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VIA EMAIL

April 27, 2022

Mr. Omar Ashmawy
Staff Director & Chief Counsel
Office of Congressional Ethics
U.S. House of Representatives
425 3rd Street, S.W., Suite 1110
Washington, DC 20024

Re: Rep. David Madison Cawthorn (R-NC) and Mr. Stephen L. Smith, Staff to Rep. Cawthorn, Ethics Rules Violations

Dear Mr. Ashmawy:

Greetings to you from Western North Carolina.

I would like to request the Office of Congressional Ethics investigate Rep. David Madison Cawthorn (R-NC) for the following ethical violations:

1. Violation of House Rule XXIII, (1): Cawthorn has attempted to bring a loaded gun on a flight from Asheville, North Carolina, in February 2021 and from Charlotte Airport in April 2022. His actions reflect negatively upon the House. The Transportation Security Administration will have records of these infractions.


3. Violation of House Rule XXIII, (3): Cawthorn provides free housing and travel as a gift to an employee of the House, Mr. Stephen L. Smith, in excess of $250.00. (See attachment A)

4. Violation of House Rule XXV, (5): Rep. Cawthorn has provided loans to a member of the House staff, Mr. Stephen L. Smith, who is under his supervision. (See attachment B) The repayment by Mr. Smith has not been made and can be confirmed by reviewing Rep. Cawthorn and Mr. Smith’s House financial disclosures.

6. Violations of House Rule XXIII: The Committee is requested to investigate whether any House Rules or statutes were violated by the relationship between Rep. Cawthorn and his House employee Mr. Stephen L. Smith. Mr. Smith apparently lives with Rep. Cawthorn and various social media postings by them indicate a personal relationship between them, separate and apart from the professional relationship of employer and employee. For example, Stephen L. Smith accompanied Rep. Cawthorn on his honeymoon to Dubai, UAE, in April 2021. (See exhibit B)


In addition, I would like to request an ethics investigation into Mr. Stephen L. Smith, a House employee on Rep. Cawthorn’s staff, for the following violations of House Ethics Rules:

1. Violation of House Rule XXIII, (3): Mr. Smith accepts free housing and travel as a gift in excess of $250.00 from Rep. Cawthorn. (See attachment A). These were gifts to Mr. Smith by Rep. Cawthorn and neither have disclosed them.

2. Violation of House Rule XXV, (5): Mr. Smith has accepted money loans from Rep. Cawthorn. (See attachment B) The repayment by Mr. Smith has not been made and can be confirmed by reviewing Rep. Cawthorn and Mr. Smith’s House financial disclosures.

3. Violation of House Rule XXVI: Mr. Smith has not properly filed House financial disclosures regarding gifts and loans from Rep. Cawthorn.

Please contact me if you would like additional information on any of these allegations.

Sincerely,

David B. Wheeler

Attachment: Exhibit A & B
Cawthorn appears to have lived there since 2018, when he originally purchased the property:
STATEMENT OF ORGANIZATION

1. NAME OF COMMITTEE (in full) [Check if name is changed]

ADDRESS (number and street) [Check if address is changed]

COMMITTEE'S EMAIL ADDRESS [Check if address is changed]

COMMITTEE'S WEB PAGE ADDRESS (URL) [Check if address is changed]

DATE

FEC IDENTIFICATION NUMBER

IS THIS STATEMENT [ ] NEW (N) [ ] AMENDED (A)

I certify that I have examined this statement and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer:

Signature of Treasurer:

Date

NOTE: Submission of false, inaccurate, or incomplete information may subject the person signing this statement to the penalties of 18 U.S.C. Secs.

Any change in information should be reported within 14 days.

David Madison Cawthorn
657 N Rugby Rd
Hendersonville, North Carolina 28791
12/20/2019
Candidate In-kind - Filing Fee
174.00

David Madison Cawthorn
657 N Rugby Rd
Hendersonville, North Carolina 28791
01/15/2020
Candidate In-kind - Yard signs
383.27

David Madison Cawthorn
657 N Rugby Rd
Hendersonville, North Carolina 28791
01/20/2020
Candidate In-kind - supplies for events
59.18

David Madison Cawthorn
657 N Rugby Rd
Hendersonville, North Carolina 28791
01/23/2020
Candidate In-kind - Radio Day
660.00

David Madison Cawthorn
657 N Rugby Rd
Hendersonville, North Carolina 28791
01/23/2020
Candidate In-kind - Hotel on Coinn Trave
143.19

David Madison Cawthorn
657 N Rugby Rd
Hendersonville, North Carolina 28791
01/23/2020
Candidate In-kind - Hotel for Coinn Travel
140.32

