

November 23, 2015

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Ballot Law Commission
ATTN: Karen Ladd
Assistant Secretary of State
New Hampshire Department of State
State House Room 204
107 North Main Street
Concord, New Hampshire 03301

**NEW HAMPSHIRE
DEPARTMENT OF STATE**

Dear Commission:

The New Hampshire Secretary of State has indicated that Donald J. Trump will appear on the ballot as one of the Republican Candidates for President of the United States in the New Hampshire Primary. It is my understanding that the Ballot Law Commission will hold a hearing on Tuesday, November 24, 2015 at 9:00 am in the Legislative Office Building, Room 305, to hear any disputes resulting from the filings for President of the United States. As a New Hampshire citizen and a registered Republican, I dispute Donald J. Trump's placement on the Republican ballot for the New Hampshire primary.

I do not believe that Mr. Trump should be placed on the Republican ballot in the New Hampshire Primary. When Mr. Trump filed his Declaration of Candidacy, he was required to "swear under penalties of perjury" that he is "a registered member of the Republican party." To my knowledge, Mr. Trump has not presented any evidence to the Secretary of State or this Commission that he is a registered member of the Republican Party. It is my belief that Mr. Trump must present evidence that he is a registered member of the Republican Party because his views, expressed over decades, are inconsistent with the Republican Party Platform and the Republican Party of New Hampshire's Statement of Principles and By Laws. For example:

Before Deciding To Run For President, Donald Trump Was A Registered Democrat & A Registered Independent.

- "Then: Trump Changed His Party From Republican To Independent Party In 1999, And Switched Again To Democrat In 2001. Now: Has Been A Registered Republican Since 2009." (Hunter Schwartz, "The Many Ways In Which Donald Trump Was Once A Liberal's Liberal," The Washington Post 7/9/15)
 - In 2007, Trump Claimed He Was "Very Much Independent" In His Partisan Affiliations And "Much More Attuned To The People, As Opposed To The Party." *BLITZER: "But is your instinct more attuned with the Republicans or the Democrats?" TRUMP: "I'm very much independent in that way. I go for the person, not necessarily for the party. I mean, I vote for Republicans and I vote for Democrats. Look, Hillary's a Democrat. Rudy's a Republican. I think they're both fantastic. I really am much more attuned to the people, as opposed to the party."* (CNN's "The Situation Room," 3/16/07)
- In 2004, Trump Claimed He Identified "More As A Democrat" Than A Republican And Claimed "The Economy Does Better Under The Democrats Than The Republicans" *BLITZER: "Do you identify more as a Democrat or a Republican?" TRUMP: "Well, you'd be shocked if I*

said that in many cases I probably identify more as a Democrat. And I think you would probably be shocked at that." BLITZER: "On social issues?" TRUMP: "You know, it's interesting. I've been now around long -- I think of myself as a young guy, but I'm not so young anymore. And I've been around for a long time. And it just seems that the economy does better under the Democrats than the Republicans. Now, it shouldn't be that way. But if you go back, it just seems that the economy does better under the Democrats than the Republicans." (CNN's "Wolf Blitzer Reports," 3/19/04)

Donald Trump Has Launched Attacks On The Republican Party.

- In 1999, Trump Quit The Republican Party In Favor Of The Reform Party, Declaring Republicans "Just Too Crazy Right." *"But Trump insisted that his own decision to quit the Republican Party was rooted in philosophical differences with the party, not political gamesmanship or his appetite for personal publicity. 'I really believe the Republicans are just too crazy right,' he said when he disclosed that he would register with the Independence Party, the New York version of the Reform Party. He said he would begin meeting with Reform Party officials in the next few months and make a final decision by March about whether to run." (Francis X. Clines, "Trump Quits Grand Old Party For New," The New York Times, 10/25/09)*
 - Trump Claimed He Was Considering A Presidential Campaign In 2000 Because The "Major Parties Have Lost Their Way" And Called Republicans "Captives Of Their Right Wing." *"I am considering a run only because I am convinced the major parties have lost their way. The Republicans are captives of their right wing. The Democrats are captives of their left wing. I don't hear anyone speaking for the working men and women in the center." (Donald J. Trump, Op-Ed, "America Needs A President Like Me," The Wall Street Journal, 9/30/99)*

Donald Trump Has Been A Supporter Of Democrat Presidential Frontrunner Hillary Clinton's Past Campaigns And Her Family Foundation.

