

## Political Law

*"I call them when I have a tough problem that needs to be solved in a creative and practical manner. And when it's urgent, they are always willing to help." Client Commentary, Chambers USA*

Federal, state, and local laws that govern political activities are increasingly numerous and complex. Inappropriate or illegal political activity can hinder work on important policy issues, impact a corporation's bottom line, or undermine a promising candidacy. Caplin & Drysdale's bipartisan Political Law group provides businesses, trade associations, nonprofits, candidates, and activists with timely, concise counsel on the high-stakes legal issues that involve "pay-to-play" restrictions, lobbying regulations, campaign finance laws, and ethics rules. Visit our blog site [www.FARA.us](http://www.FARA.us).

### Areas of Focus

#### Responding to Political Law Investigations, Audits, and Complaints

In recent years, the Federal Election Commission ("FEC"), the Department of Justice ("DOJ"), U.S. Senate Select Committee on Ethics, House Committee on Ethics, Office of Congressional Ethics ("OCE"), and state regulators have brought a considerable number of criminal and civil political-law cases and investigations against government officials, corporations, nonprofit advocacy groups, and their officers. Full-scale audits of political contributions and lobbying activities are also common. These actions may result in significant fines, reputational injuries and even jail sentences. In such instances, the need for sophisticated expertise and experience in the myriad details of campaign finance, lobbying, "pay-to-play," and ethics laws and enforcement proceedings is immediate.

Lawyers in Caplin & Drysdale's Political Law Group regularly defend individuals and organizations in such proceedings. Their combined experience in government and private practice make them uniquely qualified to represent clients in enforcement actions involving political activity. Call the firm's Political Law group when:

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- Responding to a campaign-finance complaint, inquiry, audit, or request for information by the FEC, the IRS, the DOJ, OCE, Congressional ethics committee, or a state regulator;
- Preparing for a Government Accountability Office (GAO) audit of federal lobbying activities;
- Negotiating with government entities on settlement agreements;
- Conducting internal investigations related to political activities;
- Replying to government inquiries, subpoenas, and summonses; and
- Developing coordinated press and legal defense strategies on political-law matters.

#### Establishing and Maintaining Political Organizations

Recent U.S. Supreme Court and federal appellate court decisions, as well as pending federal legislation, present a shifting legal landscape for all politically active corporations, organizations, and individuals. Strict compliance with these ever-changing rules is a must in order to avoid severe civil and criminal penalties in a realm where even an allegation of impropriety can devastate an organization or individual.

Caplin & Drysdale's decades of experience and sophisticated understanding of the Federal Election Campaign Act (FECA) and similar state laws is vital to our clients' success in this challenging environment. Call the firm's Political Law group when:

- - Establishing a corporate PAC on the federal or state level;
  - Creating a "Super PAC," 527 organization, or 501(c)(4) entity;
  - Seeking advice on workplace political activity in a corporate or trade association setting;
  - Preparing disclosure reports for the FEC, the IRS, or any state regulatory agency;
  - Conducting internal investigations or audits related to political activities;
  - Holding fundraising events;
  - Merging federal or state PACs with those of another corporation;
  - Seeking Advisory Opinions from federal and state regulators;
  - Making political contributions to federal, state, and local candidates, which can trigger burdensome reporting obligations; and
  - Implementing payroll deduction and charitable incentive programs for PAC contributors.

## **Advising on the Foreign Agents Registration Act (FARA)**

Increased scrutiny and enforcement activity by the U.S. Department of Justice concerning the Foreign Agents Registration Act (FARA) has given rise to concerns for the regulated community on when and how to comply with this statute, as well as increased confusion regarding its relationship to the Lobbying Disclosure Act (LDA). FARA registration and reporting can be complex and impose a heavy administrative burden. Caplin & Drysdale's Political Law Group has an established practice representing individuals, lobbyists, consulting firms, advocacy groups, public affairs firms, political consultancies, and think tanks in addressing their FARA compliance obligations. Please visit our blog site [www.FARA.us](http://www.FARA.us) for more information.

Illustrations of our work for clients include:

- - Responding to inquiries and document requests from the Department of Justice's FARA Unit;
  - Resolving government enforcement actions related to FARA compliance;
  - Preparing and submitting retroactive FARA filings;
  - Conducting internal investigations concerning potential FARA issues; and
  - Establishing tailored compliance programs to help lobbying firms, public affairs firms, and political consultancies efficiently manage FARA's compliance obligations.

