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April 17, 2014

Office of the Clerk
United States Court of Appeals for the Sixth Circuit
540 Potter Stewart U.S. Courthouse
100 E. Fifth Street
Cincinnati, Ohio 45202-3988

Re: Libertarian Party of Ohio v. Husted, No. 14-3230

Dear Clerk of Court,

Appellants submit the following supplemental authority under Rule 28(j). On page 29 of its Brief, the Secretary argues that Ohio's disclosure law only modestly burdens the First Amendment. Charles Krauthammer, in an opinion piece published today in the WASHINGTON POST, identifies additional examples demonstrating the severe burden disclosure laws impose on speech:

I had not foreseen how donor lists would be used not to ferret out corruption but to pursue and persecute citizens with contrary views. Which corrupts the very idea of full disclosure.

It is now an invitation to the creation of enemies lists. Containing, for example, Brendan Eich, forced to resign as Mozilla CEO when it was disclosed that six years earlier he'd given \$1,000 to support a referendum banning gay marriage. He was hardly the first. Activists compiled blacklists of donors to Proposition 8 and went after them. Indeed, shortly after the referendum passed, both the artistic director of the California Musical Theatre in Sacramento and the president of the Los Angeles Film Festival were hounded out of office.

Charles Krauthammer, *The zealots win again*, WASH. POST, April 17, 2014 (http://www.washingtonpost.com/opinions/charles-krauthammer-the-zealots-win-again/2014/04/17/ac0b6466-c654-11e3-8b9a-8e0977a24aeb_story.html).

Respectfully submitted,

s/Mark R. Brown

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CERTIFICATE OF SERVICE

I certify that copies of this Letter were filed using the Court's electronic filing system and will thereby be electronically delivered to all parties through their counsel of record.

s/Mark R. Brown
Mark R. Brown