

40040203709

THIS IS THE END OF FILM # 1055

Date Filmed 9/9/80 Camera No. 2

Cameraman see

FEDERAL ELECTION COMMISSION

§ 437g(a)(4)(B) materials
removed from this file

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 type="checkbox"/> (5) Internal Documents | |

Signed

August M. Callahan

Date

8 August 1980

FEC 9-21-77

July 22, 1960

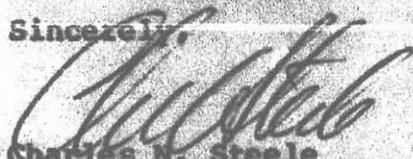
James E. Schooner
2133 K Street, N.W.
Washington, D.C. 20034

Re: MUR 1055

Dear Mr. Schooner:

On July 22, 1960, the Commission accepted the conciliation agreements signed by Ardis Pettig and June Lee in settlement of a violation of 2 U.S.C. § 441a. Accordingly, the file has been closed in this matter, and it will become a part of the public record within thirty days. However, 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

Enclosed you will find fully executed copies of the final conciliation agreements for your files.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Conciliation Agreements

600403711

In the Matter of
June Lee

CONCILIATION AGREEMENT

This matter having been initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities, and after probable cause to believe having been found that June Lee ("Respondent") violated 2 U.S.C. § 441a(a)(1)(A).

NOW, THEREFORE, the Commission and Respondent, having duly entered into conciliation pursuant to 2 U.S.C. § 437g(a)(4)(A)(i) do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding.

II. Respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondent enters voluntarily into this agreement with the Commission.

IV. The pertinent facts in this matter are as follows:

1. Respondent loaned the People to Elect Bert Hawkins Committee ("the Committee") \$9,500, \$4,500, and \$6,000 on May 1st, 5th, and 9th, 1978, respectively.

2. Respondent, on June 13, 1978, changed the subject loans to the Committee, to personal loans to the candidate, Bert Hawkins.

000403712

Respondent, as an individual, is limited to making contributions of \$1,000 per candidate, per election pursuant to 2 U.S.C. § 441a(a)(1)(A).

WHEREFORE, Respondent agrees:

V. That her contribution to the People to Elect Bert Hawkins U.S. Senator Committee was in violation of § 441a(a)(1)(A).

VI. Respondent will pay a civil penalty to the United States Treasurer in the amount of five hundred dollars (\$500), pursuant to 2 U.S.C. § 437g(a)(6)(B).

VII. Respondent agrees that she shall not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. § 431, et seq.

GENERAL CONDITIONS

VIII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

IX. It is mutually agreed that this agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

00040303713

80040203714

Date

6/29/00

Jane Lee

General Counsel
Federal Election Commission

In the Matter of
People to Elect Bert
Hawkins U.S. Senator

1978-1983

CONCILIATION AGREEMENT

This matter having been initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities, and after probable cause to believe having been found that the People to Elect Bert Hawkins U.S. Senator Committee ("Respondent") violated 2 U.S.C. § 441a(f).

NOW, THEREFORE, the Commission and Respondent, having duly entered into conciliation pursuant to 2 U.S.C. § 437g(a)(4)(A)(i) do hereby agree as follows:

- I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding.
- II. Respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.
- III. Respondent enters voluntarily into this Agreement with the Commission.
- IV. The pertinent facts in this matter are as follows:
 1. Respondent is the principal campaign committee for Bert Hawkins, who was a candidate for the U.S. Senate, in the 1978 primary election.

00040203715

from June Lee on 5/15/78;
on May 3, 1978; and

3. Pursuant to 2 U.S.C. § 441a(f), a political
contribution.

4. Pursuant to 2 U.S.C. § 441a(f), a political
committee is prohibited from knowingly accepting a contribu-
tion made in violation of 2 U.S.C. § 441a(a)(1)(A).

WHEREFORE, Respondent agrees:

V. That its knowing acceptance of an excessive contribution
from June Lee was in violation of 2 U.S.C. § 441a(f).

VI. Respondent will pay a civil penalty to the Treasurer of
the United States in the amount of five hundred dollars (\$500.00),
pursuant to 2 U.S.C. § 437g(a)(6)(B).

VII. Respondent agrees that he shall not undertake any activity
in violation of the Federal Election Campaign Act of 1971, as amended
2 U.S.C. § 431, et seq.

GENERAL CONDITIONS

VIII. The Commission, on request of anyone filing a complaint
under 2 U.S.C. § 437g(a)(1) concerning matters at issue herein or
on its own motion, may review compliance with this agreement. If
the Commission believes that this agreement or any requirement
thereof has been violated, it may institute a civil action for
relief in the United States District Court for the District of
Columbia.

IX. It is mutually agreed that this agreement shall become
effective as of the date that all parties hereto have executed
same and the Commission has approved the entire agreement.

60040203716

24 July 1980
Date



Charles W. Steele
General Counsel
Federal Election Commission

25 July 1980
Date

People to elect Bert Hawkins
U.S. Senator

BY: 
Ardis Rettig
Treasurer

80040203717

FEDERAL ELECTION COMMISSION

In the Matter of
People to Elect Burt Hawkins
U.S. Senate

MOR 1055

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on July 23, 1980, the Commission decided by a vote of 6-0 to take the following actions regarding MOR 1055:

1. Approve the conciliation agreements as attached to the Memorandum to the Commission dated July 11, 1980.
2. Close the file.

Voting for this determination were Commissioners Aikens, Friedersdorf, Harris, McGarry, Reiche, and Tiernan.

Attest:



Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary to the Commission

Received in Office of the Commission Secretary: 7-11-80, 10:14
 Circulated on tally vote basis: 7-11-80, 2:00

60040203718

In the Matter of
People to Elect Bert
Hawkins U.S. Senator

CONCILIATION AGREEMENT

This matter having been initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities, and after probable cause to believe having been found that the People to Elect Bert Hawkins U.S. Senator Committee ("Respondent") violated 2 U.S.C. § 441a(f).

NOW, THEREFORE, the Commission and Respondent, having duly entered into conciliation pursuant to 2 U.S.C. § 437g(a)(4)(A)(i) do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding.

II. Respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondent enters voluntarily into this Agreement with the Commission.

IV. The pertinent facts in this matter are as follows:

1. Respondent is the principal campaign committee for Bert Hawkins, who was a candidate for the U.S. Senate, in the 1978 primary election.

00040203719

from June Lee as follows:
On May 5, 1971, and 1971

3. Pursuant to 2 U.S.C. § 441a(f),
contribution.

4. Pursuant to 2 U.S.C. § 441a(b), a political
committee is prohibited from knowingly accepting a contri-
bution made in violation of 2 U.S.C. § 441a(1)(A).

WHEREFORE, Respondent agrees:

V. That its knowing acceptance of an excessive contribution
from June Lee was in violation of 2 U.S.C. § 441a(f).

VI. Respondent will pay a civil penalty to the Treasurer of
the United States in the amount of five hundred dollars (\$500.00),
pursuant to 2 U.S.C. § 437g(a)(6)(B).

VII. Respondent agrees that he shall not undertake any activity
in violation of the Federal Election Campaign Act of 1971, as amended
2 U.S.C. § 431, et seq.

GENERAL CONDITIONS

VIII. The Commission, on request of anyone filing a complaint
under 2 U.S.C. § 437g(a)(1) concerning matters at issue herein or
on its own motion, may review compliance with this agreement. If
the Commission believes that this agreement or any requirement
thereof has been violated, it may institute a civil action for
relief in the United States District Court for the District of
Columbia.

IX. It is mutually agreed that this agreement shall become
effective as of the date that all parties hereto have executed
same and the Commission has approved the entire agreement.

60040203720

... shall have no effect unless the agreement becomes effective in accordance with the requirements contained in this agreement and the Federal Election Commission.

Date

Charles W. Steele
General Counsel
Federal Election Commission

Date

25 June 1990

People to elect Bert Hawkins
U.S. Senator

BY:

Ardis Rettig
Ardis Rettig
Treasurer

60040203721

0 4 1 0 1 7 2 2

BERT W. HAWKINS
ROUTE 1, BOX 139
ONTARIO, OR 97914 889-5956

PAY TO THE
ORDER OF

U.S. Treasury
First National Bank

FIRST NATIONAL BANK
OF OREGON
ONTARIO BRANCH
ONTARIO, OREGON 97914

Pay in full FFC
⑆ 123000123000 05EFC10000

6-25 1980
\$500
DOLLARS

Bert W. Hawkins

157

24/27/20

157

In the Matter of
June Lee

AUG 1978

CONCILIATION AGREEMENT

This matter having been initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities, and after probable cause to believe having been found that June Lee ("Respondent") violated 2 U.S.C. § 441a(a)(1)(A).

NOW, THEREFORE, the Commission and Respondent, having duly entered into conciliation pursuant to 2 U.S.C. § 437g(a)(4)(A)(i) do hereby agree as follows:

- I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding.
- II. Respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.
- III. Respondent enters voluntarily into this agreement with the Commission.
- IV. The pertinent facts in this matter are as follows:
 1. Respondent loaned the People to Elect Bert Hawkins Committee ("the Committee") \$9,500, \$4,500, and \$6,000 on May 1st, 5th, and 9th, 1978, respectively.
 2. Respondent, on June 13, 1978, changed the subject loans to the Committee, to personal loans to the candidate, Bert Hawkins.

80040203723

3) pursuant to 2 U.S.C. § 441a(1)(A), a term limit contribution.

4. Respondent, as an individual, is limited to making contributions of \$1,000 per candidate, per election pursuant to 2 U.S.C. § 441a(1)(A).

WHEREFORE, Respondent agrees:

V. That her contribution to the People to Elect Port Hawkins U.S. Senator Committee was in violation of § 441a(1)(A).

VI. Respondent will pay a civil penalty to the United States Treasurer in the amount of five hundred dollars (\$500), pursuant to 2 U.S.C. § 437g(a)(6)(B).

VII. Respondent agrees that she shall not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. § 431, et seq.

GENERAL CONDITIONS

VIII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

IX. It is mutually agreed that this agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

80040203724

Date

Charles S. Steele
General Counsel
Federal Election Commission

Date

6/29/80

Jane Lee

80040703725

THE WINDHEAD LEE
Phone 432-5579
2000 S. W. Military Road
Portland Oregon 97210

1323

10-22/1999

6/22/99 Pa.

\$ 500⁰⁰/100

June Thompson Lee

0056 400 1323

CERTIFIED MAIL
RECEIPT REQUIRED

James P. Schooner
2033 K Street, N.W.
Washington, D.C. 20036

Re: NUP 1955

Dear Mr. Schooner:

On July 1, 1955, the Commission accepted the conciliation agreements signed by Louis Bettig and June Lee in settlement of a violation of 2 U.S.C. § 431a. Accordingly, the file has been closed in this matter, and it will become a part of the public record within thirty days. However, 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

Enclosed you will find fully executed copies of the final conciliation agreements for your files.

Sincerely,

Charles N. Steele
General Counsel

Enclosure

Conciliation Agreements

80040203727

BERLE S. JENNINGS*
DENNIS H. NYSTROM*
MICHAEL A. STERLACCI*
JOSEPH S. JANNETTA
JAMES F. SCHOENER*
STEPHEN J. HITCHCOCK
CHRIS M. PASFITI
GARY J. NYSTROM
RONALD A. DENEWETH
TIMOTHY J. HULLING
CHARLES M. LUTHER
MICHAEL A. MURPHY*
JAMES M. SCHOENER
GERARD P. FAHARD**
JANIS B. DEGENARDO
THOMAS H. MOHNEY*

July 2, 1988

*ADMITTED IN D.C.
**ADMITTED IN VA
***ADMITTED IN MD

Charles Steele, Esquire
General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20005

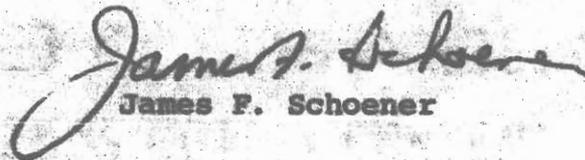
Re: MUR 1055

Dear Mr. Steele:

Enclosed please find signed conciliation agreements from the two respondents in this case. Each of them have added comments addressed to the Commission that express their personal dismay and unhappiness at this whole matter; I assume that this will not cause a problem in completing the agreement, but if so, please call me.

Enclosed also are the respondent's checks for \$500.00 each payable to the U.S. Treasurer. Upon returning a signed copy of the agreement, you are authorized to proceed with negotiation of the checks.

Very truly yours,


James F. Schoener

JFS:djb

Enclosures

80 JUL 2 4:53

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

60040203728

19 Jan 1960

Federal Election Commission, Room 5070
Subject: Conciliation agreement.

Dear Sirs:

We are paying the assessed penalty as per agreement,
but we do so under protest.

As stated in previous communications with you the
loan was never intended as a contribution. Your own
people have told us that the section dealing with
campaign loans is one of the most misunderstood and
ambiguous in the election manual. We for the above
reasons have never felt that a fine was justifiable
or equitable.

After two frustrating years it is good to have this
matter closed.

Sincerely,

Bert W. Hawkins

60040203730

JUNE MERSEREAU LEE
Phone 636-5579
01960 S. W. Military Road
Portland, Oregon 97219

1323

24-22/1230 99

6/29 RA

\$ 500⁰⁰/₁₀₀

DECLARE

June Mersereau Lee

049 0056 1323 500 00 100 0 0 0

Federal Election Commission
Washington, D.C.

Dear Sirs:

I paid the prohibited amount in the form of a contribution to the committee. And I paid it as an individual, not as the totally unscrupulous procedure involved in the election law I violated.

I wasn't notified, at all, that the amount was itself, as I hear this has already been done in several cases.

I would be surprised if more than a few House members (not in D.C.) are aware of the amount, stating that a contribution constitutes a contribution. I realize ignorance is no excuse, but I think reasonable distinctions can be made between different possibilities for enforcing the law. It seems fair enough to hold signal political campaigners responsible for keeping their records in the form of basic election laws; but I can't believe the FEC expects a voter to study the Election Laws before making any move when he sees an opportunity to help a cause he believes in.

Why should it take 18 years for official notice to be given a violator he has broken the law? If the law states that a loan such as mine was illegal, it was certainly obvious that it was illegal the moment it appeared on the campaign financial report. My first communication of any kind from the FEC came a year after the loan and interest were repaid in full.

Why is there no mention of a fine or penalty of any sort when the violator is finally told he has become a lawbreaker? Not only is no clue given as to the horrendous magnitude of the fine; there isn't a word in either letter I received from the FEC to indicate remotely the nature of the fine, or even that there might be one. After the skimpy information in the letters, I was dumbfounded to learn through a phone call that the likely starting place for "negotiations" would be \$10,000,000!

Why should a long distance phone call be necessary on receipt of each letter to find out what the letter should have said in the first place? In each case, a brief phone call to the FEC office cleared up immediately what was completely omitted in the letter.

Thanks very much for listening.

Very truly yours,

June M. Lee

June M. Lee

JML:J

SECRETARY OF THE COMMISSION

LAW OFFICES

JENKINS, NYSTROM & STERLACCI, P.C.

2033 M STREET, N.W.

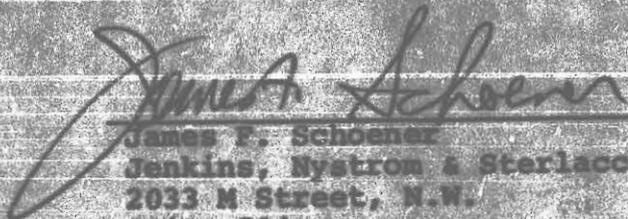
WASHINGTON, D. C. 20036

80040203734

Charles Steele, Esquire
General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20005

0004020373

Please take notice that I do hereby enter my appearance as
attorney and counsel in any and all matters involving the
above entitled complaint on behalf of respondents
Bert Hawkins and June Lee.



James F. Schoener
Jenkins, Nystrom & Sterlacci, PC
2033 M Street, N.W.
Suite 504
Washington, D.C. 20036
(202) 293-2505

Dated at Washington, D.C.

