling $222,838.38 to E Street Group, LLC. Another $7,000 was reported as disbursed to Tim Mynett on July 11, 2018. See Exhibits A and B.

Among these disbursements, Ilhan for Congress reported eight disbursements to E Street Group, LLC totaling $21,546.94 for "travel expenses." None of the eight disbursements for "travel expenses" was itemized. See Exhibit C.

Federal Election Commission regulations require that campaigns that reimburse an individual for travel exceeding $500 must report the individual receiving the reimbursement as the payee, and report the payments aggregating over $200 to any one vendor as memo entries on Schedule B. Each memo entry must include the name and address of the vendor, as well as the date, amount and purpose of the payment.

Ilhan for Congress did not report Tim Mynett as the payee, but reported as the payee his consulting firm, E Street Group, LLC. Nor did Ilhan for Congress report the vendors who received payments aggregating over $200 for Respondent Mynett's travel on Schedule B.

Dr. Beth Jordan Mynett, Respondent Mynett's wife, filed for separation and other relief in the District of Columbia Superior Court on August 19, 2019, alleging that Respondent Mynett was having an extramarital affair with Rep. Ilhan Omar. See Exhibit D.

From the filing:

> *...Defendant's more recent travel and long work hours now appear to be more related to his affair with Rep. Omar than his actual work commitments...*

Although Mynett's formal relationship with Rep. Omar's campaign began in July 2018, with the payment of $7,000 directly to Mynett, the reimbursements for Mynett's travel did not commence until April 2019, the same month that Dr. Mynett alleges in her filing that her husband told her of the affair, and made a "shocking declaration of love" for Rep. Omar.

It appears that Respondent Mynett's travel as reported by Ilhan for Congress may have been unrelated, or only partially related, to Omar's campaign. If Ilhan for Congress reimbursed Mynett's LLC for travel so that Rep. Omar would have the benefit of Mynett's romantic companionship, the expenditures must be considered personal in nature.

Federal Election Commission regulations prohibit the use of campaign funds for personal expenses collateral to travel—either campaign or officeholder—unless personal funds are used to reimburse the committee. Rep. Omar's filings do not reveal subsequent reimbursements for Mynett's travel.

Conclusion

Complainant National Legal and Policy Center has found reason to believe Respondents knowingly and willfully violated the Federal Election Campaign Act of 1971, as amended, which requires each treasurer of a political committee to file reports of receipts and disbursements in accordance with the provisions of the Act.

Complainant National Legal and Policy Center is asking the Commission to conduct an investigation, including an audit of named respondent committee, in accordance with the Federal Election Campaign Act of 1971, as amended.

Complainant, upon information and belief, swears under penalty of perjury that the statements and facts of this complaint are true and correct to the best of his knowledge and belief.

Peter Flaherty, Chairman

District of Columbia

The foregoing instrument was acknowledged before me this 27 day of August 2019, by Peter Flaherty

Janet Buckley
Signature of Notary

My Commission Expires 3-14-2022

JANET BUCKLEY NOTARY PUBLIC EXP. 3-14-22 DISTRICT OF COLUMBIA

EXHIBIT A

Home › Campaign finance data › Browse data › Disbursements

Disbursements

Viewing 29 filtered results for: Clear all filters ×

Data type: processed | "E Street group" × | ILHAN FOR CONGRESS (C00680934) ×

Spender	Recipient	State	Description	Disbursement date	Amount
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	TRAVEL EXPENSES	06/11/2019	$63.67
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	INTERNET ADVERTISING	06/11/2019	$2,000.00
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	DIGITAL COMMUNICATIONS	06/11/2019	$10,000.00
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	TRAVEL EXPENSES	06/05/2019	$2,760.60
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	TRAVEL EXPENSES	05/22/2019	$2,876.02
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	DIGITAL COMMUNICATIONS	05/22/2019	$5,000.00
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	FUNDRAISING CONSULTING AND EVENT MANAGEMENT	05/22/2019	$12,000.00

