

Received
 MAY 19 2022
 WV Ethics Commission

West Virginia Ethics Commission
Lobbyist Activity Report Form
 2022-01

West Virginia Ethics Commission
 Attn: Lobbyist Registrar
 210 Brooks St., Ste. 300
 Charleston, WV 25301
 304-558-0664
No faxed copies

For office use only:
 Postmark 3 Rec'd \$30
 Days late _____ Fine _____

Late reporting fine - \$10 per business day past the due date (\$250 maximum)

1. Name and contact information

Name Don Smith Phone 304-342-1011
 Address 3422 Pennsylvania Avenue Email donsmith@wvpress.org
 City, State Zip Charleston, W.Va., 25302

2. Reporting period for which this activity report is being filed

Check	Report	Period	Due Date					
x	2022-1	1/1/22-4/30/22	5/16/22					

3. List all employers/organizations that you represent as a lobbyist *Use additional reporting forms if necessary.*

1. West Virginia Press Association 4. _____
 2. _____ 5. _____
 3. _____ 6. _____

4. Lobbying activity summary - If there was no activity or expenditures, indicate "none."

We hosted our legislative breakfast for all legislators and joined with other lobbyists on two activities for select groups.

5. Expenditures

If no expenditures, including campaign contributions, mark here:

If you spent money on any public official, employee or member of his or her immediate family, list the amounts spent in each of the following categories per each employer you represent. Complete and attach Schedule A to this report.

Expenditure Categories	Employer 1	Employer 2	Employer 3	Employer 4	Employer 5	Employer 6	Total Expended
A. Meals and Beverages	\$	\$	\$	\$	\$	\$	\$
B. Lodging	\$	\$	\$	\$	\$	\$	\$
C. Advertising	\$	\$	\$	\$	\$	\$	\$
D. Travel	\$	\$	\$	\$	\$	\$	\$
E. Gifts	\$	\$	\$	\$	\$	\$	\$
F. Other Expenses	\$	\$	\$	\$	\$	\$	\$
G. Group Expenditures	\$ 1,641.63	\$	\$	\$	\$	\$	\$ 1,614.63
H. Campaign Contributions	<i>LIST AMOUNT IN "TOTAL EXPENDED" COLUMN.</i>						\$
I. TOTAL of all expenditures	\$	\$	\$	\$	\$	\$	\$1,614.63

If you sponsored or contributed to any group event or shared expenses, list the total expended in category 5G immediately above. Complete and attach a Schedule B for each event.

Continued on page 2

Lobbyist Name	Don Smith
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6. Total of all expenditures from line 5-1. (on page 1)	1,614.63
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7. Lobbyist certification – Please read and sign below.

To the best of my knowledge, the information contained hereon and on any attached materials is true, correct and complete. I understand that it is a violation of WV Code §6B-3-9 to willfully and knowingly file a false or incomplete report. I further understand that if convicted of such an act, I may be fined, sentenced to jail or both.

Lobbyist Signature: _____

Don Smith

Date: _____

5/19/2022

Schedule B: Group Entertainment & Shared Expenses

(Attach to the Lobbyist Activity Report)

Instructions: *Group Entertainment* functions include only the functions that fall within the following groups. Report expenditures for a dinner party, reception or other similar function if you invited ALL members of any of these four specific groups. Individual names of attendees do not need to be listed for these four specific groups.

- | | |
|---|-------------------------------------|
| 1. the Legislature | 3. either house of the Legislature |
| 2. a standing or select committee of either house | 4. a joint committee of both houses |

Use the worksheet below to figure the amount spent on legislators and other governmental officials and employees for each "event." Enter this amount on the Lobbyist Activity Report.

List each group event separately. **Make additional copies of this page if necessary.** Record total expenditures for each group event in **Section B**. You must then calculate and post on the Lobbyist Activity Report only the amount actually spent on public officials. If you share expenses with another reporting lobbyist, report only your portion of the expenses and list the names of other co-sponsors in **Section C** below.

Section A: Event Information

Lobbying expenses for entertainment of "OTHER" group events are reported in the "Meals & Beverages" category on the Lobbyist Activity Report Form. List the names of attendees on this form or attach additional information pages. If using this form, list the names in item 5 below, as well as other event information requested in items 1 through 4 and complete the Section B calculations.

