



FEDERAL ELECTION COMMISSION

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

THIS IS THE END OF TAP # 1408

Date Filmed 6/2/82 Camera No. --- 2

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FEDERAL ELECTION COMMISSION

12 DAY RPT

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

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

Signed *[Signature]*
 Date 5/12/82

FEC 9-21-77

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 10, 1982

Franklin C. Davis, Treasurer
Bob Davis for Congress Committee
26 Kenwood Avenue
Verona, New Jersey 07111

RE: MUR 1408

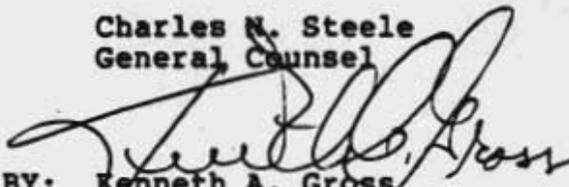
Dear Mr. Davis:

This is to advise you that after an investigation was conducted, the Commission concluded on May 7, 1982, that there is no probable cause to believe that your committee violated 2 U.S.C. § 441a(f), a provision of the Federal Election Campaign Act. On that same date, the Commission decided to take no further action against your violation of 2 U.S.C. § 441b. However, the Commission advises you that acceptance of contributions containing corporate funds is prohibited by the Act. Accordingly, the file in this matter, numbered MUR 1408, has been closed. This matter will become part of the public record within thirty days. Should you wish to submit any factual or legal materials to appear on the public record, please do so within ten days.

If you have any questions, please contact Suzanne Callahan at (202) 523-4057.

Sincerely,

Charles N. Steele
General Counsel


BY: Kenneth A. Gross
Associate General Counsel

032040324113



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 10, 1982

Stanley Gulkin, Treasurer
Essex County Republican Committee
134 Evergreen Place
East Orange, New Jersey 07018

RE: MUR 1408

Dear Mr. Gulkin:

This is to advise you that after an investigation was conducted, the Commission concluded on May 7, 1982, that there is no probable cause to believe that your committee violated 2 U.S.C. §§ 433, 434 and 441a of the Federal Election Campaign Act. On that same date, the Commission voted to take no further action against your violation of 2 U.S.C. § 441b. However, the Commission advises you that the making of contributions containing corporate monies in connection with federal elections is a violation of the Act. Accordingly, the file in this matter, numbered MUR 1408, has been closed. This matter will become part of the public record within thirty days. Should you wish to submit any factual or legal materials to appear on the public record, please do so within ten days.

If you have any questions, please contact Suzanne Callahan at (202) 523-4057.

Sincerely,

Charles N. Steele
General Counsel

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

82040324114

Franklin C. Davis, Treasurer
Bob Davis for Congress Committee
26 Kenwood Avenue
Verona, New Jersey 07111

RE: MUR 1408

Dear Mr. Davis:

This is to advise you that after an investigation was conducted, the Commission concluded on May , 1982, that there is no probable cause to believe that your committee violated 2 U.S.C. § 441a(f), a provision of the Federal Election Campaign Act. On that same date, the Commission decided to take no further action against your violation of 2 U.S.C. § 441b. However, the Commission advises you that acceptance of contributions containing corporate funds is prohibited by the Act. Accordingly, the file in this matter, numbered MUR 1408, has been closed. This matter will become part of the public record within thirty days. Should you wish to submit any factual or legal materials to appear on the public record, please do so within ten days.

If you have any questions, please contact Suzanne Callahan at (202) 523-4057.

Sincerely,

Charles N. Steele
General Counsel



BY: Kenneth A. Gross
Associate General Counsel

32040324115

Stanley Gulkin, Treasurer
Essex County Republican Committee
134 Evergreen Place
East Orange, New Jersey 07018

RE: MUR 1408

Dear Mr. Gulkin:

This is to advise you that after an investigation was conducted, the Commission concluded on May , 1982, that there is no probable cause to believe that your committee violated 2 U.S.C. §§ 433, 434 and 441a of the Federal Election Campaign Act. On that same date, the Commission voted to take no further action against your violation of 2 U.S.C. § 441b. However, the Commission advises you that the making of contributions containing corporate monies in connection with federal elections is a violation of the Act. Accordingly, the file in this matter, numbered MUR 1408, has been closed. This matter will become part of the public record within thirty days. Should you wish to submit any factual or legal materials to appear on the public record, please do so within ten days.

If you have any questions, please contact Suzanne Callahan at (202) 523-4057.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

32040324116

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

Robert Davis for Congress)
Committee)
Essex County Republican)
Committee)

MUR 1408

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on May 7, 1982, the Commission decided by a vote of 5-0 to take the following actions in MUR 1408:

1. Find NO probable cause to believe that the Essex County Republican Committee violated 2 U.S.C. § 433.
2. Find NO probable cause to believe that the Essex County Committee violated 2 U.S.C. § 434.
3. Find NO probable cause to believe that the Essex County Republican Committee violated 2 U.S.C. § 441a.
4. Find NO probable cause to believe that the Robert Davis for Congress Committee violated 2 U.S.C. § 441a(f).
5. Take NO further action against the Essex County Republican Committee's violation of 2 U.S.C. § 441b.

(Continued)

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MUR 1408
General Counsel's Report
Dated May 5, 1982

- 6. Take NO further action against the Robert Davis for Congress Committee's violation of 2 U.S.C. § 441b.
- 7. Close the file.

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

Attest:

5-10-82

Date

Marjorie W Emmons

Marjorie W. Emmons
Secretary of the Commission

82040324118

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

5-5-82, 10:56
5-5-82, 4:00

May 5, 1982

MEMORANDUM TO: Marjorie W. Emmons

FROM: Phyllis A. Kayson

SUBJECT: MUR 1408

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

Thank you.