### **Interacting with Officeholders and Sponsoring Officeholder Events**

Government ethics rules restrict the nature and amount of gifts, employment offers, event hosting, travel sponsorships and other benefits that private individuals and organizations may confer on public officials. Each of these activities may be restricted where public officials are involved, sometimes in counterintuitive ways. Prospective advice and training are essential for any organization that regularly interacts with government officials.

Caplin & Drysdale's detailed knowledge of congressional gift and travel rules, Office of Government Ethics regulations, and state ethics provisions assists corporate and nonprofit clients in planning meals, events, and fact-finding trips that promote their organizational goals. Call the firm's Political Law group when:

- - Planning an event attended by federal or state public officials;
  - Organizing a product promotion event attended by government procurement employees;
  - Seeking advice on the Ethics in Government Act or congressional gift rules;
  - Responding to inquiries and complaints by federal, state, and local ethics bodies;
  - Offering employment to current or former government employees;
  - Sponsoring a fact-finding trip to be taken by federal or state public officials; and
  - Developing policies regarding the provision of gifts and meals to public officials.

### **Contacting Government Officials and Employees**

Federal and state government entities impose extensive registration and disclosure requirements on persons who lobby public officials. These requirements apply not only to outside "contract" lobbyists, but also to lobbyist clients and organizations that use internal employees to lobby federal, state, or local governments. Registered individuals and organizations may also be subject to their own disclosure obligations, as well as special restrictions on gifts and political contributions. Failure to satisfy these lobbying rules may result in criminal penalties, civil fines, and negative publicity.

Caplin & Drysdale advises and trains major corporations and tax-exempt organizations, including charities, social welfare organizations, and trade associations, regarding their obligations under federal and state lobbying regimes. Call the firm's Political Law group when:

- - Monitoring and reporting lobbying activities under the Lobbying Disclosure Act (LDA), Foreign Agents Registration Act (FARA), and comparable state laws;
  - Planning contacts with executive branch officials, legislators, and other government personnel;
  - Preparing for a Government Accountability Office (GAO) audit of federal lobbying activities;
  - Reviewing lobbying disclosure practices in state and local government affairs departments; and
  - Training lobbying personnel on government ethics rules.

## Implementing Corporate Compliance Systems

Politics is more important to business than ever, as government regulators assert themselves and public-sector clients present key growth opportunities. At the same time, mistakes made while lobbying, giving campaign contributions, and interacting with public-sector entities are now more costly. For example, an executive's otherwise lawful political contribution may void existing government contracts or wall-off future business opportunities due to new federal and state "pay-to-play" restrictions. And as the *New York Times* recently observed: "In the wake of the Jack Abramoff scandal, greater political activism by trade groups and demands by candidates and causes for corporate money, boards are now seeing that their corporate image could be tarnished if these contributions or political activities go awry."

Caplin & Drysdale helps clients establish compliance programs that facilitate adherence to the law and maximize organizational effectiveness. Call the firm's Political Law group when:

- - Seeking advice on "pay-to-play" restrictions issued by the Securities & Exchange Commission and other state entities;
  - Auditing corporate political donations and lobbying activities;
  - Conducting internal investigations related to political activities;
  - Tracking campaign contributions and gifts to federal, state, and local candidates and officeholders;
  - Offering political-law training sessions for executives, staff, and other personnel;
  - Filing comments in ongoing rule-making proceedings;
  - Developing bylaws, handbooks, and organizational policies; and
  - Monitoring and reporting lobbying activities under the Lobbying Disclosure Act (LDA), Foreign Agents Registration Act (FARA), and comparable state laws.

## Related Practices

Exempt Organizations

## News & Insights

### NEWS

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Trevor Potter Goes to FEC With Stephen Colbert to File for the Colbert SuperPAC  
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Matthew Sanderson's PlayoffPAC Keeps Pressure on BCS  
*USA Today*, 05.11.2011

Trevor Potter Argues the FEC "Media Exemption" Applies to Stephen Colbert's Super PAC  
*Colbert Nation*, 05.11.2011

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Trevor Potter Advises Colbert on Starting Super PAC  
*Colbert Show*, 04.14.2011

Matthew Sanderson Comments on New Allegations Against Fiesta Bowl  
*The Washington Post*, 04.06.2011

