



FEDERAL ELECTION COMMISSION

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

THIS IS THE END OF FILM # 1132

Date Filmed 9/18/80 Camera No. --- 2

Cameraman SPE

1171195

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

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:  
*Virginia Taylor*  
*Rayette Kiers*  
*16 School Street*

3. ARTICLE DESCRIPTION: *gentles, AP*  *U*  
 REGISTERED NO. \_\_\_\_\_ CERTIFIED NO. *946012* INSURED NO. \_\_\_\_\_

(Always obtain signature of addressee or agent)

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

4. DATE OF DELIVERY: *28 SEP 2* 9:32 AM POSTMARK  
 5. ADDRESS (Complete only if requested)  
**RECEIVED**  
 6. UNABLE TO DELIVER: \_\_\_\_\_ CLERK'S INITIALS \_\_\_\_\_

RETURN RECEIPT REGISTERED INSURED AND CERTIFIED MAIL

*MR 1132 Calman*



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 25, 1980

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Virginia Eyler, Treasurer  
Martinelli for Congress Committee  
c/o Gazette Press  
16 School Street  
Yonkers, N.Y. 10701

Re: MUR 1132

Dear Ms. Eyler:

On August 20, 1980, the Commission determined there is no probable cause to believe that your committee violated 2 U.S.C. § 441b. Accordingly, the Commission has closed its file in this matter and it will become a part of the public record within thirty days.

Sincerely,

A handwritten signature in cursive script, appearing to read "Charles N. Steele".

Charles N. Steele  
General Counsel

80040210958

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Virginia Eyer, Treasurer  
Martinelli for Congress Committee  
c/o Gazette Press  
16 School Street  
Yonkers, N.Y. 10701

Re: MUR 1132

Dear Ms. Eyer:

On August 20, 1980, the Commission determined there is no probable cause to believe that your committee violated 2 U.S.C. § 441b. Accordingly, the Commission has closed its file in this matter and it will become a part of the public record within thirty days.

Sincerely,

Charles M. Steele  
General Counsel

cc 8/21/80

0004010959



August 15, 1980

MEMORANDUM TO: Marjorie W. Emons  
FROM: Elissa T. Garr  
SUBJECT: MUR 1132

Please have the attached General Counsel's Report distributed to the Commission on a 48 hour tally basis.  
Thank you.

00040210961

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY

80 AUG 15 All: 12

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 1132  
Martinelli for Congress Committee )

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On July 12, 1979, the Federal Election Commission ("Commission") found reason to believe that respondent Martinelli for Congress Committee may have violated 2 U.S.C. § 441b by acceptance of an apparent corporate contribution in the amount of two-hundred-twenty-five dollars. On June 16, 1980, the Office of General Counsel sent respondent's Treasurer a brief in which the General Counsel recommended that the Commission find no probable cause to believe that respondent violated 2 U.S.C. § 441b. (See Attachment 2). The post office was unable to deliver this brief. Another copy of the brief was sent to respondent's Treasurer, on July 11, 1980. It was received on July 14, 1980. The Office of General Counsel has received two recent letters from respondent's Treasurer with regard to this matter, a letter dated June 13, 1980, and a letter dated July 25, 1980, in response to the General Counsel's brief. (See Attachments 3 and 4).

00040210962

II. LEGAL ANALYSIS

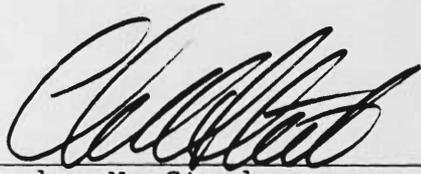
See brief sent to respondent by the General Counsel on July 11, 1980. (Attachment 2). Respondent's Treasurer's response to the General Counsel's brief merely thanks the General Counsel for the no probable cause recommendation and concurs with the findings in the brief. (See Attachment 4). The letter from respondent's Treasurer dated June 13, 1980, contains a letter from an officer of the contributor and a copy of the contribution check. The letter from the officer states that the contributor is a New York limited partnership. (See Attachment 3). This information has been confirmed by a call to the County Clerk's Office by a member of the General Counsel's staff. The information supplied by respondent's Treasurer and confirmed by a member of the General Counsel's staff indicates that the contribution in question was not a prohibited corporate contribution and supports the General Counsel's recommendation that the Commission find no probable cause to believe that respondent violated 2 U.S.C. § 441b.

30010210963

III. RECOMMENDATIONS

1. Find no probable cause to believe that respondent violated 2 U.S.C. § 441b.
2. Close the MUR file.
3. Approve the proposed letter.

14 August 1980  
Date

  
\_\_\_\_\_  
Charles N. Steele  
General Counsel

Attachments

1. Letter of July 11, 1980, to V. Eyler
2. General Counsel's brief
3. Letter of June 13, 1980, from V. Eyler, with attachments
4. Letter of July 25, 1980, from V. Eyler
5. Proposed letter to V. Eyler

00040210964



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

July 11, 1980

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

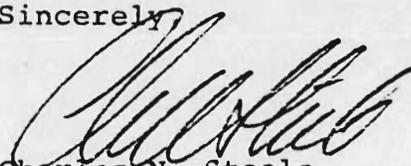
Virginia Eyler, Treasurer  
Martinelli for Congress Committee  
c/o Gazette Press  
16 School Street  
Yonkers, New York 10701

Re: MUR 1132

Dear Ms. Eyler:

As per your conversation of July 7, 1980, with Anne Cauman, please find enclosed copies of material previously sent to you, but not delivered. These include a letter dated June 16, 1980, and the General Counsel's brief in this matter recommending that the Commission find no probable cause to believe that your committee violated 2 U.S.C. § 441b.

Sincerely,



Charles N. Steele  
General Counsel

Enclosures: 2

00010010965

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 1132  
Martinelli for Congress Committee )

GENERAL COUNSEL'S BRIEF

I. Statement of the Case

60040210966  
This matter involves a possible violation of 2 U.S.C. § 441b by respondent Martinelli for Congress Committee for acceptance of an apparent corporate contribution. Respondent's 1978 year end report for the general election indicated acceptance of a contribution in the amount of two-hundred-twenty-five dollars from Cable Vision Systems located in Westchester County. When respondent failed to respond to a letter from the Federal Election Commission ("Commission") requesting clarification of this contribution, on July 12, 1979, the Commission found reason to believe that respondent may have violated 2 U.S.C. § 441b. On January 7, 1980, this matter was referred to the Office of General Counsel. 1/ In response to a letter authorized by the Commission on January 30, 1980, and a telephone call from a member of the General Counsel's staff, respondent's Treasurer has written to say that she

---

1/ This matter, as referred on January 7, 1980, also involved possible violation of 2 U.S.C. § 434(b)(12) by respondent. However, on January 30, 1980, the Commission voted to take no further action with respect to the possible violation of former 2 U.S.C. § 434(b)(12).

checked with Cable Vision Systems and was told that they are not a corporation. This information has been corroborated by a telephone call by a member of the General Counsel's staff to the Office of the New York Secretary of State. The records of the New York Secretary of State indicate that while there are six Cable Vision Systems incorporated in New York, none of them are located in Westchester County.

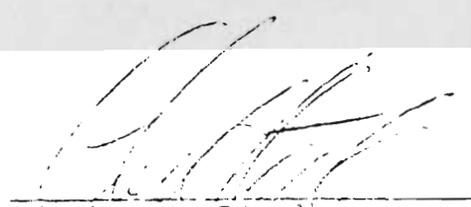
II. Legal Analysis

2 U.S.C. § 441b prohibits the acceptance of corporate contributions, unless the contribution is made from a separate segregated fund established by the corporation. However, as it appears that the contribution in question was not made by a corporation there appears to be no violation. Therefore, the General Counsel recommends that the Commission find no probable cause to believe that respondent violated 2 U.S.C. § 441b.

III. General Counsel's Recommendations

1. Find no probable cause to believe that respondent violated 2 U.S.C. § 441b.
2. Close the MUR file.

14 June 1980  
Date

  
Charles W. Steele  
General Counsel

1721

1721

*Cauman*  
JUN 20 AM 11:55

MARTINELLI FOR CONGRESS  
Virginia Eyer, Treasurer  
16 School Street  
Yonkers, New York

June 13, 1980

Ms. Anne Coleman  
c/o Charles H. Steele, General Counsel  
Federal Election Commission  
Washington, D.C. 20463

Dear Ms. Coleman:

Enclosed, finally, is the long awaited letter and copy  
of a check from Cablevision Systems Development Company.

I hope this keeps me out of jail.

Thanks.

Sincerely,

*Virginia Eyer*  
Virginia Eyer  
Treasurer

80040210968

One Media Crossways Drive  
Woodbury, New York 11797

(516) 364 8450

May 19, 1980

Office of the Mayor  
City Hall  
Yonkers, NY 10701

Attn: Virginia

Dear Virginia:

Enclosed is a copy of the contribution Cablevision Systems Development Company (CSDC) made to Mayor Martinelli's campaign for Congress. As I advised you on the telephone, CSDC is a New York limited partnership and not a corporation. I hope this resolves the issue raised.

Best personal regards.

Sincerely yours,

*Daniel T. Sweeney*

Daniel T. Sweeney  
Director of Development

DTS: amb

Enclosure

60040210969

FOR INQUIRIES  
REFER TO  
PAYMENT NO.

24283

CR2346411/13

225.00

12989

CABLEVISION SYSTEMS  
DEVELOPEMENT COMPANY

0214  
0369

ENDOR NO.  
15707

PAYMENT NO.	DATE
	Nov. 14, 1978

DOLLARS	CENTS
\$ 225	00

2989

PAY  
to the  
order of

Martinelli For Congress Committee

TRUST COMPANY  
BROAD HOLLOW ROAD  
LIVILLE, N.Y. 11746

NOT NEGOTIABLE

Authorized Signature

# Martinelli FOR CONGRESS

P.O. Box 871, Yonkers, New York 10702

914-969-2761

July 25, 1980

Mr. Charles M. Steele  
General Counsel  
Federal Election Commission  
Washington, D.C.

Dear Mr. Steele

Re: MUR 1132

Thank you for your letter of July 11, 1980 advising me that you are recommending to the Commission that we have not violated 2 U.S.C. S 441b.

I have read over your brief, and I concur with your findings and I will be sincerely delighted if you can close the case.

Again thanks for everything, and I am sorry for any problems that I might have caused.

Sincerely yours,

*Virginia Eyer*

Virginia Eyer  
Treasurer

60:218 4700 08  
30 JUL 4 P12:09



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Virginia Eyler, Treasurer  
Martinelli for Congress Committee  
c/o Gazette Press  
16 School Street  
Yonkers, N.Y. 10701

Re: MUR 1132

Dear Ms. Eyler:

On , 1980, the Commission determined there is no probable cause to believe that your committee violated 2 U.S.C. § 441b. Accordingly, the Commission has closed its file in this matter and it will become a part of the public record within thirty days.

Sincerely,

Charles N. Steele  
General Counsel

80040210972

200#  
2183

# Martinelli FOR CONGRESS

P.O. Box 871, Yonkers, New York 10702

914-969-2761

July 25, 1980

Mr. Charles M. Steele  
General Counsel  
Federal Election Commission  
Washington, D.C.

Dear Mr. Steele

Re: MUR 1132

Thank you for your letter of July 11, 1980 advising me that you are recommending to the Commission that we have not violated 2 U.S.C. S 441b.

I have read over your brief, and I concur with your findings and I will be sincerely delighted if you can close the case.

Again thanks for everything, and I am sorry for any problems that I might have caused.

Sincerely yours,

*Virginia Eyler*

Virginia Eyler  
Treasurer

60 : 21a 4 700 08

Martinelli for Congress Committee, Alphonse J. Cerrato, Chairman, Virginia Eyler, Treasurer

A copy of our report is filed with the Federal Election Commission and is available for purchase from the Federal Election Commission, Washington, D.C. 20463

Authorized and paid for by Martinelli for Congress Committee

00040210975

80 AUG 4 AM 9:2

RECEIVED



600901109274



**GAZETTE PRESS, INC.**

16 school street, yonkers,  
new york 10701

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



00 AUG 4 AM 9:23

RECEIVED

94040219975



**FROM**

**G**azette  
press, INC.

FINE PRINTERS AND PUBLISHERS SINCE 1864

16 SCHOOL STREET  
YONKERS, N.Y. 10701



**TO**

FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RETURN POSTAGE GUARANTEED

00 AUG 4 AM 10:01

RECEIVED



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES STEELE *MWE*  
FROM: MARJORIE W. EMMONS/MARGARET CHANEY *m*  
DATE: JULY 22, 1980  
SUBJECT: MUR 1132 - Interim Investigative Report #3,  
dated 7-11-80; Received in OCS 7-14-80,  
1:48

The above-named document was circulated to the Commission on a no-objection basis at 11:00, July 15, 1980.

There were no objections to the Interim Investigative Report at the time of the deadline.

00040210976

July 14, 1980

MEMORANDUM TO: Marjorie W. Emmons

FROM: Elissa T. Carr

SUBJECT: MUR 1132

Please have the attached Interim Invest Report distributed to the Commission. Thank you.

0004010977

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 1132  
Martinelli for Congress Committee )

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY  
80 JUL 14 P 1: 48

INTERIM INVESTIGATIVE REPORT #3

This matter involves a possible violation of 2 U.S.C. § 441b. On June 16, 1980, the General Counsel sent respondent's Treasurer a copy of the General Counsel's brief in this matter recommending that the Commission find no probable cause to believe that respondent violated 2 U.S.C. § 441b. On July 7, 1980, notice was received from the post office that the letter containing the brief could not be delivered. A member of the General Counsel's staff spoke to respondent's Treasurer and obtained a current mailing address. The brief is again being sent to respondent's Treasurer. Following receipt of respondent's reply, this office will make a further report to the Commission.

11 July 1980  
Date

  
Charles N. Steele  
General Counsel



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM TO: Docket

FROM: Anne Cauman *AC*

SUBJECT: MUR 1132

There is no need to resend the letter sent to respondent's Treasurer on June 16, 1980, and recently returned to the Commission undelivered. When we learned that the original letter had not been delivered, a new letter was sent to respondent's Treasurer on July 11, 1980. It was received on July 14, 1980.

40040210979

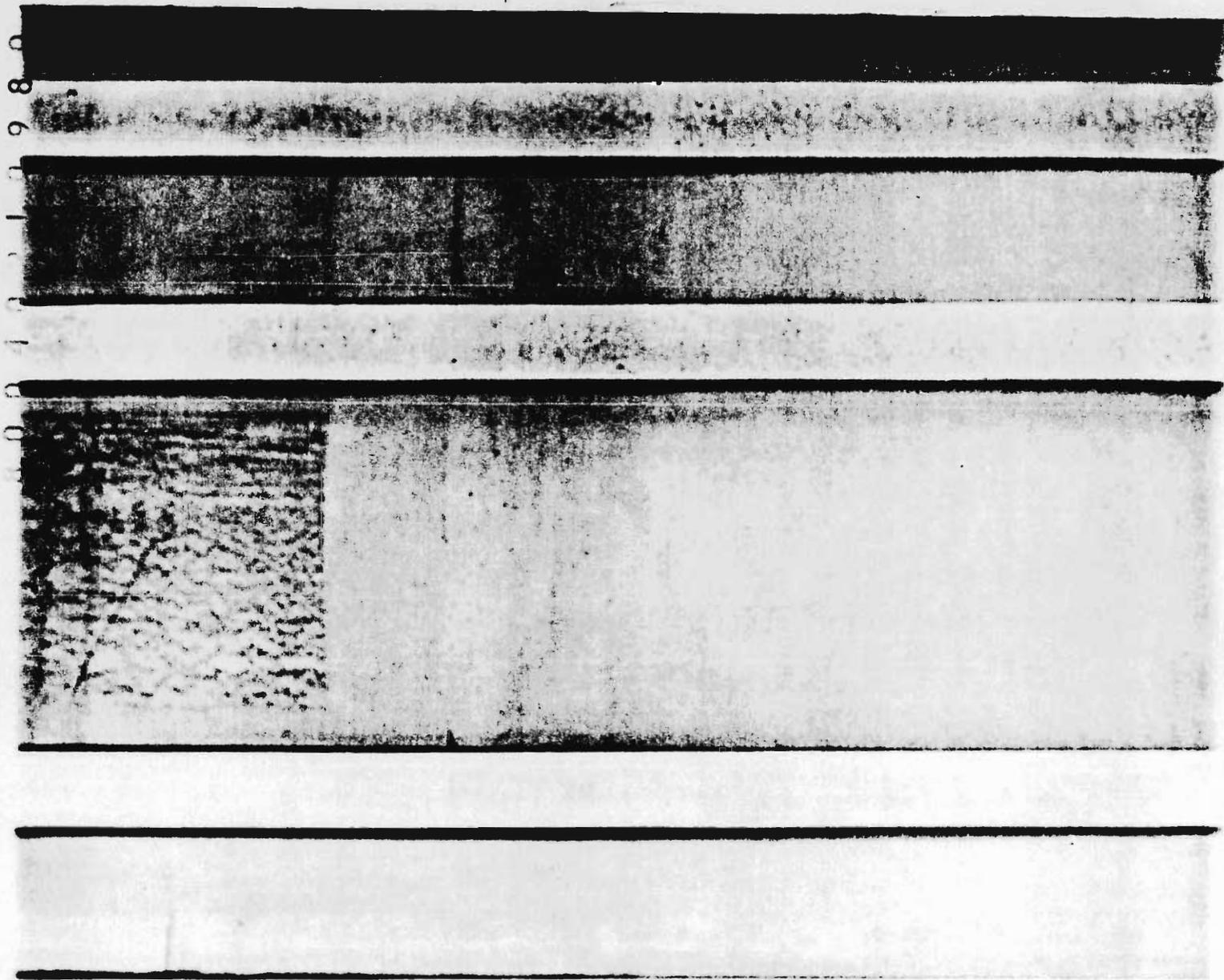
FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463



  
 Moved, not forwardable

Virginia Eyler, Treasurer  
Martinelli for Congress Committee  
P.O. Box 87  
Yonkers, New York 10702

CERTIFIED  
945173



SENDER Complete items 1, 2, and 3.  
Add your address in the "RETURN TO" space on reverse.

