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VIA FEDERAL EXPRESS AND CERTIFIED MAIL
RETURN RECEIPT REQUESTED

October 25, 2012

Employees Political Action Committee
c/o Mr. Dana Cope
Executive Director
State Employees Association of North Carolina, SEIU Local 2008
P.O. Box 27727
Raleigh, NC 27611

Re: Notice Pursuant to N.C.G.S. § 163-278.39A(f)(2)

Dear Mr. Cope:

This firm has been retained to represent the interests of Dan Forest and the Committee to Elect Dan Forest ("Forest Committee"). This letter serves as notice pursuant to N.C.G.S. § 163-278.39A(f)(2) that the television advertisements sponsored by the Employees Political Action Committee ("EPAC") supporting Lieutenant Governor Candidate Linda Coleman fail to comply with the requirements of N.C.G.S. § 163-278.39A(b).

Television advertisements sponsored by a political action committee such as EPAC and that "support or oppose the nomination or election of one or more clearly identified candidates" must meet three criteria: First, they must include the disclaimer language specified in N.C.G.S. § 163-278.39A(b)(3). Second, the disclaimer must be spoken by the chief executive officer or treasurer of the PAC. Third, "an unobscured, full-screen picture containing the disclosing individual, either in photographic form or through the actual appearance of the disclosing individual on camera, shall be featured throughout the duration of the disclosure statement" pursuant to N.C.G.S. § 163-278.39A(b)(6). Although the television ads at issue appear to contain a disclaimer spoken by you, they fail to meet the third requirement in that a full-screen photograph of Ms. Coleman—rather than you as required by law—appears during the disclosure statement.

Accordingly, our clients demand that EPAC immediately cease and desist from airing these and any other television advertisements which contain disclaimers that do not comply with N.C.G.S. § 163-278.39A(b). They further reserve the right to take appropriate legal action,

including seeking damages against EPAC under N.C.G.S. § 163-278.39A(f), based upon EPAC's failure to comply with the requirements of N.C.G.S. § 163-278.39A.

Sincerely,

OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.

A handwritten signature in cursive script, appearing to read "Thomas A. Farr".

Thomas A. Farr

Cc: Mr. William D. "Danny" Rose Jr.
Treasurer, Employees Political Action Committee
697 Peele Road
Clayton, NC 27520
(via Federal Express and Certified Mail, Return Receipt Requested)