Trevor Potter Appears on The Colbert Report  
*Colbert Nation*, 03.30.2011

Trevor Potter Comments on Public Financial Disclosure of Wealthy Presidential Candidates  
*Politico*, 03.22.2011

Trevor Potter Speaks About Campaign Finance Reform  
*Open Secrets Blog*, 03.20.2011

Trevor Potter Comment on Newt Gingrich's Possible Run for President  
*Politico*, 03.08.2011

Trevor Potter Comments on Wisconsin Governor's Union Proposal and Its Impact on the Democratic Party  
*Wisconsin State Journal*, 03.07.2011

Top Republicans Shy Away From Presidency Bids  
*Financial Times*, 02.24.2011

C-SPAN Interviews Trevor Potter on Proposed Changes to Federal Lobbying Laws  
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Trevor Potter Recommends Changes to Federal Lobbying Laws  
*BNA Money & Politics Report*, 01.12.2011

The New York Times Features Matthew Sanderson on Political Heavy Hitters Take on College Bowls  
*The New York Times*, 01.09.2011

Daily Tax Report Features Matthew Sanderson on Orange Bowl Group's Use of Charitable Funds for Caribbean Cruise

*Daily Tax Report*, 12.30.2010

Trevor Potter Comments on Tom DeLay's Money Laundering Conviction

*Financial Times, The Christian Science Monitor, Politico*, 11.25.2010

Trevor Potter Comments on Health Insurers' \$86 Million Donation to U.S. Chamber to Oppose Obama's Health Law

*Bloomberg*, 11.18.2010

Trevor Potter Comments on the Citizens United Case and Its Impact on Mid-Term Elections

*The Wall Street Journal Law Blog, The New York Times, The Washington Post, The Associated Press, The Philadelphia Inquirer, The Tennessean, Financial Times, TPM, The Miami Herald, Los Angeles Times, The Florida Independent*, 11.03.2010

Trevor Potter Comments on SuperPACs and Corporate Campaign Spending

*The Washington Post, Bloomberg*, 09.28.2010

Trevor Potter Comments on Republican-Leaning Groups' Expenditures in Congressional Elections

*The Washington Post*, 09.27.2010

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The New York Times Quotes Matthew Sanderson on : Tax Exempt Status of 3 Bowls Challenged

*The New York Times*, 09.22.2010

Bloomberg Quotes Trevor Potter: Republican Outside Groups Balance Out Democrats' Cash

*Bloomberg*, 09.21.2010

Caplin & Drysdale Recognized in 2011-2012 U.S. News-Best Law Firms Ranking

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Matthew Sanderson Quoted on Cybersquatting

*The New York Times*, 09.14.2010

19 Caplin & Drysdale Attorneys Named Best Lawyers in America

Awards & Rankings | *U.S. News & World Report*, 08.04.2010

Trevor Potter Discusses The Redistricting Process

*Election Law Program*, 07.28.2010

Chambers USA and Legal 500 Recognize Caplin & Drysdale in 2010 Top Rankings

Both | *Chambers USA / The Legal 500*, 06.15.2010

Trevor Potter Comments on the Aftermath of Citizens United

*Corporate Counsel*, 06.10.2010

Daniel B. Rosenbaum Comments on Audit of Employers Regarding Employment Tax

*Tax Analysts*, 05.28.2010

Trevor Potter Responds to Conservative Fears of Book Banning  
*National Journal*, 05.24.2010

Trevor Potter Testifies Before the House Administration Committee on The Disclose Act  
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Trevor Potter Comments on Disclosure of Corporate Political Spending  
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Trevor Potter Comments on White House Counsel  
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Matthew Sanderson Comments on Political Cybersquatting  
*The Hill*, 02.25.2010

Trevor Potter Discusses the Impact of Citizens United  
*Financial Times, National Journal, The Associated Press, etc.*, 02.01.2010

Trevor Potter Comments on Courts' Decision to Roll Back Limits on Election Spending  
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USA Today Quotes Matthew Sanderson: Will Government Intervene in BCS Mess?  
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Matthew Sanderson Comments on Fleischer vs. PAC in Bowl Brawl  
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NPR Speaks with Matthew Sanderson on Anti-BCS Campaign Gets Nasty Political Favor  
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USA Today Quotes Matthew Sanderson on Political Action Committee to Run Ad Promoting College Football  
Playoff  
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Deseret News Quotes Matthew Sanderson on 2000s: The First Decade - Utah at Front of BCS Battles  
*Deseret News*, 12.29.2009