David Madison Cawthorn
657 N Rugby Rd
Hendersonville, North Carolina 28791
02/03/2020
Candidate In-kind - Yard signs
1000.00

David Madison Cawthorn
657 N Rugby Rd
Hendersonville, North Carolina 28791
02/06/2020
Candidate In-kind - Food/Bev for FR even
1337.50

David Madison Cawthorn
657 N Rugby Rd
Hendersonville, North Carolina 28791
02/06/2020
Candidate In-kind - FR event space rental
1000.00

David Madison Cawthorn
657 N Rugby Rd
Hendersonville, North Carolina 28791
02/12/2020
Candidate In-kind - Shirts, Business ca
2362.54
Legal Name
SPQR Holdings, LLC

Information

SosId: 1875213
Status: Admin. Dissolved
Date Formed: 8/1/2019
Citizenship: Domestic
Annual Report Due Date: April 15th
Annual Report Status:
Registered Agent: Cawthorn, David Madison

Addresses

Reg Office
657 North Rugby Rd
Hendersonville, NC 28791

Reg Mailing
657 North Rugby Rd
Hendersonville, NC 28791

Company Officials

All LLCs are managed by their managers pursuant to N.C.G.S. 57D-3-20.

Manager
David Madison Cawthorn
657 North Rugby Rd
Hendersonville NC 28791

Member
David Madison Cawthorn
657 North Rugby Rd
Hendersonville NC 28791
Smith also receives campaign payments registered to Smith’s address at the home Cawthorn owns, per Cawthorn’s FEC filings. One of many disbursements:

<table>
<thead>
<tr>
<th>Full Name (Last, First, Middle Initial)</th>
<th>Date of Disbursement</th>
</tr>
</thead>
<tbody>
<tr>
<td>SMITH, STEPHEN, , ,</td>
<td>12 / 30 / 2021</td>
</tr>
<tr>
<td>Mailing Address: 657 N RUGBY RD</td>
<td></td>
</tr>
<tr>
<td>City: HENDERSONVILLE</td>
<td>State: NC</td>
</tr>
<tr>
<td>Zip Code: 28791-9044</td>
<td></td>
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<tr>
<td>Purpose of Disbursement: SALARY</td>
<td></td>
</tr>
<tr>
<td>Candidate Name</td>
<td>Category/ Type 001</td>
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<tr>
<td>Office Sought: House</td>
<td></td>
</tr>
<tr>
<td>Disbursement For: Primary: 2022</td>
<td></td>
</tr>
<tr>
<td>Amount of Each Disbursement this Period</td>
<td>2800.00</td>
</tr>
<tr>
<td>Transaction ID: B23FF7AB5B5C24AE2B7E</td>
<td></td>
</tr>
</tbody>
</table>
Cawthorn and Smith Ethics Complaint
Exhibit B

They are seen in this video, which was distributed on Twitter among various people, discussing suggestive subjects and touching inappropriately:

https://drive.google.com/file/d/1ypnjy_17FjdZ5_XqAIrgELw8koUzmzw/view?usp=embed_facebook&usp=embed_facebook
In addition, here they are together on a “snow day”.
STEPHEN_SMITH22

Posts

9:26

Stephen_smith22: It really is the most wonderful time of the year! I couldn't be happier in life and I can't wait to see what doors are opened next year!

Edited · 122w

ha.nia3000: Give me one gift 😊😊

91w · Reply

_reguz: Very cute! Sending you lots of love 😊

121w · Reply

Sandytotherow: You make my heart sing!

122w · 1 like · Reply

Stephen_smith22: @Sandytotherow

You're the best ever! Love you:)!

122w · 1 like · Reply

Madisoncawthorn: @gra_c22 he talks about you in his sleep.

122w · 1 like · Reply

Madisoncawthorn: @Celeste.Calvert and even better he is now a father on two continents! He is so good with his little bi-lingual babies 😊

March 8, 2019
VENMO Payment History Between Cawthorn and Smith

Madison Cawthorn paid Stephen Smith
Jan 9, 2019
Breaking and entering

Stephen Smith paid Madison Cawthorn
Dec 18, 2018
Gettin low

Stephen Smith paid Madison Cawthorn
Dec 13, 2018
Nudes

Madison Cawthorn paid Stephen Smith
Dec 13, 2018
Get it

Stephen Smith paid Madison Cawthorn
Jun 26, 2018
For loving me daily and nightly

Madison Cawthorn paid Stephen Smith
Jun 22, 2018
The quickie at the airport

Madison Cawthorn paid Stephen Smith
Jun 21, 2018
The stuff we did in Amsterdam

Madison Cawthorn paid Stephen Smith
Jun 17, 2018
Getting naked for me in Sweden