



FEDERAL ELECTION COMMISSION

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

THIS IS THE END OF TMR # 1350

Date Filmed 7-30-81 Camera No. --- 2

Cameraman SPC

8104020559

8104020559



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 8, 1981

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Joseph Skinner
2025 E. Genter
Tucson, Arizona 85713

Re: MUR 1350

Dear Mr. Skinner:

On March 16, 1981, the Commission found reason to believe that you had violated 2 U.S.C. § 441d, a provision of the Federal Election Campaign Act of 1971, as amended (the "Act"), in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file. The file will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

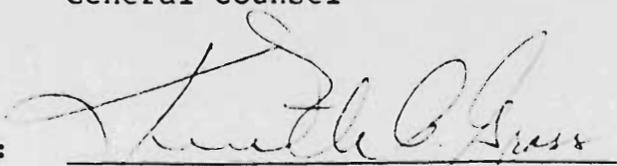
The Commission reminds you that failing to include required statements on communications which expressly advocate the election of a clearly identified federal candidate is a violation of 2 U.S.C. § 441d and you should take immediate steps to insure that this activity does not occur in the future.

If you have any questions, please direct them to Carolyn Weeder at (202)523-4529.

Sincerely,

Charles N. Steele
General Counsel

BY:


Kenneth A. Gross
Associate General Counsel

81040290570

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Joseph Skinner
2025 E. Genter
Tucson, Arizona 85713

Re: MUR 1350

Dear Mr. Skinner:

On March 16, 1981, the Commission found reason to believe that you had violated 2 U.S.C. § 441d, a provision of the Federal Election Campaign Act of 1971, as amended (the "Act"), in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file. The file will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

The Commission reminds you that failing to include required statements on communications which expressly advocate the election of a clearly identified federal candidate is a violation of 2 U.S.C. § 441d and you should take immediate steps to insure that this activity does not occur in the future.

If you have any questions, please direct them to Carolyn Weeder at (202)523-4529.

Sincerely,

Charles N. Steele
General Counsel

BY:

Kenneth A. Cross
Associate General Counsel

(Handwritten initials)

3101020571



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 8, 1981

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Joseph Bedard
3939 Veselich Avenue
Apartment 208
Los Angeles, California 90039

Re: MUR 1350

Dear Mr. Bedard:

On March 16, 1981, the Commission found reason to believe that you had violated 2 U.S.C. § 441d, a provision of the Federal Election Campaign Act of 1971, as amended (the "Act"), in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file. The file will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

The Commission reminds you that failing to include required statements on communications which expressly advocate the election of a clearly identified federal candidate is a violation of 2 U.S.C. § 441d and you should take immediate steps to insure that this activity does not occur in the future.

If you have any questions, please direct them to Carolyn Weeder at (202)523-4529.

Sincerely,

Charles N. Steele
General Counsel

BY:


Kenneth A. Gross
Associate General Counsel

810.40290572

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Joseph Bedard
3939 Veselich Avenue
Apartment 208
Los Angeles, California 90039

Re: MUR 1350

Dear Mr. Bedard:

On March 16, 1981, the Commission found reason to believe that you had violated 2 U.S.C. § 441d, a provision of the Federal Election Campaign Act of 1971, as amended (the "Act"), in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file. The file will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

The Commission reminds you that failing to include required statements on communications which expressly advocate the election of a clearly identified federal candidate is a violation of 2 U.S.C. § 441d and you should take immediate steps to insure that this activity does not occur in the future.

If you have any questions, please direct them to Carolyn Weeder at (202)523-4529.

Sincerely,

Charles B. Steele
General Counsel

CKW

BY:

Kenneth A. Cross
Associate General Counsel

3 7 5 0 0 2 0 1 0 0 1 3

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Joe Bedard and) MUR 1350
Joe Skinner)

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 6-0 to take the following actions regarding MUR 1350:

1. Take no further action against Joe Skinner and Joe Bedard with respect to a violation of 2 U.S.C. § 441d.
2. Close the file.
3. Approve and send the letters to Joe Skinner and Joe Bedard, (Attachment 3 to the General Counsel's June 30, 1981 report).

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

Attest:

7-2-81
Date

Marjorie W. Emmons
Marjorie W. Emmons
Secretary of the Commission

Received in Office of the Commission Secretary: 7-1-81, 10:10
Circulated on 48 hour vote basis: 7-1-81, 4:00

91040270574

July 1, 1981

MEMORANDUM TO: Marjorie W. Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 1350

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

31010190675

RECEIVED
OFFICE OF THE
SECRETARY

June 30, 1981

81 JUL 1 A10: 10

SENSITIVE

In the Matter of)
Joe Bedard and Joe Skinner)

MUR 1350

GENERAL COUNSEL'S REPORT

I. Background

On March 16, 1981, the Commission found reason to believe that Joe Skinner and Joe Bedard violated 2 U.S.C. § 441d by making expenditures for communications expressly advocating the election of a clearly identified federal candidate without including a statement indicating who paid for the communication or whether the federal candidate endorsed authorized the communication. The Commission received responses from both respondents (Attachment 2).

II. Legal Analysis

The communication in question is a flyer which endorses the election of eight individuals (see Attachment 1). Seven of these individuals were candidates for state and local elections and one individual (Bill Schultz) was a candidate for the U.S. Senate. The respondents, Joe Bedard and Joe Skinner, were two of the local candidates listed.

In response to the Commission's finding, both Bedard and Skinner acknowledge that they were responsible for the flyer, although the language which appears on the flyer implies that the Pima County Democrat Party sponsored the flyer. The flyer, however,

31040390675

does not contain a specific statement indicating who paid for the communication or whether federal candidate Schultz authorized the communication, as required by 2 U.S.C. § 441d.

Mr. Skinner's response indicates that the total cost for the flyer was \$1,200, and that he and Mr. Bedard split the cost of the preparation, printing, and dissemination of the brochures. Skinner states that approximately 6,000 flyers were printed. The Skinner response further indicates that Bill Schultz did not authorize the printing of his name or pay for the flyers.

In attempting to reasonably determine the amount of money expended to influence a federal election, it is helpful to refer to 11 C.F.R. § 106.1(a). That regulation sets forth guidelines in allocating expenditures among or between candidates and activities. It states that expenditures, including independent expenditures, made on behalf of more than one candidate shall be attributed to each candidate in proportion to, and shall be reported to reflect, the benefit reasonably expected to be derived. By dividing the total cost of the flyer by the number of candidates, one could allocate the amount expended on behalf of a federal candidate as \$150.^{1/}

2 U.S.C. § 441d requires the flyer to include specific language inasmuch as the flyer lists federal candidate Schultz'

^{1/} This amount does not trigger reporting requirements for independent expenditures, pursuant to 11 C.F.R. § 109.2(a).

31002067

name. Although this language is lacking, certain circumstances should be taken into consideration. First, as noted, the aggregate amount expended in connection with federal elections was \$150. Secondly, the apparent purpose of the flyer was primarily to help respondents in their own election attempts at the county level. Taking this, as well as the minimal amount involved into account, the Office of General Counsel recommends that the Commission take no further action against Joe Skinner and Joe Bedard regarding a violation of 2 U.S.C. § 44ld.

III. Recommendations

1. Take no further action against Joe Skinner and Joe Bedard with respect to a violation of 2 U.S.C. § 44ld.
2. Close the file.
3. Approve and send the attached letters to Joe Skinner and Joe Bedard.

Date

6/30/81

Charles N. Steele
General Counsel

Charles N. Steele *Grass for C14*

Attachments

1. Flyer
2. Respondents' Submissions
3. Letter to Respondents

81010:00578

9-2-80

TUCSON
CITIZEN

Bedard good pick

There is more than the usual interest this year in the Democratic primary race for Pima County recorder, which finds Richard J. Kennedy, a former city councilman, challenging incumbent Joseph Bedard.

Kennedy currently is serving as administrative assistant to former Mayor James N. Corbett, who two years ago was elected to the position of clerk of the Superior Court. Kennedy's candidacy is seen by many in the community as something of a power play by Corbett.

As justification for seeking the recorder position, Kennedy cites his dozen or so years in city and county government, and says that "government doesn't frustrate me."

This hardly is reason enough to give him the nod over Bedard, who was appointed recorder last fall by the Board of Supervisors and who has been doing a fine job. This isn't in any way a surprise, Bedard having performed very well before as county communications director.

As recorder, Bedard has developed a good voter outreach program for the handicapped. He also has increased the number of volunteer registrars from about 1,200 to 2,400. One very constructive detail: He gives talks on democracy on those occasions when he assists in registering high school students to vote.

The Citizen strongly endorses Bedard in the Democratic primary.