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

2. ARTICLE ADDRESSED TO:  
 Virginia Eyles, TREAS.  
 Martinelli, f/ Congress Comm  
 AO, BOX 87  
 YONKERS, N.Y.

3. ARTICLE DESCRIPTION:  
 REGISTERED NO. CERTIFIED NO. INSURED NO.  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 (Always obtain signature of addressee or agent)

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

4. DATE OF DELIVERY POSTMARK

5. ADDRESS TO WHICH DELIVERED (if different from above)  
 TO  
 BY MAIL  
 BY AIR

6. AVAILABLE TO DELIVER BY AIR (check one)  
 Yes  No (not forwardable)

CLERK'S INITIALS

RETURN RECEIPT REGISTERED INSURED AND CERTIFIED MAIL

AC MUR1132





FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

July 11, 1980

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Virginia Eyler, Treasurer  
Martinelli for Congress Committee  
c/o Gazette Press  
16 School Street  
Yonkers, New York 10701

Re: MUR 1132

Dear Ms. Eyler:

As per your conversation of July 7, 1980, with Anne Cauman, please find enclosed copies of material previously sent to you, but not delivered. These include a letter dated June 16, 1980, and the General Counsel's brief in this matter recommending that the Commission find no probable cause to believe that your committee violated 2 U.S.C. § 441b.

Sincerely,

*Charles N. Steele*  
Charles N. Steele  
General Counsel

PS Form 3811, Aug. 1978

● SENDER Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one)

Show to whom and date delivered \_\_\_\_\_

Show to whom, date, and address of delivery \_\_\_\_\_

RESTRICTED DELIVERY  
Show to whom and date delivered \_\_\_\_\_

RESTRICTED DELIVERY  
Show to whom, date, and address of delivery \$ \_\_\_\_\_

(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:  
*Virginia Eyler, Treas.  
c/o Gazette Press  
16 School Street  
Yonkers, N.Y. 10701*

3. ARTICLE DESCRIPTION: *Yonkers, N.Y. 10701*

REGISTERED NO. \_\_\_\_\_ CERTIFIED NO. *945579* INSURED NO. \_\_\_\_\_

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE  Addressee  Authorized agent

*Mary Machon*

4. DATE OF DELIVERY \_\_\_\_\_

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE \_\_\_\_\_

CLERK'S INITIALS \_\_\_\_\_

POSTMASTER YONKER N.Y.

MUR 1132 Cauman

286010000



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Virginia Eyler, Treasurer  
Martinelli for Congress Committee  
c/o Gazette Press  
16 School Street  
Yonkers, New York 10701

Re: MUR 1132

Dear Ms. Eyler:

As per your conversation of July 7, 1980, with Anne Cauman, please find enclosed copies of material previously sent to you, but not delivered. These include a letter dated June 16, 1980, and the General Counsel's brief in this matter recommending that the Commission find no probable cause to believe that your committee violated 2 U.S.C. § 441b.

Sincerely,

Charles N. Steele  
General Counsel

Enclosures: 2

cc 7/8/80

00041112983



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

June 16, 1980

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Virginia Eyler, Treasurer  
Martinelli for Congress Committee  
P.O. Box 87  
Yonkers, New York 10702

Re: MUR 1132

Dear Ms. Eyler:

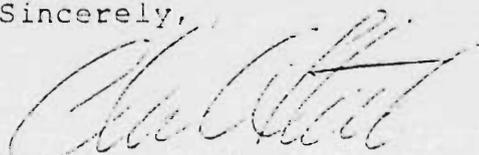
Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on July 12, 1979, found reason to believe that your committee may have violated section 441b of the Federal Election Campaign Act of 1971, as amended, and instituted an investigation of this matter.

After considering all the evidence available to the Commission, the Office of General Counsel is prepared to recommend that the Commission find no 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 no probable cause to believe a violation has occurred.

Should you have any questions, please contact Anne Cauman at (202) 523-4529.

Sincerely,

  
Charles N. Steele  
General Counsel

Enclosure  
Brief

109210984

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 1132  
Martinelli for Congress Committee )

GENERAL COUNSEL'S BRIEF

I. Statement of the Case

0010210985  
This matter involves a possible violation of 2 U.S.C. § 441b by respondent Martinelli for Congress Committee for acceptance of an apparent corporate contribution. Respondent's 1978 year end report for the general election indicated acceptance of a contribution in the amount of two-hundred-twenty-five dollars from Cable Vision Systems located in Westchester County. When respondent failed to respond to a letter from the Federal Election Commission ("Commission") requesting clarification of this contribution, on July 12, 1979, the Commission found reason to believe that respondent may have violated 2 U.S.C. § 441b. On January 7, 1980, this matter was referred to the Office of General Counsel. 1/ In response to a letter authorized by the Commission on January 30, 1980, and a telephone call from a member of the General Counsel's staff, respondent's Treasurer has written to say that she

---

1/ This matter, as referred on January 7, 1980, also involved possible violation of 2 U.S.C. § 434(b)(12) by respondent. However, on January 30, 1980, the Commission voted to take no further action with respect to the possible violation of former 2 U.S.C. § 434(b)(12).

checked with Cable Vision Systems and was told that they are not a corporation. This information has been corroborated by a telephone call by a member of the General Counsel's staff to the Office of the New York Secretary of State. The records of the New York Secretary of State indicate that while there are six Cable Vision Systems incorporated in New York, none of them are located in Westchester County.

II. Legal Analysis

2 U.S.C. § 441b prohibits the acceptance of corporate contributions, unless the contribution is made from a separate segregated fund established by the corporation. However, as it appears that the contribution in question was not made by a corporation there appears to be no violation. Therefore, the General Counsel recommends that the Commission find no probable cause to believe that respondent violated 2 U.S.C. § 441b.

III. General Counsel's Recommendations

1. Find no probable cause to believe that respondent violated 2 U.S.C. § 441b.
2. Close the MUR file.

14 June 1980  
Date

  
Charles N. Steele  
General Counsel

00040110985



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

June 16, 1980

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Virginia Eyler, Treasurer  
Martinelli for Congress Committee  
P.O. Box 87  
Yonkers, New York 10702

Re: MUR 1132

Dear Ms. Eyler:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on July 12, 1979, found reason to believe that your committee may have violated section 441b 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 General Counsel is prepared to recommend that the Commission find no 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 no probable cause to believe a violation has occurred.

Should you have any questions, please contact Anne Cauman at (202) 523-4529.

Sincerely,

A handwritten signature in cursive script, appearing to read "Charles N. Steele".

Charles N. Steele  
General Counsel

Enclosure  
Brief

7  
8  
9  
1  
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1  
2  
3  
4  
5  
6

June 16, 1980

MEMORANDUM TO: Marjorie W. Emmons

FROM: Elissa T. Garr

SUBJECT: MUR 1132

Please have the attached Memo and Brief distributed to the Commission on an informational basis. Thank you.

00040010988



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY

80 JUN 16 P 4: 01

June 16, 1980

MEMORANDUM TO: The Commission  
FROM: Charles N. Steele *CS*  
General Counsel  
SUBJECT: MUR 1132

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 a letter notifying the respondent of the General Counsel's intent to recommend to the Commission a finding of no probable cause to believe was mailed on June 16, 1980. Following receipt of the Respondent's reply to this notice, this Office will make a further report to the Commission.

Attachments

1. Brief
2. Letter to Respondent

800411210989



checked with Cable Vision Systems and was told that they are not a corporation. This information has been corroborated by a telephone call by a member of the General Counsel's staff to the Office of the New York Secretary of State. The records of the New York Secretary of State indicate that while there are six Cable Vision Systems incorporated in New York, none of them are located in Westchester County.

II. Legal Analysis

2 U.S.C. § 441b prohibits the acceptance of corporate contributions, unless the contribution is made from a separate segregated fund established by the corporation. However, as it appears that the contribution in question was not made by a corporation there appears to be no violation. Therefore, the General Counsel recommends that the Commission find no probable cause to believe that respondent violated 2 U.S.C. § 441b.

III. General Counsel's Recommendations

1. Find no probable cause to believe that respondent violated 2 U.S.C. § 441b.
2. Close the MUR file.

14 June 1980  
Date

  
Charles N. Steele  
General Counsel

169910000



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

June 16, 1980

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Virginia Eyler, Treasurer  
Martinelli for Congress Committee  
P.O. Box 87  
Yonkers, New York 10702

Re: MUR 1132

Dear Ms. Eyler:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on July 12, 1979, found reason to believe that your committee may have violated section 441b 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 General Counsel is prepared to recommend that the Commission find no 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 no probable cause to believe a violation has occurred.

Should you have any questions, please contact Anne Cauman at (202) 523-4529.

Sincerely,

A handwritten signature in cursive script, appearing to read "Charles N. Steele".

Charles N. Steele  
General Counsel

Enclosure  
Brief

80040210992

MUR 1132 Cauman  
RECEIVED

Gca

1721

'80 JUN 20 AM 11:55

MARTINELLI FOR CONGRESS  
Virginia Eyler, Treasurer  
16 School Street  
Yonkers, New York

June 13, 1980

Ms. Anne Coleman  
c/o Charles N. Steele, General Counsel  
Federal Election Commission  
Washington, D.C. 20463

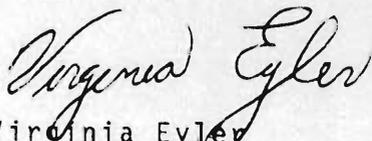
Dear Ms. Coleman:

Enclosed, finally, is the long awaited letter and copy  
of a check from Cablevision Systems Development Company.

I hope this keeps me out of jail.

Thanks.

Sincerely,



Virginia Eyler  
Treasurer

60040210993

(516) 364 8450

May 19, 1980

Office of the Mayor  
City Hall  
Yonkers, NY 10701

Attn: Virginia

Dear Virginia:

Enclosed is a copy of the contribution Cablevision Systems Development Company (CSDC) made to Mayor Martinelli's campaign for Congress. As I advised you on the telephone, CSDC is a New York limited partnership and not a corporation. I hope this resolves the issue raised.

Best personal regards.

Sincerely yours,

*Daniel T. Sweeney/amb*

Daniel T. Sweeney  
Director of Development

DTS:amb

Enclosure

0004010994

PAYMENT NO.	REFERENCE	GROSS	DISCOUNT
	DATE		
24283	CR2346411/13	225.00	

FOR INQUIRIES  
REFER TO  
PAYMENT NO.

12989

**CABLEVISION SYSTEMS  
DEVELOPEMENT COMPANY**

0214  
0360

VENDOR NO.  
**415707**

PAYMENT NO.	DATE
	<b>Nov. 14, 1978</b>

DOLLARS	CENTS
\$ 225	00

12989

PAY  
to the  
order of

**Martinelli For Congress Committee**

ASSAU TRUST COMPANY  
275 BROAD HOLLOW ROAD  
MELVILLE, N.Y. 11746

**NOT NEGOTIABLE**

\_\_\_\_\_  
Authorized Signature

60040110996

MARTINELLI FOR CONGRESS  
VIRGINIA EYLER, TREASURER  
16 SCHOOL STREET  
YONKERS, NEW YORK 10701



Ms. Anne Coleman  
c/o Charles N. Steele, General Counsel  
Federal Election Commission  
Washington, D.C. 20463

000#  
989

RECEIVED  
OFFICE OF THE  
GENERAL COUNSEL

MUR  
1132

80 APR 11 11:48



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM

TO: Charles N. Steele  
FROM: Tracy Keefer *TK*  
DATE: 4/11/80  
RE: Martinelli for Congress

The Reports Analysis Division has received two copies of the report from the Martinelli for Congress Committee. Attached is a copy for your information. I will refrain from putting this document on public record until further notification from you or your staff.

00010010997

# Martinelli

## FOR CONGRESS

17

P.O. Box 871, Yonkers, New York 10702

914-969-2761

March 31, 1980

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

Dear Mr. Steele:

In reply to your letter of February 13, 1980, I will try to clear up some of your requests.

First I was unaware that I could not transfer primary expenses to general election expenditures without notifying your commission. In speaking to Anne Cauman from your office I indicated this to her, and she advised that I file breaking down the primary and general election which I have attempted to do on pages 1 and 2 of schedule C.

	<u>Primary</u>	<u>General</u>	<u>Total</u>
Arthur Finkelstein	3,500	1,841	5,341
John Zakian	760	400	1,160
Congressional Quarterly	675		675
Gazette Press, Inc.	2,712	9,827	12,540

I am still awaiting a letter from Cablevision indicating, as they have already verbally stated that they are not a Corporation. I will forward a copy to you upon receipt from them. If this should prove not to be so, I will refund the money, and again notify your commission.

Being a novice at Federal Filings is a distinct handicap to both of us, but I sincerely hope I have straightened everything out. I thank you for your patience and understanding.

Sincerely,

*Virginia Eyler*  
Virginia Eyler  
Treasurer

Martinelli for Congress Committee, Alphonse J. Cerrato, Chairman, Virginia Eyler, Treasurer  
A copy of our reports filed with the Federal Election Commission and is available for purchase from the Federal Election Commission,  
Washington, D.C. 20463.

Authorized and paid for by Martinelli for Congress Committee

MAR 31 11 A 1:48  
FEL  
COUNSEL

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9  
6  
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0  
0

RECEIVED

'80 APR 10 PM 12:17

FEC FORM 3  
REVISED  
January, 1978  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

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

(Except for Candidates or Committees Receiving Federal Matching Funds)

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

1 MARTINELLI FOR CONGRESS COMM  
Name of Candidate or Committee (in full)  
16 SCHOOL ST  
Address (number and street)  
YONKERS, N.Y.  
City, State and ZIP Code

2 I.D. No. 082-414  
Candidate/Committee  
3 HOUSE OF REP N.Y 23<sup>RD</sup> C.D  
Office Sought, State/District (if applicable)  
Year of Election 1978

4 Type of Report (check appropriate boxes)

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

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

5 Covering Period	Column A This Period	Column B Calendar Year-To-Date
<u>1-15-79</u> Through <u>1-31-80</u>		
6 Cash on hand January 1, 19 <u>80</u>		\$
7 Cash on hand at beginning of reporting period	\$ <u>5286.26</u>	
8 Total receipts (from line 19)	\$ <u>369.63</u>	\$
(a) Subtotal (Add lines 7 and 8 for Column A and lines 6 and 8 for Column B)	\$ <u>5655.89</u>	\$ <u>117,862.61</u>
9 Total expenditures (from line 25)	\$ <u>5195.96</u>	\$ <u>117,402.68</u>
10 Cash on hand at close of reporting period (Subtract line 9 from line 8a)	\$ <u>459.93</u>	\$ <u>459.93</u>
11 Value of contributed items on hand to be liquidated (Attach itemized list)	\$	
12 Debts and obligations owed to the Committee/Candidate (itemize all on Schedule C)	\$	
13 Debts and obligations owed by the Committee/Candidate (itemize all on Schedule C)	\$ <u>19,716 -</u>	

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

3/30/80  
(Date)

VIRGINIA A. EYLER  
(Typed Name of Treasurer or Candidate)

Virginia Eyles  
(Signature of Treasurer or Candidate)

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

For further information, Contact:  Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463  
or call 800/424-9530  
Approved by GAO  
B-187620 (R0506)  
Expires 3-31-81

