



FEDERAL ELECTION COMMISSION

1125 K STREET N.W.  
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 1034

Date Filmed 12/10/79 Camera No. --- 2

Cameraman GPC

70040170001

20007101002

PS Form 3811, Apr. 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

SENDER: Complete items 1, 2, and 3. Add your address in the reverse.

- 1. The following service is requested (check one).
  - Show to whom and date delivered.
  - Show to whom, date, and address of delivery.
  - RESTRICTED DELIVERY Show to whom and date delivered.
  - RESTRICTED DELIVERY Show to whom, date, and address of delivery. (CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO  
 Lawrence Kupper, Jr., Chairman  
 P.O. Box 160  
 Vineland, N.J. 08360

3. ARTICLE DESCRIPTION:  
 REGISTERED NO. CERTIFIED NO. INSURED NO.  
 21330

(Always obtain signature of addressee or agent)

I have received the article described above.  
 SIGNATURE  Addressee  Authorized agent

4. DATE OF DELIVERY: 11-26-79  
 POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS  
 MA

MUR-1034 J. Levin

GPO: 1977-0-248-558

FEDERAL ELECTION COMMISSION

Material from another investigation mistakenly  
placed in this file and duplicates of documents in this  
file have been removed.

The above-described material was removed from this file pursuant to the following exemption provided in the Freedom of Information Act, 5 U.S.C. Section 552(b):

- |  |   |
|--|---|
| <input type="checkbox"/> (1) Classified Information                                | <input type="checkbox"/> (6) Personal privacy                             |
| <input type="checkbox"/> (2) Internal rules and practices                          | <input type="checkbox"/> (7) Investigatory files                          |
| <input type="checkbox"/> (3) Exempted by other statute                             | <input type="checkbox"/> (8) Banking Information                          |
| <input type="checkbox"/> (4) Trade secrets and commercial or financial information | <input type="checkbox"/> (9) Well Information (geographic or geophysical) |
| <input checked="" type="checkbox"/> (5) Internal Documents                         |   |

Signed Jonathan Michael Terin  
date November 26, 1977

170003



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

November 20, 1979

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Lawrence Pepper, Jr., Chairman  
Cumberland County Republican  
Organization  
P.O. Box 160  
Vineland, New Jersey 08360

Re: MUR 1034

Dear Mr. Pepper:

On February 27, 1979, the Federal Election Commission found there was reason to believe that the Cumberland County Republican Organization may have violated sections 433 and 434 of the Federal Election Campaign Act of 1971, as amended ("the Act"). However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file in this matter.

For your information, we have enclosed three of the Commission's advisory opinions setting out procedures for the conduct of joint fundraisers in compliance with the Act. They are numbered AO 1977-8, AO 1977-14, and AO 1979-12.

If you have any questions, please direct them to Jonathan Levin at 202-523-4060.

Sincerely,

A handwritten signature in dark ink, appearing to read "Charles N. Steele".

Charles N. Steele  
Acting General Counsel

Enclosures

72040170004

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Lawrence Pepper, Jr., Chairman  
Cumberland County Republican  
Organization  
P.O. Box 160  
Vineland, New Jersey 08360

JML

Re: MUR 1034

Dear Mr. Pepper:

On February 27, 1979, the Federal Election Commission found there was reason to believe that the Cumberland County Republican Organization may have violated sections 433 and 434 of the Federal Election Campaign Act of 1971, as amended ("the Act"). However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file in this matter.

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If you have any questions, please direct them to Jonathan Levin at 202-523-4060.

Sincerely,

Charles N. Steele  
Acting General Counsel

Enclosures

70010170005



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.  
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES STEELE *mwe*  
FROM: MARJORIE W. EMMONS/MARGARET CHANEY  
DATE: NOVEMBER 20, 1979  
SUBJECT: MUR 1034 - Memorandum to the Commission  
dated November 15, 1979; Received in  
OCS 11-16-79, 4:05

The above-named document was circulated to the Commission on a 24-hour no-objection basis at 11:00, November 19, 1979.

There were no objections to the proposed letter at the time of the deadline.

70010170006

November 16, 1979

MEMORANDUM TO: Marge Emmons  
FROM: Elissa T. Garr  
SUBJECT: MUR 1034

Please have the attached Memo and letter distributed to the Commission on a 24 hour no-objection basis.

Thank you.

79040170007



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY

'9 NOV 16 P 4: 05

MEMORANDUM

TO: The Commission

FROM: Charles N. Steele *CS*

SUBJECT: MUR 1034 - Cumberland County Republican  
Organization

DATE: November 15, 1979

On November 14, 1979, the Commission voted to take no further action and close the file in MUR 1034. Attached for approval is the letter written pursuant to this finding.

79010170009



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Lawrence Pepper, Jr., Chairman  
Cumberland County Republican  
Organization  
P.O. Box 160  
Vineland, New Jersey 08360

Re: MUR 1034

Dear Mr. Pepper:

On February 27, 1979, the Federal Election Commission found there was reason to believe that the Cumberland County Republican Organization may have violated sections 433 and 434 of the Federal Election Campaign Act of 1971, as amended ("the Act"). However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file in this matter.

For your information, we have enclosed three of the Commission's advisory opinions setting out procedures for the conduct of joint fundraisers in compliance with the Act. They are numbered AO 1977-8, AO 1977-14, and AO 1979-12.

