



FEDERAL ELECTION COMMISSION

1125 K STREET N.W.  
WASHINGTON, D.C. 20541

THIS IS THE END OF TUB # 1219

Date Filmed 10-23-81 Camera No. --- 2

Cameraman SPC

81040301237

FEDERAL ELECTION COMMISSION

Routing Cards  
Conciliation Material  
Commission Objection Memo

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

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

Signed

Deborah Curry

date

8-31-81

81040301238



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

August 20, 1981

James F. Schoener  
1015 Fifteenth Street, N.W.  
Suite 1240  
Washington, D.C. 20005

Re: MUR 1219

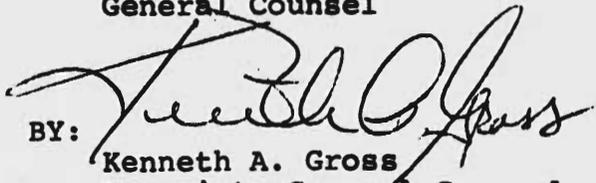
Dear Mr. Schoener:

This letter acknowledges receipt of your letter of August 11, 1981, in which you enclosed a check from Louis Kinaia in the amount of \$250 and from the Committee for Senator Griffin in the amount of \$500. Accordingly, the Commission has voted to close the file in this matter, and it will become part of the public record within thirty days. However, 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

Sincerely,

Charles N. Steele  
General Counsel

BY:

  
Kenneth A. Gross  
Associate General Counsel

81040301239

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
Louis Kinaia ) MUR 1219  
Committee for Senator Griffin )

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on August 20, 1981, the Commission decided by a vote of 6-0 to take the following actions regarding MUR 1219:

1. Accept the checks for civil penalties from Louis Kinaia and the Committee for Senator Griffin in settlement of this matter.
2. CLOSE THE FILE.
3. Approve the letter as submitted with the General Counsel's August 17, 1981 Memorandum to the Commission.

Commissioners Aikens, Harris, McGarry, Reiche, Thomson and Tiernan voted affirmatively in this matter.

Attest:

8/20/81

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

Received in Office of Commission Secretary:  
Circulated on 48 hour tally basis:

8-17-81, 2:37  
8-18-81, 11:00

81040301240

August 17, 1954

MEMORANDUM TO: Marjorie W. Hanson  
FROM: Phyllis A. Rayson  
SUBJECT: SRA 1219

Please have the attached Memo the Commission distributed to the Commission on a 48 hour tally basis. Thank you.

Attachment

cc: Curry

81040301241



**SENSITIVE**

**FEDERAL ELECTION COMMISSION**  
WASHINGTON, D.C. 20463

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY

81 AUG 17 P 2: 37

August 17, 1981

MEMORANDUM TO: The Commission

FROM: Charles N. Steele  
General Counsel

BY: Kenneth A. Gross  
Associate General Counsel *KAG*

SUBJECT: MUR 1219 checks for Civil Penalties

Attached are two checks for civil penalties from Louis Kinaia and the Committee for Senator Griffin. Respondents have fully complied with the conciliation agreement approved by the Commission on July 2, 1981.

Recommendation

It is recommended that the Commission accept these 2 checks in settlement of this matter, close the file and approve the attached letter.

Attachments

1. Photocopy of checks (2)
2. Letter

81040301242

101338  
6045268  
81 AUG 12 P12:02  
ATTACHMENT I

LAW OFFICES OF  
**MILLER, CANFIELD, PADDOCK AND STONE**  
A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS  
SUITE 800  
2555 M STREET, N.W.  
WASHINGTON, D.C. 20037

ROBERT R. GRIFFIN  
CLEVELAND THURBER  
JAMES F. SCHOENER  
COUNSEL

SIDNEY T. MILLER (1882-1940)  
GEORGE L. CANFIELD (1886-1938)  
LEWIS H. PADDOCK (1886-1938)  
FERRIS D. STONE (1882-1948)

ENNETT E. SAGAN  
WILLIAM S. BUTLER  
JOHN A. GILRAY, JR., RC.  
JAMES E. TOBIN  
STRATTON S. BROWN  
RICHARD S. GUSHÉE, RC.  
PETER P. THURBER  
LAWRENCE A. KING, RC  
ROBERT E. HAMMELL  
JOSEPH F. MAYCOCK, JR.  
ALLEN SCHWARTZ  
JOHN W. GELDER, RC.  
GEORGE E. PARKER III  
RICHARD A. JONES, RC.  
STEVEN UZELAC, RC.  
GILBERT E. DOVE  
WOLFGANG HOPPE  
ROBERT S. KETCHUM  
SAMUEL J. MCKIM III, RC.  
ROCQUE E. LIPFORD, RC.  
JOEL L. PIELL  
ROBERT E. GILBERT  
BRUCE D. BIRGBAUER  
DAVID OLMSTEAD  
GEORGE T. STEVENSON  
JOHN A. THURBER

ORIN D. BRUSTAD  
CARL H. VENENGE  
GORDON A. BECKER  
DAVID S. JOSEWICK  
CHARLES L. BURLINSON, JR.  
JOHN A. HARRER  
GREGORY L. GURTHEN  
DENNIS R. NEINAN  
KENNETH E. KONOP  
LEONARD D. GIVENS  
W. MACR FAISON  
MICHAEL D. MULCAHY  
JAMES W. WILLIAMS  
THOMAS G. SCHROETER  
THOMAS R. HUSTOLES  
JOHN D. PRIGH  
WILLIAM J. DANNOF  
CLARENCE L. POZZA, JR.  
JERRY T. RUPLEY  
JAMES W. GOSS  
JOSEPH R. SOBROWSKI  
THOMAS C. PHILLIPS  
MICHAEL W. HARTMANN  
KENT E. SHAPER  
DENNIS H. LOY  
FRANK L. ANDREWS

DETROIT OFFICE  
2500 DETROIT BANK & TRUST BUILDING  
DETROIT, MICHIGAN 48226  
(313) 963-6420

BIRMINGHAM OFFICE  
WASHER BUILDING  
BIRMINGHAM, MICHIGAN 48012  
(313) 848-5000

MONROE OFFICE  
EXECUTIVE CENTRE  
214 EAST ELM AVENUE  
MONROE, MICHIGAN 48161  
(313) 243-2000

TRAVERSE CITY OFFICE  
13899 WEST BAY SHORE DRIVE  
TRAVERSE CITY, MICHIGAN 49984  
(616) 948-1000

LANSING OFFICE  
110 BUSINESS & TRADE CENTER  
200 WASHINGTON SQUARE NORTH  
LANSING, MICHIGAN 48933  
(617) 487-2070

THOMAS W. LINN  
RICHARD J. HARRIS  
STEPHEN G. PALMS  
GILLIAN STEINHAUER  
JEROME R. WATSON  
JOHN J. COLLINS, JR.  
DONNA J. DONATI  
DONALD W. REIM  
LARRY J. SAYLOR  
CHARLES E. SCHOLL  
RICHARD J. BERTAK  
MICHAEL R. ATRINGS  
MAUREEN P. AUGHTON  
LELAND D. BARRINGER  
EDW. D. EINOWSKI  
TIMOTHY D. SOCHOCKI  
KRISTINE G. OPPERWALL  
HUGH M. SMITH  
MARJORY G. SAGILE  
SEVERLY HALL BURNS  
TERRENCE M. CRAWFORD  
MICHAEL E. GOOWDLE  
STEVEN M. OLOVSKY  
STEPHEN R. GOOSTREY  
SALLY S. HARWOOD

RYAN H. HAYWOOD  
ALINE H. LOTTER  
GEORGE G. MARTIN  
CHARLES H. MCGUEN  
GERALD E. ROSEN  
J. KEVIN TRIMMER  
STEVEN D. WEYHING  
GRANT A. FREEN  
JOHN D. STOUT  
AMANDA VAN DUSEN  
BRIAN A. KASER  
GARY A. BRUDER  
RONALD J. CLAPHAM  
DAVID F. DIXON  
SALLY L. GEIS  
DOUGLAS S. GEOGA  
KAY I. JOHNSON  
JENNA RUTH JOHNSTON  
JOHN W. BRAUS  
E. ELIZABETH PERLMAN  
FREDERICK J. STICHMOTH  
J. SCOTT TIMMER  
JOAN BECKHAM WHITMORE  
CONRAD L. MALLETT, JR.  
JOHN D. RAVIS

81040301243

August 11, 1981

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

Re: M.U.R. 1219

Gentlemen:

Enclosed please find two checks to complete the above-entitled M.U.R. conciliation agreement. I believe this closes this matter.

Very truly yours,

*James F. Schoener*  
James F. Schoener

JFS:mfb  
Encl.  
check - Kiniaia \$250.00  
check - Griffin Comm. \$500.00

81 AUG 12 P 3:09

8 1 0 4 0 3 0 1 2 4 4

6212

COMMITTEE FOR SENATOR GRIFFIN - GENERAL

August 4 1981

3-9  
720

PAY Five Hundred and no/100 DOLLARS \$ 500.00

TO  
THE  
ORDER  
OF

United States Treasurer

Mary P. Seaton

FORT AT WASHINGTON  
THE DETROIT BANK & TRUST COMPANY  
DETROIT, MICHIGAN

⑆072000096⑆ 04210004081007⑈

DELUXE CHECK PRINTERS

COMM. FOR SEN. GRIFFIN-BEN.

DETACH AND RETAIN THIS STATEMENT  
THE ATTACHED CHECK IS IN PAYMENT OF ITEMS DESCRIBED BELOW.  
IF NOT CORRECT PLEASE NOTIFY US PROMPTLY. NO RECEIPT DESIRED.

DELUXE - FORM WVD-4 V-SPL 2379N

DATE	DESCRIPTION	AMOUNT
8/4/81	Conciliation Agreement  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.  (C-00087510)	\$500.00

2

8 1 0 4 0 3 0

LOUIS GEORGIA KINAIA

1132

1780 ORCHARD LANE  
BIRMINGHAM, MICH. 48010

8-3-1981

74-100A/724

PAY TO THE  
ORDER OF

*united states treasurer* \$250.00

*Two hundred fifty Dollars & no* DOLLARS  
*100*



Michigan National Bank - Oakland  
24785 SOUTHFIELD ROAD  
SOUTHFIELD, MICHIGAN 48037

MEMO

*Louis Kinaia*

⑆ 0724 1004 2⑆ 0803 ⑈ 1191 ⑈ 3⑈ 1132

3

ATTACHMENT II



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

(9)

James F. Schoener  
1015 Fifteenth Street, N.W.  
Suite 1240  
Washington, D.C. 20005

Re: MUR 1219

Dear Mr. Schoener:

This letter acknowledges receipt of your letter of August 11, 1981, in which you enclosed a check from Louis Kinaia in the amount of \$250 and from the Committee for Senator Griffin in the amount of \$500. Accordingly, the Commission has voted to close the file in this matter, and it will become part of the public record within thirty days. However, 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

Sincerely,

Charles N. Steele  
General Counsel

BY:  
Kenneth A. Gross  
Associate General Counsel

81040301246

James P. [unclear]  
1415 First  
Suite 1200  
Washington

Dear Mr. [unclear]:

This letter is in response to your letter of August 11, 1981, in which you requested that I make in the amount of \$200,000 to Senator Swift in the amount of \$200,000. The Commission has voted to grant your request and it will become part of the public record. However, 2 U.S.C. § 1702 prohibits any information derived in connection with any investigation from becoming public without the written consent of me and the Commission. Should you wish to have this become part of the public record, please advise me in writing.

Sincerely,

James P. [unclear]  
Associate General Counsel

BY: Kenneth A. Gross  
Associate General Counsel

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12

10138

RECEIVED  
62-5268  
81 AUG 12 P12: 02

LAW OFFICES OF  
**MILLER, CANFIELD, PADDOCK AND STONE**  
A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

ROBERT P. GRIFFIN  
CLEVELAND THURBER  
JAMES F. SCHOENER  
COUNSEL

SIDNEY T. MILLER (1884-1940)  
GEORGE L. CANFIELD (1886-1926)  
LEWIS H. PADDOCK (1889-1938)  
FERRIS D. STONE (1882-1948)

SUITE 800  
2886 M STREET, N.W.  
WASHINGTON, D.C. 20037

TELEPHONE (202) 822-9333

EMMETT E. SAOAN  
WILLIAM G. BUTLER  
JOHN A. GILRAY, JR., RC.  
JAMES E. TOBIN  
STRATTON S. BROWN  
RICHARD S. GUSHÉE, RC.  
PETER P. THURBER  
LAWRENCE A. KING, RC  
ROBERT E. HAMMELL  
JOSEPH F. MAYCOCK, JR.  
ALLEN SCHWARTZ  
JOHN W. GELDER, RC.  
GEORGE E. PARKER, III  
RICHARD A. JONES, RC.  
STEVAN UZELAC, RC.  
GILBERT E. GOVE  
WOLFOANO HOPPE  
ROBERT S. KETCHUM  
SAMUEL J. MCKIM, III, RC.  
ROCQUE E. LIPFORD, RC.  
JOEL L. PIELL  
ROBERT E. GILBERT  
BRUCE D. BIROBAUER  
DAVID OLNSTEAD  
GEORGE T. STEVENSON  
JOHN A. THURBER

ORIN D. BRUSTAD  
CARL N. VAN ENDE  
GORDON A. BECKER  
DAVID S. JEDWICK  
CHARLES L. BURLEIGH, JR.  
JOHN A. MARKER  
GREGORY L. GURTNER  
DENNIS R. NEIMAN  
KENNETH E. RONOP  
LEONARD D. GIOVEN  
W. NACH FAISON  
MICHAEL D. WULCAHY  
JAMES W. WILLIAMS  
THOMAS G. SCHROETER  
THOMAS P. HUSTOLDS  
JOHN G. BIRICH  
WILLIAM J. DANNOF  
CLARENCE L. POZZA, JR.  
JERRY T. RUPLEY  
JAMES W. GOSS  
JOSEPH K. SOBROWSKI  
THOMAS C. PHILLIPS  
MICHAEL W. HARTMANN  
KENT E. SHAFER  
DENNIS K. LOY  
FRANK L. ANDREWS

DETROIT OFFICE  
2800 DETROIT BANK & TRUST BUILDING  
DETROIT, MICHIGAN 48226  
(313) 963-6420

BIRMINGHAM OFFICE  
WABEEK BUILDING  
BIRMINGHAM, MICHIGAN 48012  
(313) 648-8000

MONROE OFFICE  
EXECUTIVE CENTRE  
214 EAST ELM AVENUE  
MONROE, MICHIGAN 48181  
(313) 243-2000

TRAVERSE CITY OFFICE  
13989 WEST BAY SHORE DRIVE  
TRAVERSE CITY, MICHIGAN 49984  
(616) 946-1000

LANSING OFFICE  
110 BUSINESS & TRADE CENTER  
200 WASHINGTON SQUARE NORTH  
LANSING, MICHIGAN 48933  
(817) 487-2070

THOMAS W. LINN  
RICHARD J. MAREK  
STEPHEN G. PALMS  
GILLIAN STEINHAUER  
JEROME R. WATSON  
JOHN J. COLLINS, JR.  
DONNA J. DONATI  
DONALD W. KEIM  
LARRY J. SAYLOR  
CHARLES E. SCHOLL  
RICHARD L. SERYAK  
MICHAEL R. ATRING  
MAUREEN P. AUGHTON  
LELAND D. BARRINGER  
EDW. D. EINOWSKI  
TIMOTHY D. SOCHOCKI  
KRISTINE G. OPPERWALL  
HUGH M. SMITH  
MARJORY G. SABILE  
SEVERLY HALL BURNS  
TERRENCE M. CRAWFORD  
MICHAEL E. DOWDLE  
STEVEN M. OLOVSKY  
STEPHEN R. GOOSTREY  
SALLY S. HARWOOD

RYAN H. HAYWOOD  
ALINE H. LOTTER  
GEORGE G. MARTIN  
CHARLES M. MCCUEN  
GERALD S. ROSEN  
J. KEVIN TRIMMER  
STEVEN D. WEYHING  
BRANT A. FREER  
JOHN D. STOUT  
AMANDA VAN DUSEN  
BRIAN A. BRUDER  
GARY A. BRUDER  
RONALD J. CLAPHAM  
DAVID F. DIXON  
KAY I. JOHNSON  
ODUOLAS G. GEORGE  
JENNA RUTH JOHNSTON  
JOHN W. KRAUS  
E. ELIZABETH PERLMAN  
FREDERICK J. STICHNOTH  
J. SCOTT TIMMER  
JOAN BECKMAN WHITMORE  
CONRAD L. MALLETT, JR.  
JOHN O. RAVIS

81040301248

August 11, 1981

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

Re: M.U.R. 1219

Gentlemen:

Enclosed please find two checks to complete the above-entitled M.U.R. conciliation agreement. I believe this closes this matter.

Very truly yours,

*James F. Schoener*  
James F. Schoener

JFS:mfb  
Encl.  
check - Kinaia \$250.00  
check - Griffin Comm. \$500.00

81 AUG 12 P 3: 09

RECEIVED  
GENERAL COUNSEL

LOUIS OR GEORGIA KINAIA

1780 ORCHARD LANE  
BIRMINGHAM, MICH. 48010

1132

8-3- 1981

74-1004/724

PAY TO THE  
ORDER OF

*United States Treasurer* \$ 250.00

*Two hundred fifty Dollars & no* DOLLARS  
*100*



Michigan National Bank - Oakland

5675 SOUTHFIELD ROAD  
SOUTHFIELD, MICHIGAN 48037

MEMO

*Louis Kinaia*

⑆072410042⑆ 0803⑆ 1191⑆ 31⑆ 1132

8 1 0 4 0 3 0 1 2 4 9

6212

COMMITTEE FOR SENATOR GRIFFIN - GENERAL

August 4 1981

9-9  
720

PAY Five Hundred and no/100 DOLLARS \$ 500.00

TO  
THE  
ORDER  
OF

United States Treasury

Mary P. Seaton

FORT AT WASHINGTON  
THE DETROIT BANK & TRUST COMPANY  
DETROIT, MICHIGAN

⑆072000096⑆ 04210004081007⑈

DELUXE CHECK PRINTERS

COMM. FOR SEN. GRIFFIN-GEN.

DETACH AND RETAIN THIS STATEMENT  
THE ATTACHED CHECK IS IN PAYMENT OF ITEMS DESCRIBED BELOW.  
IF NOT CORRECT PLEASE NOTIFY US PROMPTLY. NO RECEIPT DESIRED.

DELUXE - FORM WVO-4 V-SPL 2379N

DATE	DESCRIPTION	AMOUNT
8/4/81	Conciliation Agreement	\$500.00

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.

(C-00087510)

8 1 0 4 0 3 0 1 2 5 0



6104030251

JFS

LAW OFFICES OF

MILLER, CANFIELD, PADDOCK AND STONE

SUITE 300

2555 M STREET, N.W.

WASHINGTON, D.C. 20037



11 AUG 12 12:02

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

81040301252

79-01

PS Form 3811, Jan. 1979

**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:  
*James F. Lehner*

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	<i>255824</i>	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE  Addressee  Authorized agent  
*Mary Baird*

4. DATE OF DELIVERY  
*7/16/81*

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL



*Cum 1219*



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

July 9, 1981

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

James F. Schoener  
1015 Fifteenth Street, N.W.  
Suite 1240  
Washington, D.C. 20005

Re: MUR 1219

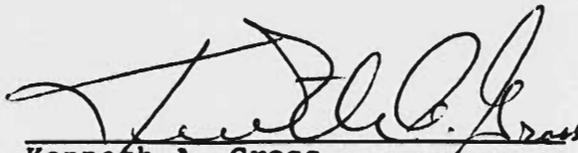
Dear Mr. Schoener:

On July 2, 1981, the Commission accepted the conciliation agreements signed by your clients in settlement of a violation of 2 U.S.C. §§ 441a(a)(1)(A) and 441a(f), provisions of the Federal Election Act of 1971, as amended. Enclosed you will find a fully executed copy of the final conciliation agreements for your files. According to the terms of the conciliation agreements, the civil penalties must be paid within 30 days from the date the agreements become effective. Please make checks for the civil penalties payable to the U.S. Treasurer. The file will be closed upon receipt of the civil penalties.

Sincerely,

Charles N. Steele  
General Counsel

BY:

  
Kenneth A. Gross  
Associate General Counsel

Enclosure  
Conciliation Agreements (2)

81040301253

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

James F. Schoener  
1015 Fifteenth Street, N.W.  
Suite 1240  
Washington, D.C. 20005

Re: MUR 1219

Dear Mr. Schoener:

On July 2, 1981, the Commission accepted the conciliation agreements signed by your clients in settlement of a violation of 2 U.S.C. §§ 441a(a)(1)(A) and 441a(f), provisions of the Federal Election Act of 1971, as amended. Enclosed you will find a fully executed copy of the final conciliation agreements for your files. According to the terms of the conciliation agreements, the civil penalties must be paid within 30 days from the date the agreements become effective. Please make checks for the civil penalties payable to the U.S. Treasurer. The file will be closed upon receipt of the civil penalties.

Sincerely,

Charles N. Steele  
General Counsel

BY:

\_\_\_\_\_  
Kenneth A. Gross  
Associate General Counsel

Enclosure  
Conciliation Agreements (2)

81040301254

*Handwritten:*  
KAG  
7-8-81

600#4900

BEFORE THE FEDERAL ELECTION COMMISSION

May 11, 1981

In the Matter of )  
Louis Kinaia and )  
Committee for Senator Griffin )

MUR 1219

CONCILIATION AGREEMENT

This matter having been initiated by the Federal Election Commission (hereinafter the "Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted after the Commission found reason to believe that Louis Kinaia ("Respondent") violated 2 U.S.C. § 441a(a)(1)(A) by making an excessive contribution of \$6,000 to the Committee for Senator Griffin.

NOW, THEREFORE, the Commission and Respondent, having duly participated in informal methods of conciliation, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding, and this agreement has the effect of a conciliation agreement under 2 U.S.C. § 437g(a)(4)(A).

