Commissioners,

This response addresses the disclosure questions raised by the POFD and the respondent's affidavit, explaining why acceptance of the expedited complaint is a necessary course of action under the law and would be consistent with other actions taken by the Commission, even after careful review of the document Mr. Johnson's representative provided.

1. Reporting income personally received is an obligation, but is distinct from other obligations. Business interests and qualifying beneficial interests are separately reportable under AS 39.50.030.
2. Concerning the Wiest Trust: The POFD reports $200,000 to $500,000 in trust income and a 25 percent beneficial interest managed by PNC, with "N/A" entered for the property description. Paragraph 16 of the affidavit explains that Mr. Johnson does not control the investments and identifies stocks, bonds, and similar instruments as the trust's assets.
3. AS 39.50.030(b)(4) requires identification and description of the trust property and the nature and extent of the beneficial interest. Bank management does not, by itself, create an exemption from that requirement. The question is whether the descriptions supplied satisfy the disclosure requirements. The substantial-compliance inquiry considers whether the filing accurately represented the candidate's finances; the amount of the distribution alone does not determine that issue. Grimm v. Wagoner
4. For Wild Air Farm, the POFD identifies Mr. Johnson's interest as "Partner." Paragraphs 6 through 8 of Mr. Johnson's affidavit state that he has no ownership interest and manages the property under authority granted by his grandmother's executor. 2 AAC 50.708 requires disclosure of the nature of the business interest. The ownership records and power of attorney would clarify what relationship the "Partner" entry was intended to describe.
5. The estate explanation leaves another factual question: Did Mr. Johnson hold a beneficial interest in his grandmother's estate during 2025? If Mr. Johnson held a qualifying beneficial interest exceeding $1,000, disclosure could be required even without a distribution. The relevant estate records would establish the nature of any interest and whether an exclusion applies. 2 AAC 50.712
6. Paragraph 8 identifies H&H Stables and an unnamed residential tenant as paying rent directly to Wild Air Farm. It does not specify the payment dates or amounts.
7. The remaining questions address Mr. Johnson's interest during 2025. Morning Dove's lease concerns Coyote Lake, LLC. Paragraphs 11 through 14 state that Mr. Johnson owns that LLC, that the lease became effective January 1, 2026, and that no rent has been collected. A lease producing no reportable income during 2025 would clear that item up. The Commission has the authority to request business records for Coyote Lake LLC to determine if no other income was earned. For qualifying self-employment through an LLC, the source-of-income rules identify clients or customers as the reportable sources, not the income transferred to the owner.
8. The respondent has offered to provide supporting documents, upon the Commission's request. Those records would give evidence concerning the business relationships, beneficial interests, and income described above. The evidence provided by me in the complaint, including articles, give a different version of facts than Mr. Johnson's affidavit. Request and review of records could determine the true facts of the matter,

which is essential in the public interest and for fairness under the law. The Commission has the authority to request all records and to ensure that all records are provided, taking whatever action is legally justified in light of all evidence.

I request expedited consideration because these disclosures allow voters to evaluate a candidate's financial interests before casting their ballots and would ensure that candidates are evaluated equally, with consistent action by the Commission. A penalty after the election cannot restore that opportunity.

Respectfully,

Complainant, Joel Borgquist