If you have any questions, please direct them to Jonathan Levin at 202-523-4060.

Sincerely,

Charles N. Steele  
Acting General Counsel

Enclosures

79010170009





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES STEELE *mwe*  
FROM: MARJORIE W. EMMONS/MARGARET CHANEY *mc*  
DATE: NOVEMBER 9, 1979  
SUBJECT: OBJECTION - MUR 1034 - First General  
Counsel's Report dated 11-5-79

The above-named document was circulated on a 48  
hour vote basis at 11:00, November 6, 1979.

Commissioner Aikens submitted an objection at 5:08,  
November 8, 1979, thereby placing MUR 1034 on the  
Executive Session Agenda for November 14, 1979.

72010170011

November 5, 1979

MEMORANDUM TO: Marge Emons  
FROM: Elissa T. Garr  
SUBJECT: MUR 1034

Please have the attached First GC Report on MUR 1034 distributed to the Commission on a 48 hour tally basis.

Thank you.

77010170012

FEDERAL ELECTION COMMISSION  
RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY  
FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL  
BY OGC TO COMMISSION 11-5-79

79 NOV 5 10 14 46  
MON NO. 1014 46  
STAFF MEMBER(S)

J. Levin

SOURCE OF MUR: INTERNALLY GENERATED  
RESPONDENT'S NAME: Cumberland County Republican Organization, N.J.  
RELEVANT STATUTE: 2 U.S.C. §§433, 434, 441a  
AO 1977-8, AO 1977-14, AO 1979-12  
INTERNAL REPORTS CHECKED: Public Records  
FEDERAL AGENCIES CHECKED: None

GENERATION OF MATTER

On September 24, 1979, the Cumberland County Republican Organization ("Cumberland") was referred to the Office of General Counsel (OGC) by the Reports Analysis Division (RAD) for failure to register, and report, in violation of 2 U.S.C. §433 and §434, and for making an excessive contribution to a political committee in violation of 2 U.S.C. §441a.

EVIDENCE

A review of the 1977 July 10 Quarterly Report filed by the Hurley for Congress Committee ("the Hurley Committee") disclosed receipt of \$3,500 from Cumberland on April 7, 1977. These receipts were in connection with James Hurley's 1976 Congressional campaign.

In response to a surface violation letter dated December 11, 1978, candidate Hurley wrote on December 26, 1978 that the \$3,500 was "the result of proceeds from a fundraising dinner" held on February 12, 1977 and was "simply held until the total was realized and then forwarded to [his] Committee." He also filed a Schedule D reflecting this.

Because of Cumberland's failure to reply to a surface violation letter of December 26, 1978, the Commission found reason to believe that the Committee violated 2 U.S.C. §§433 and 434. The Committee's chairman, Mr. Lawrence Pepper, wrote back, apologizing for his lack of previous response, explaining that he understood that Mr. Hurley had adequately addressed the Commission's questions.

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In a phone conversation with RAD on March 28, 1979, Mr. Pepper stated that the fundraiser was a joint effort by his Committee and the Hurley Committee; that a separate bank account was established for this fundraiser into which all receipts were paid and from which all expenses were paid; and that an agreement had been made whereby the Hurley Committee would receive \$3,500 from the fundraiser and ~~the rest of the net proceeds would go to Cumberland.~~ On April 1979, in response to RAD's questions as to the financing of the dinner, Pepper wrote that receipts totalled \$23,950, expenses totalled \$7,225.13, leaving a balance of \$16,724.87. Of this, \$13,224.87 was transferred to Cumberland and \$3,500 was transferred to the Hurley Committee.

PRELIMINARY LEGAL ANALYSIS

Section 441a(a)(1)(A) of the Act prohibits contributions in excess of \$1,000 by a committee such as Cumberland to a committee such as the Hurley Committee. At the same time, section 441a(a)(5)(A) provides that the section 441a prohibitions shall not apply in the case of transfers between political committees of funds raised through joint fundraising efforts.

While "joint fundraising efforts" are not further defined by the Act or the Regulations, the Commission, in Advisory Opinions 1977-8, 1977-14, and 1979-12, did set out other elements which make a fundraiser joint. The Commission advised that, if the proportion of receipts for each Committee reflects the proportion of expenditures made by each committee and if such proportions are arranged by prior agreement so that individual ticket purchasers may be informed and adequate individual contribution records may be kept, then the fundraiser can be considered to be joint.

Here, the fundraiser was described by respondents as joint and held by pre-arrangement. While it appears that some of the circumstances of this dinner may not meet the guidelines of the Advisory Opinions, these AOs were issued after the dinner was held and after Hurley's receipt of the \$3,500.

We think the Commission should obtain more information to determine the specifics of how the dinner was run. Then we can determine whether the dinner can be classified as truly joint or, if not, whether there was a contribution by Cumberland to the Hurley Committee within the meaning of sections 433, 434, and 441a. Since reason to believe has already been found that Cumberland is in violation of the Act and its chairman has been providing us with some information, we recommend that a letter be sent to Cumberland containing questions.

RECOMMENDATION

Approve the attached letter.