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

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

**DETAILED SUMMARY OF RECEIPTS AND EXPENDITURES**  
(Page 2, FEC FORM 3)

NAME OF CANDIDATE OR COMMITTEE	REPORT COVERING THE PERIOD	
	FROM:	TO:
<b>RECEIPTS</b>	<b>Column A This Period</b>	<b>Column B Calendar Year-To-Date</b>
14. Contributions from Individuals (including contributions in-kind):		
(a) Itemized (use Schedule A) . . . . .	\$ 369.63	
(b) Unitemized . . . . .	\$	
(c) Sales and collections included above:		
List by event on memo Schedule D (\$ _____ )		
(d) Subtotal of contributions from individuals . . . . .	\$ 369.63	\$ 64,112.61
15. Transfers from Political Committees:		
(a) Funds from affiliated/authorized committee (Itemize on Schedule A regardless of amount) . . . . .	\$	
(b) Funds from other committees (Itemize on Schedule A regardless of amount) . . . . .	\$	
(c) Contributions in-kind from political committees (Itemize on Schedule A regardless of amount) . . . . .	\$	
(d) Subtotal of transfers in and contributions in-kind from political committees . . . . .	\$	\$ 53,750.-
16. Other Income:		
(a) Itemized (use Schedule A) . . . . .	\$	
(b) Unitemized . . . . .	\$	
(c) Subtotal of other income . . . . .	\$	\$
17. Loans and Loan Repayments Received:		
(a) Itemized (use Schedule A) . . . . .	\$	
(b) Unitemized . . . . .	\$	
(c) Subtotal of loans and loan repayments received . . . . .	\$	\$
18. Refunds, Rebates, Returns of Deposits:		
(a) Itemized (use Schedule A) . . . . .	\$	
(b) Unitemized . . . . .	\$	
(c) Subtotal of refunds, rebates, returns of deposits . . . . .	\$	\$
19. Total Receipts . . . . .	\$ 369.63	\$ 117,862.61
<b>EXPENDITURES</b>		
20. Operating Expenditures:		
(a) Itemized (use Schedule B) . . . . .	\$ 5195.96	
(b) Unitemized . . . . .	\$	
(c) Subtotal of operating expenditures . . . . .	\$	\$ 117,402.68
21. Loans, Loan Repayments, and Contribution Refunds Made:		
(a) Itemized (use Schedule B) . . . . .	\$	
(b) Unitemized . . . . .	\$	
(c) Subtotal of loans and loan repayments made and contribution refunds . . . . .	\$	\$
22. Transfers Out to Political Committees:		
(a) To affiliated/authorized committee (Itemize on Schedule B regardless of amount) . . . . .	\$	
(b) To other committees (Itemize on Schedule B regardless of amount) . . . . .	\$	
(c) Contributions in-kind to other committees (Itemize on Schedule B regardless of amount) . . . . .	\$	
(d) Subtotal of transfers out . . . . .	\$	\$
23. Independent Expenditures (use Schedule E) . . . . .	\$	\$
24. Coordinated Expenditures Made by Political Committees (2 U.S.C. 441a(d)) (Itemize on Schedule F) . . . . .	\$	\$
25. Total Expenditures . . . . .	\$ 5195.96	\$ 117,402.68
<b>RECEIPTS AND EXPENDITURES, NET OF TRANSFERS TO AND FROM AFFILIATED COMMITTEES</b>		
26. Total Receipts (from line 19) . . . . .	\$ 369.63	
27. Transfers In (from line 15(a)) . . . . .	\$	
28. Net Receipts (Subtract line 27 from line 26) . . . . .	\$	
29. Total Expenditures (from line 25) . . . . .	\$ 5195.96	
30. Transfers Out (from line 22(a)) . . . . .	\$	
31. Net Expenditures (Subtract line 30 from line 29) . . . . .	\$	

ITEMIZED RECEIPTS

(Contributions, Transfers, Contribution In-Kind,  
 Other Income, Loans, Refunds)

Supporting Lines 14a, 15a, 15b, 15c, 16a, 17a, and/or 18a  
 of FEC FORM 3

of 1 for  
 Number 14A

(Use Separate Schedules for  
 each numbered line)

Name of Candidate or Committee in Full			
<i>MARTINELLI FOR CONGRESS COMM.</i>			
Full Name, Mailing Address and ZIP Code	Principal Place of Business	Date (month, day, year)	Amount of each Receipt this Period
<i>New York Tel. Co 10 COUNTY CENTER RD WHITE PLAINS, NY</i>	<i>SAMG</i>	<i>1/23/79</i>	<i>121.48</i>
Receipt for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other	Occupation <input type="checkbox"/> Check if Contributor is self-employed		<i>19281</i>
	Aggregate Year-To-Date . . . \$		
Full Name, Mailing Address and ZIP Code	Principal Place of Business	Date (month, day, year)	Amount of each Receipt this Period
<i>LEO TROY 350 RIVERDALE AVE YONKERS, N.Y.</i>	<i>SAMG</i>	<i>1/23/79</i>	<i>10. -</i>
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Occupation <input type="checkbox"/> Check if Contributor is self-employed		
	Aggregate Year-To-Date . . . \$		
Full Name, Mailing Address and ZIP Code	Principal Place of Business	Date (month, day, year)	Amount of each Receipt this Period
<i>RADISONG CORP PO Box 829 RED BANK, N.J. 07701</i>	<i>SAMG</i>	<i>1/23/79</i>	<i>45.34</i>
Receipt for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other	Occupation <input type="checkbox"/> Check if Contributor is self-employed		
	Aggregate Year-To-Date . . . \$		
Full Name, Mailing Address and ZIP Code	Principal Place of Business	Date (month, day, year)	Amount of each Receipt this Period
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Occupation <input type="checkbox"/> Check if Contributor is self-employed		
	Aggregate Year-To-Date . . . \$		
Full Name, Mailing Address and ZIP Code	Principal Place of Business	Date (month, day, year)	Amount of each Receipt this Period
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Occupation <input type="checkbox"/> Check if Contributor is self-employed		
	Aggregate Year-To-Date . . . \$		
Full Name, Mailing Address and ZIP Code	Principal Place of Business	Date (month, day, year)	Amount of each Receipt this Period
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Occupation <input type="checkbox"/> Check if Contributor is self-employed		
	Aggregate Year-To-Date . . . \$		
Full Name, Mailing Address and ZIP Code	Principal Place of Business	Date (month, day, year)	Amount of each Receipt this Period
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Occupation <input type="checkbox"/> Check if Contributor is self-employed		
	Aggregate Year-To-Date . . . \$		
SUBTOTAL of receipts this page (optional)			\$
TOTAL this period (last page this line number only)			\$ <i>369.63</i>

**SCHEDULE B**  
**REVISED**  
 January, 1978  
 Federal Election Commission  
 1325 K Street, N.W.  
 Washington, D.C. 20463

**ITEMIZED EXPENDITURES**  
 (Operating, Transfers Out, Contributions In-Kind,  
 Loans, Loan Repayments and Refunds Made)  
 Supporting Lines 20a, 21a, and 22a, 22b, and 22c  
 of FEC FORM 3

✓ for  
20 A  
 (Use Separate Schedules for  
 each numbered line)

Name of Candidate or Committee in Full			
<b>MARTINELLI FOR CONGRESS COMM</b>			
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure	Date (month, day, year)	Amount of each expenditure this period
IBM P.O. Box 264 N.Y. N.Y. 10017	TYPEWRITER REPAIR	1/15/79	37.-
	Expenditure for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other		
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure	Date (month, day, year)	Amount of each expenditure this period
BLANK + KAMINSKI 866 SECOND AVE N.Y. N.Y. 10017	DEL CHARGES	1/15/79	52. <sup>50</sup> / <sub>100</sub>
	Expenditure for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other		
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure	Date (month, day, year)	Amount of each expenditure this period
N.Y. TELEPHONE CO	TEL	1/15/79	563.92
	Expenditure for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other		
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure	Date (month, day, year)	Amount of each expenditure this period
A. FINKELSTEIN ASSOC RTE. N.Y.	CONSULTANT	1/15/79	1000.-
	Expenditure for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other		
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure	Date (month, day, year)	Amount of each expenditure this period
XEROX CORP	TYPEWRITERS	2/8/79	754.18
	Expenditure for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other		
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure	Date (month, day, year)	Amount of each expenditure this period
CASH	POSTAGE	2/8/79	6.82
	Expenditure for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other		
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure	Date (month, day, year)	Amount of each expenditure this period
TRAVELERS INS CO WHITE PLAINS, N.Y.	INS	2/28/79	229.-
	Expenditure for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other		
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure	Date (month, day, year)	Amount of each expenditure this period
ANDREW CARLIN 30 S BWAY YONKERS, N.Y.	CONSULTANT.	4/1/79	500.-
	Expenditure for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other		
SUBTOTAL of expenditures this page (optional)			\$ 3143.42
TOTAL this period (last page this line number only)			\$

**SCHEDULE B**

**REVISED**

January, 1978

Federal Election Commission

1325 K Street, N.W.

Washington, D.C. 20463

**ITEMIZED EXPENDITURES**

(Operating, Transfers Out, Contributions In-Kind,  
Loans, Loan Repayments and Refunds Made)

Supporting Lines 20a, 21a, and 22a, 22b, and 22c  
of FEC FORM 3

Line No. 20A for

(Use Separate Schedules for  
each numbered line)

Name of Candidate or Committee in Full <i>MARTINELLI FOR CONGRESS COMM</i>			
Full Name, Mailing Address and ZIP Code <i>XEROX CORP</i>	Particulars of Expenditure <i>TYPEWRITEN</i>	Date (month, day, year) <i>4/20/78</i>	Amount of each expenditure this period <i>766.87</i>
	Expenditure for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other		
Full Name, Mailing Address and ZIP Code <i>R. FINKELSTEIN ASSOC</i>	Particulars of Expenditure <i>CONSULTANT</i>	Date (month, day, year) <i>4/20/78</i>	Amount of each expenditure this period <i>1000 -</i>
	Expenditure for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other		
Full Name, Mailing Address and ZIP Code <i>A CARLIN</i>	Particulars of Expenditure <i>CONSULTANT</i>	Date (month, day, year) <i>6/15/78</i>	Amount of each expenditure this period <i>230.73</i>
	Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other		
Full Name, Mailing Address and ZIP Code <i>POLISH AMER WORLD</i>	Particulars of Expenditure <i>AD</i>	Date (month, day, year) <i>6/15/78</i>	Amount of each expenditure this period <i>55. -</i>
	Expenditure for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other		
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure	Date (month, day, year)	Amount of each expenditure this period
	Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other		
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure	Date (month, day, year)	Amount of each expenditure this period
	Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other		
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure	Date (month, day, year)	Amount of each expenditure this period
	Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other		
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure	Date (month, day, year)	Amount of each expenditure this period
	Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other		
SUBTOTAL of expenditures this page (optional):			\$ <i>2052.54</i>
TOTAL this period (last page this line number only):			\$ <i>5195.96</i>

DEBTS AND OBLIGATIONS

Supporting Line Numbers 12 and 13  
 of FEC FORM 3

Line Number 13 for 4

(Use Separate Schedules for  
 each numbered line)

(Indicate Primary or General Election for each Entry)

Name of Candidate and Committee in Full				
MARTINELLI FOR CONGRESS COMMITTEE				
Full Name, Mailing Address and ZIP Code of Debtor or Creditor	Date (month, day, year)	Amount of Original Debt, Contract, Agreement or Promise	Cumulative Payment To Date	Outstanding Balance at Close of This Period
GALETTI PRESS INC 16 SCHOOL STREET YONKERS, N.Y.	PRIMARY 271250	\$	GENERAL 9827.50	12,540.- \$
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other				
NATURE OF OBLIGATION (Details of Debt):  PRINTING				
Full Name, Mailing Address and ZIP Code of Debtor or Creditor	Date (month, day, year)	Amount of Original Debt, Contract, Agreement or Promise	Cumulative Payment To Date	Outstanding Balance at Close of This Period
JOHN ZAKIAN 138 LEFFERTS RD YONKERS, N.Y.	PRIMARY 760.-	\$	GENERAL 400.-	1,160.- \$
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other				
NATURE OF OBLIGATION (Details of Debt):  CONSULTANT				
Full Name, Mailing Address and ZIP Code of Debtor or Creditor	Date (month, day, year)	Amount of Original Debt, Contract, Agreement or Promise	Cumulative Payment To Date	Outstanding Balance at Close of This Period
ARTHUR J. FINKELSTON 13 THIRD ST RYE, N.Y.	PRIMARY 3500.-	\$	GENERAL 8841.-	5341.- \$
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other				
NATURE OF OBLIGATION (Details of Debt):  CONSULTANT				
SUBTOTALS this period this page (optional) . . . . .		\$	\$	\$
TOTAL this period (last page this line number only) . . . . .		\$	\$	\$
Carry outstanding balance only to appropriate line of summary.				

0004021004

**DEBTS AND OBLIGATIONS**

Supporting Line Numbers 12 and 13  
 of FEC FORM 3

of 2 for  
 Line Number 13

(Use Separate Schedules for  
 each numbered line)

(Indicate Primary or General Election for each Entry)

Name of Candidate and Committee in Full <b>MARTINELLI FOR CONGRESS COMMITTEE</b>				
Full Name, Mailing Address and ZIP Code of Debtor or Creditor <b>CONGRESSIONAL QUARTERS 144 22<sup>ND</sup> ST N.W. WASHINGTON, D.C. 20037</b>	Date (month, day, year) <b>PRIMARY</b>	Amount of Original Debt, Contract, Agreement or Promise	Cumulative Payment To Date	Outstanding Balance at Close of This Period <b>675.-</b>
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other		\$	\$	\$
NATURE OF OBLIGATION (Details of Debt):				
Full Name, Mailing Address and ZIP Code of Debtor or Creditor	Date (month, day, year)	Amount of Original Debt, Contract, Agreement or Promise	Cumulative Payment To Date	Outstanding Balance at Close of This Period
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other		\$	\$	\$
NATURE OF OBLIGATION (Details of Debt):				
Full Name, Mailing Address and ZIP Code of Debtor or Creditor	Date (month, day, year)	Amount of Original Debt, Contract, Agreement or Promise	Cumulative Payment To Date	Outstanding Balance at Close of This Period
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other		\$	\$	\$
NATURE OF OBLIGATION (Details of Debt):				
SUBTOTALS this period this page (optional) . . . . .		\$	\$	\$
TOTAL this period (last page this line number only) . . . . .		\$	\$	\$ <b>1976.-</b>
Carry outstanding balance only to appropriate line of summary.				



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES STEELE  
FROM: MARJORIE W. EMMONS/MARGARET CHANEY *me*  
DATE: MARCH 24, 1980  
SUBJECT: MUR 1132 - Interim Investigative Report #2,  
3-20-80; Received in OCS 3-21-80, 10:13

000  
1  
The above-named document was circulated to the  
Commission on a 24 hour no-objection basis at 2:00,  
March 21, 1980.

There were no objections to the Interim Investigative  
Report at the time of the deadline.

March 21, 1980

MEMORANDUM TO: Marjorie W. Emons

FROM: Elissa T. Garr

SUBJECT: MUR 1132

Please have the attached Interim Invest Report distributed to the Commission. Thankyou.

00040211007

BEFORE THE FEDERAL ELECTION COMMISSION

MAR 21 A10: 13 Y

In the Matter of )  
 )  
Martinelli for Congress Committee ) MUR 1132

INTERIM INVESTIGATIVE REPORT #2

This matter concerns the possible violation of 2 U.S.C. § 441b by acceptance of an apparent corporate contribution. In a telephone conversation with a member of the General Counsel's staff on March 14, 1980, respondent's Treasurer stated that she had spoken with a representative of the contribution in question who told her that the contributor is not a corporation. Respondent's Treasurer agreed to send us written verification of the contributor's non-corporate status. We are awaiting such written verification.

80040111008

20 March 1980  
Date

  
\_\_\_\_\_  
Charles N. Steele  
General Counsel



FEDERAL ELECTION COMMISSION

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

MEMORANDUM TO: CHARLES STEELE

FROM: MARJORIE W. EMMONS/MARGARET CHANEY *me*

DATE: FEBRUARY 29, 1980

SUBJECT: MUR 1132 - Interim Investigative  
Report #1 dated 2-25-80; Signed  
2-27-80; Received in OCS 2-27-80,  
4:18

The above-named document was circulated to the Commission on a 24-hour no-objection basis at 11:00, February 28, 1980.

There were no objections to the Interim Investigative Report at the time of the deadline.

February 27, 1980

MEMORANDUM TO: Marjorie W. Emmons  
FROM: Jane Colgrove  
SUBJECT: MUR 1132

Please have the attached Interim Investigative Report on MUR 1132 distributed to the Commission on a 24 hour no-objection basis.

Thank you.

00040211010

RECEIVED  
SECRETARY OF THE  
COMMISSION SECRETARY

BEFORE THE FEDERAL ELECTION COMMISSION  
February 25, 1980

80 FEB 27 P 4: 18

In the Matter of )  
 )  
Martinelli for Congress Committee ) MUR 1132

INTERIM INVESTIGATIVE REPORT # 1

On January 30, 1980, the Commission voted to take no further action with regard to respondent Martinelli for Congress Committee's possible violation of former 2 U.S.C. § 434(b)(12) (now § 434(b)(8)) and to send a letter to respondent's treasurer. The letter authorized by the Commission was sent to respondent's treasurer on February 13, 1980. It stated that the Commission had decided to take no further action with regard to the possible violation of former 2 U.S.C. § 434(b)(12), but requested the return or clarification of an apparent corporate contribution with regard to a possible violation by respondent of 2 U.S.C. § 441b. We are awaiting a response to this letter.

