

MARLIN A. STUTZMAN
3RD DISTRICT, INDIANA

COMMITTEE ON FINANCIAL SERVICES
SUBCOMMITTEE ON FINANCIAL INSTITUTIONS
AND CONSUMER CREDIT
SUBCOMMITTEE ON MONETARY POLICY
AND TRADE

Congress of the United States

House of Representatives

Washington, DC 20515

October 16, 2013

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The Honorable K. Michael Conway, Chairman
The Honorable Linda T. Sanchez, Ranking Member
House Committee on Ethics
1015 Longworth Bldg.
Washington, DC 20515

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mc

RE: Letter Dated September 17, 2013

Dear Colleagues:

I am in receipt of your letter dated September 17, 2013 ("the Letter") regarding my 2012 Financial Disclosure Statement ("2012 Report"). This is in response to the Letter and to advise the Committee of amendments I am filing today with regard to my 2010, 2011 and 2012 Financial Disclosure Statements.

The Letter inquires about three (3) items:

1. **Item III-3c: the city/state of Stutzman Farms.** An amendment is filed today to supply the missing information regarding the location of Stutzman Farms (Howe, IN).
2. **Item IIIK-7: Underlying assets of the Retirement Investment Fund.** The asset to which you refer is actually the "Indiana PERF 100% Consolidated Retirement Fund" which is too many words to be able to fit on one line. There is no separate asset entitled "Retirement Investment Fund". I have no discretion or control over the assets in the Indiana Public Employees Retirement Fund. Accordingly, we have amended the 2012 report to indicate that this is an Excepted Investment Fund and the underlying assets need not be disclosed.
3. **Item IV-6: Previously unreported assets, not reported as purchased.** The two assets referenced in your letter are the following:
 - **Retirement Investment Fund.** As indicated above, this is not a separate or recently acquired asset. It is the Indiana Public Employees Retirement Fund which has been reported as an asset each year, as follows:
 - Reported on May 2011 for the 2010 Calendar Year, on page 4, line 1 as "Indiana PERF (Consolidated Retirement Investment Fund 100%)

- Reported on August 13, 2012 for 2011 Calendar Year, on page 3, line 6, as ‘Indiana PERF 100% Consolidated Retirement Fund’
- Reported on the September 24, 2012 amendment to the 2011 Financial Disclosure Statement on p. 3, line 6, as ‘Indiana PERF 100% Consolidated Retirement Fund’
- Reported on August 13, 2013 for 2012 Calendar year, on page 4, lines 2 and 3, as Indiana PERF 100% Consolidated Retirement Fund’

Accordingly, there is no reportable purchase, sale or exchange in connection with this asset, as it has been duly and properly reported each year.

- **Ave Laureenne, LLC.** The interest held by my wife and me in Ave Laureenne, LLC is a partnership in a private, family owned enterprise actively engaged in a trade or business, namely, operating a bridal salon. It is not for the purpose of holding investments such as real estate, nor was the investment for the purpose of purchasing, selling or exchanging securities. Accordingly, it is not a reportable transaction under the instructions to the Financial Disclosure Report on p. 25, ‘Instruction Guide for Completing Calendar Year 2012 Financial Disclosure Statement Form A’ published by the Committee on Ethics.

As part of my efforts to ensure that my reports are 100% accurate, I have retained legal counsel more familiar with the reporting requirements to review my prior years’ reports (2010 and 2011) as well as to assist in the preparation and amendment of the 2012 Report. As a result of that review, I have corrected other minor errors in accordance with the guidelines, to-wit:

Additional Amendments.

Schedule IX – Agreements. After filing my 2012 Report, I was advised by legal counsel that, while the state legislative retirement fund has been duly reported as an asset on each year’s Financial Disclosure Statement as more fully described above, I did not separately report my legislative retirement on Schedule IX–Agreements.

I am filing today amendments to my 2010, 2011 and 2012 Financial Disclosure Statements to add that information on Schedule IX.

Farm Income. I have been advised that my prior years’ reports did not properly disclose my ownership of Stutzman Farms in Howe, IN and the actual amount of farm income from all sources for 2010 and 2011. I am amending those two reports to properly and fully disclose the value of Stutzman Farms and the income it generated for each of the past three years.

I also realized that I had failed to inform my legal counsel of the acquisition during 2012 of an interest in my parents' farm in Michigan and the formation of Stutzman Farms, LLC, of which I am a board member.

Accordingly, we are filing amendments for 2010 and 2011 to properly report the farm income for each of those calendar years and to include the reportable information regarding Stutzman Farms, LLC acquired in 2012.

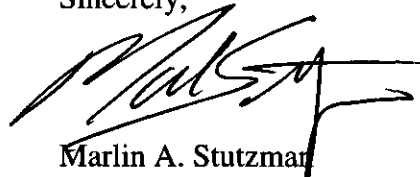
We believe that we have fully addressed the matters in the Letter, and, with the amendments being filed today, have corrected the prior years' reports.

My previous reports were prepared by myself with the assistance of my CPA in Indiana and, while we did disclose the required information regarding the existence of the various assets and income, it may not have been included in all the schedules and in the manner required under the instructions. Today's filings correct any errors or oversights.