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

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

81 JUN 18 5 22 PM '81

FEDERAL ELECTION COMMISSION  
GENERAL COUNSEL

81040301255

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

1. The Respondent is a contributor to the Committee for Senator Griffin.
2. The Respondent made a loan of \$7,000 to the Committee for Senator Griffin on April 3, 1979.
3. The Committee for Senator Griffin repaid the \$7,000 loan to Louis Kinaia, on May 22, 1979, with interest.
4. A loan constitutes a contribution under the Act. 2 U.S.C. § 431(8)(A)(i).
5. The loan of \$7,000 to the Committee for Senator Griffin was in excess of the \$1,000 contribution limitation of the Act. 2 U.S.C. § 441a(a)(1)(A).
6. Louis Kinaia violated 2 U.S.C. § 441a(a)(1)(A) by making this excessive contribution to the Committee for Senator Griffin.

WHEREFORE, Respondent agrees:

V. Respondent made an excessive contribution of \$6,000 to the Committee for Senator Griffin in violation of 2 U.S.C. § 441a(a)(1)(A).

VI. Respondent will pay a civil penalty to the Treasurer of the United States in the amount of two-hundred and fifty dollars (\$250), pursuant to 2 U.S.C. § 437g(a)(5)(A).

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

81040301256

GENERAL CONDITIONS

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

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

X. It is agreed that respondent shall have no more than (30) days from the date this agreement becomes effective to comply with and implement the requirement contained in this agreement and to so notify the Commission.

81040301257

Date July 8, 1981

Charles N. Steele  
Charles N. Steele  
General Counsel  
Federal Election Commission

Date 6/8/81

Louis Konair

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

GCC#4900

BEFORE THE FEDERAL ELECTION COMMISSION

May 11, 1981

In the Matter of )  
Louis Kinaia and )  
Committee for Senator Griffin )

MUR 1219

31 JUN 18 P 2: 44

RECEIVED  
OFFICE OF THE  
GENERAL COUNSEL

CONCILIATION AGREEMENT

This matter having been initiated by the Federal Election Commission (hereinafter the "Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted after the Commission found reason to believe that the Committee for Senator Griffin ("Respondent") violated 2 U.S.C. § 441a(f) by accepting an excessive contribution of \$6,000 from Louis Kinaia.

NOW, THEREFORE, the Commission and Respondent, having duly participated in informal methods of conciliation, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding, and this Agreement has the effect of a conciliation agreement under 2 U.S.C. § 437g(a)(4)(A).

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

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

852103040301258

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

1. The Respondent is a political committee registered with the Federal Election Commission.

2. The Respondent accepted a loan of \$7,000 from Louis Kinaia on April 3, 1979.

3. The Respondent repaid the \$7,000 loan to Louis Kinaia, on May 22, 1979, with interest.

4. A loan constitutes a contribution under the Act. 2 U.S.C. § 431(8)(A)(i).

5. The loan of \$7,000 to the Committee for Senator Griffin was in excess of the \$1,000 contribution limitation of the Act. 2 U.S.C. § 441a(a)(1)(A).

6. The Committee for Senator Griffin violated 2 U.S.C. § 441a(f) by accepting Louis Kinaia's excessive contribution.

WHEREFORE, Respondent agrees:

V. Respondent accepted an excessive contribution of \$6,000 from Louis Kinaia in violation of 2 U.S.C. § 441a(f).

VI. Respondent will pay a civil penalty to the treasurer of the United States in the amount of five-hundred dollars (\$500), pursuant to 2 U.S.C. § 437g(a)(5)(A).

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

GENERAL CONDITIONS

VIII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters

81040301259

at issue herein or on its own motion may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

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

X. It is agreed that respondent shall have, no more than (30) days from the date this agreement becomes effective to comply with and implement the requirement contained in this agreement and to so notify the Commission.

81040301260

July 8, 1981  
Date

Charles N. Steele  
Charles N. Steele  
General Counsel  
Federal Election Commission

Aug 5, 1981  
Date

Thomas  
Committee of Senator [Signature]

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Committee for Senator Griffin )  
Louis Kinaia )

MUR 1219

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on July 2, 1981, the Commission decided by a vote of 5-0 to accept the conciliation agreements of the Committee for Senator Griffin and Louis Kinaia and approve the letter as submitted with the General Counsel's June 29, 1981 memorandum.

Commissioners Aikens, Harris, Reiche, Thomson and Tiernan voted affirmatively in this matter; Commissioner McGarry did not cast a vote.

Attest:

7-2-81

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

Received in Office of the Commission Secretary: 6-29-81, 3:20  
Circulated on 48 hour vote basis: 6-29-81, 11:00

81040301261

June 28, 1941

MEMORANDUM TO: Marjorie W. Evans

FROM: Phyllis A. Rayson

SUBJECT: MUR 1219

Please have the attached memo to the Commission distributed to the Commission on a 48 hour tally basis.

Thank you.

Attachment

cc: Curry

61040301262



# SENSITIVE

FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY

81 JUN 29 P 3: 20

June 29, 1981

MEMORANDUM TO: The Commission  
FROM: Charles N. Steele   
General Counsel  
SUBJECT: MUR 1219 Conciliation Agreements

Attached are two conciliation agreements which have been signed by the treasurer of the Committee for Senator Griffin and Louis Kinaia.

The attached agreements include all the provisions which the Commission determined should be included.

The Office of General Counsel recommends the acceptance of these agreements and the sending of the attached letter. A recommendation to close the file will be made upon receipt of the civil penalties.

#### Recommendation

It is recommended that the Commission accept the conciliation agreements of the Committee for Senator Griffin and Louis Kinaia and approve the attached letter.

Attachments  
Conciliation Agreements (2)  
Letter

81040301263

LAW OFFICES OF  
**MILLER, CANFIELD, PADDOCK AND STONE**  
 A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS  
 SUITE 1240  
 1015 FIFTEENTH STREET, N.W.  
 WASHINGTON, D.C. 20005

*GC#4400*  
*Curry (2)*

ROBERT R. GRIFFIN  
 CLEVELAND THURBER  
 JAMES F. SCHOENER  
 COUNSEL

SIGMET T. MILLER (1900-1988)  
 GEORGE L. CANFIELD (1900-1988)  
 LEWIS H. PADDOCK (1900-1988)  
 FERRIS D. STONE (1900-1988)

TELEPHONE (202) 822-9332

EMMETT S. GAGAN  
 WILLIAM S. BUTLER  
 JOHN A. SILKIN, JR., RC.  
 JAMES E. YOUNG  
 STRATTON S. BROWN  
 RICHARD S. GUNHEE, RC.  
 PETER D. THURBER  
 LAWRENCE A. KING, RC.  
 ROBERT E. HANNEHL  
 JOSEPH F. MAYCOCK, JR.  
 ALLEN SCHWARTZ  
 JOHN W. SELDER, RC.  
 GEORGE S. PARRER III  
 RICHARD A. JONES, RC.  
 STEVEN USELAG, RC.  
 SILBERT L. GOVE  
 WOLFGANG HOPPE  
 ROBERT D. REYNOLDS  
 SAMUEL J. MERRIN III, RC.  
 ROQUE S. LIPPARD, RC.  
 JOEL L. PELL  
 ROBERT E. SILBERT  
 BRUCE D. DIRSBAUER  
 DAVID GIMSTEAD  
 GEORGE T. STEVENSON  
 JOHN A. THURBER

ORIN D. BRUSTAD  
 CARL N. VAN BRIGG  
 GORDON A. DECKER  
 DAVID S. JORDAN  
 CHARLES L. GURLEIGH, JR.  
 JOHN A. HARRIS  
 GREGORY L. CURTNER  
 DENNIS R. NEUMAN  
 KENNETH E. BONOP  
 LEONARD C. DIVEND  
 W. MADE FAISON  
 MICHAEL S. HULCANT  
 JAMES W. WILKINS  
 THOMAS S. SCHROETER  
 THOMAS S. HUSTOLES  
 JOHN S. PRICH  
 WILLIAM J. BARNES  
 CLARENCE L. POZKA, JR.  
 JERRY T. RUPLEY  
 JAMES W. GOSS  
 JOSEPH A. SOBROWSKI  
 MICHAEL G. PHILLIPS  
 MICHAEL W. HARTMANN  
 RENT E. SHAPER  
 DENNIS R. LOY  
 FRANK L. ANDREWS

**DETROIT OFFICE**  
 2800 DETROIT BANK & TRUST BUILDING  
 DETROIT, MICHIGAN 48226  
 (313) 963-6420

**BIRMINGHAM OFFICE**  
 BARBER BUILDING  
 BIRMINGHAM, MICHIGAN 48202  
 (313) 645-2000

**MONROE OFFICE**  
 EXECUTIVE CENTRE  
 214 EAST ELM AVENUE  
 MONROE, MICHIGAN 48111  
 (313) 243-2000

**TRAVERSE CITY OFFICE**  
 13900 WEST BAY SHORE DRIVE  
 TRAVERSE CITY, MICHIGAN 49684  
 (616) 846-1000

**LANSING OFFICE**  
 110 BUSINESS & TRADE CENTER  
 200 WASHINGTON SQUARE NORTH  
 LANSING, MICHIGAN 48933  
 (517) 487-2070

THOMAS W. LIND  
 RICHARD J. HARRIS  
 STEPHEN G. PHOENIX  
 WILLIAM STEINHAUER  
 JEROME R. WATSON  
 JOHN J. GOLANSKI, JR.  
 DENNA J. DONATI  
 DONALD W. SEIN  
 LARRY J. SAYLER  
 CHARLES E. SCHOLL  
 RICHARD J. BERTAS  
 MICHAEL R. ATKINS  
 MAUREEN P. LAUGHTON  
 LELAND D. BARRINGER  
 EDW. D. EINGWEN  
 TIMOTHY G. SOCHOCKI  
 KRISTINE G. OPPERWALL  
 HUGH M. SMITH  
 MARGORY S. BASILE  
 BEVERLY HALL BURNS  
 TERENCE M. CRAWFORD  
 MICHAEL E. DOWDLE  
 STEVEN M. GLOVSKY  
 STEPHEN R. GOOSTREY  
 SALLY S. HARWOOD

RYAN W. MAYWOOD  
 ALVIN M. LOTTOR  
 GEORGE E. MARTIN  
 CHARLES M. MCGUEN  
 CHARLES E. ROSEN  
 J. KEVIN TRIMMER  
 STEVEN D. WEYNING  
 BRANT A. FRIER  
 JOHN S. STOUT  
 AMANDA VAN DUSEN  
 BRIAN A. GAGER  
 GARY A. BRUBER  
 RONALD J. CLAPHAM  
 DAVID F. OJMS  
 SALLY L. BEIS  
 DOUGLAS G. GEODA  
 RAY I. JOHNSON  
 JENNA RUTH JOHNSTON  
 JOHN W. KRAUS  
 E. ELIZABETH PERLMAN  
 FREDERICK J. STICHNOTH  
 J. SCOTT TIMMER  
 JOAN BERGMAN WHITMORE  
 CONRAD L. MALLETT, JR.  
 JOHN D. RAVIS

June 15, 1981

*Attachment 1*

Ms. Deborah Curry, Esquire  
 Office of the General Counsel  
 Federal Election Commission  
 1325 K Street, N.W.  
 Washington, D.C. 20463

Re: Louis Kinaia & Committee for Griffin  
 M.V.R. 1219

Dear Ms. Curry:

Enclosed you will find two signed conciliation agreements in the above entitled matter. Please let me know if there is anything additional I can do to close out this case and if not, please send me a signed copy after execution by Mr. Steele.

Very truly yours,

*James F. Schoener*  
 James F. Schoener

JFS:prd

Enclosures

81040301264

JUN 18 1981 2:44

OFFICE OF THE  
 GENERAL COUNSEL

BEFORE THE FEDERAL ELECTION COMMISSION

May 11, 1981

3

In the Matter of )

Louis Kinaia and )  
Committee for Senator Griffin )

MUR 1219

CONCILIATION AGREEMENT

This matter having been initiated by the Federal Election Commission (hereinafter the "Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted after the Commission found reason to believe that Louis Kinaia ("Respondent") violated 2 U.S.C. § 441a(a)(1)(A) by making an excessive contribution of \$6,000 to the Committee for Senator Griffin.

NOW, THEREFORE, the Commission and Respondent, having duly participated in informal methods of conciliation, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding, and this agreement has the effect of a conciliation agreement under 2 U.S.C. § 437g(a)(4)(A).

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

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

81040301265

31 JUN 18 12:44

RECEIVED  
GENERAL INVESTIGATIVE  
DIVISION

(4)

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

1. The Respondent is a contributor to the Committee for Senator Griffin.

2. The Respondent made a loan of \$7,000 to the Committee for Senator Griffin on April 3, 1979.

3. The Committee for Senator Griffin repaid the \$7,000 loan to Louis Kinaia, on May 22, 1979, with interest.

4. A loan constitutes a contribution under the Act. 2 U.S.C. § 431(8)(A)(i).

5. The loan of \$7,000 to the Committee for Senator Griffin was in excess of the \$1,000 contribution limitation of the Act. 2 U.S.C. § 441a(a)(1)(A).

6. Louis Kinaia violated 2 U.S.C. § 441a(a)(1)(A) by making this excessive contribution to the Committee for Senator Griffin.

WHEREFORE, Respondent agrees:

V. Respondent made an excessive contribution of \$6,000 to the Committee for Senator Griffin in violation of 2 U.S.C. § 441a(a)(1)(A).

VI. Respondent will pay a civil penalty to the Treasurer of the United States in the amount of two-hundred and fifty dollars (\$250), pursuant to 2 U.S.C. § 437g(a)(5)(A).

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

81040301266

GENERAL CONDITIONS

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

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

X. It is agreed that respondent shall have no more than (30) days from the date this agreement becomes effective to comply with and implement the requirement contained in this agreement and to so notify the Commission.

81040301267

\_\_\_\_\_  
Date

\_\_\_\_\_  
Charles N. Steele  
General Counsel  
Federal Election Commission

6/8/81  
\_\_\_\_\_  
Date

Louis Kenner  
\_\_\_\_\_

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

BEFORE THE FEDERAL ELECTION COMMISSION

May 11, 1981

600#4900

6

In the Matter of )  
Louis Kinaia and )  
Committee for Senator Griffin )

MUR 1219

31 JUN 18 2:44

OFFICE OF THE  
GENERAL COUNSEL

CONCILIATION AGREEMENT

This matter having been initiated by the Federal Election Commission (hereinafter the "Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted after the Commission found reason to believe that the Committee for Senator Griffin ("Respondent") violated 2 U.S.C. § 441a(f) by accepting an excessive contribution of \$6,000 from Louis Kinaia.

NOW, THEREFORE, the Commission and Respondent, having duly participated in informal methods of conciliation, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding, and this Agreement has the effect of a conciliation agreement under 2 U.S.C. § 437g(a)(4)(A).

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

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

81040301268

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

1. The Respondent is a political committee registered with the Federal Election Commission.
2. The Respondent accepted a loan of \$7,000 from Louis Kinaia on April 3, 1979.
3. The Respondent repaid the \$7,000 loan to Louis Kinaia, on May 22, 1979, with interest.
4. A loan constitutes a contribution under the Act. 2 U.S.C. § 431(8)(A)(1).
5. The loan of \$7,000 to the Committee for Senator Griffin was in excess of the \$1,000 contribution limitation of the Act. 2 U.S.C. § 441a(a)(1)(A).
6. The Committee for Senator Griffin violated 2 U.S.C. § 441a(f) by accepting Louis Kinaia's excessive contribution.

WHEREFORE, Respondent agrees:

- V. Respondent accepted an excessive contribution of \$6,000 from Louis Kinaia in violation of 2 U.S.C. § 441a(f).
- VI. Respondent will pay a civil penalty to the treasurer of the United States in the amount of five-hundred dollars (\$500), pursuant to 2 U.S.C. § 437g(a)(5)(A).
- VII. Respondent agrees that he shall not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. § 431, et seq.

GENERAL CONDITIONS

- VIII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters

81040301269

at issue herein or on its own motion may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

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

X. It is agreed that respondent shall have, no more than (30) days from the date this agreement becomes effective to comply with and implement the requirement contained in this agreement and to so notify the Commission.

81040301270

Date

Dec 5 1981  
Date

Charles N. Steele  
General Counsel  
Federal Election Commission

[Signature]  
Committee of Senator [Signature]

BY:

ITS:

\_\_\_\_\_  
\_\_\_\_\_



FEDERAL ELECTION COMMISSION  
 WASHINGTON, D.C. 20463

ATTACHMENT II

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

James F. Schoener  
 1015 Fifteenth Street, N.W.  
 Suite 1240  
 Washington, D.C. 20005

Re: MUR 1219

Dear Mr. Schoener:

On , 1981, the Commission accepted the conciliation agreements signed by your clients in settlement of a violation of 2 U.S.C. §§ 441a(a)(1)(A) and 441a(f), provisions of the Federal Election Act of 1971, as amended. Enclosed you will find a fully executed copy of the final conciliation agreements for your files. According to the terms of the conciliation agreements, the civil penalties must be paid within 30 days from the date the agreements become effective. Please make checks for the civil penalties payable to the U.S. Treasurer. The file will be closed upon receipt of the civil penalties.

Sincerely,

Charles N. Steele  
 General Counsel

Enclosure  
 Conciliation Agreements (2)

81040301271

100858  
GC#4900

LAW OFFICES OF  
**MILLER, CANFIELD, PADDOCK AND STONE**

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

SUITE 1540

1015 FIFTEENTH STREET, N.W.  
WASHINGTON, D.C. 20005

TELEPHONE (202) 522-6333

ROBERT R. GRIFFIN  
CLEVELAND THURBER  
JAMES F. SCHOENER  
COUNSEL

SIDNEY T. MILLER (1884-1946)  
GEORGE L. CANFIELD (1880-1888)  
LEWIS H. PADDOCK (1888-1888)  
FERRIS D. STONE (1888-1948)

EMMETT E. BAGAN  
WILLIAM G. BUTLER  
JOHN A. GILRAY, JR. RC.  
JAMES E. TOBIN  
STRAYTON S. BROWN  
RICHARD S. GUSHÉE, RC.  
PETER P. THURBER  
LAWRENCE A. KING, RC.  
ROBERT E. HAMMELL  
JOSEPH F. MAYCOCK, JR.  
ALLEN SCHWARTZ  
JOHN W. GELDER, RC.  
GEORGE E. PARRER III  
RICHARD A. JONES, RC.  
STEVEN UZELAC, RC.  
GILBERT E. GOVE  
WOLFGANG HOPPE  
ROBERT B. KETCHUM  
SAMUEL J. MCKIM II, RC.  
ROCCO E. LIPFORD, RC.  
JOEL L. PIELL  
ROBERT E. GILBERT  
BRUCE D. BIRGBAUER  
DAVID OLMSTEAD  
GEORGE T. STEVENSON  
JOHN A. THURBER

ORIN D. BRUSTAD  
CARL H. VONERDE  
GORDON A. BECKER  
DAVID S. JOSHICK  
CHARLES L. BURLINCH, JR.  
JOHN A. HARKER  
GREGORY L. CURTNER  
DENNIS H. NEINAN  
KENNETH E. RONOP  
LEONARD D. GIVENS  
W. MACH FAISON  
MICHAEL D. MULLGANT  
JAMES W. WILLIAMS  
THOMAS G. SCHROETER  
THOMAS R. HUSTOLES  
JOHN D. PIRICH  
WILLIAM J. DANHOFF  
CLARENCE L. POZZA, JR.  
JERRY T. RUBLEY  
JAMES W. GOSS  
JOSEPH K. SOBROWSKI  
THOMAS C. PHILLIPS  
MICHAEL W. HARTMANN  
KENT E. SHAPER  
DENNIS K. LOY  
FRANK L. ANDREWS

**DETROIT OFFICE**  
2500 DETROIT BANK & TRUST BUILDING  
DETROIT, MICHIGAN 48226  
(313) 963-6420

**BIRMINGHAM OFFICE**  
WABBER BUILDING  
BIRMINGHAM, MICHIGAN 48018  
(313) 648-5000

**MONROE OFFICE**  
EXECUTIVE CENTRE  
214 EAST ELM AVENUE  
MONROE, MICHIGAN 48181  
(313) 243-2000

**TRAVERSE CITY OFFICE**  
13999 WEST BAY SHORE DRIVE  
TRAVERSE CITY, MICHIGAN 49984  
(616) 846-1000

**LANSING OFFICE**  
110 BUSINESS & TRADE CENTER  
200 WASHINGTON SQUARE NORTH  
LANSING, MICHIGAN 48933  
(617) 467-2070

THOMAS W. LINN  
RICHARD J. HARER  
STEPHEN G. PALMS  
GILLIAN STEINHAEUER  
JEROME R. WATSON  
JOHN J. COLLINS, JR.  
DONNA J. DONATI  
DONALD W. KEIM  
LARRY J. SAYLOR  
CHARLES E. SCHOLL  
RICHARD R. BERYAK  
MICHAEL R. ATKINS  
MAUREEN P. AUGHTON  
LELAND D. BARRINGER  
EDW. D. EINOWSKI  
TIMOTHY D. SOCHOCKI  
KRISTINE O. OPPERWALL  
HUGH M. SMITH  
MARJORY O. SASILE  
BEVERLY HALL BURNS  
TERRENCE M. CRAWFORD  
MICHAEL E. DOWDLE  
STEVEN M. GLOVSKY  
STEPHEN R. GOOSTREY  
SALLY S. HARWOOD

RYAN H. HAYWOOD  
ALINE H. LOTTER  
GEORGE G. MARTIN  
CHARLES M. MCGUEN  
SERIAL E. ROSEN  
J. KEVIN TRIMMER  
STEVEN D. WEYHING  
BRANT A. FREER  
JOHN D. STOUT  
AMANDA VAN DUSEN  
BRIAN A. RASER  
GARY A. BRUDER  
RONALD J. CLAPHAM  
DAVID P. DIXON  
SALLY L. GEIS  
DOUGLAS G. GEOGA  
KAY I. JOHNSON  
JENNA RUTH JOHNSTON  
JOHN W. KRAUS  
E. ELIZABETH PERLMAN  
FREDERICK J. STICHNOTH  
J. SCOTT TIMMER  
JOAN BECRHAM WHITMORE  
CONRAD L. MALLETT, JR.  
JOHN D. RAVIS

June 15, 1981

Ms. Deborah Curry, Esquire  
Office of the General Counsel  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

Re: Louis Kinaia & Committee for Griffin  
M.V.R. 1219

Dear Ms. Curry:

Enclosed you will find two signed conciliation agreements in the above entitled matter. Please let me know if there is anything additional I can do to close out this case and if not, please send me a signed copy after execution by Mr. Steele.