11011304000

27 February 1980  
Date

  
\_\_\_\_\_  
Charles N. Steele  
General Counsel



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 13, 1980

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Virginia Eyler, Treasurer  
Martinelli for Congress Committee  
P.O. Box 87  
Yonkers, New York 10702

Re: MUR 1132

Dear Ms. Eyler:

On June 1, 1979, the Federal Election Commission ("the Commission") found reason to believe that your committee may have violated 2 U.S.C. § 434(b)(12), and on July 12, 1979, the Commission found reason to believe that your committee may have violated 2 U.S.C. § 441b. 1/ On both occasions you were notified of the Commission's determination and given an opportunity to demonstrate that no further action should be taken. As of this date we have received no response from you in connection with this matter.

Former 2 U.S.C. § 434(b)(2) requires the continuous reporting of all debts and obligations outstanding until they are extinguished, and a statement of the circumstances and conditions of their extinguishment. The 1978 Year End report for your committee's primary account made no reference to the following primary debts listed in your previous report:

Arthur Finkelstein	\$5500.00
John Zakian	\$760.00
Congressional Quarterly	\$675.00
Ronald Sylvestri	\$160.00
Gazette Press, Inc.	\$2712.50

It appears that there may have been an attempt to incorporate these debts in your committee's 1978 Year End report for its general election account. If this was the case, neither report was adequately amended to indicate the change in reporting or the status of the debts.

1/ Effective January 8, 1980, Public Law No. 96-187 amended the Federal Election Campaign Act ("the Act"). Former 2 U.S.C. § 434(b)(12) as amended became 2 U.S.C. § 434(b)(8). 2 U.S.C. § 441b did not change. All other statutory references are to the Act as currently in effect.

Letter to: Virginia Eyler

However, after considering the circumstances, the Commission has determined to take no further action with regard to the apparent violation of former 2 U.S.C. § 434(b)(12).

Please take steps to insure that all outstanding debts and their extinguishment are properly reported in all future reports your committee files with the Commission. With regard to any outstanding debts originating from your committee's primary account, Schedule C of all future reports for your committee's general election account should indicate the assumption on December 31, 1978, of outstanding primary debts in order to extinguish all debts of the primary election account. Each entry should be broken down to indicate the date of the original primary debt, the amount assumed and the total debt outstanding. Any debts that have been extinguished by repayment in the relevant reporting period should appear on Schedule B of your committee's report.

2 U.S.C. § 441b prohibits the acceptance of corporate contributions, unless the contribution is made from a separate segregated fund established by the corporation. The 1978 Year End report for your committee's general election account, Schedule A, page 1, indicates that your committee received a two-hundred-twenty-five dollar (\$225) contribution from Cable Vision Systems, a corporation. If your committee has accepted a prohibited corporate contribution, the entire amount must be returned to the contributor. Within ten days of your receipt of this letter, please submit either proof that this contribution has been returned or a written explanation of why you believe your committee has not violated 2 U.S.C. § 441b.

This matter will remain confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and (a)(12)(A) unless you notify the Commission in writing that you wish the investigation to be made public.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Anne Cauman, the attorney assigned to this matter at (202) 523-4529.

Sincerely,

  
Charles N. Steele  
General Counsel

Enclosure  
Procedures

PS Form 3871, Aug. 1978

RETURN RECEIPT REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1, 2, and 3.  
Add your address in the "RETURN TO" space on reverse.

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

2. ARTICLE ADDRESSED TO:  
*Virginia Lyles, Texas*  
*P.O. Box 87*  
*Gowanus, N.Y. 10702*

3. ARTICLE DESCRIPTION:  
 REGISTERED NO. | CERTIFIED NO. | INSURED NO.  
 \_\_\_\_\_ | *993862* | \_\_\_\_\_  
 (Always obtain signature of addressee or agent)

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

4. DATE OF DELIVERY \_\_\_\_\_ POSTMARK \_\_\_\_\_

5. ADDRESS (Complete only if requested)  
 \_\_\_\_\_

6. UNABLE TO DELIVER BECAUSE \_\_\_\_\_ CLERK'S INITIALS \_\_\_\_\_



MUR 1132 A Caution



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Virginia Eyler, Treasurer  
Martinelli for Congress Committee  
P.O. Box 87  
Yonkers, New York 10702

Re: MUR 1132

Dear Ms. Eyler:

On June 1, 1979, the Federal Election Commission ("the Commission") found reason to believe that your committee may have violated 2 U.S.C. § 434(b)(12), and on July 12, 1979, the Commission found reason to believe that your committee may have violated 2 U.S.C. § 441b. <sup>1/</sup> On both occasions you were notified of the Commission's determination and given an opportunity to demonstrate that no further action should be taken. As of this date we have received no response from you in connection with this matter.

Former 2 U.S.C. § 434(b)(2) requires the continuous reporting of all debts and obligations outstanding until they are extinguished, and a statement of the circumstances and conditions of their extinguishment. The 1978 Year End report for your committee's primary account made no reference to the following primary debts listed in your previous report:

Arthur Finkelstein	\$5500.00
John Zakian	\$760.00
Congressional Quarterly	\$675.00
Ronald Sylvestri	\$160.00
Gazette Press, Inc.	\$2712.50

It appears that there may have been an attempt to incorporate these debts in your committee's 1978 Year End report for its general election account. If this was the case, neither report was adequately amended to indicate the change in reporting or the status of the debts.

<sup>1/</sup> Effective January 8, 1980, Public Law No. 96-187 amended the Federal Election Campaign Act ("the Act"). Former 2 U.S.C. § 434(b)(12) as amended became 2 U.S.C. § 434(b)(8). 2 U.S.C. § 441b did not change. All other statutory references are to the Act as currently in effect.

Page 2  
Letter to: Virginia Eyler

However, after considering the circumstances, the Commission has determined to take no further action with regard to the apparent violation of former 2 U.S.C. § 434(b)(12).

Please take steps to insure that all outstanding debts and their extinguishment are properly reported in all future reports your committee files with the Commission. With regard to any outstanding debts originating from your committee's primary account, Schedule C of all future reports for your committee's general election account should indicate the assumption on December 31, 1978, of outstanding primary debts in order to extinguish all debts of the primary election account. Each entry should be broken down to indicate the date of the original primary debt, the amount assumed and the total debt outstanding. Any debts that have been extinguished by repayment in the relevant reporting period should appear on Schedule B of your committee's report.

2 U.S.C. § 441b prohibits the acceptance of corporate contributions, unless the contribution is made from a separate segregated fund established by the corporation. The 1978 Year End report for your committee's general election account, Schedule A, page 1, indicates that your committee received a two-hundred-twenty-five dollar (\$225) contribution from Cable Vision Systems, a corporation. If your committee has accepted a prohibited corporate contribution, the entire amount must be returned to the contributor. Within ten days of your receipt of this letter, please submit either proof that this contribution has been returned or a written explanation of why you believe your committee has not violated 2 U.S.C. § 441b.

This matter will remain confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and (a)(12)(A) unless you notify the Commission in writing that you wish the investigation to be made public.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Anne Cauman, the attorney assigned to this matter at (202) 523-4529.

Sincerely,

Charles N. Steele  
General Counsel

Enclosure  
Procedures

*cc 1/31/80*



FEDERAL ELECTION COMMISSION

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

MEMORANDUM TO: CHARLES STEELE *e*  
FROM: MARJORIE W. EMMONS/MARGARET CHANEY  
DATE: JANUARY 30, 1980  
SUBJECT: COMMENTS REGARDING APPROVAL OF MUR 1132  
First General Counsel's Report dated 1-25-80

The above-named document was circulated on a 48 hour vote basis at 11:00, January 28, 1980.

Attached is a copy of Commissioner Reiche's vote sheets regarding his approval of the above report.

Also attached is the certification of approval on this matter. Please advise this office if there is any change in the vote relating to Mr. Reiche comments.

ATTACHMENTS:  
Copy of Vote Sheet  
Certification

cc: Commissioner Reiche

11017

B+  
KF

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY



FEDERAL ELECTION COMMISSION

80 JAN 30 A10: 07

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

Date and Time Transmitted: 1-28-80

11:00

Commissioner FRIEDERSDORF, AIKENS, TIERNAN, MCGARRY, REICHE, HARRIS

RETURN TO OFFICE OF COMMISSION SECRETARY BY: 1-30-80

11:00

MUR No. 1132 First General Counsel's Report dated 1-25-80

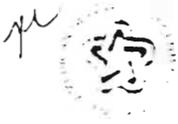
I approve the recommendation

I object to the recommendation

COMMENTS: My approval is contingent upon  
notifying the cooperation of this action.

Date: 1/29/80 Signature: Frank P. Reiche

THE OFFICE OF GENERAL COUNSEL WILL TAKE NO ACTION IN THIS MATTER UNTIL THE APPROVAL OF FOUR COMMISSIONERS IS RECEIVED. PLEASE RETURN ALL PAPERS NO LATER THAN THE DATE AND TIME SHOWN ABOVE TO THE OFFICE OF COMMISSION SECRETARY. ONE OBJECTION PLACES THE ITEM ON THE EXECUTIVE SESSION AGENDA.



BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 1132  
Martinelli for Congress Committee )

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on January 30, 1980, the Commission decided by a vote of 6-0 to take the following actions regarding MUR 1132:

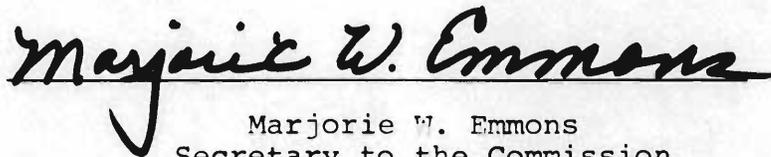
1. Take no further action with regard to respondent's possible violation of 2 U.S.C. §434(b)(12).
2. Send the letter to the respondent as attached to the First General Counsel's Report dated January 25, 1980.
3. Take no action at this time with regard to the corporation.

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

Attest:

1/30/80

Date



Marjorie W. Emmons  
Secretary to the Commission

Received in Office of the Commission Secretary: 1-25-80, 12:18  
Circulated on 48 hour vote basis: 1-28-80, 11:00

60040211019

January 25, 1980

MEMORANDUM TO: Marjorie W. Emmons

FROM: Elissa T. Garr

SUBJECT: MUR 1132

Please have the attached First GC Report on MUR 1132 distributed to the Commission on a 48 hour tally basis.

Thank you.

00040211020

FEDERAL ELECTION COMMISSION  
1325 K Street, N.W.  
Washington, D.C. 20003

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL  
BY OGC TO THE COMMISSION 1-25-80

MUR # 1132  
STAFF MEMBER(S) Cauman

SOURCE OF MUR: I N T E R N A L L Y G E N E R A T E D

RESPONDENT'S NAME: Martinelli for Congress Committee

RELEVANT STATUTE: 2 U.S.C. §§ 434(b)(12) and 441b(a)  
11 C.F.R. § 104.8(a)

~~INTERNAL~~ REPORTS CHECKED: All of respondent's reports covering the  
period from 10/24/78 through 12/31/78

~~FEDERAL~~ AGENCIES CHECKED: None

SUMMARY OF ALLEGATIONS

Respondent, the Martinelli for Congress Committee, was referred to the Office of General Counsel by Reports Analysis on January 7, 1980, for possible violations of 2 U.S.C. § 434(b)(12) for failure to continue reporting of debts outstanding from the 1978 primary election, and of 2 U.S.C. § 441b for acceptance of corporate contribution. 1/

RECEIVED  
OFFICE OF THE  
GENERAL COUNSEL  
JAN 25 1980  
P12: 18

FACTUAL AND LEGAL ANALYSIS

Respondent is the principal campaign committee of Angello R. Martinelli who was a losing candidate in the 1978 general election for the twenty-third Congressional District of New York. Respondent filed separate reports for 1978 for its primary and general election accounts. (The Year End primary report is attached as Attachment 1. The Year End general report is attached as Attachment 2). Respondent's Year End report for the primary election made no mention of the following debts which had been listed in its previous primary election

1/ With the amendment of the FECA effective January 8, 1980, former § 434(b)(12) is now § 434(b)(8). However, as the possible violation in question was prior to the recent amendment, all references in this report are to the statute at that time. § 441b has not changed.

report (Relevant sections of this report form Attachment 3):

Arthur Finkelstein	\$5500.00
John Zakian	\$760.00
Congressional Quarterly	\$675.00
Ronald Sylvestri	\$160.00
Gazette Press, Inc.	\$2712.00

The Commission wrote to respondent on April 10, 1979, requesting further information with regard to the debts in question. When respondent failed to respond, the Commission found reason to believe that respondent may have violated 2 U.S.C. § 434 and notified respondent to that effect in a letter dated June 8, 1979.

Respondent's 1978 Year End report for the general election indicated the acceptance of an apparent corporate contribution in the amount of two-hundred-twenty-five dollars from Cable Vision Systems. (See Attachment 2, Schedule A, page 1.) On May 2, 1979, the Commission wrote to respondent requesting either clarification of this contribution or its return to the contributor. When respondent failed to respond to this letter, the Commission found reason to believe that respondent may have violated 2 U.S.C. § 441b and so notified respondent in a letter of July 13, 1979.

Respondent failed to respond to either reason to believe notification. On November 5, 1979, a staff member from Reports Analysis called respondent's Treasurer who said that she would check respondent's reports and send in a response. To date no response has been received by the Commission.

Possible violation of 2 U.S.C. § 434(b)(12)

2 U.S.C. § 434(b)(12) and 11 C.F.R. § 104.8(a) require the continuous reporting of all debts and obligations outstanding after an election until they are extinguished, and an explanation of the circumstances and conditions of their extinguishment. Respondent's omission on its Year End report for the primary election of any reference to outstanding debts listed in its previous report is an apparent violation of both 2 U.S.C. § 434 (b)(12) and 11 C.F.R. 104.8(a). Respondent's Year End report for the general election lists outstanding debts in varying amounts for either the primary election or both the primary and general elections to all of the above mentioned creditors except Ronald Sylvestri. (see Attachment 2, Schedule C.) It appears that respondent attempted to consolidate the reporting of its outstanding primary debts into its Year End general election report. From the referral to the Office of General Counsel, it does not appear that the respondent's attempt to consolidate the reporting of its outstanding debts was considered when the Commission found reason to believe that respondent may have violated 2 U.S.C. § 434(b)(12). In any case, the assumption of the debts by the general election account was inadequately reported by respondent.

Respondent's 1978 Year End report for the primary account should have contained a Schedule C showing no debts outstanding and stating that all debts were extinguished by being assumed by respondent's general election account and reported by the 1978 Year End report for the general election. Any debts that had been extinguished by repayment, instead of by assumption by the general election account, should have appeared on Schedule B of respondent's Year End report for the primary account. Schedule C of respondent's 1978 Year End report for the general election account should have been amended to indicate the assumption of all remaining primary debts in order to extinguish all debts of the primary election account. Each entry should have been broken down to indicate the date of the original debt, the amount assumed and the total outstanding debt.

Because respondent reported all of its outstanding primary debts, with the exception of one-hundred-sixty dollars (\$160) owed to Ronald Sylvestri, in its 1978 Year End Report for the general election, the Office of General Counsel recommends that the Commission take no further action with regard to the possible violation of 2 U.S.C. § 434(b)(12). We recommend, further, that the attached letter (Attachment 4) be sent to respondent, notifying respondent of the Commission's determination but directing respondent to correct the reporting of outstanding debts in future reports.

#### Possible violation of 2 U.S.C. § 441b

2 U.S.C. § 441b(a) prohibits both corporate contributions to federal candidates and the knowing acceptance of such contributions. As Cable Vision Systems is a corporation, its two-hundred-twenty-five dollar contribution to respondent is an apparent violation of 2 U.S.C. § 441b(a) as is respondent's acceptance of the contribution. Therefore, the Office of General Counsel recommends that the attached letter (Attachment 4), requesting return or clarification of the alleged corporate contribution, be sent to respondent. As the Commission is requesting that respondent return or clarify the alleged corporate contribution, we recommend that no action be taken with regard to Cable Vision Systems at this time.

#### Recommendations

- 1) Take no further action with regard to respondent's possible violation of 2 U.S.C. § 434(b)(12).
- 2) Send the attached letter to respondent.
- 3) Take no action at this time with regard to the corporation.

