MARLIN A. STUTZMAN 3RD DISTRICT, INDIANA

COMMITTEE ON FINANCIAL SERVICES

SUBCOMMITTEE ON FINANCIAL INSTITUTIONS AND CONSUMER CREDIT

SUBCOMMITTEE ON MONETARY POLICY AND TRADE

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WASHINGTON, DC 20515
(202) 225-4436

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House of Representatives

Washington, BC 211515 October 16, 2013 2013 OCT 16 PM 3 P 9 HOUSE, SUITE D

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U.S. HOUSE OF REPRESENTALIVES n.house.gov

1728 LONGWORTH HOUSE OFFICE BUILDING

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

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%)

- o 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 Laurenne, LLC. The interest held by my wife and me in Ave Laurenne, 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. Stutzmar

Member of Congress

SCHEDULE III—ASSETS

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SCHEDULE III—ASSETS AND "UNEARNED" INCOME Continuation Sheet (if needed)

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SCHEDULE VIII—POSITIONS

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Page 8 of 8	

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

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.

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Proprietor	Stutzman Farms
Chairman of the Board	Ave Laurenne, LLC
Board Member	Stutzman Farms, LLC (Michigan)

SCHEDULE IX—AGREEMENTS

employee welfare or benefit plan maintained by a former employer. government service; continuation or deterral of payments by a former or current employer other than the U.S. Government; or continuing participation in an 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

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