Attachment

cc: Callahan

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SENSITIVE

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

82 MAY 5 AIO: 56

In the Matter of)	
)	
Robert Davis for Congress)	MUR 1408
Committee)	
Essex County Republican)	
Committee)	

GENERAL COUNSEL'S REPORT

I. BACKGROUND

This matter was referred to the Office of General Counsel by the Reports Analysis Division. The referral was based on disclosure documents filed by the Robert Davis for Congress Committee which reported receipt of \$10,059.10 in in-kind contributions from the Essex County Republican Committee which is unregistered.

II. LEGAL ANALYSIS

The respondents did not file a responsive brief. See Office of General Counsel's Brief of March 26, 1982.

III. RECOMMENDATIONS

It is recommended that the Commission find no probable cause to believe that:

1. The Essex County Republican Committee violated 2 U.S.C. § 433.
2. The Essex County Republican Committee violated 2 U.S.C. § 434.
3. The Essex County Republican Committee violated 2 U.S.C. § 441a.

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4. The Robert Davis for Congress Committee violated 2 U.S.C. § 441a(f).

It is recommended that the Commission take no further action against:

5. the Essex County Republican Committee's violation of 2 U.S.C. § 441b.
6. the Robert Davis for Congress Committee's violation of 2 U.S.C. § 441b.
7. Close the file.

Charles N. Steele
General Counsel

May 5, 1982
Date

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

Attachments
Brief (3 pages)
Notification letters (2 pages)

32040324121

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 1408
Robert Davis for)
Congress Committee)
Essex County Republican)
Committee)

GENERAL COUNSEL'S BRIEF

I. Statement of the Case

This matter was referred to the Office of General Counsel by the Reports Analysis Division. The referral was based on disclosure documents filed by the Robert Davis for Congress Committee which reported receipt of \$10,059.10 in in-kind contributions from the Essex County Republican Committee which is unregistered.

II. Legal Analysis

On January 26, 1982, the Commission found reason to believe that the Essex County Committee violated 2 U.S.C. § 433, § 434, § 441a, and § 441b, and found reason to believe the Davis Committee violated 2 U.S.C. § 441a(f). The respondents were sent reason to believe notifications on January 29, 1982.

The treasurer of the Essex Committee, Stanley J. Gulkin, filed a written response to the Commission's notification. Gulkin states that he advised the Robert Davis Committee on September 4, 1981, that amended reports reflecting a re-allocation of figures should be filed with the Commission.

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The Davis Committee contends that they filed an amendment on September 15, 1981. However, the Commission had no record of such an amendment, so the Committee filed a photocopy on March 5, 1982.

According to Gulkin, no funds were contributed to the Davis campaign. Rather, the funds expended by the party committee were for the printing of an informational brochure on several candidates, one of which was Robert Davis. According to the treasurer, the amount of the expenditure attributable to Robert Davis is \$159. Therefore, since this amount is under \$1,000, no excessive contribution has been made and the registration and reporting requirements of § 433 and § 434 have not been violated.

However, the Committee treasury apparently contained corporate funds during 1980 when the subject expenditures were made. Although no specific figures were provided, the treasurer states that "...a review of our records indicates that receipt of corporate contributions was minimal during the 1980 campaign." As set forth in 2 U.S.C. § 441b, funds from corporations are prohibited from use in any amount in connection with federal elections. Therefore, a § 441b violation has been committed.

In light of the fact that the amount in violation is only \$159, the Office of General Counsel will recommend that the Commission take no further action with respect to the § 441b violation. In addition, it appears that the receipt of corporate

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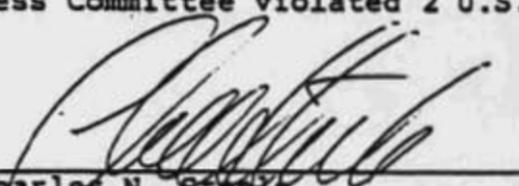
contributions were "minimal" and that the Committee had sufficient funds not subject to the prohibition of the Act to cover the \$159 expenditure, as required by 11. C.F.R. § 102.5(b)(1)(ii).

III. General Counsel's Recommendations

It is recommended that the Commission find no probable cause to believe that:

1. The Essex County Republican Committee violated 2 U.S.C. § 433.
2. The Essex County Republican Committee violated 2 U.S.C. § 434.
3. The Essex County Republican Committee violated 2 U.S.C. § 441a.
4. The Robert Davis for Congress Committee violated 2 U.S.C. § 441a(f).

26 March 1902
Date



Charles N. Steele
General Counsel

32040324124



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Franklin C. Davis, Treasurer
Bob Davis for Congress Committee
26 Kenwood Avenue
Verona, New Jersey 07111

RE: MUR 1408

Dear Mr. Davis:

This is to advise you that after an investigation was conducted, the Commission concluded on May , 1982, that there is no probable cause to believe that your committee violated 2 U.S.C. § 441a(f), a provision of the Federal Election Campaign Act. On that same date, the Commission decided to take no further action against your violation of 2 U.S.C. § 441b. However, the Commission advises you that acceptance of contributions containing corporate funds is prohibited by the Act. Accordingly, the file in this matter, numbered MUR 1408, has been closed. This matter will become part of the public record within thirty days. Should you wish to submit any factual or legal materials to appear on the public record, please do so within ten days.

If you have any questions, please contact Suzanne Callahan at (202) 523-4057.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

**Stanley Gulkin, Treasurer
Essex County Republican Committee
134 Evergreen Place
East Orange, New Jersey 07018**

RE: MUR 1408

Dear Mr. Gulkin:

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If you have any questions, please contact Suzanne Callahan at (202) 523-4057.