#### Attachments

Respondent's 1978 Year End report for the primary election account  
Respondent's 1978 Year End report for the general election account  
Sections from Respondent's 1978 post general election report for the primary election account  
Proposed letter from General Counsel to respondent's Treasurer  
Referral from Reports Analysis

D  
RAD

586

804-8

REFER TO INSTRUCTIONS ON REVERSE SIDE BEFORE COMPLETING

REPORTS ANALYSIS REFERRAL SHEET

Tracy Keefe *TK*

DATE 1-7-80

ANALYST Lorrie Castaneda *LC*

TO: Office of General Counsel

TEAM CHIEF Peter Kell, Jr. *PKJ*

THROUGH: STAFF DIRECTOR *SP*

COMPLIANCE REVIEW *CP/PS*

FROM: ASSISTANT STAFF DIRECTOR FOR REPORTS ANALYSIS *AGH*

CANDIDATE/COMMITTEE: Martinelli for Congress (Primary Account)

TREASURER: Virginia Eyler

ADDRESS: Post Office Box 87  
Yonkers, NY 10702

AFFILIATE(S):

None

ALLEGATION(S):

Failure to disclose status  
of debts.  
Received contribution from  
corporation.

CITE:

2 U.S.C. 434(b)(12)  
2 U.S.C. 441(b)

ATTACHMENT(S)

#5

MANNER IN WHICH REVIEW WAS INITIATED if other than normal review, AND DATE:

3/20/79

ATTACHMENT

#1

60010211027

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

PERIOD COVERED FROM 11/28/78 TO 12/31/78  
TOTAL RECEIPTS \$ 1763.28 TOTAL EXPENDITURES \$ 2723.27  
CASH ON HAND \$ 2286.25 DEBTS \$ 22,216

HISTORY:

RESULTS OF REVIEW:

4/10/79 Request for Additional Information sent  
6/8/79 Reason to believe letter sent  
5/2/79 Surface violation sent  
7/13/79 Reason to believe letter sent on SV

ATTACHMENT

#2  
#3  
#6  
#7

COMMUNICATIONS WITH CANDIDATE/COMMITTEE:

ATTACHMENT

11/5/79 Telecon to treasurer

#4

REASON(S) FOR REFERRAL:

ATTACHMENT

No response to RAD's reason to believe notification. Also, surface violation meets threshold for referral to OGC.

OTHER PENDING ACTIONS INITIATED BY RAD:

ATTACHMENT

NONE

Attachment 5

OTHER RELEVANT INFORMATION:

NONE

D 586  
RAD 802-8

REFER TO INSTRUCTIONS ON REVERSE SIDE BEFORE COMPLETING

REPORTS ANALYSIS REFERRAL SHEET

DATE 1-2-80 ANALYST Tracy Keefe / Loretta Castaneda  
TO: Office of General Counsel TEAM CHIEF Peter Kell, Jr.  
THROUGH: STAFF DIRECTOR OP COMPLIANCE REVIEW UP  
FROM: ASSISTANT STAFF DIRECTOR FOR REPORTS ANALYSIS AGH

CANDIDATE/COMMITTEE: Martinelli for Congress (Primary Account)

TREASURER: Virginia Eyer

ADDRESS: Post Office Box 87  
Yonkers, NY 10702

AFFILIATE(S):

None

ALLEGATION(S):	CITE:	ATTACHMENT(S)
Failure to disclose status of debts.	2 U.S.C. 434(b)(12)	
Received contribution from corporation.	2 U.S.C. 441(b)	#5

MANNER IN WHICH REVIEW WAS INITIATED if other than normal review. AND DATE:

3/20/79 ATTACHMENT #1

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

PERIOD COVERED FROM	<u>11/28/78</u>	TO	<u>12/31/78</u>
TOTAL RECEIPTS \$	<u>1763.28</u>	TOTAL EXPENDITURES \$	<u>2723.27</u>
CASH ON HAND \$	<u>2286.25</u>	DEBTS \$	<u>22,216</u>

HISTORY:

RESULTS OF REVIEW:	ATTACHMENT
4/10/79 Request for Additional Information sent	#1
6/8/79 Reason to believe letter sent	#3
5/2/79 Surface violation sent	#6
7/13/79 Reason to believe letter sent on SV	#7

COMMUNICATIONS WITH CANDIDATE/COMMITTEE. ATTACHMENT

11/5/79 Telecon to treasurer #4

REASON(S) FOR REFERRAL. ATTACHMENT

No response to RAD's reason to believe notification. Also, surface violation meets threshold for referral to OGC.

OTHER PENDING ACTIONS INITIATED BY RAD: ATTACHMENT

NONE Attachment 5

OTHER RELEVANT INFORMATION:

NONE

011002

POSTMARK ILLEGIBLE

FEC FORM 3  
REVISED  
January, 1978  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

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

(Except for Candidate or Committees Receiving Federal Matching Funds)

29 PM 12:13

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

MARTINELLI FOR CONGRESS COMMITTEE

2 I.D. No. 092-414

Name of Candidate or Committee (in full)

Candidate/Committee

P.O. Box 871

3 Office of Rep NYS 23<sup>RD</sup> ED

Address (number and street)

Office Sought, State/District (if applicable)

YONKERS, New York 10702

City, State and ZIP Code

Check if address is different than previously reported.

Year of Election 1978

4 Type of Report (check appropriate boxes)

- April 10 Quarterly Report
- July 10 Quarterly Report
- October 10 Quarterly Report
- January 31 Annual Report
- Monthly Report
- Tenthday report preceding \_\_\_\_\_ election (primary, general or convention)
- Thirtieth day report following \_\_\_\_\_ election (primary, general or convention)
- Termination Report
- Amendment for \_\_\_\_\_ (which report)

This is a report for  Primary Election  General Election  Primary and General  Other (special, runoff, etc.)

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

5 Covering Period	Column A This Period	Column B Calendar Year-To-Date
11/25/78 Through 12/31/78		
6 Cash on hand January 1, 1978		\$
7 Cash on hand at beginning of reporting period	\$ 450.23	
8 Total receipts (from line 19)	\$ 37.5	\$ 86,027.02
(a) Subtotal (Add lines 7 and 8 for Column A and lines 6 and 8 for Column B)	\$ 487.73	\$
9 Total expenditures (from line 25)	\$ 485.25	\$ 26,025.05
10 Cash on hand at close of reporting period (Subtract line 9 from line 8a)	\$	\$
11 Value of contributed items on hand to be liquidated (Attach itemized list)	\$	
12 Debts and obligations owed to the Committee/Candidate (itemize all on Schedule C)	\$	
13 Debts and obligations owed by the Committee/Candidate (itemize all on Schedule C)	\$	

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

1/22/79  
(Date)

VIRGINIA P. EYLER  
(Typed Name of Treasurer or Candidate)

Virginia P. Eyer  
(Signature of Treasurer or Candidate)

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

For further information, contact



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

or call 800-424-9530

Approved by GAO  
B 187020 (R0-06)  
Expires 3-31-81

All previous versions of FEC FORM 3 are obsolete and should no longer be used. Attachment 1

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

**DETAILED SUMMARY OF RECEIPTS AND EXPENDITURES**  
(Page 2, FEC FORM 3)

NAME OF CANDIDATE OR COMMITTEE	REPORT COVERING THE PERIOD	
<i>MARTINELLI FOR CONGRESS (Comm.)</i>	FROM: <i>11-28-78</i>	TO: <i>12-31-78</i>
RECEIPTS	Column A This Period	Column B Calendar Year To-Date
14. Contributions from Individuals (including contributions in-kind):		
(a) Itemized (use Schedule A) .....	\$ .....	
(b) Unitemized .....	\$ .....	
(c) Sales and collections included above		
List by event on memo Schedule D (S _____)		
(d) Subtotal of contributions from individuals .....	\$ .....	\$ <i>11,245.02</i>
15. Transfers from Political Committees		
(a) Funds from affiliated authorized committee (itemize on Schedule A regardless of amount) .....	\$ .....	
(b) Funds from other committees (itemize on Schedule A regardless of amount) .....	\$ .....	
(c) Contributions in-kind from political committees (itemize on Schedule A regardless of amount) .....	\$ .....	
(d) Subtotal of transfers in and contributions in-kind from political committees .....	\$ .....	\$ <i>14,750 -</i>
16. Other Income:		
(a) Itemized (use Schedule A) .....	\$ .....	
(b) Unitemized .....	\$ .....	
(c) Subtotal of other income .....	\$ .....	\$
17. Loans and Loan Repayments Received:		
(a) Itemized (use Schedule A) .....	\$ .....	
(b) Unitemized .....	\$ .....	
(c) Subtotal of loans and loan repayments received .....	\$ .....	\$
18. Refunds, Rebates, Returns of Deposits:		
(a) Itemized (use Schedule A) .....	\$ .....	
(b) Unitemized .....	\$ <i>37 -</i>	
(c) Subtotal of refunds, rebates, returns of deposits .....	\$ <i>37 -</i>	\$ <i>37 -</i>
19. Total Receipts .....	\$ <i>37</i>	\$ <i>26,027.02</i>
EXPENDITURES		
20. Operating Expenditures:		
(a) Itemized (use Schedule B) .....	\$ <i>400 -</i>	
(b) Unitemized .....	\$ .....	
(c) Subtotal of operating expenditures .....	\$ .....	\$ <i>19,939.79</i>
21. Loans, Loan Repayments, and Contribution Refunds Made:		
(a) Itemized (use Schedule B) .....	\$ .....	
(b) Unitemized .....	\$ .....	
(c) Subtotal of loans and loan repayments made and contribution refunds .....	\$ .....	\$
22. Transfers Out to Political Committees:		
(a) To affiliated authorized committee (itemize on Schedule B regardless of amount) .....	\$ <i>85.28</i>	
(b) To other committees (itemize on Schedule B regardless of amount) .....	\$ .....	
(c) Contributions in-kind to other committees (itemize on Schedule B regardless of amount) .....	\$ .....	
(d) Subtotal of transfers out .....	\$ .....	\$ <i>6,885.25</i>
23. Independent Expenditures (use Schedule E) .....	\$ .....	\$
24. Coordinated Expenditures Made by Political Committees (2 U.S.C. 441(a)(3) (itemize on Schedule F) .....	\$ .....	\$
25. Total Expenditures .....	\$ <i>485.28</i>	\$ <i>26,025.07</i>
RECEIPTS AND EXPENDITURES, NET OF TRANSFERS TO AND FROM AFFILIATED COMMITTEES		
26. Total Receipts (from line 19) .....	\$ <i>37 -</i>	
27. Transfers In (from line 15(a)) .....	\$ .....	
28. Net Receipts (Subtract line 27 from line 26) .....	\$ <i>37 -</i>	
29. Total Expenditures (from line 25) .....	\$ <i>485.28</i>	
30. Transfers Out (from line 22(a)) .....	\$ <i>85.28</i>	
31. Net Expenditures (Subtract line 30 from line 29) .....	\$ <i>400 -</i>	

**ITEMIZED EXPENDITURES**  
 (Operating, Transfers Out, Contributions In-Kind,  
 Loans, Loan Repayments and Refunds Made)  
 Supporting Lines 20a, 21a, and 22a, 22b, and 22c  
 of FEC FORM 3

(Use Separate Schedules for  
 each numbered line)

Name of Candidate or Committee Full			
<b>MARTINELLI FOR CONGRESS COMM</b>			
Full Name, Mailing Address and ZIP Code <b>NY TELEPHONE CO 10 COUNTY CENTER RD WHITE PLAINS, N.Y.</b>	Particulars of Expenditure <b>TELEPHONE</b>	Date (month, day, year) <b>11/30/78</b>	Amount of each expenditure this period <b>400 -</b>
	Expenditure for: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other		
Full Name, Mailing Address and ZIP Code <b>MARTINELLI FOR CONGRESS COMM PO. Box 871 YONKERS, N.Y. 248</b>	Particulars of Expenditure <b>TRANSFER 00100743</b>	Date (month, day, year) <b>12/25/78</b>	Amount of each expenditure this period <b>85.38</b>
	Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other		
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure	Date (month, day, year)	Amount of each expenditure this period
	Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other		
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure	Date (month, day, year)	Amount of each expenditure this period
	Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other		
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure	Date (month, day, year)	Amount of each expenditure this period
	Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other		
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure	Date (month, day, year)	Amount of each expenditure this period
	Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other		
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure	Date (month, day, year)	Amount of each expenditure this period
	Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other		
<b>SUBTOTAL of expenditures this page (opt-one)</b>			<b>\$ 485.38</b>
<b>TOTAL (this period) (last page this line number only)</b>			<b>\$ 485.38</b>

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POSTMARK ILLEGIBLE  
REGISTRATION

FEC FORM 3  
REVISED

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

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

(Except for Candidates or Committees Receiving Federal Matching Funds)

1978 JAN 29 PM 12:13

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

1. MARTINELLI FOR CONGRESS COMM

Name of Candidate or Committee (in full)

P.O. Box 87

Address (number and street)

YONKERS, N.Y. 10762

City, State and ZIP Code

Check if address is different than previously reported

2 I.D. No. 082-414

Candidate/Committee

3 HOUSE OF REP N.Y. 23<sup>RD</sup> CON

Office Sought, State/District (if applicable)

Year of Election 1978

4 Type of Report (check appropriate boxes)

April 10 Quarterly Report

July 10 Quarterly Report

October 10 Quarterly Report

January 31 Annual Report

Monthly Report

(month)

Tenth day report preceding \_\_\_\_\_ election  
(primary, general or convention)

on \_\_\_\_\_ in the State of \_\_\_\_\_  
(date)

Thirtieth day report following \_\_\_\_\_ election  
(primary, general or convention)

on \_\_\_\_\_ in the State of \_\_\_\_\_  
(date)

Termination Report

Amendment for:

(which report)

This is a report for

Primary Election

General Election

Primary and General

Other (special, runoff, etc.)

SUMMARY OF RECEIPTS AND EXPENDITURES

(Figures may be rounded to nearest dollar.)

5 Covering Period	Column A This Period	Column B Calendar Year-To-Date
<u>11-28-78</u> Through <u>12-31-78</u>		
6 Cash on hand January 1, 19		\$
7 Cash on hand at beginning of reporting period	\$ <u>3246.25</u>	
8 Total receipts (from line 19)	\$ <u>1763.28</u>	\$
(a) Subtotal (Add lines 7 and 8 for Column A and lines 6 and 8 for Column B)	\$ <u>5009.53</u>	\$ <u>117,492.98</u>
9 Total expenditures (from line 25)	\$ <u>2723.27</u>	\$ <u>115,206.72</u>
10 Cash on hand at close of reporting period (Subtract line 9 from line 8)	\$ <u>2286.26</u>	\$ <u>2286.26</u>
11 Value of contributed items on hand to be inventoried (Attach itemized list)	\$	
12 Debts and obligations owed to the Committee Candidate (itemize all on Schedule C)	\$ <u>—</u>	
13 Debts and obligations owed by the Committee Candidate (itemize all on Schedule C)	\$ <u>22,216.—</u>	

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

1/24/79  
Date

VIRGINIA A. EYLER  
(Typed name of Treasurer or Candidate)

Virginia A. Eyles  
(Signature of Treasurer or Candidate)

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

For further information, contact

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

or call 800-424-9630

Approved by GAO  
B-187620 (R0506)  
Expires 3-31-81

All previous versions of FEC FORM 3 are obsolete and should no longer be used. Attachment 2

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



ITEMIZED RECEIPTS  
(Contributions, Transfers, Contribution In-Kind,  
Other Income, Loans, Refunds)  
Supporting Lines 14a, 15a, 15b, 15c, 16a, 17a, and/or 18a  
of FEC FORM 3

Name of Candidate or Committee on Full					
Name of Candidate or Committee on Full <u>Mr. Artwell, for Congress Conn</u>					
Full Name, Mailing Address and ZIP Code <u>Rose Monte</u> <u>16 BERTHIA AVE</u> <u>YONKERS, NY 10704</u>		Principal Place of Business <u>SANG</u>		Date (month, day, year) <u>12/11/78</u>	
Receipt for <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other		<input type="checkbox"/> Check if contributor is self-employed Aggregate Year To Date \$		Amount of each Receipt this Period <u>15.-</u>	
Full Name, Mailing Address and ZIP Code <u>MARSHALL</u> <u>Brunville, N.Y.</u>		Principal Place of Business <u>BRUNVILLE, NY</u>		Date (month, day, year) <u>12/11/78</u>	
Receipt for <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other		<input type="checkbox"/> Check if contributor is self-employed Aggregate Year To Date \$		Amount of each Receipt this Period <u>15.-</u>	
Full Name, Mailing Address and ZIP Code <u>CABLEVISION SYSTEMS</u> <u>PARKING - YONKERS AVE</u> <u>YONKERS, NY</u>		Principal Place of Business <u>SAME</u>		Date (month, day, year) <u>12/1/78</u>	
Receipt for <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other		<input type="checkbox"/> Check if contributor is self-employed Aggregate Year To Date \$		Amount of each Receipt this Period <u>225.-</u>	
Full Name, Mailing Address and ZIP Code <u>EDWARD MESSINA</u> <u>350 LEXINGTON AVE</u> <u>Suite 1900</u> <u>NY NY 10017</u>		Principal Place of Business <u>SAME</u>		Date (month, day, year) <u>12/11/78</u>	
Receipt for <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other		<input type="checkbox"/> Check if contributor is self-employed Aggregate Year To Date \$		Amount of each Receipt this Period <u>100.-</u>	
Full Name, Mailing Address and ZIP Code <u>RAPHAEL RIVERSO</u> <u>CENTRAL PARK AVE</u> <u>SEARSDALE, NY</u>		Principal Place of Business <u>SAME</u>		Date (month, day, year) <u>12/11/78</u>	
Receipt for <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other		<input type="checkbox"/> Check if contributor is self-employed Aggregate Year To Date \$		Amount of each Receipt this Period <u>100.-</u>	
Full Name, Mailing Address and ZIP Code <u>SANDRA HARRISAN</u> <u>50 RIVERDALE AVE</u> <u>YONKERS NY 10701</u>		Principal Place of Business 		Date (month, day, year) <u>12/1/78</u>	
Receipt for <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other		<input type="checkbox"/> Check if contributor is self-employed Aggregate Year To Date \$		Amount of each Receipt this Period <u>5.-</u>	
Full Name, Mailing Address and ZIP Code <u>STUART Pelly</u> <u>12 Nichols Drive</u> <u>Hastings on Hudson 10706</u>		Principal Place of Business <u>ROBERTS MARTIN CO</u> <u>ELMWOOD, NY</u>		Date (month, day, year) <u>12/11/78</u>	
Receipt for <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other		<input type="checkbox"/> Check if contributor is self-employed Aggregate Year To Date \$		Amount of each Receipt this Period <u>225.-</u>	
SUBTOTAL of receipts this page (optional)				\$ <u>685.-</u>	
TOTAL this period (last page this line number only)				\$	

