

**STATE OF WISCONSIN  
ELECTIONS COMMISSION**

COMPLAINT FORM

**Please provide the following information about yourself:**

Name Rick Bina  
Address W11529 Rangeline Rd. Antigo, WI. 54409  
Telephone Number 715-216-0155  
E-mail rick@mynowire.com

**State of Wisconsin  
Before the Elections Commission**

The Complaint of election mis-information

\_\_\_\_\_, Complainant(s) against  
Town of Ackley Clerk, Respondent, whose  
address is N4736 River Rd. Antigo, WI. 54409

This complaint is under 5.06 (Insert the applicable sections of law in chs. 5 to 10 and 12 and other laws relating to elections and election campaigns, other than laws relating to campaign financing)

I, Rick Bina, allege that:

When I asked Ackley Town Clerk on March 8th, 2021 if I needed to register as a write-in candidate for the position of  
Town chairman. Her response: "Hi Rick, If you run for town board as a write-in it's only as a write-in.

For Town boards there is no registered or non registered. I believe that is for county and state levels. If you campaign as a write-in

remember to state which seat you are running for. Hope this helps." So I printed and distributed door hangers

throughout the township, I also put up banners stating that I was running for town chairman as a write-in.

I won the election on April 6th, 2021 and was then told that I didn't win because I wasn't registered. I feel I earned

the town chairman position. I have copies of the text messages from town clerk to prove my claim. Thank you.

(Set forth in detail the facts that establish probable cause to believe that a violation has occurred. Be as specific as possible as it relates to dates, times, and individuals involved. Also provide the names of individuals who may have information related to the complaint. Use as many separate pages as needed and attach copies of any supporting documentation.)

Date: 4/8/2021 Rick Bina  
Complainant's Signature

I, Rick Bina, being first duly sworn, on oath, state that I personally read the above complaint, and that the above allegations are true based on my personal knowledge and, as to those stated on information and belief, I believe them to be true.

Rick Bina  
Complainant's Signature

STATE OF WISCONSIN

County of Lan glade,  
(county of notarization)

Sworn to before me this 8<sup>th</sup> day of  
April, 2021.

Jeanne M. Jensen  
(Signature of person authorized to administer oaths)

My commission expires 11/14/2022, or is permanent.

Notary Public or -  
(official title if not notary)

**Please send this completed form to:**

Mail: Wisconsin Elections Commission  
P.O. Box 7984  
Madison, WI 53707-7984

Fax: (608) 267-0500

Email: [elections@wi.gov](mailto:elections@wi.gov)

(no subject)

1 message

Rick Bina <rick@mynowire.com>  
To: office@binaprinting.com

Thu, Apr 8, 2021 at 11:57 AM

Verizon

3:22 PM



Amy >

iMessage  
Tue, Mar 9, 9:38 AM

Hi Rick. If you run for town board as a write-in it's only as a write-in. For town boards there is no registered or non registered. I believe that is for county and state levels. If you campaign as a write in remember to state which seat you are running for. Hope this helps

Thank you

Wed, Mar 17, 12:46 PM

(no subject)

1 message

Rick Bina <rick@mynowire.com>  
To: office@binaprinting.com

Thu, Apr 8, 2021 at 11:57 AM

Verizon LTE

10:21 AM



Amy >

Hi Amy,  
There is no distinction between  
the two supervisor positions  
correct?  
I mean there is not supervisor  
#1 and supervisor #2

Yes there is. Don Scupien is #1  
Charlie is #2

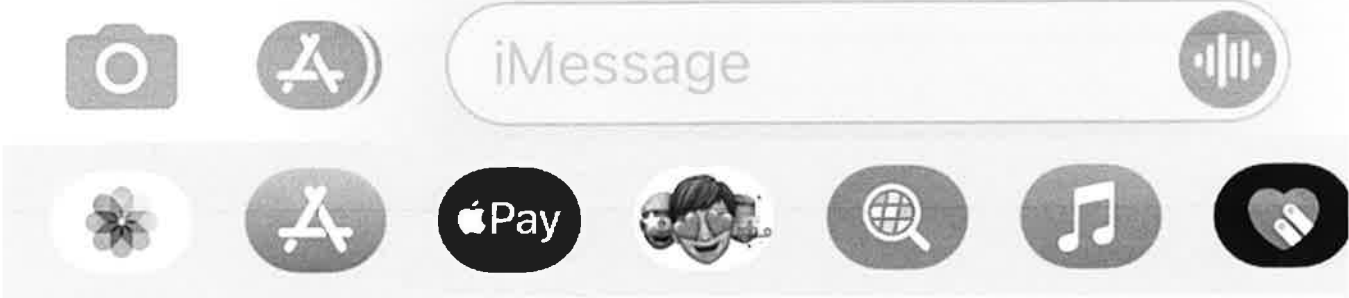
Okay, thanks!