ATTACHMENT I

DISTRICT 10

①

VOTE FOR THESE FINE DEMOCRATS

PRIMARY DAY
TUESDAY, SEPTEMBER 9*

U.S. Senate

State Senate

State Representative

Justice of the Peace #8

Sheriff

School Superintendent

County Recorder

Treasurer

Bill Schulz

Louis Gonzales

Jesus "CHUY" Higuera

Joe Skinner

Ralph Marmion

Larry Bahill

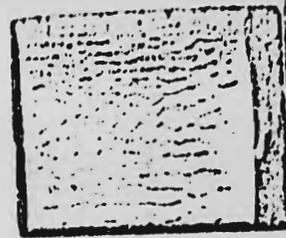
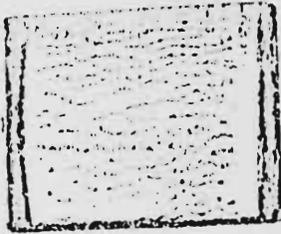
Joe Bedard

Roy McDaniel



*IF YOU DESIRE A RIDE TO THE POLLS
CALL DEMOCRAT HEADQUARTERS - 327-4939

8 1 0 4 0 2 2 0 6 3 0



Att. 1
page 3

DEMOCRATS IN "80"

**VOTE TUESDAY
SEPTEMBER 9**

YOU MAY TAKE THIS CARD TO POLLS FOR ASSISTANCE

②

(4)

8. How many brochures were printed?

APPROX 6000

9. Who distributed the brochures?

~~MAIL~~ MAIL

10. How were the brochures disseminated?

MAIL TO DIST 10 SOME PRECINCTS ABOUT 12

11. How many brochures were disseminated?

12. What were the total costs incurred for the preparation, printing, and dissemination of the brochures.

ABOUT \$1200

13. Did Bill Schultz or his campaign committee give you any payments for the brochure?

NO

14. Did Bill Schultz or his campaign committee give you authorization to print his name on the brochure?

NO

81740290532

4513

D
THE
SECRETARY

4-12-1981

5

81 APR 16 P 1: 02

Mr McGarry,

On or about August 18, 1980 a candidate for a Justice of the Peace office, Mr Joe Skinner, told me that he was mailing an endorsement card to the voters of the district in ~~the~~ which he was seeking office. He offered to place my name on the card as an endorsed candidate for a sum of money.

On or about August 20, 1980, I gave Mr Skinner a sum of money, I believe it was \$250, for the endorsement.

Regarding Mr Schultz or the other candidates who Mr Skinner endorsed, you will have to get that information from Joe Skinner.

JOE BEDARD
3939 VESOLICH AVE APT 208
LOS ANGELES CALIF 90039

18:55 9/22/81
Joe Bedard
RECEIVED
CIVIL

6

8. How many brochures were printed?

Unknown

9. Who distributed the brochures?

Joe Skowron

10. How were the brochures disseminated?

Mailed

11. How many brochures were disseminated?

Unknown

12. What were the total costs incurred for the preparation, printing, and dissemination of the brochures.

Unknown

13. Did Bill Schultz or his campaign committee give you any payments for the brochure?

Unknown

14. Did Bill Schultz or his campaign committee give you authorization to print his name on the brochure?

Unknown

4-12-1981

Joe Bedard

31710200634

INTERROGATORIES/REQUEST FOR DOCUMENTS

7

1. Did you pay, in part or in full, for the preparation, printing, and/or distribution of the brochure in question?

yes, in part

If so:

2. Please list the recipient, date, and amount of every expense which you incurred for the preparation, printing, and/or distribution of the brochure and state the specific purpose of each expenditure.

about \$250 on or about 8-20-1980

3. Provide copies of all bills and/or receipts reflecting all expenses incurred for the preparation, printing, and/or distribution of the brochure.

don't have any -

4. Please list any other persons who paid, in part or in full, for the preparation, printing, and distribution of the brochure.

Unknown

5. Who (what business/company/person) prepared the brochures?

Unknown

6. Who (what business/company/person), printed the brochures?

Unknown

7. Did any representative of the Pima County Democrat Party give you authorization to print its name and telephone number on the brochure? If so, please list the name(s).

Unknown

Enclosure 4

31710290635



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

ATTACHMENT
III
8

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Joseph Bedard
3939 Veselich Avenue
Apartment 208
Los Angeles, California 90039

Re: MUR 1350

Dear Mr. Bedard:

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If you have any questions, please direct them to Carolyn Weeder at (202)523-4529.

Sincerely,

31040290535



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

9

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Joseph Skinner
2025 E. Genter
Tucson, Arizona 85713

Re: MUR 1350

Dear Mr. Skinner:

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If you have any questions, please direct them to Carolyn Weeder at (202)523-4529.

Sincerely,

3171930637

May 12, 1981

MEMORANDUM TO: Marjorie W. Emons

FROM: Elissa T. Garr

SUBJECT: MUR 1350

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

31010200637

SENSITIVE

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
OFFICE OF THE
SECRETARY

In the Matter of
Joe Bedard and Joe Skinner

)
)
)

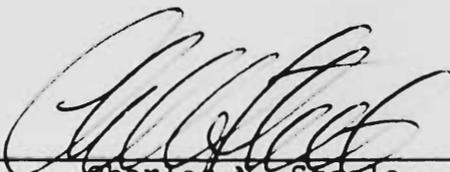
81 MAY 12 10:00
MOR 1350

INTERIM INVESTIGATIVE REPORT #1

On March 16, 1981, the Commission found reason to believe that Joe Bedard and Joe Skinner violated 2 U.S.C. §441d by failing to include required statements on communications which expressly advocate the election of a clearly identified federal candidate.

Both respondents submitted answers to the Commission's interrogatories, however, an answer to one of the questions required clarification. The Office of General Counsel therefore is in the process of acquiring additional information and will prepare an analysis of this matter upon obtaining the necessary facts.

11 May 1981
Date


Charles N. Steele
General Counsel

31010200600

000
4513

MUR 1350

RECEIVED
THE
SECRETARY

4-12-1981

81 APR 16 P 1: 02

Mr McGarry,

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JOE BEARD
3939 VISCONCH AVE APT 208
LOS ANGELES CALIF 90039

18:45 91034 11
Joe Beard
RECEIVED
APR 16 1981

INTERROGATORIES/REQUEST FOR DOCUMENTS

1. Did you pay, in part or in full, for the preparation, printing, and/or distribution of the brochure in question?

yes, in part

If so:

2. Please list the recipient, date, and amount of every expense which you incurred for the preparation, printing, and/or distribution of the brochure and state the specific purpose of each expenditure.

about \$250 on about 8-20-1980

3. Provide copies of all bills and/or receipts reflecting all expenses incurred for the preparation, printing, and/or distribution of the brochure.

don't have any

4. Please list any other persons who paid, in part or in full, for the preparation, printing, and distribution of the brochure.

Unknown

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Unknown

6. Who (what business/company/person), printed the brochures?

Unknown

7. Did any representative of the Pima County Democrat Party give you authorization to print its name and telephone number on the brochure? If so, please list the name(s).

Unknown

31040290502

INTERROGATORIES/REQUEST FOR DOCUMENTS (continued)

Page Two

8. How many brochures were printed?

Unknown

9. Who distributed the brochures?

Joe Skinner

10. How were the brochures disseminated?

Mailed

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Unknown

13. Did Bill Schultz or his campaign committee give you any payments for the brochure?

Unknown

14. Did Bill Schultz or his campaign committee give you authorization to print his name on the brochure?

Unknown

4-12-1981

Joe Bedard

31040290693



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE W. EMMONS/JODY CUSTER *jc*
DATE: APRIL 16, 1981
SUBJECT: REFERRAL OF LETTER AND ANSWERS
TO INTERROGATORIES/REQUEST FOR
DOCUMENTS REGARDING MUR 1350

The attached letter was received in the Chairman's office and then presented to the Commission Secretary. It is provided for your information and action.

Attachment:
Letter from Joe Bedard,
dated April 12, 1981

10:44:01 APR 16 1981

RECEIVED
GENERAL
COUNSEL

31040270671

JOE BEDARD

**KAISER
FOUNDATION**
HEALTH PLAN, INC.

Room 512
1515 NORTH VERMONT AVENUE
LOS ANGELES, CALIFORNIA 90027



9060101019

Federal Election Commission
Washington D.C. 20463

MUR 1350

JOHN WARREN MCGARRY

81 APR 16 All: 28

INTERROGATORIES/REQUEST FOR DOCUMENTS (continued)

Page Two

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ABOUT \$1200

13. Did Bill Schultz or his campaign committee give you any payments for the brochure?

NO

14. Did Bill Schultz or his campaign committee give you authorization to print his name on the brochure?

NO

31740230507



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 18, 1981

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Joseph Skinner
2025 E. Genter
Tucson, Arizona 85713

Re: MUR 1350

Dear Mr. Skinner:

On March 16, 1981, the Federal Election Commission determined that there is reason to believe that you violated the Federal Election Campaign Act of 1971, as amended (the "Act"), specifically 2 U.S.C. § 441d, by failing to include required statements on communications which expressly advocates the election of a clearly identified federal candidate. The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

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

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.