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ITEMIZED RECEIPTS  
 (Contributions, Transfers, Contribution In-Kind,  
 Other Income, Loans, Refunds)  
 Supporting Lines 14a, 15a, 15b, 15c, 16a, 17a, and/or 18a  
 of FEC FORM 3

Name of Candidate or Committee in Full		Principal Place of Business		Date (month, day, year)	Amount of each Receipt (this Period)
MARTINELLI FOR CONGRESS COMRAE 15 Eli Fine 31 S. Broadway Yonkers NY 10701 Receipt for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> Loan <input type="checkbox"/> Other		SAME Occupation: REAL ESTATE <input type="checkbox"/> Check if Contributor is self-employed Aggregate Year To Date \$		12/11/78	125.-
MURK GZDZETSKY 20 S. Broadway Yonkers, NY 10701 Receipt for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> Loan <input type="checkbox"/> Other		SAME Occupation: ACCT. <input type="checkbox"/> Check if Contributor is self-employed Aggregate Year To Date \$		12/11/78	75.-
CLIFFORD ASSOCIATES 2249 Washington Ave Bronx NY 10457 Receipt for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> Loan <input type="checkbox"/> Other		SAME Occupation: ADDCS <input type="checkbox"/> Check if Contributor is self-employed Aggregate Year To Date \$		12/11/78	50.-
GRAMATAN SPECIALS 125 Midland Ave Bronxville NY 10708 Receipt for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> Loan <input type="checkbox"/> Other		SAME Occupation: WATC <input type="checkbox"/> Check if Contributor is self-employed Aggregate Year To Date \$		12/11/78	48.-
BEN MORRIS 234 VALERIE LANE Yonkers, NY 10705 Receipt for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> Loan <input type="checkbox"/> Other		SAME Occupation: P.O. RELATIONS <input type="checkbox"/> Check if Contributor is self-employed Aggregate Year To Date \$		12/11/78	35.-
MARY CALLAHAN 2 LINCOLN CIRCLE CRESTWOOD, NY Receipt for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> Loan <input type="checkbox"/> Other		SAME Occupation: HOUSEWIFE <input type="checkbox"/> Check if Contributor is self-employed Aggregate Year To Date \$		12/11/78	7.-
NATL REPD CONG COMM 514 HOUSE OFFICE BLDG ANNEX WASHINGTON DC 19K Receipt for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> Loan <input type="checkbox"/> Other		SAME Occupation: C 000 25820 <input type="checkbox"/> Check if Contributor is self-employed Aggregate Year To Date \$		10/14/78	8840
SUBTOTAL of receipts (this page optional)					\$ 42840
TOTAL (this period) (all page this line number only)					\$

ITEMIZED RECEIPTS  
(Contributions, Transfers, Contribution In-Kind,  
Other Income, Loans, Refunds)  
Supporting Lines 14a, 15a, 15b, 15c, 16a, 17a, and/or 18a  
of FEC FORM 3

Name of Candidate or Committee in Full		Name of Candidate or Committee in Full		Name of Candidate or Committee in Full	
Martelli for Congress Comm		Martelli for Congress Comm		Martelli for Congress Comm	
15	Richard Kucosinski 35 HENRI STREET YONKERS, NY 10763	Y.S. LEAN MANAGER 50 YEARS EXECUTIVE	12/24/78	15.-	
	Patrick DiMasso LYON Ridge Rd KATELAN NY 10534	ASSESSOR 5 PM SAY HILL RIVER RD YKS NY	12/24/78	250.-	
	DANIEL RYPAK 29 WOODLAND Rd NEW CITY NY 10956	SAME	12/24/78	100.-	
	DANIEL RYPAK 29 WOODLAND Rd NEW CITY NY 10956	SAME	12/24/78	150.-	
1714	NY Telephone Co PAC 1015 AVENUE OF AMERICAS NY, NY 10007	SAME	12/26/78	10.-	
181	COMM FOR JUDICIAL FREE GENERAL LIBRARY COURT SC CAPITAL HILL WASHINGTON, D.C. 20543	SAME	9/21/78	59.88	
	JUDITH BRADY ACME INC 230 PARK AVE NY NY 10017	SAME EXECUTIVE	10/2/78	65.-	
SUBTOTAL of receipts this page (optional)				\$ 649.88	
TOTAL for this period (last page this line number only)				\$ 1763.28	

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**DEBTS AND OBLIGATIONS**  
 Supporting Line Numbers 12 and 13  
 of FEC FORM 3

(Use Separate Schedules for each reporting line)

(Indicate Primary or General Election for each Entry)

Name of Candidate and Committee (if different)				
<b>MARTINELLI FOR CONGRESS COMM</b>				
Payee Name, Mailing Address and ZIP Code (if different from Debtor)	Date (month day, year)	Amount of Original Debt, Contract Agreement or Promise	Cumulative Payment To Date	Outstanding Balance at Close of This Period
<b>GAZETTE PRESS INC 16 SCHOOL ST YONKERS, N.Y.</b>	<b>12-31-78</b>			<b>\$12,540</b>
<input checked="" type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other				
NATURE OF OBLIGATION (Detail of Debt)				
<b>PRINTING</b>				
Payee Name, Mailing Address and ZIP Code (if different from Debtor)	Date (month day, year)	Amount of Original Debt, Contract Agreement or Promise	Cumulative Payment To Date	Outstanding Balance at Close of This Period
<b>ANDREW CARLIN 399 NORTH BROADWAY YONKERS, N.Y.</b>	<b>12-31-78</b>			<b>\$500.-</b>
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other				
NATURE OF OBLIGATION (Detail of Debt)				
<b>CONSULTING</b>				
Payee Name, Mailing Address and ZIP Code (if different from Debtor)	Date (month day, year)	Amount of Original Debt, Contract Agreement or Promise	Cumulative Payment To Date	Outstanding Balance at Close of This Period
<b>JOHN ZAKIAN 138 LEFFERTS RD YONKERS, N.Y.</b>	<b>12-31-78</b>			<b>\$160.-</b>
<input checked="" type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other				
NATURE OF OBLIGATION (Detail of Debt)				
<b>CONSULTANT</b>				
SUBTOTALS (this period this page optional)		\$	\$	<b>\$14,200.-</b>
TOTAL (this period last page this line number only)		\$	\$	\$
Do not enter anything on this line only to be used for the final Summary				

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**DEBTS AND OBLIGATIONS**  
**Supporting Line Numbers 12 and 13**  
**of FEC FORM 3**

(Indicate Primary or General Election for each Entry)

Name of Candidate and Committee in Full					
<b>MARTINELLI FOR CONGRESS COMM</b>					
Full Name, Mailing Address and ZIP Code of Debtor or Creditor		Date (month, day, year)	Amount of Original Debt, Contract, Agreement or Promise	Cumulative Payment To Date	Outstanding Balance at Close of This Period
<b>ARTHUR J. FINKELSTEIN</b> <b>13 THIRD ST</b> <b>LYE, N.Y.</b>		<b>12-31-78</b>			
<input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other			\$	\$	\$ <b>7341.-</b>
NATURE OF OBLIGATION (Details of Debt)					
<b>CONSULTANT</b>					
Full Name, Mailing Address and ZIP Code of Debtor or Creditor		Date (month, day, year)	Amount of Original Debt, Contract, Agreement or Promise	Cumulative Payment To Date	Outstanding Balance at Close of This Period
<b>CONGRESSIONAL QUARTERLY</b> <b>1410 23RD ST N.W.</b> <b>WASHINGTON, D.C. 20037</b>		<b>12-31-78</b>			
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other			\$	\$	\$ <b>675.-</b>
NATURE OF OBLIGATION (Details of Debt)					
<b>VOTING RECORD</b>					
Full Name, Mailing Address and ZIP Code of Debtor or Creditor		Date (month, day, year)	Amount of Original Debt, Contract, Agreement or Promise	Cumulative Payment To Date	Outstanding Balance at Close of This Period
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other			\$	\$	\$
NATURE OF OBLIGATION (Details of Debt)					
SUBTOTALS (this period this page (optional))			\$	\$	\$ <b>8016.-</b>
TOTAL (this period last page this line number only)			\$	\$	\$ <b>22,216.-</b>

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REGISTERED

FEC FORM 3  
REVISED  
January, 1978  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

DEC - 7 1978

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

(Except for Candidates or Committees Receiving Federal Matching Funds)

1978 DEC 11 PM 12:53

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

RECEIVED  
U.S. HOUSE OF REPRESENTATIVES  
CLERK

1 MARTIN LUTHER KING JR. CONGRESS (COM) 2 I.D. No. 022 2 414  
 Name of Candidate or Committee (in full) Candidate Committee:  
P.O. Box 871 3 House of Rep. N.Y.S. 23<sup>RD</sup>  
 Address (number and street) Office Sought, State District (if applicable)  
Yonkers New York  
 City, State and ZIP Code  Check if address is different than previously reported Year of Election 1978

4 Type of Report (check appropriate boxes)

April 10 Quarterly Report  Tenth day report preceding \_\_\_\_\_ election (primary, general or convention)  Termination Report

July 10 Quarterly Report on \_\_\_\_\_ in the State of \_\_\_\_\_  Amendment to: \_\_\_\_\_

October 10 Quarterly Report  Thirtieth day report following General election (which report) \_\_\_\_\_

January 31 Annual Report  Monthly Report: \_\_\_\_\_ on 1-7-78 in the State of New York (date)

This is a report for  Primary Election  General Election  Primary and General  Other (special, runoff, etc.)

SUMMARY OF RECEIPTS AND EXPENDITURES  
(Figures may be rounded to nearest dollar)

5 Covering Period	Through	Column A This Period	Column B Calendar Year To Date
6 Cash on hand January 1, 19			\$
7 Cash on hand at beginning of reporting period		\$ 2,494.42	
8 Total receipts (from line 19)		\$	\$ 25,990.02
(a) Subtotal: Add lines 7 and 8 for Column A and lines 6 and 8 for Column B		\$ 2,494.42	\$
9 Total expenditures (from line 25)		\$ 18,911.19	\$ 25,534.19
10 Cash on hand at close of reporting period (Subtract line 9 from line 8a)		\$ 450.23	\$ 455.23
11 Value of contributed items on hand to be liquidated (Attach itemized list)		\$	
12 Debts and obligations owed to the Committee, Candidate (itemize all on Schedule C)		\$	
13 Debts and obligations owed by the Committee, Candidate (itemize all on Schedule C)		\$ 7,877.00	

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

Walter (Date) Walter (Typed Name of Treasurer or Candidate) Walter (Signature of Treasurer or Candidate)

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

For further information contact: Federal Election Commission, 1325 K Street, N.W., Washington, D.C. 20463. Tel: 800 424 9530. Approved by GAO, B-18-620, 8/25/78. Expires 3/31/79.

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

This form and its contents are not to be used for any other purpose than for the purposes of reporting contributions and for any commercial purpose.

1000101030

**DETAILED SUMMARY OF RECEIPTS AND EXPENDITURES**  
(Page 2, FEC FORM 3)

**NAME OF CANDIDATE OR COMMITTEE**  
*MARTINELLI FOR CONGRESS COMM*

**PERIOD COVERING THE PERIOD**  
FROM *10-26-74* TO *11-27-74*

RECEIPTS	Category A	Category B
	(\$ Not Exceed)	(Calendar Year To Date)
14. Contributions from individuals (including contributions in kind)		
(a) Itemized (use Schedule A)	\$	
(b) Unitemized	\$	
(c) Sales and collections included above		
List by event on memo Schedule D, IS		
(d) Subtotal of contributions from individuals	\$	\$ 11,400.02
15. Transfers from Political Committees		
(a) Funds from affiliated authorized committee (Itemize on Schedule A)	\$	
(Transfers of amount)	\$	
(b) Funds from other committees (Itemize on Schedule A regardless of amount)	\$	
(c) Contributions in kind from political committees	\$	
(Transfers on Schedule A regardless of amount)	\$	
(d) Subtotal of transfers in and contributions in kind from political committees	\$	\$ 14,750.00
16. Other Income		
(a) Itemized (use Schedule A)	\$	
(b) Unitemized	\$	
(c) Subtotal of other income	\$	\$
17. Loans and Loan Repayments Received		
(a) Itemized (use Schedule A)	\$	
(b) Unitemized	\$	
(c) Subtotal of loans and loan repayments received	\$	\$
18. Refunds, Rebates, Returns of Deposits		
(a) Itemized (use Schedule A)	\$	
(b) Unitemized	\$	
(c) Subtotal of refunds, rebates, returns of deposits	\$	\$
19. Total Receipts	\$	\$ 25,990.02

EXPENDITURES	Category A	Category B
	(\$ Not Exceed)	(Calendar Year To Date)
20. Operating Expenditures		
(a) Itemized (use Schedule B)	\$ 1699.19	
(b) Unitemized	\$	
(c) Subtotal of operating expenditures	\$ 1699.19	\$ 19,539.79
21. Loans, Loan Repayments, and Contribution Refunds Made		
(a) Itemized (use Schedule B)	\$	
(b) Unitemized	\$	
(c) Subtotal of loans and loan repayments made and contribution refunds	\$	\$
22. Transfers Out to Political Committees		
(a) To affiliated authorized committee (Itemize on Schedule B regardless of amount)	\$	
(b) To other committees (Itemize on Schedule B regardless of amount)	\$	
(c) Contributions in kind to other committees	\$	
(Transfers on Schedule B regardless of amount)	\$	
(d) Subtotal of transfers out	\$	\$ 6,000.00
23. Independent Expenditures (use Schedule E)	\$	\$
24. Coordinated Expenditures Made by Political Committees (2 U.S.C. 4411a) (Itemize on Schedule F)	\$	\$
25. Total Expenditures	\$ 1699.19	\$ 25,539.79

RECEIPTS AND EXPENDITURES, NET OF TRANSFERS TO AND FROM AFFILIATED COMMITTEES		
26. Total Receipts (from line 19)	\$	
27. Transfers In (from line 15(d))	\$	
28. Total Receipts (subtract line 27 from line 26)	\$	
29. Total Expenditures (from line 25)	\$ 1699.19	
30. Transfers Out (to line 22(d))	\$	
31. Total Expenditures (subtract line 30 from line 29)	\$ 1699.19	

710110

ITEMIZED EXPENDITURES  
 (Operating, Transfers Out, Contributions In-Kind,  
 Loans, Loan Repayments and Refunds Made  
 Supporting Lines 20a, 21a, and 22a, 27b, and 22c  
 of FEC FORM 3)

Name of Candidate or Committee in Full <u>Lee Congress Comm.</u>			
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure	Date (month, day, year)	Amount of each expenditure this period
<u>210 A SULLY RD 220 FERRIS AVE LINDEN, NJ</u>	<u>Salary 11/12</u> Expenditure for: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	<u>11/12/78</u>	<u>37.80</u>
<u>210 A SULLY RD LINDEN, NJ</u>	<u>Coffee cups</u> Expenditure for: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	<u>11/6/78</u>	<u>27.32</u>
<u>210 A SULLY RD LINDEN, NJ</u>	<u>Coffee cups 1/2 Hagle</u> Expenditure for: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	<u>11/6/78</u>	<u>20.90</u>
<u>210 A SULLY RD LINDEN, NJ</u>	<u>Photos</u> Expenditure for: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	<u>11/6/78</u>	<u>30.00</u>
<u>210 A SULLY RD LINDEN, NJ</u>	<u>coffee cups</u> Expenditure for: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other		<u>24.66</u>
<u>210 A SULLY RD LINDEN, NJ</u>			
<u>Cash</u>	<u>Postage</u> Expenditure for: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	<u>11/6/78</u>	<u>10.50</u>
<u>VERON 1001 PO Box 306 LINDEN, NJ</u>	<u>TRANSPORTATION</u> Expenditure for: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	<u>11/8/78</u>	<u>640.10</u>
SUBTOTAL of expenditures on this page (options)			\$
TOTAL for period (last day this line number only)			\$ <u>925.73</u>