Very truly yours,

*James F. Schoener*  
James F. Schoener

JFS:prd

Enclosures

81040301272

31 JUN 18 P 2:44

GENERAL COUNSEL



31040301274

2-26-81

PS Form 3811, Jan 1979

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 FEPS)

2. ARTICLE ADDRESSED TO:  
*James F. Knoener*

3. ARTICLE DESCRIPTION:  
 REGISTERED NO. | CERTIFIED NO. | INSURED NO.  
 | *C 82846* | |

(Always obtain signature of addressee or agent)

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

4. *Maia Moore*  
 DATE OF DELIVERY: *3/2/81* | POSTMARK

5. ADDRESS (Complete only if requested):

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

1219 *A. Curran*

☆ GPO : 1979-385-848



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

February 26, 1981

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

James F. Schoener  
Jenkins, Nystrom and Sterlacci  
2033 M Street, N.W.  
Washington, D.C. 20036

Re: MUR 1219

Dear Mr. Schoener:

On June 10, 1980, the Commission determined there was reason to believe that Louis Kinaia committed a violation of 2 U.S.C. § 441a(a)(1)(A). Specifically, the Commission found reason to believe that Louis Kinaia violated 2 U.S.C. § 441a(a)(1)(A) by making an excessive contribution to the Committee for Senator Griffin.

The Commission has accepted respondent's request in writing to start informal conciliation. Please find enclosed a conciliation agreement that this office is prepared to recommend to the Commission in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it to the Commission within ten days. I will then recommend that the Commission approve the agreement.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Deborah Curry the attorney assigned to this matter, at (202)523-4060.

Sincerely,



Charles N. Steele  
General Counsel

Enclosure

81040301275

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

D.C.

James F. Schoener  
Jenkins, Nystrom and Starlaoui  
2033 N Street, N.W.  
Washington, D.C. 20036

Re: HUR 1219

Dear Mr. Schoener:

On June 10, 1980, the Commission determined there was reason to believe that Louis Kinsia committed a violation of 2 U.S.C. § 441a(a)(1)(A). Specifically, the Commission found reason to believe that Louis Kinsia violated 2 U.S.C. § 441a(a)(1)(A) by making an excessive contribution to the Committee for Senator Griffin.

The Commission has accepted respondent's request in writing to start informal conciliation. Please find enclosed a conciliation agreement that this office is prepared to recommend to the Commission in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it to the Commission within ten days. I will then recommend that the Commission approve the agreement.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Deborah Curry the attorney assigned to this matter, at (202)523-4060.

Sincerely,

Charles N. Steele  
General Counsel

Enclosure

DC/dmm 02/03/81

01040301276

BEFORE THE FEDERAL ELECTION COMMISSION

February 3, 1981

In the Matter of )  
Louis Kinaia and ) MUR 1219  
Committee for Senator Griffin )

CONCILIATION AGREEMENT

This matter having been initiated by the Federal Election Commission (hereinafter the "Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted after the Commission found reason to believe that Louis Kinaia ("Respondent") violated 2 U.S.C. § 441a(a)(1)(A) by making an excessive contribution of \$6,000 to the Committee for Senator Griffin.

NOW, THEREFORE, the Commission and Respondent, having duly participated in informal methods of conciliation, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding, and this agreement has the effect of a conciliation agreement under 2 U.S.C. § 437g(a)(4)(A).

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

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

81040301277

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

1. The Respondent is a contributor to the Committee for Senator Griffin.

2. The Respondent made a loan of \$7,000 to the Committee for Senator Griffin on April 3, 1979.

3. The Committee for Senator Griffin repaid the \$7,000 loan to Louis Kinaia, on May 22, 1979, with interest.

4. A loan constitutes a contribution under the Act. 2 U.S.C. § 431(8)(A)(i).

5. The loan of \$7,000 to the Committee for Senator Griffin was in excess of the \$1,000 contribution limitation of the Act. 2 U.S.C. § 441a(a)(1)(A).

6. Louis Kinaia violated 2 U.S.C. § 441a(a)(1)(A) by making this excessive contribution to the Committee for Senator Griffin.

WHEREFORE, Respondent agrees:

V. Respondent made an excessive contribution of \$6,000 to the Committee for Senator Griffin in violation of 2 U.S.C. § 441a(a)(1)(A).

VI. Respondent will pay a civil penalty to the Treasurer of the United States in the amount of three-thousand dollars (\$3,000), pursuant to 2 U.S.C. § 437g(a)(5)(A).

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

81040301278

GENERAL CONDITIONS

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

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

X. It is agreed that respondent shall have no more than (30) days from the date this agreement becomes effective to comply with and implement the requirement contained in this agreement and to so notify the Commission.

81040301279

\_\_\_\_\_  
Date

\_\_\_\_\_  
Charles N. Steele  
General Counsel  
Federal Election Commission

\_\_\_\_\_  
Date

\_\_\_\_\_

BY: \_\_\_\_\_

ITS: \_\_\_\_\_



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

February 26, 1981

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

James F. Schoener  
Jenkins, Nystrom and Sterlacci  
2033 M Street, N.W.  
Washington, D.C. 20036

Re: MUR 1219

Dear Mr. Schoener:

On June 10, 1980, the Commission determined there was reason to believe that the Committee for Senator Griffin committed a violation of 2 U.S.C. § 441a(f). Specifically, the Commission found reason to believe that the Committee for Senator Griffin violated 2 U.S.C. § 441a(f) by accepting an excessive contribution from Louis Kinaia.

The Commission has accepted respondent's request in writing to start informal conciliation. Please find enclosed a conciliation agreement that this office is prepared to recommend to the Commission in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it to the Commission within ten days. I will then recommend that the Commission approve the agreement.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Deborah Curry the attorney assigned to this matter, at (202)523-4060.

Sincerely,

Charles N. Steele  
General Counsel

Enclosure

81040301280

81040301281

2-26-81

Form 3811, Jan. 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:  
James F. Scherer

3. ARTICLE DESCRIPTION:  

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	18CP66	

 (Always obtain signature of addressee or agent)

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

4. DATE OF DELIVERY: 3/2/81

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

1219 R. Curran

☆ GPO : 1979-282-245

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

James F. Schoener  
Jenkins, Nystrom and Steriacci  
2033 M Street, N.W.  
Washington, D.C. 20036

Re: MUR 1329

Dear Mr. Schoener:

On June 10, 1980, the Commission determined there was reason to believe that the Committee for Senator Griffin committed a violation of 2 U.S.C. § 441a(f). Specifically, the Commission found reason to believe that the Committee for Senator Griffin violated 2 U.S.C. § 441a(f) by accepting an excessive contribution from Louis Kinala.

The Commission has accepted respondent's request in writing to start informal conciliation. Please find enclosed a conciliation agreement that this office is prepared to recommend to the Commission in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it to the Commission within ten days. I will then recommend that the Commission approve the agreement.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Deborah Curry the attorney assigned to this matter, at (202)523-4060.

Sincerely,

Charles N. Steele  
General Counsel

Enclosure

DC/dmm 02/30/81

81040301202

BEFORE THE FEDERAL ELECTION COMMISSION

February 3, 1981

In the Matter of

Louis Kinaia and  
Committee for Senator Griffin

)  
)  
)  
)

MUR 1719

CONCILIATION AGREEMENT

This matter having been initiated by the Federal Election Commission (hereinafter the "Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted after the Commission found reason to believe that the Committee for Senator Griffin ("Respondent") violated 2 U.S.C. § 441a(f) by accepting an excessive contribution of \$6,000 from Louis Kinaia.

NOW, THEREFORE, the Commission and Respondent, having duly participated in informal methods of conciliation, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding, and this Agreement has the effect of a conciliation agreement under 2 U.S.C. § 437g(a)(4)(A)

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

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

81040301283

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

1. The Respondent is a political committee registered with the Federal Election Commission.

2. The Respondent accepted a loan of \$7,000 from Louis Kinaia on April 3, 1979.

3. The Respondent repaid the \$7,000 loan to Louis Kinaia, on May 22, 1979, with interest.

4. A loan constitutes a contribution under the Act. 2 U.S.C. § 431(8)(A)(i).

5. The loan of \$7,000 to the Committee for Senator Griffin was in excess of the \$1,000 contribution limitation of the Act. 2 U.S.C. § 441a(a)(1)(A).

6. The Committee for Senator Griffin violated 2 U.S.C. § 441a(f) by accepting Louis Kinaia's excessive contribution.

WHEREFORE, Respondent agrees:

V. Respondent accepted an excessive contribution of \$6,000 from Louis Kinaia in violation of 2 U.S.C. § 441a(f).

VI. Respondent will pay a civil penalty to the treasurer of the United States in the amount of three-thousand dollars (\$3,000), pursuant to 2 U.S.C. § 437g(a)(5)(A).

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

GENERAL CONDITIONS

VIII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters

81040301284

at issue herein or on its own motion may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

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

X. It is agreed that respondent shall have, no more than (30) days from the date this agreement becomes effective to comply with and implement the requirement contained in this agreement and to so notify the Commission.

81040301285

\_\_\_\_\_  
Date

\_\_\_\_\_  
Charles N. Steele  
General Counsel  
Federal Election Commission

\_\_\_\_\_  
Date

\_\_\_\_\_

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
Louis Kinsala and )  
Committee for Senator Griffin )

MUR 1219

CERTIFICATION

I, Marjorie W. Emons, Recording Secretary for the Federal Election Commission's Executive Session on February 24, 1981, do hereby certify that the Commission decided by a vote of 4-0 to take the following actions in MUR 1219:

1. Enter into informal conciliation with respondents.
2. Approve and send the Conciliation Agreements and letters attached to the General Counsel's February 13, 1981 report in this matter.

Commissioners Aikens, McGarry, Thomson, and Tiernan voted affirmatively for the decision. Commissioner Reiche abstained on the vote. Commissioner Harris was not present.

Attest:

2/24/81

Date

Marjorie W. Emons

Marjorie W. Emons  
Secretary of the Commission

81040301286



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY

81 FEB 13 AIO: 34

February 13, 1981

MEMORANDUM TO: The Commission  
FROM: Charles N. Steele *CS*  
General Counsel  
SUBJECT: MUR 1219

On January 19 and 21, 1981, the Office of General Counsel received letters from respondents Louis Kinaia and Committee for Senator Griffin, advising the Commission that Mr. Schoener will be representing them in this matter as required by 11 C.F.R. § 111.23. Also, in letters received by the Office of General Counsel on January 9 and 20, 1981, respondents have indicated a desire to enter into informal conciliation pursuant to 11 C.F.R. § 111.8(d).

Attached for the Commission's review are proposed conciliation agreements and cover letters, to be sent to the respondents counsel. The Office of General Counsel recommends that the Commission approve and send the attached Conciliation Agreements and letters.

Recommendations

1. Enter into informal conciliation with respondents.
2. Approve and send attached Conciliation Agreements and letters.

Attachments

1. Proposed Conciliation Agreements (2)
2. Proposed Letters (2)
3. Letters from Respondents -
  - a) Letter from Louis Kinaia received on January 21, 1981.
  - b) Letters from Phillip Van Dam received on January 9, 19, and 20, 1981.

81040301287



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

Attachment 2 - 1 of 2

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

James F. Schoener  
Jenkins, Nystrom and Sterlacci  
2033 M Street, N.W.  
Washington, D.C. 20036

Re: MUR 1219

Dear Mr. Schoener:

On June 10, 1980, the Commission determined there was reason to believe that Louis Kinaia committed a violation of 2 U.S.C. § 441a(a)(1)(A). Specifically, the Commission found reason to believe that Louis Kinaia violated 2 U.S.C. § 441a(a)(1)(A) by making an excessive contribution to the Committee for Senator Griffin.

The Commission has accepted respondent's request in writing to start informal conciliation. Please find enclosed a conciliation agreement that this office is prepared to recommend to the Commission in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it to the Commission within ten days. I will then recommend that the Commission approve the agreement.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Deborah Curry the attorney assigned to this matter, at (202)523-4060.

Sincerely,

Charles N. Steele  
General Counsel

Enclosure

81040301288

BEFORE THE FEDERAL ELECTION COMMISSION

February 3, 1981

Attachment 1 - 1 of 2

In the Matter of	)	
	)	
Louis Kinaia and	)	MUR 1219
Committee for Senator Griffin	)	

CONCILIATION AGREEMENT

This matter having been initiated by the Federal Election Commission (hereinafter the "Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted after the Commission found reason to believe that Louis Kinaia ("Respondent") violated 2 U.S.C. § 441a(a)(1)(A) by making an excessive contribution of \$6,000 to the Committee for Senator Griffin.

NOW, THEREFORE, the Commission and Respondent, having duly participated in informal methods of conciliation, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding, and this agreement has the effect of a conciliation agreement under 2 U.S.C. § 437g(a)(4)(A).

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

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

81040301289

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

1. The Respondent is a contributor to the Committee for Senator Griffin.
2. The Respondent made a loan of \$7,000 to the Committee for Senator Griffin on April 3, 1979.
3. The Committee for Senator Griffin repaid the \$7,000 loan to Louis Kinaia, on May 22, 1979, with interest.
4. A loan constitutes a contribution under the Act. 2 U.S.C. § 431(8)(A)(i).
5. The loan of \$7,000 to the Committee for Senator Griffin was in excess of the \$1,000 contribution limitation of the Act. 2 U.S.C. § 441a(a)(1)(A).
6. Louis Kinaia violated 2 U.S.C. § 441a(a)(1)(A) by making this excessive contribution to the Committee for Senator Griffin.

WHEREFORE, Respondent agrees:

- V. Respondent made an excessive contribution of \$6,000 to the Committee for Senator Griffin in violation of 2 U.S.C. § 441a(a)(1)(A).
- VI. Respondent will pay a civil penalty to the Treasurer of the United States in the amount of three-thousand dollars (\$3,000), pursuant to 2 U.S.C. § 437g(a)(6)(B).
- VII. Respondent agrees that he shall not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. § 431, et seq.

81040301290

GENERAL CONDITIONS

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

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

X. It is agreed that respondent shall have no more than (30) days from the date this agreement becomes effective to comply with and implement the requirement contained in this agreement and to so notify the Commission.

81040301291

\_\_\_\_\_  
Date

\_\_\_\_\_  
Charles N. Steele  
General Counsel  
Federal Election Commission

\_\_\_\_\_  
Date

\_\_\_\_\_  
BY: \_\_\_\_\_

ITS: \_\_\_\_\_



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

Attachment 2 - 2 of 2

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

James F. Schoener  
Jenkins, Nystrom and Sterlacci  
2033 M Street, N.W.  
Washington, D.C. 20036

Re: MUR 1219

Dear Mr. Schoener:

On June 10, 1980, the Commission determined there was reason to believe that the Committee for Senator Griffin committed a violation of 2 U.S.C. § 441a(f). Specifically, the Commission found reason to believe that the Committee for Senator Griffin violated 2 U.S.C. § 441a(f) by accepting an excessive contribution from Louis Kinaia.

The Commission has accepted respondent's request in writing to start informal conciliation. Please find enclosed a conciliation agreement that this office is prepared to recommend to the Commission in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it to the Commission within ten days. I will then recommend that the Commission approve the agreement.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Deborah Curry the attorney assigned to this matter, at (202)523-4060.

Sincerely,

Charles N. Steele  
General Counsel

Enclosure

81040301292

BEFORE THE FEDERAL ELECTION COMMISSION

February 3, 1981

Attachment 1 - 2 of 2

In the Matter of )  
Louis Kinaia and )  
Committee for Senator Griffin )

MUR 1219

CONCILIATION AGREEMENT

This matter having been initiated by the Federal Election Commission (hereinafter the "Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted after the Commission found reason to believe that the Committee for Senator Griffin ("Respondent") violated 2 U.S.C. § 441a(f) by accepting an excessive contribution of \$6,000 from Louis Kinaia.

NOW, THEREFORE, the Commission and Respondent, having duly participated in informal methods of conciliation, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding, and this Agreement has the effect of a conciliation agreement under 2 U.S.C. § 437g(a)(4)(A)

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

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

81040301293

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

1. The Respondent is a political committee registered with the Federal Election Commission.

2. The Respondent accepted a loan of \$7,000 from Louis Kinaia on April 3, 1979.

3. The Respondent repaid the \$7,000 loan to Louis Kinaia, on May 22, 1979, with interest.

4. A loan constitutes a contribution under the Act. 2 U.S.C. § 431(8)(A)(i).

5. The loan of \$7,000 to the Committee for Senator Griffin was in excess of the \$1,000 contribution limitation of the Act. 2 U.S.C. § 441a(a)(1)(A).

6. The Committee for Senator Griffin violated 2 U.S.C. § 441a(f) by accepting Louis Kinaia's excessive contribution.

WHEREFORE, Respondent agrees:

V. Respondent accepted an excessive contribution of \$6,000 from Louis Kinaia in violation of 2 U.S.C. § 441a(f).

VI. Respondent will pay a civil penalty to the treasurer of the United States in the amount of three-thousand dollars (\$3,000), pursuant to 2 U.S.C. § 437g(a)(6)(B).

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

GENERAL CONDITIONS

VIII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters

81040301294

at issue herein or on its own motion may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

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

X. It is agreed that respondent shall have, no more than (30) days from the date this agreement becomes effective to comply with and implement the requirement contained in this agreement and to so notify the Commission.

81040301295

\_\_\_\_\_  
Date

\_\_\_\_\_  
Charles N. Steele  
General Counsel  
Federal Election Commission

\_\_\_\_\_  
Date

\_\_\_\_\_

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

911908

3cc-3781  
31 JAN 21 P 1: 22

January 15, 1981

Attachment 3 (4)

Mr. Charles N. Steele  
General Counsel  
FEDERAL ELECTION COMMISSION  
1325 K Street, N.W.  
Washington, D.C. 20510

Attn: Ms. Deborah Curry

RE: MUR 1219

Dear Mr. Steele:

Please be advised that Mr. James F. Schoener will be representing me regarding the above.

Sincerely,

Louis Kinaia

*Louis Kinaia*

LK:le

81040301296

31 JAN 21 P 2: 26

RECEIVED  
GENERAL COUNSEL

*Curry*  
RIECKER, GEORGE, HARTLEY & VAN DAM

ATTORNEYS AND COUNSELORS AT LAW

JOHN E. RIECKER  
BARRY S. GEORGE  
RICHARD O. HARTLEY  
PHILIP VAN DAM  
DAVID L. CAMP  
OF COUNSEL  
CALVIN A. CAMPBELL  
MERTON S. LILLY

414 TOWNSEND STREET  
P. O. DRAWER 632  
MIDLAND, MICHIGAN 48640

January 9, 1981

Attachments 3 (b)

REC-115  
JAN 13 12:52

RECEIVED  
GENERAL COUNSEL

Mr. Charles N. Steele  
General Counsel  
FEDERAL ELECTION COMMISSION  
1325 K Street, NW  
Washington, D.C. 20510

ATTN: Ms. Deborah Curry

RE: MUR 1219

Dear Mr. Steele:

I am writing in regard to your letter of December 22, 1980, addressed to the Committee for Senator Griffin and a similar letter of same date to Mr. Louis Kinaia. While I am the Treasurer of the Committee, I am not the Committee's attorney nor do I officially represent Mr. Kinaia. Nevertheless, given the turn of events and the apparent necessity for both the Committee and Mr. Kinaia to obtain legal counsel, both the Committee and Mr. Kinaia request additional time to respond to your brief regarding the above encaptioned matter.

We hope the Commission will look with favor upon this request. Both respondents received your letter and attached brief during the Holiday period, and although the letter addressed to the Committee was received in my office on December 26, 1980, I personally did not see it until January 2, 1981.

While both the Committee and Mr. Kinaia take exception to your preliminary findings, we would like to inquire as to whether or not the process of informal conciliation is still presently available to us. It is our understanding that an explanation of Commission procedures should have been attached to the letter of July 11, 1980, from Commissioner Reiche to the Committee and Mr. Kinaia. While the Commissioner's letter does indicate that informal conciliation was possible at that time, an explanation of how to initiate that procedure was not made available to the respondents. The respondents do not know if inclusion of Commission procedures with the July 11, 1980, letter would have made that clear to respondents, but I personally believe respondents would have attempted to resolve the matter at that time. It was respondents' understanding, at that time, that their only alternative was a direct response to the Commissioner's letter.

81040301297

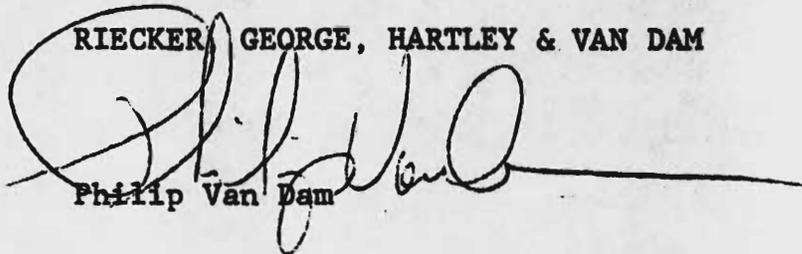
January 9, 1981  
21 JAN 13 12:55

While this letter should not be considered a responsive brief, both respondents would like to reiterate that they did not intend to violate the Act. Nevertheless, resolution of this matter in an expeditious fashion may be appropriate for all parties and for that reason, if informal conciliation is still available, the respondents would like to be so advised.