ATTACHMENTS

- Referral from RAD
- Letter to the Cumberland County Republican Organization

77010170014



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Lawrence Pepper, Jr., Chairman  
Cumberland County Republican  
Organization  
P.O. Box 160  
Vineland, New Jersey 08360

Re: MUR 1034

Dear Mr. Pepper:

This is in reference to the matter involving possible transfers during 1977 by the Cumberland County Republican Organization to the Hurley for Congress Committee. On February 27, 1979, the Federal Election Commission found there was reason to believe that the Cumberland Organization may have violated sections 433 and 434 of the Federal Election Campaign Act, as amended ("the Act"), in connection with these transfers.

The matter has now been referred to the Office of General Counsel and is numbered MUR 1034. Please refer to this number in all future correspondence.

In connection with the Commission's previous telephone and written communication with you, we note that you have stated that the dinner was a joint fundraiser between your committee and the Hurley committee, that a separate bank account was established for this fundraiser into which all receipts were paid and from which all expenses were paid, and that a prior agreement had been made for the distribution of receipts. While this information is helpful, additional information is still required in connection with the Commission's investigation of this matter and in connection with your Committee's responsibilities, if any, under the Act. Please provide answers to the questions on the enclosed sheet. Where appropriate, statements should be submitted under oath.

7 2 0 1 0 1 7 0 0 1 5

The Commission is under a duty to investigate this matter and asks that your responses be submitted within two weeks after your receipt of this letter.

If you have any questions, please contact Jonathan Levin, the staff member assigned to this matter, at (202) 523-4060.

This matter will remain confidential in accordance with 2 U.S.C. Section 437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely,

William C. Oldaker  
General Counsel

BY: Charles N. Steele  
Associate General Counsel

Enclosure

Questions

70010170016

FEDERAL ELECTION COMMISSION

MUR 1034

TO: Lawrence Pepper, Jr.,  
Chairman, Cumberland  
County Republican  
Organization

QUESTIONS

1. What percentage of the expenses was borne by each committee?
  
2. Was there an arrangement prior to the dinner of February 12, 1977 as to the bearing of expenses for the dinner?
  - a. What were the specifics of this arrangement?
  - b. On what basis was the \$3,500 allocated to the Hurley Committee?
  
3. What was the title of the bank account into which the proceeds were put and from which payments were made?
  
4. Please submit: (a) a copy of any written agreement made prior to the fundraiser that pertains to the bearing of expenses and the distribution of receipts; (b) front and back copies of any instruments (e.g. a check) used to transfer the \$3,500 to the Hurley Committee; and (c) copies of the invitation to and advertisements for the fundraiser.
  
5. How were the dinner tickets paid for?
  - a. By cash or by check?
  - b. If by check, to whom were the checks made out?

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6. What kind of notification as to the distribution of the proceeds was given to the ticket buyers prior to ticket purchase? Please submit copies of any such written notification.

72040170019

REFER TO INSTRUCTIONS ON REVERSE SIDE BEFORE MEETING

D  
RAD 96-151

REPORTS ANALYSIS REFERRAL SHEET

DATE 9-24-79

ANALYST Dug Grevy

TO: Office of General Counsel

TEAM CHIEF Bobby Werfel *APX 9/13/79*

THROUGH: STAFF DIRECTOR

COMPLIANCE REVIEW EB/PS

FROM: ASSISTANT STAFF DIRECTOR FOR REPORTS ANALYSIS *WJH*

CANDIDATE/COMMITTEE: Cumberland County Republican Organization

TREASURER: Lawrence Pepper, Jr., Chairman

ADDRESS: 538 Landis Avenue  
Vineland, New Jersey 08360

AFFILIATE(S):

ALLEGATION(S):  
Unregistered Political Committee  
Excessive Contribution

CITE:  
2 U.S.C. 433 & 434  
2 U.S.C. 441a

ATTACHMENT(S):  
1, 3, 4a, 5,  
1, 5, 8

DATE INITIATED: 10/23/78

MANNER IN WHICH REVIEW WAS INITIATED:

Normal review  Other:  
 Special Project:

ATTACHMENT

79040170019

**REPORTS:** All reports within the dates listed below have received initial basic review. For all reports reviewed, see ~~Attachment~~.

PERIOD COVERED FROM \_\_\_\_\_ TO \_\_\_\_\_

TOTAL RECEIPTS \$ \_\_\_\_\_ TOTAL EXPENDITURES \$ \_\_\_\_\_

CASH ON HAND \$ \_\_\_\_\_ DEBTS \$ \_\_\_\_\_

**HISTORY:**

**RESULTS OF REVIEW:**

3SV1/78-64, dated 12/26/78 ATTACHMENT  
1

3SV2/78-64, dated 2/27/79 (for no response) 2

**COMMUNICATIONS WITH CANDIDATE/COMMITTEE:**

Telecon: Greevy with Pepper, 3/28/79 ATTACHMENT  
3

**REASON(S) FOR REFERRAL:**

Re: Possible 2 U.S.C. 433 & 434 violations--Question of adequacy of responses: ATTACHMENT

Letter of 3/7/79 4

Letter of 4/5/79 5

Re: Possible 2 U.S.C. 441a violation:

**OTHER PENDING ACTIONS INITIATED BY RAD:** ATTACHMENT<sup>1, 5, 8</sup>

None

**OTHER RELEVANT INFORMATION:**

4SV1/78-136BP, dated 12/11/78 6

Response of 12/26/78 to 4SV1/78-136BP 7

Telecon: Pollard with Hurley, 12/21/78 8

(Depending on determination with respect to possible 2 U.S.C. 441a violation, referral for Hurley for Congress Committee may be forthcoming.)

