

THE BERNSTEIN SHUR GROUP

PUBLIC AFFAIRS | COMMUNICATIONS | POLITICAL CONSULTING

July 25, 2013

JUL 29 2013

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Susan Mooney, City Clerk
City of South Portland
25 Cottage Road
P.O. Box 9422
South Portland, Maine 04106

Re: Maine Energy Marketers Association

Dear Ms. Mooney:

Enclosed please find the original Municipal Ballot Question Committee documents filed via email on July 23, 2013 on behalf of Maine Energy Marketers Association.

All best


Jim Merrill
New Hampshire State Director
The Bernstein Shur Group, LLC
670 North Commercial Street
Manchester, NH 03101
jim.merrill@bernsteinshur.com
603 665-8853 direct
603 540-1394 cell
Twitter: @jimmerrillnh
LinkedIn: www.linkedin.com/in/jimmerrill/

REGISTRATION: MUNICIPAL BALLOT QUESTION COMMITTEE**For persons and organizations other than PACs involved in municipal ballot question elections**

Any person not defined as a political action committee who receives contributions or makes expenditures, other than by contribution to a political action committee, aggregating in excess of \$5,000 for the purpose of initiating or influencing a ballot question election shall register with the municipal clerk as a ballot question committee within seven (7) days of receiving contributions or making expenditures that exceed \$5,000.

An Initial Campaign Finance Report must accompany this form—Ballot question committees must report all contributions and expenditures, whether cash or in-kind, made from the beginning of the campaign. Be sure to include expenditures such as those associated with the collection of signatures, paid staff time, travel reimbursements, and fundraising expenses.

Within 10 days of a change in BQC information an amended registration form must be submitted to the municipal clerk's office. The committee must also file an updated registration every election year between January 1st and March 1st.

Is this an amendment? Yes No

ALL SECTIONS OF THIS FORM MUST BE COMPLETED.

| COMMITTEE INFORMATION | |
|------------------------------------------------------|-----------------------------------------|
| Committee name Maine Energy Marketers Association | Acronym MEMA |
| Mailing address 25 Greenwood Road | Phone 207-729-5298 |
| City, state, zip code Brunswick, ME 04111 | Fax 207-721-9227 |
| E-mail jamie@maineenergymarketers.com | Website www.maineenergymarketers.com |
| TREASURER INFORMATION | |
| Name Dave Cyr | Phone 207-767-0421 |
| Mailing address 30 Hill Street | |
| City, state, zip code South Portland, ME 04106 | E-mail dave.cyr@pmpl.com |
| PRINCIPAL OFFICER INFORMATION | |
| Name Jamie Py | Title President |
| Mailing address 25 Greenwood Road | Phone 207-729-5298 |
| City, state, zip code Brunswick, ME 04111 | |
| Name | Title |
| Mailing address | Phone |
| City, state, zip code | |

ALTERNATE MAIL ADDRESSES
To receive all reminders and important information from the Commission

| | |
|----------------------------------|----|
| 1. jim.merrill@bernsteinshur.com | 2. |
|----------------------------------|----|

PRIMARY FUNDRAISERS AND DECISION MAKERS
Identify any candidates, legislators, or other individuals who are the primary fundraisers and decision makers for the committee.

| | |
|-----------------|-----------------|
| 1. Jamie Py | 2. Larry Wilson |
| 3. Burt Russell | 4. |
| 5. | 6. |

COMMITTEE MAILING ADDRESS
Correspondence will be mailed to this address.

| | |
|----------------------------------------------------|----------------------------|
| Same as above. <input checked="" type="checkbox"/> | Street address or P.O. Box |
| City, state, zip code | |

FORM OF ORGANIZATION
Name the form or structure of organization (i.e. cooperative, corporation, voluntary association, partnership, etc.)