The investigation now being conducted will be 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 investigation to be made public.

31040300509

Joseph Skinner
Page Two

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

Sincerely,

John Warren McGarry
JOHN WARREN MCGARRY
Chairman

Enclosures

1. Copy of Brochure
2. General Counsel's Factual and Legal Analysis
3. Procedures
4. Interrogatories/Request for Documents

81040290700

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

1. The following service is requested (check one.)
 Show to whom and date delivered..... c
 Show to whom, date and address of delivery..... c
 RESTRICTED DELIVERY
Show to whom and date delivered..... c
 RESTRICTED DELIVERY.
Show to whom, date, and address of delivery. \$ ____

(CONSULT POSTMASTER FOR FEES)

ARTICLE ASSIGNED TO:
Joseph Skinner

ARTICLE DESCRIPTION:
REGISTERED NO. CERTIFIED NO. INSURED NO.
949455

(Always obtain signature of addressee or agent)
I have received the article described above.
 Addressee Addressee Authorized agent

DATE OF DELIVERY

81 APR 6 48:10

UNABLE TO DELIVER BECAUSE:
1358 Weeder

CLERK'S INITIALS
SW

1075 288-848

POSTMARK
APR 2 1987
P.P.



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

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RETURN RECEIPT REQUESTED

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2025 E. Genter
Tucson, Arizona 85713

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CMU

81001020701

Joseph Skinner
Page Two

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Sincerely,

Enclosures

1. Copy of Brochure
2. General Counsel's Factual and Legal Analysis
3. Procedures
4. Interrogatories/Request for Documents

81040290702

(CW)

9-2-80

TUCSON
CITIZEN

5

DISTRICT 10

**VOTE
FOR THESE FINE
DEMOCRATS**

**PRIMARY DAY
TUESDAY, SEPTEMBER 9***

Bedard good pick

There is more than the usual interest this year in the Democratic primary race for Pima County recorder, which finds Richard J. Kennedy, a former city councilman, challenging incumbent Joseph Bedard.

Kennedy currently is serving as administrative assistant to former Mayor James N. Corbett, who two years ago was elected to the position of clerk of the Superior Court. Kennedy's candidacy is seen by many in the community as something of a power play by Corbett.

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The Citizen strongly endorses Bedard in the Democratic primary.

- | | |
|-------------------------|----------------------|
| U.S. Senate | Bill Schulz |
| State Senate | Louis Gonzales |
| State Representative | Jesus "CHUY" Higuera |
| Justice of the Peace #6 | Joe Skinner |
| Sheriff | Ralph Marmion |
| School Superintendent | Larry Bahill |
| County Recorder | Joe Bedard |
| Treasurer | Roy McDaniel |

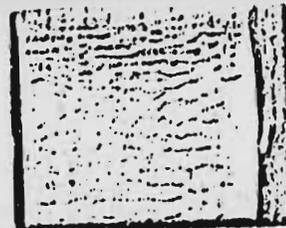
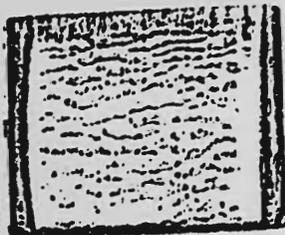


***IF YOU DESIRE A RIDE TO THE POLLS
CALL DEMOCRAT HEADQUARTERS - 327-4939**

Enclosure 1

File 1
~~Page 2~~

9



Atty. Gen.
Sept 3

DEMOCRATS IN "80"

**VOTE TUESDAY
SEPTEMBER 9**

YOU MAY TAKE THIS CARD TO POLLS FOR ASSISTANCE

8 1 0 1 0 2 9 0 7 0 4

FEDERAL ELECTION COMMISSION

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

DATE: March 18, 1981

MUR 1350
STAFF MEMBER(S) & TEL. NO.
Carolyn Weeder
(202)523-4529

RESPONDENT: Joseph Bedard

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

SUMMARY OF ALLEGATIONS

On December 3, 1980, the Commission voted to open a MUR on a referral from Mr. Hawkins of the Department of Justice ("DOJ") on behalf of Stephen A. Neely, Pima County Attorney, Tucson, Arizona, regarding possible violation of the FECA in connection with the publication and distribution of brochures which endorse certain candidates for local, state, and federal offices.

Specifically, the DOJ referral alleges that Joe Skinner, candidate for Pima County Justice of the Peace, and Joe Bedard, candidate for County Recorder, violated 2 U.S.C. § 441d by making expenditures for communications expressly advocating the election of a clearly identified candidate for a federal office without including a statement as to who paid for the communication as well as a statement as to whether the candidate endorsed authorized the communication.

FACTUAL BASIS AND LEGAL ANALYSIS

2 U.S.C. § 441d requires that any persons making expenditures for the purposes of financing communications expressly advocating the election or defeat of a clearly identified candidate for federal office to include a statement as to who paid for the communication as well as a statement as to whether the candidate(s) endorsed (or any of his authorized committee), authorized the communication.

The brochure in question endorses the election of Bill Schultz to the U.S. Senate; however, no specific statements of sponsorship or authorization/non-authorization appear on the communication.

Enclosure 2

31040290705

A copy of the brochure in question is included within the referral (see enclosure). The following language appears on the brochure:

VOTE FOR THESE FINE DEMOCRATS

Primary Day

Tuesday, September 9

This language is followed by a list of eight candidates' names. Seven of the eight candidates listed are seeking election to state and local offices and one candidate (Bill Schultz) is seeking election to the U.S. Senate. At the bottom of the publication, the brochure contains the language "If you Desire a Ride to the Polls Call Democrat Headquarters - 327-4939."

In addition, the envelopes in which the brochures were sent bear the return address of the Pima County Democrat Party.

Mr. Neely, however, states in the referral that the Pima County Democrat Party denies responsibility for either the printing or distribution of the brochures. Mr. Neely alleges that Joe Skinner and Joe Bodard, whose candidacies the brochure endorses, are in fact responsible for the publications.

Thus, in that the brochure in question is an express advocacy communication which fails to meet the requirements of § 441d, the Office of General Counsel recommends that the Commission find reason to believe that Joe Skinner and Joe Bedard violated 2 U.S.C. § 441d.

RECOMMENDATION

1. Find reason to believe that Joe Skinner and Joe Bedard violated 2 U.S.C. § 441d.

31710290705

INTERROGATORIES/REQUEST FOR DOCUMENTS

1. Did you pay, in part or in full, for the preparation, printing, and/or distribution of the brochure in question?

If so:

2. Please list the recipient, date, and amount of every expense which you incurred for the preparation, printing, and/or distribution of the brochure and state the specific purpose of each expenditure.
3. Provide copies of all bills and/or receipts reflecting all expenses incurred for the preparation, printing, and/or distribution of the brochure.
4. Please list any other persons who paid, in part or in full, for the preparation, printing, and distribution of the brochure.
5. Who (what business/company/person) prepared the brochures?
6. Who (what business/company/person), printed the brochures?
7. Did any representative of the Pima County Democrat Party give you authorization to print its name and telephone number on the brochure? If so, please list the name(s).

31040290707

INTERROGATORIES/REQUEST FOR DOCUMENTS (continued)
Page Two

8. How many brochures were printed?

9. Who distributed the brochures?

10. How were the brochures disseminated?

11. How many brochures were disseminated?

12. What were the total costs incurred for the preparation, printing, and dissemination of the brochures.

13. Did Bill Schultz or his campaign committee give you any payments for the brochure?

14. Did Bill Schultz or his campaign committee give you authorization to print his name on the brochure?

81040200709



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

March 18, 1981

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Joseph Bedard
534 Calle Arizona
Tuscon, Arizona 85706

Re: MUR 1350

Dear Mr. Bedard:

On March 16, 1981, the Federal Election Commission determined that there is reason to believe that you violated the Federal Election Campaign Act of 1971, as amended (the "Act"), specifically 2 U.S.C. § 441d, by failing to include required statements on communications which expressly advocate the election of a clearly identified federal candidate. The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

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

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.

The investigation now being conducted will be 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 investigation to be made public.