70011107

**SCHEDULE B**  
**REVISED**  
 January 1978  
 Federal Election Commission  
 1325 K Street, N.W.  
 Washington, D.C. 20563

**ITEMIZED EXPENDITURES**  
 (Operating, Transfers Out, Contributions In-Kind,  
 Loans, Loan Repayments and Refunds Made)  
 Supporting Lines 20a, 21a, and 22a, 22b, and 22c  
 of FEC FORM 3

Page 2 of 2 for  
 Line Number 21a  
 (Use Separate Schedules for  
 each numbered line)

Name of Candidate or Committee in Full			
<i>MARTIN LUTHER KING, JR. CONGRESS (COM)</i>			
Full Name, Mailing Address and ZIP Code <i>Office Supp 23 Schuyler St NYC, NY</i>	Particulars of Expenditure <i>OFF SUPPLIES</i>	Date (month, day, year) <i>11/3/78</i>	Amount of each expenditure this period <i>133.10</i>
Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other			
Full Name, Mailing Address and ZIP Code <i>MORRIS WEAVER CORP 254 WASHINGTON ST NYC, NY</i>	Particulars of Expenditure <i>LABOUR</i>	Date (month, day, year) <i>11/3/78</i>	Amount of each expenditure this period <i>5.75</i>
Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other			
Full Name, Mailing Address and ZIP Code <i>Office Supp</i>	Particulars of Expenditure <i>OFF SUPPLIES</i>	Date (month, day, year) <i>11/8/78</i>	Amount of each expenditure this period <del>523.3</del> <i>523.3</i>
Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other			
Full Name, Mailing Address and ZIP Code <i>Office Supp</i>	Particulars of Expenditure <i>OFFICE</i>	Date (month, day, year) <i>11/3/78</i>	Amount of each expenditure this period <i>28.50</i>
Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other			
Full Name, Mailing Address and ZIP Code <i>Office Supp</i>	Particulars of Expenditure <i>OFFICE SUPPLIES</i>	Date (month, day, year) <i>11/3/78</i>	Amount of each expenditure this period <i>22.00</i>
Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other			
Full Name, Mailing Address and ZIP Code <i>CRISTINA STANIS 125 MILLERS ST NYC, NY</i>	Particulars of Expenditure <i>OFFICE SUPPLIES</i>	Date (month, day, year) <i>11/3/78</i>	Amount of each expenditure this period <i>90.50</i>
Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other			
Full Name, Mailing Address and ZIP Code <i>Office</i>	Particulars of Expenditure <i>Box 17 Post off</i>	Date (month, day, year) <i>11/3/78</i>	Amount of each expenditure this period <i>20.00</i>
Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other			
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other			
SUBTOTAL of expenditures this page (optional)			\$
TOTAL in period (last page this line number only)			\$ <i>1099.19</i>

11641

DEBTS AND OBLIGATIONS

Supporting Line Numbers 12 and 13  
 of FEC FORM 3

Page 1 of 2 for

Line Number 13

(Use Separate Schedules for  
 each numbered line)

(Indicate Primary or General Election for each Entry.)

Name of Candidate and Committee (if any)

MARTINELLI FOR CONGRESS

Name, Address, and ZIP Code of Debtor or Creditor	Date (month, day, year)	Amount of Original Debt, Contract, Agreement or Promise	Cumulative Payment To Date	Outstanding Balance at Close of This Period
ARTHUR J. FINKELSTEIN THIRTEEN THIRD ST RYE, N.Y. 10508	7-7-78	\$12450-	\$7450-	\$5500-
<input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other				

NATURE OF OBLIGATION (Date of Debt)

ROLLING & CONSULT

Name, Address, and ZIP Code of Debtor or Creditor	Date (month, day, year)	Amount of Original Debt, Contract, Agreement or Promise	Cumulative Payment To Date	Outstanding Balance at Close of This Period
JOHN ZAKIAN 133 LEFFERTS RD ROCKETS, N.Y.	9-12-78	760-	-	\$760-
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other				

NATURE OF OBLIGATION (Date of Debt)

CONSULTING

Name, Address, and ZIP Code of Debtor or Creditor	Date (month, day, year)	Amount of Original Debt, Contract, Agreement or Promise	Cumulative Payment To Date	Outstanding Balance at Close of This Period
CONGRESSIONAL QUARTERS 1414 22 <sup>ND</sup> ST NW WASH D.C. 20037	7-27-78	\$675-	-	\$675-
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other				

NATURE OF OBLIGATION (Date of Debt)

NOTING RECORD

NET TOTALS for period this page (optional)      \$      \$      \$

TOTAL DEBTORSHIP FOR PERIOD (optional)      \$      \$      \$

000401104R





FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Virginia Eyler, Treasurer  
Martinelli for Congress Committee  
P.O. Box 87  
Yonkers, New York 10702

Re: MUR 1132

Dear Ms. Eyler:

On June 1, 1979, the Federal Election Commission ("the Commission") found reason to believe that your committee may have violated 2 U.S.C. § 434(b)(12), and on July 12, 1979, the Commission found reason to believe that your committee may have violated 2 U.S.C. § 441b. 1/ On both occasions you were notified of the Commission's determination and given an opportunity to demonstrate that no further action should be taken. As of this date we have received no response from you in connection with this matter.

Former 2 U.S.C. § 434(b)(2) requires the continuous reporting of all debts and obligations outstanding until they are extinguished, and a statement of the circumstances and conditions of their extinguishment. The 1978 Year End report for your committee's primary account made no reference to the following primary debts listed in your previous report:

Arthur Finkelstein	\$5500.00
John Zakian	\$760.00
Congressional Quarterly	\$675.00
Ronald Sylvestri	\$160.00
Gazette Press, Inc.	\$2712.50

It appears that there may have been an attempt to incorporate these debts in your committee's 1978 Year End report for its general election account. If this was the case, neither report was adequately amended to indicate the change in reporting or the status of the debts.

Attachment 4

1/ Effective January 8, 1980, Public Law No. 96-187 amended the Federal Election Campaign Act ("the Act"). Former 2 U.S.C. § 434(b)(12) as amended became 2 U.S.C. § 434(b)(8). 2 U.S.C. § 441b did not change. All other statutory references are to the Act as currently in effect.

00040011044

Letter to: Virginia Eyler

However, after considering the circumstances, the Commission has determined to take no further action with regard to the apparent violation of former 2 U.S.C. § 434(b)(12).

Please take steps to insure that all outstanding debts and their extinguishment are properly reported in all future reports your committee files with the Commission. With regard to any outstanding debts originating from your committee's primary account, Schedule C of all future reports for your committee's general election account should indicate the assumption on December 31, 1978, of outstanding primary debts in order to extinguish all debts of the primary election account. Each entry should be broken down to indicate the date of the original primary debt, the amount assumed and the total debt outstanding. Any debts that have been extinguished by repayment in the relevant reporting period should appear on Schedule B of your committee's report.

2 U.S.C. § 441b prohibits the acceptance of corporate contributions, unless the contribution is made from a separate segregated fund established by the corporation. The 1978 Year End report for your committee's general election account, Schedule A, page 1, indicates that your committee received a two-hundred-twenty-five dollar (\$225) contribution from Cable Vision Systems, a corporation. If your committee has accepted a prohibited corporate contribution, the entire amount must be returned to the contributor. Within ten days of your receipt of this letter, please submit either proof that this contribution has been returned or a written explanation of why you believe your committee has not violated 2 U.S.C. § 441b.

This matter will remain confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and (a)(12)(A) unless you notify the Commission in writing that you wish the investigation to be made public.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Anne Cauman, the attorney assigned to this matter at (202) 523-4529.

Sincerely,

Charles N. Steele  
General Counsel

Enclosure  
Procedures

0001111045



## FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

### DESCRIPTION OF PRELIMINARY PROCEDURES FOR PROCESSING POSSIBLE VIOLATIONS DISCOVERED BY THE FEDERAL ELECTION COMMISSION

Public Law No. 96-187, signed January 8, 1980 by President Carter, changes the enforcement procedures of the Federal Election Campaign Act of 1971, as amended. Regulations conforming to the changes in the law are in the process of being drafted; however until they are approved by Congress, the interim procedures described herein will be followed.

Possible violations discovered during the normal course of the Commission's supervisory responsibilities are referred to the Enforcement Division of the Office of General Counsel where they are assigned a MUR (Matter Under Review) number, and assigned to a staff member.

Following review of the information which generated the MUR, a recommendation on how to proceed on the matter which includes a preliminary legal and factual analysis, and any information supplied by the respondent is submitted to the Commission. This initial report recommends either that the Commission find reason to believe that a possible violation of the Federal Election Campaign Act (FECA) may have been committed and that the Commission conduct an investigation of the matter, or that the Commission find no reason to believe that a possible violation of the FECA occurred and that the Commission close the file on the matter.

Thereafter, if the Commission decides that there is reason to believe that a violation of the Federal Election Campaign Act (FECA) may have occurred (by a vote of four (4) of the Commissioners), the Office of the General Counsel opens an investigation into the matter. Upon notification of the Commission's finding, a respondent may submit any factual or legal materials relevant to the allegations. During the investigation the Commission has the power to subpoena documents, to subpoena people to appear for depositions and to order answers to interrogatories. The respondent may be contacted more than once by the Commission in its investigation.

00040211046

FEDERAL ELECTION COMMISSION  
 COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) 1977-1978

DATE 28NOV79  
 PAGE

HOUSE

COMMITTEE	DOCUMENT	RECEIPTS		EXPENDITURES		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
		PRIMARY	GENERAL	PRIMARY	GENERAL			
MARTINELLI FOR CONGRESS								ID# C00100743
1978	STATEMENT OF ORGANIZATION					24JUL78	3	78HSE/142/4073
	STATEMENT OF ORGANIZATION- AMENDMENT					15SEP78	3	78HSE/144/0961
	OCTOBER 10 QUARTERLY		20,525		8,493	15JUL78 -30SEP78	23	78HSE/150/0529
	OCTOBER 10 QUARTERLY	22,990		12,535		15JUL78 -30SEP78	28	78HSE/150/0549
	10 DAY PRE-GENERAL	3,000		11,304		10CT78 -230CT78	7	78HSE/152/3694
	10 DAY PRE-GENERAL		50,358		50,337	10CT78 -230CT78	55	78HSE/152/3639
	30 DAY POST-GENERAL	0		1,699		240CT78 -27NOV78	6	78HSE/159/0070
	30 DAY POST-GENERAL		44,846		53,653	240CT78 -27NOV78	105	78HSE/159/0076
	REQUEST FOR ADDITIONAL INFORMATION					240CT78 -27NOV78	3	79FEC/120/3548
	REQUEST FOR ADDITIONAL INFO 2ND					240CT78 -27NOV78	2	79FEC/129/3713
	30 DAY POST-GENERAL - AMENDMENT					27NOV78	2	79HSE/165/2404
	YEAR END REPORT		1,763		2,723	28NOV78 -31DEC78	18	79HSE/160/4396
	YEAR END REPORT	37		485		28NOV78 -31DEC78	3	79HSE/160/4393
	REQUEST FOR ADDITIONAL INFORMATION					28NOV78 -31DEC78	3	79FEC/124/1400
	REQUEST FOR ADDITIONAL INFORMATION					28NOV78 -31DEC78	2	79FEC/126/3212
	REQUEST FOR ADDITIONAL INFORMATION					31DEC78	2	79FEC/126/3334
	TOTAL	26,027	117,492	26,023	115,206		265	TOTAL PAGES

ALL REPORTS REVIEWED

7 4 0 1 1 0 4 7



FEDERAL ELECTION COMMISSION

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

10 APR 1977

Virginia Eyler, Treasurer  
MARTINELLI FOR CONGRESS COMMITTEE (PRIMARY ACCOUNT)  
P.O. Box 87  
Yonkers, NY 10702

Dear Ms. Eyler:

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

During review of the Year End 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.

The Federal Election Commission, in connection with its statutory responsibility to enforce the Act, reviews all Federal campaign disclosure documents, including those filed initially with the Clerk of the House. The Office of the Clerk, as an informational service, is notifying filers of the errors and omissions found in their preliminary review of documents filed with the Clerk. This letter and attached documentation constitute official notification by the Commission of errors and omissions found, and require a written response.

While we recognize the difficulties you may have experienced in filling out the reporting forms, we must ask that you supply the Clerk of the House, Office of Records and Registration, 1036 Longworth HOB, Washington, D.C. 20515, 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 Lorrie Castaneda in our Reports Analysis Division on the toll free number (800)424-9530. Our local number is (202)523-4172.

Sincerely,

*Orlando B. Potter*

Orlando B. Potter  
Staff Director

Attachment  
FEC Form 12

00040011048

(2) 5/10

FEDERAL ELECTION COMMISSION  
1325 K Street, N.W.  
Washington, D.C. 20463

1c/4

IO: MARTINELLI FOR CONGRESS CMTE (PRIMARY ACCOUNT) DATE: 10 APR 1979  
NY/23 I.D. NO.: C00100743

REQUEST FOR ADDITIONAL INFORMATION FOR THE Year End 11/28/78 REPORT OF RECEIPTS  
AND EXPENDITURES COVERING THE PERIOD 11/28/78 THROUGH 12/31/78,  
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., 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.

REQUEST FOR ADDITIONAL INFORMATION  
PAGE TWO

MARTINELLI FOR CONGRESS COMMITTEE (PRIMARY ACCOUNT)  
YEAR END REPORT

10 APR '79

On your previous report you disclosed the following debts:

Arthur Finkelstein	\$5500.00
John Zakian	\$760.00
Congressional Quarterly	\$675.00
Ronald Sylvestri	\$160.00
Gazette Press, Inc.	\$2712.50

Please be advised that Section 104.8(a) of the FEC Regulations requires continuous reporting of debts and obligations until extinguished. Please amend your report to disclose the status of these debts.

60040211050

3

7/1



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

June 8, 1979

Virginia Eyler, Treasurer  
~~Martinelli~~ for Congress  
Committee (Primary Account)  
P.O. Box 87  
Yonkers, NY 10702

Dear Ms. Eyler:

On April 10, 1979, you were notified that the Year End 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)424-9530. Our local number is (202)523-4172.

Sincerely,

*Joan S. Atkins*  
Commissioner

Certified Mail:  
Return Receipt Requested

1  
0  
5  
1  
1  
1  
0  
0  
4  
0  
1  
1  
0  
5  
1

86-200-170-2612 E. Montrose St.

U.S. POST OFFICE 1977 RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● **SENDER** Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

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

2. ARTICLE ADDRESSED TO

3. ARTICLE DESCRIPTION  
 REGISTERED NO. | CERTIFIED NO. | INSURED NO.

(Always obtain signature of addressee or agent)

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

4. DATE OF DELIVERY | POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE. | CLERK'S INITIALS

004011052

TELECON

④

TO: MARTINELLI FOR CONGRESS  
VIRGINIA EYLER, TREASURER

FROM: LORRIE CASTANEDA

PHONE: 914-963-8300

---

Called Ms. Eyler to ask if she would send in a response to RTB for the Year End report. Ms. Eyler said she remembered she had to send something to us, but they had just gotten through an election for mayor and she hadn't had time. She said she would check the reports and send in a response.

00040011055

Date?  
\*

5

SCHEDULE A  
REVISED  
January 1978  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20045

ITEMIZED RECEIPTS  
(Contributions, Transfers, Contribution In-Kind,  
Other Income, Loans, Refunds)  
Supporting Lines 14a, 15a, 15b, 15c, 16a, 17a, and/or 18a  
of FEC FORM 3

Page 1 of 3  
Line Number 14A  
Use Separate Schedules for  
each numbered line.

Name of Candidate or Committee in Full	Organization or Business	Date (month day year)	Amount (in dollars and cents)
Full Name, Mailing Address and ZIP Code 16 BERCHER RD YONKERS, NY 10545	SANG	12/1/75	15.-
Housewife	CRANVILLE NY	12/1/75	15.-
Housewife	NY	12/1/75	15.-
CABLE VISION SYSTEMS 1100 E 80th St YONKERS, NY 10545	SANG	12/1/75	225.-
26 CAARD ST YONKERS, NY 10545	SANG	12/1/75	100.-
350 ALBANY ST YONKERS, NY 10545	SANG	12/1/75	100.-
1800 RIVER ST CENTRAL PARK AVE SCARSDALE, NY 11518	SANG	12/1/75	100.-
SANDRA HARRISON 50 RIVER ST YONKERS, NY 10545	HOUSEWIFE	12/1/75	100.-
STANLEY PELLA 12 NICHOLS ST HASTINGS ON HUDSON, NY 10746	ROBERT HARRISON 26 CAARD ST YONKERS, NY 10545	12/1/75	225.-
SUBTOTAL OF CONTRIBUTIONS			685.-
TOTAL (including any cash contributions)			685.-

70001001054



FEDERAL ELECTION COMMISSION

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

(6)

2 May 1979

Virginia A. Eyer  
Treasurer  
Martinelli for Congress Committee  
PO Box 87  
Yonkers, New York 10702

Dear Ms. Eyer:

This letter is prompted by the Commission's analysis of disclosure reports undertaken in the normal course of carrying out its supervisory responsibilities under the Federal Election Campaign Act. During review of the Year End Report of Receipts and Expenditures, we noticed an entry indicating that you may have accepted a contribution from a corporation. Corporate contributions are prohibited by the Act, unless made from a separate segregated fund established by the corporation. A copy of that portion of your report is attached for your review and clarification.

