

H 22-01

**CONFIDENTIAL**

Committee on

**Legislative Ethics**

Rec'd 5/3/22

By

Via

AS 24.60

## COMPLAINT

Alleging a Violation of the Alaska Legislative Ethics Act

**CONFIDENTIALITY** pursuant to AS 24.60.170(l): The person filing a complaint shall keep confidential the fact that a complaint has been filed as well as the contents of the complaint. If the committee finds that a complainant violated any confidentiality provision under AS 24.60.170, the committee shall immediately dismiss the complaint. Dismissal under this subsection does not affect the right of the committee or any person other than the complainant to initiate a complaint based on the same factual allegations. The subject of a complaint may waive the confidentiality provisions.

This form lists the basic information the Ethics Committee needs to consider a complaint. An ethics complaint must be **notarized and sent or delivered to the Ethics Committee office in a sealed envelope**. Please provide as much information as possible, including details of the violation and evidence. **The complainant may list only one subject.** Should you have any questions, please contact the committee office at (907) 269-0150.

### COMPLAINT ALLEGING A VIOLATION OF THE LEGISLATIVE ETHICS ACT

I, Kevin McCabe, have reason to believe that a violation of the Ethics Act has occurred, and that, Representative Christopher Kurka, has committed such violation.

Following are facts known to me that support my belief:

Date(s) or time period during which alleged violation occurred: See Separate Sheet

Part of the Ethics Act that was allegedly violated (describe the act(s) allegedly violated as well as you can): AS 24.60.010(2) AS 24.60.030.(a)(2)

Description of the activities that were an alleged violation of the Legislative Ethics Act:

see separate sheet.

(Use separate sheet of paper to continue description if needed.)

(continued on next page)

Please list any additional materials attached to this complaint:

The Security Department has dates and times from 4th floor video

Name of person filing complaint (please print): Kevin McCabe

Daytime phone number: 907 229-3721

Evening phone number: 907 229-3721

Email address: kevinj.mccabe@gmail.com

Mailing address: PO Box 520248, Big Lake, AK 99652

The above complaint is a true and accurate representation of my belief that a violation of the Legislative Ethics Act occurred.

[Signature]  
Signature

4/25/22  
Date

Subscribed and sworn to before me this 25<sup>th</sup> day of APRIL in the year 2022

Crystalline Jones  
Notary Public's Signature

CRYSTALLINE JONES  
Notary Public's Printed Name

State of ALASKA

Judicial District FIRST

Commission expires: 11/05/2024



**Complainant:** I understand that a person commits the crime of false accusation if the person knowingly or intentionally initiates a false complaint with the Select Committee on Legislative Ethics (AS 11.56.805). I understand that I may be asked by the committee or the subject of the complaint to testify at any stage of the complaint proceeding as to my belief that the subject of this complaint violated the Ethics Act.

**Note:** If a complaint is filed against a legislator or legislative employee who is a candidate for state office and if the complaint is filed during a **\*campaign period**, the committee must return the complaint without action, unless the subject of the complaint waives suspension. The complaint may be re-filed after the closure of the **\*campaign period**. *\*Campaign Period: begins on the later of 45 days before a primary election or the day on which the individual files as a candidate for state office and ends at the close of election day for general or special elections or on the day the candidate withdraws from the elections, whichever is earlier.*

On 4/14/22 and 4/15/22, Mr Pat Martin, an unregistered lobbyist for Alaska Right Life, visited the Alaska State Capitol with the stated intent to distribute signed petitions to the legislature. He and his assistant apparently used the offices of two different legislators as his "base of operations" spending more than half a day in Representative Kurka's office, and almost a full day and part of the evening in Representative Eastman's office. During that time, he was visiting other offices to lobby legislators and intimidate staffers. No other lobbyist would be allowed to do this and certainly no activist such as Martin. Both Kurka and Eastman and their staffs were present at the time, and it is unknown if he was allowed to use computers or telephones. Allowing an aggressive activist and lobbyist to use your office as his base of operating in the Capitol building is a misuse of State resources IAW AS 24.06.030(a)(2)

A handwritten signature in black ink, appearing to be "Z. Kurka", written over the text of the document.