NO PREVIOUS OGC/AUDIT REFERRAL FROM RAD

RAD Form :

7 2 0 1 0 1 7 0 0 2 0

**Schedule A**  
July 1976  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20461

**Itemized Receipts,  
Contributions, Ticket Purchases, Loans,  
Rebates, and Transfers for Line  
Numbers 15, 16, 17 and/or 18 of FEC Form 3**  
(See instructions on back)

Page 1 of 1 for  
LINE NUMBER 15 (a)  
(Use separate schedules for each  
non-curred line)

Name of Candidate or Committee in full		Date (month, day, year)	Amount of each receipt this period
HURLEY FOR CONGRESS COMMITTEE			
Full Name, mailing address and ZIP code <b>CUMBERLAND COUNTY REPUBLICAN ORGANIZATION</b> <b>538 LANDIS AVENUE</b> <b>VINELAND, NEW JERSEY 08360</b>		<b>18 u</b>	
Principal place of business <b>538 LANDIS AVENUE</b> <b>VINELAND, NEW JERSEY 08360</b>	Occupation <b>CUMBERLAND CO REPUBLICAN ORGAN.</b> <input type="checkbox"/> Check if Contributor is self-employed Aggregate Year-to-date ..... ▶ \$ <b>3,500.00</b>	<b>4/7/77</b>	<b>3,500.00</b>
Full Name, mailing address and ZIP code		Date (month, day, year)	Amount of each receipt this period
Principal place of business		Occupation	
		<input type="checkbox"/> Check if Contributor is self-employed	
		Aggregate Year-to-date ..... ▶ \$	
Full Name, mailing address and ZIP code		Date (month, day, year)	Amount of each receipt this period
Principal place of business		Occupation	
		<input type="checkbox"/> Check if Contributor is self-employed	
		Aggregate Year-to-date ..... ▶ \$	
Full Name, mailing address and ZIP code		Date (month, day, year)	Amount of each receipt this period
Principal place of business		Occupation	
		<input type="checkbox"/> Check if Contributor is self-employed	
		Aggregate Year-to-date ..... ▶ \$	
Full Name, mailing address and ZIP code		Date (month, day, year)	Amount of each receipt this period
Principal place of business		Occupation	
		<input type="checkbox"/> Check if Contributor is self-employed	
		Aggregate Year-to-date ..... ▶ \$	
Full Name, mailing address and ZIP code		Date (month, day, year)	Amount of each receipt this period
Principal place of business		Occupation	
		<input type="checkbox"/> Check if Contributor is self-employed	
		Aggregate Year-to-date ..... ▶ \$	
Subtotal of receipts this page (optional) .....			▶ \$ <b>3,500.00</b>
Total this period (last page this line number only) .....			▶ \$ <b>3,500.00</b>

770740117000231095



FEDERAL ELECTION COMMISSION

1100 K STREET, N.W.  
WASHINGTON, D.C. 20543

11 DEC 1978

Mr. Chester H. Goodwin III, Treasurer  
Hurley For Congress Committee  
P.O. Box 875  
Millville, New Jersey 08332

Dear Mr. Goodwin:

This letter is prompted by the Commission's interest in assisting candidates and committees who wish to comply with the Federal Election Campaign Act, as amended. During review of the April 10 Quarterly Report of Receipts and Expenditures, we noticed entries indicating that you may have received contributions which exceed the limits set forth in the Act. A copy of that portion of your report is attached so that a review of your records can be made.

The Act precludes individuals and political committees, other than multicandidate committees, from making political contributions to a candidate for Federal election in excess of \$1,000 per election. The Act defines a multicandidate committee as one which has been registered for a period of not less than six months; has received contributions from more than fifty persons; and has made contributions to five or more candidates for Federal office. The committees listed as the sources of the contributions in question do not presently qualify as multicandidate committees and we have notified them accordingly. We have recommended that the source committees notify you if it is confirmed that the contribution each made was in excess of the limits.

The Commission recommends that if you find the contributions you received were in excess of the limits set forth in the Act you return the amounts in excess of \$1,000 to the donors. These returns should be reported immediately by letter and should be reflected as contribution refunds on your next report of receipts and expenditures. If you find that the entries in question are incomplete or incorrect, please submit a statement which would clarify these particular matters for the public record. You may do so by amending your original reports by letter.

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Please notify the Commission within fifteen (15) days from the date of this letter of the determination made on these matters. If you have any questions concerning these matters, please do not hesitate to contact Paul Lollard (800)424-9530, our Reports Analyst assigned to you. Our local telephone number is 523-4048.

Sincerely,

*Orlando B. Potter*

Orlando B. Potter  
Staff Director

7 9 0 1 0 1 7 0 0 2 3

3: TELECON

RCN: Jim Hurley to Beth Pollard

ATE: 12/21/78

NAME OF COMMITTEE: Hurley for Congress Committee C00061887 NJ/02

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Mr. Hurley called in reference to the surface violation notices he had received for excessive contributions from two unregistered committees. He explained that the two committees, Millville Republican Organization and Cumberland County Republican Organization, had held fundraisers for three candidates and the proceeds were not distributed to the Hurley Committee until the total was realized.