31040270700



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Joseph Bedard
534 Calle Arizona
Tuscon, Arizona 85706

Re: MUR 1350

Dear Mr. Bedard:

On March 16, 1981, the Federal Election Commission determined that there is reason to believe that you violated the Federal Election Campaign Act of 1971, as amended (the "Act"), specifically 2 U.S.C. § 441d, by failing to include required statements on communications which expressly advocate the election of a clearly identified federal candidate. The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

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

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The investigation now being conducted will be 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 investigation to be made public.

cm

31070711

FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

DATE April 4, 81

TO: Samander: the File

FROM: C. Weeder

REMARKS: Please reread the letter to Joseph Bedard with the appropriate change in address. The envelope which is attached contains the proper address.

Thank you -
C. Weeder

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

POSTAGE AND FEES PAID



Official Business

Penalty for Private Use \$300



UNCLAIMED
MOVED, LEFT NO ADDRESS
FORWARDING ORDER EXPIRES
INSUFFICIENT ADDRESS
NO SUCH NUMBER
ATTEMPTED, NOT RECORDED

Joseph Bedard
534 Calle Arizona
Tucson, Arizona 85706

2513
mm

CERTIFIED

949456

87

*Arizona
memo
includes 3-30-71*

10390



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
Post Behind

ARTICLE DESCRIPTION:		
REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	<i>257026</i>	

(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 REASON:	CLERK'S INITIALS
------------------------------	------------------

1550 2/2/70

POSTAGE WILL BE PAID BY ADDRESSEE
REGISTERED, INSURED AND CERTIFIED MAIL

Joseph Bedard
Page Two

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

Sincerely,

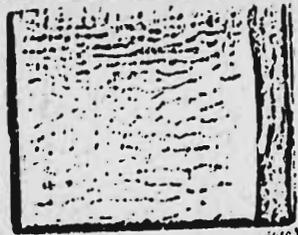
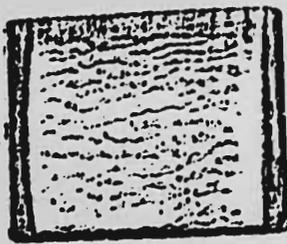
Enclosures

1. Copy of Brochure
2. General Counsel's Factual and Legal Analysis
3. Procedures
4. Interrogatories/Request for Documents

8100290715

CKW

9



Enclosure

Att. 1
Page 3

DEMOCRATS IN "80"

**VOTE TUESDAY
SEPTEMBER 9**

YOU MAY TAKE THIS CARD TO POLLS FOR ASSISTANCE

81010290715

5

9-2-80
TUCSON
CITIZEN

DISTRICT 10

**VOTE
FOR THESE FINE
DEMOCRATS**

Bedard good pick

There is more than the usual interest this year in the Democratic primary race for Pima County recorder, which finds Richard J. Kennedy, a former city councilman, challenging incumbent Joseph Bedard.

Kennedy currently is serving as administrative assistant to former Mayor James N. Corbett, who two years ago was elected to the position of Justice of the Peace of the Superior Court. Kennedy's candidacy is seen by many in the community as something of a power play by Corbett.

As justification for seeking the recorder position, Kennedy cites his dozen or so years in city and county government, and says that "government doesn't frustrate me."

This hardly is reason enough to give him the nod over Bedard, who was appointed recorder last fall by the Board of Supervisors and who has been doing a fine job. This isn't in any way a surprise, Bedard having performed very well before as county communications director.

As recorder, Bedard has developed a good voter outreach program for the handicapped. He also has increased the number of volunteer registrars from about 1,200 to 2,400. One very constructive detail: He gives talks on democracy on those occasions when he assists in registering high school students to vote.

The Citizen strongly endorses Bedard in the Democratic primary.

**PRIMARY DAY
TUESDAY, SEPTEMBER 9***

- | | |
|-------------------------|----------------------|
| U.S. Senate | Bill Schulz |
| State Senate | Louis Gonzales |
| State Representative | Jesus "CHUY" Higuera |
| Justice of the Peace #6 | Joe Skinner |
| Sheriff | Ralph Marmion |
| School Superintendent | Larry Bahill |
| County Recorder | Joe Bedard |
| Treasurer | Roy McDaniel |



***IF YOU DESIRE A RIDE TO THE POLLS
CALL DEMOCRAT HEADQUARTERS - 327-4939**

711. 1
Page 2

FEDERAL ELECTION COMMISSION

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

DATE: March 18, 1981

MUR 1350
STAFF MEMBER(S) & TEL. NO.
Carolyn Weeder
(202)523-4529

RESPONDENT: Joseph Skinner

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

SUMMARY OF ALLEGATIONS

On December 3, 1980, the Commission voted to open a MUR on a referral from Mr. Hawkins of the Department of Justice ("DOJ") on behalf of Stephen A. Neely, Pima County Attorney, Tucson, Arizona, regarding possible violation of the FECA in connection with the publication and distribution of brochures which endorse certain candidates for local, state, and federal offices.

Specifically, the DOJ referral alleges that Joe Skinner, candidate for Pima County Justice of the Peace, and Joe Bedard, candidate for County Recorder, violated 2 U.S.C. § 441d by making expenditures for communications expressly advocating the election of a clearly identified candidate for a federal office without including a statement as to who paid for the communication as well as a statement as to whether the candidate endorsed authorized the communication.

FACTUAL BASIS AND LEGAL ANALYSIS

2 U.S.C. § 441d requires that any persons making expenditures for the purposes of financing communications expressly advocating the election or defeat of a clearly identified candidate for federal office to include a statement as to who paid for the communication as well as a statement as to whether the candidate(s) endorsed (or any of his authorized committee), authorized the communication.

The brochure in question endorses the election of Bill Schultz to the U.S. Senate; however, no specific statements of sponsorship or authorization/non-authorization appear on the communication.

Enclosure 2

317190718

A copy of the brochure in question is included within the referral (see enclosure). The following language appears on the brochure:

VOTE FOR THESE FINE DEMOCRATS

Primary Day

Tuesday, September 9

This language is followed by a list of eight candidates' names. Seven of the eight candidates listed are seeking election to state and local offices and one candidate (Bill Schultz) is seeking election to the U.S. Senate. At the bottom of the publication, the brochure contains the language "If you Desire a Ride to the Polls Call Democrat Headquarters - 327-4939."

In addition, the envelopes in which the brochures were sent bear the return address of the Pima County Democrat Party.

Mr. Neely, however, states in the referral that the Pima County Democrat Party denies responsibility for either the printing or distribution of the brochures. Mr. Neely alleges that Joe Skinner and Joe Bodard, whose candidacies the brochure endorses, are in fact responsible for the publications.

Thus, in that the brochure in question is an express advocacy communication which fails to meet the requirements of § 44ld, the Office of General Counsel recommends that the Commission find reason to believe that Joe Skinner and Joe Bedard violated 2 U.S.C. § 44ld.

RECOMMENDATION

1. Find reason to believe that Joe Skinner and Joe Bedard violated 2 U.S.C. § 44ld.

31010290719

INTERROGATORIES/REQUEST FOR DOCUMENTS

1. Did you pay, in part or in full, for the preparation, printing, and/or distribution of the brochure in question?

If so:

2. Please list the recipient, date, and amount of every expense which you incurred for the preparation, printing, and/or distribution of the brochure and state the specific purpose of each expenditure.
3. Provide copies of all bills and/or receipts reflecting all expenses incurred for the preparation, printing, and/or distribution of the brochure.
4. Please list any other persons who paid, in part or in full, for the preparation, printing, and distribution of the brochure.
5. Who (what business/company/person) prepared the brochures?
6. Who (what business/company/person), printed the brochures?
7. Did any representative of the Pima County Democrat Party give you authorization to print its name and telephone number on the brochure? If so, please list the name(s).

917102720

Enclosure 4

INTERROGATORIES/REQUEST FOR DOCUMENTS (continued)
Page Two

8. How many brochures were printed?

9. Who distributed the brochures?

10. How were the brochures disseminated?

11. How many brochures were disseminated?

12. What were the total costs incurred for the preparation, printing, and dissemination of the brochures.

13. Did Bill Schultz or his campaign committee give you any payments for the brochure?

14. Did Bill Schultz or his campaign committee give you authorization to print his name on the brochure?

3170290721



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

March 18, 1981

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Michael D. Hawkins
United States Attorney
District of Arizona
P.O. Box 1951
Tucson, Arizona 85702

Re: MUR 1350

Dear Mr. Hawkins:

This is to acknowledge receipt of your letter of October 1, 1980 advising us of the possibility of a violation of the Federal Election Campaign Act of 1971, as amended, by Joe Skinner and Joe Bedard. We are currently reviewing the matter and will advise you of the Commission's determination.

If you have any questions or additional information, please call Carolyn Weeder, the staff member assigned to this matter, at (202)523-4529. Our file number for this matter is MUR 1350.