Sincerely,

**Charles N. Steele
General Counsel**

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

82040324126

65

March 26, 1982

MEMORANDUM TO: Marjorie Emmons
FROM: Steven Barndollar
SUBJECT: MUR 1408

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

Attachment

cc: S. Callahan ✓

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

March 26, 1982

Franklin C. Davis, Treasurer
Bob Davis for Congress Committee
26 Kenwood Avenue
Verona, New Jersey 07111

RE: MUR 1408

Dear Mr. Davis:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on January 26, 1982, found reason to believe that the Bob Davis for Congress Committee had violated 2 U.S.C. § 441a(f), a provision of the Act, and instituted an investigation of this matter.

After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find no probable cause to believe that a violation has occurred. The Commission may or may not approve the General Counsel's Recommendation.

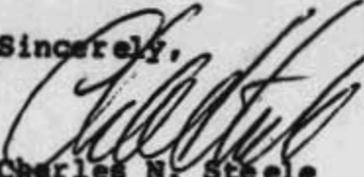
Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within fifteen days of your receipt of this notice, you may file with the Secretary of the Commission a brief (10 copies if possible) stating your position on the issues and replying to the brief of the General Counsel. Three copies of such brief should also be forwarded to the Office of General Counsel, if possible. The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of no probable cause to believe a violation has occurred.

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Letter to Franklin C. Davis
Page 2

Should you have any questions, please contact Suzanne Callahan at (202) 523-4057.

Sincerely,



Charles N. Steele
General Counsel

Enclosure
Brief

cc: Robert Davis

82040324129



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 26, 1982

Stanley Gulkin, Treasurer
Essex County Republican Committee
134 Evergreen Place
East Orange, New Jersey 07018

RE: MUR 1408

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Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

82 MAR 26 P 4: 46

March 26, 1982

MEMORANDUM

TO : The Commission
FROM : Charles N. Steele
General Counsel *CS*
SUBJECT: MUR 1408

Attached for the Commission's review is a brief stating the position of the General Counsel on the legal and factual issues of the above-captioned matter. A copy of this brief and letters notifying the respondents of the General Counsel's intent to recommend to the Commission a finding of no probable cause to believe were mailed on March 26, 1982. Following receipt of the Respondents' replies to this notice, this Office will make a further report to the Commission.

Attachments

1. Brief
2. Letters to Respondents (two)

82040324131

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 1408
Robert Davis for)
Congress Committee)
Essex County Republican)
Committee)

GENERAL COUNSEL'S BRIEF

I. Statement of the Case

This matter was referred to the Office of General Counsel by the Reports Analysis Division. The referral was based on disclosure documents filed by the Robert Davis for Congress Committee which reported receipt of \$10,059.10 in in-kind contributions from the Essex County Republican Committee which is unregistered.

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However, the Committee treasury apparently contained corporate funds during 1980 when the subject expenditures were made. Although no specific figures were provided, the treasurer states that "...a review of our records indicates that receipt of corporate contributions was minimal during the 1980 campaign." As set forth in 2 U.S.C. § 441b, funds from corporations are prohibited from use in any amount in connection with federal elections. Therefore, a § 441b violation has been committed.

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contributions were "minimal" and that the Committee had sufficient funds not subject to the prohibition of the Act to cover the \$159 expenditure, as required by 11. C.F.R. § 102.5(b)(1)(ii).

III. General Counsel's Recommendations

It is recommended that the Commission find no probable cause to believe that:

1. The Essex County Republican Committee violated 2 U.S.C. § 433.
2. The Essex County Republican Committee violated 2 U.S.C. § 434.
3. The Essex County Republican Committee violated 2 U.S.C. § 441a.
4. The Robert Davis for Congress Committee violated 2 U.S.C. § 441a(f).

26 March 1982
Date



Charles N. Steele
General Counsel

32040324134



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

March 26, 1982

Franklin C. Davis, Treasurer
Bob Davis for Congress Committee
26 Kenwood Avenue
Verona, New Jersey 07111

RE: MUR 1408

Dear Mr. Davis:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on January 26, 1982, found reason to believe that the Bob Davis for Congress Committee had violated 2 U.S.C. § 441a(f), a provision of the Act, and instituted an investigation of this matter.

After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find no probable cause to believe that a violation has occurred. The Commission may or may not approve the General Counsel's Recommendation.

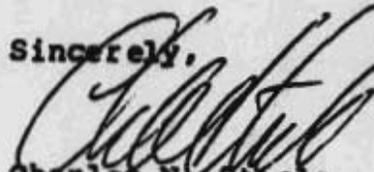
Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within fifteen days of your receipt of this notice, you may file with the Secretary of the Commission a brief (10 copies if possible) stating your position on the issues and replying to the brief of the General Counsel. Three copies of such brief should also be forwarded to the Office of General Counsel, if possible. The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of no probable cause to believe a violation has occurred.

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Letter to Franklin C. Davis
Page 2

Should you have any questions, please contact Suzanne Callahan at (202) 523-4057.

Sincerely,



Charles N. Steele
General Counsel

Enclosure
Brief

cc: Robert Davis ✓

82040324136



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 26, 1982

Stanley Gulkin, Treasurer
Essex County Republican Committee
134 Evergreen Place
East Orange, New Jersey 07018

RE: MUR 1408

Dear Mr. Gulkin:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on January 26, 1982, found reason to believe that your committee had violated 2 U.S.C. §§ 433, 434, 441a and 441b, provisions of the Act, and instituted an investigation of this matter.