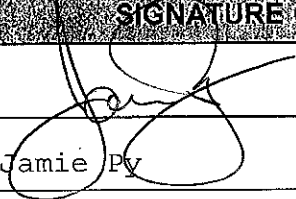
| | |
|-------------------------------------|--------------------------------------|
| Form of organization corporation | Date of origin/incorporation 1954 |
|-------------------------------------|--------------------------------------|

STATEMENT OF SUPPORT OR OPPOSITION
Indicate which ballot question the committee supports or opposes. If the ballot question has not been printed at the time of registration, please indicate whether the committee is involved in a citizen initiative or people's veto and the subject matter.

| | |
|---------|--|
| SUPPORT | |
| | |
| | |

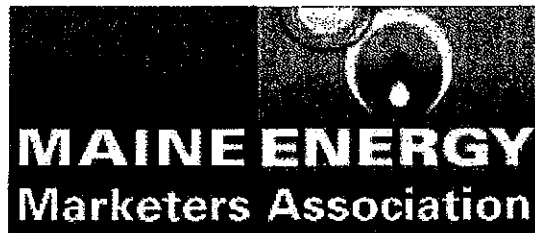
| | |
|--------|-------------------------------------------------|
| OPPOSE | See attached letter for Statement of Opposition |
| | |
| | |

SIGNATURE OF PRINCIPAL BOC OFFICER OR TREASURER

| | |
|--------------------------------------------------------------------------------------------------|-----------------------|
| Signature  | Title President |
| Print Name Jamie Py | Date July 23, 2013 |

IMPORTANT NOTICE

An Initial Campaign Finance Report must be filed with the municipal clerk at the time of registration.



As requested by the Municipal Ballot Question Committee Registration form, MEMA submits this Statement of Opposition to the citizen initiated Waterfront Protection Ordinance.

"MEMA has formed this ballot question committee to oppose the so-called Waterfront Protection Ordinance in South Portland and to ask the residents to join us in voting "No" in November.

If passed, the ordinance will adversely affect the sale and distribution of gasoline from the terminals in South Portland, will cause the eventual shut down of terminal operators who receive a significant amount of Maine's petroleum-based energy delivered into the state and region, as well as prevent the pipeline from continuing its operations to service North American energy markets. The ordinance would also prevent marinas from fueling boats.

This would significantly impact the South Portland economy, causing hundreds of good jobs to be lost while increasing gasoline and home heating oil costs and impairing the reliability of our fuel supply. Further, as fuel costs soar due to distribution and storage constraints, the economy of Maine and northern New England will suffer. Home heating costs, gasoline prices, airline tickets, food shipped by truck, All will be impacted. For decades, greater Portland and Maine has been fortunate to have lower fuel transportation costs due to the marine capability in South Portland. The WPO will completely reverse that advantage.

Collectively, the petroleum industry is South Portland's third largest property tax payer, providing nearly \$1.5 million in tax revenues to the city annually. These tax revenues support our teachers, our police, our firefighters and first responders, and the maintenance of our roads and bridges. If passed, the WPO would significantly reduce these revenues, and cause irreparable damage to the safety net of our community.

The petroleum industry has proudly operated in South Portland and been an active part of our community for decades. The industry is proud of its strong safety record and decades long commitment to protecting and preserving the environment for future generations. The WPO is based on misleading and false information and presents a baseless attack on the industry, on our economy, on good jobs, reliable energy, municipal services and common sense.

The MEMA ballot question committee is formed to oppose the so-called Waterfront Protection Ordinance, and will stand with the men, women, families and small businesses who make up - and rely upon - the working waterfront of South Portland and to prevent the unnecessary negative impact for the region."

###

2013 CAMPAIGN FINANCE REPORT**For Ballot Question Committees in Municipal Elections**

Please complete ALL entries.

| | | | | |
|------------------------|------------------------------------|------------------|--------------|----------------------------------------------------------------|
| NAME OF COMMITTEE | Maine Energy Marketers Association | | | <input type="checkbox"/> CHECK IF CHANGED FROM PREVIOUS REPORT |
| STREET | 25 Greenwood Road | | | |
| CITY AND ZIP CODE | Brunswick, ME 04111 | TELEPHONE NUMBER | 207-729-5298 | |
| E-MAIL | jamie@mainenergymarketers.com | | | |
| NAME OF TREASURER | Dave Cyr | | | <input type="checkbox"/> CHECK IF CHANGED FROM PREVIOUS REPORT |
| MAILING ADDRESS STREET | 30 Hill Street | | | |
| CITY AND ZIP CODE | South Portland, ME 04106 | TELEPHONE NUMBER | 207-767-0421 | |
| E-MAIL | dave.cyr@pmpl.com | | | |