ABC News Interviews Matthew Sanderson: Should Congress Kill the BCS?  
*CBS News*, 12.21.2009

ESPN Quotes Matthew Sanderson on Playoff Legislation on House Docket  
*ESPN*, 12.09.2009

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Deseret News Quotes Matthew Sanderson on Commentary: BCS Still Not Doing Enough to Be Fair  
*Deseret News*, 12.07.2009

POLITICO Quotes Matthew Sanderson on BCS Puts Ari Fleischer in the Lineup  
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Trevor Potter Joins Marc Elias to Improve Voter Registration  
*NPR*, 11.03.2009

Washingtonian Magazine Lists Six Caplin & Drysdale Attorneys as Top Lawyers in Washington Awards & Rankings | *Washingtonian Magazine*, 11.01.2009

Matthew Sanderson Comments on Dick Harmon: BCS a Tad Nervous as Congress Watches  
*Deseret News*, 10.31.2009

Matthew Sanderson Comments on Rage Over College Football Sparks Political Action  
*Roll Call*, 10.27.2009

Fox Business Interviews Matthew Sanderson on Push for College Football Playoffs  
*Fox Business*, 10.23.2009

CBS News Interviews Matthew Sanderson on Unplugged Under 40: The Battle to Change the BCS  
*CBS News*, 10.22.2009

Matthew Sanderson Comments on Fans Against BCS Form PAC  
*ESPN*, 10.19.2009

Lawmakers Must Cross Aisle on Vote Reforms  
*National Journal*, 09.08.2009

Trevor Potter Discusses the Constitutionality of Campaign Finance Limits for Corporations on Moyers' PBS Show  
*PBS*, 09.04.2009

Trevor Potter Announces Bipartisan Committee to Modernize Voter Registration  
*ABCNews.com*, *New York Times Caucus Blog*, *Washington Post 44 Blog*, *WeeklyStandard.com*, *Roll Call*, *The Hill*, *BNA*, *MinnPost.com*, 08.31.2009

Vote for This  
*The Washington Post*, 08.31.2009

Supreme Court to Examine Corporate Spending in Elections; Major Shift Possible  
*Kansas City Star*, 08.20.2009

Trevor Potter Comments on McCain's Investigation of Obama Birth Claims  
*Newsmax*, *The Washington Independent*, 07.27.2009

Radio Interview: Ruling May Change Campaign Finance  
*NPR*, 07.01.2009

Radio Interview: Caplin & Drysdale's Trevor Potter Responds to Supreme Court Order on Anti-Hillary Film  
*NPR*, 06.30.2009

Chambers USA 2009 Recognizes Eight Caplin & Drysdale Attorneys as 'America's Leading Lawyers' Awards & Rankings | *Chambers USA*, 06.15.2009

Campaign Finance Rules May Take a Beating  
*National Journal*, 05.18.2009



New Wisconsin Prosperity Network Group Would Push GOP Causes  
*Washington State Journal*, 05.10.2009

Obama, McCain Lawyers Unite for Election Reform  
*The Huffington Post*, 05.06.2009

Morning Business: New Blood  
*Roll Call*, 05.05.2009

Super Lawyers Recognizes Nine Caplin & Drysdale Attorneys in Five Practice Areas  
Awards & Rankings | *Super Lawyers*, 03.27.2009

## EVENTS

Matthew Sanderson Co-Chairs American Conference Institute's National Forum on FARA  
12.09.2021

Matthew Sanderson Analyzes ABA's FARA Task Force Report on ACI Webinar  
1:00 PM - 2:00 PM  
11.09.2021

Matthew Sanderson Co-Chairs American Conference Institute's National Forum on FARA  
12.04.2020

Matthew Sanderson Addresses Music and Political Campaigns on Columbia Law School Webinar  
10.08.2020

Matthew Sanderson Discusses FARA Compliance on National Institute for Lobbying & Ethics Webinar  
10:00 AM - 11:30 AM  
10.05.2020

Trevor Potter Discusses Election Ethics in New Mexico at Virtual Event  
12:00 PM – 1:30 PM EDT  
09.17.2020

Trevor Potter Discusses Voting in America at 92nd Street Y Virtual Event  
6:00 PM  
09.15.2020