- Donald Trump And His Family – Including His Son, Daughter, And Wife – Have Contributed At Least \$11,500 To Hillary Clinton's Campaigns, Including Her Last Presidential Campaign. (Center For Responsive Politics Website, Accessed 7/13/15)
- Donald Trump Has Contributed Between \$100,001 And \$250,000 To The Clinton Foundation. (Clinton Foundation Website, Accessed 7/13/15)
- In 2012, Trump Said He Thought Hillary Clinton Would Have Been A Better President Than Obama. VAN SUSTEREN: *"All right, I'm curious, do you think -- this is a hypothetical. Do you think Secretary of State Hillary Clinton would have been a better president, in your mind, than President Obama?" TRUMP: "Yes, I do." VAN SUSTEREN: "In what way." TRUMP: "I think she would have been a better -- first of all, I think we would have had a more unified country. We wouldn't have had a country where the Republicans hate the Democrats. I used to -- I dealt with Republicans and Democrats all my life, and they'd argue and they'd fight and then make deals and they'd go out to lunch together and they'd like each other. I mean, these people actually are enemies now. I've never seen anything like it. And I know them on both sides of the aisle. I've never seen anything like it. But the country is in turmoil, and the hatred of this country toward other groups is incredible. So the leadership is so lacking. I always thought that Obama was going to be a great cheerleader, at a minimum, a great cheerleader..." VAN*

SUSTEREN: "What happened?" TRUMP: "... and he's really not." (Fox News' "On The Record With Greta Van Susteren," 2/2/12)

- Trump Praised Clinton During Her 2008 Campaign And Called Her A "Tremendous Candidate." *TRUMP: "I do think his hardest part is going to be getting the Republican nomination because some of his views aren't as conservative as people say that you need to get the nomination. But if he's chosen, I think he'll be certainly a very good candidate. And I think Hillary Clinton, who's another friend of mine, is a tremendous candidate. I think she's going to do fantastically well. I mean, it'd be very interesting race if you had Rudy versus Hillary." (Fox News' "On The Record With Greta Van Susteren," 2/5/07)*
 - Trump, On Clinton In 2008: "Very Talented, Very Smart. She's A Friend Of Mine, So I'm A Little Bit Prejudiced. She's A Very, Very Capable Person..." *BLITZER: "I'm going to mention some names. Give me your thoughts right away. Hillary Clinton." TRUMP: "Very talented, very smart. She's a friend of mine, so I'm a little bit prejudiced. She's a very, very capable person, and I think she'll probably be the nominee. We'll see. But I think she'll probably be the nominee." (CNN's "The Situation Room," 3/16/07)*
 - Trump Called Clinton Ready To Be Commander-In-Chief And Praised The "Great Job" She Did As U.S. Senator *BLITZER: "Is she ready to be commander-in-chief?" TRUMP: "I think she is. I think she's a very, very brilliant person, and as a senator in New York, she has done a great job. Everybody loves her. She just won an election with a tremendous majority and she really -- she's become very, very popular in New York. And it wasn't easy." (CNN's "The Situation Room," 3/16/07)*
- After The 2008 Democratic Primary, Trump Still Praised Clinton And Said Obama Should Have Picked Her For VP. *Trump: "Hillary Got More Than 50 Percent Of The Vote. So Say Why Isn't He Picking Hillary. It Just Doesn't Make Sense." TRUMP: "I'm sure it will be brought up. Let's see what happens when it is. Maybe he has a fine answer and maybe it didn't take place. I think it's pretty serious and a very serious charge. More importantly, he didn't get 1 percent of the vote. Hillary got more than 50 percent of the vote. So say why isn't he picking Hillary. It just doesn't make sense." (CNN's "The Situation Room," 9/18/08)*
- Trump: "Right Now The Polls Are Even, And In Some Polls, I Guess McCain Is Leading. I Think If You Chose Hillary Clinton You Might Not Have That." *VAN SUSTEREN: "Why do you think Senator Obama did not pick Senator Clinton as his running mates? And I don't mean to take from Senator Biden." TRUMP: "Well, I don't want to take from Senator Biden either, because he's a good man and he's a good guy, from what everyone tells me, although I don't know him. But he ran for office, and when he ran for office he got very few votes. He got less than one percent of the vote. And Hillary Clinton ran for office, and she probably got more than 50 percent of the vote. So it's a little bit of a strange situation how, she didn't get the nomination to start off with. But she ran and she got at least 50 percent of the vote. So you would have certainly thought that he would have picked Hillary Clinton, and I think it would be much different poll numbers. Right now the polls are even, and in some polls, I guess McCain is leading. I think if you chose Hillary Clinton you might not have that. But he decided not to do that." VAN SUSTEREN: "Why not? What's your theory?" TRUMP: "I guess he didn't get along with her. I guess he didn't like her. I guess he felt uncomfortable with her and Bill. And I can tell you- I know both of them, and they're fantastic people, fantastic people, and they've already proven to be good team players. Because she took a lot of abuse, in my opinion. I think she was pretty badly abused in that campaign." (Fox News' "On The Record," 9/18/08)*