Any mistakes on the reports were inadvertent and we believe have been fully corrected. Further, we now have in place a process by which we can make certain we understand the filing instructions more completely in the future.

Please contact me if you have further questions regarding these amendments. Thank you for your attention.

Sincerely,



Marlin A. Stutzman
Member of Congress

UNITED STATES HOUSE OF REPRESENTATIVES
CALENDAR YEAR 2012 FINANCIAL DISCLOSURE STATEMENT

Form A
For use by Members, officers, and employees

Name: Marlin Stutzman

Daytime Telephone: 202-225-4436

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|--------------|---|---|--|-------------------|-------------------|--|
| Filer Status | <input checked="" type="checkbox"/> Member of the U.S. House of Representatives | State: <u>IN</u> District: <u>2nd</u> | <input type="checkbox"/> Officer or Employee | Employing Office: | Termination Date: | A \$200 penalty shall be assessed against anyone who files more than 30 days late. |
| Report Type | <input type="checkbox"/> Annual (May 15, 2013) | <input checked="" type="checkbox"/> Amendment | <input type="checkbox"/> Termination | | | |

PRELIMINARY INFORMATION — ANSWER EACH OF THESE QUESTIONS

| | | | |
|--|---|--|---|
| I. Did you or your spouse have "earned" income (e.g., salaries or fees) of \$200 or more from any source in the reporting period? If yes, complete and attach Schedule I. | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> | VI. Did you, your spouse, or a dependent child receive any reportable gift in the reporting period (i.e., aggregating more than \$350 and not otherwise exempt)? If yes, complete and attach Schedule VI. | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| II. Did any individual or organization make a donation to charity in lieu of paying you for a speech, appearance, or article in the reporting period? If yes, complete and attach Schedule II. | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | VII. Did you, your spouse, or a dependent child receive any reportable travel or reimbursements for travel in the reporting period (worth more than \$350 from one source)? If yes, complete and attach Schedule VII. | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> |
| III. Did you, your spouse, or a dependent child receive "unearned" income of more than \$200 in the reporting period or hold any reportable asset worth more than \$1,000 at the end of the period? If yes, complete and attach Schedule III. | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> | VIII. Did you hold any reportable positions on or before the date of filing in the current calendar year? If yes, complete and attach Schedule VIII. | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> |
| IV. Did you, your spouse, or a dependent child purchase, sell, or exchange any reportable asset in a transaction exceeding \$1,000 during the reporting period? If yes, complete and attach Schedule IV. | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | IX. Did you have any reportable agreement or arrangement with an outside entity? If yes, complete and attach Schedule IX. | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> |
| V. Did you, your spouse, or a dependent child have any reportable liability (more than \$10,000) during the reporting period? If yes, complete and attach Schedule V. | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> | Each question in this part must be answered and the appropriate schedule attached for each "Yes" response. | |

EXCLUSION OF SPOUSE, DEPENDENT, OR TRUST INFORMATION — ANSWER EACH OF THESE QUESTIONS

| | |
|--|--|
| IPO—Did you purchase any shares that were allocated as a part of an Initial Public Offering? | Yes <input type="checkbox"/> No <input type="checkbox"/> |
| TRUSTS—Details regarding "Qualified Blind Trusts" approved by the Committee on Ethics and certain other "excepted trusts" need not be disclosed. Have you excluded from this report details of such a trust benefiting you, your spouse, or dependent child? | Yes <input type="checkbox"/> No <input type="checkbox"/> |
| EXEMPTION—Have you excluded from this report any other assets, "unearned" income, transactions, or liabilities of a spouse or dependent child because they meet all three tests for exemption? Do not answer "yes" unless you have first consulted with the Committee on Ethics. | Yes <input type="checkbox"/> No <input type="checkbox"/> |

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For additional assets and unearned income, use next page.

Continuation Sheet (if needed)

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~~copy MI (25%)~~

This page may be copied if more space is required.

SCHEDULE VIII—POSITIONS

Name **Stutzman, Marlin**

Page **8** of **8**

Report all positions, compensated or uncompensated, held during the current calendar year as an officer, director, trustee of an organization, partner, proprietor, representative, employee, or consultant of any corporation, firm, partnership, or other business enterprise, any nonprofit organization, any labor organization, or any educational or other institution other than the United States.

Exclude: Positions listed on Schedule I; positions held in any religious, social, fraternal, or political entities (such as political parties and campaign organizations); and positions solely of an honorary nature.

| Position | Name of Organization |
|-----------------------|--------------------------------|
| Proprietor | Stutzman Farms |
| Chairman of the Board | Ave Laurene, LLC |
| Board Member | Stutzman Farms, LLC (Michigan) |
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SCHEDULE IX—AGREEMENTS

Identify the date, parties to, and general terms of any agreement or arrangement with respect to: future employment; a leave of absence during the period of government service; continuation or deferral of payments by a former or current employer other than the U.S. Government; or continuing participation in an employee welfare or benefit plan maintained by a former employer.

| Date | Parties To | Terms of Agreement |
|-----------|-----------------------------|--|
| Nov. 2002 | Myself and State of Indiana | Public Employee/Legislative Retirement Fund - for Service in State Legislature |
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