Your continued handling of this matter in a confidential manner is appreciated.

Sincerely,

RIECKER, GEORGE, HARTLEY & VAN DAM



Philip Van Dam

PVD:le

81040301298

*Curry*

911 859

TELEPHONE (413) 817-1088

**RIECKER, GEORGE, HARTLEY & VAN DAM**

81 JAN 19 P 3: 29

ATTORNEYS AND COUNSELORS AT LAW

*CCC*

3775

JOHN E. RIECKER  
BARRY B. GEORGE  
RICHARD G. HARTLEY  
PHILIP VAN DAM  
DAVID L. CAMP  
OF COUNSEL  
CALVIN A. CAMPBELL  
MERTON B. LILLY

414 TOWNSEND STREET  
P. O. DRAWER 632  
MIDLAND, MICHIGAN 48640

January 15, 1981

Mr. Charles N. Steele  
General Counsel  
FEDERAL ELECTION COMMISSION  
1325 K Street, N.W.  
Washington, D.C. 20510

Attn: Ms. Deborah Curry

RE: MUR 1219

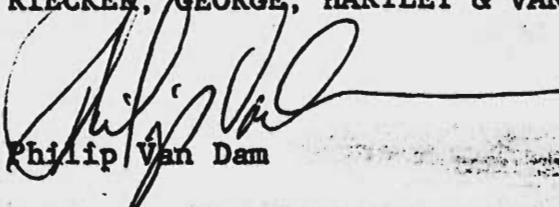
Dear Mr. Steele:

On behalf of the Committee for Senator Griffin, please be advised that Mr. James F. Schoener of Washington, D.C., will represent the Committee regarding the above encaptioned matter.

I believe Mr. Schoener has already made contact with Ms. Curry.

Sincerely,

RIECKER, GEORGE, HARTLEY & VAN DAM



Philip Van Dam

PVD:1e

81040301299

51 JAN 19 P 3: 42

GENERAL COUNSEL  
STAMPED

**RIECKER, GEORGE, HARTLEY & VAN DAM**

ATTORNEYS AND COUNSELORS AT LAW

JOHN E. RIECKER  
BARRY S. GEORGE  
RICHARD O. HARTLEY  
PHILIP VAN DAM  
DAVID L. CAMP  
OF COUNSEL  
CALVIN A. CAMPBELL  
MERTON B. LILLY

414 TOWNSEND STREET  
P. O. DRAWER 632  
MIDLAND, MICHIGAN 48640

January 20, 1981

81 JAN 22 P 1:40

OFFICE OF THE  
GENERAL COUNSEL

Ms. Deborah Curry  
FEDERAL ELECTION COMMISSION  
1325 K Street, N.W.  
Washington, D.C. 20510

RE: MUR 1219

Dear Ms. Curry:

Your phone call of January 19, 1981, to me left me somewhat perplexed and for that reason, I find that I must send this follow-up letter to you. I had hoped that a follow-up letter would not be necessary at this time inasmuch as both the Committee and Mr. Louis Kinaia have obtained counsel in the above encaptioned matter, and felt that all communication between both respondents and the Federal Election Commission would now be directed through Counsel.

I am troubled by your characterization of my letter of January 9, 1981--for the Committee and for Mr. Kinaia--as a "response" to the allegations against Mr. Kinaia and the Committee contained in your letter of December 22, 1980.

My letter of January 9, 1981, was sent to the Commission specifically at your suggestion and at the suggestion of another individual on General Counsel's staff (whose name I do not recall) to raise a couple of questions; is the process of formal conciliation still available to respondents; can respondents obtain an extension of time in which to respond to the General Counsel's brief of December 22, 1980.

The reasons for both of the above requests were stated in my letter of January 9, 1981. Specifically, in regard to information as to initiation of the process of informal conciliation, it would seem that had the Committee or Mr. Kinaia been aware of how to initiate the process--which I understand we should have been advised of--this matter would have been resolved by now. Apparently, however, our legitimate request for information is now to be ignored.

Let me reiterate, both Mr. Kinaia and the Committee have obtained counsel--and we do wish to initiate informal conciliation. As I understand it, that process could have been undertaken without further Commission action

81040301300

at this time. Can the process of informal conciliation now be undertaken without further Commission action at this time?

If, in fact, this matter must be brought to the full Commission at this time--prior to any attempt at informal conciliation--I would hope that this letter would also be brought to the attention of the Commission as well as my letter of January 9, 1981, wherein we state that both respondents wish to resolve this matter in an expeditious fashion.

Our desire to resolve this matter expeditiously should not be viewed as an admission of the truth of the allegations contained in General Counsel's December 22, 1980, brief. I do not even know if an admission is requisite to resolving this matter. Certainly, the answer to that question would have a bearing on respondents' position.

I must further state that the January 9, 1981, letter is not an admission on respondents' part. In fact, the Committee takes specific exception to General Counsel's statement on page 5 of his brief that "...statements of the Treasurer indicate that he understood clearly the individual contribution limitations of the Act and the fact that a loan was considered a contribution under the Act." No such statement was ever made.

I believe my August 6, 1980, letter in response to your letter of July 11, 1980, stated, "I was aware that a loan could be considered to be a contribution..." (emphasis added), not that it was a loan. The Committee believed that the circumstances the Committee found itself in were such that the transaction in question was not a contribution. Again, the questioned transaction took place substantially after the election. There was no longer any election to influence.

The Committee believed that 11 C.F.R. 110.1(g)(2) overreached the statutory language of the Act and is not consistent with definitions of election or even the term election cycle as contained in the Act or Commission Regulations.

Respondents do wish to bring this matter to a close. If that can be done by informal conciliation, we would certainly undertake that course of action. In any event, I believe it would be well that all further communication regarding respondents should be directed to Mr. James F. Schoener, 203 Yoakum Parkway, Apt. 323, Alexandria, Virginia 22304. Further, any written communications with respondents should be carboned to Mr. Schoener.

Sincerely,

RIECKER, GEORGE, HARTLEY & VAN DAM

Philip Van Dam

PVD:le

cc: Charles N. Steele

81040301301

911 8

GCC 3788

TELEPHONE (AC 517) 631-4025

# RIECKER, GEORGE, HARTLEY & VAN DAM

ATTORNEYS AND COUNSELORS AT LAW

JOHN E. RIECKER  
BARRY S. GEORGE  
RICHARD O. HARTLEY  
PHILIP VAN DAM  
DAVID L. CAMP  
OF COUNSEL  
CALVIN A. CAMPBELL  
MERTON B. LILLY

414 TOWNSEND STREET  
P. O. DRAWER 632  
MIDLAND, MICHIGAN 48640

January 20, 1981

31 JAN 22 P 1:41

GENERAL COUNSEL

Ms. Deborah Curry  
FEDERAL ELECTION COMMISSION  
1325 K Street, N.W.  
Washington, D.C. 20510

RE: MUR 1219

Dear Ms. Curry:

Your phone call of January 19, 1981, to me left me somewhat perplexed and for that reason, I find that I must send this follow-up letter to you. I had hoped that a follow-up letter would not be necessary at this time inasmuch as both the Committee and Mr. Louis Kinaia have obtained counsel in the above encaptioned matter, and felt that all communication between both respondents and the Federal Election Commission would now be directed through Counsel.

I am troubled by your characterization of my letter of January 9, 1981--for the Committee and for Mr. Kinaia--as a "response" to the allegations against Mr. Kinaia and the Committee contained in your letter of December 22, 1980.

My letter of January 9, 1981, was sent to the Commission specifically at your suggestion and at the suggestion of another individual on General Counsel's staff (whose name I do not recall) to raise a couple of questions; is the process of formal conciliation still available to respondents; can respondents obtain an extension of time in which to respond to the General Counsel's brief of December 22, 1980.

The reasons for both of the above requests were stated in my letter of January 9, 1981. Specifically, in regard to information as to initiation of the process of informal conciliation, it would seem that had the Committee or Mr. Kinaia been aware of how to initiate the process--which I understand we should have been advised of--this matter would have been resolved by now. Apparently, however, our legitimate request for information is now to be ignored.

Let me reiterate, both Mr. Kinaia and the Committee have obtained counsel--and we do wish to initiate informal conciliation. As I understand it, that process could have been undertaken without further Commission action

81040301302

at this time. Can the process of informal conciliation now be undertaken without further Commission action at this time?

If, in fact, this matter must be brought to the full Commission at this time--prior to any attempt at informal conciliation--I would hope that this letter would also be brought to the attention of the Commission as well as my letter of January 9, 1981, wherein we state that both respondents wish to resolve this matter in an expeditious fashion.

Our desire to resolve this matter expeditiously should not be viewed as an admission of the truth of the allegations contained in General Counsel's December 22, 1980, brief. I do not even know if an admission is requisite to resolving this matter. Certainly, the answer to that question would have a bearing on respondents' position.

I must further state that the January 9, 1981, letter is not an admission on respondents' part. In fact, the Committee takes specific exception to General Counsel's statement on page 5 of his brief that "...statements of the Treasurer indicate that he understood clearly the individual contribution limitations of the Act and the fact that a loan was considered a contribution under the Act." No such statement was ever made.

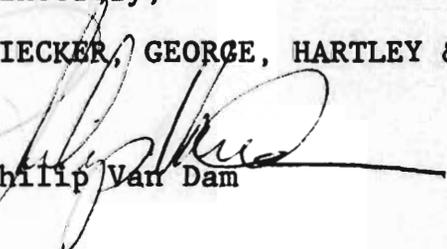
I believe my August 6, 1980, letter in response to your letter of July 11, 1980, stated, "I was aware that a loan could be considered to be a contribution..." (emphasis added), not that it was a loan. The Committee believed that the circumstances the Committee found itself in were such that the transaction in question was not a contribution. Again, the questioned transaction took place substantially after the election. There was no longer any election to influence.

The Committee believed that 11 C.F.R. 110.1(g)(2) overreached the statutory language of the Act and is not consistent with definitions of election or even the term election cycle as contained in the Act or Commission Regulations.

Respondents do wish to bring this matter to a close. If that can be done by informal conciliation, we would certainly undertake that course of action. In any event, I believe it would be well that all further communication regarding respondents should be directed to Mr. James F. Schoener, 203 Yoakum Parkway, Apt. 323, Alexandria, Virginia 22304. Further, any written communications with respondents should be carboned to Mr. Schoener.

Sincerely,

RIECKER, GEORGE, HARTLEY & VAN DAM

  
Philip Van Dam

PVD:le

cc: Charles N. Steele

61040301303

4 RIECKER, GEORGE, HARTLEY & VAN DAM

ATTORNEYS AND COUNSELORS AT LAW

414 TOWNSEND STREET

P. O. DRAWER 632

MIDLAND, MICHIGAN 48640



Mr. Charles N. Steele  
General Counsel  
FEDERAL ELECTION COMMISSION  
1325 K Street, N.W.  
Washington, D.C. 20510

0

0

1

1

1

0

4

0

1

0

0

61040001305

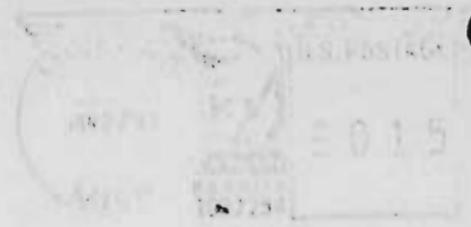
RIECKER, GEORGE, HARTLEY & VAN DAM

ATTORNEYS AND COUNSELORS AT LAW

414 TOWNSEND STREET

P. O. DRAWER 632

MIDLAND, MICHIGAN 48640



Ms. Deborah Curry  
FEDERAL ELECTION COMMISSION  
1325 K Street, N.W.  
Washington, D.C. 20510

RECEIVED

3781

911908

31 JAN 21 P 1:22

January 15, 1981

Mr. Charles N. Steele  
General Counsel  
FEDERAL ELECTION COMMISSION  
1325 K Street, N.W.  
Washington, D.C. 20510

Attn: Ms. Deborah Curry

RE: MUR 1219

Dear Mr. Steele:

Please be advised that Mr. James F. Schoener will be representing me regarding the above.

Sincerely,

Louis Kinaia

*Louis Kinaia*

LK:le

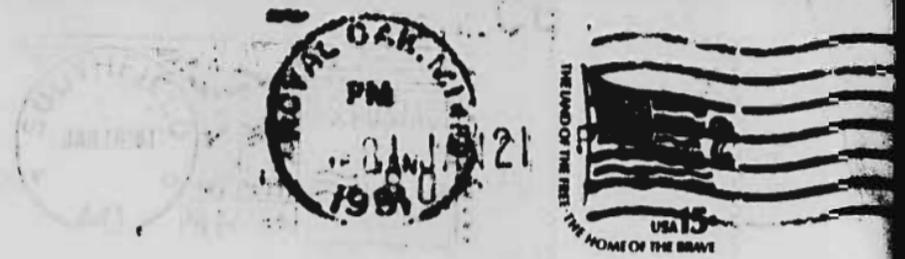
61040301306

26 P 2:26 31 JAN 21

RECEIVED  
GENERAL COUNSEL

81040301307

LOUIS Z. KINAIA  
1780 Orchard Lane  
Birmingham, Mich. 48010



**CERTIFIED**  
P31 3955690  
**MAIL**

Mr. Charles N. Steele  
General Counsel  
FEDERAL ELECTION COMMISSION  
1325 K Street, N.W.  
Washington, D.C. 20510

Attn: Ms. Deborah Curry

911 869

RECEIVED

TELEPHONE (AC 517) 631-028

81 JAN 19 P 3: 29

**RIECKER, GEORGE, HARTLEY & VAN DAM**

ATTORNEYS AND COUNSELORS AT LAW

CCC  
3775

JOHN E. RIECKER  
BARRY B. GEORGE  
RICHARD O. HARTLEY  
PHILIP VAN DAM  
DAVID L. CAMP  
OF COUNSEL  
CALVIN A. CAMPBELL  
MERTON B. LILLY

414 TOWNSEND STREET  
P. O. DRAWER 632  
MIDLAND, MICHIGAN 48640

January 15, 1981

Mr. Charles N. Steele  
General Counsel  
FEDERAL ELECTION COMMISSION  
1325 K Street, N.W.  
Washington, D.C. 20510

Attn: Ms. Deborah Curry

RE: MUR 1219

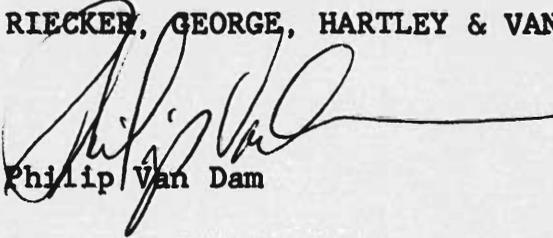
Dear Mr. Steele:

On behalf of the Committee for Senator Griffin, please be advised that Mr. James F. Schoener of Washington, D.C., will represent the Committee regarding the above encaptioned matter.

I believe Mr. Schoener has already made contact with Ms. Curry.

Sincerely,

RIECKER, GEORGE, HARTLEY & VAN DAM



Philip Van Dam

PVD:le

81040301308

24:08 61 JAN 19

TELEPHONE (AC 517) 631-028

RECEIVED

RIECKER, GEORGE, HARTLEY & VAN DAM

ATTORNEYS AND COUNSELORS AT LAW

414 TOWNSEND STREET

P. O. DRAWER 632

MIDLAND, MICHIGAN 48640



Mr. Charles N. Steele  
General Counsel  
FEDERAL ELECTION COMMISSION  
1325 K Street, N.W.  
Washington, D.C. 20510

8104039

01 JAN 19 03:29

RIECKER, GEORGE, HARTLEY & VAN DAM

ATTORNEYS AND COUNSELORS AT LAW

JOHN E. RIECKER  
BARRY S. GEORGE  
RICHARD O. HARTLEY  
PHILIP VAN DAM  
DAVID L. CAMP  
OF COUNSEL  
CALVIN A. CAMPBELL  
MERTON S. LILLY

414 TOWNSEND STREET  
P. O. DRAWER 632  
MIDLAND, MICHIGAN 48640

January 9, 1981

91 JAN 13 P 2: 52

GENERAL COUNSEL

Mr. Charles N. Steele  
General Counsel  
FEDERAL ELECTION COMMISSION  
1325 K Street, NW  
Washington, D.C. 20510

ATTN: Ms. Deborah Curry

RE: MUR 1219

Dear Mr. Steele:

I am writing in regard to your letter of December 22, 1980, addressed to the Committee for Senator Griffin and a similar letter of same date to Mr. Louis Kinaia. While I am the Treasurer of the Committee, I am not the Committee's attorney nor do I officially represent Mr. Kinaia. Nevertheless, given the turn of events and the apparent necessity for both the Committee and Mr. Kinaia to obtain legal counsel, both the Committee and Mr. Kinaia request additional time to respond to your brief regarding the above encaptioned matter.

We hope the Commission will look with favor upon this request. Both respondents received your letter and attached brief during the Holiday period, and although the letter addressed to the Committee was received in my office on December 26, 1980, I personally did not see it until January 2, 1981.

While both the Committee and Mr. Kinaia take exception to your preliminary findings, we would like to inquire as to whether or not the process of informal conciliation is still presently available to us. It is our understanding that an explanation of Commission procedures should have been attached to the letter of July 11, 1980, from Commissioner Reiche to the Committee and Mr. Kinaia. While the Commissioner's letter does indicate that informal conciliation was possible at that time, an explanation of how to initiate that procedure was not made available to the respondents. The respondents do not know if inclusion of Commission procedures with the July 11, 1980, letter would have made that clear to respondents, but I personally believe respondents would have attempted to resolve the matter at that time. It was respondents' understanding, at that time, that their only alternative was a direct response to the Commissioner's letter.

81040301310

911888 RECEIVED  
acc # 3715  
BT PARTS PIZ: 55

Mr. Charles N. Steele

-2-

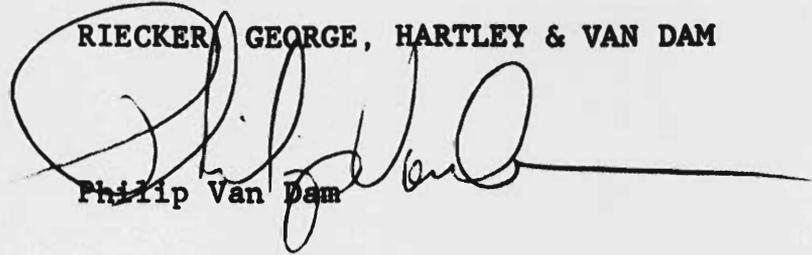
RECEIVED  
January 9, 1981  
21 JAN 13 10:55

While this letter should not be considered a responsive brief, both respondents would like to reiterate that they did not intend to violate the Act. Nevertheless, resolution of this matter in an expeditious fashion may be appropriate for all parties and for that reason, if informal conciliation is still available, the respondents would like to be so advised.

Your continued handling of this matter in a confidential manner is appreciated.

Sincerely,

RIECKER, GEORGE, HARTLEY & VAN DAM



Philip Van Dam

PVD:le

81040301311

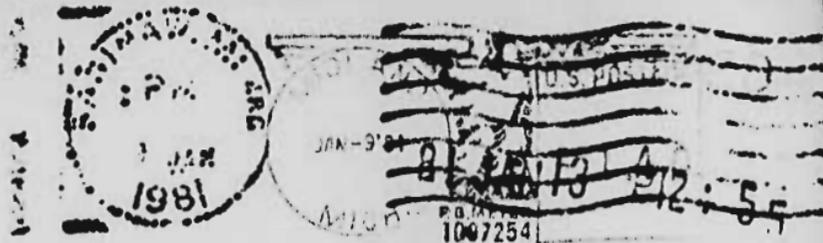
RIECKER, GEORGE, HARTLEY & VAN DAM

ATTORNEYS AND COUNSELORS AT LAW

414 TOWNSEND STREET

P. O. DRAWER 632

MIDLAND, MICHIGAN 48640



Mr. Charles N. Steele  
General Counsel  
FEDERAL ELECTION COMMISSION  
1325 K Street, NW  
Washington, D.C. 20510

ATTN: Ms. Deborah Curry

CERTIFIED

P10 0543654

MAIL

2  
1  
3  
0  
3  
0  
4  
0  
5  
0  
4  
0  
1  
8



FEDERAL ELECTION COMMISSION

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

MEMORANDUM TO: THE COMMISSION  
FROM: MARJORIE W. EMMONS/MARGARET CHANEY *MC*  
DATE: DECEMBER 24, 1980  
SUBJECT: MUR 1219 - General Counsel's Brief  
Memorandum to the Commission  
dated 12-22-80

The attached documents are circulated for your  
information.

ATTACHMENTS:  
1) Memo; 2) Brief; 3) Letter

81040301313



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

December 22, 1980

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Committee for Senator Griffin  
c/o Mr. Phillip Van Dam  
414 Townsend Street  
P.O. Drawer 632  
Midland, Michigan 48640

Re: MUR 1219

Dear Mr. Van Dam:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on June 10, 1980, found reason to believe that your committee committed a violation of 2 U.S.C. § 441a(f) of the Federal Election Campaign Act of 1971, as amended, and instituted an investigation of this matter.

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

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

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

81040301314

Should you have any questions, please contact Deborah Curry at (202) 523-4060.

Sincerely,

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

Enclosure  
Brief

81040301315

*1219 Curry*

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 .....  
 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:  
*Comm for Sen. Stuppien*  
*c/o Philip Hartman*

3. ARTICLE DESCRIPTION:  
 REGISTERED NO. CERTIFIED NO. INSURED NO.  
 \_\_\_\_\_ *947627* \_\_\_\_\_

(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

DEC 23 12:18 PM '77 ☆GPO: 1977-0-249-595

RECEIVED



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

December 22, 1980

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Louis Kinaia  
1780 Orchard Lane  
Birmingham, Michigan 48010

Re: MUR 1219

Dear Mr. Kinaia:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on June 10, 1980, found reason to believe that you committed a violation of 2 U.S.C. § 441a(a)(1)(A) of the Federal Election Campaign Act of 1971, as amended, and instituted an investigation of this matter.