GENERAL ASSEMBLY  
OF NEW JERSEY  
TRENTON

MINORITY LEADER  
**JAMES R. HURLEY**  
ASSEMBLYMAN, DISTRICT 1 (CAPT. MAY CUMBERLAND)  
P. O. Box 876  
MILLVILLE, N.J. 08332  
RES. 609-825-6131  
BUS. 609-327-0030

December 26, 1978

Orlando B. Potter  
Staff Director  
Federal Election Commission  
1325 K Street, N. W.  
Washington, D. C. 20463

Re: 4SV1/78-136BP

Dear Mr. Potter:

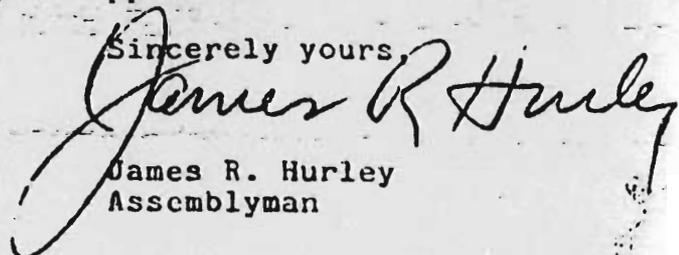
In response to your letter of December 11, 1978 and after consultation with Beth Pollard of your staff, I offer the following amendment to the termination report of the Hurley for Congress Committee.

The two items of receipt in question were incorrectly reported as contributions from committees. They were in fact the result of proceeds from a fund raising dinner and a mass collection. The amounts were simply held until the total was realized and then forwarded to the Hurley for Congress Committee.

On your instruction I have completed a Schedule D reflecting these changes and offer them to you to complete the filing of the Hurley for Congress Committee Termination Report.

I trust this meets with your approval.

Sincerely yours,

  
James R. Hurley  
Assemblyman

JRH: dhr

704017025

**REPORT OF RECEIPTS AND EXPENDITURES  
OF A CANDIDATE OR COMMITTEE  
SUPPORTING CANDIDATE(S) FOR  
NOMINATION OR ELECTION TO FEDERAL OFFICE**

(Except for Candidates or Committees Receiving Federal Matching Funds)

1978  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

Note: Committees authorized by a candidate to receive contributions and make expenditures in connection with more than one election must maintain separate records with respect to each election.

1 HURLEY FOR CONGRESS COMMITTEE 2 I.D. No. \_\_\_\_\_  
Name of Candidate or Committee (in full) Candidate/Committee  
Box 876 3 CONGRESS DISTRICT NJ  
Address (number and street) Office Sought, State/District (if applicable)  
MILLVILLE, N.J. 08332  
City, State and ZIP Code  Check if address is different than previously reported. Year of Election 1976

4 Type of Report (check appropriate boxes)

- April 10 Quarterly Report
  - July 10 Quarterly Report
  - October 10 Quarterly Report
  - January 31 Annual Report
  - Monthly Report \_\_\_\_\_ (month) on \_\_\_\_\_ (date) in the State of \_\_\_\_\_
  - Tenth day report preceding \_\_\_\_\_ election (primary, general or convention) on \_\_\_\_\_ (date) in the State of \_\_\_\_\_
  - Thirtieth day report following \_\_\_\_\_ election (primary, general or convention) on \_\_\_\_\_ (date) in the State of \_\_\_\_\_
  - Termination Report
  - Amendment for: TERMINATION (which report)
- This is a report for  Primary Election  General Election  Primary and General  Other (special, runoff, etc.)

**SUMMARY OF RECEIPTS AND EXPENDITURE**  
(Figures may be rounded to nearest dollar.)

5 Covering Period _____ Through _____	Column A This Period	Column B Calendar Year-To-Date
6 Cash on hand January 1, 19 _____		\$ _____
7 Cash on hand at beginning of reporting period	\$ _____	
8 Total receipts (from line 19)	\$ _____	\$ _____
(a) Subtotal (Add lines 7 and 8 for Column A and lines 6 and 8 for Column B)	\$ _____	\$ _____
9 Total expenditures (from line 25)	\$ _____	\$ _____
10 Cash on hand at close of reporting period (Subtract line 9 from line 8a)	\$ _____	\$ _____
11 Value of contributed items on hand to be liquidated (Attach itemized list) \$ _____		
12 Debts and obligations owed to the Committee/Candidate (itemize all on Schedule C)	\$ _____	
13 Debts and obligations owed by the Committee/Candidate (itemize all on Schedule C)	\$ _____	

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

12/26/78 (Date) James R. Hurley (Typed Name of Treasurer or Candidate) James R. Hurley (Signature of Treasurer or Candidate)

Note: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. Section 437g, or Section 441j (see reverse side of form).

For further information, contact:



Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

or call 800/424-9530

Approved by GAO  
B-187620 (R0503)  
Expires 3-31-81

All previous versions of FEC FORM 3 are obsolete and should no longer be used.

Any information reported herein may not be copied for sale or use by any person for purposes of soliciting contributions or for any commercial purpose.