1. Date of event: Feb. 17, 2022 Location: West Virginia Cultural Center
2. Type of event (reception, dinner, etc.): Legislative Media Breakfast
3. Event sponsor: West Virginia Press Association (If you shared the sponsorship and expenses with others, you must also complete Section C below.)
4. Which of the following governmental groups were invited? All members of:
- | | | | |
|-------------------------------------|------------------------------------|--------------------------|---|
| <input checked="" type="checkbox"/> | a. the Legislature | <input type="checkbox"/> | c. a standing or select committee of either house |
| <input type="checkbox"/> | b. either house of the Legislature | <input type="checkbox"/> | d. a joint committee of both houses |

OR

5. OTHER: If the event was not in one of the four specific groups listed above, you must list the names of all public employees or public officials in attendance here or on an attachment to this form. List attendees here:

Section B: Calculate Reportable Expenses*Some calculations must be performed manually.*

$$1. \frac{3605.55}{(\text{total cost of event})} \div \frac{107}{(\text{total attendance})} = \$ \frac{33.70}{(\text{per capita cost})}$$

2. Number of governmental officials or employees in attendance:

$$\frac{39}{(\text{governmental attendees})} \times \frac{33.70}{(\text{per capita cost})} = \boxed{1,314.30}$$

If this was a true Group Entertainment event and you were the sponsor, report the amount above as Group Entertainment on the Lobbyist Activity Report in Section 5G. If you shared expenses with others, complete section C below, and report only your portion of the cost. Note: If you classified the expenditure described in section A as "OTHER," it is reported on the Lobbyist Activity Report Form as a Meals & Beverages expense (5A), not as a "Group Expenditure" (5G).

Section C: Shared Sponsorship Expenses

1. Were any other lobbyists co-sponsors of this event? _____ (yes or no)
2. If yes, with how many others are sharing the cost? _____ List the names of all sponsors below:

3. What is your share of Box 1 above? \$ _____

Record that amount in Box 2 and on the Lobbyist Activity Report in Section 5G.

BOX 2

Schedule B: Group Entertainment & Shared Expenses

(Attach to the Lobbyist Activity Report)

Instructions: *Group Entertainment* functions include only the functions that fall within the following groups. Report expenditures for a dinner party, reception or other similar function if you invited ALL members of any of these four specific groups. Individual names of attendees do not need to be listed for these four specific groups.

- | | |
|---|-------------------------------------|
| 1. the Legislature | 3. either house of the Legislature |
| 2. a standing or select committee of either house | 4. a joint committee of both houses |

Use the worksheet below to figure the amount spent on legislators and other governmental officials and employees for each "event." Enter this amount on the Lobbyist Activity Report.

List each group event separately. **Make additional copies of this page if necessary.** Record total expenditures for each group event in **Section B**. You must then calculate and post on the Lobbyist Activity Report only the amount actually spent on public officials. If you share expenses with another reporting lobbyist, report only your portion of the expenses and list the names of other co-sponsors in **Section C** below.

Section A: Event Information

Lobbying expenses for entertainment of "OTHER" group events are reported in the "Meals & Beverages" category on the Lobbyist Activity Report Form. List the names of attendees on this form or attach additional information pages. If using this form, list the names in item 5 below, as well as other event information requested in items 1 through 4 and complete the Section B calculations.

1. Date of event: 3/9/22 Location: Noahs Restaurant
2. Type of event (reception, dinner, etc.): Dinner
3. Event sponsor: Carol Fulks (If you shared the sponsorship and expenses with others, you must also complete Section C below.)
4. Which of the following governmental groups were invited? All members of:
- | | | | |
|--------------------------|------------------------------------|--------------------------|---|
| <input type="checkbox"/> | a. the Legislature | <input type="checkbox"/> | c. a standing or select committee of either house |
| <input type="checkbox"/> | b. either house of the Legislature | <input type="checkbox"/> | d. a joint committee of both houses |

OR

5. OTHER: If the event was not in one of the four specific groups listed above, you must list the names of all public employees or public officials in attendance here or on an attachment to this form. List attendees here:

House Democratic Minority - Delegates Jim Barch, Brent Boggs, Nathan Brown, John Doyle, Ed Evans, Barbara Fleischauer, Shawn Fluharty, Joey Garcia, Ric Griffith, Evan Hansen, Sean Hornbuckel, Chad Lovejoy, David Pethel, Mike Pushkin, Doug Skaff, Cody Thompson, John Williams, Kayla Young and Lisa Zukoff Staff Crystal Squillare, Laura Collins, Jennifer McPherson, Joe Altizer, Aryanna Islam and Jacob Redman

Section B: Calculate Reportable Expenses

Some calculations must be performed manually.