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Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within fifteen days of your receipt of this notice, you may file with the Secretary of the Commission a brief (10 copies if possible) stating your position on the issues and replying to the brief of the General Counsel. Three copies of such brief should also be forwarded to the Office of General Counsel, if possible. The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of no probable cause to believe a violation has occurred.

Should you have any questions, please contact Suzanne Callahan at (202) 523-4057.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

82040324137



ESSEX COUNTY REPUBLICAN COMMITTEE

John P. Renna, Chairman

RECEIVED
Acct # 7213

Vice Chairmen
Anne M. Seger
Rose Serra

February 17, 1982

32 FEB 22 P 3: 02

GENERAL COUNSEL

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

Attention: Suzanne Callahan, Esq.
Office of General Counsel

RE: MUR 1408
ESSEX COUNTY REPUBLICAN COMMITTEE

Dear Ms. Callahan:

Responding to your correspondence and in accordance with our conversation, please note that during the periods of July, 1981 and September, 1981, I spoke with Alva Smith, Reports Analysis Division, Federal Election Commission, and as per her instruction, I directed Mr. Robert Davis to amend his reports. Copies of my correspondence to Mr. Davis are enclosed. It was my belief that it was not necessary for me to reply to the Commission as it was Mr. Davis who had to amend his report.

Please note that the allocation to Mr. Davis was due to a brochure printed which included information as to his candidacy, as well as many others. The original allocation to him was made on the assumption that the expenditure should be expensed equally to all of the candidates noted. However, as the information as to Mr. Davis was only on a small portion of the brochure, a correct allocation results in the new amount.

It is important to note that the amounts referred to are for allocations of expenditures not for actual funds passing from the Essex County Republican Committee to Mr. Davis. No funds actually ever passed to Mr. Davis or his campaign committee.

As to the issue of corporate funds as part of our depository, it is possible that the funds in our account did include corporate funds as we are permitted to accept contributions from corporations. However, a review of our records indicates that receipt of corporate contributions was minimal during the 1980 campaign. As the allocation referred to is only one of the passing of a portion of an expense and not the passing of actual funds, is this a real issue?

134 EVERGREEN PLACE, EAST ORANGE, N.J. 07018 • 201-676-0200

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Federal Election Commission
Attention: Suzanne Callahan, Esq.
February 17, 1982
Page 2

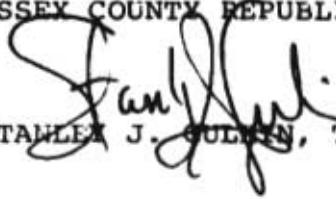
The Essex County Republican Committee does not expend funds to candidates for federal office, and I, therefore, do not believe we must become a political committee within the meaning of the Act.

If the allocation referred to places us in a position wherein it is necessary for us to file a statement of organization, please advise.

I hope that the enclosed is sufficient for a determination that we are not in violation and look forward for a response to that effect. If additional data is needed, please feel free to contact me.

Very truly yours,

ESSEX COUNTY REPUBLICAN COMMITTEE


STANLEY J. GULIEN, TREASURER

SJG:mam

Enclosures

cc: Mr. Robert Davis

32040324139

RECEIVED

82 FEB 22 P 1: 22

September 4, 1981

Mr. Robert Davis
26 Kenwood Avenue
Verona, NJ 07044

RE: FEDERAL ELECTION
CAMPAIGN ACT - CAMPAIGN 1980

Dear Bob:

Responding to correspondence received from the Federal Election Commission, I have reviewed the election reports for the 1980 campaign and am reallocating expenditures to your campaign from the Essex County Republican Committee. Your reports as submitted to the Commission must be amended to reflect a reduction in the allocation to your campaign by the Committee in the amount of Ten Thousand (\$10,000.00) Dollars.

If you have any questions, please feel free to contact me and/or advise me as to your filing of the amendment.

Very truly yours,

STANLEY J. GULKIN

SJG:mam

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STANLEY J. GULKIN
A PROFESSIONAL CORPORATION
COUNSELLOR AT LAW

10 POMPTON AVENUE
CEDAR GROVE, N.J. 07009
(201) 239-6700

September 9, 1981

Mr. Robert Davis
P.O. Box 175
Verona, NJ 07044

RE: FEDERAL ELECTION CAMPAIGN ACT -
CAMPAIGN 1980
ELECTION DAY NOVEMBER 4, 1980

Dear Bob:

As outlined in my correspondence of September 4, 1981 and discussed on the telephone on September 8, 1981 with Alva Smith of the Federal Election Commission, I am herein detailing the information needed for you to amend your election reports. Please write to Alva Smith, Reports Analyst, Federal Election Commission, Washington, D.C. 20463 indicating a reduction in the allocation to your campaign by the Republican Committee of Essex County, as follows:

<u>OUR REPORT DUE TO</u> <u>ELECTION LAW ENFORCEMENT COMMISSION</u>	<u>AMOUNT OF REDUCTION</u> <u>IN ALLOCATION</u>
October 10, 1980	\$1,000.00
October 28, 1980	2,400.00
November 19, 1980	6,400.00
January 19, 1981	100.00
March 19, 1981	100.00

If I may be of further assistance, please feel free to contact me.