Matthew Sanderson Analyzes Increased Enforcement of FARA on ABA International Law Virtual Annual Meeting  
11:00 AM  
06.15.2020

Matthew Sanderson Addresses FARA at National Institute for Lobbying & Ethics  
01.24.2020

Bryson Morgan Addresses FARA Registration on Webinar  
2:00 PM - 2:45 PM EDT  
10.17.2019

Matthew Sanderson Co-Chairs American Conference Institute's National Forum on FARA  
8:15 am  
09.25.2019

Matthew Sanderson and Bryson Morgan Explore FARA Enforcement on Thomson Reuters' Program

12:00 PM ET - 1:00 PM ET

04.10.2019

Matthew Sanderson Addresses Money, Disclosure & Free Speech at Journal of Law & Politics Symposium

9:00 AM - 10:00 AM

03.05.2019

Matthew Sanderson and Bryson Morgan Explain the Foreign Agents Registration Act and Compliance Objectives for U.S. Entities on SCCE Webinar

1:00 PM ET

11.19.2018

Trevor Potter Examines Money in Politics at Heckerling Institute on Estate Planning

11:45 AM - 12:35 PM

01.23.2018

Trevor Potter Explores American Democracy at AtlanticLIVE Event

7:00 PM

12.07.2017

Trevor Potter to Speak to League of Women Voters on Money in Politics

7:30 PM

05.11.2017

Trevor Potter to Moderate Campaign Finance Presentation with Richard Hasen

05.05.2016

Trevor Potter to Moderate Campaign Finance Presentation

01.22.2016

Trevor Potter to Present Keynote Speech at Independent Sector National Conference

10.28.2015

Trevor Potter to Speak at Harvard Law School

10.09.2015

Trevor Potter to Speak on Yale University's Political Donations Panel

11.10.2014

Trevor Potter and Matthew Sanderson to Speak on Campaign Finance in the 2014 Election and in the Future

11.10.2014

Trevor Potter to Speak at IFES 2012 U.S. Election Program

11.04.2014

Matthew Sanderson to Speak on Best Practices in Corporate Political Activity

10.13.2014

Matthew Sanderson to Speak on Best Practices in Corporate Political Activity

10.13.2014

Trevor Potter to Speak at the University of Kentucky College of Law

10.01.2014

Trevor Potter to Speak to Election Law Class at the University of Kentucky College of Law  
10.01.2014

Matthew Sanderson to Speak on Effective Advocacy in Washington  
09.15.2014

Matthew Sanderson to Present Recent Trends in Political Law Web Conference  
09.10.2014

Trevor Potter to Serve as Panelist at California Polytechnic State University  
06.02.2014

Trevor Potter to Speak on Campaign Finance Law at Princeton University  
04.22.2014

Matthew Sanderson to Host Webinar: "The New 'Super PAC'?: All You Ever Wanted to Know About Joint Fundraising Committees"  
04.11.2014

Trevor Potter to Speak at FBA's 2014 Tax Law Conference  
02.28.2014

Trevor Potter to Speak at Campaign Finance Reform Luncheon  
07.24.2013

Matt Sanderson Speak at Utah State Bar Annual Conference  
07.20.2013

Matthew Sanderson to Speak at Netroots Nation 2013  
06.22.2013

Trevor Potter to Speak at The National Press Club Event Following the Money: A Post-Mortem on 2012 and a Look to What's Next  
12.04.2012

Trevor Potter to Speak at COGEL 2012 Annual Conference  
12.03.2012

Trevor Potter Joins Super PAC Televised Debate  
09.12.2012

Trevor Potter to Speak to League of Women Voters 50th National Convention in Washington, D.C.  
06.12.2012

Trevor Potter to Speak at the 89th Annual Meeting of the American Law Institute  
05.21.2012

Trevor Potter to Chair the Conference on Corporate Political Spending  
05.15.2012

Trevor Potter to Speak at the SIEPR Policy Forum: Money, Politics, and the Economy  
05.11.2012

Campaign Finance after Citizens United: A Primer on Super PACs and Corporate Political Activity  
05.08.2012

Trevor Potter to Speak at the Georgetown Law Center Conference on Impact of Citizens United v. FEC on Campaign Finance

04.19.2012

Trevor Potter to Speak on Super PACs at Brookings Institute

03.01.2012

Trevor Potter Speak at the 2011 Symposium on Corporate Political Spending in New York  
The Waldorf Astoria, New York, NY, 10.20.2011

Bringing Voter Registration into the 21st Century

American Enterprise Institute for Public Policy Research and the Pew Center on the States

09.19.2011

Annual Hedge Fund General Counsel Summit

09.13.2011

Wested Legal Reviews Campaign Finance in Washington, D.C.