NAME OF CANDIDATE OR COMMITTEE

REPORT COVERING THE PERIOD  
FROM: TO:

RECEIPTS	Column A This Period	Column B Calendar Year-To-Date
14. Contributions from Individuals (including contributions in-kind):		
(a) Itemized (use Schedule A) . . . . .	\$ . . . . .	
(b) Unitemized . . . . .	\$ . . . . .	
(c) Sales and collections included above: List by event on memo Schedule D (\$ <u>4763.78</u> )	\$ <u>4763.78</u>	\$
(d) Subtotal of contributions from individuals . . . . .	\$	\$
15. Transfers from Political Committees:		
(a) Funds from affiliated/authorized committee (Itemize on Schedule A regardless of amount) . . . . .	\$ . . . . .	
(b) Funds from other committees (Itemize on Schedule A regardless of amount) . . . . .	\$ . . . . .	
(c) Contributions in-kind from political committees (Itemize on Schedule A regardless of amount) . . . . .	\$ . . . . .	
(d) Subtotal of transfers in and contributions in-kind from political committees . . . . .	\$	\$
16. Other Income:		
(a) Itemized (use Schedule A) . . . . .	\$ . . . . .	
(b) Unitemized . . . . .	\$ . . . . .	
(c) Subtotal of other income . . . . .	\$	\$
17. Loans and Loan Repayments Received:		
(a) Itemized (use Schedule A) . . . . .	\$ . . . . .	
(b) Unitemized . . . . .	\$ . . . . .	
(c) Subtotal of loans and loan repayments received . . . . .	\$	\$
18. Refunds, Rebates, Returns of Deposits:		
(a) Itemized (use Schedule A) . . . . .	\$ . . . . .	
(b) Unitemized . . . . .	\$ . . . . .	
(c) Subtotal of refunds, rebates, returns of deposits . . . . .	\$	\$
19. Total Receipts . . . . .	\$	\$
EXPENDITURES		
20. Operating Expenditures:		
(a) Itemized (use Schedule D) . . . . .	\$ . . . . .	
(b) Unitemized . . . . .	\$ . . . . .	
(c) Subtotal of operating expenditures . . . . .	\$	\$
21. Loans, Loan Repayments, and Contribution Refunds Made:		
(a) Itemized (use Schedule B) . . . . .	\$ . . . . .	
(b) Unitemized . . . . .	\$ . . . . .	
(c) Subtotal of loans and loan repayments made and contribution refunds . . . . .	\$	\$
22. Transfers Out to Political Committees:		
(a) To affiliated/authorized committee (Itemize on Schedule B regardless of amount) . . . . .	\$ . . . . .	
(b) To other committees (Itemize on Schedule B regardless of amount) . . . . .	\$ . . . . .	
(c) Contributions in-kind to other committees (Itemize on Schedule B regardless of amount) . . . . .	\$ . . . . .	
(d) Subtotal of transfers out . . . . .	\$	\$
23. Independent Expenditures (use Schedule E) . . . . .	\$	\$
24. Coordinated Expenditures Made by Political Committees (2 U.S.C. 447a(1)) (Itemize on Schedule F) . . . . .	\$	\$
25. Total Expenditures . . . . .	\$	\$
RECEIPTS AND EXPENDITURES, NET OF TRANSFERS TO AND FROM AFFILIATED COMMITTEES		
26. Total Receipts (from line 19) . . . . .	\$	
27. Transfers In (from line 15(a)) . . . . .	\$	
28. Net Receipts (Subtract line 27 from line 26) . . . . .	\$	
29. Total Expenditures (from line 25) . . . . .	\$	
30. Transfers Out (from line 22(a)) . . . . .	\$	
31. Net Expenditures (Subtract line 30 from line 29) . . . . .	\$	

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ITEMIZED RECEIPTS SALES AND COLLECTIONS  
 FOR LINE NUMBER 14c ONLY OF FEC FORM 3

(See Instructions on Back)

Name of Candidate or Committee in Full

HURLEY FOR CONGRESS COMMITTEE

Total Proceeds during the Reporting Period:

1. Subtotal Receipts from the Sale of Tickets (list by event below and enter from subtotal Column A)*	\$	3500.00
2. Subtotal Receipts from Mass Collections (list by event below and enter from subtotal Column B)**	\$	1263.78
3. Subtotal Receipts from the Sale of Items (not listed below)	\$	
4. TOTAL (carry forward to Line 14c of Detailed Summary, Page 2, FEC Form 3)	\$	4763.78

LIST OF SALES AND COLLECTIONS BY EVENT

Location (Site, City and State) and Type of Event	Date of Event (month, day, year)	COLUMN A Amount from Sale of Tickets this Period*	COLUMN B Amount from Mass Collections this Period
1) CENTERTON GOLF CLUB, CENTERTON, N.J. - FUND RAISING DINNER (REVISED TO REFLECT RECEIPTS BEING HELD UNTIL TOTAL WAS REALIZED TO CONTRIBUTE TO HURLEY FOR CONGRESS COMMITTEE)	2/12/77	\$ 3500.00	\$
2) MILLVILLE, N.J., MASS COLLECTION (REVISED TO REFLECT RECEIPTS BEING HELD UNTIL TOTAL WAS REALIZED BEFORE FORWARDING TO HURLEY FOR CONGRESS COMMITTEE)	2/11/78	<del>1263.78</del>	1263.78
SUBTOTAL THIS PERIOD		\$ 3500.00	\$ 1263.78



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.  
WASHINGTON, D.C. 20463

December 26, 1978

Cumberland County Republican Organization  
538 Landis Avenue  
Vineland, New Jersey 08360

Dear Treasurer:

This letter is prompted by the Commission's interest in assisting committees who wish to comply with the Federal Election Campaign Act. Our review of the receipts reported by Hurley for Congress Committee indicates that your organization may have made contributions which total in excess of \$1,000 during the calendar year. Enclosed is a copy(s) of the report(s) in which your contribution(s) is listed.