Pursuant to 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A), the Commission's review of this matter shall remain confidential.

Sincerely,

A handwritten signature in black ink, appearing to read "C. Steele", is written over the typed name of Charles W. Steele.

Charles W. Steele
General Counsel

31010290723

318-51

PS 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)

ARTICLE ADDRESS: *US Attorney*
Suit of [unclear]

ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.
	<i>151646</i>

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE Addressee Authorized agent

Delores J. [unclear]

DATE OF DELIVERY: *MAR 30 1978*

5. ADDRESS (Show only if requested)

81 MAR 30

6. UNABLE TO DELIVER BECAUSE:

1350 [unclear]

RECEIVED

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL



CERTIFIED MAIL
RETURN RECEIPT REQUESTED

United States Attorney
District of Arizona
P.O. Box 1951
Tucson, Arizona 85702

Re: MUR 1350

Dear Mr. Hawkins:

This is to acknowledge receipt of your letter of October 1, 1980 advising us of the possibility of a violation of the Federal Election Campaign Act of 1971, as amended, by Joe Spinner and Joe Bedard. We are currently reviewing the matter and will advise you of the Commission's determination.

If you have any questions or additional information, please call Carolyn Weeder, the staff member assigned to this matter, at (202)523-4529. Our file number for this matter is MUR 1350.

Pursuant to 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A), the Commission's review of this matter shall remain confidential.

Sincerely,

Charles N. Steele
General Counsel

(CW)

CW/dmm 02/12/81

31040290724

March 11, 1981

MEMORANDUM TO: Marjorie W. Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 1350

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

31010290725

RECOMMENDATIONS

1. Find reason to believe that Joe Skinner and Joe Bedard violated 2 U.S.C. § 441d.
2. Approve and send the attached letters with enclosures to Joe Skinner and Joe Bedard.
3. Approve and send the attached letter to the DOJ.

Attachments

1. Referral from DOJ
2. Letters with enclosures to Respondents
3. Letter to DOJ

31740:90729



4

United States Attorney
District of Arizona

Post Office Box 1951
Tucson, Arizona 85702

602/792-6511
FTS/792-6511

October 1, 1980

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

Dear Mr. Steele:

An inquiry regarding the attached materials was sent to our office by Stephen D. Neely, the Pima County Attorney. According to Mr. Neely, the brochures are being mailed to citizens in the envelopes bearing the return address of the Pima County Democrat Party. However, the Democrat Party has nothing to do with these brochures and is not responsible for either their printing or distribution. According to Mr. Neely's information, the person responsible for the printing and distribution is Joe Skinner, with Joe Bedard helping to pay some of the costs. The phone number listed on the brochure is that of the Democratic Party.

I have discussed this matter with Craig Donsanto, Elections Crimes Branch, Department of Justice, who has informed me that the practice described may possibly constitute a violation of Title 2, United States Code, Section 44ld, but that it does not appear to be a wilful offense in violation of Title 2, United States Code, Section 437g(d). Mr. Donsanto requested that I refer this matter to you.

Further details regarding this practice may be obtained from Stephen D. Neely, Pima County Attorney, Tucson, Arizona. Thanking you in advance for your consideration of this matter.

Sincerely,

MICHAEL D. HAWKINS
United States Attorney
District of Arizona

Jon R. Cooper
Jon R. Cooper
Assistant U. S. Attorney

JRC:rs

cc: Stephen D. Neely
Pima County Attorney
900 Courts Building
111 West Congress Street
Tucson, Arizona 85701
(602) 792-8411

Craig Donsanto
Election Crimes
P. O. Box 50168
F Street Station
Washington, D.C. 20004

Attachment

Attachment 1
Page 1

310102730

9-2-80
TUCSON
CITIZEN

DISTRICT 10

**VOTE
FOR THESE FINE
DEMOCRATS**

Bedard good pick

There is more than the usual interest this year in the Democratic primary race for Pima County recorder, which finds Richard J. Kennedy, a former city councilman, challenging incumbent Joseph Bedard.

Kennedy currently is serving as administrative assistant to former Mayor James N. Corbett, who two years ago was elected to the position of clerk of the Superior Court. Kennedy's candidacy is seen by many in the community as something of a power play by Corbett.

As justification for seeking the recorder position, Kennedy cites his dozen or so years in city and county government, and says that "government doesn't frustrate me."

This hardly is reason enough to give him the nod over Bedard, who was appointed recorder by the Board of Supervisors and who has been doing a fine job. This isn't in any way a surprise, Bedard having performed very well before as county communications director.

As recorder, Bedard has developed a good voter outreach program for the handicapped. He also has increased the number of volunteer registrars from about 1,200 to 2,400. One very constructive detail: He gives talks on democracy on those occasions when he assists in registering high school students to vote.

The Citizen strongly endorses Bedard in the Democratic primary.

**PRIMARY DAY
TUESDAY, SEPTEMBER 9***

U.S. Senate
State Senate
State Representative
Justice of the Peace #6
Sheriff
School Superintendent
County Recorder
Treasurer

Bill Schulz
Louis Gonzales
Jesus "CHUY" Higuera
Joe Skinner
Ralph Marmion
Larry Bahill
Joe Bedard
Roy McDaniel



***IF YOU DESIRE A RIDE TO THE POLLS
CALL DEMOCRAT HEADQUARTERS - 327-4939**

6



DEMOCRATS IN '80'

**VOTE TUESDAY
SEPTEMBER 9**

YOU MAY TAKE THIS CARD TO POLLS FOR ASSISTANCE

Att. 1
Page 3

2 3 7 0 6 2 0 1 0 1 3



U.S. Department of Justice

80 OCT 7 All: 41

United States Attorney
District of Arizona

7

Post Office Box 1951
Tucson, Arizona 85702
October 3, 1980

602/792-6511
FTS/792-6511

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

Dear Mr. Steele:

The attached envelope from the Pima County Democrat Party was inadvertently left out of the material sent to you with my letter of October 1, 1980. The material I sent to you in my original letter was mailed in the attached envelope.

Thank you,

Sincerely,

MICHAEL D. HAWKINS
United States Attorney
District of Arizona

Jon R. Cooper
Jon R. Cooper
Assistant U. S. Attorney

JRC:rs

cc: Stephen D. Neely
Pima County Attorney
900 Courts Building
111 West Congress Street
Tucson, Arizona 85701

Craig Donsanto
Election Crimes
P. O. Box 50168
F Street Station
Washington, D.C. 20004

Attachments

Att. 1
page 4

31010100733

8

Pinna County Democrat Party
P.O. Box 40211
Tucson, Arizona 85717

THE WASHINGTON POST
114 E. 25TH ST
TUCSON, ARIZONA

05/17

*Theresa
Barbara*

BULK RATE
U. S. POSTAGE
PAID
PERMIT NO. 683
TUCSON, ARIZONA

3 0 4 0 2 7 0 3 4

44.1
page 5

9



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Joseph Skinner
2025 E. Genter
Tucson, Arizona 85713

Re: MUR 1350

Dear Mr. Skinner:

On , 1981, the Federal Election Commission determined that there is reason to believe that you violated the Federal Election Campaign Act of 1971, as amended (the "Act"), specifically 2 U.S.C. § 441d, by failing to include required statements on communications which expressly advocates the election of a clearly identified federal candidate. The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

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

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The investigation now being conducted will be 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 investigation to be made public.

31040200735

MA-2



Joseph Skinner
Page Two

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

Sincerely,

Enclosures

- 1. Copy of Brochure
- 2. General Counsel's Factual and Legal Analysis
- 3. Procedures
- 4. Interrogatories/Request for Documents

31040270736



FEDERAL ELECTION COMMISSION



GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

DATE: MUR 1350
STAFF MEMBER(S) & TEL. NO.
Carolyn Weeder
(202)523-4529

RESPONDENT: Joseph Skinner

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

SUMMARY OF ALLEGATIONS

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Specifically, the DOJ referral alleges that Joe Skinner, candidate for Pima County Justice of the Peace, and Joe Bedard, candidate for County Recorder, violated 2 U.S.C. § 441d by making expenditures for communications expressly advocating the election of a clearly identified candidate for a federal office without including a statement as to who paid for the communication as well as a statement as to whether the candidate endorsed authorized the communication.

FACTUAL BASIS AND LEGAL ANALYSIS

2 U.S.C. § 441d requires that any persons making expenditures for the purposes of financing communications expressly advocating the election or defeat of a clearly identified candidate for federal office to include a statement as to who paid for the communication as well as a statement as to whether the candidate(s) endorsed (or any of his authorized committee), authorized the communication.

The brochure in question endorses the election of Bill Schultz to the U.S. Senate; however, no specific statements of sponsorship or authorization/non-authorization appear on the communication.