February 29, , 1980

February 27, 1980

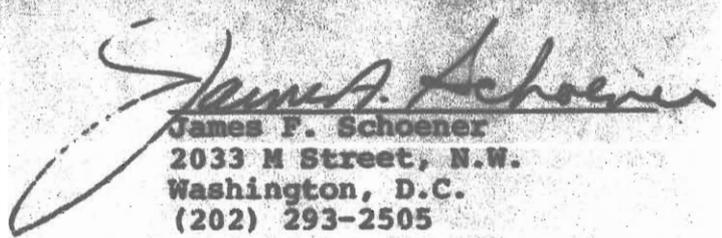
Charles N. Steele
General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Re: June Lee
MUR 1055

Dear Mr. Steele:

Take notice that June Lee of Portland, Oregon, has requested that I review the files in the above-entitled cause to evaluate and possibly represent her in this matter. I request this as an attorney, recognizing the obligations of confidentiality in matters pending before this commission.

Sincerely,


James F. Schoener
2033 M Street, N.W.
Washington, D.C.
(202) 293-2505

Please note - this document was hand delivered to the Office of General Counsel on 2/28/80 by signatory of this letter.
Suzanne Colahan

80040703735

RECEIVED
FEDERAL ELECTION
COMMISSION

79 DEC 26 AM 9:30

December 19, 1979.

565401

Federal Election Commission
Washington, D.C. 20463

RE: MUR 1055

Gentlemen:

This letter will acknowledge receipt of yours of November 29th and is in line with the suggestions made by Susan Donaldson in my telephone conversation with her immediately following receipt of your letter.

On May 1, 1978, I wrote a personal check in the amount of \$9500 to the Bert Hawkins for Senate campaign fund. On May 5 I wrote a personal check for \$4500, and, on May 8, another for \$6000, for a total of \$20,000.

This was, from the beginning, strictly on a loan basis, with never any suggestion of the possibility of its being a contribution. A contract was drawn up by a lawyer to make it a non-interest bearing loan.

The original intent was to make the loan for 3 weeks, since Mr. Hawkins had started his fund raising at a rather late date and was faced with losing the time he wanted for TV and radio advertising if he couldn't pay for it immediately. When his fund raisers didn't come up with the money within that time, we re-negotiated the loan on an interest-bearing basis.

On August 12, 1978, Mr. Hawkins paid back \$5000 of the loan, and on November 18 he repaid the entire principal and interest remaining with a check for \$15,325.

If there is any more information I can give you, I am sure you will so advise.

Very truly yours,
June M. Lee

June M. Lee
01960 SW Military Road
Portland, Oregon 97219

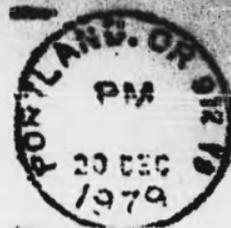
50040203730

19 DEC 26 10:39 AM

cc: Bert Hawkins

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

Lee
21960 SW Military Rd
Portland, Ore. 97219



300402037

Federal Elections Commission
Washington, D.C. 20463

Attn: Charles N. Steele

W. F. Schroeders
Post Office Box
Vale, Oregon 97148

Nov. 27, 1979

Dear Mr. Schroeders:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, and information supplied by you and Mr. Hawkins, the Federal Election Commission, on November 26, 1979, found reason to believe that your client, Bert Hawkins, as an agent of the People to Elect Bert Hawkins U.S. Senator Committee, may have violated section 441a(f) of the Federal Election Campaign Act of 1971, as amended, and instituted an investigation of this matter.

After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe that a violation has occurred.

Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within fifteen days of your receipt of this notice, you may file with the Secretary of the Commission a brief (10 copies) stating your position on the issues and replying to the brief of the General Counsel. (Three copies of such brief should also be forwarded to the Office of General Counsel.) The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of probable cause to believe a violation has occurred.

30040203

Ms. Jane Lee
61960 SE Millway Blvd
Portland, Oregon 97219

Re: MUR 1895

Dear Ms. Lee:

Based on information ascertained in the course of carrying out its supervisory responsibilities, and information supplied by you, the Federal Election Commission, on November 28, 1979, found reason to believe that you may have violated section 441a(a)(1)(A) of the Federal Election Campaign Act of 1971, as amended, and instituted an investigation of this matter.

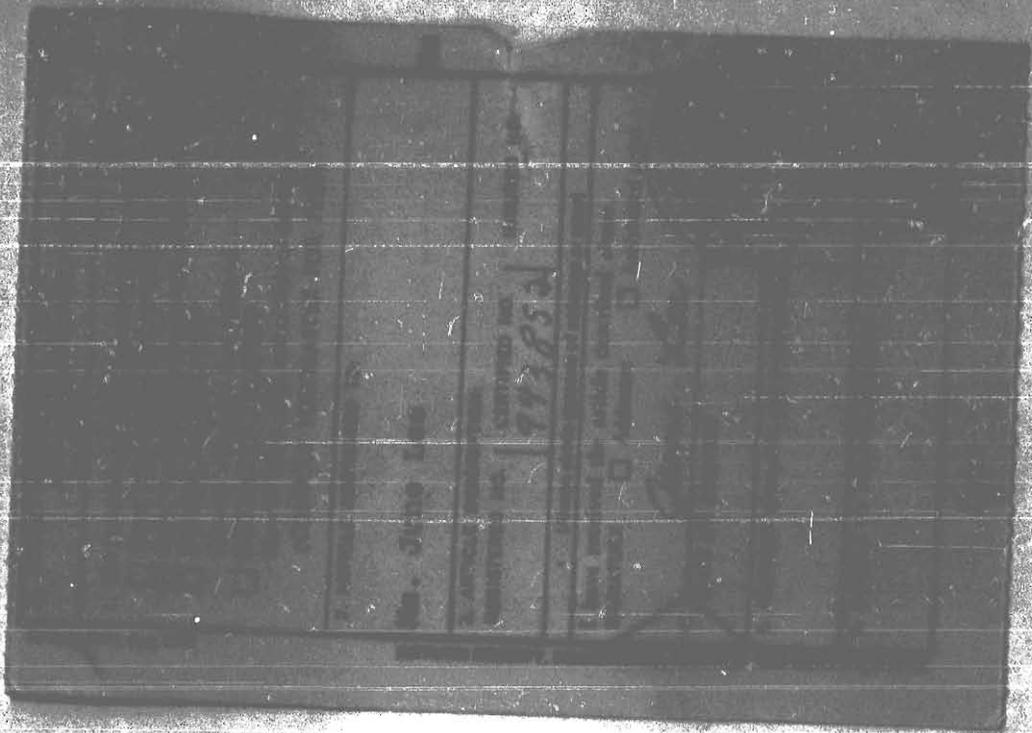
After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe that a violation has occurred.

Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within fifteen days of your receipt of this notice, you may file with the Secretary of the Commission a brief (10 copies) stating your position on the issues and replying to the brief of the General Counsel. (Three copies of such brief should also be forwarded to the Office of General Counsel.) The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of probable cause to believe a violation has occurred.

A finding of probable cause to believe requires that the Office of General Counsel attempt for a period of not less than thirty, but not more than ninety days to settle this matter through a conciliation agreement. This does not preclude settlement of this matter through informal conciliation prior to a finding of probable cause to believe, if you so desire.

Questions, please

Charles W. Smith
Charles W. Smith
General Counsel



People to Elect Bert Hawkins
U.S. Senator
June Lee

Statement of the Case

A normal review of the reports filed by People to Elect Bert Hawkins U.S. Senator ("the Hawkins Committee") revealed that in May, 1978, June Lee loaned \$20,000 to the Hawkins Committee. On November 26, 1979, the Commission found reason to believe that the Hawkins Committee may have violated 2 U.S.C. § 441a(f) for acceptance of the excessive loan; and that June Lee may have violated 2 U.S.C. § 441a(a)(1)(A) for loaning the excessive amount to the Hawkins Committee.

EVIDENCE AND LEGAL ANALYSIS

June Lee, the individual who, during the first week of May, 1978, loaned \$20,000 to the Hawkins Committee, responded to the Commission's reason to believe finding in a letter dated December 18, 1979 (Attachment I). Ms. Lee stated that the loan was never intended to be a contribution, and she had an attorney draw up a contract for the terms of the loan. The money was then deposited in the campaign account. The candidate, Bert Hawkins, repaid \$5,000 of the loan on August 12, 1978, and the remaining principal and interest was paid on November 18, 1978.

as stated in his letter (Attachment II). Therefore, the Justice Committee violated 2 U.S.C. § 441a(E) by accepting the \$10,000 loan from Lee.

RECOMMENDATIONS

1. Find probable cause to believe that Bert Hawkins, as an agent of the People to Elect Bert Hawkins U.S. Senator Committee, violated 2 U.S.C. § 441a(E) by accepting an excessive loan from June Lee in May, 1979. Send attached letter.

2. Find probable cause to believe that June Lee violated 2 U.S.C. § 441a(a)(1)(A) by making an excessive loan to the People to Elect Bert Hawkins U.S. Senator Committee in May, 1979. Send attached letter.

8 February 1980
Date


Charles N. Steele
General Counsel

Attachments

1. Response from Lee
2. Response from Hawkins
3. Response from Foley
4. Response from Schroeder
5. Proposed letter to Lee
6. Proposed letter to Schroeder

6004330374

75 DEC 25 AM 11:30
December 18, 1978.

Federal Election Commission
Washington, D.C. 20463

RE: MUR 1053

Gentlemen:

This letter will acknowledge receipt of yours of November 29th and is in line with the suggestions made by Susan Donaldson in my telephone conversation with her immediately following receipt of your letter.

On May 1, 1978, I wrote a personal check in the amount of \$9500 to the Bert Hawkins for Senate campaign fund. On May 5 I wrote a personal check for \$4500, and, on May 8, another for \$6000, for a total of \$20,000.

This was, from the beginning, strictly on a loan basis, with never any suggestion of the possibility of its being a contribution. A contract was drawn up by a lawyer to make it a non-interest bearing loan.

The original intent was to make the loan for 3 weeks, since Mr. Hawkins had started his fund raising at a rather late date and was faced with losing the time he wanted for TV and radio advertising if he couldn't pay for it immediately. When his fund raisers didn't come up with the money within that time, we re-negotiated the loan on an interest-bearing basis.

On August 12, 1978, Mr. Hawkins paid back \$5000 of the loan, and on November 18 he repaid the entire principal and interest remaining with a check for \$15,325.

If there is any more information I can give you, I am sure you will so advise.

Very truly yours,

June M. Lee

June M. Lee
01960 SW Military Road
Portland, Oregon 97219

30040203746
AIO: 39
79 DEC 26

cc: Bert Hawkins

RECEIVED
GENERAL INVESTIGATIVE
DIVISION
FEDERAL ELECTION COMMISSION

Attention: Susan Donaldson

CC538E
201

Dear Ms. Donaldson,

As per telephone conversation we are writing once again to try and explain our reasons for making the error on the loan and our attempt at explaining how we tried our best to correct it as soon as we were made aware a mistake had been made.

Being a novice in the art of political campaigns, when the heat of the campaign got to the point of deciding to go public on TV, time was short and I was 400 miles from home and my business. A sudden decision had to be made and not knowing a loan could only be made thru a bank to a candidate, one of the volunteers said, "I have the money in the bank, I'll loan it to you, and as soon as you sell some cattle, pay me back," so we accepted the offer. Had we realized it was illegal I could have gone back the 400 miles, sold the cattle and secured the funding which I eventually did; when we learned by telephone an error had been made. Also by phone conversation we understood that the main error was that the loan was made to the political campaign committee and not to the candidate; so that correction was made. We were then informed this was also in error. Subsequently cattle were sold and the loan was paid back in full by the candidate.

As for not responding to requests for information from FEC, we have never failed to respond to any communicate from you. We are enclosing copies of the two most recent communiques we previously sent to you by certified mail.

As has been previously stated, we admitted making an error through ignorance, which we agree, is not admissable. However, as soon as we learned it had been made we have made every effort humanely possible to correct it as soon as we could.

Mentioned several times in the Federal Election Campaign Laws book are the words, "a knowing and willfull violation." This certainly was not the case in our acceptance of the loan from J. Lee. We made a mistake unknowingly and we corrected it as soon as we were made aware of it; what else is left for us to do.

(cont.)

79 DEC 17 P 2:22

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

00040203741

W. F. Schroeder
W. F. Schroeder

Enclosures: Copy of Attorney, W. F. Schroeder's letter.
Copy of Ardis Bettig's letter of July 25, 1979.
Copy of Ardis Bettig's letter of September 17, 1979.

00040203740

In reading 101.3, paragraph (b) prior to taking the
we did, it was felt the monies needed from Bert
make up the difference of the \$12,325.00 to pay back
to J. Lee, was not a contribution as such, but errors
were in error.

To explain our action: I made out two separate checks, one
in the amount of \$5,000.00 on 24 July 1978 and one in the
amount of \$2,500.00 on 15 November 1978 to Bert Lee
personally. He deposited this money in his own account, and
then he made up the difference from his account for a
total of \$20,325.00, making one payment to J. Lee on 27 July
1978 in the amount of \$5000.00 and another payment on 1st Novem-
ber 1978 in the amount of \$15,325.00.

The loan has been paid back in the manner stated and there is
no way for us to rectify it now. In interpreting the FAR reg-
ulation as we did, we reacted too quickly without researching
more its meaning.

Hopefully this explanation will clarify our action.

Sincerely,

Ardis Retti
Ardis Retti
401 S. E. 15th Ave.
Ontario, Oregon 97714

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

Attn: Ms. Lorrie Castaneda

I am in receipt of a letter from the FEC dated
13 September 1979 stating that I did not respond
to the FEC communique of 13 July 1979.

I received the 13 July letter, requesting further
information on 23 July, sent the information to
the FEC on 26 July by certified letter, certification
number, F038824417. Please check.

Thank you.

Sincerely,



Ardis Rettig
401 S.E. 15th Ave.
Ontario, Oregon 97914

U.S. GOVERNMENT PRINTING OFFICE: 1979 O-205-300

Mr. Charles N. Steele
Federal Election Commission
Washington, D.C.

SC5436

Re: People to Elect Bert Hawkins
U. S. Senator
Our File No. H-15662

Dear Mr. Steele:

Mr. W.F. Schroeder, attorney-at-law, representing Mr. Bert Hawkins, forwarded me a copy of your letter of November 29, 1979, and his reply of December 10, 1979, on December 13, 1979.

Upon receipt of that letter, I have reviewed my file and 2 USC §441a(f).

According to my records, subsequent to the 1978 Oregon primary election which took place on May 23, 1979, in which election Mr. Hawkins was soundly defeated by incumbent Senator Mark O. Hatfield for the Republican nomination for United States Senator, Mr. Hawkins telephoned me and advised that during the last days of the campaign, one J. Lee had loaned him twenty thousand (\$20,000.00) dollars in order to pay outstanding expenses; Mr. Hawkins stated that he had intended to repay the loan promptly but that his ranching business did not produce a substantial cash flow at that time of year and thereby necessitated a short term loan. He asked that I prepare a simple promissory note to memorialize the transaction which had taken place some time earlier. According to my records, I did prepare a note on or about June 28, 1978, and forwarded it to the campaign treasurer and bookkeeper, Artis Rettig, for execution. Although I had no knowledge of the transaction, I had worked closely with Mrs. Rettig earlier in the campaign and had provided her with election law manuals and copies of your regulations. I found her to be very diligent and scrupulous in attempting to comply with a law which seems to be vague, ambiguous and ever-changing.

90040203751

Charles E. ...
December 18, 1972
Page Two

The promissory note memorialized the transaction as to me by Mr. Hawkins and did not involve any person, organization or entity other than J. Lee and Bert Hawkins. At that time, my file does not reflect any correspondence to this transaction nor do I have any particular knowledge other than the fact that I believe I talked to either J. Lee or Mr. Hawkins or possibly both on one or two occasions regarding repayment of the note.

I have reviewed your statute and find it confusing, to say the least. I do not find that it prohibits a loan which is intended to be repaid by the candidate and I am advised that this loan has been fully repaid. I do not believe that the parties consider this to be a contribution and the statute seems to talk in terms of prohibited contributions.

2 USC §441a(f) prohibits "knowing" improper action. I have had the pleasure of knowing Mr. Hawkins for approximately two years and Mrs. Rettig for the same length of time. Certainly their conduct is above reproach and they made no knowing attempt to violate your law. To the contrary, they are both scrupulously honest people who made every endeavor to comply with a complex set of ever-changing regulations and they should not be penalized for what may have been a mistake. I have also known J. Lee for a number of years and I do not believe that individual would ever knowingly violate any law of any kind. Certainly there was no intent to violate the law in this case and I rather doubt there was any violation from my limited knowledge of the facts.