1. $\frac{\$2,883.54}{36} = \80.10
 (total cost of event) ÷ (total attendance) = (per capita cost)

2. Number of governmental officials or employees in attendance:

$\frac{26}{26} \times 80.10 = \boxed{\$2,082.60}$
 (governmental attendees) x (per capita cost)

If this was a true Group Entertainment event and you were the sponsor, report the amount above as Group Entertainment on the Lobbyist Activity Report in Section 5G. If you shared expenses with others, complete section C below, and report only your portion of the cost. Note: If you classified the expenditure described in section A as "OTHER," it is reported on the Lobbyist Activity Report Form as a Meals & Beverages expense (5A), not as a "Group Expenditure" (5G).

Section C: Shared Sponsorship Expenses

1. Were any other lobbyists co-sponsors of this event? Yes (yes or no)
2. If yes, with how many others are sharing the cost? 10 List the names of all sponsors below:
Carol Fulks, Travis Blosser, Don Smith, Will Swann, Kurt Dettinger, Hallie Mason, Karen Price, Melanie Pagliaro, Mary Eckerson, Robert Orndorf

3. What is your share of Box 1 above? \$ 208.26

Record that amount in Box 2 and on the Lobbyist Activity Report in Section 5G.

Box 2
\$208.26

Name: Don Smith Date 2/23/2000

Schedule B: Group Entertainment & Shared Expenses

(Attach to the Lobbyist Activity Report)

Instructions: Group Entertainment functions include only the functions that fall within the following groups. Report expenditures for a dinner party, reception or other similar function if you invited ALL members of any of these four specific groups. Individual names of attendees do not need to be listed for these four specific groups.

- 1. the Legislature
- 2. a standing or select committee of either house
- 3. either house of the Legislature
- 4. a joint committee of both houses

Use the worksheet below to figure the amount spent on legislators and other governmental officials and employees for each "event." Enter this amount on the Lobbyist Activity Report.

List each group event separately. Make additional copies of this page if necessary. Record total expenditures for each group event in Section B. You must then calculate and post on the Lobbyist Activity Report only the amount actually spent on public officials. If you share expenses with another reporting lobbyist, report only your portion of the expenses and list the names of other co-sponsors in Section C below.

Section A: Event Information

Lobbying expenses for entertainment of "OTHER" group events are reported in the "Meals & Beverages" category on the Lobbyist Activity Report Form. List the names of attendees on this form or attach additional information pages. If using this form, list the names in item 5 below, as well as other event information requested in items 1 through 4 and complete the Section B calculations.

1. Date of event: 2-23-22 Location: Sam's Uptown Grill
2. Type of event (reception, dinner, etc.): Karaoke Night
3. Event sponsor: see below (If you shared the sponsorship and expenses with others, you must also complete Section C below.)
4. Which of the following governmental groups were invited? All members of:
- a. the Legislature
 - b. either house of the Legislature
 - c. a standing or select committee of either house
 - d. a joint committee of both houses

OR

5. OTHER: If the event was not in one of the four specific groups listed above, you must list the names of all public employees or public officials in attendance here or on an attachment to this form. List attendees here:
- House Democrats

Section B: Calculate Reportable Expenses

Some calculations must be performed manually.

1. $\frac{1543.75}{(total\ cost\ of\ event)} + \frac{70}{(total\ attendance)} = \$ 22.05$ (per capita cost)

2. Number of governmental officials or employees in attendance:

$\frac{27}{(governmental\ attendees)} \times \frac{22.05}{(per\ capita\ cost)} =$ BOX 1
595.35

If this was a true Group Entertainment event and you were the sponsor, report the amount above as Group Entertainment on the Lobbyist Activity Report in Section 5G. If you shared expenses with others, complete section C below, and report only your portion of the cost. Note: If you classified the expenditure described in section A as "OTHER," it is reported on the Lobbyist Activity Report Form as a Meals & Beverages expense (5A), not as a "Group Expenditure" (5G).

Section C: Shared Sponsorship Expenses

1. Were any other lobbyists co-sponsors of this event? yes (yes or no)
2. If yes, with how many others are sharing the cost? 4 List the names of all sponsors below:
- Jared Wyck, Steve Stewart, Hallie Mason, Carol Fulk
Randy Cheetham

3. What is your share of Box 1 above? \$ 119.07

Record that amount in Box 2 and on the Lobbyist Activity Report in Section 5G.

BOX 2
119.07