31040290737





A copy of the brochure in question is included within the referral (see enclosure). The following language appears on the brochure:

VOTE FOR THESE FINE DEMOCRATS

Primary Day

Tuesday, September 9

This language is followed by a list of eight candidates' names. Seven of the eight candidates listed are seeking election to state and local offices and one candidate (Bill Schultz) is seeking election to the U.S. Senate. At the bottom of the publication, the brochure contains the language "If you Desire a Ride to the Polls Call Democrat Headquarters - 327-4939."

In addition, the envelopes in which the brochures were sent bear the return address of the Pima County Democrat Party.

Mr. Neely, however, states in the referral that the Pima County Democrat Party denies responsibility for either the printing or distribution of the brochures. Mr. Neely alleges that Joe Skinner and Joe Bodard, whose candidacies the brochure endorses, are in fact responsible for the publications.

Thus, in that the brochure in question is an express advocacy communication which fails to meet the requirements of § 44ld, the Office of General Counsel recommends that the Commission find reason to believe that Joe Skinner and Joe Bedard violated 2 U.S.C. § 44ld.

RECOMMENDATION

1. Find reason to believe that Joe Skinner and Joe Bedard violated 2 U.S.C. § 44ld.

31740:70738



13



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Joseph Bedard
534 Calle Arizona
Tuscon, Arizona 85706

Re: MUR 1350*

Dear Mr. Bedard:

On , 1981, the Federal Election Commission determined that there is reason to believe that you violated the Federal Election Campaign Act of 1971, as amended (the "Act"), specifically 2 U.S.C. § 441d, by failing to include required statements on communications which expressly advocate the election of a clearly identified federal candidate. The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

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

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.

The investigation now being conducted will be 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 investigation to be made public.

31040290739



14

Joseph Bedard
Page Two

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

Sincerely,

Enclosures

1. Copy of Brochure
2. General Counsel's Factual and Legal Analysis
3. Procedures
4. Interrogatories/Request for Documents

31040290710



FEDERAL ELECTION COMMISSION

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

DATE: MUR 1350
STAFF MEMBER(S) & TEL. NO.
Carolyn Weeder
(202)523-4529

RESPONDENT: Joseph Bedard

SOURCE OF MUR: INTERNALLY GENERATED

SUMMARY OF ALLEGATIONS

On December 3, 1980, the Commission voted to open a MUR on a referral from Mr. Hawkins of the Department of Justice ("DOJ") on behalf of Stephen A. Neely, Pima County Attorney, Tucson, Arizona, regarding possible violation of the FECA in connection with the publication and distribution of brochures which endorse certain candidates for local, state, and federal offices.

Specifically, the DOJ referral alleges that Joe Skinner, candidate for Pima County Justice of the Peace, and Joe Bedard, candidate for County Recorder, violated 2 U.S.C. § 441d by making expenditures for communications expressly advocating the election of a clearly identified candidate for a federal office without including a statement as to who paid for the communication as well as a statement as to whether the candidate endorsed authorized the communication.

FACTUAL BASIS AND LEGAL ANALYSIS

2 U.S.C. § 441d requires that any persons making expenditures for the purposes of financing communications expressly advocating the election or defeat of a clearly identified candidate for federal office to include a statement as to who paid for the communication as well as a statement as to whether the candidate(s) endorsed (or any of his authorized committee), authorized the communication.

The brochure in question endorses the election of Bill Schultz to the U.S. Senate; however, no specific statements of sponsorship or authorization/non-authorization appear on the communication.

310090741



16

A copy of the brochure in question is included within the referral (see enclosure). The following language appears on the brochure:

VOTE FOR THESE FINE DEMOCRATS

Primary Day

Tuesday, September 9

This language is followed by a list of eight candidates' names. Seven of the eight candidates listed are seeking election to state and local offices and one candidate (Bill Schultz) is seeking election to the U.S. Senate. At the bottom of the publication, the brochure contains the language "If you Desire a Ride to the Polls Call Democrat Headquarters - 327-4939."

In addition, the envelopes in which the brochures were sent bear the return address of the Pima County Democrat Party.

Mr. Neely, however, states in the referral that the Pima County Democrat Party denies responsibility for either the printing or distribution of the brochures. Mr. Neely alleges that Joe Skinner and Joe Bodard, whose candidacies the brochure endorses, are in fact responsible for the publications.

Thus, in that the brochure in question is an express advocacy communication which fails to meet the requirements of § 44ld, the Office of General Counsel recommends that the Commission find reason to believe that Joe Skinner and Joe Bedard violated 2 U.S.C. § 44ld.

RECOMMENDATION

1. Find reason to believe that Joe Skinner and Joe Bedard violated 2 U.S.C. § 44ld.

31740:20712



INTERROGATORIES/REQUEST FOR DOCUMENTS

1. Did you pay, in part or in full, for the preparation, printing, and/or distribution of the brochure in question?

If so:

2. Please list the recipient, date, and amount of every expense which you incurred for the preparation, printing, and/or distribution of the brochure and state the specific purpose of each expenditure.

3. Provide copies of all bills and/or receipts reflecting all expenses incurred for the preparation, printing, and/or distribution of the brochure.

4. Please list any other persons who paid, in part or in full, for the preparation, printing, and distribution of the brochure.

5. Who (what business/company/person) prepared the brochures?

6. Who (what business/company/person), printed the brochures?

7. Did any representative of the Pima County Democrat Party give you authorization to print its name and telephone number on the brochure? If so, please list the name(s).

31010200743



INTERROGATORIES/REQUEST FOR DOCUMENTS (continued)
Page Two

8. How many brochures were printed?

9. Who distributed the brochures?

10. How were the brochures disseminated?

11. How many brochures were disseminated?

12. What were the total costs incurred for the preparation, printing, and dissemination of the brochures.

13. Did Bill Schultz or his campaign committee give you any payments for the brochure?

14. Did Bill Schultz or his campaign committee give you authorization to print his name on the brochure?

31040290744



19



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

United States Attorney
District of Arizona
P.O. Box 1951
Tucson, Arizona 85702

Re: MUR 1350

Dear Mr. Hawkins:

This is to acknowledge receipt of your letter of October 1, 1980 advising us of the possibility of a violation of the Federal Election Campaign Act of 1971, as amended, by Joe Skinner and Joe Bedard. We are currently reviewing the matter and will advise you of the Commission's determination.

If you have any questions or additional information, please call Carolyn Weeder, the staff member assigned to this matter, at (202)523-4529. Our file number for this matter is MUR 1350.

Pursuant to 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12) (A), the Commission's review of this matter shall remain confidential.

Sincerely,

Charles N. Steele
General Counsel

31740270715



BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	Pre-MUR 57
Referral from Department)	
of Justice (Re: Joe Skinner)	
and Joe Bodard))	

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on December 3, 1980, the Commission decided by a vote of 6-0 to open a MUR on this referral from the Department of Justice on behalf of the Pima County Attorney.

Commissioners Aikens, Friedersdorf, Harris, McGarry, Reiche, and Tiernan voted affirmatively.

Attest:

12/4/80

Date

Marjorie W. Emmons

 Marjorie W. Emmons
 Secretary to the Commission

Received in Office of the Commission Secretary:	11-2-80, 9:37
Circulated on 48 hour vote basis:	11-2-80, 4:00

31040:00745

December 1, 1980

MEMORANDUM TO: Marjorie W. Emmons

FROM: Elissa T. Garr

SUBJECT: PreMUR 57

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

31040200717



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

80 DEC 2 9:37

December 1, 1980

MEMORANDUM TO: The Commission

FROM: Charles N. Steele *CNS by KSC*
General Counsel

SUBJECT: Pre-MUR 57; Referral from the
Department of Justice

31740120719

The Department of Justice ("DOJ") forwarded to the Office of General Counsel a referral received by their office from Stephen A. Neely, Pima County Attorney, Tucson, Arizona, regarding possible violations of the FECA in connection with the publication and distribution of brochures which endorse certain candidates for local, state, and federal offices (Attachment 1).

According to Mr. Neely, the brochures misrepresent the Pima County Democrat Party as the persons responsible for the publication and dissemination of these brochures. Mr. Neely alleges that Joe Skinner (candidate for Pima County Justice of the Peace) and Joe Bodard (candidate for County Recorder), whose candidacies the brochure endorses, are in fact responsible for the publications.

A copy of the brochure in question is included within the referral (see page 2 of Attachment). The following language appears on the brochure:

VOTE FOR THESE FINE DEMOCRATS

Primary Day

Tuesday, September 9

This language is followed by a list of eight candidates' names. Seven of the eight candidates listed are seeking election to state and local offices and one candidate (Bill Schultz) is seeking election to the U.S. Senate. At the

bottom of the publication, the brochure contains the language "If you Desire a Ride to the Polls Call Democrat Headquarters - 327-4939."