- Trump, On Obama's 2008 Running Mate Selection: "I Don't Understand Why Hillary Wasn't Chosen ... He Should Have Chosen Hillary, It Would Have Been A Much Different Race..." KING: "Are you concerned, say, about Sarah Palin or Joe Biden, who will be better suited to step into that office right now?" TRUMP: "Well, I can only say that Joe Biden got less than 1 percent of the vote every time he ran for president. I mean, you know, I don't understand why Hillary wasn't chosen because she was really winning. I have a friend that came to this country and was here for the last four weeks of that whole election. He said how did she lose? She won every election, she won every primary. He didn't understand it. The fact is that Obama went limping across the finish line. He should have chosen Hillary, it would have been a much different race, I believe. Right now, it looks to me like McCain is probably winning." (CNN's "Larry King Live," 9/17/08)
- In September 2008, Trump Said He Was A "Big Fan" Of Hillary Clinton. DONALD TRUMP, REAL ESTATE TYCOON: "Nice to see you." PHILLIPS: "Well, let me ask you first about Barack Obama. Is it true at one point you would have thrown your support behind him? I was hearing possibly if he would have picked Hillary Clinton, you would have been right there with him." TRUMP: "Well, I'm a big fan of Hillary's. She's a terrific woman, s he's a friend of mine. I think she was treated very poorly, and I think it's hurt Barack Obama quite badly. But she is a terrific woman." (CNN's "Newsroom," 9/24/08)
- In 2008, Trump Called Clinton A "Tremendous Senator" Who "Did A Great Job" As U.S. Senator. CAVUTO: "But do you have any candidate -- well, you have heard all the names mentioned -- that Donald Trump likes or favors aimore than some of the others?" TRUMP: "Well, you have a lot of great candidates. I mean, Andrew would be a great candidate. And Michael Bloomberg would be a great candidate. And you have a lot of good people. But they seem to be focused on Caroline Kennedy. And, if she gets it, I hope she does a good job. She is filling big shoes. Hillary Clinton, I think, was a tremendous senator. I think she did a great job." (Fox News' "Your World Neil Cavuto," 12/18/08)
- In 2007, Trump Praised Both Hillary Clinton And Rudy Giuliani When Asked Who He Was Supporting For President. KING: "Who are you supporting?" TRUMP: "Well, I think Hillary is terrific and I think Rudy is terrific. And I'll have to make a choice, assuming they both win. But she's been a friend of mine and he's been a friend of mine. And they're both terrific. I think they're both going to win. I think Rudy has a little bit of a fight with Romney, who is a terrific guy, also. I know him a little bit, not nearly as well. But I think Rudy is going to end up emerging. I think she's going to emerge. And you have two very, very smart people who are going to be running for president." (CNN's "Larry King Live," 10/15/07)
 - Trump Said He Would "Have A Quandary" If It Was Giuliani Versus Hillary Clinton. KING: "So you're going to have a quandary if it's Rudy versus Hillary?" TRUMP: "Well, I'm going to have a quandary. Look, it would be wonderful if it is. They're both terrific people -- very different people, very, very different -- like day and night. But they're both terrific people and I know them both well." (CNN's "Larry King Live," 10/15/07)
 - Trump Said Both Giuliani And Clinton Would Do A Good Job. TRUMP: "An independent party -- the Independent Party wanted me to run for president and I ultimately decided I like what I'm doing. But there's no reason for that now. You really have some very good candidates. And particularly I say because I know them, Rudy and Hillary. I think you really have some good candidates. I think you have two

people, and, again, very different people. But I think they both would do a good job.”
(CNN’s “Larry King Live,” 10/15/07)

- For Much Of The 2008 Primary, Trump Refused To Say Who He Supported Between Clinton And The Republican Candidates. In 2006, Trump Was Asked If He Was Hedging His Bets By Donating To Both Clinton And McCain And Responded By Saying “Hillary Clinton Is A Fantastic Woman Who I’ve Known For A Long Time, And I Know Her Husband Very Well.” *BLITZER: Critical issues, no doubt. Let’s talk a little about politics. We did some research. We found out that you donated \$6,000 to John McCain and the Straight Talk America PAC, \$2,900 to Senator Hillary Clinton. Both of them potentially front-runners for their respective parties’ presidential nominations. Are you hedging your bet?” TRUMP: “No, I’m not hedging my bets. I know both of them, I respect both of them. Hillary Clinton is a fantastic woman who I’ve known for a long time, and I know her husband very well. And they’re, you know, terrific people. And John McCain, I think I was the first person ever to contribute to his campaign when he was running years and years ago. A friend of his asked me to make a contribution, I did. I heard it was the first contribution, political contribution, he ever got. No, I’m not hedging my bets. They have a long way to go. I mean, they’re going to be pretty rough primaries. I think it’s going to be tough for anybody to get through those primaries alive. It’s going to be a long road for all of them, but it’ll be interesting to see. I think Hillary actually has probably the easier road in the Democratic primary, and John has a little bit tougher road because he tends to be a little bit on the liberal side, as you probably have heard.”* (CNN’s “The Situation Room,” 4/20/06)

Donald Trump Has Often Supported Democrats, Including President Obama.

