DECLARATION OF MAX RUSSELL ERWIN
(pursuant to 28 U.S.C. §1746)

I, Max Russell Erwin, do hereby declare under penalty of perjury that the following is true and correct:

1. I am a resident of the city of Mt. Vernon in Knox County, Ohio.

2. I am a member of the Constitution Party of Ohio ("CPO"), a recognized minor political party in Ohio.

3. The CPO is an affiliation of voters dedicated to supporting and defending the principles of the Declaration of Independence and the Constitution of the United States. The CPO seeks to advance these goals and to shape public policy by running candidates for public office and disseminating its views through the state, federal, and local campaigns of CPO candidates.

4. The CPO has a functioning Central Committee that to the best of my knowledge has operated in compliance with all applicable state laws.
5. In August 2013, after consultation with CPO Chairman Don Shrader, I decided to run for Congress as a CPO candidate and to compete in the 2014 Ohio primary election to represent Ohio’s 7th Congressional District in the U.S. House of Representatives.

6. On September 20, 2013, I opened an “Erwin for Congress” checking account at the Home Loan Savings Bank in Mt. Vernon, Ohio, for the purpose of managing campaign contributions and expenditures, and deposited $5,000 of my own funds.

7. To prepare for my campaign, on October 12, 2013, I expended $18,300 to purchase a campaign bus from Schaffer-Danhoff Chrysler of Willard, Ohio.

8. On October 26, 2013, the CPO held its annual state convention and nominated me as its candidate for Congress for the 7th Congressional District.

9. During the month of October 2013, I hired a website designer to create a website for my campaign, I registered the “Erwin for Congress” domain name, and I launched my campaign website. I also created a Facebook page, email account, and twitter account for my campaign.

10. In early November 2013, I entered into a contract for $4,000 to wrap my campaign bus with my photograph, website address, and campaign logo with the words, “Let’s Make America Great Again.”

11. I downloaded a nominating petition form from the Ohio Secretary of State’s website and began to gather signatures from qualified and registered voters in the 7th Congressional District. I had collected 26 signatures before my campaign was halted by the enactment of S.B. 193. As a result of the enactment of S.B. 193, I have been disabled from soliciting or gathering signatures.

12. Even prior to my campaign, I had maintained a “Max Erwin for Ohio” website setting forth my position, and I had frequent speaking engagements. As a result of those activities, and of my (now halted) campaign efforts, people still approach me frequently, or message me on Facebook, to let me know that they support me. Often, they ask how to donate to my campaign, but I have been forced to turn down their contributions. As a result of the enactment of S.B. 193, I have been disabled from soliciting or collecting campaign contributions.

13. The enactment of S.B. 193 by the Ohio General Assembly has stripped the CPO of its status as a recognized minor party, and it has completely halted my campaign.
14. The enactment of S.B. 193 bars the CPO, and bars me, from participating in the Ohio primary election.

15. The enactment of S.B. 193 will severely handicap, or may even defeat, my attempt to enter the 2014 general election.

I declare under penalty of perjury that the foregoing is true and correct.

December 9, 2013

Max Russell Erwin