Spender	Recipient	State	Description	Disbursement date	Amount	
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	TRAVEL EXPENSES	05/16/2019	$1,800.60	
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	TRAVEL EXPENSES	05/06/2019	$2,553.76	
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	TRAVEL EXPENSES	04/22/2019	$2,618.78	
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	WEBSITE DEVELOPMENT	04/22/2019	$5,000.00	
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	DIGITAL COMMUNICATIONS	04/22/2019	$5,000.00	
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	INTERNET ADVERTISING	04/22/2019	$6,553.62	
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	FUNDRAISING CONSULTING AND EVENT MANAGEMENT	04/22/2019	$12,000.00	
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	TRAVEL EXPENSES	04/03/2019	$6,509.06	
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	TRAVEL EXPENSES	04/01/2019	$2,364.45	
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	FUNDRAISING CONSULTING AND EVENT MANAGEMENT	04/01/2019	$12,000.00	
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	FUNDRAISING CONSULTING	03/23/2019	$12,000.00	

Spender	Recipient	State	Description	Disbursement date	Amount
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	FUNDRAISING CONSULTING	03/14/2019	$3,949.74
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	FUNDRAISING CONSULTING	02/21/2019	$12,895.18
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	FUNDRAISING CONSULTING	02/21/2019	$12,000.00
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	FUNDRAISING CONSULTING	02/19/2019	$15,603.14
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	FUNDRAISING CONSULTING	02/07/2019	$12,615.98
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	FUNDRAISING CONSULTING	11/16/2018	$15,206.80
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	FUNDRAISING CONSULTING	10/01/2018	$13,360.32
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	FUNDRAISING CONSULTING	09/10/2018	$12,000.00
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	FUNDRAISING CONSULTING	09/05/2018	$10,450.93
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	FUNDRAISING EXPENSES	08/21/2018	$1,655.73
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	FUNDRAISING CONSULTING	08/09/2018	$10,000.00

Results per page: 30

EXHIBIT B

Home › Campaign finance data › Browse data › Disbursements

Disbursements

Viewing 1 filtered results for: Clear all filters ×

Data type: processed | ILHAN FOR CONGRESS (C00680934) × | "tim mynett" ×

Spender	Recipient	State	Description	Disbursement date	Amount
ILHAN FOR CONGRESS	MYNETT, TIM	DC	FUNDRAISING CONSULTING	07/11/2018	$7,000.00

Results per page: 30

EXHIBIT C

Home › Campaign finance data › Browse data › Disbursements

Disbursements

Viewing 8 filtered results for: Clear all filters ×

Data type: processed | ILHAN FOR CONGRESS (C00680934) × | 2019-2020 × | "e street group" × | "travel" ×

Spender	Recipient	State	Description	Disbursement date	Amount
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	TRAVEL EXPENSES	04/03/2019	$6,509.06
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	TRAVEL EXPENSES	05/22/2019	$2,876.02
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	TRAVEL EXPENSES	06/05/2019	$2,760.60
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	TRAVEL EXPENSES	04/22/2019	$2,618.78
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	TRAVEL EXPENSES	05/06/2019	$2,553.76
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	TRAVEL EXPENSES	04/01/2019	$2,364.45
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	TRAVEL EXPENSES	05/16/2019	$1,800.60
ILHAN FOR CONGRESS	E STREET GROUP LLC	DC	TRAVEL EXPENSES	06/11/2019	$63.67

Results per page: 30

EXHIBIT D

SUPERIOR COURT OF THE DISTRICT OF COLUMBIA
DOMESTIC RELATIONS BRANCH
FAMILY COURT

BETH MYNETT
[redacted]

Plaintiff,

v.

TIMOTHY MYNETT
[redacted]

Defendant.

Case No. 2019 DRB 3033

FILED
2019 DEC 27 PM 1:03
SUPERIOR COURT
DOMESTIC RELATIONS BRANCH

COMPLAINT FOR LEGAL SEPARATION, CUSTODY, CHILD SUPPORT, EQUITABLE DISTRIBUTION OF PROPERTY, AND OTHER RELATED RELIEF

Plaintiff, Beth Mynett (hereinafter "Plaintiff"), by and through her attorneys, Jonathan M. Dana, Jennifer A. Davison, and Feldesman Tucker Leifer Fidell LLP, states as follows in support of her Complaint for Legal Separation, Custody, Child Support, Equitable Distribution of Property, and Other Related Relief (hereinafter "Complaint"):

1. Plaintiff is an adult citizen of the United States who presently is and, for more than six months next preceding the filing of this Complaint, has been a *bona fide* resident of the District of Columbia, having resided at the above-captioned address since 2006.