Sure

Tuesday 9:36 PM

Rick I am sorry for the confusion. You didn't win. You were not a registered write in

You told me that town chairman didn't have to be registered!!



(no subject)

1 message

Rick Bina <rick@mynowire.com>  
To: office@binaprinting.com

Thu, Apr 8, 2021 at 11:58 AM

Verizon LTE

10:21 AM



Amy >

From you:

Hi Rick. If you run for town board as a write-in it's only as a write-in. For town boards there is no registered or non registered. I believe that is for county and state levels. If you campaign as a write in remember to state which seat you are running for. Hope this helps

March 9th you sent me that

I know and I couldn't find anything for town positions

anything for town positions  
saying they had to be  
registered. I didn't think they  
had to be. I am very sorry. I just  
got off the phone with the state  
after the county clerk called  
them. I am really sorry



iMessage



Apple Pay



(no subject)

1 message

Rick Bina <rick@mynowire.com>  
To: office@binaprinting.com

Thu, Apr 8, 2021 at 11:59 AM

Verizon LTE

10:21 AM



Amy >

got off the phone with the state after the county clerk called them. I am really sorry

Unacceptable

Who did you talk to at this time of night at the state?.....BS

Riley. 1-608-261-2028. Call him. I'm not a liar Rick

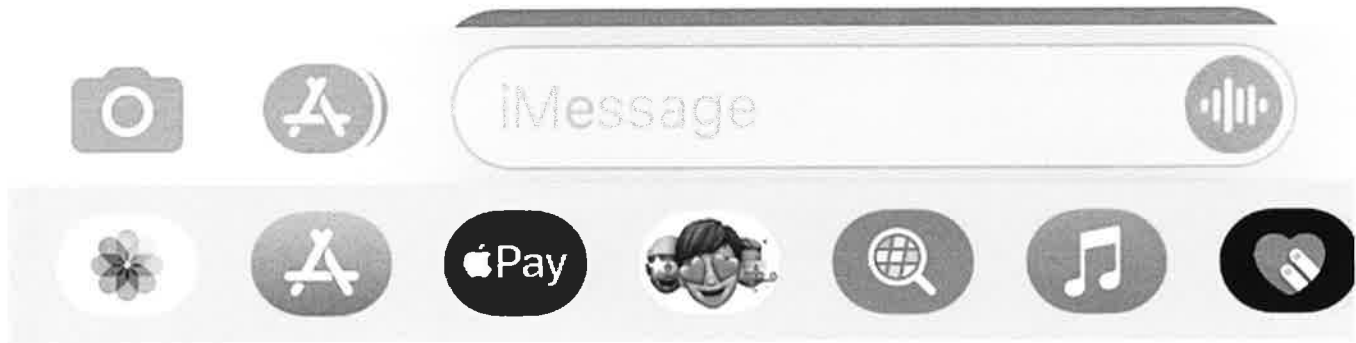
You should've told me this when I called you a month ago and asked you if I needed to

I told you what I thought and



I told you what I thought and  
when I couldn't find anything I  
didn't think you had to be  
registered.

I feel terrible Rick.



(no subject)

1 message

Rick Bina <rick@mynowire.com>  
To: office@binaprinting.com

Thu, Apr 8, 2021 at 11:59 AM

Verizon LTE

10:21 AM



Amy >

You should've told me this when I called you a month ago and asked you if I needed to

I told you what I thought and when I couldn't find anything I didn't think you had to be registered.

I feel terrible Rick.

You should have found out!!!  
That's why I asked!

You are the town clerk

I'll have legal check into this



Please do

I will

Delivered



iMessage



**From:** [Rick Bina](#)  
**To:** [Witecha, James - ELECTIONS](#)  
**Subject:** Statute  
**Date:** Wednesday, April 14, 2021 11:31:57 AM

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Hi Jim,

You said that I should find a statute that applies to my situation and this seems to be the most accurate that I can find. Is this what you are looking for and if so, do I need to type this up and send it in or is an email okay?

**12.05 False representations affecting elections.** No person may knowingly make or publish, or cause to be made or published, a false representation pertaining to a candidate or referendum which is intended or tends to affect voting at an election.

**History:** [1973 c. 334](#); [1993 a. 175](#).

A violation of this section does not constitute defamation per se. *Tatur v. Solsrud*, [174 Wis. 2d 735, 498 N.W.2d 232](#) (1993).

**Rick Bina**  
**715-627-4554**