The act defines "political committee" to mean any organization, or other group of persons which receives contributions or makes expenditures (which includes contributions to Federal candidates and committees supporting Federal candidates), aggregating in excess of \$1,000 during a calendar year. It would appear that your organization may qualify as a "political committee" subject to registration, reporting, and contribution limitation requirements of the Act.

If you agree that your organization is a political committee, please submit a Statement of Organization on FEC Form 1, in accordance with 2 U.S.C. 433. In addition, your committee will be required to file disclosure reports in accordance with 2 U.S.C. 434 on FEC Form 3.

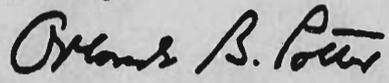
If you agree that your organization has made contributions or expenditures which qualify you as a "political committee", but you do not wish to be considered as a "political committee", you must request refund(s) from the candidate(s) and/or political committee(s) to which you have contributed. As an alternative, political committees to which you made contributions may transfer all or part of the contributions to accounts which are not used to influence Federal elections. Refunds or transfers must be made in such amounts that the total remaining contributions made by you do not exceed \$1,000 during a calendar year.

If you believe that your organization is not a political committee, or that the Commission is otherwise in error, please submit a statement which would clarify this matter for the public record. We have also enclosed relevant informational materials and forms for the registration of and reporting by the political committee. Please examine the enclosed materials.

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Please notify the Commission within thirty (30) days from the date on this letter of your decision on this matter. If you have any questions, please contact David U. Greevy, in our Reports Analysis Division at (800)424-9530. Our local number is (202)523-1474.

Sincerely,



Orlando B. Potter  
Staff Director

Certified Mail  
Return Receipts Requested

Enclosures

79040170030

Vertical markings and lines on the right edge of the page.



FEDERAL ELECTION COMMISSION

1125 K STREET N.W.  
WASHINGTON, D.C. 20543

February 27, 1979

Treasurer  
Cumberland County Republican Organization  
538 Landis Avenue  
Vineland, New Jersey 08360

Dear Treasurer:

On December 26, 1978, you were notified that you may have made contributions to a political committee which raised problems under 2 U.S.C. 433 and 434.

As of this date, however, we have received no response from you. Your failure to respond gives the Commission reason to believe that you may have committed a violation of 2 U.S.C. 433 and 434.

The Commission will take no action against you until you have had a reasonable opportunity to respond to this letter. This response should be mailed to the Commission within fifteen (15) days from the date of this letter.

If you have responded to the above or you require additional information, please contact David Greevy, our Reports Analyst assigned to you on our toll free number (800)424-9530. Our local number is 523-1474.

Sincerely,

*Joan D. Ahrens*

Commissioner

Certified Mail:  
Return Receipt Requested

72040170031

# Cumberland County Republican Organization

Lawrence Pepper, Jr.,  
Chairman



FEDERAL ELECTION COMMISSION

COMMISSION  
P. O. Box 160

Vineland, N. J. 08360

TELEPHONE: 609-692-9580

OFFICE: 609-691-0100

79 MAR 12 PM 1979

March 7, 1979

Federal Election Commissions  
1325 K Street N.W.  
Washington, D.C. 20463

Attention: Joan D. Aikens

Dear Ms. Aikens:

I acknowledge receipt of your letter dated February 27, 1979, regarding questions raised by the Federal Election Commission concerning receipts reported by the Hurley for Congress Committee.

I apologize for not having responded to your letter dated December 26th, a copy of which is enclosed for your reference. No response was made as the undersigned understood that the questions raised in the December 26th letter of the Commission had been adequately answered by Mr. Hurley. I am enclosing a copy of materials which had been forwarded to your Commission by Mr. Hurley, which I understand were satisfactory to complete the filing of the Hurley for Congress Termination Report and further resolve the questions raised to our Organization.

I trust the above is satisfactory. If there is additional information that you require, please do not hesitate to contact the undersigned.

Very truly yours,

Lawrence Pepper, Jr.  
Chairman

lm  
encs.  
cm, rrr

Telecon:

Dug Greevy with Lawrence Pepper, Jr.  
Cumberland County Republican Organization  
3SV2/78-64  
3/28/79

LP called, returning my call. His phone: 609-691-0100

I wanted to discuss with him the nature of the \$3,500 which Hurley for Congress had originally reported as a transfer-in from the Cumberland committee, and which he later reported, in an amended report, as proceeds from a fundraiser.

<sup>Pepper</sup>  
Hurley stated:

1. The fundraiser was a joint fundraiser between his committee and the Hurley committee.
2. A separate bank account was established for this fundraiser; all receipts were placed therein, and all expenses were paid from the account.
3. An agreement had been made whereby Hurley would receive \$3,500 from the fundraiser, the rest of the net proceeds would be transferred to the Cumberland committee.
4. He thought about \$7,500 went to his committee from the fundraiser.