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

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

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

81040301316

Should you have any questions, please contact Deborah Curry at (202) 523-4060.

Sincerely,

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

Enclosure  
Brief

81040301317

MUR 1219 *King*

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.....¢
- 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: *Y*  
Mr. Louis Kinai  
1780 Orchard Lane  
Birmingham, Michigan 48010

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	947626	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE  Addressee  Authorized agent

*X G KINAI*

DATE OF DELIVERY  
*12-26-80*

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

★GPO: 1977-0-249-595

01040301318



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

COMMUNICATIONS SECTION  
80 DEC 23 4 31 12

MEMORANDUM

TO: The Commission  
FROM: Charles N. Steele *CNS*  
General Counsel  
SUBJECT: MUR 1219  
DATE: December 22, 1980

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 probable cause to believe was mailed on December 22, 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

81040301319

BEFORE THE FEDERAL ELECTION COMMISSION

October 22, 1980

In the Matter of )  
 ) MUR 1219  
Louis Kinaia and )  
Committee for Senator Griffin )

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

On June 10, 1980, the Commission found reason to believe that Louis Kinaia violated 2 U.S.C. § 441a(a)(1)(A) by making an excessive contribution of \$7,000 to the Committee for Senator Griffin, and the Commission also found reason to believe that the Committee for Senator Griffin (hereinafter "the Committee") violated 2 U.S.C. § 441a(f) by accepting the prohibited contribution. This matter originated with the Reports Analysis Division and was subsequently referred to the Office of General Counsel.

A review of the Committee's July 10 Quarterly Report of Receipts and Expenditures by the Reports Analysis Division for the period covering April 1, 1979 through June 30, 1979, revealed two entries totalling \$7,000 from Louis Kinaia. On December 11, 1979, the Reports Analysis Division contacted the treasurer of the Committee to clear up certain ambiguities before sending a surface violation letter. These ambiguities were related to the entries dealing with the receipts totalling \$7,000 from Louis Kinaia, and the itemizing on schedule B of a loan repayment of \$7,153 to Mr. Kinaia.

81040301320

During that contact, Reports Analysis verified that the two entries under receipts totalling \$7,000 were a mistake and that instead Louis Kinaia had in fact made the Committee a loan of \$7,000. At that time Reports Analysis requested that the Committee amend its report to disclose the receipt of a loan from Louis Kinaia. The Committee complied with this request.

The Committee for Senator Griffin was established in 1978 to reelect Mr. Griffin as Senator of Michigan. The campaign was not successful and the Committee ended the campaign with a substantial debt. Since that time the Committee has been attempting to raise funds to cover those debts.<sup>1/</sup>

On March 13, 1979, legal action was initiated in the Circuit Court for the County of Wayne, State of Michigan, by one of the creditors of the Committee. After citing various allegations, the creditors in their petition, requested a temporary restraining order to enjoin the Committee from disbursing any funds from the bank account of the Committee. The court issued the temporary restraining order on March 13, 1980, to continue in full force and effect until March 30, 1979.<sup>2/</sup> The respondents indicated in their letter dated August 6, 1980, that the court, on March 30, 1979, took the matter under advisement and indicated that on April 12,

1/ Letter from Phillip Van Dam, Treasurer, to Frank P. Reiche dated August 6, 1980, and received by the Commission on September 19, 1980.

2/ Temporary Restraining Order, Circuit Court, County of Wayne, State of Michigan, March 13, 1979.

81040301321

1979, it would issue an order either to dissolve or to make permanent the temporary restraining order until the conclusion of the law suit.<sup>3/</sup>

The Committee's contention throughout has been that the loan of \$7,000 from Louis Kinaia was appropriate under the circumstances. The Committee indicated in its August 6, 1979, letter that at the time the lawsuit arose, the Committee was involved in an important direct mail campaign to raise funds to cover past debts. Due to the temporary restraining order the Committee was unable to obtain funds from its bank account or receive credit from another bank. The Committee indicates that it was committed to and "locked into" the fundraising effort, and would have to pay for the cost of the direct mail item regardless of whether or not the solicitation letter was mailed.

At this point the Committee asked Mr. Kinaia to make a loan to the Committee for the cost of postage and preparation of the direct mail item. It was indicated that the funds advanced would be repaid within the month with interest. The Quarterly Report for the period reflects a loan of \$7,000 from Mr. Kinaia to the Committee on April 3, 1979 and a repayment of that loan by the Committee on May 22, 1979.

---

<sup>3/</sup> Letter from Phillip Van Dam, Treasurer, to Frank P. Reiche dated August 6, 1980, and received by the Commission on September 19, 1980.

81040301322

The treasurer of the Committee states that he was aware of the individual contribution limitations of the Act and that he was also aware of the fact that a loan could be considered a contribution. However, the treasurer felt that under the circumstances the action taken was not inappropriate. Finally, the treasurer states that the transaction was not used to influence a federal election, since the election was over and the candidate had lost.<sup>4/</sup>

II. LEGAL ANALYSIS

2 U.S.C. § 441a(a)(1)(A) states that "no person shall make contributions to any candidate and his authorized political committee with respect to any election for Federal office which, in the aggregate, exceed \$1,000;..." See also 11 C.F.R. § 110.1 (a)(1). 2 U.S.C. § 441a(f) prohibits the knowing acceptance of such contributions or expenditures that are in violation of this section by a candidate or political committee. See also 11 C.F.R. § 110.9. 2 U.S.C. § 431(8)(A)(i) defines contribution as "any gift, subscription, loan, advance, or anything of value made by any person for the purpose of influencing any election for Federal office; ..." (Emphasis added). See also 11 C.F.R. § 100.7(a)(1).<sup>5/</sup> However, 2 U.S.C. § 431(8)(vii) excepts from

<sup>4/</sup> Treasurer's statements in letter from Phillip Van Dam to Frank P. Reiche, supra note 3, at 3.

<sup>5/</sup> Citations herein are to Federal Election Campaign Act ("FECA") as amended in 1979. The 1979 Amendments made no substantive changes to the sections of FECA applied in this matter.

81040301323

the term contribution "any loan of money by a State bank, a federally chartered depository institution, ... other than any overdraft made with respect to a checking or savings account, made in accordance with applicable law and in the ordinary course of business, ..." (Emphasis added). See also 11 C.F.R. § 100.7(b)(11).

Therefore, since Louis Kinaia is not a state bank nor a federally chartered depository, the loan of \$7,000 by Louis Kinaia to the Committee constitutes a contribution under the Act. 2 U.S.C. § 431(8)(A)(i). See also 11 C.F.R. § 100.7(a)(1). Furthermore, 11 C.F.R. § 100.7(a)(1)(i)(A) states that "[a] loan which exceeds the contribution limitation of 2 U.S.C. § 441a and 11 C.F.R. Part 110 shall be unlawful whether or not it is repaid." Since the \$7,000 loan by Louis Kinaia to the Committee was in excess of the \$1,000 contribution limitation, it constitutes a violation of the Act. 2 U.S.C. § 441a(a)(1)(A). See also 11 C.F.R. § 100.7(a)(1). Also, the acceptance of this prohibited contribution by a candidate or committee constitutes a violation of the Act. 2 U.S.C. § 441a(f).

The statements of the treasurer indicate that he understood clearly the individual contribution limitations of the Act and the fact that a loan was considered a contribution under the Act. Despite this knowledge, the treasurer solicited the excessive contribution asserting that such funds were not used to influence a federal election. 11 C.F.R. § 110.1(g)(2) states, however, that "[c]ontributions made to retire debts resulting from elections held after December 31, 1974 are subject to limitations of this Part 110." The fact that an election is over

81040301324

and a candidate has lost does not change the character of these funds as contributions under the Act. Therefore, any funds collected and/or used to retire the debts of a past election are subject to the contribution limitations of the Act and such funds are indeed used to influence a federal election.

III. GENERAL COUNSEL'S RECOMMENDATION

1. Find probable cause to believe Louis Kinaia violated 2 U.S.C. § 441a(a)(1)(A) by making an excessive contribution to the Committee for Senator Griffin.

2. Find probable cause to believe the Committee for Senator Griffin violated 2 U.S.C. § 441a(f) by accepting the prohibited contribution.

19 December 1980  
Date

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

81040301325



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

December 22, 1980

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Committee for Senator Griffin  
c/o Mr. Phillip Van Dam  
414 Townsend Street  
P.O. Drawer 632  
Midland, Michigan 48640

Re: MUR 1219

Dear Mr. Van Dam:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on June 10, 1980, found reason to believe that your committee committed a violation of 2 U.S.C. § 441a(f) of the Federal Election Campaign Act of 1971, as amended, and instituted an investigation of this matter.

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

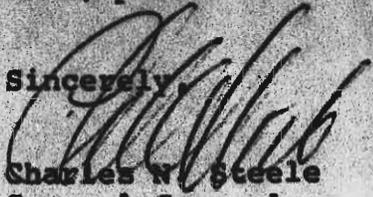
Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within fifteen days of your receipt of this notice, you may file with the Secretary of the Commission a brief (10 copies) stating your position on the issues and replying to the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

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

81040301326

Should you have any questions, please contact Deborah Curry  
at (202) 523-4060.

Sincerely,



Charles W. Steele  
General Counsel

Enclosure  
Brief

81040301327



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

December 22, 1980

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Louis Kinaia  
1780 Orchard Lane  
Birmingham, Michigan 48010

Re: MUR 1219

Dear Mr. Kinaia:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on June 10, 1980, found reason to believe that you committed a violation of 2 U.S.C. § 441a(a)(1)(A) of the Federal Election Campaign Act of 1971, as amended, and instituted an investigation of this matter.

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

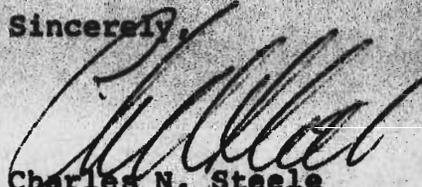
Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within fifteen days of your receipt of this notice, you may file with the Secretary of the Commission a brief (10 copies) stating your position on the issues and replying to the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

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

81040301328

Should you have any questions, please contact Deborah Curry  
at (202) 523-4060.

Sincerely,



Charles N. Steele  
General Counsel

Enclosure  
Brief

81040301329



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES STEELE  
FROM: MARJORIE W. EMMONS/MARGARET CHANEY  
DATE: NOVEMBER 4, 1980  
SUBJECT: MUR 1219 - Interim Investigative Report  
#2, dated 10-31-80; Received in OCS  
11-3-80, 12:08

The above-named document was circulated to the Commission on a 24 hour no-objection basis at 4:00, November 3, 1980.

There were no objections to the Interim Investigative Report.

81040301330

81040301331

BEFORE THE FEDERAL ELECTION COMMISSION

October 31, 1980

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY

80 NOV 3 12: 08

In the Matter of  
Louis Kinaia and  
Committee for Senator  
Griffin

)  
)  
)  
)  
)

MUR 1219

Interim Investigative Report #2

On June 10, 1980, the Commission found reason to believe that Louis Kinaia violated 2 U.S.C. § 441a(a)(1)(A) by making an excessive contribution of \$7,000 to the Committee for Senator Griffin, and the Commission also found reason to believe the Committee for Senator Griffin violated 2 U.S.C. § 441a(f) by accepting the prohibited contribution.

Subsequent to Interim Investigative Report #1, the Office of General Counsel received a written response to our letter and notification of reason to believe finding. The Office of General Counsel is now in the process of writing a probable cause brief in this matter. This probable cause brief will be circulated by next week.

31 October 1980

Date

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

81040301332

0002690

TELEPHONE (AC 517) 631-1025

**RIECKER, GEORGE, HARTLEY & VAN DAM**  
ATTORNEYS AND COUNSELORS AT LAW

JOHN E. RIECKER  
BARRY B. GEORGE  
RICHARD O. HARTLEY  
PHILIP VAN DAM  
DAVID L. CAMP  
OF COUNSEL  
CALVIN A. CAMPBELL  
MERTON B. LILLY

414 TOWNSEND STREET  
P. O. DRAWER 632  
MIDLAND, MICHIGAN 48640

August 6, 1980

00 SEP 22 09 14 5

RECEIVED  
FEDERAL ELECTION COMMISSION

Mr. Frank P. Reiche  
Commissioner  
Federal Election Commission  
1325 K Street N.W.  
Washington, D.C. 20510

Attn: Ms. Deborah Curry

RE: MUR 1219

Dear Commissioner:

I am the Treasurer of the Committee to Elect Senator Griffin. I am responding to the above encaptioned "MUR" sent to the Committee and to Mr. Louis Kinaia of 1780 Orchard Lane, Birmingham, Michigan. Mr. Kinaia asked that I contact you regarding this matter and, while I do not officially represent him, am very glad to do so. Accordingly, please accept this letter as a response to your "MUR" from both the Committee and from Mr. Kinaia. Further, on behalf of both, I ask that this matter remain confidential.

The Committee was established for the 1978 re-election effort of Robert P. Griffin of Michigan. The campaign was not successful and the Committee ended the campaign with a substantial debt; approximately \$245,000.00. In light of the debt, the Committee continued to attempt to raise funds--and still is attempting to do so today--into 1979.

Many of our creditors were patient and understanding. One creditor, as is its right, initiated legal action against the Committee in an effort to collect the debt allegedly due it.

Legal action was initiated on March 13, 1979, in the Circuit Court for the County of Wayne, State of Michigan, by Plaintiff (creditor) filing a Petition for an Order to Show Cause and a Temporary Restraining Order. (Copy enclosed.) After reciting various allegations, the Petition requests the Court to issue a Temporary Restraining Order to "enjoin Defendant (the Committee) from disbursing any of the assets of the aforementioned bank account or in any other bank account if the aforementioned bank account has been closed and a new account opened for the purpose of paying campaign expenses." The Court did issue the

81040301333

Temporary Restraining Order, ex parte. This Order effectively froze all the then assets of the Committee for Senator Griffin.

By stipulation, the date for the Order to Show Cause was adjourned from Friday, March 16, 1979, to Friday, March 30, 1979. Various discussions were held between the parties in an attempt to negotiate our differences and resolve the matter without further resort to the courts. During this period of time, the filing of the law suit also attracted some media attention. At the time set for the hearing, the court heard various arguments from both parties. The court then, and much to our regret, took the matter under advisement. The court indicated that on April 12, 1979, it would issue an order either dissolving the Temporary Restraining Order or an order making permanent the injunction until the conclusion of the law suit.

As stated, the Committee found that the Court's decision to take the matter under advisement was quite regrettable. While not at that time delving into the merits of the allegations before the court, the Committee argued that the court's action in issuing the initial Temporary Restraining Order was contrary to the laws of the State of Michigan. The Committee felt that a decision by the court at the March 30 hearing would be favorable to it; given certain fund raising commitments the Committee had made, it believed that a March 30 decision, would allow the Committee to proceed with a direct mail solicitation that the Committee was locked into. The further delay of the court in announcing its decision in effect meant that the Committee's funds were still frozen and the Committee was in danger of having a major post-election fund raising letter destroyed. Had the fund raising letter not gone out, the Committee would still have had to pay for the letter. Furthermore, had the Committee been able to obtain some credit from direct mail suppliers--and it must be stated that some credit was extended in connection with this particular fund raising letter--the Committee would still have had to provide the funds for postage for the letter. With our assets frozen, this would have been impossible.

The Committee was in a very serious situation. Banks and lending institutions were contacted, but none would advance any funds to the Committee. Basically because of the injunction against the assets of the Committee and, of course, the fact that the 1978 election was over and the candidate had lost.

In light of the above, I contacted Mr. Kinaia. I explained to Mr. Kinaia the Committee's current situation. I asked Mr. Kinaia if he could make a loan to the Committee to cover the cost of postage and preparation of the direct mail item. Mr. Kinaia indicated that he would make the loan. I then indicated that the funds advanced would be returned within the month with agreed upon interest. I subsequently dictated a letter over the phone for Mr. Kinaia, copy attached, outlining our arrangement.

81040301334

As Treasurer, I was aware of the contribution limitations that an individual could make to a federal election campaign. I was also aware of the fact that a loan could be considered to be a contribution. However, I felt that under all of the circumstances, the action taken would not be inappropriate. This loan was a commercial transaction; monies were borrowed and repaid at interest. Further, after calling a number of banks and financial institutions and being rejected, there was no other practical alternative but to seek a loan from a source other than a financial institution. Finally, this transaction was not used to influence a federal election. That is, the election was over; we had lost; we had a substantial debt; and there was serious danger of the Committee losing all of its remaining assets, as a result of the Temporary Restraining Order, to a fund raising letter which even if not sent would still have to be paid for.

I do hope that the above answers all of your questions. If not, please do not hesitate to call. Certainly there was no intention on the part of the Committee or Mr. Kinaia to violate the Federal Election Code. Further, given all of the circumstances, I do not believe the Code was violated.

Sincerely,

RIECKER, GEORGE, HARTLEY & VAN DAM

Philip Van Dam

PVD:le

Enclosure

cc: Mr. Louis Kinaia

81040301335

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

WILLIAM D. MC MASTER, d/b/a MC MASTER  
ASSOCIATES PUBLIC RELATIONS,

Plaintiff,

File No. 79-908429 CK

-vs-

COMMITTEE FOR SENATOR GRIFFIN,

Defendant.

ORDER

At a session of said Court,  
held in the City-County Building,  
in the City of Detroit, Michigan,  
on MAR 14 1979

**NEAL FITZGERALD**

PRESENT: HONORABLE

Circuit Court Judge

Upon reading and filing the attached Stipulation, and  
the Court being duly advised in the premises;

IT IS HEREBY ORDERED that the Order to Show Cause shall  
be adjourned from March 16, 1979, until Friday, March 30, 1979,  
at 2:00 p.m. before the Honorable Neal Fitzgerald or anytime  
thereafter that the Court shall so designate.

IT IS FURTHER ORDERED that the Temporary Restraining  
Order entered before Honorable Joseph G. Rashid on March 13,  
1979, shall continue to be in full force and effect until  
either Friday, March 30, 1979, at 4:30 p.m., or the date of the  
hearing on the Order to Show Cause or the conclusion of the  
hearing to Show Cause before the Honorable Neal Fitzgerald,  
whichever is later in time.

**NEAL FITZGERALD**

CIRCUIT COURT JUDGE

A TRUE COPY  
JAMES R. KILLEEN  
CLERK

BY J. Killeen  
DEPUTY CLERK

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

WILLIAM D. MC MASTER, d/b/a  
MC MASTER ASSOCIATES PUBLIC  
RELATIONS,

Plaintiff,

File No. \_\_\_\_\_

-vs-

COMMITTEE FOR SENATOR GRIFFIN,

Defendant.

ROBERT A. TYLER (P-25404)  
Attorney for Plaintiff

PETITION FOR ORDER TO SHOW CAUSE  
AND TEMPORARY RESTRAINING ORDER

NOW COMES the Plaintiff, WILLIAM D. MC MASTER, d/b/a  
MC MASTER ASSOCIATES PUBLIC RELATIONS, by and through his  
attorneys, DICE, SWEENEY, SULLIVAN & FEIKENS, P.C. and moves  
this Honorable Court to Show Cause and a Temporary Restraining  
Order for the reasons as follows:

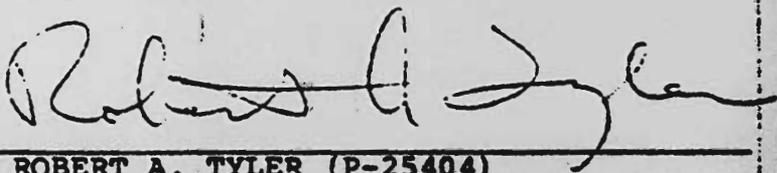
1. That this lawsuit is based upon contract to provide services and expenses for the campaign of Senator Griffin during 1978.
2. That the Committe has raised certain monies which are upon information and belief, deposited in a Detroit Bank & Trust Company Bank Account, under the number of 0720-0009-0421-04081-7.
3. That the funds in said account were raised specifically to pay off campaign debts, one of which being the subject matter of this lawsuit.
4. That plaintiff is fearful, that he will suffer irreperable injury and will not have an adequate remedy at law if defendant is not enjoined pending a full hearing on the merits from disbursing said assets from the aforementioned bank account.

5. That the Defendant is presently in existence, but may shortly dissolve and no longer be in existence and therefore, there will be no future fund raising events and the plaintiff will not have an adequate remedy at law to obtain the monies due and owing it.

6. That the plaintiff has fulfilled all of its obligations under the contract.

WHEREFORE, Plaintiff moves this Honorable Court for an Order to Show Cause and a Temporary Restraining Order to enjoin defendant from disbursing any of the assets of the aforementioned bank account or in any other bank account if the aforementioned bank account has been closed and a new account opened for the purposes of paying campaign expenses.

DICE, SWEENEY, SULLIVAN & FEIKENS, P.C.



By

ROBERT A. TYLER (P-25404)  
Attorney for Plaintiff  
1200 Buhl Building  
Detroit, Michigan 48226  
962-5909

DATED: March 12, 1979

The court's attention is respectfully directed to the verified Complaint, which has been signed by Plaintiff.

IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

WILLIAM D. MC MASTER, d/b/a  
MC MASTER ASSOCIATES PUBLIC  
RELATIONS,

Plaintiff,

File No. 79-\_\_\_\_\_

-vs-

COMMITTEE FOR SENATOR GRIFFIN,

Defendant.