2. Defendant is an adult citizen of the United States and is a *bona fide* resident of the District of Columbia.

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3. The Parties have been living together as a family since January 2006 and were married on June 21, 2012 in the District of Columbia.

4. The Parties have a thirteen year old son, [redacted], born [redacted]. He is in the primary custody of his mother, who is a fit and proper person to have custody.

5. The parties physically separated on or about April 7, 2019 when Defendant told Plaintiff that he was romantically involved with and in love with another woman, Ilhan Omar, who serves as a U.S. Representative from Minnesota (hereafter Rep. Omar). Defendant met Rep. Omar while working for her. Although devastated by the betrayal and deceit that preceded his abrupt declaration, Plaintiff told Defendant that she loved him and was willing to fight for the marriage. Defendant, however, told her that was not an option for him. He provided no other explanation for his sudden change of heart nor had he discussed being unhappy with their marriage. Defendant then physically moved from the marital home on April 8, 2019.

6. It is clear to Plaintiff that her marriage to Defendant is over and that there is no hope of reconciliation. Accordingly, the separation is now mutual and voluntary.

7. As required by D.C. Code § 16-4602.9(a) (2006 Repl.), Plaintiff states the following:

(1) Plaintiff has not participated, as a party or witness or in any other capacity, in any other proceeding concerning the custody of or visitation with the minor child.

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(2) Plaintiff knows of no other proceeding that could affect the current proceeding, including proceedings for enforcement and proceedings relating to domestic violence, protective orders, termination of parental rights, or adoptions.

(3) Plaintiff knows of no other person not a party to this proceeding who has physical custody of the children or claims rights of legal custody or physical custody, or visitation with the minor child.

(4) Plaintiff and the minor child continue to reside in the marital residence located at [redacted]. Since the Parties' separation, the minor child had spent some time with Defendant at [redacted].

8. Plaintiff is and has always been the primary caregiver to the parties' son and is intimately involved in every aspect of their son's life. As between the parties, Plaintiff is the parent who has historically been responsible for the child's day-to-day care and for payment of and handling the vast majority of responsibilities related to his school, medical care, and extracurricular activities.

9. In contrast, Defendant's involvement with the minor child has been sporadic due to his extensive travel and long work hours (on reflection, Defendant's more recent travel and long work hours now appear to be more related to his affair with Rep. Omar than with his actual work commitments, averaging 12 days per month away from home over the past year). More recently, even when Defendant was not traveling and was home with the family, he was preoccupied and emotionally volatile.

10. Plaintiff has significant reservations about Defendant's judgment and ability to care for their son on a consistent basis. By way of example, days

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prior to Defendant's devastating and shocking declaration of love for Rep. Omar and his admission of their affair, he and Rep. Omar took the parties' son to dinner to formally meet for the first time at the family's favorite neighborhood restaurant while Plaintiff was out of town. Rep. Omar gave the parties' son a gift and the Defendant later brought her back inside the family's home. The following evening, again while Plaintiff was away, Defendant told [redacted] he was going to an event with Rep. Omar and, upon information and belief, never came home that night.

11. Defendant's lack of judgment is troubling on many levels. Most concerning is that Defendant put his son in harm's way by taking him out in public with Rep. Omar who at that time had garnered a plethora of media attention along with death threats, one rising to the level of arresting the known would be assassin that same week.

12. Defendant has a history of emotional volatility, that can cause him to become easily angered and rageful, making it difficult to live with him at times. In contrast, Defendant has described Plaintiff as "stable and trustworthy."

13. It is in the minor child's best interest to remain in his mother's primary custody and care. Plaintiff has a very close and loving relationship with her son, and she is a fit and proper person to have primary custody of [redacted]. Defendant should have reasonable access to the parties' son, taking into consideration [redacted] safety and best interests.