Very truly yours,

REPUBLICAN COMMITTEE OF ESSEX COUNTY

STANLEY J. GULKIN, Treasurer

SJG:mam

82040324141

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**ESSEX COUNTY REPUBLICAN
COMMITTEE**

134 EVERGREEN PLACE, EAST ORANGE, N.J. 07018

Attention: Suzanne Callahan, Esq.
Office of General Counsel

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



22 P1:22

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Robert Davis for Congress Committee) MUR 1408
Essex County Republican Committee)

CERTIFICATION

I, Marjorie W. Emmons, Recording Secretary for the Federal Election Commission Executive Session on January 26, 1982, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in MUR 1408:

1. Find reason to believe the Essex County Republican Committee violated 2 U.S.C. §433.
2. Find reason to believe the Essex County Republican Committee violated 2 U.S.C. §434.
3. Find reason to believe the Essex County Republican Committee violated 2 U.S.C. §441a.
4. Find reason to believe the Essex County Republican Committee violated 2 U.S.C. §441b.
5. Find reason to believe the Robert Davis for Congress Committee violated 2 U.S.C. §441a(f).

Commissioners Aikens, Elliott, Harris, McDonald, McGarry, and Reiche voted affirmatively for the decision.

Attest:

1-28-82

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

note

MEMORANDUM TO: CHARLES N. STEED, GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/JODY CUSTER *Jc*

DATE: JANUARY 20, 1982

SUBJECT: OBJECTION - MUR 1408 First General Counsel's
Report dated 1-15-82; Received in OCS,
1-15-82, 2:18

The above-named document was circulated to the Commission on
January 18, 1982 at 11:00.

Commissioner Elliott submitted an objection at 4:56,
January 19, 1982.

This matter will be placed on the agenda for the Executive
Session of Tuesday, January 26, 1982.

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JANUARY 15, 1982

MEMORANDUM TO: Marjorie W. Emmons
FROM: Phyllis A. Kayson
SUBJECT: MUR 1408

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

Attachment

cc: Callahan

32040324145

SENSITIVE

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

FIRST GENERAL COUNSEL'S REPORT

**DATE AND TIME OF TRANSMITTAL
BY OGC TO THE COMMISSION 1-15-82**

**MUR # 1408
STAFF MEMBER(S)
Suzanne Callahan**

82 JAN 15 P 2: 18

COMMUNICATIONS SECTION

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

**RESPONDENT'S NAME: Robert Davis for Congress Committee
Essex County Republican Committee**

RELEVANT STATUTES: 2 U.S.C. § 433, § 434, § 441a, § 441b

**INTERNAL REPORTS CHECKED: Robert Davis for Congress Committee
Computer Index**

FEDERAL AGENCIES CHECKED: None

GENERATION OF MATTER

On December 15, 1981, the Commission determined that the Reports Analysis Division's ("RAD") referral to the Office of General Counsel ("OGC") concerning the Essex County Republican Committee and the Robert Davis for Congress Committee should be given MUR status.

FACTUAL AND LEGAL ANALYSIS

According to disclosure documents filed by the Robert Davis for Congress Committee, the unregistered Essex County Republican Committee of New Jersey made a \$10,688.45 contribution to the Davis Committee.

In response to a request for additional information ("RFAI") from RAD, the Essex Committee stated that the \$10,688.45 represented expenditures in connection with a brochure which supported a number of candidates. The Committee representative stated that an

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allocation of the funds per candidate would be less than \$1,000 each. The representative stated he would send in a letter disclosing the re-allocated figures. No written documentation has been filed by the County Committee.

As set forth in 2 U.S.C. § 431(4), any local committee of a political party which makes contributions aggregating in excess of \$1,000 during a calendar year or makes expenditures in connection with federal elections aggregating in excess of \$1,000 during a calendar year is considered a political committee within the meaning of the Act. Pursuant to 2 U.S.C. § 433, political committees are required to file a statement of organization within 10 days after meeting the criteria contained in § 431(4). As of this writing, the Essex Committee has not registered with the Commission, placing it in violation of 2 U.S.C. § 433. The committee's failure to file any financial reports with the Commission places it in violation of § 434.

The Act precludes a political committee from making a contribution to a candidate for federal office in excess of \$1,000 per election prior to attaining multicandidate status. A multicandidate committee, as defined by 2 U.S.C. § 441a(a)(4), must be registered for six months, must have received contributions for federal candidates from more than 50 persons, and (except for any state political party organization) must have made contributions to five or more federal candidates.

In light of the fact that the Essex County Committee has failed to meet the above criteria, its contributions are limited

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to \$1,000. Therefore, the Committee's contribution of \$10,688.45 to the Davis Committee is \$9,688.45 in excess of the limitations of § 441a placing it in violation of that section. Conversely, the Davis Committee's acceptance of the excessive contribution places it in violation of 2 U.S.C. § 441a(f).

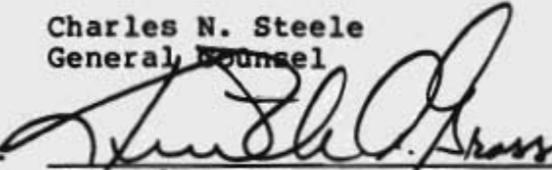
Title 19 of New Jersey State law permits the acceptance of corporate and labor union contributions which are prohibited under 2 U.S.C. § 441b. If the County Committee's treasury contained any such corporate and union monies, a violation of 2 U.S.C. § 441b has been committed as well.

Recommendations

1. Find reason to believe the Essex County Republican Committee violated 2 U.S.C. § 433.
2. Find reason to believe the Essex County Republican Committee violated 2 U.S.C. § 434.
3. Find reason to believe the Essex County Republican Committee violated 2 U.S.C. § 441a.
4. Find reason to believe the Essex County Republican Committee violated 2 U.S.C. § 441b.
5. Find reason to believe the Robert Davis for Congress Committee violated 2 U.S.C. § 441a(f).