Wested Legal Center

07.22.2010

Foundational Shifts in Political Law: Citizens United, Pay to Play and Lobbying Reform

22nd Annual General Counsel Conference

06.08.2010

Trevor Potter and Douglas Varley Present Audio Conference Panel

01.29.2010

Audio Conference: The Brave New World of Campaign Finance

West LegalEd

01.27.2010

Douglas Varley to Present on Current Developments in Nonprofit Governance and Advocacy

11.17.2009

Audio Conference: The SEC Enters the Fray Around "Pay to Play"

BNA

10.01.2009

## **PUBLICATIONS**

If the FEC Won't Protect Voters, the Courts Should — But it Might Be Up to Congress

Article | *The Hill*, 06.17.2022

FARA: Issues and Recommendations for Reform

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Congress Has The Power To Prevent A Repeat Of January 6

Article | *Talking Points Memo*, 08.16.2021

New York Imposes New Filing Requirements on Nonprofits

Political Law Alert | 05.14.2021

FEC Updates Contribution Limits for 2021-2022

Political Law Alert | 02.02.2021

President Biden Signs Comprehensive New Executive Order on Executive Branch Personnel Ethics

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The Electoral College Isn't Supposed to Work This Way

Article | *New York Times Op-Ed*, 01.06.2021

No, Jan. 6 Isn't Another Chance for Trump to Reverse the Election

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Trump's Legal Strategy is to Sue First and Ask Questions Later. That's Dangerous.

Article | *The Washington Post Op-Ed*, 11.13.2020

Reforming The FEC: Effective Commissioners Are Needed

Article | *Law360 Op-Ed*, 10.26.2020

Trump's Campaign Can Be Put on Hold. Election Day Can't.

Article | *The Washington Post Op-Ed*, 10.03.2020

COVID-19 Government "Re-Open" Advisory Groups Often Subject to Lobbying and Ethics Rules

Political Law Alert | 05.06.2020

Growing List of States and Localities Extend Lobbying Filing Deadlines in Response to COVID-19 Pandemic

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Businesses and Organizations Seeking Government Assistance in COVID-19 Crisis Should Pay Attention to "Procurement Lobbying" Rules

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After Multiple Lawsuits, New Jersey Nonprofit Disclosure Law Permanently Enjoined

Political Law Alert | 03.18.2020

We Have No Idea Who is Paying Rudy Giuliani

Article | *The Washington Post Op-Ed*, 10.10.2019

Federal Judge Strikes Down New York Lobbying and Issue Advocacy Donor Disclosure Requirements

Political Law Alert | 10.03.2019

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Trump's Claim That He Didn't Violate Campaign Finance Law Is Weak -- and Dangerous  
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New York's Comprehensive Lobbying Rules Set to Take Effect January 1, 2019  
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The Point of Paying Stormy Daniels Was to Keep Voters from Hearing Her Story  
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With 2018 Midterms Approaching, Our Elections Are Not Protected  
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A New Way to Safeguard America Against Threats to Our Elections  
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Trevor Potter: Presidential Election Commission Focused on Manufacturing Evidence to Support Its Own Foregone Conclusions  
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Churches Cannot be Allowed to Become Political Dark Money Shops  
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SEC Fines 10 Investment Advisers for Pay-to-Play Violations  
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Office of Congressional Ethics Too Important to be a Tweet Away From Death  
Article | *The Hill Op-Ed*, 01.11.2017

Donald Trump Hasn't Solved Any of His Conflicts of Interest. He Could Have. He Chose Not To.  
*The Washington Post*, 01.11.2017

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Article | *The Washington Post*, 11.18.2016

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Commentary: These ballot initiatives could help fix our broken election system  
Article | *Reuters*, 11.07.2016

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IRS Rules Against Deductibility of Charitable Donations Made as Part of PAC Matching Program  
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California Limits "Ride-Along" Lobbying Exception to Employees Who are Subject Matter Experts  
Political Law Alert | 03.24.2016

California Enhances Lobbying Disclosure Requirements for Lobbyist Employers and "\$5,000 Filers"  
Political Law Alert | 01.25.2016