Yours very truly,

Ridgway K. Foley, Jr.

Ridgway K. Foley, Jr.

RKF/jes
cc William F. Schroeder, Esq.
Ms. Ardis Rettig
Mr. Bert W. Hawkins

80040203752

10, 1978
11-2-1978
00728-220

Charles E. DeLoach, Esq.
Federal Election Commission
Washington, D. C. 20463

Dear Sir:

For your easy reference we enclose a machine copy of your letter of November 29th which arrived on December 3rd.

Your letter alleges that Ms. Rettig "failed to respond to several requests. . . ." She insists that she responded to every request. Attached are machine copies of copies of her letters of July 25th and September 17th. Until your letter, there was no suggestion that these letters were not received in your office.

We also enclose a machine copy of her copy of a letter to you dated November 14, 1978, and it is the subject of this letter to which your interest is apparently directed.

30040103753

These people had never been before involved in a political campaign and were not aware of the fact that a candidate could not borrow money, even briefly. What happened was that the candidate was required to decide whether or not to commit for advertising time and he was then short of personal funds with which to make the commitment. A friend expressed a willingness to loan the money and they contacted a lawyer in Portland to document the loan. Apparently, the lawyer was also unaware of this prohibition and we have asked him to write to you directly. In any case, the interim loan was made and the money was deposited to the campaign. Shortly afterwards, someone in your office informed Ms. Rettig that the candidate had to personally assume the loan, so he did so because that was intended at the beginning. It had been deposited to the campaign account in the thought that this was the proper way to account for it, but the obligation was intended to be that of the candidate.

The loan was subsequently repaid with interest from the personal finances of the candidate. The candidate is the owner of a livestock operation the production of which is financed by Baker Production Credit Association. All sales are paid to the Association and substantially all expenditures by the operator are drawn on the Association on an annual budget approved for the operator by the Association. As a practical matter, it is possible that the loan repayment came through a draft, on the Association just as substantially all of any operators disbursements are made; but this is nothing more than the candidate's own money.

6004030

ATTACHMENTS:

1. Memo
2. Brief
3. Letters to Respondents

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20543

February 11, 1980

MEMORANDUM

To: The Commission

From: Charles N. Steele *CS*
General Counsel

Subject: MUR # 1055

RECEIVED
COMM. RECORDS
80 FEB 11 P12

Attached for the Commission's review is a brief stating the position of the General Counsel on the legal and factual issues of the above-captioned matter. A copy of this brief and letters notifying the respondents of the General Counsel's intent to recommend to the Commission a finding of probable cause to believe was mailed on February 11, 1980. Following receipt of the respondents' reply to the notices, this Office will make a further report to the Commission.

Attachments

1. Brief
2. Letters to Respondents

30040203756

In the Matter of
People To Elect
U.S. Senator
June Lee

GENERAL COMMISSION'S REPORT

Statement of the Case

A normal review of the reports filed by People to Elect Bert Hawkins U.S. Senator ("the Hawkins Committee") revealed that in May, 1978, June Lee loaned \$20,000 to the Hawkins Committee. On November 26, 1979, the Commission found reason to believe that the Hawkins Committee may have violated 2 U.S.C. § 441a(f) for acceptance of the excessive loan; and that June Lee may have violated 2 U.S.C. § 441a(a)(1)(A) for loaning the excessive amount to the Hawkins Committee.

EVIDENCE AND LEGAL ANALYSIS

June Lee, the individual who, during the first week of May, 1978, loaned \$20,000 to the Hawkins Committee, responded to the Commission's reason to believe finding in a letter dated December 18, 1979 (Attachment I). Ms. Lee stated that the loan was never intended to be a contribution, and she had an attorney draw up a contract for the terms of the loan. The money was then deposited in the campaign account. The candidate, Bert Hawkins, repaid \$5,000 of the loan on August 12, 1978, and the remaining principal and interest was paid on November 18, 1978.

30049303757

Mr. Hawkins, in his letter dated December 12, 1946, stated that had he known that acceptance of the loan was prohibited he would have raised the money himself by selling personal assets (Attachment II). The Office of General Counsel also received letters from Ridgway E. Foley, Jr., the attorney who prepared the promissory note in connection with the loan, and W. F. Schroeder, Bert Hawkins' personal attorney, in connection with this matter (Attachments III and IV).

2 U.S.C. § 441a(a)(1)(A) states that no person shall make contributions to any candidate and his authorized political committees with respect to any election for Federal office, which in the aggregate, exceeded \$1,000. 11 C.F.R. § 100.4(a)(1) states that a loan is a contribution to the extent that the obligation remains outstanding. Therefore, the \$20,000 loan made by June Lee to Bert Hawkins constituted a violation of 2 U.S.C. § 441a(a)(1)(A).

2 U.S.C. § 441a(f) states that no candidate or political committee shall knowingly accept any contribution ... in violation of 2 U.S.C. § 441a(a)(1)(A). Although the candidate, Bert Hawkins, has stated that the loan was accepted through ignorance on his part, the Commission has, in the past, interpreted the term "knowingly accepted" as being aware of the facts of the situation and not necessarily being aware that a violation of the Act had occurred. Mr. Hawkins was

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seriously aware of his duties as a member of the committee as stated in his report dated December 1, 1979 (Attachment II). Therefore, the Hawkins Committee violated 2 U.S.C. § 441a(f) by accepting the \$25,000 loan from June Lee.

RECOMMENDATIONS

1. Find probable cause to believe that Bert Hawkins, as an agent of the People to Elect Bert Hawkins U.S. Senator Committee, violated 2 U.S.C. § 441a(f) by accepting an excessive loan from June Lee in May, 1979. Send attached letter.
2. Find probable cause to believe that June Lee violated 2 U.S.C. § 441a(a) (1) (A) by making an excessive loan to the People to Elect Bert Hawkins U.S. Senator Committee in May, 1979. Send attached letter.

8 February 1980
Date



Charles N. Steele
General Counsel

Attachments

1. Response from Lee
2. Response from Hawkins
3. Response from Foley
4. Response from Schroeder
5. Proposed letter to Lee.
6. Proposed letter to Schroeder

30040303759

75 DEC 25 AM 3

December 18, 1978.

Federal Election Commission
Washington, D.C. 20463

RE: MUR 1055

Gentlemen:

This letter will acknowledge receipt of yours of November 29th and is in line with the suggestions made by Mrs. Donaldson in my telephone conversation with her immediately following receipt of your letter.

On May 1, 1978, I wrote a personal check in the amount of \$9500 to the Bert Hawkins for Senate campaign fund. On May 5 I wrote a personal check for \$4500, and, on May 8, another for \$6000, for a total of \$20,000.

This was, from the beginning, strictly on a loan basis, with never any suggestion of the possibility of its being a contribution. A contract was drawn up by a lawyer to make it a non-interest bearing loan.

The original intent was to make the loan for 3 weeks, since Mr. Hawkins had started his fund raising at a rather late date and was faced with losing the time he wanted for TV and radio advertising if he couldn't pay for it immediately. When his fund raisers didn't come up with the money within that time, we re-negotiated the loan on an interest-bearing basis.

On August 12, 1978, Mr. Hawkins paid back \$5000 of the loan, and on November 18 he repaid the entire principal and interest remaining with a check for \$15,325.

If there is any more information I can give you, I am sure you will so advise.

Very truly yours,

June M. Lee

June M. Lee
01960 SW Military Road
Portland, Oregon 97219

00040203760

79 DEC 26 A10:39

cc: Bert Hawkins

RECEIVED
GENERAL INVESTIGATIVE
DIVISION
FEDERAL BUREAU OF INVESTIGATION
U.S. DEPARTMENT OF JUSTICE

30040303761

Dear Mr. [Name]

As per telephone conversation on the writing above we try and explain our reasons for making the error on the loan and our attempt at explaining how we tried our best to correct it as soon as we were made aware a mistake had been made.

Being a novice in the art of political campaigns, when the heat of the campaign got to the point of deciding to go public on TV, time was short and I was 400 miles from home and my business. A sudden decision had to be made and not knowing a loan could only be made thru a bank to a candidate, one of the volunteers said, "I have the money in the bank, I'll loan it to you, and as soon as you sell some cattle, pay us back," so we accepted the offer. Had we realized it was illegal I could have gone back the 400 miles, sold the cattle and secured the funding which I eventually did; when we learned by telephone an error had been made. Also by phone conversation we understood that the main error was that the loan was made to the political campaign committee and not to the candidate; so that correction was made. We were then informed this was also in error. Subsequently cattle were sold and the loan was paid back in full by the candidate.

As for not responding to requests for information from FEC, we have never failed to respond to any communique from you. We are enclosing copies of the two most recent communiques we previously sent to you by certified mail.

As has been previously stated, we admitted making an error though ignorance, which we agree, is not admissable. However, as soon as we learned it had been made we have made every effort humanely possible to correct it as soon as we could.

Mentioned several times in the Federal Election Campaign Laws book are the words, "a knowing and willfull violation." This certainly was not the case in our acceptance of the loan from J. Lee. We made a mistake unknowingly and we corrected it as soon as we were made aware of it; what else is left for us to do.

(cont.)

79 DEC 17 P 2: 22

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

... of the act that created FDI as we have
... following acts but to prevent intentions

Robert Hawkins
Robert S. Hawkins

Enclosures: Copy of Attorney, W. F. Schroeder's letter.
Copy of Ardis Bettig's letter of July 25, 1979.
Copy of Ardis Bettig's letter of September 17, 1979.

60040203762

10

We recognized
paying the check.

In reading 101
we did. It was all the money
make up the difference of the \$15,325.00 to pay
to J. Lee, and
were in error.

To explain our action: I made out two separate checks, one
in the amount of \$2,000.00 on July 1978 and one in the
amount of \$2,325.00 on 13 November 1978 to J. Lee
personally. He deposited this money in his own account, where-
upon he made up the difference from his account for the
total of \$20,325.00, making one payment to J. Lee on 27 July
1978 in the amount of \$5000.00 and another payment on 13 Novem-
ber 1978 in the amount of \$15,325.00.

The loan has been paid back in the manner stated and there is
no way for us to rectify it now. In interpreting the regulation
as we did, we reacted too quickly without researching
more its meaning.

Hopefully this explanation will clarify our action.

Sincerely,

Ardis Rettig
Ardis Rettig
401 S. E. 15th Ave.
Ontario, Oregon 97114

17 September 1979

Federal Election Commission
1325 K Street
Washington, D.C. 20543

Attn: Mr. Lorrie Gustafson

I am in receipt of a letter from the FEC dated
13 September 1979 stating that I did not respond
to the FEC communique of 13 July 1979.

I received the 13 July letter, requesting further
information on 23 July, sent the information to
the FEC on 26 July by certified letter, certification
number, F038824417. Please check.

Thank you.

Sincerely,

Ardis Rettig

Ardis Rettig
401 S.E. 15th Ave.
Ontario, Oregon 97914

December 13, 1979

Donaldson
MR. 10 55

CG5436

Mr. Charles S. Steele
Federal Election Commission
Washington, D.C. 20463

Re: People to Elect Bert Hawkins
U. S. Senator
Our File No. M-16462

Dear Mr. Steele:

Mr. W.F. Schroeder, attorney-at-law, representing Mr. Bert Hawkins, forwarded me a copy of your letter of November 29, 1979, and his reply of December 10, 1979, on December 13, 1979.

Upon receipt of that letter, I have reviewed my file and 2 USC §441a(f).

According to my records, subsequent to the 1978 Oregon primary election which took place on May 23, 1979, in which election Mr. Hawkins was soundly defeated by incumbent Senator Mark O. Hatfield for the Republican nomination for United States Senator, Mr. Hawkins telephoned me and advised that during the last days of the campaign, one J. Lee had loaned him twenty thousand (\$20,000.00) dollars in order to pay outstanding expenses; Mr. Hawkins stated that he had intended to repay the loan promptly but that his ranching business did not produce a substantial cash flow at that time of year and thereby necessitated a short term loan. He asked that I prepare a simple promissory note to memorialize the transaction which had taken place some time earlier. According to my records, I did prepare a note on or about June 28, 1978, and forwarded it to the campaign treasurer and bookkeeper, Artis Rettig, for execution. Although I had no knowledge of the transaction, I had worked closely with Mrs. Rettig earlier in the campaign and had provided her with election law manuals and copies of your regulations. I found her to be very diligent and scrupulous in attempting to comply with a law which seems to be vague, ambiguous and ever-changing.

80040203765

Charles W. Felt
December 18, 1979
Page Two

The promissory note memorialized the transaction as made to me by Mr. Hawkins and did not involve any person, organization or entity other than J. Lee and Bert Hawkins. At that time, my file does not reflect any correspondence related to this transaction nor do I have any particular knowledge other than the fact that I believe I talked to either J. Lee or Mr. Hawkins or possibly both on one or two occasions concerning repayment of the note.

I have reviewed your statute and find it confusing, to say the least. I do not find that it prohibits a loan which is intended to be repaid by the candidate and I am advised that this loan has been fully repaid. I do not believe that the parties consider this to be a contribution and the statute seems to talk in terms of prohibited contributions.

2 USC §441a(f) prohibits "knowing" improper action. I have had the pleasure of knowing Mr. Hawkins for approximately two years and Mrs. Rettig for the same length of time. Certainly their conduct is above reproach and they made no knowing attempt to violate your law. To the contrary, they are both scrupulously honest people who made every endeavor to comply with a complex set of ever-changing regulations and they should not be penalized for what may have been a mistake. I have also known J. Lee for a number of years and I do not believe that individual would ever knowingly violate any law of any kind. Certainly there was no intent to violate the law in this case and I rather doubt there was any violation from my limited knowledge of the facts.

Yours very truly,

Ridgway K. Foley, Jr.
Ridgway K. Foley, Jr.

RKF/jes
cc William F. Schroeder, Esq.
Ms. Ardis Rettig
Mr. Bert W. Hawkins

ROBERT S. HODGSON
LAWYERS
75 DEC 14 5 21 PM
December 10, 1978
MVR 10 45
DOWD 1007
50535

Charles N. Steele, Esq.
Federal Election Commission
Washington, D. C. 20463

Dear Sir:

For your easy reference we enclose a machine copy of your letter of November 29th which arrived on December 5th.

Your letter alleges that Ms. Rettig "failed to respond to several requests. . . ." She insists that she responded to every request. Attached are machine copies of copies of her letters of July 25th and September 17th. Until your letter, there was no suggestion that these letters were not received in your office.

We also enclose a machine copy of her copy of a letter to you dated November 14, 1978, and it is the subject of this letter to which your interest is apparently directed.

These people had never been before involved in a political campaign and were not aware of the fact that a candidate could not borrow money, even briefly. What happened was that the candidate was required to decide whether or not to commit for advertising time and he was then short of personal funds with which to make the commitment. A friend expressed a willingness to loan the money and they contacted a lawyer in Portland to document the loan. Apparently, the lawyer was also unaware of this prohibition and we have asked him to write to you directly. In any case, the interim loan was made and the money was deposited to the campaign. Shortly afterwards, someone in your office informed Ms. Rettig that the candidate had to personally assume the loan, so he did so because that was intended at the beginning. It had been deposited to the campaign account in the thought that this was the proper way to account for it, but the obligation was intended to be that of the candidate.

The loan was subsequently repaid with interest from the personal finances of the candidate. The candidate is the owner of a livestock operation the production of which is financed by Baker Production Credit Association. All sales are paid to the Association and substantially all expenditures by the operator are drawn on the Association on an annual budget approved for the operator by the Association. As a practical matter, it is possible that the loan repayment came through a draft, on the Association just as substantially all of any operators disbursements are made; but this is nothing more than the candidate's own money.

30040303767

presented the livestock
for many years, but
the campaign to any
we would have been
about campaign financing
that we do know is that the candidate

Very truly yours,

SCHROEDER & HUTCHINS

By W. F. Schroeder
W. F. SCHROEDER

WFS/ST
cc: Ridgway Foley, Esq.
1205 Standard Plaza
1100 S. W. 4th Ave.
Portland, OR 97204

80040203760

Ms. June Lee
61960 SW Military Road
Portland, Oregon 97219

Re: MUR 1955

Dear Ms. Lee:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, and information supplied by you, the Federal Election Commission, on November 26, 1979, found reason to believe that you may have violated section 441a(a)(1)(A) of the Federal Election Campaign Act of 1971, as amended, and instituted an investigation of this matter.

After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe that a violation has occurred.

Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within fifteen days of your receipt of this notice, you may file with the Secretary of the Commission a brief (10 copies) stating your position on the issues and replying to the brief of the General Counsel. (Three copies of such brief should also be forwarded to the Office of General Counsel.) The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of probable cause to believe a violation has occurred.

A finding of probable cause to believe requires that the Office of General Counsel attempt for a period of not less than thirty, but not more than ninety days to settle this matter through a conciliation agreement. This does not preclude settlement of this matter through informal conciliation prior to a finding of probable cause to believe, if you so desire.

00040303769

any questions, please

at the

Sincerely,

[Handwritten Signature]
Charles
General Counsel

Enclosed
is

800 402 0370

CLASSIFIED 10/17/80
BY SP-10 JRS/STW

W. F. Schroeder, Esquire
Post Office Box 220
Vale, Oregon 97148

Re: 1978-1979
Election of Bert Hawkins, U.S.
Senator

Dear Mr. Schroeder:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, and information supplied by you and Mr. Hawkins, the Federal Election Commission, on November 26, 1979, found reason to believe that your client, Bert Hawkins, as an agent of the People to Elect Bert Hawkins U.S. Senator Committee, may have violated section 441a(f) of the Federal Election Campaign Act of 1971, as amended, and instituted an investigation of this matter.

After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe that a violation has occurred.

Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within fifteen days of your receipt of this notice, you may file with the Secretary of the Commission a brief (10 copies) stating your position on the issues and replying to the brief of the General Counsel. (Three copies of such brief should also be forwarded to the Office of General Counsel.) The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of probable cause to believe a violation has occurred.

00040203771

60040203772

Enclosure
Brief

Sincerely,


Charles S. Smith
General Counsel

If you have any questions, please contact James Hamilton
at (202) 548-1000.



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20543

February 5, 1980

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

W. F. Schroeder, Esquire
Post Office Box 220
Vale, Oregon 97918

Re: MUR 1055
People to Elect Bert
Hawkins U.S. Senator

Dear Mr. Schroeder:

On February 1, 1980, the Commission determined to take no further action against the People to Elect Bert Hawkins U.S. Senator Committee ("the Hawkins Committee") in connection with a possible violation of 2 U.S.C. § 434; however, the possible violations of 2 U.S.C. § 441a are still being considered by the Commission and you will be kept apprised of any future action.

Should you have any further questions, please contact Susan Donaldson, the staff member who handled this matter.

Sincerely,



Charles N. Steele
General Counsel

cc: Bert Hawkins

00040303773

PS Form 3811, Aug. 1970

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" section.

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:
W. F. Schroeder, Esquire

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 943824

(Always obtain signature of addressee or agent)

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

4. DATE OF DELIVERY: **2-11-80**

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

MJR 1055 Donaldson

PS Form 3811, Aug. 1970

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" section.

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:
MR. BERT HAWKINS

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 943823

(Always obtain signature of addressee or agent)

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

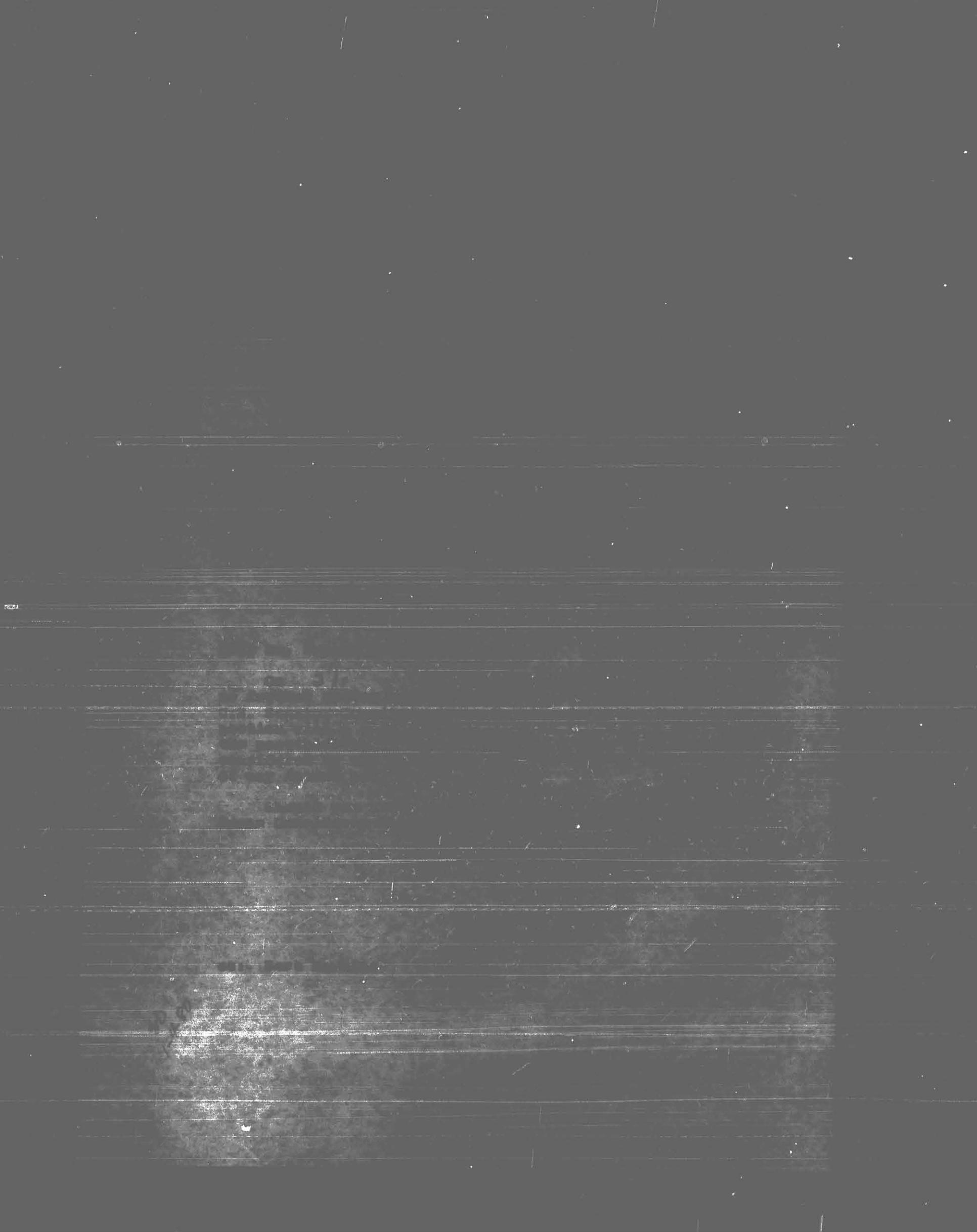
4. DATE OF DELIVERY

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

MUR 1055 - DONALDSON



People To Elect Bart Hawkins
U.S. Senator
June 1980

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on February 1, 1980, the Commission decided by a vote of 5-0 to take the following actions regarding MUR 1055:

1. Take no further action against the Hawkins Committee in connection with a violation of 2 U.S.C. 5434 and 11 C.F.R. §101.3.
2. Send the letter as attached to the General Counsel's January 30, 1980 report.

Voting for this determination were Commissioners Aikens, Friedersdorf, Harris, McGarry, and Tiernan.

Attest:

2-4-80

Date



Marjorie W. Emmons
Secretary to the Commission

Received in Office of the Commission Secretary: 1-30-80, 12:25
Circulated on 48 hour vote basis: 1-30-80, 4:00

60040203776

In the Matter of
People To Elect Bert Hawkins
U.S. Senator
June Lee

SEP 1979

GENERAL COUNCIL'S REPORT

Allegation

30040203778
A normal review of the reports filed by People to Elect Bert Hawkins U.S. Senator ("the Hawkins Committee") revealed that in May, 1978, June Lee loaned \$20,000 to the Hawkins Committee. The Commission, on September 13, 1979, determined that the Hawkins Committee may have violated 2 U.S.C. § 434 for failing to supply the Commission with information regarding repayment of this excessive loan.*

Evidence and Analysis

The Commission's reason to believe finding that the Hawkins Committee may have violated 2 U.S.C. § 434 was based on the Committee's failure to respond to an RFAI sent by the Reports Analysis Division on July 13, 1979 (Attachment I). A telephone conversation with Ardis Rettig, Treasurer of the Hawkins Committee, on December 11, 1979, revealed that Ms. Rettig had responded to the Commission's RFAI on July 25, 1979. Ms. Rettig forwarded a copy of

* The Commission also found reason to believe that there were possible violations of 2 U.S.C. § 441a in connection with this excessive loan; however, they are not discussed in this report because this Office is prepared to recommend that the Commission proceed against the Respondents in those matters, and that action will be addressed in a brief to be circulated to the Commission this week.

number (Attachment 1). Apparently, this letter was never received by the Commission. It appears that no further action should be taken against the Hawkins Committee in connection with a violation of 2 U.S.C. § 434 since Mr. Rattig submitted a timely response to the RFAI.

The July 25, 1979, letter from Mr. Rattig which fully explained the discrepancy questioned by the RFAI also revealed that the Hawkins Committee may have violated 11 C.F.R. § 101.3 by allowing the candidate to repay the loan directly from his personal account instead of the principal campaign committee account; however, it does not appear that the Commission should take any further action against the Hawkins Committee in connection with this possible violation since the transaction has been fully explained, and the violations of 2 U.S.C. § 441a concerning the making and acceptance of the excessive loan are being handled as noted.

RECOMMENDATION

1. Take no further action against the Hawkins Committee in connection with a violation of 2 U.S.C. § 434 and 11 C.F.R. § 101.3. Send attached letter.

30 January 1980
Date



Charles N. Steele
General Counsel

- Attachments
1. RFAI dated 7/13/79
 2. Letter dated 7/25/79
 3. Proposed letter to Schroeder

80040203779

July 15, 1979

Ms. Ardis Pettig, Treasurer
People to Elect More Women U.S. Senator
401 S.E. 15th Avenue
Ontario, FL 32232

Dear Ms. Pettig:

This letter is prompted by our interest in assisting Senate candidates and committees who wish to comply with the Federal Election Campaign Act.

During review of the amended 10 Day Pre-Primary Report of Receipts and Expenditures, we noted that you entered certain information or made apparent mechanical errors in certain entries. Attached is an itemization of the information requested.

While we recognize the difficulties you may have experienced in filling out the reporting forms, we must ask that you supply the Secretary of the Senate, Office of Public Records, 119 D Street, N.E., Washington, D.C. 20510, with the missing information within fifteen (15) days from the date of this letter. If you have any questions, please do not hesitate to contact Susan Weber in our Reports Analysis Division on the toll free number (800)424-9530. Our local number is (202)523-4043.

Sincerely,

Orlando B. Potter

Orlando B. Potter
Staff Director

Attachment
FEC Form 12

30040305780



TO: People to Ethics

REQUEST FOR ADDITIONAL INFORMATION FROM PERSONS WHO HAVE FILED REPORTS OF CONTRIBUTIONS, GIFTS AND EXPENDITURES COVERING THE PERIOD FROM _____ THROUGH _____ PURSUANT TO THE FEDERAL ELECTION CAMPAIGN ACT OF 1971, AS AMENDED

A review of the report indicates that additional information is needed in order to be considered complete. Please return a copy of this form with your amended submission(s).

Please provide the required data, as indicated (x):

- Coverage Dates: omitted or incorrect
- Summary Page Line(s): Column(s): Totals: omitted or incorrect
- Detailed Summary (Page 2) Line(s): Column(s): Totals: omitted or incorrect
- Schedule Totals: disagree with Detailed Summary (Page 2) or omitted
- Date(s): omitted or inadequate for Schedule(s) Line(s)
- Full Name(s)/Mailing Address(es): omitted or inadequate for Schedule(s) Line(s)
- Occupation/Principal Place(s) of Business: omitted or inadequate for Schedule(s) Line(s)
- Election Designation: omitted or inadequate for Schedule(s) Line(s)
- Aggregate Year-to-Date Totals: omitted or inadequate for Schedule(s) Line(s)
- Nature or Purpose of Expenditure: omitted or inadequate for Schedule(s) Line(s)
- Nature or Purpose of Receipt: omitted or inadequate for Schedule(s) Line(s)
- Inadequate Description of: proceeds dates events location of Schedule
- Signature: omitted inadequate
- 11 CFR 104.12(a) requires each person having the responsibility to file a report to sign the original report. Please resubmit a signed copy of your report.*
- Other: Please see page two.

Your initial submission(s), together with this request for additional information, has been made available for public inspection. The Commission urges you to file the additional submission(s) promptly to the above address. If you have any questions regarding this request, please call the Reports Analysis Division toll free at (800) 424-9530. The local Washington, D.C. telephone numbers are (202) 523-4048 (Senate, Non-Party), 523-4172 (House) or 523-1474 (Party).

Senate filers should file their submission(s) with the Secretary of the Senate, Office of Public Records, 119 D St., N.E., Washington, D.C. 20510. House filers should file their submission(s) with the Clerk of the House, Office of Records and Registration, 1036 Longworth House Office Building, Washington, D.C. 20515.

People to Elect Bert Hawkins U.S. Senator

Request for Additional Information

Page Two

(Continued from page one)

Please be advised that according to Section 101.3(b) of the FEC Regulations, the waived candidate shall not make any unreimbursed expenditures for his or her campaign, except that this paragraph does not preclude a candidate from making an expenditure from personal funds to the candidate's designated principal campaign committee which shall be reported by the committee as a contribution received.

Copies of checks in the amounts of \$15325 and \$5000 drawn on the personal account of Bert W. Hawkins payable to June Lee were forwarded to the Federal Election Commission. However, this money was never reported as being received by the committee nor shown on any of the itemized schedules of the committee's reports. Furthermore, on the amended Year End report, it is stated that "\$7500 of the money paid to J. Lee was from our PCC account and the balance of the \$12500 was paid to J. Lee by the candidate's own personal money". However, the checks indicate that a full \$20325 was drawn on Bert Hawkins' personal checking account. Please explain this apparent discrepancy and clarify the source of the \$20000 paid to June Lee, including any applicable supporting schedules where necessary.

000403702

Ardis Rettig

Appropriate opening paragraph in 13 July communique, relating to writing to J. Lee.

We recognize now that an error was made by the candidate in paying the checks directly to J. Lee.

In reading 101.3, paragraph (b) prior to taking the action we did, it was felt the monies needed from Bert Hawkins to make up the difference of the \$12,825.00 to pay back the loan to J. Lee, was not a contribution as such, but obviously we were in error.

To explain our action: I made out two separate checks, one in the amount of \$5,000.00 on 24 July 1978 and one in the amount of \$2,500.00 on 15 November 1978 to Bert Hawkins personally. He deposited this money in his own account, whereupon he made up the difference from his account for the total of \$20,325.00, making one payment to J. Lee on 27 July 1978 in the amount of \$5,000.00 and another payment on 13 November 1978 in the amount of \$15,325.00.

The loan has been paid back in the manner stated and there is no way for us to rectify it now. In interpreting the FAR regulation as we did, we reacted too quickly without researching more its meaning.

Hopefully this explanation will clarify our action.

Sincerely,

Ardis Rettig

Ardis Rettig
401 S. E. 15th Ave.
Ontario, Oregon 97114

FEDERAL
WASHINGTON

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

W. F. Schroeder, Esquire
Post Office Box 220
Vale, Oregon 97918

Re: MUR 1055
People to Elect Bert
Hawkins U.S. Senator

Dear Mr. Schroeder:

On 1980, the Commission determined to take no further action against the People to Elect Bert Hawkins U.S. Senator Committee ("the Hawkins Committee") in connection with a possible violation of 2 U.S.C. § 434; however, the possible violations of 2 U.S.C. § 441a are still being considered by the Commission and you will be kept apprised of any future action.

Should you have any further questions, please contact Susan Donaldson, the staff member who handled this matter.

Sincerely,

Charles N. Steele
General Counsel

cc: Bert Hawkins

60040303784

December 10, 1979

005436

Mr. Charles E. Steele
Federal Election Commission
Washington, D.C. 20463

Re: People to Elect Bert Hawkins
U. S. Senator
Our File No. W-10002

Dear Mr. Steele:

Mr. W.F. Schroeder, attorney-at-law, representing Mr. Bert Hawkins, forwarded me a copy of your letter of November 29, 1979, and his reply of December 10, 1979, on December 13, 1979.