I told him that I would like to have this information in written form, as well as the following information:

1. Amount of total proceeds.
2. Amount of total expenditures.
3. Amount which the Cumberland committee received from the fundraiser.
4. Whether the fundraiser was in connection with the '76 general or the '78 primary election. (He indicated it was in connection with the '76 general)

I stated that his committee may still be required to register and report with the Commission, but that I would need the additional information before a determination could be made. I said that I would review the information, and would get back to him as soon as possible.

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# Cumberland County Republican Organization

Lawrence Pepper, Jr.,  
Chairman



COMMISSION

P. O. Box 160  
Vineland, N. J. 08360  
Hdqtrs. 609-692-9580  
Office 609-691-0100

'79 APR .9 :: 11.43

April 5, 1979

Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

Attention: David Greevy

Re: 3 SU2/78-64

Dear Mr. Greevy:

The purpose of this letter is to provide you with additional information regarding questions raised by the Federal Election Commission concerning receipts reported by the Hurley for Congress Committee.

As you were advised by the Hurley for Congress Committee, the funds in question were the result of a fund raising dinner. This dinner was jointly conceived and promoted by both this Organization and the Hurley for Congress Committee. A separate bank account was opened for the affair at the First Peoples Bank of New Jersey, Vineland, N.J. At the close of the fund raising affair, the account was closed. Receipts for the affair totalled \$23,950.00, expenses totalled \$7,225.13, leaving a balance of \$16,724.87. \$13,224.87 was transferred to the Cumberland County Republican Organization account, and \$3,500.00 was paid to the Hurley for Congress Committee, and the account was closed.

I trust the above is satisfactory. If there is additional information that you require, please do not hesitate to contact the undersigned.

Very truly yours,

Lawrence Pepper, Jr.  
Chairman

LP/lm

92-67



FEDERAL ELECTION COMMISSION

COPY

1325 K STREET N.W.  
WASHINGTON, D.C. 20463

May 2, 1979

MEMORANDUM

TO : LESTER SCALL

THROUGH : CRAIG CROOKS  
PEGGY SIMS

FROM : DUG GREEVY

SUBJECT : MORE SITUATIONAL QUESTIONS REGARDING POSSIBLE UNREGISTERED COMMITTEES

Attached please find two more questions areas which need to be resolved in addition to those forwarded to you with the April 2, 1979, memo. We would appreciate written responses to these questions. Also, if you note the lack of relevant information upon which to make a determination, we would appreciate your informing us of same.

We thank you for your assistance in this matter. As you are aware, we cannot determine the adequacy/inadequacy of the responses until we receive clarification from you. If you have any questions, please contact Carroll or myself.

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Instance #9

A candidate for Federal office and an unregistered party committee decide to jointly sponsor a fundraising event. A separate bank account is established into which all receipts are placed and from which all expenditures are made for the event. Prior to the event, an agreement is reached between both parties whereby the candidate for Federal office would receive \$3,500 of the net proceeds of the event, the remainder presumably would be transferred to the unregistered party committee.

Questions

It appears quite clear that the fundraising entity, represented by the bank account, must register and report with the Commission. However, under the situation as presented, must the unregistered party committee register and report?

Can this event properly be viewed as a joint fundraising event, thereby eliminating limitations on transfers between the fundraising entity and the candidate? Or do the limitations prescribed in 2 U.S.C. 441a apply, because the amount to be transferred to the candidate was determined prior to the event, and was not determined on a percentage formula basis prior to the event?

If the 2 U.S.C. 441a limits do apply, the candidate would be in violation of the Act. Which of the other two entities would be in violation of the Act--the fundraising entity or the unregistered party committee?

Is the fact that a predetermined percentage formula for distribution of the proceeds was not established prior to the event a violation? If so, of what section of the Act or the Regulations? Should the contributors to the event have been informed on the solicitation notices of what percentage of their contributions would be used to influence Federal elections?

The candidate has reported the receipt from the event as both a transfer-in and as funds received from a fundraising event. Is either of these methods correct? Must the candidate report his share of each gross contribution made to the event?

Example

Cumberland County Republican Organization  
Hurley for Congress Committee

Attachments

Cumberland County Republican Organization

Reporting of funds received	1
3SV1/78-64, dated 12/26/78	2
3SV2/78-64(no response), dated 2/27/79	3
Response received, date of receipt 3/12/79	4
Telecon: Greevy and Pepper, dated 3/28/79 (This telecon establishes the fact of the agreement reached regarding distribution of proceeds)	5
Response received, date of receipt 4/9/79 (This letter provides financial data regarding the event. Distribution of proceeds: Hurley--20.92%/Cumberland--79.08%)	6

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Instance #9(continued)

Attachments--continued

Hurley for Congress Committee

4SV1/78-1368P, dated 12/11/78

Telecon: Pollard and Hurley, dated 12/21/78

Response received, dated 12/26/78

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MUR1034

September 24, 1979

MEMORANDUM

TO : OGC  
Attention - Lester Scall

FROM : RAD Compliance *ps / HSP*

SUBJECT : Referral for - Cumberland County Republican  
Organization

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Please be advised that questions regarding the attached referral had been submitted to the Office of General Counsel on May 2, 1979, but no response was received.

Attachment: May 2, 1979 memorandum

79040:70038





FEDERAL ELECTION COMMISSION

1125 K STREET NW  
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 1034

Date Filmed 10/10/79 Camera No. --- 2

Cameraman BPC

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