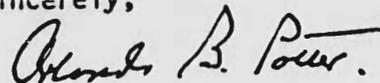
If you have accepted a prohibited contribution, you must return the full amount to the donor. The return of the contribution should be reported immediately by letter and should be reflected as a contribution refund on your next report of receipts and expenditures. If you find that the source of this contribution is permissible under the Federal Election Campaign Act, please submit a statement for the public record which would clarify the source of the contribution and the exact nature of the account upon which the check was drawn. If the source of this contribution has been reported incompletely or incorrectly, please amend your original report.

Please notify the Commission within fifteen (15) days from the date of this letter of any determination you make on this matter. Enforcement action may be initiated by the Commission for: failure to respond within fifteen (15) days; failure to refund any impermissible contributions; and/or acceptance of corporate contributions. If you

60040211055

have any questions concerning this matter, please do not hesitate to contact Lorrie Castaneda (800)424-9530, our Reports Analyst assigned to you. Our local telephone number is 523-4172.

Sincerely,



Orlando B. Potter  
Staff Director

Enclosure  
Certified Mail  
Return Receipt Requested

6004021056

6004001057

60 MARTINELLI TSVI - 2000

SENDER Complete items 1, 2, and 3  
Add your address in the RETURN TO space on reverse.

1. Check the following service(s) you request (check one):  
 Show to whom and date delivered ..... C  
 Show to whom, date, and address of delivery ..... C  
 RESTRICTED DELIVERY  
 Show to whom and date delivered ..... C  
 RESTRICTED DELIVERY  
 Show to whom, date, and address of delivery ..... C  
 (CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO  
 Martinelli 1070

3. ARTICLE DESCRIPTION  
 REGISTERED NO CERTIFIED NO INSURANCE  
 943532

(Always obtain signature of addressee or agent)

I have received the article described above:  
 SIGNATURE  Addressee  Agent

4. DATE OF DELIVERY POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE CLERK'S INITIALS

RETURN RECEIPT REGISTERED, INSURED AND CERTIFIED MAIL

FORM 3847 - 0 - 245 595

Fyler

MARTINELLI  
8/13



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

(7)

July 13, 1979

Virginia A. Eyler, Treasurer  
MARTINELLI FOR CONGRESS COMMITTEE  
P.O. Box 87  
Yonkers, NY 10702

Dear Ms. Eyler:

On May 2, 1979, you were notified that certain entries in the Year End Report of Receipts and Expenditures filed by your committee raised problems under 2 U.S.C. 441b.

As of this date, however, we have received no response from you. Your failure to respond gives the Commission reason to believe that you may have committed a violation of 2 U.S.C. 441b.

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)424-9530. Our local number is (202) 523-4172.

Sincerely,

*Vernon L. Shaw*  
Commissioner

Certified Mail:  
Return Receipt Requested

5004011053

00040011059

564562/79-2622 H. Stalle

PS Form 3811, Apr 1977 RETURN RECEIPT REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER Complete items 1, 2, and 3. Add your address in the RETURN TO space on the back.

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

2 ARTICLE ADDRESSED TO

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

(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

POSTMARK 6/26/79

Egle

REFER TO INSTRUCTIONS ON REVERSE SIDE BEFORE COMPLETING

REPORTS ANALYSIS REFERRAL SHEET

Tracy Keefe TK  
~~Lorrie Castaneda~~ LC

DATE 1-7-80

ANALYST Tracy Keefe

TO: Office of General Counsel

TEAM CHIEF Peter Kell, Jr. PKJ

THROUGH: STAFF DIRECTOR SPD

COMPLIANCE REVIEW PKJ

FROM: ASSISTANT STAFF DIRECTOR FOR REPORTS ANALYSIS AGH

CANDIDATE/COMMITTEE: Martinelli for Congress (Primary Account)

MUR 1132

TREASURER: Virginia Eyler

ADDRESS: Post Office Box 87  
Yonkers, NY 10702

AFFILIATE(S):

None

ALLEGATION(S):

Failure to disclose status  
of debts.  
Received contribution from  
corporation.

CITE:

2 U.S.C. 434(b)(12)  
2 U.S.C. 441(b)

ATTACHMENT(S)

#5

MANNER IN WHICH REVIEW WAS INITIATED if other than normal review. AND DATE:

3/20/79

ATTACHMENT

#1

0  
6  
0  
1  
1  
0  
1  
1

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

PERIOD COVERED FROM 11/28/78 TO 12/31/78  
TOTAL RECEIPTS \$ 1763.28 TOTAL EXPENDITURES \$ 2723.27  
CASH ON HAND \$ 2286.25 DEBTS \$ 22,216

**HISTORY:**

**RESULTS OF REVIEW:**

4/10/79 Request for Additional Information sent  
6/8/79 Reason to believe letter sent  
5/2/79 Surface violation sent  
7/13/79 Reason to believe letter sent on SV

*ATTACHMENT*  
#2  
#3  
#6  
#7

**COMMUNICATIONS WITH CANDIDATE/COMMITTEE:**

*ATTACHMENT*

11/5/79 Telecon to treasurer

#4

**REASON(S) FOR REFERRAL:**

*ATTACHMENT*

No response to RAD's reason to believe notification. Also, surface violation meets threshold for referral to OGC.

**OTHER PENDING ACTIONS INITIATED BY RAD:**

*ATTACHMENT*

NONE

**OTHER RELEVANT INFORMATION:**

NONE

19011061

0040211062

FEDERAL ELECTION COMMISSION  
 COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) 1977-1978

DATE 23NOV79  
 PAGE

HOUSE

COMMITTEE	DOCUMENT	RECEIPTS		EXPENDITURES		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
		PRIMARY	GENERAL	PRIMARY	GENERAL			
MARINELLI FOR CONGRESS								ID# 000100743
	1978 STATEMENT OF ORGANIZATION					24JUL78	3	78HSE/142/4073
	STATEMENT OF ORGANIZATION- AMENDMENT					1SEP78	3	78HSE/144/0931
	OCTOBER 10 QUARTERLY		20,525		8,493	15JUL78 -30SEP78	23	78HSE/150/0525
	OCTOBER 10 QUARTERLY	22,990		12,535		15JUL78 -30SEP78	28	78HSE/150/0549
	10 DAY PRE-GENERAL	3,000		11,304		10CT78 -23OCT78	7	78HSE/152/3694
	10 DAY PRE-GENERAL		50,358		50,337	10CT78 -23OCT78	55	78HSE/152/3639
	30 DAY POST-GENERAL	0		1,699		24OCT78 -27NOV78	6	78HSE/159/0070
	30 DAY POST-GENERAL		44,846		53,653	24OCT78 -27NOV78	105	78HSE/159/0076
	REQUEST FOR ADDITIONAL INFORMATION					24OCT78 -27NOV78	3	79FEC/120/3548
	REQUEST FOR ADDITIONAL INFO 2ND					24OCT78 -27NOV78	2	79FEC/129/3713
	30 DAY POST-GENERAL - AMENDMENT					27NOV78	2	79HSE/165/2404
	YEAR END REPORT		1,763		2,723	28NOV78 -31DEC78	18	79HSE/160/4396
	YEAR END REPORT	37		485		28NOV78 -31DEC78	3	79HSE/160/4393
	REQUEST FOR ADDITIONAL INFORMATION					28NOV78 -31DEC78	3	79FEC/124/1400
	REQUEST FOR ADDITIONAL INFORMATION					28NOV78 -31DEC78	2	79FEC/126/3212
	REQUEST FOR ADDITIONAL INFORMATION					31DEC78	2	79FEC/126/3334
	TOTAL	26,027	117,492	26,023	115,206		265	TOTAL PAGES

ALL REPORTS REVIEWED

(2)

5/10 <sup>Sund</sup>



FEDERAL ELECTION COMMISSION

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

10 APR 1977

Virginia Eyler, Treasurer  
MARTINELLI FOR CONGRESS COMMITTEE (PRIMARY ACCOUNT)  
P.O. Box 87  
Yonkers, NY 10702

Dear Ms. Eyler:

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

During review of the Year End 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.

The Federal Election Commission, in connection with its statutory responsibility to enforce the Act, reviews all Federal campaign disclosure documents, including those filed initially with the Clerk of the House. The Office of the Clerk, as an informational service, is notifying filers of the errors and omissions found in their preliminary review of documents filed with the Clerk. This letter and attached documentation constitute official notification by the Commission of errors and omissions found, and require a written response.

While we recognize the difficulties you may have experienced in filling out the reporting forms, we must ask that you supply the Clerk of the House, Office of Records and Registration, 1036 Longworth HOB, Washington, D.C. 20515, 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 Lorrie Castaneda in our Reports Analysis Division on the toll free number (800)424-9530. Our local number is (202)523-4172.

Sincerely,

*Orlando B. Potter*

Orlando B. Potter  
Staff Director

Attachment  
FEC Form 12

00010011063

FEDERAL ELECTION COMMISSION  
1325 K Street, N.W.  
Washington, D.C. 20463

1c/4

IO: MARTINELLI FOR CONGRESS CMTE (PRIMARY ACCOUNT) DATE: 10 APR 1979  
NY/23 I.D. NO.: C00100743

REQUEST FOR ADDITIONAL INFORMATION FOR THE Year End REPORT OF RECEIPTS  
AND EXPENDITURES COVERING THE PERIOD 11/28/78 THROUGH 12/31/78,  
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):

- 3004091064
- 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., 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.

REQUEST FOR ADDITIONAL INFORMATION  
PAGE TWO

MARTINELLI FOR CONGRESS COMMITTEE (PRIMARY ACCOUNT)  
YEAR END REPORT

10 APR '9

On your previous report you disclosed the following debts:

Arthur Finkelstein	\$5500.00
John Zakian	\$760.00
Congressional Quarterly	\$675.00
Ronald Sylvestri	\$160.00
Gazette Press, Inc.	\$2712.50

Please be advised that Section 104.8(a) of the FEC Regulations requires continuous reporting of debts and obligations until extinguished. Please amend your report to disclose the status of these debts.

00040311065

3

7/1



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

June 8, 1979

Virginia Eyler, Treasurer  
Martinelli for Congress  
Committee (Primary Account)  
P.O. Box 87  
Yonkers, NY 10702

Dear Ms. Eyler:

On April 10, 1979, you were notified that the Year End 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)424-9530. Our local number is (202)523-4172.

Sincerely,

*Joan S. Peters*  
Commissioner

Certified Mail:  
Return Receipt Requested

00040311065

EG 4097 179-2612 & Martine Uli

PS Form 3811, Apr. 1977 RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER Complete items 1, 2, and 3. Add your address in the RETURN TO space on reverse.

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

2 ARTICLE ADDRESSED TO:

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

(Always obtain signature of addressee or agent)

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

4 DATE OF DELIVERY POSTMARK

5 ADDRESS: Complete only if requested.

6 UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

790111

U.S. POSTAL SERVICE 1977-449-895

TELECON

④

TO: MARTINELLI FOR CONGRESS  
VIRGINIA EYLER, TREASURER

FROM: LORRIE CASTANEDA

PHONE: 914-963-8300

---

Called Ms. Eyler to ask if she would send in a response to RTB for the Year End report. Ms. Eyler said she remembered she had to send something to us, but they had just gotten through an election for mayor and she hadn't had time. She said she would check the reports and send in a response.

40040211068





FEDERAL ELECTION COMMISSION

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

6

2 May 1979

Virginia A. Eyer  
Treasurer  
Martinelli for Congress Committee  
PO Box 87  
Yonkers, New York 10702

Dear Ms. Eyer:

This letter is prompted by the Commission's analysis of disclosure reports undertaken in the normal course of carrying out its supervisory responsibilities under the Federal Election Campaign Act. During review of the Year End Report of Receipts and Expenditures, we noticed an entry indicating that you may have accepted a contribution from a corporation. Corporate contributions are prohibited by the Act, unless made from a separate segregated fund established by the corporation. A copy of that portion of your report is attached for your review and clarification.

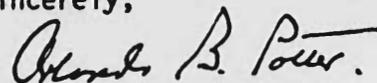
If you have accepted a prohibited contribution, you must return the full amount to the donor. The return of the contribution should be reported immediately by letter and should be reflected as a contribution refund on your next report of receipts and expenditures. If you find that the source of this contribution is permissible under the Federal Election Campaign Act, please submit a statement for the public record which would clarify the source of the contribution and the exact nature of the account upon which the check was drawn. If the source of this contribution has been reported incompletely or incorrectly, please amend your original report.

Please notify the Commission within fifteen (15) days from the date of this letter of any determination you make on this matter. Enforcement action may be initiated by the Commission for: failure to respond within fifteen (15) days; failure to refund any impermissible contributions; and/or acceptance of corporate contributions. If you

070

have any questions concerning this matter, please do not hesitate to contact Lorrie Castaneda (800)424-9530, our Reports Analyst assigned to you. Our local telephone number is 523-4172.

Sincerely,



Orlando B. Potter  
Staff Director

Enclosure  
Certified Mail  
Return Receipt Requested

600401071

00040211072

Martinielli 1501-2020

RETURN RECEIPT REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER Complete items 1, 2 and 3. Add your address in the RETURN TO space on the envelope.

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

2. ARTICLE ADDRESSED TO:  
Martinielli 1070

3. ARTICLE DESCRIPTION  
 REGISTERED NO. CERTIFIED NO. INSUR. NO.  
 943532

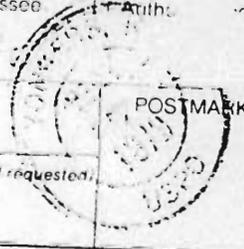
(Always obtain signature of addressee or agent)

I have received the article described above  
 SIGNATURE  Addressee  Agent

4. DATE OF DELIVERY POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE CLERK'S INITIALS



Pyle

PS Form 3800, 1977 - O - 243 535

MARTINELLI

8/13



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

July 13, 1979

(7)

Virginia A. Eyler, Treasurer  
MARTINELLI FOR CONGRESS COMMITTEE  
P.O. Box 87  
Yonkers, NY 10702

Dear Ms. Eyler:

On May 2, 1979, you were notified that certain entries in the Year End Report of Receipts and Expenditures filed by your committee raised problems under 2 U.S.C. 441b.

As of this date, however, we have received no response from you. Your failure to respond gives the Commission reason to believe that you may have committed a violation of 2 U.S.C. 441b.

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)424-9530. Our local number is (202) 523-4172.

Sincerely,

*Vernon L. Thompson*  
Commissioner

Certified Mail:  
Return Receipt Requested

6004011073

56-4562/79-2442 P. Attelle

PS Form 3811, April 1977

● SENDER Complete items 1, 2, and 3. Add your address in the RETURN TO space on the back.

1 The following services requested (check one):

- Show to whom and date delivered. \_\_\_\_\_ C
- Show to whom, date, and address of delivery. \_\_\_\_\_ C
- RESTRICTED DELIVERY Show to whom and date delivered. \_\_\_\_\_ C
- RESTRICTED DELIVERY Show to whom, date, and address of delivery \$\_\_\_\_\_ (CONSULT POSTMASTER FOR FEES)

2 ARTICLE ADDRESSED TO \_\_\_\_\_

3 ARTICLE DESCRIPTION \_\_\_\_\_ REGISTERED NO. \_\_\_\_\_ FEE NO. \_\_\_\_\_ INSURED NO. \_\_\_\_\_

(Always obtain signature of addressee or agent)

I have received the article described above

SIGNATURE \_\_\_\_\_ Addressee \_\_\_\_\_ Authorized agent \_\_\_\_\_

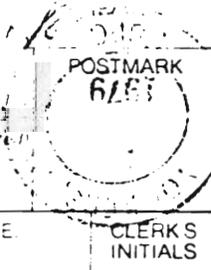
4 DATE OF DELIVERY \_\_\_\_\_

5 ADDRESS (complete and legible) \_\_\_\_\_

6 UNABLE TO DELIVER BECAUSE \_\_\_\_\_

CLERK'S INITIALS \_\_\_\_\_

RETURN RECEIPT REGISTERED INSURED AND CERTIFIED MAIL



Eg...

PS Form 3811-5-74 590

474



FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF MUR # 1132

Date Filmed 9/18/80 Camera No. --- 2

Cameraman SPC