ROBERT A. TYLER (P-25404)  
Attorney for Plaintiff

ORDER TO SHOW CAUSE AND  
TEMPORARY RESTRAINING ORDER

At a session of said Court, held  
in the County-City Building in the  
City of Detroit, Michigan, on this  
MAR 13 1979

PRESENT: HONORABLE JOSEPH G. RASHID  
Circuit Court Judge

Upon reading and filing of the plaintiff's verified  
Complaint, Petition for Order to Show Cause and Temporary  
Restraining Order and it appearing to this Honorable Court  
that the Plaintiff will suffer immediate and irreparable harm  
unless the relief sought is granted and this Court being fully  
advised in the premises;

IT IS HEREBY ORDERED that Defendant be and appear  
before the Honorable NEIL FITZGERALD  
Wayne County Circuit Judge, located at 1107 CITY-COUNTY  
BUILDING, Detroit, Michigan, on the 11TH day of  
MARCH, 1979, at 3:00 o'clock, or as soon  
thereafter as Counsel may be heard to show cause, if any it  
may have, why defendant, its agents, representatives and

employees should not be ~~restrained~~ and ~~enjoined~~ by order of this Court from dispensing any funds from a general bank account used for the payment of campaign expenses, specifically Detroit Bank & Trust Company Account No. 0720-0009-0421-04081-7; *IN THE MATTER OF*

IT IS FURTHER ORDERED that in the meantime, pending a hearing on this Order to Show Cause, defendant, its agents, representatives, and employees be and they are hereby restrained from dispensing or disbursing any monies from the aforementioned Detroit Bank & Trust Account No. 0720-0009-0421-04081-7, or any other bank account used for the payment of campaign expenses from the campaign of Senator Robert Griffin in 1978;

IT IS FURTHER ORDERED that a copy of this Order, Complaint and Petition be served upon Defendant <sup>*T. J. (S)*</sup> ~~four~~ days prior this hearing to Show Cause, and that a copy of said Order, Complaint and Petition be served upon Detroit Bank & Trust Company.

**JOSEPH G. RASHID**

**CIRCUIT COURT JUDGE**

-2-

A TRUE COPY  
JAMES R. KILLEEN  
CLERK

BY \_\_\_\_\_  
DEPUTY CLERK



333 West Fort St.  
Suite 1978  
Detroit, Michigan 48226  
(313) 237-0578

245 South Woodward Avenue  
Birmingham, Michigan 48011  
April 3, 1979

Mr. Louis Kinaia  
1780 Orchard Lane  
Birmingham, Michigan 48010

Dear Mr. Kinaia:

As you know, the Committee for Senator Griffin is currently in debt to the extent of approximately \$245,000. I'm sure you are also aware that the Wayne County Circuit Court, in response to a complaint filed by one of the Committee's creditors, has issued a temporary restraining order restraining the Committee, its agents, representatives, and employees from dispensing or distributing any monies from our campaign account located at the Detroit Bank and Trust Company or from any other bank account used for the payment of campaign expenses for the Committee.

Although a hearing was held before the Honorable Neal Fitzgerald, Judge, on the temporary restraining order and its propriety, the Court, taking the matter under advisement, continued the temporary restraining order until it reaches a decision. This action effectively continues to make funds now available in the Committee's account unavailable to us. As a result, further fund raising activity is in serious danger.

Specifically the Committee had arranged with a specific direct mail house to prepare for the Committee another direct mail appeal for funds, the proceeds of which would be utilized to reduce our debt. One of the suppliers of that direct mail house will not process our appeal until it receives payment of \$2,500. Further, the direct mail house cannot cause our appeal to be placed in the United States mail until it receives \$4,500 for postage.

In light of the above, you have offered to extend to the Committee for Senator Griffin certain monies, on a short-term basis, in the amount of \$7,000 in two checks. One check is to be made out to Wiland & Associates in the amount of \$2,500 and the other check to be made out to United States Postmaster in the amount of \$4,500. These funds will be returned to you by the Committee within one month from date of checks along with an interest payment at the then current commercial interest rate.

Sincerely,

*Philip Van Dam*

Philip VanDam s/Mary B. Beattie  
Treasurer  
Committee for Senator Griffin

PVD:mbb

Robert E. Devlin, C.P.A., Chairman

Philip Van Dam, 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.

81040301341

RIECKER, GEORGE, HARTLEY & VAN DAM

ATTORNEYS AND COUNSELORS AT LAW

414 TOWNSEND STREET

P. O. DRAWER 632

MIDLAND, MICHIGAN 48640

1342

**CERTIFIED**

P10 0543822

**MAIL**

Mr. Frank P. Reiche  
Commissioner  
Federal Election Commission  
1325 K Street N.W.  
Washington, D.C. 20510

ATTN: DEBORAH CURRY

010

RECEIVED  
SEP 10 10:06

RECEIVED



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES STEELE *MUE*  
FROM: MARJORIE W. EMMONS/MARGARET CHANEY *J. for*  
DATE: AUGUST 19, 1980  
SUBJECT: MUR 1219 - Interim Investigative Report #1,  
dated 7-29-80; Signed 8-13-80; Received  
in OCS 8-14-80, 10:03

The above-named document was circulated to the  
Commission on a 24 hour no-objection basis at 4:00,  
August 14, 1980.

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

81040301343

MEMORANDUM TO: Marjorie N. Evans  
FROM: Elissa T. Carr  
SUBJECT: NUR 2218

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

81040301344

BEFORE THE FEDERAL ELECTION COMMISSION

July 29, 1980

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY

80 AUG 14 A10: 08

In the Matter of	)	
	)	
Louis Kinaia	)	MUR 1219
Committee for Senator Griffin	)	

INTERIM INVESTIGATIVE REPORT #1

On June 10, 1980, the Commission found reason to believe that Louis Kinaia violated 2 U.S.C. § 441a(a)(1)(A) by making an excessive contribution of \$7,000 to the Committee for Senator Griffin and the Commission also found that the Committee for Senator Griffin violated 2 U.S.C. § 441a(f) by accepting the prohibited contribution.

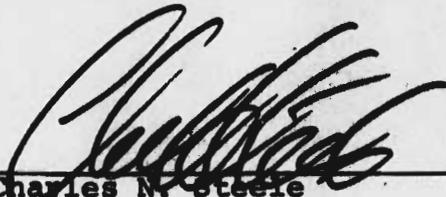
The respondents were sent a letter and notification of reason to believe finding. These letters and reports were received on July 14, 1980. As of this date there has been no written response.

However, Mr. Phillip Van Dam, treasurer for the committee, made oral contact on Wednesday, July 23, 1980. He called in response to the letter sent to Louis Kinaia. He stated that he had not received a letter or report. He also stated that upon receipt of the letter he would respond on behalf of the committee and Louis Kinaia. In addition, he asked that future correspondence be sent to his office address, since committee headquarters are located in a different city.

81040301345

On August 6, 1980, by phone, it was verified that Mr. Phillip Van Dam had received the RTB letter. At that time he stated that he had finished preparation of the response and that we would receive it shortly. After receipt, this office will analyze this response, and a report to the Commission on this matter will be submitted by September 1, 1980.

13 August 1980  
Date

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

81040301346



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

July 10, 1980

MEMORANDUM TO: Elissa Garr  
FROM: Charles N. Steele *CS*  
SUBJECT: Letters in MUR 1219

I spoke with Chairman Friedersdorf and Vice Chairman McGarry; Chairman Friedersdorf indicated that he had delegated to Commissioner Reiche the authority to sign these letters. He said that he would file a note about the delegation, and asked that the letters be sent.

Accordingly, please send the letters.

61040301347

81040301348

P. Form 371, Aug. 1978

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

**RECEIVED**

● **SENDER** Complete items 1, 2, 3, 4, 5, 6, and 7. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check box):

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

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

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

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

(CONSULT POSTMASTER FOR FEES)

2. **ARTICLE ADDRESSED TO:**  
MR. LOUIS KINAIYA  
1780 ORCHARD LANE  
BIRMINGHAM, MICHIGAN 48010

3. **ARTICLE DESCRIPTION:**

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	145532	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE  Addressee  Authorized agent

*X G KINAIYA*

4. DATE OF DELIVERY: *7-14-80* POSTMARK: *1980 JUL 18 PM 12 24*

5. ADDRESS (Complete only if requested):

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS:

1219 ~~KINAIYA~~ *Carry*



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

July 11, 1980

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Louis Kinaia  
1780 Orchard Lane  
Birmingham, Michigan 48010

Re: MUR 1219

Dear Mr. Kinaia:

The Commission determined, on June 10, 1980, that there is reason to believe that you have violated 2 U.S.C. § 441a (a)(1)(A). A report on the Commission's finding is attached for your information. You may submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter.

In the absence of any additional information which demonstrates that no further action should be taken against you, the Commission may find probable cause to believe that a violation has occurred, and proceed with formal conciliation. Of course, this does not preclude the settlement of this matter through informal conciliation prior to a finding of probable cause to believe if you so desire.

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

If you have any questions, please contact Deborah Curry, the attorney assigned to this matter at (202) 523-4060.

Sincerely,

*Frank P. Reiche*

Frank P. Reiche  
Commissioner

Enclosure

81040301349

FEDERAL ELECTION COMMISSION

NOTIFICATION OF REASON TO BELIEVE FINDING

DATE July 11, 1980

MUR NO. 1219  
STAFF MEMBER(S) & TEL. NO.

RESPONDENT Louis Kinaia

Deborah Curry

(202) 523-4060

SOURCE OF MUR: INTERNALLY GENERATED

BACKGROUND

A review of the July 10 Quarterly Report of Receipts and Expenditures by the Committee for Senator Griffin reveals items that may be a violation of the Federal Election Campaign Act of 1971, as amended. The entries indicate that the Committee for Senator Griffin may have accepted a \$7,000 contribution from an individual. This contribution, if in fact made, is prohibited by the Act. 2 U.S.C. §§ 441a(a)(1)(A); 441a(f).

FACTUAL AND LEGAL ANALYSIS

The Committee for Senator Griffin's July 10 Quarterly Report of Receipts and Expenditures for the period covering April 1, 1979 through June 30, 1979, was reviewed by the Reports Analysis Division. It was noted that two entries equalling \$7,000 from Louis Kinaia, may have been an excessive contribution under the Act. 2 U.S.C. §§ 441a(a)(1)(A) and 441a(f).

On December 11, 1979, the Reports Analysis Division contacted the treasurer of the Committee for Senator Griffin to clear up certain ambiguities before sending a surface violation letter. These ambiguities were related to the entries dealing with the receipts totalling \$7,000 from Louis Kinaia, and the itemizing on Schedule B of a loan repayment of \$7,153 to Mr. Kinaia.

During that contact, Reports Analysis verified that the two entries under receipts equalling \$7,000 were a mistake and that instead Louis Kinaia had made a loan of \$7,000. At that time Reports Analysis requested that the Committee for Senator Griffin amend its report to disclose the receipt of a loan as opposed to a contribution from Mr. Kinaia.

81040301350

2 U.S.C. § 441a(a)(1)(A) states that "No person shall make contributions to any candidate and his authorized political committees with respect to any election for Federal office which, in the aggregate, exceed \$1,000;..." See also 11 C.F.R. § 110.1(a)(1). 2 U.S.C. § 441a(f) prohibits the knowing acceptance of such contributions or expenditures that are in violation of this section by a candidate or political committee. See also 11 C.F.R. § 110.9. 2 U.S.C. § 431(e)(1) defines contribution as "mean[ing] a gift, subscription, loan,..." used to influence a federal election. Now codified as § 431(8)(A)(i). See also 11 C.F.R. § 100.4(a)(1).

Therefore, the loan of \$7,000 by Louis Kinaia to the Committee for Senator Griffin constitutes a contribution under the Act. 2 U.S.C. § 431(e)(1) now codified as § 431(8)(A)(i). See also 11 C.F.R. § 100.4(a)(1). Since the \$7,000 loan by Louis Kinaia to the Committee for Senator Griffin was in excess of \$1,000 contribution limitation, it may constitute a violation of the Act. 2 U.S.C. § 441a(a)(1)(A). See also 11 C.F.R. § 100.1(a)(1). The acceptance of this excessive contribution by a candidate or committee may also constitute a violation of the Act. 2 U.S.C. § 441a(f). See also 11 C.F.R. § 110.9.

Based on the foregoing analysis, the Federal Election Commission has found:

1. Reason to believe that Louis Kinaia has violated 2 U.S.C. § 441a(a)(1)(A).

81040:01351



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

July 11, 1980

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Committee for Senator Griffin  
c/o Phillip Van Dam  
245 South Woodward Avenue  
Birmingham, MI 48011

Re: MUR 1219

Dear Mr. Van Dam:

The Federal Election Commission notified you in a surface violation letter dated January 29, 1980, that your committee may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act").

Upon further review of the information available to the Commission and information supplied by you, the Commission determined, on June 10, 1980, that there is reason to believe that you have violated 2 U.S.C. § 441a(f). A report on the Commission's finding is attached for your information. You may submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter.

In the absence of any additional information which demonstrates that no further action should be taken against your committee, the Commission may find probable cause to believe that a violation has occurred, and proceed with formal conciliation. Of course, this does not preclude the settlement of this matter through informal conciliation prior to a finding of probable cause to believe if you so desire.

81040301352

Committee for Senator Griffin  
c/o Phillip Van Dam

Page Two

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

If you have any questions, please contact Deborah Curry, the attorney assigned to this matter, at (202) 523-4060.

Sincerely,

*Frank P. Reiche*

Frank P. Reiche  
Commissioner

Enclosure

81040301353

RECEIVED  
JUL 21 1990  
1:1

1. The following service is requested (check one):  
 Show to whom and date delivered.  
 Show to whom, date, and ~~200~~ JUL 21 1990  
 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:  
COMMITTEE FOR SENATOR GRIFFIN  
C/O PHILLIP VAN DAM  
245 SOUTH WOODWARD AVENUE  
BIRMINGHAM, ALABAMA 35203

3. ARTICLE DESCRIPTION:  
REGISTERED NO. 945581 INSURED NO.

4. I have received the article described above.  
SIGNATURE  Address  Authorized agent  
*Rep. Alder*  
DATE OF DELIVERY 7-14-90  
ADDRESS (Complete only if insured)

5. UNABLE TO DELIVER BECAUSE:  
CLERK'S INITIALS  
*1219 Curry*

PS Form 3811, Aug. 1978  
RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

A surface violation letter was sent out on January 29, 1980. The treasurer for the Committee for Senator Griffin responded to the surface violation letter on February 11, 1980. In that letter the treasurer restated that the transaction in question was in fact a loan. Amended disclosure reports reflecting this were submitted along with the letter.

2 U.S.C. § 441a(a)(1)(A) states that "No person shall make contributions to any candidate and his authorized political committees with respect to any election for Federal office which, in the aggregate, exceed \$1,000;..." See also 11 C.F.R. § 110.1(a)(1). 2 U.S.C. § 441a(f) prohibits the knowing acceptance of such contributions or expenditures that are in violation of this section by a candidate or political committee. See also 11 C.F.R. § 110.9. 2 U.S.C. § 431(e)(1) defines contribution as "mean[ing] a gift, subscription, loan,..." used to influence a federal election. Now codified as § 431(8)(A)(i). See also 11 C.F.R. § 100.4(a)(1).

Therefore, the loan of \$7,000 by Louis Kinaia to the Committee for Senator Griffin constitutes a contribution under the Act. 2 U.S.C. § 431(e)(1) now codified as § 431(8)(A)(i). See also 11 C.F.R. § 100.4(a)(1). Since the \$7,000 loan by Louis Kinaia to the Committee for Senator Griffin was in excess of \$1,000 contribution limitation, it may constitute a violation of the Act. 2 U.S.C. § 441a(a)(1)(A). See also 11 C.F.R. § 100.1(a)(1). The acceptance of this excessive contribution by a candidate or committee may also constitute a violation of the Act. 2 U.S.C. § 441a(f). See also 11 C.F.R. § 110.9.

Based on the foregoing analysis, the Federal Election Commission has found:

1. Reason to believe that the Committee for Senator Griffin has violated 2 U.S.C. § 441a(f).

81040301354

FEDERAL ELECTION COMMISSION

NOTIFICATION OF REASON TO BELIEVE FINDING

DATE July 11, 1980

MUR NO. 1219  
STAFF MEMBER(S) & TEL. NO.

RESPONDENT Committee for Senator Griffin

Dorah Curry  
(202) 523-4060

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

BACKGROUND

A review of the July 10 Quarterly Report of Receipts and Expenditures by the Committee for Senator Griffin reveals items that may be a violation of the Federal Election Campaign Act of 1971, as amended. The entries indicate that the Committee for Senator Griffin may have accepted a \$7,000 contribution from an individual. This contribution, if in fact made, is prohibited by the Act. 2 U.S.C. §§ 441a(a)(1)(A); 441a(f).

FACTUAL AND LEGAL ANALYSIS

The Committee for Senator Griffin's July 10 Quarterly Report of Receipts and Expenditures for the period covering April 1, 1979 through June 30, 1979, was reviewed by the Reports Analysis Division. It was noted that two entries equalling \$7,000 from Louis Kinaia, may have been an excessive contribution under the Act. 2 U.S.C. §§ 441a(a)(1)(A) and 441a(f).

On December 11, 1979, the Reports Analysis Division contacted the treasurer of the Committee for Senator Griffin to clear up certain ambiguities before sending a surface violation letter. These ambiguities were related to the entries dealing with the receipts totalling \$7,000 from Louis Kinaia, and the itemizing on Schedule B of a loan repayment of \$7,153 to Mr. Kinaia.

During that contact, Reports Analysis verified that the two entries under receipts equalling \$7,000 were a mistake and that instead Louis Kinaia had made a loan of \$7,000. At that time Reports Analysis requested that the Committee for Senator Griffin amend its report to disclose the receipt of a loan as opposed to a contribution from Mr. Kinaia.

81040301355

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Louis Kinaia )  
Committee for Senator Griffin )

MUR 1219

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission's executive session on June 10, 1980, do hereby certify that the Commission decided by a vote of 5-1 to take the following actions in MUR 1219:

1. Find reason to believe that Louis Kinaia violated 2 U.S.C. §441a(a) (1) (A) by making an excessive contribution of \$7,000 to the Committee for Senator Griffin.
2. Find reason to believe that the Committee for Senator Griffin violated 2 U.S.C. §441a(f) by accepting a prohibited contribution.
3. Approve the letter to the Committee for Senator Griffin as submitted with the General Counsel's June 2, 1980 report.
4. Request the Office of General Counsel to amend the letter to Louis Kinaia to delete reference to a surface violation letter dated January 29, 1980.

Commissioners Aikens, Harris, McGarry, Reiche, and Tiernan voted affirmatively for the decision; Commissioner Friedersdorf dissented.

Attest:

6/11/80

Date

*Marjorie W. Emmons*

Marjorie W. Emmons  
Secretary to the Commission

81040301356



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES STEELE *mwe*  
FROM: MARJORIE W. EMMONS/MARGARET CHANEY *m*  
DATE: JUNE 5, 1980  
SUBJECT: ADDITIONAL OBJECTION TO MUR 1219

You were notified at 2:20, June 4, 1980, of an objection by Commissioner Aikens to MUR 1219.

Commissioner Friedersdorf submitted an objection at 5:18, June 4, 1980; however, his objection was marked, "For record only."

A copy of Commissioner Friedersdorf's vote sheet is attached.

ATTACHMENT:  
Copy of Vote Sheet

81040301357



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES STEELE  
FROM: MARJORIE W. EMMONS/MARGARET CHANEY *mc*  
DATE: JUNE 4, 1980  
SUBJECT: OBJECTION - MUR 1219 - First General  
Counsel's Report dated 6-2-80; Received  
in OCS 6-2-80, 11:03

The above-named document was circulated on a 48 hour  
vote basis at 4:00, June 2, 1980.

Commissioner Aikens submitted an objection at 1:53,  
June 4, 1980, thereby placing MUR 1219 on the Executive  
Session Agenda for June 10, 1980.

81040301358

June 2, 1969

MEMORANDUM TO: Marjorie W. Ramona  
FROM: Jane Colgrove  
SUBJECT: MUR 1219

Please have the attached First General Council's  
Report on MUR 1219 distributed to the Commission on a  
48 hour tally basis.

Thank you.

81040301359

FEDERAL ELECTION COMMISSION

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL  
BY OGC TO COMMISSION JUN 2 1980

MUR NO. 1219  
STAFF MEMBER(S) Curry

SOURCE OF MUR: INTERNALLY GENERATED

RESPONDENT'S NAME: Louis Kinaia, Committee for Senator Griffin

RELEVANT STATUTE: Sections 441a(a)(1)(A), 441a(f), 431(8)(A)(i)

INTERNAL REPORTS CHECKED: None

FEDERAL AGENCIES CHECKED: None

GENERATION OF MATTER

This matter was generated by the Reports Analysis Division after its analysis of the disclosure reports of the Committee for Senator Griffin. During a review of the Committee for Senator Griffin's July 10 Quarterly Report of Receipts and Expenditures, entries were noted that may constitute a violation of the Act.

SUMMARY OF ALLEGATIONS

A review of the July 10 Quarterly Report of Receipts and Expenditures of the Committee for Senator Griffin reveals items that may be a violation of the Federal Election Campaign Act of 1971, as amended. The entries indicate that the Committee for Senator Griffin may have accepted a \$7,000 contribution from an individual. This contribution, if in fact made, is prohibited by the Act. 2 U.S.C. §§ 441a(a)(1)(A); 441a(f).

FACTUAL AND LEGAL ANALYSIS

The Committee for Senator Griffin's July 10 Quarterly Report of Receipts and Expenditures for the period covering April 1, 1979 through June 30, 1979, was reviewed by the Reports Analysis Division. It was noted that two entries equalling \$7,000 from Louis Kinaia may have been an excessive contribution under the Act. 2 U.S.C. §§ 441a(a)(1)(A) and 441a(f).

81040301360

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY  
80 JUN 2 11:03

On December 11, 1979, the Reports Analysis Division contacted the treasurer of the Committee for Senator Griffin to clear up certain ambiguities before sending a surface violation letter. These ambiguities were related to the entries dealing with the receipts totalling \$7,000 from Louis Kinaia, and the itemizing on Schedule B of a loan repayment of \$7,153 to Mr. Kinaia.

During that contact, Reports Analysis verified that the two entries under receipts equalling \$7,000 were a mistake and that instead Louis Kinaia had made a loan of \$7,000. At that time Reports Analysis requested that the Committee for Senator Griffin amend its report to disclose the receipt of a loan as opposed to a contribution from Mr. Kinaia.