- Trump Has Called Obama “Inspiring In Every Way” And Predicted He Would Be A “Great President” Trump Called Obama’s 2008 Election-Night Speech “Inspiring In Every Way” And Said He Was “Very Excited We Have A New President” Because He “Cannot Do Worse Than Bush.” *VAN SUSTEREN: “The new president-elect, what are your thoughts? Pretty exciting, it’s always exciting when we have a change of power, a transition, but what are your thoughts.” TRUMP: “It’s very exciting we have a new president. It would have been nice if he ended with a 500 point up instead of down. It’s certainly very exciting. His speech was great last night. I thought it was inspiring in every way. And, hopefully he’s going to do a great job. But the way I look at it, he cannot do worse than Bush.”* (Fox News’ “On The Record With Greta Van Susteren,” 11/5/08)
- Trump, On Obama In January 2009: “We Have A Young, Vibrant, Smart President Who, I Think, Is Going To Do A Really Good Job. ... And I Really Believe That Obama Will Be A Great President...” *TRUMP: “We have the greatest country in the world. We have a young, vibrant, smart president who, I think, is going to do a really good job. And, honestly, he has to do a really good job or this country maybe will never be the same. We had eight years of a horrendous president, a terrible president. You cannot get worse than Bush. And I really believe that Obama will be a great president, and I hope he is.”* (Fox News’ “On The Record With Greta Van Susteren,” 1/29/09)
- Trump, On Obama In February 2009: “This Is A Strong Guy Knows What He Wants, And This Is What We Need.” *TRUMP: “It is not even for the greatest of money as you know, but, really, it is a bad sound bite, but I thought he did a terrific job. This is a strong guy knows what he wants, and this is what we need.”* (Fox News’ “On The Record With Greta Van Susteren,” 2/9/09)

The Sanctity of Life Is A Core Plank Of The Republican Party Platform Yet Donald Trump Has A Long History Of Pro-Choice Advocacy And Even Refused To Oppose Partial-Birth Abortions.

- In An October 1999 Interview, Trump Confirmed He Opposed Efforts To Ban Partial-Birth Abortions, Calling Himself “Pro-Choice In Every Respect.” *RUSSERT: “Partial-birth abortion, the eliminating of abortion in the third trimester. A big issue in Washington. Would President Trump ban partial-birth abortions?” TRUMP: “Well, look, I’m very pro-choice. I hate the concept of abortion. I hate it. I hate everything it stands for. I cringe when I listen to people debating the subject. But you still—I just believe in choice. And, again, it may be a little bit of a New York background, because there is some different attitude in different parts of the country. And, you know, I was raised in New York, and grew up and work and everything else in New York City. But I am strongly for choice, and yet I hate the concept of abortion.”* *RUSSERT: “But you would not ban it?” TRUMP: “No.”* *RUSSERT: “Or ban partial-birth abortions?” TRUMP: “No, I am pro-choice in every respect and as far as it goes. But I just hate it.”* (NBC’s “Meet The Press,” 10/24/99)
- In 1999, Trump Called Abortion A “Personal Decision That Should Be Left To The Women And Their Doctors.” *“He also told Fox News Sunday: ‘I’m totally pro-choice. I hate it and I hate saying it. And I’m almost ashamed to say that I’m pro-choice, but I am pro-choice because I think we have no choice.’ ‘I want to see the abortion issue removed from politics,’ he told reporters in December 1999. ‘I believe it is a personal decision that should be left to the women and their doctors.’”* (Beth Reinhard, “Trump’s Flip-Flop On Abortion,” National Journal, 2/15/11)
- During His Previous Trial Runs For President, Trump Deflected On Abortion. In 1999, When Asked About His Views On Abortion, Trump Said “It’s Too Early To Give Those Views.” *“Trump provided few details about his position on national issues. Like Buchanan, he is opposed to the North American Free Trade Agreement. Asked about abortion, Trump said, ‘It’s too early to give those views.’”* (Ron Fournier, “Reform Party Intrigues Surround Ventura, Trump, Buchanan,” *The Associated Press*, 9/13/99)

Thank you for your attention to this important matter.

Sincerely,

Fergus Cullen