In addition, the envelopes in which the brochures were sent bear the return address of the Pima County Democrat Party.

Mr. Neely, however, states in the referral that the Pima County Democrat Party denies responsibility for either the printing or distribution of the brochures.

The DOJ, on behalf of Mr. Neely, suggests that the publication and distribution of these brochures by Joe Skinner and Joe Bedard may be a violation of 2 U.S.C. § 44ld, and thus referred the complaint to the Commission.

2 U.S.C. § 44ld requires that any persons making expenditures for the purposes of financing communications expressly advocating the election or defeat of a clearly identified candidate for federal office to include a statement as to who paid for the communication as well as a statement as to whether the candidate(s) endorsed (or any of his authorized committees), authorized the communication.

The brochure in question endorses the election of Bill Schultz to the U.S. Senate; however, no specific statements of sponsorship or authorization/non-authorization appear on the communication. Although the language which appears on the brochure seems to indicate that the "Pima County Democratic Party" sponsored or paid for the publication, this group contends that the implication is in error.

In that the brochure in question is an express advocacy communication which fails to meet the requirements of 2 U.S.C. § 44ld, this referral warrants further investigation and thus should be given a MUR status.*

Recommendation

Based on the foregoing analysis, the Office of General Counsel recommends that the Commission open a MUR on this referral from the Department of Justice on behalf of the Pima County Attorney.

Attachment

DOJ Referral (5 pages)

*/ This referral also raises questions in regard to possible violations of 2 U.S.C. § 433 and § 434, which should also be examined.

310000719



United States Attorney
District of Arizona

Post Office Box 1951
Tucson, Arizona 85702

602/792-6511
FTS/792-6511

October 1, 1980

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

Dear Mr. Steele:

An inquiry regarding the attached materials was sent to our office by Stephen D. Neely, the Pima County Attorney. According to Mr. Neely, the brochures are being mailed to citizens in the envelopes bearing the return address of the Pima County Democrat Party. However, the Democrat Party has nothing to do with these brochures and is not responsible for either their printing or distribution. According to Mr. Neely's information, the person responsible for the printing and distribution is Joe Skinner, with Joe Bedard helping to pay some of the costs. The phone number listed on the brochure is that of the Democratic Party.

I have discussed this matter with Craig Donsanto, Elections Crimes Branch, Department of Justice, who has informed me that the practice described may possibly constitute a violation of Title 2, United States Code, Section 441d, but that it does not appear to be a wilful offense in violation of Title 2, United States Code, Section 437g(d). Mr. Donsanto requested that I refer this matter to you.

Further details regarding this practice may be obtained from Stephen D. Neely, Pima County Attorney, Tucson, Arizona. Thanking you in advance for your consideration of this matter.

Sincerely,

MICHAEL D. HAWKINS
United States Attorney
District of Arizona

Jon R. Cooper
Jon R. Cooper
Assistant U. S. Attorney

JRC:rs

cc: Stephen D. Neely
Pima County Attorney
900 Courts Building
111 West Congress Street
Tucson, Arizona 85701
(602) 792-8411

Craig Donsanto
Election Crimes
P. O. Box 50168
F Street Station
Washington, D.C. 20004

Attachment

Attachment 1
Page 1

31710:00750

9-2-80

TUCSON
CITIZEN

Bedard good pick

There is more than the usual interest this year in the Democratic primary race for Pima County recorder, which finds Richard J. Kennedy, a former city councilman, challenging incumbent Joseph Bedard.

Kennedy currently is serving as administrative assistant to former Mayor James N. Corbett, who two years ago was elected to the position of clerk of the Superior Court. Kennedy's candidacy is seen by many in the community as something of a power play by Corbett.

As justification for seeking the recorder position, Kennedy cites his dozen or so years in city and county government, and says that "government doesn't frustrate me."

This hardly is reason enough to give him the nod over Bedard, who was appointed recorder last fall by the Board of Supervisors and who has been doing a fine job. This isn't in any way a surprise, Bedard having performed very well before as county communications director.

As recorder, Bedard has developed a good voter outreach program for the handicapped. He also has increased the number of volunteer registrars from about 1,200 to 2,400. One very constructive detail: He gives talks on democracy on those occasions when he assists in registering high school students to vote.

The Citizen strongly endorses Bedard in the Democratic primary.

DISTRICT 10

VOTE FOR THESE FINE DEMOCRATS

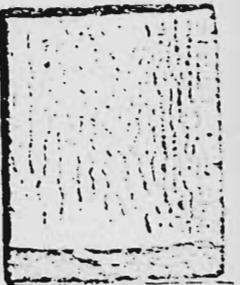
PRIMARY DAY
TUESDAY, SEPTEMBER 9*

→ U.S. Senate
State Senate
State Representative
Justice of the Peace #8
Sheriff
School Superintendent
County Recorder
Treasurer

Bill Schulz
Louis Gonzales
Jesus "CHUY" Higuera
Joe Skinner
Ralph Marmion
Larry Bahill
Joe Bedard
Roy McDaniel



*IF YOU DESIRE A RIDE TO THE POLLS
CALL DEMOCRAT HEADQUARTERS - 327-4939



DEMOCRATS IN '80'

**VOTE TUESDAY
SEPTEMBER 9**

YOU MAY TAKE THIS CARD TO POLLS FOR ASSISTANCE

Page 3

257062013



80 OCT 7 All: 41

United States Attorney
District of Arizona

Post Office Box 1951
Tucson, Arizona 85702
October 3, 1980

602/792-6311
FTS/792-6311

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

Dear Mr. Steele:

The attached envelope from the Pima County Democrat Party was inadvertently left out of the material sent to you with my letter of October 1, 1980. The material I sent to you in my original letter was mailed in the attached envelope.

Thank you,

Sincerely,

MICHAEL D. HAWKINS
United States Attorney
District of Arizona

Jon R. Cooper
Jon R. Cooper
Assistant U. S. Attorney

JRC:rs

cc: Stephen D. Neely
Pima County Attorney
900 Courts Building
111 West Congress Street
Tucson, Arizona 85701

Craig Donsanto
Election Crimes
P. O. Box 50168
F Street Station
Washington, D.C. 20004

Attachments

page 4

31040290753

Pima County Democrat Party
P.O. Box 40211
Tucson, Arizona 85717

THE MARTINEZ FAMILY
114 E 25TH ST
TUCSON, ARIZONA

*Maria
Garcia*

BULK RATE
U. S. POSTAGE
PAID
PERMIT NO. 603
TUCSON, ARIZONA

3 0 4 0 2 0 1 0 3 4

11-1
page 5
1

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

OCT 6 P 4: 38

AM 57

October 6, 1980

MEMORANDUM TO: Marjorie W. Emmons
FROM: Elissa T. Garr *ETG*
SUBJECT: DOJ Referral

Please have the attached referral distributed to the
Commission on an informational basis. Thank you.

31040200755



U.S. Department of Justice

80 OCT 6 A9: 43

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

United States Attorney
District of Arizona

GC # 2867

80 OCT 6 P4: 34

Post Office Box 1951
Tucson, Arizona 85702
October 1, 1980

602/792-6511
FTS/792-6511

10 OCT 6 A10: 51

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

Dear Mr. Steele:

An inquiry regarding the attached materials was sent to our office by Stephen D. Neely, the Pima County Attorney. According to Mr. Neely, the brochures are being mailed to citizens in the envelopes bearing the return address of the Pima County Democrat Party. However, the Democrat Party has nothing to do with these brochures and is not responsible for either their printing or distribution. According to Mr. Neely's information, the person responsible for the printing and distribution is Joe Skinner, with Joe Bedard helping to pay some of the costs. The phone number listed on the brochure is that of the Democratic Party.

I have discussed this matter with Craig Donsanto, Elections Crimes Branch, Department of Justice, who has informed me that the practice described may possibly constitute a violation of Title 2, United States Code, Section 441d, but that it does not appear to be a wilful offense in violation of Title 2, United States Code, Section 437g(d). Mr. Donsanto requested that I refer this matter to you.

Further details regarding this practice may be obtained from Stephen D. Neely, Pima County Attorney, Tucson, Arizona. Thanking you in advance for your consideration of this matter.

Sincerely,

MICHAEL D. HAWKINS
United States Attorney
District of Arizona

Jon R. Cooper
Jon R. Cooper
Assistant U. S. Attorney

JRC:rs

cc: Stephen D. Neely
Pima County Attorney
900 Courts Building
111 West Congress Street
Tucson, Arizona 85701
(602) 792-8411

Craig Donsanto
Election Crimes
P. O. Box 50168
F Street Station
Washington, D.C. 20004

Attachments

31700755

31740270757

TUCSON
CITIZEN

Bedard good pick

There is more than the usual interest this year in the Democratic primary race for Pima County recorder, which finds Richard J. Kennedy, a former city councilman, challenging incumbent Joseph Bedard.