Upon receipt of that letter, I have reviewed my file and 2 USC §441a(f).

According to my records, subsequent to the 1978 Oregon primary election which took place on May 23, 1979, in which election Mr. Hawkins was soundly defeated by incumbent Senator Mark O. Hatfield for the Republican nomination for United States Senator, Mr. Hawkins telephoned me and advised that during the last days of the campaign, one J. Lee had loaned him twenty thousand (\$20,000.00) dollars in order to pay outstanding expenses; Mr. Hawkins stated that he had intended to repay the loan promptly but that his ranching business did not produce a substantial cash flow at that time of year and thereby necessitated a short term loan. He asked that I prepare a simple promissory note to memorialize the transaction which had taken place some time earlier. According to my records, I did prepare a note on or about June 28, 1978, and forwarded it to the campaign treasurer and bookkeeper, Artis Rettig, for execution. Although I had no knowledge of the transaction, I had worked closely with Mrs. Rettig earlier in the campaign and had provided her with election law manuals and copies of your regulations. I found her to be very diligent and scrupulous in attempting to comply with a law which seems to be vague, ambiguous and ever-changing.

SUCCESS BOND

00040203785

UNDEVELOPED BOND
Page Two

The promissory note memorialized the transaction as presented to me by Mr. Hawkins and did not involve any person, organization or entity other than J. Lee and Bert Hawkins. At that time, my file does not reflect any correspondence related to this transaction nor do I have any particular knowledge other than the fact that I believe I talked to either Mr. Lee or Mr. Hawkins or possibly both on one or two occasions concerning repayment of the note.

I have reviewed your statute and find it confusing, to say the least. I do not find that it prohibits a loan which is intended to be repaid by the candidate and I am advised that this loan has been fully repaid. I do not believe that the parties consider this to be a contribution and the statute seems to talk in terms of prohibited contributions.

2 USC §441a(f) prohibits "knowing" improper action. I have had the pleasure of knowing Mr. Hawkins for approximately two years and Mrs. Rettig for the same length of time. Certainly their conduct is above reproach and they made no knowing attempt to violate your law. To the contrary, they are both scrupulously honest people who made every endeavor to comply with a complex set of ever-changing regulations and they should not be penalized for what may have been a mistake. I have also known J. Lee for a number of years and I do not believe that individual would ever knowingly violate any law of any kind. Certainly there was no intent to violate the law in this case and I rather doubt there was any violation from my limited knowledge of the facts.

Yours very truly,

Ridgway K. Foley, Jr.
Ridgway K. Foley, Jr.

RKF/jes
cc William F. Schroeder, Esq.
Ms. Ardis Rettig
Mr. Bert W. Hawkins

600403786

80040101787

SOUTHER, SPAULDING, KINSEY, WILLIAMSON & SCHWABE
ATTORNEYS AT LAW
SUITE 1200, STANDARD PLAZA
1100 S.W. SIXTH AVE.
PORTLAND, OREGON 97204



Mr. Charles N. Steele
Federal Election Commission
Washington, D.C. 20463

79 DEC 21 PM 12:14

RECEIVED
FEDERAL ELECTION
COMMISSION

Attorney General Hamilton

Dear Mr. Hamilton,

In your telephone conversation we are writing you again to try and explain our reasons for making the error in the J. Lee loan and our attempt at explaining how we tried our best to correct it as soon as we were made aware a mistake had been made.

Being a novice in the art of political campaigns; when the heat of the campaign got to the point of deciding to go public on TV, time was short and I was 400 miles from home and my business. A sudden decision had to be made and not knowing a loan could only be made thru a bank to a candidate, one of the volunteers said, "I have the money in the bank, I'll loan it to you, and as soon as you sell some cattle, pay me back," so we accepted the offer. Had we realized it was illegal I could have gone back the 400 miles, sold the cattle and secured the funding which I eventually did; when we learned by telephone an error had been made. Also by phone conversation we understood that the main error was that the loan was made to the political campaign committee and not to the candidate; so that correction was made. We were then informed this was also in error. Subsequently cattle were sold and the loan was paid back in full by the candidate.

As for not responding to requests for information from FEC, we have never failed to respond to any communique from you. We are enclosing copies of the two most recent communications we previously sent to you by certified mail.

As has been previously stated, we admitted making an error though ignorance, which we agree, is not admissible. However, as soon as we learned it had been made we have made every effort humanely possible to correct it as soon as we could.

Mentioned several times in the Federal Election Campaign Laws book are the words, "a knowing and willfull violation." This certainly was not the case in our acceptance of the loan from J. Lee. We made a mistake unknowingly and we corrected it as soon as we were made aware of it; what else is left for us to do.

(cont.)

79 DEC 17 P 2: 22

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

00040203700

Sincerely,

Bert W. Hawkins
Bert W. Hawkins

Enclosures: Copy of Attorney, W. F. Schroeder's letter.
Copy of Ardis Rettig's letter of July 25, 1979.
Copy of Ardis Rettig's letter of September 27, 1979.

80040003729

Federal Election Commission
1225 K Street N.W.
Washington, D.C. 20463

ID# C00091934

25 July 1978

Attn: Susan Weber

Appreciate opening paragraph in 13 July communique relative to wanting to assist.

We recognize now that an error was made by the candidate in paying the checks directly to J. Lee.

In reading 101.3, paragraph (b) prior to taking the action we did, it was felt the monies needed from Bert Hawkins to make up the difference of the \$12,825.00 to pay back the loan to J. Lee, was not a contribution as such, but obviously we were in error.

To explain our action: I made out two separate checks, one in the amount of \$5,000.00 on 24 July 1978 and one in the amount of \$2,500.00 on 15 November 1978 to Bert Hawkins personally. We deposited this money in his own account, whereupon he made up the difference from his account for the total of \$20,325.00, making one payment to J. Lee on 27 July 1978 in the amount of \$5000.00 and another payment on 13 November 1978 in the amount of \$15,325.00.

The loan has been paid back in the manner stated and there is no way for us to rectify it now. In interpreting the FEC regulation as we did, we reacted too quickly without researching more its meaning.

Hopefully this explanation will clarify our action.

Sincerely,

Ardis Nettie
Ardis Nettie
401 S. E. 15th Ave.
Ontario, Oregon 97114

5RQ2/79-22LC

17 September 1979

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

Attn: Ms. Lorrie Castaneda

I am in receipt of a letter from the FEC dated
13 September 1979 stating that I did not respond
to the FEC communique of 13 July 1979.

I received the 13 July letter, requesting further
information on 23 July, sent the information to
the FEC on 26 July by certified letter, certification
number, P038824417. Please check.

Thank you.

Sincerely,

Ardis Rettig
Ardis Rettig
401 S.E. 15th Ave.
Ontario, Oregon 97914

6 049 415 0 17 9

December 10, 1978

Charles W. Steele, Esq.
Federal Election Commission
Washington, D. C. 20463

Dear Sir:

For your easy reference we enclose a machine copy of your letter of November 29th which arrived on December 3rd.

Your letter alleges that Ms. Rettig "failed to respond to several requests. . ." She insists that she responded to every request. Attached are machine copies of copies of her letters of July 25th and September 17th. Until your letter, there was no suggestion that these letters were not received in your office.

We also enclose a machine copy of her copy of a letter to you dated November 14, 1978, and it is the subject of this letter to which your interest is apparently directed.

These people had never been before involved in a political campaign and were not aware of the fact that a candidate could not borrow money, even briefly. What happened was that the candidate was required to decide whether or not to commit for advertising time and he was then short of personal funds with which to make the commitment. A friend expressed a willingness to loan the money and they contacted a lawyer in Portland to document the loan. Apparently, the lawyer was also unaware of this prohibition and we have asked him to write to you directly. In any case, the interim loan was made and the money was deposited to the campaign. Shortly afterwards, someone in your office informed Ms. Rettig that the candidate had to personally assume the loan, so he did so because that was intended at the beginning. It had been deposited to the campaign account in the thought that this was the proper way to account for it, but the obligation was intended to be that of the candidate.

The loan was subsequently repaid with interest from the personal finances of the candidate. The candidate is the owner of a livestock operation the production of which is financed by Baker Production Credit Association. All sales are paid to the Association and substantially all expenditures by the operator are drawn on the Association on an annual budget approved for the operator by the Association. As a practical matter, it is possible that the loan repayment came through a draft, on the Association just as substantially all of any operators disbursements are made; but this is nothing more than the candidate's own money.

60040203792

...the liver
...for many years, but
...the campaign to say
...we would have been
...about campaign financing
...that we do know is that

Very truly yours,

SCHROEDER & HUTCHINS

By _____
W. F. SCHROEDER

WS/eg
cc: Ridgway Foley, Esq.
1200 Standard Plaza
1100 S. W. 6th Ave.
Portland, OR 97204

60040203793

Ardis Rettig
481 E. 15th Ave.
Cascadia, Oregon 97914



Attn: Susan Donaldson

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

Re: MUR 1055

CERTIFIED

No.322810

MAIL

40040037

Charles E. Steele, Esq.
Federal Election Commission
Washington, D. C. 20463

Dear Sir:

For your easy reference we enclose a machine copy of your letter of November 29th which arrived on December 5th.

Your letter alleges that Ms. Rettig "failed to respond to several requests. . . ." She insists that she responded to every request. Attached are machine copies of copies of her letters of July 25th and September 17th. Until your letter, there was no suggestion that these letters were not received in your office.

We also enclose a machine copy of her copy of a letter to you dated November 14, 1978, and it is the subject of this letter to which your interest is apparently directed.

These people had never been before involved in a political campaign and were not aware of the fact that a candidate could not borrow money, even briefly. What happened was that the candidate was required to decide whether or not to commit for advertising time and he was then short of personal funds with which to make the commitment. A friend expressed a willingness to loan the money and they contacted a lawyer in Portland to document the loan. Apparently, the lawyer was also unaware of this prohibition and we have asked him to write to you directly. In any case, the interim loan was made and the money was deposited to the campaign. Shortly afterwards, someone in your office informed Ms. Rettig that the candidate had to personally assume the loan, so he did so because that was intended at the beginning. It had been deposited to the campaign account in the thought that this was the proper way to account for it, but the obligation was intended to be that of the candidate.

The loan was subsequently repaid with interest from the personal finances of the candidate. The candidate is the owner of a livestock operation the production of which is financed by Baker Production Credit Association. All sales are paid to the Association and substantially all expenditures by the operator are drawn on the Association on an annual budget approved for the operator by the Association. As a practical matter, it is possible that the loan repayment came through a draft, on the Association just as substantially all of any operators disbursements are made; but this is nothing more than the candidate's own money.

60040203796

Very truly yours,

SCHNEIDER & COMPANY

BY *[Signature]*
W. T. SCHNEIDER

Mr. Ridgeley Bailey, Esq.
1200 Broadway Plaza
1100 S. W. 5th Ave.
Portland, OR 97204

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Ms. Ardis Rattig, Treasurer
People To Elect Bert Hawkins U.S. Senator
401 S.E. 15th Avenue
Ontario, Oregon 94914

Re: WUR 1055

Dear Ms. Rattig:

On November 26 1979, the Commission found reason to believe that your committee, People To Elect Bert Hawkins U.S. Senator ("the Hawkins Committee"), violated 2 U.S.C. § 441a(f) for acceptance of \$20,000 from J. Lee in May, 1978. This finding is in addition to the Commission's September, 1979, determination that the Hawkins Committee violated 2 U.S.C. § 434 for failure to provide requested information on the above transaction.

Specifically, even though the \$20,000 contribution has been refunded by Bert Hawkins to J. Lee, the Hawkins Committee violated 2 U.S.C. § 441a(f) when it initially accepted the contribution. The Hawkins Committee has now failed to respond to several requests by the Commission that it provide information on the refunding of the excessive contribution. The Hawkins Committee 1978 year-end report stated that \$7,500 of the \$20,000 refund came from the principal campaign committee account; however, copies of the refund checks provided to the Commission revealed that the checks were drawn on the personal account of Bert Hawkins and made payable directly to J. Lee. This discrepancy must be explained, as well as the source of the candidate's funds.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

80040203797

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

If you have any questions, please contact Susan Donaldson, the staff member assigned to this matter, at (202) 523-4057.

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,



Charles N. Steer
Acting General Counsel

80040203798

8 0 0 4 0 2 0 3 7 9 9

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

U.S. POSTAGE
128930
Private Use \$300

12-5-79

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Ardis Rottig, Treasurer
People To Elect Bart Hopkins U.S. Senator
401 S.E. 15th Avenue
Ontario, Oregon 97141

CERTIFIED
913420



October 1, 1970

10 November 1970

Ms. Ardis Federal Election Commission
People to 1985 E. Street, N.W.
Washington D.C. 20543
40 ... Avenue
Ontario, Ardis Susan Weber

To comply with your request in regard to excess of the
limits of contributions set forth in the Act, this letter
is to inform you that the loan from J. Lee to Bert Hawkins
has been paid back in full by Bert Hawkins. This will
be shown on our next report.

We appreciate you bringing this to our attention in this
manner.

Sincerely,

Ardis Rettig

Ardis Rettig, Treasurer
401 S.E. 15th Avenue
Ontario, Oregon 97914

80040203800

be re-aminat in sale of these matters. If you have
any of these matters, please do not hesitate to
number () 424-530, our Reports Analyst assigned to you.
phone number is 527-0748.

Ardis Rettig

Federal Election Commission
1385 K Street N.W.
Washington, D.C. 20463

ID# C00091934

25 July 1978

Attn: Susan Weber

Appropriate opening paragraph in 13 July communique relative to wanting to assist.

We recognize now that an error was made by the candidate in paying the checks directly to J. Lee.

In reading 101.3, paragraph (b) prior to taking the action we did, it was felt the monies needed from Bert Hawkins to make up the difference of the \$12,825.00 to pay back the loan to J. Lee, was not a contribution as such, but obviously we were in error.

To explain our action: I made out two separate checks, one in the amount of \$5,000.00 on 28 July 1978 and one in the amount of \$2,500.00 on 15 November 1978 to Bert Hawkins personally. We deposited this money in his own account, where-upon he made up the difference from his account for the total of \$20,325.00, making one payment to J. Lee on 27 July 1978 in the amount of \$5000.00 and another payment on 18 November 1978 in the amount of \$15,325.00.

The loan has been paid back in the manner stated and there is no way for us to rectify it now. In interpreting the 101.3 regulation as we did, we reacted too quickly without researching more its meaning.

Hopefully this explanation will clarify our action.

Sincerely,

Ardis Rettig
Ardis Rettig
401 S. W. 15th Ave.
Ontario, Oregon 97914

60040203601

90040203802

17 September 1979

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

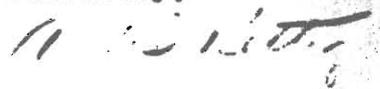
Attn: Ms. Lorrie Cantwell

I am in receipt of a letter from the FEC dated
13 September 1979 stating that I did not respond
to the FEC communique of 13 July 1979.

I received the 13 July letter, requesting further
information on 23 July, sent the information to
the FEC on 26 July by certified letter, certification
number, PO38824417. Please check.

Thank you.

Sincerely,



Ardis Rettig
401 S.E. 15th Ave.
Ontario, Oregon 97914

60040101803

SCHROEDER & HUTCHENS

LAWYERS
P. O. BOX 220
VALE, OREGON 97916

197
DEC 14
1979



DEC 14 PM 12:26 '79

Charles N. Steele, Esq.
Federal Election Commission
Washington, D. C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20543

November 19, 1978

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Ms. June Lee
Box 118, East Creek Road
Blaine, Oregon 97108

Re: MUR 1055

Dear Ms. Lee:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found that you may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically, it appears that you violated 2 U.S.C. § 441a(a)(1)(A) by contributing \$20,000 to the People to Elect Bert Hawkins U.S. Senator Committee in May 1978. 2 U.S.C. § 441a prohibits an individual from contributing in excess of \$1,000 per election to any Federal candidate and his authorized committee. We have numbered this matter MUR 1055.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

If you have any questions, please contact Susan Donaldson, the staff member assigned to this matter, at (202) 523-4057.

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.