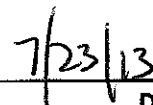
NOTE: This filing schedule does not include pre-election or post-election reports. In the case of a June or November candidate or ballot question election, participating committees will be required to file additional pre-election and post-election reports. Please contact the municipal clerk for up-to-date filing information.

| <u>Type of Report</u> | <u>Due Date</u> | <u>Dates of Report Period</u> |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------|----------------------------------------------|
| <input checked="" type="checkbox"/> Initial | Date of Registration | Beginning of Campaign — Date of Registration |
| <input type="checkbox"/> April Quarterly | April 10, 2013 | Day After Registration—March 31, 2013 |
| <input type="checkbox"/> July Quarterly | July 15, 2013 | April 1, 2013—June 30, 2013 |
| <input type="checkbox"/> October Quarterly | October 7, 2013 | July 1, 2013—September 30, 2013 |
| <input type="checkbox"/> January Quarterly | January 15, 2014 | October 1, 2013—December 31, 2013 |
| <input type="checkbox"/> Amendment to: _____ | | |
| <input type="checkbox"/> No Activity Report: Use only if the committee had no contributions and no expenditures and did not incur any unpaid debts or obligations during the reporting period. Check the appropriate report above as well. | | |
| <input type="checkbox"/> Termination Report: If the committee will have no further activity. Check the appropriate report above as well. | | |

I CERTIFY THAT I HAVE EXAMINED THIS REPORT AND TO THE BEST OF MY KNOWLEDGE IT IS TRUE, CORRECT, AND COMPLETE.



Treasurer's Signature



Date

**SCHEDULE A
CASH CONTRIBUTIONS**

- For contributors who gave more than \$100, the committee must report the contributor's name, address, occupation, and employer.
- If employment information has been requested from the contributor and the contributor has not provided it, indicate "information requested" for the occupation and employer.
- For cash contributions totaling \$100 or less, please enter "unitemized contributions" as the contributor and the total amount and the appropriate key code on a line on this page. Once a contributor has given the committee more than \$100 in a report period, you must list that contributor separately.

| DATE RECEIVED | CONTRIBUTOR'S NAME, ADDRESS, ZIP | OCCUPATION AND EMPLOYER | TYPE (use key code) | AMOUNT |
|---------------------------------------------------------------------------------------------------------------------------------|----------------------------------|-------------------------|---------------------|-------------|
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| Total cash contributions (this page only) ⇒ (combined totals from all Schedule A pages must be listed on Schedule F) | | | | \$ 0 |

Key Codes:

1 = Individuals

2 = Commercial Source

3 = Political Action Committees

4 = Party Committee

5 = Candidate Committees

6 = Unitemized Contributions of \$100 or less

Duplicate as needed.

**SCHEDULE A-1
IN-KIND CONTRIBUTIONS**

- In-kind contributions are goods and services (including facilities) that a committee received at no cost or at a cost less than the fair market value. They include all goods and services purchased for the committee by others if the committee does not expect to reimburse the person who made the purchase.
- For contributors who gave more than \$100 in value, the committee must report the contributor's name, address, occupation, and employer.
- If employment information has been requested from the contributor and the contributor has not provided it, indicate "information requested" for the occupation and employer.
- For contributions totaling \$100 in value or less, please enter "unitemized contributions" as the contributor and the total amount and the appropriate key code on a line on this page. Once a contributor has given the committee more than \$100 in a report period, you must list that contributor separately.

| DATE RECEIVED | CONTRIBUTOR'S NAME, ADDRESS, ZIP | OCCUPATION AND EMPLOYER | DESCRIPTION (of goods, services, facilities, or discounts received) | TYPE (use key code) | VALUE (estimated fair market value) |
|------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------|-------------------------|---------------------------------------------------------------------|---------------------|-------------------------------------|
| 7/17 | Unitemized contributions | | | 6 | \$55 |
| 7/19 | Jamie Py | MEMA President | Staff Time | 1 | \$130 |
| 7/22 | Jamie Py | MEMA President | Staff Time | 1 | \$65 |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| Total in-kind contributions (this page only) => <i>(combined totals from all Schedule A-1 pages must be listed on Schedule F)</i> | | | | | \$250 |

Key Codes:

- | | |
|---------------------------------|-----------------------------------------------|
| 1 = Individuals | 4 = Party Committee |
| 2 = Commercial Source | 5 = Candidate Committees |
| 3 = Political Action Committees | 6 = Unitemized Contributions of \$100 or less |

Duplicate as needed.