Kennedy currently is serving as administrative assistant to former Mayor James N. Corbett, who two years ago was elected to the position of clerk of the Superior Court. Kennedy's candidacy is seen by many in the community as something of a power play by Corbett.

As justification for seeking the recorder position, Kennedy cites his dozen or so years in city and county government, and says that "government doesn't frustrate me."

This hardly is reason enough to give him the nod over Bedard, who was appointed recorder last fall by the Board of Supervisors and who has been doing a fine job. This isn't in any way a surprise, Bedard having performed very well before as county communications director.

As recorder, Bedard has developed a good voter outreach program for the handicapped. He also has increased the number of volunteer registrars from about 1,200 to 2,400. One very constructive detail: He gives talks on democracy on those occasions when he assists in registering high school students to vote.

The Citizen strongly endorses Bedard in the Democratic primary.

31040200739

DISTRICT 10

**VOTE
FOR THESE FINE
DEMOCRATS**

**PRIMARY DAY
TUESDAY, SEPTEMBER 9***

**U.S. Senate
State Senate
State Representative
Justice of the Peace #6
Sheriff
School Superintendent
County Recorder
Treasurer**

*Bill Schulz
Louis Gonzales
Jesus "CHUY" Higuera
Joe Skinner
Ralph Marmion
Larry Bahill
Joe Bedard
Roy McDaniel*



***IF YOU DESIRE A RIDE TO THE POLLS
CALL DEMOCRAT HEADQUARTERS - 327-4939**

DEMOCRATS IN "80"

**VOTE TUESDAY
SEPTEMBER 9**

YOU MAY TAKE THIS CARD TO POLLS FOR ASSISTANCE

6 5 7 0 6 2 0 1 0 1 3

Pima County Democrat Party
P.O. Box 40211
Tucson, Arizona 85717

THE MARTINEZ FAMILY
114 E 25TH ST
TUCSON, ARIZONA

046

85713

**BULK RATE
U. S. POSTAGE
PAID
PERMIT NO. 683
TUCSON, ARIZONA**

*From
Diana*

3 1 7 4 0 2 7



U.S. Department of Justice

RECEIVED

80 OCT 7 All: 41

United States Attorney
District of Arizona

CCC # 288B

Post Office Box 1951
Tucson, Arizona 85702
October 3, 1980

602/792-6511
FTS/792-6511

PUMUR 57

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

Dear Mr. Steele:

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Thank you,

Sincerely,

MICHAEL D. HAWKINS
United States Attorney
District of Arizona

Jon R. Cooper
Jon R. Cooper
Assistant U. S. Attorney

JRC:rs

cc: Stephen D. Neely
Pima County Attorney
900 Courts Building
111 West Congress Street
Tucson, Arizona 85701

Craig Donsanto
Election Crimes
P. O. Box 50168
F Street Station
Washington, D.C. 20004

Attachments

02:48 11000

GENERAL INVESTIGATIVE
DIVISION

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0
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1



U.S. Department of Justice

United States Attorney
District of Arizona

Post Office Box 1951
Tucson, Arizona 85702

602/792-6511
FTS/792-6511

October 1, 1980

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

Dear Mr. Steele:

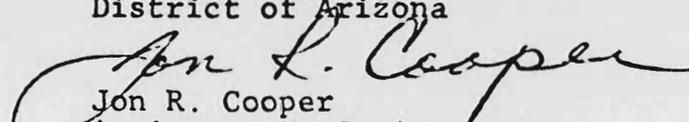
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Sincerely,

MICHAEL D. HAWKINS
United States Attorney
District of Arizona


Jon R. Cooper
Assistant U. S. Attorney

JRC:rs

cc: Stephen D. Neely
Pima County Attorney
900 Courts Building
111 West Congress Street
Tucson, Arizona 85701
(602) 792-8411

Craig Donsanto
Election Crimes
P. O. Box 50168
F Street Station
Washington, D.C. 20004

310102732

9-2-80
TUCSON
CITIZEN

Bedard good pick

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DISTRICT 10

VOTE FOR THESE FINE DEMOCRATS

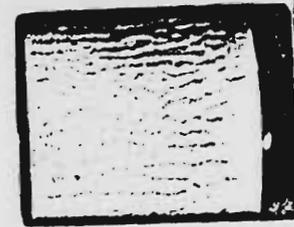
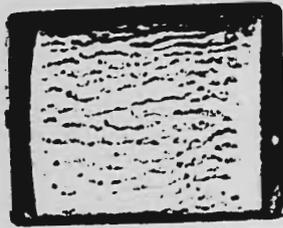
PRIMARY DAY
TUESDAY, SEPTEMBER 9*

U.S. Senate
State Senate
State Representative
Justice of the Peace #6
Sheriff
School Superintendent
County Recorder
Treasurer

Bill Schulz
Louis Gonzales
Jesus "CHUY" Higuera
Joe Skinner
Ralph Marmion
Larry Bahill
Joe Bedard
Roy McDaniel



*IF YOU DESIRE A RIDE TO THE POLLS
CALL DEMOCRAT HEADQUARTERS - 327-4939



DEMOCRATS IN "80"

**VOTE TUESDAY
SEPTEMBER 9**

YOU MAY TAKE THIS CARD TO POLLS FOR ASSISTANCE

31040200754

U.S. DEPARTMENT OF JUSTICE

DISTRICT OF ARIZONA

RETURN IN FIVE DAYS TO

OFFICE OF

UNITED STATES ATTORNEY

P. O. BOX 1951

TUCSON, ARIZONA 85702

OFFICIAL BUSINESS



8104029

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

Premur 57

October 5, 1980

MEMORANDUM TO: Marjorie W. Emmons
FROM: Elissa T. Garr
SUBJECT: DOJ Referral

Please have the attached referral distributed to the
Commission on an informational basis. Thank you.

31040200756



United States Attorney
District of Arizona

600#2867

Post Office Box 1951
Tucson, Arizona 85702
October 1, 1980

602/792-6511
FTS/792-6511

10 OCT 6 A10: 51

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

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Further details regarding this practice may be obtained from Stephen D. Neely, Pima County Attorney, Tucson, Arizona. Thanking you in advance for your consideration of this matter.

Sincerely,

MICHAEL D. HAWKINS
United States Attorney
District of Arizona

Jon R. Cooper
Jon R. Cooper
Assistant U. S. Attorney

JRC:rs
cc: Stephen D. Neely
Pima County Attorney
900 Courts Building
111 West Congress Street
Tucson, Arizona 85701
(602) 792-8411

Craig Donsanto
Election Crimes
P. O. Box 50168
F Street Station
Washington, D.C. 20004

Attachments

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9-2-80

TUCSON
CITIZEN

Bedard good pick

There is more than the usual interest this year in the Democratic primary race for Pima County recorder, which finds Richard J. Kennedy, a former city councilman, challenging incumbent Joseph Bedard.

Kennedy currently is serving as administrative assistant to former Mayor James N. Corbett, who two years ago was elected to the position of clerk of the Superior Court. Kennedy's candidacy is seen by many in the community as something of a power play by Corbett.

As justification for seeking the recorder position, Kennedy cites his dozen or so years in city and county government, and says that "government doesn't frustrate me."

This hardly is reason enough to give him the nod over Bedard, who was appointed recorder last fall by the Board of Supervisors and who has been doing a fine job. This isn't in any way a surprise, Bedard having performed very well before as county communications director.

As recorder, Bedard has developed a good voter outreach program for the handicapped. He also has increased the number of volunteer registrars from about 1,200 to 2,400. One very constructive detail: He gives talks on democracy on those occasions when he assists in registering high school students to vote.

The Citizen strongly endorses Bedard in the Democratic primary.

DISTRICT 10

**VOTE
FOR THESE FINE
DEMOCRATS**

**PRIMARY DAY
TUESDAY, SEPTEMBER 9***

U.S. Senate
State Senate
State Representative
Justice of the Peace #6
Sheriff
School Superintendent
County Recorder
Treasurer

*Bill Schulz
Louis Gonzales
Jesus "CHUY" Higuera
Joe Skinner
Ralph Marmion
Larry Bahill
Joe Bedard
Roy McDaniel*



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DEMOCRATS IN "80"

**VOTE TUESDAY
SEPTEMBER 9**

YOU MAY TAKE THIS CARD TO POLLS FOR ASSISTANCE

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DISTRICT OF ARIZONA

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

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FEDERAL ELECTION COMMISSION

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