

4 JUN 1976

Mr. Alfred Logan
4712 Perdier Street
New Orleans, Louisiana 70118

Re: MEC 135 (76)

Dear Mr. Logan:

This is in response to your letter of January 23, 1976, alleging that President Ford has committed violations of the Federal Election Campaign Act of 1971, as amended. I have reviewed your allegations and have concluded that they do not set forth reasons to believe that a violation of the Federal Election Campaign Act has been committed. Accordingly, upon my recommendation, the Commission has decided to close its files in this matter.

Should additional information come to your attention which you believe to be within the jurisdiction of the Commission, please contact us again. The attorney assigned to this matter was Victor Stirling (Telephone No. 202/382-4055).

Sincerely yours,

Signed: John G. Murphy, Jr.
John G. Murphy, Jr.
General Counsel

VStirling:npc:5/18/76

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

7700014539

DATE AND TIME OF TRANSMITTAL: MAY 26 1976

NO. MUR 135 (76)

REC'D: 1/29/76

FEDERAL ELECTION COMMISSION
Washington, D. C.

Complainant's Name: Alfred Lozano (unnotarized, unsworn letter)

Respondent's Name: President Ford

Relevant Statute: 26 U.S.C. §9031, et seq. (by implication)

Internal Reports Checked: None

Federal Agencies Checked: None

SUMMARY OF ALLEGATION

Mr. Lozano alleges that Article II, Section I of the U.S.
Constitution prevents President from accepting matching funds.

PRELIMINARY LEGAL ANALYSIS

No basis for Mr. Lozano's allegations; in addition, Commission
appears to have no statutory authority over this matter.

RECOMMENDATION

No reason to believe violation of the statutes within the Commission's
authority has been committed; the file should be closed and attached

Date of Next Commission Review: _____ letter sent.



FEDERAL ELECTION COMMISSION

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

Mr. Alfred Lozano
4213 Perrier Street
New Orleans, Louisiana 70115

Re: MUR 135 (76)

Dear Mr. Lozano:

This is in response to your letter of January 23, 1976, alleging that President Ford has committed violations of the Federal Election Campaign Act of 1971, as amended. I have reviewed your allegations and have concluded that they do not set forth reason to believe that a violation of the Federal Election Campaign Act has been committed. Accordingly, upon my recommendation, the Commission has decided to close its files in this matter.

Should additional information come to your attention which you believe to be within the jurisdiction of the Commission, please contact me again. The attorney assigned to this matter was Victor Sterling (Telephone No. 202/382-4055).

Sincerely yours,

John G. Murphy, Jr.
General Counsel



77040011541

100-135

ASSISTANT COMPTROLLER GENERAL OF THE UNITED STATES
WASHINGTON, D.C. 20548

FEDERAL ELECTION
COMMISSION

January 28, 1976

Mr. Alfred Lozano
4213 Parrier Street
New Orleans, Louisiana 70115

Dear Mr. Lozano:

This is in reply to your letter of January 23 regarding funds from the Federal Election Fund. This Office's special responsibilities in the campaign finance area terminated with the establishment of the Federal Election Commission last May 30, 1975. Accordingly, we are referring your letter to that Commission.

Sincerely,

Signed PHILLIP S. HUGHES

Phillip S. Hughes
Assistant Comptroller General

cc: Orlando Potter, Staff Director
Federal Election Commission

FEDERAL ELECTION COMMISSION
OFFICE FILE COPY
OFFICE OF GENERAL COUNSEL

77040014542

New Orleans, Louisiana
January 7, 1976

The Attorney General of the U. S.
Department of Justice
Washington, D. C.

RECEIVED
FEDERAL ELECTION
COMMISSION

OFFICE OF THE ATTORNEY GENERAL
NEW ORLEANS, LOUISIANA

76 JAN 27 12:30

Dear Sir:

It is unconstitutional, and therefore illegal, for the President of the United States to receive and accept any funds in any amount from the Federal Taxpayers' Election Fund.

The recent distribution of such funds, in part, to the President of the United States was an unconstitutional, and therefore illegal, act on the part of the officials and agency of the Federal Government making such distribution.

The Constitution of the United States unequivocally MANDATES as follows:-

ARTICLE II, Section 1, paragraph 7:

"The President shall, at stated times, receive for his services a compensation, WHICH SHALL NEITHER BE INCREASED NOR DIMINISHED during the PERIOD FOR WHICH HE SHALL HAVE BEEN ELECTED, and he shall NOT receive WITHIN THAT PERIOD ANY OTHER EMOLUMENT FROM THE UNITED STATES OR ANY OF THEM." (Upper case letters and underscoring, mine)

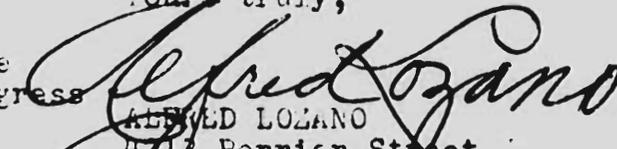
The Federal Taxpayers's Election Fund MONIES - NOT being derived from PRIVATE funds, but rather from PUBLIC APPROPRIATED FUNDS CONSTITUTE, therefore, an EMOLUMENT FROM THE UNITED STATES, OR ANY OF THEM, which EMOLUMENT the Constitution of the United States EXPRESSLY - UNEQUIVOCALLY and UNCONDITIONALLY - PROHIBITS, FORBIDS AND DENIES to ANY PRESIDENT OF THE UNITED STATES, under ANY AND ALL CIRCUMSTANCES WHATSOEVER.