A surface violation letter was sent out on January 29, 1980. The treasurer for the Committee for Senator Griffin responded to the surface violation letter on February 11, 1980. In that letter the treasurer restated that the transaction in question was in fact a loan. Amended disclosure reports reflecting this were submitted along with the letter.

2 U.S.C. § 441a(a)(1)(A) states that "No person shall make contributions to any candidate and his authorized political committees with respect to any election for Federal office which, in the aggregate, exceed \$1,000;..." See also 11 C.F.R. § 110.1(a)(1). 2 U.S.C. § 441a(f) prohibits the knowing acceptance of such contributions or expenditures that are in violation of this section by a candidate or political committee. See also 11 C.F.R. § 110.9. 2 U.S.C. § 431(e)(1) defines contribution as "mean[ing] a gift, subscription, loan,..." used to influence a federal election. Now codified as § 431(8)(A)(i). See also 11 C.F.R. § 100.4(a)(1).

Therefore, the loan of \$7,000 by Louis Kinaia to the Committee for Senator Griffin constitutes a contribution under the Act. 2 U.S.C. § 431(e)(1) now codified as § 431(8)(A)(i). See also 11 C.F.R. § 100.4(a)(1). Since the \$7,000 loan by Louis Kinaia to the Committee for Senator Griffin was in excess of \$1,000 contribution limitation, it may constitute a violation of the Act. 2 U.S.C. § 441a(a)(1)(A). See also 11 C.F.R. § 110.1(a)(1). The acceptance of this excessive contribution by a candidate or committee may also constitute a violation of the Act. 2 U.S.C. § 441a(f). See also 11 C.F.R. § 110.9.

81040301361

Recommendation

1. Find reason to believe that Louis Kinaia violated 2 U.S.C. § 441a(a)(1)(A) by making an excessive contribution of \$7,000 to the Committee for Senator Griffin.
2. Find reason to believe that the Committee for Senator Griffin violated 2 U.S.C. § 441a(f) by accepting a prohibited contribution.
3. Approve attached letters.

Attachments

Proposed Letters (2)

Referral Materials

Notification of Reason to Believe Finding (Report)

81040301362



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Louis Kinaia  
1780 Orchard Lane  
Birmingham, Michigan 48010

Re: MUR 1219

Dear Mr. Kinaia:

The Federal Election Commission notified you in a surface violation letter dated January 29, 1980, that you may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act").

Upon further review of the information available to the Commission, the Commission determined, on May , 1980, that there is reason to believe that you have violated 2 U.S.C. § 441a(a)(1)(A). A report on the Commission's finding is attached for your information. You may submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter.

In the absence of any additional information which demonstrates that no further action should be taken against you, the Commission may find probable cause to believe that a violation has occurred, and proceed with formal conciliation. Of course, this does not preclude the settlement of this matter through informal conciliation prior to a finding of probable cause to believe if you so desire.

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

If you have any questions, please contact Deborah Curry, the attorney assigned to this matter at (202) 523-4060.

Sincerely,

Enclosure

81040301363



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Committee for Senator Griffin  
c/o Phillip Van Dorn  
245 South Woodward Avenue  
Birmingham, MI 48011

Re: MUR 1219

Dear Mr. Van Dorn:

The Federal Election Commission notified you in a surface violation letter dated January 29, 1980, that your committee may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act").

Upon further review of the information available to the Commission and information supplied by you, the Commission determined, on May , 1980, that there is reason to believe that you have violated 2 U.S.C. § 441a(f). A report on the Commission's finding is attached for your information. You may submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter.

In the absence of any additional information which demonstrates that no further action should be taken against your committee, the Commission may find probable cause to believe that a violation has occurred, and proceed with formal conciliation. Of course, this does not preclude the settlement of this matter through informal conciliation prior to a finding of probable cause to believe if you so desire.

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

If you have any questions, please contact Deborah Curry, the attorney assigned to this matter, at (202) 523-4060.

Sincerely,

Enclosure

81040301364

MEMORANDUM: FOR FILES

RE: TELECON

FROM: TRACY KEEFER TO PHILIP VAN DAM (TREASURER)

DATE: 12/11/79

NAME OF COMMITTEE: COMMITTEE FOR SENATOR GRIFFIN (MI)

BACKGROUND: In their July 10 Quarterly Report the Committee for Senator Griffin discloses a total of \$7000 in receipts for the individual Mr. Louis Kinaia. The committee also reports these receipts as apparently having some ambiguous relationship with the two entities, Wiland & Associates and the U. S. Postmaster. In addition, the committee itemizes on Schedule B a loan repayment in the amount of \$7153 to Mr. Kinaia. The particulars of this loan were never itemized on Schedule C. From the information supplied on the July 10 Quarterly Report, it appears that the committee was in violation of 2 U.S.C. 441(a). I called the committee to attain further clarification of these receipts and expenditures before sending a Surface Violation.

TODAY: I called Mr. Van Dam, the treasurer for the Committee for Senator Griffin. I informed him that the committee may have violated 2 U.S.C. 441(a) for the apparent acceptance of two contributions from an individual totalling in excess of the \$1000 limitation. I questioned the transfer out to Mr. Kinaia which was itemized on Schedule B as a loan repayment made by the committee. I explained that if this was veritably a loan repayment then there may be violations committed by the committee.

The following explanation was given by Mr. Van Dam: The contribution of \$7000 was received at the time when the committee was involved in a lawsuit. As a result, the committee's funds were inaccessible and they could not obtain a loan from the bank. The committee had just completed a mass mailing and had incurred two debts. Because of the financial complexities Mr. Van Dam made arrangements for a loan to be made to the committee from Mr. Kinaia. The agreement included details such as the duration of the loan, interest rate, etc. When the loan was repaid to Mr. Kinaia it was reported on Schedule B as an itemized expenditure.

I told Mr. Van Dam that this transaction had been improperly itemized as a contribution made to the committee. The committee should amend it's report to disclose the receipt of a loan as opposed to a contribution from Mr. Kinaia. In addition, the committee should itemize the loan on Schedule C and provide all the particulars. I informed Mr. Van Dam that I would be sending a letter stating the possible violations and requesting additional information.

Mr. Van Dam stated that the bookkeeper, Mary Beatty, would be able to provide any additional information needed. He requested that I call her and explain the situation.

81040301365





**FEDERAL ELECTION COMMISSION**  
WASHINGTON, D.C. 20463

January 29, 1980

Committee for Senator Griffin  
Philip Van Darn, Treasurer  
245 South Woodward Avenue  
Birmingham, MI 48011

Dear Mr. Van Darn:

This letter is prompted by the Commission's review of your disclosure reports undertaken in the normal course of carrying out its supervisory responsibilities under the Federal Election Campaign Act (FECA). Based on the requirements of the FECA and appropriate Regulations, the review indicated possible prohibited activity, errors and/or omitted information. We have attached an itemization of the information needing clarification and/or correction.

Please respond to this notification within fifteen (15) days from the date of this letter. If you have any questions, you may contact our Reports Analysis Division. The name and telephone number of the analyst handling this matter is located on the attached page(s).

Sincerely,

A handwritten signature in cursive script that reads "Thomas J. Hazelhorst".

Thomas J. Hazelhorst  
Assistant Staff Director  
Reports Analysis Division

Attachment(s)

81040301367

5

**RIECKER, GEORGE, HARTLEY & VAN DAM**

ATTORNEYS AND COUNSELORS AT LAW

JOHN E. RIECKER  
 BARRY B. GEORGE  
 RICHARD G. HARTLEY  
 PHILIP VAN DAM

OF COUNSEL  
 CALVIN A. CAMPBELL  
 MERTON B. LILLY

414 TOWNSEND STREET  
 P. O. DRAWER 632  
 MIDLAND, MICHIGAN 48640

February 11, 1980

Ms. Tracy Keefer  
 REPORTS ANALYSIS DIVISION  
 Federal Election Commission  
 Washington, D.C. 20463

Re: Committee for Senator Griffin 4SV1/80-0014

Dear Ms. Keefer:

Mr. Thomas J. Haselhorst by his letter of January 29, 1980 requests additional information regarding the statement of itemized receipts for the July 10 Report covering April 1, 1979 through June 30, 1979. Specifically, the inquiry requests information regarding a "contribution" made by Mr. Louis Kinaia of Birmingham, Michigan, to the Committee in the amount of \$7,000.

The funds received from Mr. Kinaia were improperly listed as a contribution. The funds were in effect a loan. The loan was subsequently repaid on 5/22/79 with interest. As you are undoubtedly aware, the Committee for Senator Griffin ended the campaign with a substantial debt. Prior to the particular transaction in question, the Committee made numerous attempts to raise additional funds to cover the debt. Fund raising events after the conclusion of the campaign included direct mail appeals and fund raising tributes to the candidate. The Committee, after the election, made and continues to make diligent efforts to attempt to raise sufficient funds to satisfy all debts.

Notwithstanding the diligent effort undertaken by the Committee to raise sufficient funds to settle its debt, one particular creditor of the Committee instituted legal action in its attempt to collect funds it believed due and owing it by the Committee. At the time legal action was commenced by the said creditor, the creditor also obtained a temporary restraining order against the Committee prohibiting the Committee from expending any funds it had deposited with its authorized depository bank.

81040301368

Ms. Tracy Keefer

-2-

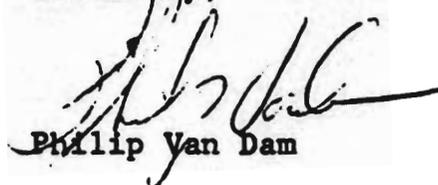
February 11, 1980

The temporary restraining order caused the Committee great concern. The temporary restraining order was obtained a few days before the Committee was slated to engage in another direct mail appeal for funds. Postage and the cost of supplies had to be paid in advance. While the Committee had sufficient funds in its depository to pay for said services and postage, the Committee, because of the temporary restraining order, was precluded from withdrawing said funds from its depository.

Given the uncertain situation facing the Committee, no financial institution would extend a loan to the Committee. I therefore arranged for a loan from Mr. Kinaia to cover the cost of postage and services for the mailing. It was specifically understood that the funds advanced were a loan and not a contribution and that Mr. Kinaia would be repaid at the earliest opportunity. Mr. Kinaia was repaid in full with interest. Had this transaction not transpired, fundraising efforts undertaken by the Committee would have been completely destroyed. The transaction was entirely aboveboard.

Attached you will find a revised itemized Schedule C. I do hope that this answers your questions.

Sincerely,



Philip Van Dam

PVD:d  
Enclosures

81040301369

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

<b>NAME OF CANDIDATE OR COMMITTEE</b> Committee for Senator Griffin	<b>REPORT COVERING THE PERIOD</b> FROM: April 1, 1979 TO: June 30, 1979
--	--

**RECEIPTS**

Column A  
This Period

Column B  
Calendar Year-To-Date

<b>14. Contributions from individuals (including contributions in-kind):</b>		
(a) Itemized (use Schedule A) .....	\$ 2,472.18	
(b) Unitemized .....	\$ 17,607.62	
(c) Sales and collections included above: List by event on memo Schedule D (\$ _____)		
(d) Subtotal of contributions from individuals .....	\$ 27,079.80	\$
<b>15. Transfers from Political Committees:</b>		
(a) Funds from affiliated/authorized committee (itemize on Schedule A regardless of amount) .....	\$ 2,775.00	
(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 .....	\$ 2,775.00	\$
<b>16. Other Income:</b>		
(a) Itemized (use Schedule A) .....	\$ 3,650.00	
(b) Unitemized .....	\$ 90.00	
(c) Subtotal of other income .....	\$ 3,740.00	\$
<b>17. Loans and Loan Repayments Received:</b>		
(a) Itemized (use Schedule A) .....	\$ 7,000.00	
(b) Unitemized .....	\$	
(c) Subtotal of loans and loan repayments received .....	\$ 7,000.00	\$
<b>18. Refunds, Rebates, Returns of Deposits:</b>		
(a) Itemized (use Schedule A) .....	\$ 2,175.39	
(b) Unitemized .....	\$	
(c) Subtotal of refunds, rebates, returns of deposits .....	\$ 2,175.39	\$
<b>19. Total Receipts .....</b>	<b>\$ 42,770.19</b>	<b>\$</b>

**EXPENDITURES**

<b>20. Operating Expenditures:</b>		
(a) Itemized (use Schedule B) .....	\$ 69,296.11	
(b) Unitemized .....	\$ 905.40	
(c) Subtotal of operating expenditures .....	\$ 70,201.51	\$
<b>21. Loans, Loan Repayments, and Contribution Refunds Made:</b>		
(a) Itemized (use Schedule B) .....	\$ 7,153.00	
(b) Unitemized .....	\$	
(c) Subtotal of loans and loan repayments made and contribution refunds .....	\$ 7,153.00	\$
<b>22. Transfers Out to Political Committees:</b>		
(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 .....	\$	\$
<b>23. Independent Expenditures (use Schedule E) .....</b>	<b>\$</b>	<b>\$</b>
<b>24. Coordinated Expenditures Made by Political Committees (2 U.S.C. 441a(d)) (itemize on Schedule F) .....</b>	<b>\$</b>	<b>\$</b>
<b>25. Total Expenditures .....</b>	<b>\$ 77,354.51</b>	<b>\$</b>

**RECEIPTS AND EXPENDITURES,  
NET OF TRANSFERS TO AND FROM AFFILIATED COMMITTEES**

<b>26. Total Receipts (from line 19) .....</b>	<b>\$ 42,770.19</b>	
<b>27. Transfers In (from line 15(a)) .....</b>	<b>\$ 2,775.00</b>	
<b>28. Net Receipts (Subtract line 27 from line 26) .....</b>	<b>\$ 39,995.19</b>	
<b>29. Total Expenditures (from line 25) .....</b>	<b>\$ 77,354.51</b>	
<b>30. Transfers Out (from line 22(a)) .....</b>	<b>\$</b>	
<b>31. Net Expenditures (Subtract line 30 from line 29) .....</b>	<b>\$ 77,354.51</b>	

81040301370

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

81040301371  
 7111110062

Name of Candidate or Committee in Full Committee for Senator Griffin			
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Mr. Louis Kinaia 1780 Orchard Lane Birmingham, Michigan 48010	Repayment of 4/3/79 Loan plus interest Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other	5/22/79	\$7,153.00
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year)	Amount of each expenditure this period
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year)	Amount of each expenditure this period
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year)	Amount of each expenditure this period
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year)	Amount of each expenditure this period
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year)	Amount of each expenditure this period
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year)	Amount of each expenditure this period
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year)	Amount of each expenditure this period
<b>SUBTOTAL of expenditures this page (optional).....</b>			<b>\$ 7,153.00</b>
<b>TOTAL this period (last page this line number only).....</b>			<b>\$ 7,153.00</b>

**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  
**Committee for Senator Griffin**

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>Mr. Louis Kinala 1780 Orchard Lane Birmingham, Michigan 48010</b>	<b>4/3/79</b>	<b>\$7,000.00</b>		<b>\$7,000.00</b>
<input type="checkbox"/> Primary <input checked="" 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):

<b>SUBTOTALS</b> this period this page (optional) .....	\$	\$	\$
<b>TOTAL</b> this period (last page this line number only) .....	\$7,000.00	\$	\$7,000.00

Carry outstanding balance only to appropriate line of summary.

81040301372

**REPORTS ANALYSIS REFERRAL SHEET**

DATE March 31, 1980 ANALYST Tracy Keefer  
 TO: TEAM CHIEF Peter Kell, Jr. [Signature]  
 THROUGH: STAFF DIRECTOR [Signature] COMPLIANCE REVIEW CB  
 FROM: ASSISTANT STAFF DIRECTOR FOR REPORTS ANALYSIS [Signature]

CANDIDATE/COMMITTEE: Committee for Senator Griffin  
 TREASURER: Mr. Philip Van Dam  
 ADDRESS: 245 South Woodward Avenue  
Birmingham, MI 48011

AFFILIATE(S):  
N/A

ALLEGATION(S): Committee has accepted an excessive contribution of \$7000 from an individual. CITE: 2 U.S.C. 441(a) ATTACHMENT(S) #2

DATE INITIATED: 1/29/80

MANNER IN WHICH REVIEW WAS INITIATED:  
 Normal Review       Other:  
 Special Project: 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 4/1/79 TO 6/30/79

TOTAL RECEIPTS \$ 173,158 TOTAL EXPENDITURES \$ 165,498

CASH ON HAND \$ 15,153 DEBTS \$ 183,031

**HISTORY:**

RESULTS OF REVIEW: ATTACHMENT  
 SV sent 1/29/80 for July 10 Quarterly Report #5  
 Response to SV 3/4/80 - Adequate Response #7

COMMUNICATIONS WITH CANDIDATE/COMMITTEE: ATTACHMENT  
 Telecon to Mr. Philip Van Dam - 12/11/79 #3  
 Telecon to Mary Beatty - 12/11/79 #4  
 Telecon from Mr. Philip Van Dam - 2/12/80 #6

REASON(S) FOR REFERRAL: ATTACHMENT  
Meets referral threshold

OTHER PENDING ACTIONS INITIATED BY RAD: ATTACHMENT  
 Debt Settlement Statement 8/14/79 (DSR 465) #8  
 Debt Settlement Statement 3/7/80 #9

OTHER RELEVANT INFORMATION: ATTACHMENT  
N/A

PREVIOUS OGC/AUDIT REFERRALS FROM RAD:  
N/A

8 | FEDERAL ELECTION COMMISSION 7 4  
 1977-1980  
 CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

DATE 27MAR80

PAGE 1

CANDIDATE/COMMITTEE/DOCUMENT	RECEIPTS		EXPENDITURES		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
	OFFICE SOUGHT/	PARTY	PRIMARY	GENERAL			
GRIFFIN, ROBERT P.	SENATE	REPUBLICAN PARTY			MICHIGAN	1978 ELECTION	ID# 88HI00133
1. STATEMENT OF CANDIDATE							
2. CANDIDATE REPORTS OF RECEIPTS & EXPENDITURES							
3. PRINCIPAL CAMPAIGN COMMITTEE							
COMMITTEE FOR SENATOR GRIFFIN							
1979 DEBT SETTLEMENT STATEMENT							ID# C00087510
DEBT SETTLEMENT STATEMENT							15 JUN 79 5 79SEN/003/4447
DEBT SETTLEMENT STATEMENT							15 JUN 79 4 79SEN/003/4452
DEBT SETTLEMENT STATEMENT							15 JUN 79 4 79SEN/003/4454
DEBT SETTLEMENT STATEMENT							15 JUN 79 4 79SEN/003/4460
DEBT SETTLEMENT STATEMENT							15 JUN 79 4 79SEN/003/4464
DEBT SETTLEMENT STATEMENT							15 JUN 79 4 79SEN/003/4468
DEBT SETTLEMENT STATEMENT							15 JUN 79 3 79SEN/003/4472
DEBT SETTLEMENT STATEMENT							15 JUN 79 4 79SEN/003/4476
DEBT SETTLEMENT STATEMENT							15 JUN 79 4 79SEN/003/4480
DEBT SETTLEMENT STATEMENT							15 JUN 79 4 79SEN/003/4484
DEBT SETTLEMENT STATEMENT							15 JUN 79 4 79SEN/003/4488
DEBT SETTLEMENT STATEMENT							15 JUN 79 4 79SEN/003/4492
DEBT SETTLEMENT STATEMENT							15 JUN 79 4 79SEN/003/4496
DEBT SETTLEMENT STATEMENT							15 JUN 79 4 79SEN/003/4500
DEBT SETTLEMENT STATEMENT							15 JUN 79 4 79SEN/003/4504
DEBT SETTLEMENT STATEMENT							15 JUN 79 4 79SEN/003/4508
DEBT SETTLEMENT STATEMENT							15 JUN 79 4 79SEN/003/4512
DEBT SETTLEMENT STATEMENT							15 JUN 79 4 79SEN/003/4550
DEBT SETTLEMENT STATEMENT AMENDMENT							6AUB79 4 79SEN/005/1205
APRIL 10 QUARTERLY			137,388		88,143	1 JAN 79 - 31 MAR 79	129 79SEN/003/1719
APRIL 10 QUARTERLY - AMENDMENT			137,388		88,143	1 JAN 79 - 31 MAR 79	5 79SEN/005/1242
JULY 10 QUARTERLY			35,770		77,354	1 APR 79 - 30 JUN 79	85 79SEN/004/0779
JULY 10 QUARTERLY AMENDMENT			137,388		88,143	1 JAN 79 - 31 MAR 79	3 79SEN/004/1708
JULY 10 QUARTERLY - AMENDMENT			35,770		77,354	1 APR 79 - 30 JUN 79	3 79SEN/006/1711
JULY 10 QUARTERLY - AMENDMENT			-		-	1 APR 79 - 30 JUN 79	4 80SEN/003/1050
REQUEST FOR ADDITIONAL INFORMATION			-		-	1 APR 79 - 30 JUN 79	5 80FEC/144/2484
OCTOBER 10 QUARTERLY			4,211		11,678	1 JUL 79 - 30 SEP 79	25 79SEN/004/1714
YEAR END		41,405		29,800		1 OCT 79 - 31 DEC 79	32 80SEN/002/2735
1980 DEBT SETTLEMENT STATEMENT							3 FEB 80 4 80SEN/003/0321
DEBT SETTLEMENT STATEMENT							3 FEB 80 4 80SEN/003/0317
ACKNOWLEDGEMENT OF RECEIPT OF DEBT SETTLEMENT STATEMENT							12 FEB 80 1 80FEC/148/5530
DEBT SETTLEMENT STATEMENT							20 FEB 80 4 80SEN/003/0444
DEBT SETTLEMENT STATEMENT							20 FEB 80 4 80SEN/003/0452
DEBT SETTLEMENT STATEMENT							20 FEB 80 4 80SEN/003/0448
ACKNOWLEDGEMENT OF RECEIPT OF DEBT SETTLEMENT STATEMENT							20 FEB 80 1 80FEC/149/2317
TOTAL		41,405	177,369	29,800	177,175		391 TOTAL PAGES
4. AUTHORIZED COMMITTEES							

ALL REPORTS REVIEWED

1001003

**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

(Use Separate Sheet  
 each numbered 1-10)

Name of Candidate or Committee in Full					
Committee for Senator Griffin		<i>July 10 Quarterly</i>			
Full Name, Mailing Address and ZIP Code		Process: Place of Business	Date (month, day, year)	Amount of each this Period	
Mr. Louis Kinaia 1780 Orchard Lane Birmingham, Michigan 48010		The Wine Shoppe Troy, Michigan 48084	4/3/79	\$2,500.00 (Wiland & A)	
Receipt for		Occupation			
<input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other		<input type="checkbox"/> Check if Contributor is self-employed			
Full Name, Mailing Address and ZIP Code		Process: Place of Business	Date (month, day, year)	Amount of each this Period	
Mr. Louis Kinaia 1780 Orchard Lane Birmingham, Michigan 48010		The Wine Shoppe Troy, Michigan 48084	4/3/79	(U.S. \$) 500.00	
Receipt for		Occupation			
<input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other		<input type="checkbox"/> Check if Contributor is self-employed			
Full Name, Mailing Address and ZIP Code		Process: Place of Business	Date (month, day, year)	Amount of each this Period	
Receipt for		Occupation			
<input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other		<input type="checkbox"/> Check if Contributor is self-employed			
Full Name, Mailing Address and ZIP Code		Process: Place of Business	Date (month, day, year)	Amount of each this Period	
Receipt for		Occupation			
<input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other		<input type="checkbox"/> Check if Contributor is self-employed			
Full Name, Mailing Address and ZIP Code		Process: Place of Business	Date (month, day, year)	Amount of each this Period	
Receipt for		Occupation			
<input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other		<input type="checkbox"/> Check if Contributor is self-employed			
Full Name, Mailing Address and ZIP Code		Process: Place of Business	Date (month, day, year)	Amount of each this Period	
Receipt for		Occupation			
<input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other		<input type="checkbox"/> Check if Contributor is self-employed			
Full Name, Mailing Address and ZIP Code		Process: Place of Business	Date (month, day, year)	Amount of each this Period	
Receipt for		Occupation			
<input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other		<input type="checkbox"/> Check if Contributor is self-employed			
Full Name, Mailing Address and ZIP Code		Process: Place of Business	Date (month, day, year)	Amount of each this Period	
SUBTOTAL of receipts this page (transfer)				\$ 7,000.00	
TOTAL this period (last page this line number only)				\$ 7,000.00	

79001117N34

MEMORANDUM: FOR FILES

RE: TELECON

FROM: TRACY KEEFER TO PHILIP VAN DAM (TREASURER)

DATE: 12/11/79

NAME OF COMMITTEE: COMMITTEE FOR SENATOR GRIFFEN (MI)

**BACKGROUND:** In their July 10 Quarterly Report the Committee for Senator Griffen discloses a total of \$7000 in receipts for the individual Mr. Louis Kinaia. The committee also reports these receipts as apparently having some ambiguous relationship with the two entities, Hiland & Associates and the U. S. Postmaster. In addition, the committee itemizes on Schedule B a loan repayment in the amount of \$7153 to Mr. Kinaia. The particulars of this loan were never itemized on Schedule C. From the information supplied on the July 10 Quarterly Report, it appears that the committee was in violation of 2 U.S.C. 441(a). I called the committee to attain further clarification of these receipts and expenditures before sending a Surface Violation.