Charles N. Steele
General Counsel

Date Jan 15, 1982

BY: 
Kenneth A. Gross
Associate General Counsel

Attachments

- RAD Referral (31 pages)
- Notification Letters (4 pages)
- General Counsel's Factual and Legal Analysis (6 pages)
- (41 total pages attached)

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KAG
rec'd 10/26/81

(1)



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

22 October 1981

MUR 1408

MEMORANDUM

TO : CHARLES N. STEELE
GENERAL COUNSEL

THROUGH : B. ALLEN CLUTTER, III *BA*
STAFF DIRECTOR

FROM : JOHN D. GIBSON *JDG*
ASSISTANT STAFF DIRECTOR

SUBJECT : REFERRAL OF ESSEX COUNTY REPUBLICAN COMMITTEE -
AN UNREGISTERED ORGANIZATION

Please find the attached referral of the Essex County Republican Committee.* According to the non-compliance standards contained in the Review and Referral Procedures, the committee appears to have had Federal activity in excess of \$1,000, and has not registered or reported, or taken other appropriate action to comply with the Federal Election Campaign Act (Chart #2). Additionally, the committee made contributions in excess of \$1,000 to a candidate for Federal office (Chart #3) and the possibility exists that corporate and/or union funds were used (Chart #4).

If you have any questions, please contact Alva Smith at 357-0026.

*Please see the companion referral for the Bob Davis for Congress committee.

Attachment

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(2)

REPORTS ANALYSIS REFERRAL
TO
OFFICE OF GENERAL COUNSEL

DATE: 22 October 1981

ANALYST: Alva Smith

- I. COMMITTEE: Essex County Republican Committee-NJ (unregistered)
Stan Gulkin, committee official
134 Evergreen Place
East Orange, NJ 07018
- II. RELEVANT STATUTE: 2 U.S.C. 433, 434, 441a(a)(1)(A) & 441b(a)
- III. BACKGROUND:
A. Failure to Register and Report- 2 U.S.C. 433 and 434

Reports filed by the Robert A. Davis for Congress Committee ("RDCC") disclosed receipt of contributions in excess of \$1,000 for the general election by the Essex County Republican Committee ("ECRC"), an unregistered organization (Attachments 1a, b, & c).

On June 25, 1981 the ECRC was sent a notice regarding registration and reporting requirements for Federal activity in excess of \$1,000 (Attachment 2). On July 17, 1981 ECRC was mailed a Second Notice for failure to respond (Attachment 3).

Stan Gulkin, an official of ECRC, called a staff member of the Reports Analysis Division ("RAD") on July 29, 1981. Mr. Gulkin stated that the activity concerned expenditures for brochures on behalf of a number of candidates, which when re-allocated, would be less than \$1,000 for Robert Davis (Attachment 4).

ECRC failed to respond in writing, therefore, a phone call was initiated by a RAD staff member on August 27, 1981. Mr. Gulkin stated that he was in the process of re-allocating the funds expended on the brochure, and that a letter would be sent in as soon as possible. Mr. Gulkin was informed the RDCC should also amend its reports with the corrected figures (Attachment 5).

ECRC has not registered, reported, or provided a written response to clarify the record.

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B. Excessive Contributions to a Candidate for Federal Office -
2 U.S.C. 441a (a)(1)(A)

As disclosed on the 1980 October 15, 30 Day Post-General and Year End Reports filed by RDCC, ECRC made \$10,688.45 in contributions for the general election (Attachment 1a, b, and c).

ECRC was informed as part of the June 25, 1981 notice, that it had apparently exceeded the contribution limits of 2 U.S.C. 441a (Attachment 2). Copies of the appropriate report schedules were also provided for ECRC's review.

As noted in part III-A, an official of ECRC stated in a phone conversation that direct contributions were not made to RDCC; rather, the activity pertained to expenditures for brochures, which were made on behalf of a number of candidates. ECRC, however, has failed to provide a written response to clarify the activity.

C. Possible Receipt of Corporate and/or Union Contributions -
2 U.S.C. 441b(a)

New Jersey State law, Title 19, permits the acceptance of contributions from corporations and labor organizations, with the exception of those made by insurance corporations or associations. Based upon the statements made by Mr. Guilkin, that the ECRC had expended funds in support of candidates for State election, in addition to activity on behalf of Robert Davis, a candidate for Federal office, ECRC may have received contributions from prohibited sources.

IV. OTHER PENDING ACTIONS INITIATED BY RAD:

None.

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ITEMIZED RECEIPTS

Information contained from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Full) ROBERT DAVIS FOR CONGRESS			
A. Full Name, Mailing Address and ZIP Code ESSEX COUNTY REMOVAL COMD 134 EVERGREEN TOWN EXETER NH 07018		Name of Employer Occupation Aggregate Year-to-Date-\$ 1018	Date (month, day, year) 93080 Amount of Each Receipt This Period 1018
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)			
B. Full Name, Mailing Address and ZIP Code		Name of Employer Occupation Aggregate Year-to-Date-\$	Date (month, day, year) Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)			
C. Full Name, Mailing Address and ZIP Code		Name of Employer Occupation Aggregate Year-to-Date-\$	Date (month, day, year) Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)			
D. Full Name, Mailing Address and ZIP Code		Name of Employer Occupation Aggregate Year-to-Date-\$	Date (month, day, year) Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)			
E. Full Name, Mailing Address and ZIP Code		Name of Employer Occupation Aggregate Year-to-Date-\$	Date (month, day, year) Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)			
F. Full Name, Mailing Address and ZIP Code		Name of Employer Occupation Aggregate Year-to-Date-\$	Date (month, day, year) Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)			
G. Full Name, Mailing Address and ZIP Code		Name of Employer Occupation Aggregate Year-to-Date-\$	Date (month, day, year) Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)			
SUBTOTAL of Receipts This Page (optional)			1018
TOTAL This Period (last page this line number only)			1018

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ATTACHMENT 1b 30 Day Post-General Election
ITEMIZED RECEIPTS

Form of _____ for
LIVE VOTING
(Use separate schedules for each
category of the Detailed
Summary Page)

SCHEDULE A

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committees.