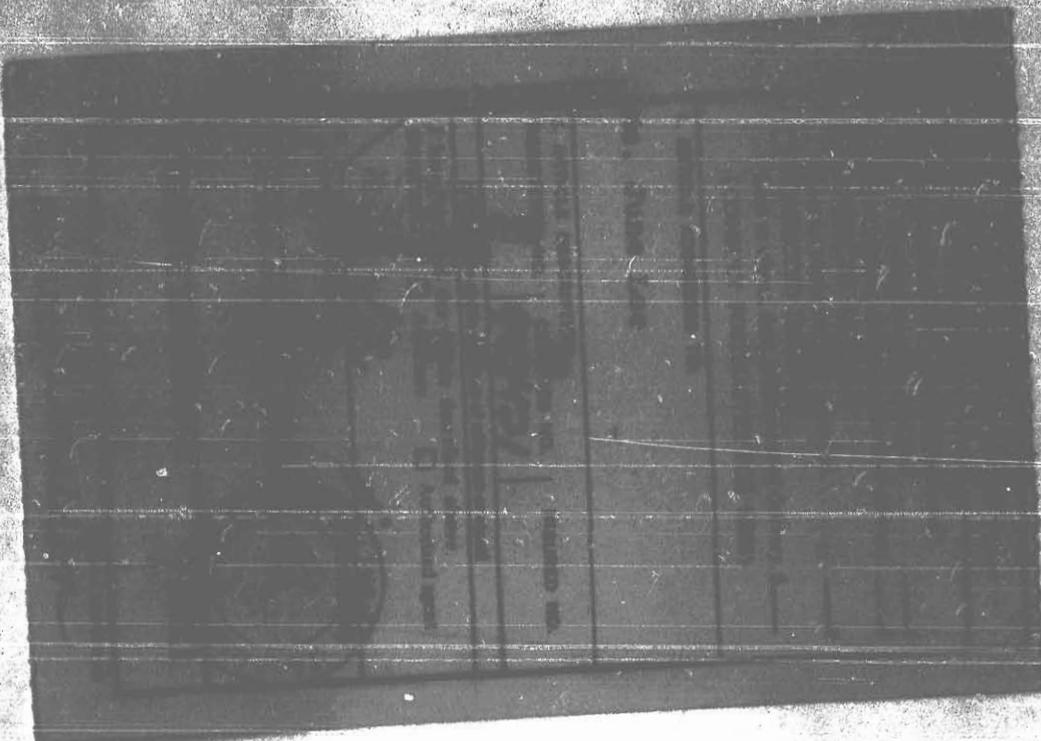
300403804

... be represented by counsel in any way, please let me know so notify us in writing.

Sincerely,



Charles N. Stavis
Acting General Counsel



**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Ms. Ardis Rettig, Treasurer
People To Elect Bert Hawkins U.S. Senator
401 S.E. 15th Avenue
Ontario, Oregon 94914

Re: MUF 1955

Dear Ms. Rettig:

On November 26 1979, the Commission found reason to believe that your committee, People To Elect Bert Hawkins U.S. Senator ("the Hawkins Committee"), violated 2 U.S.C. § 441a(f) for acceptance of \$20,000 from J. Lee in May, 1978. This finding is in addition to the Commission's September, 1979, determination that the Hawkins Committee violated 2 U.S.C. § 434 for failure to provide requested information on the above transaction.

Specifically, even though the \$20,000 contribution has been refunded by Bert Hawkins to J. Lee, the Hawkins Committee violated 2 U.S.C. § 441a(f) when it initially accepted the contribution. The Hawkins Committee has now failed to respond to several requests by the Commission that it provide information on the refunding of the excessive contribution. The Hawkins Committee 1978 year-end report stated that \$7,500 of the \$20,000 refund came from the principal campaign committee account; however, copies of the refund checks provided to the Commission revealed that the checks were drawn on the personal account of Bert Hawkins and made payable directly to J. Lee. This discrepancy must be explained, as well as the source of the candidate's funds.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

80040303608

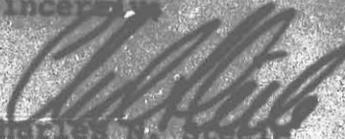
The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

If you have any questions, please contact James Donaldson, the staff member assigned to this matter, at (202) 523-4057.

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,



Charles N. Steele
Acting General Counsel

60040203809

RECEIVED BY MAIL (POSTAGE PAID BY ADDRESSEE) AND CERTIFIED MAIL

1. The following information is required (check one):
 Show to whom and when delivered.
 RESTRICTED DELIVERY
Show to whom and when delivered.
 RESTRICTED DELIVERY
Show to whom, date, and address of delivery.
(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO
Ms. Ardian Katicic

3. ARTICLE DESCRIPTION:
REGISTERED NO. | REGISTERED NO. | REGISTERED NO.
UNREGISTERED NO. | UNREGISTERED NO. | UNREGISTERED NO.
(Article weight, date, and address of return)

These include the return address and:
SIGNATURE Address Authorized agent

DATE OF DELIVERY
POSTMARK

5. ADDRESSES (complete only if required)

6. UNABLE TO DELIVER BECAUSE

U.S. MAIL

In the Matter of
People To Elect Bert Hawkins
U. S. Senator

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on November 16, 1979, the Commission decided by a vote of 5-0 to take the following actions regarding the above-captioned matter:

1. Find REASON TO BELIEVE that People To Elect Bert Hawkins U.S. Senator may have violated 2 U.S.C. §441a(f) for acceptance of an excessive contribution. Send the letter, attached to the First General Counsel's Report dated November 19, 1979, in connection with the above violation and in connection with a violation of 2 U.S.C. §434 for failure to provide requested information on the transaction.
2. Find REASON TO BELIEVE that J. Lee may have violated 2 U.S.C. §441a(a) (1) (A) for contributing \$20,000 to the Hawkins Committee. Send the letter attached to the above-named report.

Attest:

11-26-79

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary to the Commission

Received in Office of the Commission Secretary: 11-19-79, 3:56
Circulated on 48 hour vote basis: 11-20-79, 11:00

30040203612

SOURCE OF INFO: INTERNAL

RESPONDENT'S NAME: People To Elect Bert Hawkins U.S. Senator

RELEVANT STATUTE: 2 U.S.C. § 441a(2)
2 U.S.C. § 441a(1)(A)
2 U.S.C. § 441a(1)(B)

INTERNAL REPORTS CHECKED: People To Elect Bert Hawkins U.S. Senator

FEDERAL AGENCIES CHECKED: N/A

GENERATION OF MATTER

During a normal review of the reports filed by People to Elect Bert Hawkins U.S. Senator ("the Hawkins Committee"), the Reports Analysis Division discovered that in May, 1978, J. Lee contributed \$20,000 to the Hawkins Committee for the 1978 primary election in Oregon in violation of 2 U.S.C. § 441a (a)(1)(A). Bert Hawkins was defeated by Senator Hatfield in the primary election. This matter was referred to the Office of General Counsel on October 22, 1979. (Attachment I).

EVIDENCE

After notification of the violation by the Reports Analysis Division, the Hawkins Committee responded in a letter dated November 14, 1978, that the \$20,000 contribution had been refunded. On April 23, 1979, the Hawkins Committee provided copies of Bert Hawkins' personal checks made payable to J. Lee to refund the excessive contribution.

On July 13, 1979, the Hawkins Committee was notified that the candidate's source of funds must be revealed. In

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addition, the Committee's 1978 year-end report stated \$7500 of the money paid to J. Lee was from the POC (the Committee) account and the balance, \$12,500, was paid by candidate's personal funds. The repayment checks totaling \$20,000 supplied by the Committee were both drawn on Bert Hawkins' personal checking account. There was no indication that either check was received or deposited by the Hawkins Committee. The Reports Analysis Division also requested an explanation of this discrepancy.

After the Hawkins Committee failed to respond to the RFAI, the Commission, on September 13, 1979, found reason to believe that the Hawkins Committee may have violated 2 U.S.C. § 434 for failing to supply the Commission with information regarding repayment of the excessive contribution.

ANALYSIS

The Hawkins Committee has failed to respond to the Commission's July 13, 1979, RFAI, and the September 13, 1979, reason to believe notification. It appears that the Commission should proceed further against the Hawkins Committee for their failure to provide the requested information; and to find reason to believe that the Hawkins Committee violated 2 U.S.C. § 441a(f) for initial acceptance of the excessive contribution. In addition, it appears the Commission should proceed against J. Lee for the excessive contribution which violated 2 U.S.C. § 441a(a)(1)(A).

SI RECOMMENDATION

1. Find reason to believe that People To Elect Bert Hawkins U.S. Senator may have violated 2 U.S.C. § 441a(f) for acceptance of an excessive contribution. Send the attached letter in connection with the above violation and in connection with a violation of 2 U.S.C. § 434 for failure to provide requested information on the above transaction.

2. Find reason to believe that J. Lee may have violated 2 U.S.C. § 441a(a)(1)(A) for contributing \$20,000 to the Hawkins Committee. Send the attached letter.

Attachments

- I. RAD referral of 10/22/79.
- II. Notification letter to Hawkins Committee
- III. Notification letter to Lee

6004923815

REFER TO INSTRUCTIONS ON REVERSE SIDE BEFORE COMPLETING

REPORTS ANALYSIS REFERRAL SHEET

DATE 10/22/78

ANALYST Susan Heber *JWH*

TO: OGC

TEAM CHIEF Suzanne Wilson *SWilson*

THROUGH: STAFF DIRECTOR *0930*

COMPLIANCE REVIEW CB/RS

FROM: ASSISTANT STAFF DIRECTOR FOR REPORTS ANALYSIS *MH*

CANDIDATE/COMMITTEE:

People to Elect Bert Hawkins U.S. Senator

TREASURER:

Ardis Rettig

ADDRESS:

401 S.E. 15th
Ontario, OR 97914

AFFILIATE(S):

ALLEGATION(S):

Receipt of an excessive
contribution from an individual

CITE:

441a(a)(1)(A)

ATTACHMENT(S)

2

MANNER IN WHICH REVIEW WAS INITIATED if other than normal review, AND DATE: 6-13-78

Normal Review

ATTACHMENT

30040203816

REPORTS: All reports within the date listed below have received initial basic review. For all reports reviewed, see Attachment 1.

PERIOD COVERED FROM 4/1/78 TO 6/12/78

TOTAL RECEIPTS \$ 59094 TOTAL EXPENDITURES \$ 55773

CASH ON HAND \$ -0- DEBTS \$ 35,000

HISTORY:

RESULTS OF REVIEW: ATTACHMENT
- Surface violation notice sent 11/1/78 on 10 Day Pre-Primary and 30 Day Post Primary Reports 6
- Response received 11/21/78 - inadequate 7
- Response received 4/23/79 9
- RFAI sent 7/13/79 regarding 4/23/79 response. RTB sent 9/13/79 10 & 11

COMMUNICATIONS WITH CANDIDATE/COMMITTEE: ATTACHMENT
Telecon dated- 6/13/78 3
Telecon dated- 6/15/78 4
Telecon dated- 9/28/78 5
Telecon dated- 4/19/79 8

REASON(S) FOR REFERRAL: ATTACHMENT
- Amount of excessive contribution meets Division threshold for review by OGC 2
- No response to RTB notice regarding source of refund of excessive amount 10 & 11

OTHER PENDING ACTIONS INITIATED BY RAD: ATTACHMENT

OTHER RELEVANT INFORMATION:

0040203817

30040203318

DATE:

TO:

THROUGH:

FROM:

CANDIDATE:

TREASURER:

ADDRESS:

AFFILIATION:

ALLEGATION:

CITE:

ATTACHMENT:

Receipt of an excessive contribution from an individual

41a(a)(1)(A)

MANNER IN WHICH REVIEW WAS INITIATED if other than normal review, AND DATE: 6-15-79
Normal Review ATTACHMENT

REPORTS: All reports within the date listed below have received initial basic review. For all reports reviewed, see Attachment 1.

PERIOD COVERED FROM 4/1/78 TO 6/12/78
TOTAL RECEIPTS \$ 55094 TOTAL EXPENDITURES \$ 55773
CASH ON HAND \$ 0 DEBTS \$ 35,000

HISTORY:

- RESULTS OF REVIEW: ATTACHMENT
- Surface violation notice sent 11/1/78 on 10 Day Pre-Primary and 30 Day Post Primary Reports 6
 - Response received 11/21/78 - inadequate Reports 7
 - Response received 4/23/79 9
 - RFAT sent 7/13/79 regarding 4/23/79 response. RTB sent 9/12/79 10 & 11
- COMMUNICATIONS WITH CANDIDATE/COMMITTEE: ATTACHMENT
- Telecon dated- 5/13/78 3
 - Telecon dated- 5/15/78 4
 - Telecon dated- 9/28/78 8
 - Telecon dated- 4/19/79
- REASON(S) FOR REFERRAL: ATTACHMENT
- Amount of excessive contribution meets Division threshold for review by GSC 2
 - No response to RTB notice regarding source of refund of excessive amount 10 & 11

OTHER PENDING ACTIONS INITIATED BY RAD: ATTACHMENT

OTHER RELEVANT INFORMATION:

870604306796

Receipt for	Check if Contributor is self-employed	Date (month, day, year)	Amount of each this Period
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other Full Name, Mailing Address and ZIP Code	<input type="checkbox"/> Check if Contributor is self-employed Aggregate Year-To-Date \$		
Principal Place of Business			
Occupation			
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other Full Name, Mailing Address and ZIP Code	<input type="checkbox"/> Check if Contributor is self-employed Aggregate Year-To-Date \$		
Principal Place of Business			
Occupation			
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other Full Name, Mailing Address and ZIP Code	<input type="checkbox"/> Check if Contributor is self-employed Aggregate Year-To-Date \$		
Principal Place of Business			
Occupation			
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other Full Name, Mailing Address and ZIP Code	<input type="checkbox"/> Check if Contributor is self-employed Aggregate Year-To-Date \$		
Principal Place of Business			
Occupation			
SUBTOTAL of receipts (for each option)!			\$ 4,500
TOTAL (if a portion of each line number only)			\$ 4,500

6029509

Box 10, East Creek Rd
Blaine, MN 55420

Receipt for: Primary General Other

Full Name, Mailing Address and ZIP Code
NOTE: THIS WAS SHOWN ON THE 1988 REPORT AS A CONTRIBUTION BY COMPANY AND IT SHOULD HAVE BEEN A LOAN PAYABLE

Aggregate Year-To-Date ... \$

Principal Place of Business

Occupation

Date (month, day, year)

Amount of each \$ this Period

Receipt for: Primary General Other

Full Name, Mailing Address and ZIP Code

Aggregate Year-To-Date ... \$

Principal Place of Business

Occupation

Date (month, day, year)

Amount of each \$ this Period

Receipt for: Primary General Other

Full Name, Mailing Address and ZIP Code

Aggregate Year-To-Date ... \$

Principal Place of Business

Occupation

Date (month, day, year)

Amount of each \$ this Period

Receipt for: Primary General Other

Full Name, Mailing Address and ZIP Code

Aggregate Year-To-Date ... \$

Principal Place of Business

Occupation

Date (month, day, year)

Amount of each \$ this Period

Receipt for: Primary General Other

Full Name, Mailing Address and ZIP Code

Aggregate Year-To-Date ... \$

Principal Place of Business

Occupation

Date (month, day, year)

Amount of each \$ this Period

Receipt for: Primary General Other

Full Name, Mailing Address and ZIP Code

Aggregate Year-To-Date ... \$

Principal Place of Business

Occupation

Date (month, day, year)

Amount of each \$ this Period

Receipt for: Primary General Other

SUBTOTAL of receipts this page (optional)

Aggregate Year-To-Date ... \$

\$ 45.00 00

TOTAL this period (last page this line number only)

\$

11793964592

Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other		<input type="checkbox"/> Check if Contributor is self-employed	
Full Name, Mailing Address and ZIP Code BERT HARRIS RT. 1, Box 305 INTAKO, OR 97134		Aggregate Year-To-Date ... \$	
Name, Mailing Address and ZIP Code		Principal Place of Business	Date (month, day, year)
Occupation		Amount of each P... this Period	
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other		<input type="checkbox"/> Check if Contributor is self-employed	
Full Name, Mailing Address and ZIP Code		Aggregate Year-To-Date ... \$	
Name, Mailing Address and ZIP Code		Principal Place of Business	Date (month, day, year)
Occupation		Amount of each P... this Period	
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other		<input type="checkbox"/> Check if Contributor is self-employed	
Full Name, Mailing Address and ZIP Code		Aggregate Year-To-Date ... \$	
Name, Mailing Address and ZIP Code		Principal Place of Business	Date (month, day, year)
Occupation		Amount of each P... this Period	
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other		<input type="checkbox"/> Check if Contributor is self-employed	
Full Name, Mailing Address and ZIP Code		Aggregate Year-To-Date ... \$	
Name, Mailing Address and ZIP Code		Principal Place of Business	Date (month, day, year)
Occupation		Amount of each P... this Period	
SUBTOTAL of receipts (this page optional)			\$ 15000
TOTAL this period (last page this line number only)			\$ 25000

Name of donor to committee

DATE: 6/13/78

NAME OF COMMITTEE: People to Elect Bart Stupina, etc.