Political Intelligence Firm Fined \$375,000, Underscoring Need to Tailor Insider Trading Policies to Interactions with Government  
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Carmen Group's \$125,000 Penalty Latest in Increased Lobbying Disclosure Act Enforcement  
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To Get Ahead in Congress: Skip Governing, Raise Money  
Article | *POLITICO Magazine*, 04.06.2015

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Here's What I Learned When I Helped Stephen Colbert Set Up His Super PAC  
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When It Comes to Money in Politics, The Supreme Court Lives in a Different Reality  
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Increased Campaign Contribution Limits in 2015 Omnibus Appropriations Act  
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How Stephen Colbert Schooled Americans in Campaign Finance

Article | *TIME Magazine*, 12.16.2014

Op-Ed: A 'People's Pledge' Could Quell The Politics in Judicial Elections

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SEC Issues "Pay-to-Play" Penalty to Investment Adviser

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U.S. Supreme Court Releases Opinion in *McCutcheon v. Federal Election Commission*

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The Supreme Court Needs to Get Smarter About Politics

Article | *The Washington Post*, 10.11.2013

Summary of New York's New Political Disclosure Rules for Nonprofits

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The History of Undisclosed Spending in U.S. Elections & How 2012 Became the "Dark Money" Election

Article | *27 Notre Dame Journal of Law, Ethics & Public Policy* 384, 06.01.2013

A New Recipe for Election Reform

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Low-Income Students Must Aim High, Seize Opportunities Offered to Them

Article | *Detroit Free Press*, 05.07.2013

A Simple Plan to Drastically Improve Voting, Stop Fraud, and Save Money

Article | *The Atlantic*, 04.18.2013

Amended MSRB Rules G-37 and G-8 Require Enhanced Disclosure

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GAO Report Highlights Concerns Over Political Intelligence Disclosure

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FEC Increases Contribution Limits

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Campaign Finance: Remedies Beyond the Court

Article | *Democracy: A Journal of Ideas*, 01.08.2013

SEC & Massachusetts Sanction Goldman Sachs \$16 Million, Underscoring Need for Vigorous Compliance With Pay-to-Play Rules

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Three Can Keep a Secret, If Two of Them Are Dead: A Thought Experiment Around Compelled Public Disclosure of "Anonymous" Political Expenditures

*University of Virginia Journal of Law & Politics*, Volume 27:609-625, 2012, 07.01.2012

DC Circuit Refuses to Stay Lower Court Ruling Requiring Disclosure of Funders of "Electioneering Communications"

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President Obama Signs STOCK Act Into Law

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Senate-Passed "STOCK Act" Requires "Political Intelligence Consultants" to Register and Report under Lobbying Disclosure Act

Political Law Alert | 02.07.2012

The Case for Tradable Tax Credits

Article | *8 N.Y.U. J.L. & BUS.* 227, 11.01.2011

The Gift Tax and Contributions to Section 501(c)(4) Organizations

Exempt Organizations Alert | 07.11.2011

The Gift Tax and Contributions to Section 501(c)(4) Organizations: Less than Meets the Eye?

Exempt Organizations Alert | 06.14.2011

The FEC Updates Contribution Limits

Political Law Alert | 02.07.2011

Federal Campaign Finance Law: A Primer for the Lobbyist

Article | *ABA Lobbying Manual*, 01.03.2011

Advise Client Companies to Review Payroll Practices

Article | *Verizon Small Business Center's News & Resources*, 09.10.2010

Federal and State Governments Target Employment Tax Compliance

Article | *Taxation of Exempts*, 09.01.2010

Once Again Employment Tax Compliance at the Forefront of IRS's Enforcement Agenda

Article | *Bloomberg Law Reports*, 06.21.2010

Utah's Way of Picking Candidates Robs Voters

Article | *The Salt Lake Tribune*, 06.21.2010

House and Senate Respond to Citizens United Ruling

Political Law Alert | 04.30.2010

Schumer, Van Hollen Outline Legislative Response to Citizens United

Political Law Alert | 02.12.2010

Practical Impact and Longer Term Consequences of Citizens United v. FEC

Political Law Alert | 01.25.2010

The Conservative Case for College Football Reform

Article | *The Hill*, 01.06.2010

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Elections: Administrative Law Developments  
Article | *American Bar Association*, 01.01.2010