Name of Committee (in Full)
ROBERT DAVIS FOR CONGRESS

A. Full Name, Mailing Address and ZIP Code ELLEN COUNTY SPOULING 1079 134 QUELLEN AVE RAE MANIE, NJ 07019	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation	10.27.80	
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$	3770	953.4

B. Full Name, Mailing Address and ZIP Code MONTICELLO RESIDENT CLUB 25 ELTON ROAD -MONTICELLO, NJ 07042	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation	10.27.80	
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$	300	300

C. Full Name, Mailing Address and ZIP Code NJ COP CAMPAIGN 20 88 W. STATE ST SUITE 612 TRENTON NJ 08602	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation	--	
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$	300	300

D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$		

E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$		

F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$		

G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$		

SUBTOTAL of Receipts This Page (optional) 9434

TOTAL This Period (attach page this line number only) 9434

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Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Full)

ROBERT A DAVIS FOR CONGRESS

A. Full Name, Mailing Address and ZIP Code

ESSEX COUNTY REMOVAL COMMITTEE
134 EVERGREEN PLACE
EAST ORANGE, N.J. 07018

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

12/14/80

\$207.10

11B

Receipt For: Primary General
 Other (specify):

Aggregate Year-to-Date-\$

3637.10

B. Full Name, Mailing Address and ZIP Code

ROBERT A DAVIS
26 KENWOOD AVE
MORRIS PLAINS, N.J. 07044

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

N.J. BELL
TEL. CO.

12/13/80

\$29.35

13A

Receipt For: Primary General
 Other (specify): VISA TALK FEE

Aggregate Year-to-Date-\$

2029.35

C. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

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Receipt For: Primary General
 Other (specify):

Aggregate Year-to-Date-\$

D. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

Aggregate Year-to-Date-\$

Receipt For: Primary General
 Other (specify):

E. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

Aggregate Year-to-Date-\$

Receipt For: Primary General
 Other (specify):

F. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

Aggregate Year-to-Date-\$

Receipt For: Primary General
 Other (specify):

G. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

Aggregate Year-to-Date-\$

Receipt For: Primary General
 Other (specify):

\$236.45

\$236.45

SUBTOTAL of Receipts This Page (optional)

TOTAL This Period (last page this line number only)

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 25, 1981

Treasurer
Essex County Republican
Committee
134 Evergreen Place
East Orange, NJ 07018

Dear Treasurer:

This letter is prompted by the Commission's interest in assisting committees which may be subject to the registration and reporting requirements of the Federal Election Campaign Act (the Act) but are not registered with the Commission.

The Act defines a "political committee" to include any local committee of a political party which receives contributions aggregating in excess of \$5,000 during a calendar year, or makes payments exempted from the definition of contribution or expenditure as defined in paragraphs (8) and (9) of 2 U.S.C. 431 aggregating in excess of \$5,000 during a calendar year, or makes contributions aggregating in excess of \$1,000 during a calendar year or makes expenditures aggregating in excess of \$1,000 during a calendar year. 2 U.S.C. 431(4).

In addition, the Act precludes a political committee from making a contribution to a candidate for Federal office in excess of \$1,000 per election, until it becomes a multicandidate committee. The term "multicandidate committee" means a political committee which has been registered with the Commission, Clerk of the House or Secretary of the Senate for at least six months; has received contributions for Federal elections from more than 50 persons; and (except for any State political party organization) has made contributions to five or more Federal candidates. 2 U.S.C. 441a(a)(4) and 11 CFR 100.5(e)(3).

A review of the receipts reported by the Robert A. Davis for Congress Committee indicates that your organization may have made an excessive contribution to a Federal candidate for the 1980 General election. This activity may qualify you as a "political committee" subject to the registration, reporting and other requirements of the Act. A copy of the receipt schedule(s) which list your contribution(s) is enclosed for your review.

If you believe that your organization is not a political committee, has not made excessive contributions to a Federal candidate, or that the Commission is otherwise in error, please submit a statement which will

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Treasurer***
Essex County Republican
Committee

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clarify this matter.

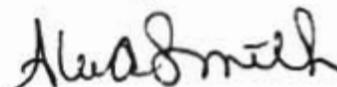
If your organization has made an excessive contribution, and is a "political committee" but you do not wish to be considered one, you must obtain refund(s) from the candidate(s) or the political committee(s) to which you have made contributions. These refunds must be made in such amounts that the total remaining contributions made by you do not exceed \$1,000 during a calendar year. Although the Commission may take further legal steps concerning the excessive contribution, prompt action by your committee to obtain a refund will be taken into consideration.

If your organization has made contributions or expenditures from an account containing receipts from corporations or labor organizations, you must obtain refund(s) for the full amount(s) contributed. Contributions or expenditures from corporate or labor organization sources are prohibited by 2 U.S.C. 441b.

If your committee does not obtain the recommended refunds in amounts sufficient to reduce your annual activity to \$1,000 or less, you must submit a Statement of Organization on FEC Form 1 (2 U.S.C. 433) and file disclosure reports on FEC Form 3X (2 U.S.C. 434). We have enclosed relevant informational materials and forms.

Please notify the Commission within fifteen (15) days from the date on this letter of your decision on this matter. If you have any questions, please contact me on our toll free number, (800)424-9530. Our local number is (202)357-0026.