I called Ardis Lettig to discuss the fact that the POC did not send in a Form 3b- Consolidation report- for the 10 Day report for the five committees. I explained what was necessary- I.E. that the other committees would have to prepare the 10 Day reports and send them to her so that she could fill in the Form 3b.

I also told her that all the committees would have to submit termination reports on a Form 3 or 6.

I asked her to explain the \$9500 contribution and the \$4500 loan from an individual. She said that she had talked to someone else before who had told her that an individual can give an unlimited amount for the retirement of debts. I told her that it was misinformation and that she would have to refund the amount in excess of \$1000. I explained to her that an outstanding loan is the same as a contribution.

40040203022

TELECOM

TO: Bert Hopkins to [unclear]

DATE: 6/15/78

NAME OF COMMITTEE: People to Elect Bert Hopkins, Inc.

I was called by Bert Hopkins after he spoke with Ardis Rettig concerning the individual distribution of \$20,000 by J. Lee, a member. I told Ms. Rettig that since the individual contribution limit is \$1000 per election, all the balance of the money over the limit must be refunded. I explained that it was a surface violation, and fairly serious. Bert Hopkins wanted the exact sections of the act and regulations regarding contributions limits. I quoted him the sections and inquired if the money had been refunded. He said that he would take care of it as soon as possible.

00040203823

reports. I explained that the information was necessary as a condition of the loan's approval. I told them that they would receive a written violation letter detailing the violation of the law.

80040203824

Federal Election Commission
1325 K Street N.W.
Washington D.C. 20063

14 November 1978

Attn: Susan Weber

To comply with your request in regards to excess of the limits of contributions set forth in the Act, this letter is to inform you that the loan from J. Lee to Bert Hawkins has been paid back in full by Bert Hawkins. This will be shown on our next report.

We appreciate you bringing this to our attention in this manner.

Sincerely,

Ardis Rettig
Ardis Rettig, Treasurer
401 S.E. 15th Avenue
Ontario, Oregon 97914

52532
OR REP C 1003
4-1-78 - 6-12-78

07004802636263

K

RE: TELECOM

FROM: Susan Weber to Ardis Rettig

DATE: 4/19/79

NAME OF COMMITTEE: People to Elect Bert Hawkins U.S. Senator

I called Ardis Rettig to inquire about the loan in the amount of \$20000 from the individual which they had stated was paid back, but was never shown on any of the schedules. She said that all of the money had been returned to the individual, and will forward a cancelled check for verification. I inquired as to where the money came from to pay her back. She said that Bert Hawkins (the candidate) had taken care of it and she had no idea of where he had gotten the money. I informed her that he should have forwarded the money to the committee and they should have reported it thusly. I asked her whether he had secured a loan from a bank to pay the woman back but she did not know.

I also inquired about the personal \$15000 loan from the candidate which was dropped on Schedule C. She said that he had taken a loss, and forgiven the loan. I told her that we would need to see that on the schedule.

60040303827

of ...
of ... in the amount
of \$20,325.00 from Bert
Hawkins to June Dec
as requested by the FBI.
The amount of \$325.00 is
the interest he paid.

Ardis Pettig, Treasurer
People to Elect Bert Hawkins
to the U.S. Senate
401 S.E. 15th Ave.
Ontario, Oregon 97914

6007402000326655

L S2532 OR REP C.1003

FIRST NATIONAL BANK OF OREGON
288

11-18-78

[Handwritten signature]
BERT W. HAWKINS
889-5956
ROUTE 1, BOX 129
ONTARIO, OREGON 97144

⑆1232-0350⑆ 0 06340 1⑈ 288 ⑆0001532500⑆

FIRST NATIONAL BANK OF OREGON
ONTARIO BRANCH - ONTARIO 280

7-27-78

[Handwritten signature]
BERT W. HAWKINS
889-5956
ROUTE 1, BOX 129
ONTARIO, OREGON 97144

⑆1232-0350⑆ 0 06340 1⑈ 280 ⑆0000500000⑆

8064112003829

80040203830

Pay to order
Paulson Investment Co
June Lee

Deposit only
June Lee
(June)

THE NATIONAL BANK OF OMAHA
OMAHA, NEB. 68102

AG
12 19 61

REQUEST FOR ADDITIONAL INFORMATION
AND EXPENDITURE REPORTS
PURSUANT TO THE FEDERAL ELECTION CAMPAIGN ACT OF 1971, AS AMENDED

A review of the report indicates that additional information is needed in order to be complete. Please return a copy of this form with your amended report.

Please provide the required data, as indicated (X):

- Coverage Dates: ___ omitted or ___ incorrect
 - Summary Page Line(s): ___ Column(s): ___ Total: ___ omitted or ___ incorrect
 - Detailed Summary (Page 2) Line(s): ___ Column(s): ___ Total: ___ omitted or ___ incorrect
 - Schedule Totals: ___ disagree with Detailed Summary (Page 2) or ___ omitted
 - Date(s): ___ omitted or ___ inadequate for Schedule(s) ___ Line(s) ___
 - Full Name(s)/Mailing Address(es): ___ omitted or ___ inadequate for Schedule(s) ___ Line(s) ___
 - Occupation/Principal Place(s) of Business: ___ omitted or ___ inadequate for Schedule(s) ___ Line(s) ___
 - Election Designation: ___ omitted or ___ inadequate for Schedule(s) ___ Line(s) ___
 - Aggregate Year-to-Date Totals: ___ omitted or ___ inadequate for Schedule(s) ___ Line(s) ___
 - Nature or Purpose of Expenditure: ___ omitted or ___ inadequate for Schedule(s) ___ Line(s) ___
 - Nature or Purpose of Receipt: ___ omitted or ___ inadequate for Schedule(s) ___ Line(s) ___
 - Inadequate Description of: ___ proceeds ___ dates ___ events ___ location of Schedule
 - Signature: ___ omitted ___ inadequate
- 11 CFR 104.12(a) requires each person having the responsibility to file a report to sign the original report. Please resubmit a signed copy of your report.*
- Other: Please see page two.

Your initial submission(s), together with this request for additional information, has been made available for public inspection. The Commission urges you to file the additional submission(s) promptly to the above address. If you have any questions regarding this request, please call the Reports Analysis Division toll free at (800) 424-9530. The local Washington, D.C. telephone numbers are (202) 523-4048 (Senate, Non-Party), 523-4172 (House) or 523-1474 (Party).

Senate filers should file their submission(s) with the Secretary of the Senate, Office of Public Records, 119 D St., N.E., Washington, D.C. 20510. House filers should file their submission(s) with the Clerk of the House, Office of Records and Registration, 1036 Longworth House Office Building, Washington, D.C. 20515.

Page 2

Request for Additional Information

Page Two

(Continued from page one)

Please be advised that according to Section 101.3(b) of the FEC Regulations, the waived candidate shall not make any unreimbursed expenditures for his or her campaign, except that this paragraph does not preclude a candidate from making an expenditure from personal funds to the candidate's designated principal campaign committee which shall be reported by the committee as a contribution received.

Copies of checks in the amounts of \$15325 and \$5000 drawn on the personal account of Bert W. Hawkins payable to June Lee were forwarded to the Federal Election Commission. However, this money was never reported as being received by the committee nor shown on any of the itemized schedules of the committee's reports. Furthermore, on the amended Year End report, it is stated that "\$7500 of the money paid to J. Lee was from our PCC account and the balance of the \$12500 was paid to J. Lee by the candidate's own personal money". However, the checks indicate that a full \$20325 was drawn on Bert Hawkins' personal checking account. Please explain this apparent discrepancy and clarify the source of the \$20000 paid to June Lee, including any applicable supporting schedules where necessary.

6004020303

Ms. Ardis ...
People to ...
401 S.E. 13th Avenue
Ontario, OR 97146

Dear Ms. ...

On July 13, 1998, you were notified that the ...
Primary Report of ... and ...
omitted certain required information.

As of this date, however, we have received no response from you.
Your failure to amend your report gives the Commission reason to believe
that you are in violation of 2 U.S.C. 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 informa-
tion, please contact Lorrie Castaneda, our Reports Analyst assigned to
you on our toll free number (800)424-4930. Our local number is (202)
523-4172.

Sincerely,

John J. McHenry
Commissioner

60040303834

FEDERAL ELECTION COMMISSION
 COMMITTED INDEX OF DISCLOSURE DOCUMENTS - (C)

DATE 20CT79
 PAGE 1

DATE

	RECEIPTS		EXPENDITURES		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
	PRIMARY	GENERAL	PRIMARY	GENERAL			
					12APR78		ID# C00091934
					1MAY78	6	78SEN/003/2051
					10MAY78	4	78FEC/073/2204
	5,000		1,971		1JAN78 - 31MAR78	6	78SEN/005/1153
	29,490		24,326		1APR78 - 0MAY78	8	78SEN/005/1145
					1JAN78 - 0MAY78	3	78SEN/007/1636
	29,490		24,326		1APR78 - 0MAY78	5	78FEC/078/5390
					1APR78 - 0MAY78	10	78SEN/010/0580
					1APR78 - 0MAY78	1	78FEC/096/3099
					1APR78 - 0MAY78	7	78SEN/017/1793
					1APR78 - 22MAY78	4	79FEC/132/1901
	28,408		29,476		1APR78 - 22MAY78	5	79S...003/2665
					5MAY78 - 12JUN78	14	78SEN/006/3096
	28,408		29,476		9MAY78 - 12JUN78	3	78FEC/085/1960
	484		339		9MAY78 - 12JUN78	10	78SEN/012/2420
					13JUN78 - 30JUN78	2	78SEN/017/2064
	4,312		5,848		13JUN78 - 30JUN78	8	78SEN/009/0063
					13JUN78 - 30JUN78	3	78FEC/085/1963
	1,534		2,509		13JUN78 - 30JUN78	7	78SEN/012/2413
					1JUL78 - 30SEP78	8	78SEN/012/2405
					1JUL78 - 30SEP78	3	79FEC/126/1091
	65,424	0	64,489	0	1OCT78 - 31DEC78	8	79SEN/001/2430
					1OCT78 - 31DEC78	2	79FEC/126/1094
					1OCT78 - 31DEC78	5	79SEN/003/3338
TOTAL						136	TOTAL PAGES

1 JAN 79 - 31 MAR 79 3 79 SEN/003/3014

5 2 6 2 0 1 0 4 0 0 0 0



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20543

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Ms. Ardin Rettig, Treasurer
People To Elect Bert Hawkins U.S. Senator
401 S.E. 15th Avenue
Ontario, Oregon 94914

Re: NUR 1055

Dear Ms. Rettig:

On _____, 1979, the Commission found reason to believe that your committee, People To Elect Bert Hawkins U.S. Senator ("the Hawkins Committee"), may have violated 2 U.S.C. § 441a(f) for acceptance of \$20,000 from J. Lee in May, 1978. This finding is in addition to the Commission's September, 1979, determination that the Hawkins Committee violated 2 U.S.C. § 434 for failure to provide requested information on the above transaction.

Specifically, even though the \$20,000 contribution has been refunded by Bert Hawkins to J. Lee, the Hawkins Committee may have violated 2 U.S.C. § 441a(f) when it initially accepted the contribution. The Hawkins Committee has now failed to respond to several requests by the Commission that it provide information on the refunding of the excessive contribution. The Hawkins Committee 1978 year-end report stated that \$7,500 of the \$20,000 refund came from the principal campaign committee account; however, copies of the refund checks provided to the Commission revealed that the checks were drawn on the personal account of Bert Hawkins and made payable directly to J. Lee. This discrepancy must be explained, as well as the source of the candidate's funds.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

0049203836

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

If you have any questions, please contact Susan Donaldson, the staff member assigned to this matter, at (202) 523-4057.

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,

Charles N. Steele
Acting General Counsel

60040703837

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. June Lee
Box 118, East Creek Road
Blaine, Oregon 97109

Re: MUR 1055

Dear Ms. Lee:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found that you may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically, it appears that you violated 2 U.S.C. § 441a(a)(1)(A) by contributing \$20,000 to the People to Elect Bert Hawkins U.S. Senator Committee in May 1978. 2 U.S.C. § 441a prohibits an individual from contributing in excess of \$1,000 per election to any Federal candidate and his authorized committee. We have numbered this matter MUR 1055.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

If you have any questions, please contact Susan Donaldson, the staff member assigned to this matter, at (202) 523-4057.

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.

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Charles S. Smith
1911-1912

60040303839

REFER TO INSTRUCTIONS ON REVERSE SIDE BEFORE COMPLETING

8
EAD 76-715

REPORTS ANALYSIS REFERRAL SHEET

DATE 10/22/78

ANALYST Susan Weber JW

TO: OGC

TEAM CHIEF Suzanne Wilson SW

THROUGH: STAFF DIRECTOR *AP*

COMPLIANCE REVIEW CB/CS

FROM: ASSISTANT STAFF DIRECTOR FOR REPORTS ANALYSIS *JH*

CANDIDATE/COMMITTEE:

People to Elect Bert Hawkins U.S. Senator

TREASURER:

Ardis Rettig

ADDRESS:

401 S.E. 15th
Ontario, OR 97914

AFFILIATE(S):

ALLEGATION(S):

Receipt of an excessive
contribution from an individual

CITE:

441a(a)(1)(A)

ATTACHMENT(S)

2

MANNER IN WHICH REVIEW WAS INITIATED if other than normal review, AND DATE: 6-13-78

Normal Review

ATTACHMENT

00040003840

REPORTS: All reports within the dates listed below have received initial basic review. For all reports reviewed, see Attachment 1.

PERIOD COVERED FROM 4/1/78 TO 6/12/78
TOTAL RECEIPTS \$ 59094 TOTAL EXPENDITURES \$ 55773
CASH ON HAND \$ -0- DEBTS \$ 35,000

HISTORY:

RESULTS OF REVIEW:

- | | | |
|---|-------------------|----------------|
| | <i>ATTACHMENT</i> | |
| - Surface violation notice sent 11/1/78 on 10 Day Pre-Primary and 30 Day Post Primary | 6 | |
| - Response received 11/21/78 - inadequate | 7 | <i>Reports</i> |
| - Response received 4/23/79 | 9 | |
| - RFAI sent 7/13/79 regarding 4/23/79 response. RTB sent 9/13/79 | 10 & 11 | |

COMMUNICATIONS WITH CANDIDATE/COMMITTEE:

- | | | |
|------------------------|-------------------|--|
| | <i>ATTACHMENT</i> | |
| Telecon dated- 6/13/78 | 3 | |
| Telecon dated- 6/15/78 | 4 | |
| Telecon dated- 9/28/78 | 5 | |
| Telecon dated- 4/19/79 | 8 | |

REASON(S) FOR REFERRAL:

- | | | |
|---|-------------------|--|
| | <i>ATTACHMENT</i> | |
| - Amount of excessive contribution meets Division threshold for review by OGC | 2 | |
| - No response to RTB notice regarding source of refund of excessive amount | 10 & 11 | |

OTHER PENDING ACTIONS INITIATED BY RAD:

ATTACHMENT

OTHER RELEVANT INFORMATION:

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THIS SHOULD BE LINE 2 ON THE PAGE.
.TTY NO FORM

00040303842

.G INQC
COMMITTEE ID: C00091934

FEDERAL ELECTION COMMISSION
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C)