**TODAY:** I called Mr. Van Dam, the treasurer for the Committee for Senator Griffen. I informed him that the committee may have violated 2 U.S.C. 441(a) for the apparent acceptance of two contributions from an individual totalling in excess of the \$1000 limitation. I questioned the transfer out to Mr. Kinaia which was itemized on Schedule B as a loan repayment made by the committee. I explained that if this was veritably a loan repayment then there may be violations committed by the committee.

The following explanation was given by Mr. Van Dam: The contribution of \$7000 was received at the time when the committee was involved in a lawsuit. As a result, the committee's funds were inaccessible and they could not obtain a loan from the bank. The committee had just completed a mass mailing and had incurred two debts. Because of the financial complexities Mr. Van Dam made arrangements for a loan to be made to the committee from Mr. Kinaia. The agreement included details such as the duration of the loan, interest rate, etc. When the loan was repaid to Mr. Kinaia it was reported on Schedule B as an itemized expenditure.

I told Mr. Van Dam that this transaction had been improperly itemized as a contribution made to the committee. The committee should amend it's report to disclose the receipt of a loan as opposed to a contribution from Mr. Kinaia. In addition, the committee should itemize the loan on Schedule C and provide all the particulars. I informed Mr. Van Dam that I would be sending a letter stating the possible violations and requesting additional information.

Mr. Van Dam stated that the bookkeeper, Mary Beatty, would be able to provide any additional information needed. He requested that I call her and explain the situation.

81040301376

MEMORANDUM: FOR FILES

RE: TELECON

FROM: TRACY KEEPER TO MARY BEATTY (BOOKKEEPER)

DATE: 12/11/79

NAME OF COMMITTEE: COMMITTEE FOR SENATOR GRIFFIN

---

I called Mary Beatty and told her about the conversation with Mr. Van Dam. I went over the situation with her and I verified the fact that the loan was made to the committee from Mr. Kinaia. I explained that this was a possible violation of 2 U.S.C. 441(a). I told her that I would be sending a letter asking for additional information (such as a Schedule C and details) about the loan activity. She said she would be glad to provide the necessary information but she would wait until she received my letter.

81040301377

In response please refer to: 45VI/80-0014



**FEDERAL ELECTION COMMISSION**  
WASHINGTON, D.C. 20463

January 29, 1980

Committee for Senator Griffin  
Philip Van Darn, Treasurer  
245 South Woodward Avenue  
Birmingham, MI 48011

Dear Mr. Van Darn:

This letter is prompted by the Commission's review of your disclosure reports undertaken in the normal course of carrying out its supervisory responsibilities under the Federal Election Campaign Act (FECA). Based on the requirements of the FECA and appropriate Regulations, the review indicated possible prohibited activity, errors and/or omitted information. We have attached an itemization of the information needing clarification and/or correction.

Please respond to this notification within fifteen (15) days from the date of this letter. If you have any questions, you may contact our Reports Analysis Division. The name and telephone number of the analyst handling this matter is located on the attached page(s).

Sincerely,

A handwritten signature in cursive script that reads "Thomas J. Havelhorst".

Thomas J. Havelhorst  
Assistant Staff Director  
Reports Analysis Division

Attachment(s)

C00087510  
Committee for Senator Griffin  
Philip Van Darn, Treasurer  
245 South Woodward Avenue  
Birmingham, MI 48011

Toll Free Number: (800) 424-9530  
Local Number: (202) 523-4172

The following information is requested by our analyst, Tracy Keefe for the July 10 Report, covering April 1, 1979 through June 30, 1979.

Schedule A of your report (pertinent portion attached) discloses contributions which appear to exceed the limits set forth in 2 U.S.C. 441a. The Act precludes an individual or a political committee, other than a multicandidate committee, from making contributions to a candidate for Federal office in excess of \$1,000 per election. The Commission notes that a repayment of \$7,153 was made on 5/22/79.

If you find that the contributions in question were disclosed incompletely or incorrectly, please amend your original report with the clarifying information.

Although the Commission may take further legal steps concerning the acceptance of an excessive contribution, your prompt refund of the excessive amount to the donor will be taken into consideration by the Commission. Please inform the Commission of your determination in this matter by letter within fifteen (15) days from the date of this notification.

Please be advised that if these receipts were loans made to the committee they should be itemized on Schedule C and included in the overall Schedule Totals on the Detailed Summary Page.

81040301379



MEMORANDUM: FOR FILES

RE: TELECON

FROM: MR. PHILIP VAN DAM TO TRACY KEEFER

DATE: 2/12/80

NAME OF THE COMMITTEE: COMMITTEE FOR SENATOR GRIFFEN (MI)

---

Mr. Van Dam was in receipt of the Surface Violation that was sent on 1/29/80 for a possible excessive contribution from an individual. Mr. Van Dam referred to our conversation on 12/11/79 at which time he explained the situation at hand (See telecon 12/11/79). He said he was sending a written explanation and an amended report. I explained that after receiving the response I would process it through the proper channels.

81040301381

**RIECKER, GEORGE, HARTLEY & VAN DAM**

ATTORNEYS AND COUNSELORS AT LAW

JOHN E. RIECKER  
 BARRY B. GEORGE  
 RICHARD G. HARTLEY  
 PHILIP VAN DAM  
 ———  
 OF COUNSEL  
 CALVIN A. CAMPBELL  
 MERTON B. LILLY

416 TOWNSEND STREET  
 R. O. DRAWER 832  
 MIDLAND, MICHIGAN 48640

February 11, 1980

Ms. Tracy Keefer  
 REPORTS ANALYSIS DIVISION  
 Federal Election Commission  
 Washington, D.C. 20463

Re: Committee for Senator Griffin 4SV1/80-0014

Dear Ms. Keefer:

Mr. Thomas J. Haselhorst by his letter of January 29, 1980 requests additional information regarding the statement of itemized receipts for the July 10 Report covering April 1, 1979 through June 30, 1979. Specifically, the inquiry requests information regarding a "contribution" made by Mr. Louis Kinaia of Birmingham, Michigan, to the Committee in the amount of \$7,000.

The funds received from Mr. Kinaia were improperly listed as a contribution. The funds were in effect a loan. The loan was subsequently repaid on 5/22/79 with interest. As you are undoubtedly aware, the Committee for Senator Griffin ended the campaign with a substantial debt. Prior to the particular transaction in question, the Committee made numerous attempts to raise additional funds to cover the debt. Fund raising events after the conclusion of the campaign included direct mail appeals and fund raising tributes to the candidate. The Committee, after the election, made and continues to make diligent efforts to attempt to raise sufficient funds to satisfy all debts.

Notwithstanding the diligent effort undertaken by the Committee to raise sufficient funds to settle its debt, one particular creditor of the Committee instituted legal action in its attempt to collect funds it believed due and owing it by the Committee. At the time legal action was commenced by the said creditor, the creditor also obtained a temporary restraining order against the Committee prohibiting the Committee from expending any funds it had deposited with its authorized depository bank.

61040301382

Ms. Tracy Keefer

-2-

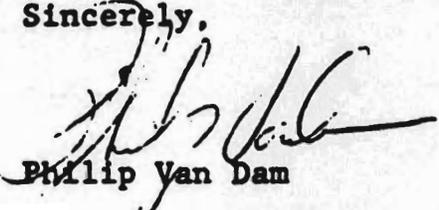
February 11, 1980

The temporary restraining order caused the Committee great concern. The temporary restraining order was obtained a few days before the Committee was slated to engage in another direct mail appeal for funds. Postage and the cost of supplies had to be paid in advance. While the Committee had sufficient funds in its depository to pay for said services and postage, the Committee, because of the temporary restraining order, was precluded from withdrawing said funds from its depository.

Given the uncertain situation facing the Committee, no financial institution would extend a loan to the Committee. I therefore arranged for a loan from Mr. Kinaia to cover the cost of postage and services for the mailing. It was specifically understood that the funds advanced were a loan and not a contribution and that Mr. Kinaia would be repaid at the earliest opportunity. Mr. Kinaia was repaid in full with interest. Had this transaction not transpired, fundraising efforts undertaken by the Committee would have been completely destroyed. The transaction was entirely aboveboard.

Attached you will find a revised itemized Schedule C. I do hope that this answers your questions.

Sincerely,



Philip Van Dam

PVD:d  
Enclosures

81040301383

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

**NAME OF CANDIDATE OR COMMITTEE**  
Committee for Senator Griffin

**REPORT COVERING THE PERIOD**  
FROM: April 1, 1979 TO: June 30, 1979

**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 (\$ \_\_\_\_\_ )
  - (d) Subtotal of contributions from individuals . . . . .
- 15. Transfers from Political Committees:
  - (a) Funds from affiliated/authorized committee (itemize on Schedule A regardless of amount) . . . . .
  - (b) Funds from other committees (itemize on Schedule A regardless of amount) . . . . .
  - (c) Contributions in-kind from political committees (itemize on Schedule A regardless of amount) . . . . .
  - (d) Subtotal of transfers in and contributions in-kind from political committees . . . . .
- 16. Other Income:
  - (a) Itemized (use Schedule A) . . . . .
  - (b) Unitemized . . . . .
  - (c) Subtotal of other income . . . . .
- 17. Loans and Loan Repayments Received:
  - (a) Itemized (use Schedule A) . . . . .
  - (b) Unitemized . . . . .
  - (c) Subtotal of loans and loan repayments received . . . . .
- 18. Refunds, Rebates, Returns of Deposits:
  - (a) Itemized (use Schedule A) . . . . .
  - (b) Unitemized . . . . .
  - (c) Subtotal of refunds, rebates, returns of deposits . . . . .
- 19. Total Receipts . . . . .

\$	9,472.18	
\$	17,607.62	
\$	27,079.80	\$
\$	2,775.00	
\$	2,775.00	
\$	2,775.00	\$
\$	3,650.00	
\$	90.00	
\$	3,740.00	\$
\$	7,000.00	
\$	7,000.00	\$
\$	2,175.39	
\$	2,175.39	\$
\$	42,770.19	\$

**EXPENDITURES**

- 20. Operating Expenditures:
  - (a) Itemized (use Schedule B) . . . . .
  - (b) Unitemized . . . . .
  - (c) Subtotal of operating expenditures . . . . .
- 21. Loans, Loan Repayments, and Contribution Refunds Made:
  - (a) Itemized (use Schedule B) . . . . .
  - (b) Unitemized . . . . .
  - (c) Subtotal of loans and loan repayments made and contribution refunds . . . . .
- 22. Transfers Out to Political Committees:
  - (a) To affiliated/authorized committee (itemize on Schedule B regardless of amount) . . . . .
  - (b) To other committees (itemize on Schedule B regardless of amount) . . . . .
  - (c) Contributions in-kind to other committees (itemize on Schedule B regardless of amount) . . . . .
  - (d) Subtotal of transfers out . . . . .
- 23. Independent Expenditures (use Schedule E) . . . . .
- 24. Coordinated Expenditures Made by Political Committees (2 U.S.C. 441a(d)) (itemize on Schedule F) . . . . .
- 25. Total Expenditures . . . . .

\$	69,296.11	
\$	905.40	
\$	70,201.51	\$
\$	7,153.00	
\$	7,153.00	\$
\$		\$
\$		\$
\$		\$
\$	77,354.51	\$

**RECEIPTS AND EXPENDITURES,  
NET OF TRANSFERS TO AND FROM AFFILIATED COMMITTEES**

- 26. Total Receipts (from line 19) . . . . .
- 27. Transfers In (from line 15(a)) . . . . .
- 28. Net Receipts (Subtract line 27 from line 26) . . . . .
- 29. Total Expenditures (from line 25) . . . . .
- 30. Transfers Out (from line 22(a)) . . . . .
- 31. Net Expenditures (Subtract line 30 from line 29) . . . . .

\$	42,770.19	
\$	2,775.00	
\$	39,995.19	
\$	77,354.51	
\$		
\$	77,354.51	

81040301384

**ITEMIZED EXPENDITURES**

(Operating, Transfer 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 in Full Committee for Senator Griffin			
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure	Date (month, day, year)	Amount of each entry this page
Mr. Louis Kinala 1780 Orchard Lane Birmingham, Michigan 48010	Repayment of 4/3/79 Loan plus Interest Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other	5/22/79	\$7,153.00
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year)	Amount of each entry this page
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year)	Amount of each entry this page
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year)	Amount of each entry this page
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year)	Amount of each entry this page
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year)	Amount of each entry this page
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year)	Amount of each entry this page
Full Name, Mailing Address and ZIP Code	Particulars of Expenditure Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year)	Amount of each entry this page
SUBTOTAL of expenditures this page (general).....			\$ 7,153.00
TOTAL this period (last page this line number only).....			\$ 7,153.00

81040781385  
711110062

**DEBTS AND OBLIGATIONS**

**Supporting Line Numbers 12 and 13  
 of FEC FORM 3**

(Use Separate Schedules for each numbered line)

(Indicate Primary or General Election for each Entry)

Name of Candidate and Committee in Full  
**Committee for Senator Griffin**

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
Mr. Louis Kinala 1780 Orchard Lane Birmingham, Michigan 48010	4/3/79	\$7,000.00		\$7,000.00
<input type="checkbox"/> Primary <input checked="" 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):

<b>SUBTOTALS</b> this period this page (optional) . . . . .	\$	\$	\$
<b>TOTAL</b> this period (last page this line number only) . . . . .	\$7,000.00	\$	\$7,000.00

Carry outstanding balance only to appropriate line of summary.

81040301386

8 1 0 4 0 3 0 1 3 8 7

**RIECKER, GEORGE, HARTLEY & VAN DAM**  
ATTORNEYS AND COUNSELORS AT LAW  
414 TOWNSEND STREET  
P. O. DRAWER 632  
MIDLAND, MICHIGAN 48640

Ms. Tracy Keefer  
REPORTS ANALYSIS DIVISION  
Federal Election Commission  
Washington, D.C. 20463



12 37



FEDERAL ELECTION COMMISSION

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

92-134  
August 14, 1979

MEMORANDUM FOR: THE OFFICE OF GENERAL COUNSEL  
THROUGH : ORLANDO B. POTTER  
FROM : TOM HASELHORST  
SUBJECT : REFERRAL OF DEBT SETTLEMENT STATEMENT

Attached, for your consideration, are copies of debt settlement statements filed by the Committee for Senator Griffin (C00087510).

The Reports Analysis Division has notified the Committee for Senator Griffin that the Commission is reviewing the debt settlement statements and advised the committee to continue reporting the debts until the Commission approves the debt settlement statements.

The following is additional data which may be of assistance to you in making your recommendation to the Commission:

TOTAL AMOUNT OF OTHER DEBTS OUTSTANDING:	\$221,536.39
TOTAL NUMBER OF OTHER CREDITORS:	135
YEAR-TO-DATE RECEIPTS:	\$137,338.11
YEAR-TO-DATE EXPENDITURES:	\$ 88,143.78
CASH ON HAND 3/31/79:	\$ 56,737.67

8-1040301388

COMMITTEE FOR SENATOR GRIFFIN-DEBT SETTLEMENT

<u>CREDITOR</u>	<u>DATE</u>	<u>AMOUNT OWED</u>	<u>AMOUNT PAID</u>	<u>% FORGIVEN</u>
Adray Appliance and Photo Center	11/10/78	\$1074.05	\$214.81	80
Andres Oldsmobile	10/31/78	\$1139.43	\$227.89	80
Bee-Jay Industries	10/17/78	\$ 557.70	\$ 91.54	83.6
Bushnell, Gage, Reizen & Byington	10/27/78	\$1600.00	\$300.00	81
Business Products, Inc.	11/9/78	\$1006.15	\$201.23	80
CPT Corporation	2/5/79	\$ 767.71	\$153.54	80
L.M. Collins & Associates, Inc.	9/11/78	\$1719.67	\$343.93	80
Detroit Cadillac	10/23/78	\$1480.43	\$296.09	80
D&L Printing, Inc.	9/25/78	\$ 562.12	\$112.42	80
Fort Washington Garage	11/1/78	\$1557.53	\$311.51	80
Hotel Pontchartrain	11/16/78	\$3738.03	\$747.61	80
Laffrey's Fenton House	10/22/78	\$ 727.09	\$145.42	80
Macaulley's Inc.	12/1/78	\$1008.16	\$201.63	80
Sawicki & Son, Inc.	10/3/78	\$1497.60	\$319.04	78.6
Stouffer Hotels	11/8/78	\$3065.59	\$613.12	80
W.D. Campbell Company	1/9/79	\$ 807.08	\$161.42	80
Williams Services, Inc.	8/17/78	<u>\$ 622.44</u>	<u>\$124.49</u>	80
TOTAL		\$22,930.78	\$4565.69	

8 1 0 4 0 3 0 1 3 8 9



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

March 7, 1980

MEMORANDUM FOR: THE OFFICE OF GENERAL COUNSEL  
THROUGH: ORLANDO B. POTTER  
FROM: TOM HASELHORST *d. zella*  
SUBJECT: REFERRAL OF DEBT SETTLEMENT STATEMENTS UPDATE

Attached, for your consideration, is a copy of the debt settlement statements filed by the Committee for Senator Griffin (C00087510).

The Reports Analysis Division has notified the Committee for Senator Griffin that the Commission is reviewing the debt settlement statements and advised the committee to continue reporting the debts until the Commission approves the debt settlement statements.

The following is additional information which may be of assistance to you in making your recommendation to the Commission:

TOTAL AMOUNT OF OTHER DEBTS OUTSTANDING:	\$161,154.48
TOTAL NUMBER OF OTHER CREDITORS:	32
YEAR-TO-DATE RECEIPTS	\$218,775
YEAR-TO-DATE EXPENDITURES:	\$208,977
CASH ON HAND AS OF 12/31/79:	\$ 19,291.35

If you have any questions, please contact Tracy Keefer on ext. 34172.

81040301390

35/80-4

<u>CREDITOR</u>	<u>DATE</u>	<u>AMOUNT</u>	<u>PAYMENT</u>	<u>% FORGIVEN</u>
Gregory, Mayer & Thom Company	9/14/78	\$1436.55	\$574.62	60
Buckland-Van Wald, Inc.	12/15/78	\$ 825.64	\$429.33	48
IBM	3/27/79	\$1113.48	\$222.70	80
Town Apartments	11/8/78	\$1067.33	\$426.93	60
Spartans Duplicating and Printing Inc.	10/31/78	\$1336.40	\$679.20	49
Western American Mailers, Inc.	11/1/78	\$ 772.74	\$309.10	60
TOTAL		\$6552.14	\$2641.88	

81040301391



FEDERAL ELECTION COMMISSION

1125 K STREET N.W.  
WASHINGTON, D.C. 20461

THIS IS THE BEGINNING OF MUR # 1219

Date Filmed 10/23/81 Camera No. --- 2

Cameraman BPC

61040301392