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14. Plaintiff is 55 years old and is employed as the Medical Director and Health Services Administrator of the D.C. Department of Corrections. Defendant is 38 years old and is a political strategist and Partner at E Street Group Consulting, a successful political consulting firm he recently founded. Upon information and belief, Defendant's current income is comparable to Plaintiff's income, with a strong potential for much higher earnings in the very near future (2020). Defendant is well able to contribute to the support of his minor son.

15. Plaintiff has been a devoted and loving partner and wife to Defendant throughout the parties' fourteen-year relationship. She has been unwavering in her support of Defendant's career and his recent efforts to launch his business, E Street Group Consulting; Defendant recently acknowledged to others that Plaintiff has "given me everything I needed to succeed." Defendant is choosing to end the marriage at a time when he is poised to enter his highest earning years, and to abandon his wife, who is much closer to the end of her professional career and is left to face a financially insecure future as a result of Defendant's unilateral decision.

16. The Parties acquired their family home together in 2006, prior to their marriage. Plaintiff used her funds for the closing costs to purchase the home. It was also her income which paid the majority of the mortgage and maintenance and renovation costs, the latter of which Defendant has refused to fully contribute to, despite his promises to the contrary. Defendant's

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actions have created financial uncertainty for Plaintiff and she should be awarded the home, and all of the equity therein.

17. During the marriage the Parties acquired various tangible and intangible property, including bank and cash accounts, retirement assets, automobiles, furniture, furnishings, which are all marital assets subject to equitable division by this Court. Plaintiff was the primary breadwinner for the family during the majority of the Parties' years together. Plaintiff made very substantial monetary contributions to the acquisition, preservation, and appreciation in value of the Parties' estate.

18. Defendant was able to develop a successful career and high earning potential during the parties' long-term relationship. From the very beginning of their relationship until just before he left the marital home, Defendant took advantage of Plaintiff's network of professional and personal contacts to help launch and grow his career as a political consultant. His ability to pursue his professional ambitions was only possible because of Plaintiff's unconditional willingness to assume the lion's share of financial and day to day responsibilities for the parties' son and the family household (in addition to her role as the primary earner for the family).

19. Plaintiff worked arduously before filing this Complaint to try to achieve an amicable settlement with her husband. Defendant refused, and instead threatened to malign her and ruin her career if she sought assistance of the Court. In the face of the Plaintiff's difficult decision to seek assistance

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from the Court, Defendant has also begun threatening not to pay for his share of their joint financial responsibilities, conveniently asserting after their separation that he is nearly broke, and his business is floundering. Defendant's bullying tactics are disappointing, but not surprising.

20. In deciding the equities of this case, the Court should take into consideration Plaintiff's very significant non-monetary contributions to Defendant's career success and the well-being of the family unit.

WHEREFORE, Plaintiff respectfully requests that this Court:

1. Grant Plaintiff a legal separation from Defendant on the ground of a mutual and voluntary separation without cohabitation;

2. Award the Parties joint legal custody of the minor child;

3. Award Plaintiff primary physical custody of the minor child, with liberal access to Defendant;

4. Establish an access schedule in the best interest and safety of the minor child;

5. Order Defendant to contribute towards the support of the minor child in accordance with the best interests of the child and prior family experience and commensurate with the proportion of time that [redacted] is in each parent's care;

6. Award Plaintiff her sole and separate property;

7. Award Plaintiff the marital home (and take into consideration that Defendant owes Plaintiff money for agreed-to renovation costs);

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8. Identify, value, and equitably distribute the parties' marital property after full consideration of all relevant statutory factors, giving particular weight to Plaintiff's substantial contributions to the acquisition and appreciation in value of such property;

9. Award Plaintiff her reasonable attorneys' fees and costs incurred in connection with this action;

10. Grant such other and further relief as the nature of this case requires.

Respectfully submitted,

Jonathan M. Dana, #384622
Jennifer A. Davison, #984154
Feldesman Tucker Leifer Fidell, LLP
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I DO SOLEMNLY SWEAR AND AFFIRM UNDER PENALTY OF PERJURY THAT THE CONTENTS OF THE FOREGOING COMPLAINT FOR LEGAL SEPARATION, CUSTODY, CHILD SUPPORT, EQUITABLE DISTRIBUTION OF PROPERTY, AND OTHER RELATED RELIEF ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF

Beth Mynett

BETH MYNETT

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