SENATE

COMMITTEE	DOCUMENT	RECEIPTS		EXPENDITURES		COVERAGE DATES	PAGE
		PRIMARY	GENERAL	PRIMARY	GENERAL		
PEOPLE TO ELECT BERT HAWKINS UNITED STATES SENATOR							
	1978 STATEMENT OF ORGANIZATION					12APR78	2
	REQUEST FOR ADDITIONAL INFORMATION					10MAY78	4
	STATEMENT OF ORGANIZATION- AMENDMENT					10MAY78	4
	APRIL 10 QUARTERLY	5,000		1,974		1JAN78 - 31MAR78	4
	10 DAY PRE-PRIMARY	25,690		24,326		1APR78 - 30MAY78	8
	10 DAY PRE-PRIMARY - AMENDMENT					1JAN78 - 30MAY78	8
	REQUEST FOR ADDITIONAL INFORMATION					1APR78 - 30MAY78	8
	10 DAY PRE-PRIMARY - AMENDMENT	25,690		24,326		1APR78 - 30MAY78	10
	REQUEST FOR ADDITIONAL INFORMATION					1APR78 - 30MAY78	1
	10 DAY PRE-PRIMARY - AMENDMENT					1APR78 - 30MAY78	7
	REQUEST FOR ADDITIONAL INFORMATION					1APR78 - 22MAY78	4
	10 DAY PRE-PRIMARY - AMENDMENT					1APR78 - 22MAY78	8
	30 DAY POST-PRIMARY	28,404		29,474		9MAY78 - 12JUN78	14
	REQUEST FOR ADDITIONAL INFORMATION					9MAY78 - 12JUN78	3
	30 DAY POST-PRIMARY - AMENDMENT	28,404		29,474		9MAY78 - 12JUN78	10
	30 DAY POST-PRIMARY - AMENDMENT					9MAY78 - 12JUN78	2
	JULY 10 QUARTERLY	484		339		13JUN78 - 30JUN78	8
	REQUEST FOR ADDITIONAL INFORMATION					13JUN78 - 30JUN78	8
	JULY 10 QUARTERLY - AMENDMENT	484		339		13JUN78 - 30JUN78	8
	OCTOBER 10 QUARTERLY	4,312		5,848		1JUL78 - 30SEP78	8
	REQUEST FOR ADDITIONAL INFORMATION					1JUL78 - 30SEP78	8
	YEAR END REPORT - TERMINATED	1,534		2,500		1OCT78 - 31DEC78	2
	REQUEST FOR ADDITIONAL INFORMATION					1OCT78 - 31DEC78	2
	YEAR END REPORT - AMENDMENT					1OCT78 - 31DEC78	2
	TOTAL	65,424	0	64,469			

1979 April 10 - Sa Postcard

✓ Reviewed

Reporting Unit

Name of Contributor or Contributor in Full

Frankie L. Eket, Bear, Alaska

Full Name, Mailing Address and ZIP Code
 Box 119, East Creek Rd
 Blaine, Alaska 99716

Check if Contributor is self-employed
 Aggregate Year-To-Date . . . \$
 Principal Place of Business
 Occupation

Date (month, day, year)
 Amount of each Rec. this Period

Receipt for:
 Primary General Other

Full Name, Mailing Address and ZIP Code
 NOTE: THIS WAS SHOWN ON THE 5-8-78 REPORT AS A CONTRIBUTION BY ERROR, AND IT SHOULD HAVE BEEN A LOAN PAYABLE

Check if Contributor is self-employed
 Aggregate Year-To-Date . . . \$
 Principal Place of Business
 Occupation

Date (month, day, year)
 Amount of each Rec. this Period

Receipt for:
 Primary General Other

Full Name, Mailing Address and ZIP Code

Check if Contributor is self-employed
 Aggregate Year-To-Date . . . \$
 Principal Place of Business
 Occupation

Date (month, day, year)
 Amount of each Rec. this Period

Receipt for:
 Primary General Other

Full Name, Mailing Address and ZIP Code

Check if Contributor is self-employed
 Aggregate Year-To-Date . . . \$
 Principal Place of Business
 Occupation

Date (month, day, year)
 Amount of each Rec. this Period

Receipt for:
 Primary General Other

Full Name, Mailing Address and ZIP Code

Check if Contributor is self-employed
 Aggregate Year-To-Date . . . \$
 Principal Place of Business
 Occupation

Date (month, day, year)
 Amount of each Rec. this Period

Receipt for:
 Primary General Other

Full Name, Mailing Address and ZIP Code

Check if Contributor is self-employed
 Aggregate Year-To-Date . . . \$
 Principal Place of Business
 Occupation

Date (month, day, year)
 Amount of each Rec. this Period

Receipt for:
 Primary General Other

Full Name, Mailing Address and ZIP Code

Check if Contributor is self-employed
 Aggregate Year-To-Date . . . \$
 Principal Place of Business
 Occupation

Date (month, day, year)
 Amount of each Rec. this Period

Receipt for:
 Primary General Other

Check if Contributor is self-employed
 Aggregate Year-To-Date . . . \$

Date (month, day, year)
 Amount of each Rec. this Period

SUBTOTAL of receipts this page (optional) \$ 95.00 00
 TOTAL this period (last page this line number only) \$

582P3PH888

30939636787

Name of Contributor or Contributor's Employer		Date (month, day, year)	Amount of each Rec. this Period
Name of Contributor or Contributor's Employer Donor Donor Box 110, ... MAINE, ME		Date (month, day, year) SAME	Amount of each Rec. this Period 10000-00
Receipt for: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other Full Name, Mailing Address and ZIP Code BERT HAWKINS Rt. 1, Box 305 MONTAIG, ME 05714		<input type="checkbox"/> Check if Contributor is self-employed Aggregate Year-To-Date ... \$ Principal Place of Business Occupation HAWKNER	Date (month, day, year) 5-12-78 Amount of each Rec. this Period 10000-00
Receipt for: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other Full Name, Mailing Address and ZIP Code		<input type="checkbox"/> Check if Contributor is self-employed Aggregate Year-To-Date ... \$ Principal Place of Business Occupation	Date (month, day, year) Amount of each Rec. this Period
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other Full Name, Mailing Address and ZIP Code		<input type="checkbox"/> Check if Contributor is self-employed Aggregate Year-To-Date ... \$ Principal Place of Business Occupation	Date (month, day, year) Amount of each Rec. this Period
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other Full Name, Mailing Address and ZIP Code		<input type="checkbox"/> Check if Contributor is self-employed Aggregate Year-To-Date ... \$ Principal Place of Business Occupation	Date (month, day, year) Amount of each Rec. this Period
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other Full Name, Mailing Address and ZIP Code		<input type="checkbox"/> Check if Contributor is self-employed Aggregate Year-To-Date ... \$ Principal Place of Business Occupation	Date (month, day, year) Amount of each Rec. this Period
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other Full Name, Mailing Address and ZIP Code		<input type="checkbox"/> Check if Contributor is self-employed Aggregate Year-To-Date ... \$ Principal Place of Business Occupation	Date (month, day, year) Amount of each Rec. this Period
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other Full Name, Mailing Address and ZIP Code		<input type="checkbox"/> Check if Contributor is self-employed Aggregate Year-To-Date ... \$ Principal Place of Business Occupation	Date (month, day, year) Amount of each Rec. this Period
SUBTOTAL of receipts this page (optional)			\$ 15000 00
TOTAL this period (last page this line number only)			\$ 25,000 00

Name of Person to Whom Sent:

DATE: 6/13/78

NAME OF COMMITTEE: People to Elect Bart Stinson, etc.

I called Ardis Pettig to discuss the fact that the FCC did not send in a Form 3b- Consolidation report- for the 10 Day report for the five committees. I explained what was necessary- I.E. that the other committees would have to prepare the 10 Day reports and send them to her so that she could fill in the Form 3b.

I also told her that all the committees would have to submit termination reports on a Form 1 or 6.

I asked her to explain the \$9500 contribution and the \$4500 loan from an individual. She said that she had talked to someone else before who had told her that an individual can give an unlimited amount for the retirement of debts. I told her that it was misinformation and that she would have to refund the amount in excess of \$1000. I explained to her that an outstanding loan is the same as a contribution.

90040203846

MEMORANDUM FOR FILE
TELECON 303 249-5306

FROM: Bert Hawkins to Susan Weber

DATE: 6/15/78

NAME OF COMMITTEE: People to Elect Bert Hawkins, Etc.

I was called by Bert Hawkins after he spoke with Ardis Pettig concerning the individual contribution of \$20,000 by J. Lee, a rancher. I told Mr. Pettig that since the individual contribution limit is \$1000 per election, all the balance of the money over the limit must be refunded. I explained that it was a surface violation, and fairly serious. Bert Hawkins wanted the exact sections of the act and regulations regarding contributions limits. I quoted him the sections and inquired if the money had been refunded. He said that he would take care of it as soon as possible.

00040203847

60040203848

reports. I explained that the information was necessary as requested by the FBI.
to previously. I stated that the information I told them that they would make a serious violation of the law.

Ms. Ardis ...
People ...
U.S. Senator
401 S.E. 18th Avenue
Ontario, Oregon 97146

Dear Ms. ...:

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 10 Day Pre-Primary and 30 Day Post-Primary Reports 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 from making political contributions to a candidate for Federal election in excess of \$1,000 per election.

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 donor. This return should be reported immediately by letter and should be reflected as a contribution refund on your next reports 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 report by letter.

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 Susan Weber (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

50040693869
78030

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

14 November 1978

Attn: Susan Weber

To comply with your request in regards to excess of the limits of contributions set forth in the Act, this letter is to inform you that the loan from J. Lee to Bert Hawkins has been paid back in full by Bert Hawkins. This will be shown on our next report.

We appreciate you bringing this to our attention in this manner.

Sincerely,

Ardis Rettig
Ardis Rettig, Treasurer
401 S.E. 15th Avenue
Ontario, Oregon 97914

S 2632
OR REP C 1003
4-1-78 - 6-12-78

7600 0024 01 1270 1378 2530

K

RE: TELECOM 807 222-5926

FROM: Susan Weber to Ardis Rettig

DATE: 4/19/79

NAME OF COMMITTEE: People to Elect Bert Hawkins U.S. Senator

I called Ardis Rettig to inquire about the loan for the amount of \$20000 from the individual which they had stated was paid back, but was never shown on any of the schedules. She said that all of the money had been returned to the individual, and will forward a cancelled check for verification. I inquired as to where the money came from to pay her back. She said that Bert Hawkins (the candidate) had taken care of it and she had no idea of where he had gotten the money. I informed her that he should have forwarded the money to the committee and they should have reported it thusly. I asked her whether he had secured a loan from a bank to pay the woman back but she did not know.

I also inquired about the personal \$15000 loan from the candidate which was dropped on Schedule C. She said that he had taken a loss, and forgiven the loan. I told her that we would need to see that on the schedule.

60040203851

Check enclosed
of check in the amount
of \$20,325.00 from Bert
Hawkins to June Lee
as requested by the FBI.
The amount of \$325.00 is
the interest he paid.

Archie Little, Treasurer
People's Click Bert Hawkins
to the U.S. Senate
401 S.E. 15th Ave.
Ontario, Oregon 97914

60440303852665

L S2532 OR REP C1003

000515908P2018209

FIRST NATIONAL BANK OF OREGON
 288
 11-15-78
 Bert W. Hawkins
 889-8986
 ROUTE 1, BOX 128
 ONTARIO, OREGON 97114
 Bert W. Hawkins
 288 0001532500
 1232-03500 0 06340 1*

FIRST NATIONAL BANK OF OREGON
 ONTARIO BRANCH • ONTARIO
 288
 7-27-78
 Bert W. Hawkins
 889-8986
 ROUTE 1, BOX 128
 ONTARIO, OREGON 97114
 Bert W. Hawkins
 288 0000500000
 1232-03500 0 06340 1*

80040203854

Pay to order
Paulson Investment Co.
June Lee

Deposit only
June Mueser
(June Lee)

THE FIRST NATIONAL BANK OF OREGON
JULSON BLDG. PORTLAND, OREGON
270 76721

AG 11 1954
PAY TO THE ORDER OF
JULSON INVESTMENT CO.
PORTLAND, OREGON

Ms. Ardis Rattig, Treasurer
People to Elect Bart Swisher U.S. Senator
401 S.E. 15th Avenue
Ontario, OR 97144

Dear Ms. Rattig:

This letter is prompted by our interest in assisting Senate candidates and committees who wish to comply with the Federal Election Campaign Act.

During review of the amended 10 Day Pre-Prim Report of Receipts and Expenditures, we noted that you omitted certain information or made apparent mathematical errors in certain entries. Attached is an itemization of the information requested.

While we recognize the difficulties you may have experienced in filling out the reporting forms, we must ask that you supply the Secretary of the Senate, Office of Public Records, 119 D Street, N.E., Washington, D.C. 20510, with the missing information within fifteen (15) days from the date of this letter. If you have any questions please do not hesitate to contact Susan Heber in our Reports Analysis Division on the toll free number (800)424-9530. Our local number is (202)523-4048.

Sincerely,

Orlando B. Potter

Orlando B. Potter
Staff Director

Attachment
FEC Form 12



TO: _____

REQUEST FOR ADDITIONAL INFORMATION CONCERNING REPORTS AND EXPENDITURES COVERING THE PERIOD _____ PURSUANT TO THE FEDERAL ELECTION CAMPAIGN ACT OF 1971, AS AMENDED

A review of the report indicates that additional information is needed in order to be considered complete. Please return a copy of this form with your amended submission(s).

Please provide the required data, as indicated (x):

- Coverage Dates: omitted or incorrect
- Summary Page Line(s): Column(s): Totals: omitted or incorrect
- Detailed Summary (Page 2) Line(s): Column(s): Totals: omitted or incorrect
- Schedule Totals: disagree with Detailed Summary (Page 2) or omitted
- Date(s): omitted or inadequate for Schedule(s) Line(s) _____
- Full Name(s)/Mailing Address(es): omitted or inadequate for Schedule(s) Line(s) _____
- Occupation/Principal Place(s) of Business: omitted or inadequate for Schedule(s) Line(s) _____
- Election Designation: omitted or inadequate for Schedule(s) Line(s) _____
- Aggregate Year-to-Date Totals: omitted or inadequate for Schedule(s) Line(s) _____
- Nature or Purpose of Expenditure: omitted or inadequate for Schedule(s) Line(s) _____
- Nature or Purpose of Receipt: omitted or inadequate for Schedule(s) Line(s) _____
- Inadequate Description of: proceeds dates events location of Schedule
- Signature: omitted inadequate
11 CFR 104.12(a) requires each person having the responsibility to file a report to sign the original report. Please resubmit a signed copy of your report.
- Other: Please see page two.

Your initial submission(s), together with this request for additional information, has been made available for public inspection. The Commission urges you to file the additional submission(s) promptly to the above address. If you have any questions regarding this request, please call the Reports Analysis Division toll free at (800) 424-9530. The local Washington, D.C. telephone numbers are (202) 523-4048 (Senate, Non-Party), 523-4172 (House) or 523-1474 (Party).

Senate filers should file their submission(s) with the Secretary of the Senate, Office of Public Records, 119 D St., N.E., Washington, D.C. 20510. House filers should file their submission(s) with the Clerk of the House, Office of Records and Registration, 1036 Longworth House Office Building, Washington, D.C. 20515.

People to Elect Bert Hawkins U.S. Senator

Request for Additional Information

Page Two

(Continued from page one)

Please be advised that according to Section 101.3(b) of the FEC Regulations, the waived candidate shall not make any unreimbursed expenditures for his or her campaign, except that this paragraph does not preclude a candidate from making an expenditure from personal funds to the candidate's designated principal campaign committee which shall be reported by the committee as a contribution received.

Copies of checks in the amounts of \$15325 and \$5000 drawn on the personal account of Bert M. Hawkins payable to June Lee were forwarded to the Federal Election Commission. However, this money was never reported as being received by the committee nor shown on any of the itemized schedules of the committee's reports. Furthermore, on the amended Year End report, it is stated that "\$7500 of the money paid to J. Lee was from our PCC account and the balance of the \$12500 was paid to J. Lee by the candidate's own personal money". However, the checks indicate that a full \$20325 was drawn on Bert Hawkins' personal checking account. Please explain this apparent discrepancy and clarify the source of the \$20000 paid to June Lee, including any applicable supporting schedules where necessary.

60040203857

Ms. Ardis Kettig
People to Plant Seed
401 S. 11th Avenue
Ottawa, ON K1P 1A1

Dear Ms. Kettig:

On July 13, 1978, you were notified that an amended 10 Day Pre-Primary Report of Receipts and Expenditures filed by your committee omitted certain required information.

As of this date, however, we have received no response from you. Your failure to amend your report gives the Commission reason to believe that you are in violation of 2 U.S.C. 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 Lorrie Castaneda, our Reports Analyst assigned to you on our toll free number (800)424-4930. Our local number is (202) 523-4172.

Sincerely,


Commissioner

800040903858

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THIS IS THE BEGINNING OF YEAR 1955

Date Filled 9/9/50 Camera No. 2

Camera SPC