Caplin & Drysdale Submits Comments to SEC on Proposed Pay to Play Law  
Political Law Alert | 10.08.2009

Securities and Exchange Commission's Proposed Pay to Play Rule  
Political Law Alert | 10.01.2009

Congress Can Better Voter Registration  
Article | *Roll Call*, 09.14.2009

Money Business: Constitutional Opinions  
Article | *The American Spectator*, 09.11.2009

Proposed SEC Pay-to-Play Rule Will Soon Be Available for Public Comment  
Political Law Alert | 07.22.2009

A New Page for Voting: It's Time to Ditch Paper-Based Registration  
Article | *Washington Post*, 06.25.2009

Congress Issues Clarification on Conditions for Lobbyist Termination  
Political Law Alert | 06.22.2009

New Guidance on Lobbyist Reporting and Termination  
Article | *Political Activity Law Bulletin*, 06.11.2009

Hiring Former Federal Government Employees as Lobbyists  
Article | *Political Activity Law Bulletin*, 06.11.2009

White House Revises Ban on Stimulus Contacts  
Article | *Political Activity Law Bulletin*, 06.11.2009

SEC to Propose Pay-to-Play Rule for Investment Advisors in July  
Article | *Political Activity Law Bulletin*, 06.11.2009

Writing an Effective Corporate Political Activity Policy  
Article | *Political Activity Law Bulletin*, 06.11.2009

Analysis of Bill Clinton's Cybersquatting Loss  
Article | *Election Law Blog*, 06.04.2009


Next Phase of Election Reform: Start with Facts  
Article | *Roll Call*, 05.05.2009

".Pol", a ".Com" for Political Candidates  
Article | *CircleID*, 05.01.2009

A Dot-Pol of Their Own  
Article | *The Washington Post*, 04.11.2009

GAO Report on Lobbying Disclosure  
Article | *Political Activity Law Alert: Important Recent Developments*, 04.06.2009

Obama Administration Restricts Lobbying on Stimulus Spending  
Political Law Alert | 03.26.2009



New FEC Registration Forms Available; Lobbyist PACs Must Amend by March 29, 2009  
Political Law Alert | 03.12.2009

IRS Articulates New Standards for Nonprofit Websites  
Exempt Organizations Alert | 02.27.2009

Important Recent Developments on Lobbyist PACs, Obama Executive Order and LDA Registration  
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Recent Developments in State Pay-to-Play Law  
Article | *Political Activity Law Bulletin*, 01.16.2009

Gift Rules Applicable to Members and Staff of the 111th Congress  
Article | *Political Activity Law Bulletin*, 01.16.2009

Disclosure Rules for Lobbyist Bundling  
Article | *Political Activity Law Bulletin*, 01.16.2009

Lobbyist Bundling of Campaign Contributions  
Article | *ABA Lobbying Manual*, 01.01.2009

Candidates, Squatters and Grippers: A Primer on Political Cybersquatting and A Proposal for Reform  
Article | *Election Law Journal*, 01.01.2009

From Intent to Outcome: Balloting and Tabulation Around the World  
Article | *ABA International Election Law Principles*, 10.01.2008

Voodoo Economics: A Look Abroad for a Supply-Side Solution to America's Campaign Finance Riddle  
Article | *Vanderbilt Journal of Transnational Law*, 09.01.2008

Political Activity, Lobbying Laws and Gift Rules Guide  
Book | *West Publishing (Third Edition, Second Edition 1999)*, 01.01.2008

Money Adds New Dimension to 'Veepstakes'  
Article | *The Politico*, 12.05.2007

Speech Governed by Federal Election Laws and Election Law and the Internet  
Article | *The New Campaign Finance Sourcebook, The Brookings Institution*, 01.01.2005

The New Campaign Finance Sourcebook  
Article | *Brookings Institution*, 01.01.2005

Section 6700 - IRS's Newly Found Weapon Against Professionals  
Article | *Caplin & Drysdale*, 04.01.2004

Election Law and the Internet  
Article | *The Civic Web, Rowan & Littlefield Publishers, Inc.*, 01.01.2003

Issue Advocacy: If It Cannot Be Regulated When It Is Least Valuable, It Cannot Be Regulated When It Is Most Valuable  
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Federal Election Law and the Internet  
Article | *Brookings Institution*, 01.01.2000

## BLOG POSTS

DOJ Sues Casino Mogul Steve Wynn to Compel FARA Registration

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