**SCHEDULE B
EXPENDITURES TO SUPPORT OR OPPOSE**

- Enter all expenditures, including cash contributions from this committee, made to support or oppose a candidate, political action committee, ballot question committee, or party committee.
- Enter all expenditures made to support or oppose a ballot question, referendum, or citizen initiative, including those in signature-gathering phase.
- Enter the name of the candidate, ballot question, or committee supported or opposed by the expenditure and indicate whether the expenditure was made in support or opposition.

If a single expenditure is made to support or oppose multiple candidates, committees, or ballot questions, the expenditure must be itemized by the amount spent per candidate, committee, or question, not as a single expenditure, and each candidate, committee, or ballot question must be identified.

| EXPENDITURE TYPES | | | |
|-------------------|------------------------------------------------------------------|------------|-----------------------------------------------------------|
| CON | Contribution to candidate, party or committee | POL | Polling and survey research |
| CNS | Campaign consultants | POS | Postage for U.S. Mail and mail box fees |
| EQP | Equipment (office machines, furniture, cell phones) | PRO | Professional services |
| FND | Fundraising events | PRT | Print media ads only (newspapers, magazines, etc.) |
| FOD | Food for campaign events, volunteers | RAD | Radio ads, production costs |
| LIT | Printing and graphics (flyers, signs, palmcards, t-shirts, etc.) | SAL | Campaign workers' salaries and personnel costs |
| MHS | Mail house (all services purchased) | TRV | Travel (fuel, mileage, lodging, etc.) |
| OFF | Office rent, utilities, phone and internet services, supplies | TVN | TV or cable ads, production costs |
| OTH | Other | WEB | Website design, registration, hosting, maintenance, etc.) |
| PHO | Phone banks, automated telephone calls | | |

Only these expenditure types require a remark: CNS, OTH, PRO, and SAL

| DATE | PAYEE'S NAME AND ADDRESS | REMARKS | TYPE | AMOUNT |
|------|-----------------------------------------------------------------------------------|---------|------|--------|
| | | | | |
| | Payment to support <input type="checkbox"/> or to oppose <input type="checkbox"/> | | | |
| | | | | |
| | Payment to support <input type="checkbox"/> or to oppose <input type="checkbox"/> | | | |
| | | | | |
| | Payment to support <input type="checkbox"/> or to oppose <input type="checkbox"/> | | | |
| | | | | |
| | Payment to support <input type="checkbox"/> or to oppose <input type="checkbox"/> | | | |

Total expenditures this page only =>
(combined totals from all Schedule B pages must be listed on Schedule F)

\$0

SCHEDULE B (continued)
EXPENDITURES TO SUPPORT OR OPPOSE

| DATE | PAYEE'S NAME AND ADDRESS | REMARKS | TYPE | AMOUNT |
|------|-----------------------------------------------------------------------------------|---------|------|--------|
| | | | | |
| | Payment to support <input type="checkbox"/> or to oppose <input type="checkbox"/> | | | |
| | | | | |
| | Payment to support <input type="checkbox"/> or to oppose <input type="checkbox"/> | | | |
| | | | | |
| | Payment to support <input type="checkbox"/> or to oppose <input type="checkbox"/> | | | |
| | | | | |
| | Payment to support <input type="checkbox"/> or to oppose <input type="checkbox"/> | | | |
| | | | | |
| | Payment to support <input type="checkbox"/> or to oppose <input type="checkbox"/> | | | |

Total expenditures this page only =>
(combined totals from all Schedule B pages must be listed on Schedule F)

\$0

SCHEDULE C LOANS AND REPAYMENTS

List all new and continuing loans that were unpaid at any time during this reporting period. If a loan amount is forgiven, the amount forgiven must also be entered as a contribution on Schedule A.