It is, therefore, requested that you, the Attorney General of the United States, personally and respectfully, advise, caution and instruct the President of the United States to NOT accept and receive such PUBLIC APPROPRIATED FUNDS in violation of the Constitution of the United States, into his presidential campaign fund, in any manner or amount whatsoever, for any purpose whatsoever, and further, that you personally advise, caution and instruct the officials and agency of the U. S. Government concerned, NOT to distribute, or to allow distribution of such PUBLIC APPROPRIATED FUNDS, unconstitutionally and illegally, either to the President of the United States or to his presidential campaign fund, in any manner or amount whatsoever, for any purpose whatsoever, and to IMMEDIATELY recall and recover any such funds that may have already been so distributed.

c/c to:

- * President of the U. S.
- * President of the U. S. Senate
- * Speaker of the House, US Congress
- Others

Yours truly,



ALFRED LOZANO
4213 Perrier Street
New Orleans, Louisiana 70115

*FOReg # 57792
USAC # 57791

7709174154

New Orleans, Louisiana
January 23, 1976

TO: DIRECTOR, Federal Election Fund
Washington, D. C.
DIRECTOR, U. S. General Accounting Office
Washington, D. C.

Gentlemen:

Your attention is invited to the reverse side of this letter, showing a copy of letter addressed to the Attorney General of the U. S. with a copy forwarded to the President of the United States, Postal Service Registration numbers shown on reverse side at bottom.

The subject letter was forwarded January 8, 1976 to the Attorney General and to the President, but as of this date there has been no indication of any action taken or to be taken by the President of the U. S. to return all of the subject funds received by him and to refuse receipt of any more funds from the Federal Election Fund. Obviously, we have here, the possibility of further criminal activity and scandal involving the Office of the President of the United States and the Office of the Attorney General of the United States pertaining to ILLEGAL presidential campaign contributions from ILLEGAL sources, in this case, the Federal Election Fund. Are we to have a NEW WATERGATE on our hands? - - again, involving the President of the United States and his Attorney General? - - and others of the type and intent of the NIXON-MITCHELL combination?

The Constitution of the United States is totally clear in this matter, and leaves absolutely no room for equivocation. The meaning is POINT BLANK - utterly beyond misinterpretation.

In the absence of appropriate action by the President and his Attorney General, it is requested that the Office of the Director, Federal Election Fund, and the Office of the Director, U. S. General Accounting Office, take immediate appropriate ^{Action} of their own, including the filing of action in Federal District Court to compel all parties concerned to recognize, honor and obey the mandate of the Constitution of the United States now being blatantly violated.

of sub. ltr.
On 1/9/76 cys/furnished to:
President of the Senate
Speaker of the House
TV News: ABC-CBS-NBC
NYT-1A-T
Chi.Trib.-Wash.Post

Yours very truly,

Richard L. Evans
RICHARD L. EVANS
113 Perrier Street
New Orleans, LA. 70115

77040011541

New Orleans, Louisiana
January 7, 1976

The Attorney General of the U. S.
Department of Justice
Washington, D. C.

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c/c to:

President of the U. S.
President of the U. S. Senate
Speaker of the House, US Congress
Others

Yours truly,

Alfred Lozano
ALFRED LOZANO
4718 Perrier Street
New Orleans, Louisiana 70115

7704031511
Reg#57792

Reg#57791 to USAG

New Orleans, Louisiana
January 23, 1976

TO: DIRECTOR, Federal Election Fund
Washington, D. C.
DIRECTOR, U. S. General Accounting Office
Washington, D. C.

Gentlemen:

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7704001154

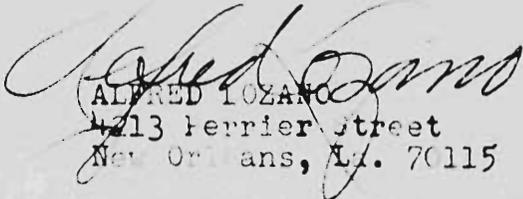
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On 1/9/76 cys/furnished to:
President of the Senate
Speaker of the House
TV News: ABC-CBS-NBC
NIT-LA-T
Chi.Trib.-Wash.Post

Yours very truly,


ALFRED LOZANO
4213 Perrier Street
New Orleans, La. 70115

*FOReg # 57792
USAC # 57791

Alfred Lozano
4213 Perrier St.
New Orleans, La. 70115

77040010517

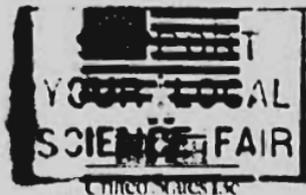


SINCE
U. S. General Accounting Office
Washington, D. C.

)
)

Alfred Pozano
4419 Ferris St.
New Orleans, La. 70115

RECEIVED
FEDERAL ELECTION
COMMISSION



76 JAN 27 11:58

DIRECTOR
Federal Election Fund
Washington, D. C.

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COMMISSION

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

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