| | COLUMN 1 | COLUMN 2 | COLUMN 3 | COLUMN 4 | COLUMN 5 |
|--------------------------------------|----------------------------------------------------|----------------------------------------------------------|------------------------------------------|-------------------------------------------------------------------------------|--------------------------------------------------------|
| LENDER'S NAME AND ADDRESS | LOAN BALANCE AT BEGINNING OF PERIOD | ACTIVITY THIS PERIOD (report amount and date) | | | LOAN BALANCE AT END OF PERIOD (1+2)-3-4 |
| | | AMOUNT LOANED THIS PERIOD | AMOUNT REPAYD THIS PERIOD | AMOUNT FORGIVEN THIS PERIOD (Enter on Schedule A also) | |
| | | DATE | DATE | DATE | |
| | | AMOUNT | AMOUNT | AMOUNT | |
| | | DATE | DATE | DATE | |
| | | AMOUNT | AMOUNT | AMOUNT | |
| | | DATE | DATE | DATE | |
| | | AMOUNT | AMOUNT | AMOUNT | |
| | | DATE | DATE | DATE | |
| | | AMOUNT | AMOUNT | AMOUNT | |
| Totals for each column ⇒ | \$0 | Enter on Schedule F, Line 3 \$0 | Enter on Schedule F, Line 7 \$0 | Enter on Schedule F, Line 3a \$0 | Enter on Schedule F, Line 14 \$0 |

BQC Name Maine Energy Marketers Association

**SCHEDULE D
 UNPAID DEBTS AND OBLIGATIONS**

- A debt or obligation is incurred if a committee places an order for a good or service without making a payment; makes a promise or agreement to pay for a good or service; signs a contract for a good or service; or receives delivery of a good or service for which the committee has not paid.
- This schedule is a list of all debts and obligations of the committee as of the end of this reporting period. When the obligation has been paid, the expenditure (i.e., the actual payment) must be reported on Schedule B.
- If the committee has not received a bill for goods or services, contact the vendor to obtain the amount owed. If it is impossible to verify the amount of the debt, enter an estimated amount and indicate that the amount is estimated in the purpose section.
- If obligations from a previous campaign finance report still remain unpaid, you will need to continue to report them on this schedule until they have been paid in full.

| DATE OF OBLIGATION | CREDITOR'S NAME AND ADDRESS | PURPOSE | AMOUNT |
|-------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------|---------|--------|
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| Total unpaid debts and obligations (this page only) ⇒ <i>(combined totals from all Schedule D pages must be listed on Schedule F)</i> | | | \$ 0 |

BQC Name Maine Energy Marketers Association

**SCHEDULE F
SUMMARY SCHEDULE
CASH ACTIVITY**

| Receipts | Total for This Period | Year-to-Date Total |
|------------------------------------------------------------|-----------------------|--------------------|
| 1. Cash Contributions (Schedule A) | \$0 | \$0 |
| 2. Other Cash Receipts (Interest, etc.) | \$0 | \$0 |
| 3. Loans (Schedule C, column 2) | \$0 | \$0 |
| 3a. Adjustment for Forgiven Loan Amount (Sch. C, column 4) | — \$0 | — \$0 |
| 4. Total Receipts (lines 1 + 2 + 3 – 3a) | \$0 | \$0 |
| Expenditures | Total for This Period | Year-to-Date Total |
| 5. Expenditures to Support or Oppose (Schedule B) | \$0 | \$0 |
| 6. Loan Repayment (Schedule C, column 3) | \$0 | \$0 |
| 7. Total Payments (lines 5 + 6) | \$0 | \$0 |

CASH SUMMARY

| | Total for This Period | Year-to-Date Total |
|-----------------------------------------------------|-----------------------|--------------------|
| 8. Cash Balance at Beginning of Period | \$0 | \$0 |
| 9. Plus Total Receipts This Period (line 4 above) | \$0 | \$0 |
| 10. Minus Total Payments This Period (line 8 above) | \$0 | \$0 |
| 11. Cash Balance at End of Period | \$0 | \$0 |

OTHER ACTIVITY

| | Total for This Period | Year-to-Date Total |
|------------------------------------------------------------|-----------------------|--------------------|
| 12. In-Kind Contributions (Schedule A-1) | \$250 | \$250 |
| 13. Total Loan Balance at End of Period (Sch. C, column 5) | \$0 | \$0 |
| 14. Total Unpaid Debts at End of Period (Schedule D) | \$0 | \$0 |