Sincerely,



Alva Smith
Reports Analyst
Reports Analysis Division

Enclosures

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 17, 1981

Treasurer
Essex County Republican
Committee
134 Evergreen Place
East Orange, NJ 07018

Dear Treasurer:

This is to inform you that as of this date, the Commission has not received your response to our letter dated June 25, 1981. Our letter notified you that a review of reports filed with the Commission indicates that your organization may have made expenditures which qualify it as a political committee. Enclosed is a copy of our original letter.

If no response is received within fifteen (15) days from the date of this notice, the Commission may choose to initiate legal action to ensure compliance with the Act.

If you should have any questions related to this matter, please contact Alva Smith on our toll-free number (800)424-9530 or our local number (202)523-4048.

Sincerely,

A handwritten signature in cursive script that reads "John D. Gibson".

John D. Gibson
Acting Assist. Staff Director
Reports Analysis Division

82040324157

Attachment 4

TELECON

10

DATE: 7/29/81

TIME: AM

COMMITTEE: Essex County Republican Committee-NJ

PERSON SPOKEN TO: Stan Gulkin (201)239-6700

SG called requesting guidance. He first explained that he did not become aware of the problem until he received the second notice. Secondly, he stated that the committee did not make any contributions to the candidate in question. What the committee did do was print a brochure listing the candidate's name in addition to some state candidates. He claims that if he re-allocated the amount of money spent on the brochure the candidate's (Davis) portion will be less then \$1000.

SG also requested other options. I explained that the candidate may refund the amount exceeding \$1000 or the committee may register and report.

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TELECON

DATE: 8/27/81

TIME: PM

COMMITTEE: Essex County Republican Cmte-NJ

PERSON SPOKEN TO: Stan Gulkin

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I called SG stating that no response has been received. He is in the process of re-allocating the funds spent on the brochure. I asked that he send a letter disclosing the re-allocated figures as soon as possible. I also explained that the candidate will have to amend his reports to disclose the new allocated figures.

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KAG (12)
rec'd 10-26-81



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

22 October 1981

TO : CHARLES N. STEELE
GENERAL COUNSEL

THROUGH: B. ALLEN CLUTTER *AC*
STAFF DIRECTOR

FROM : JOHN D. GIBSON *gs.*
ASSISTANT STAFF DIRECTOR, RAD

SUBJECT: REFERRAL OF BOB DAVIS FOR CONGRESS

Please find the attached referral of Bob Davis for Congress.*
According to the non-compliance standards contained in the Review
and Referral Procedures, the committee has received excessive
contributions from an unregistered committee (Chart #3).

If you have any questions, please contact Tracy Keefer at
523-4172.

*Please see the companion referral for the Essex County
Republican Committee.

ATTACHMENT

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REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 22 October 1981

ANALYST: Tracy Keefer

I. COMMITTEE: Bob Davis for Congress NJ/11 (C00126722)
Franklin C. Davis, Treasurer
26 Kenwood Avenue
Verona, New Jersey 07044

II. RELEVANT STATUTE: 2 U.S.C. 441a(f)

III. BACKGROUND:

Receipt of excessive contributions from an unregistered committee - 2 U.S.C. 441a(f)

The committee's original 1980 October 15 Quarterly, 30 Day Post-General, and Year End reports disclosed three (3) contributions totaling \$10,059.10 from the unregistered Essex County Republican Committee (Attachment 2). In addition, the committee incorrectly reported \$3,637.10 to be the aggregate year to date total for the excessive contributions.

A Request for Additional Information (RFAI) was sent on June 30, 1981 to Bob Davis for Congress for Clarification of the contributions (Attachment 3). A second letter was sent on July 24, 1981 because there was no response to the RFAI (Attachment 4). The committee inadequately responded by amending their reports to indicate that the Essex County Republican Committee was a multicandidate committee (Attachment 5). The committee did correct the aggregate year to date total. The analyst contacted the treasurer, Franklin Davis, to inform him that the Essex County Republican Committee was not a multicandidate committee (Attachment 6). The treasurer was unfamiliar with the committee's activity, but said that he would have the candidate, Bob Davis, call the analyst. The analyst has never been contacted by the candidate.

IV. OTHER PENDING ACTIONS INITIATED BY RAD:

There are no outstanding Requests for Additional Information or matters requiring referral.

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FEDERAL ELECTION COMMISSION
1979-1980
CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (F)

D-11 10:57PM

PAGE 1

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	RECEIPTS		EXPENDITURES		COVERAGE DATE	# OF PAGES	MICROFILM LOCATION
			PRIMARY	GENERAL	PRIMARY	GENERAL			
DAVIS, ROBERT A	HOUSE 11	REPUBLICAN PARTY					1980 ELECTION	184	HD031032
1. STATEMENT OF CANDIDATE									
1980 STATEMENT OF CANDIDATE							27APR80	1	HOUSE/176/4379
2. CANDIDATE REPORTS OF RECEIPTS & EXPENDITURES									
3. PRINCIPAL CAMPAIGN COMMITTEE									
BOB DAVIS FOR CONGRESS									
1980 STATEMENT OF ORGANIZATION									
✓ MISCELLANEOUS REPORT							104 000126722 HOUSE		
✓ OCTOBER QUARTERLY			6,400		4,420	7FEB80 - 30SEP80	22APR80	3	HOUSE/176/4379
✓ OCTOBER QUARTERLY - AMENDMENT			6,400		4,420	7MAY80 - 30SEP80	29OCT80 TO 17FEB80	1	HOUSE/191/4667
✓ POST-GENERAL			12,850		14,824	1OCT80 - 15NOV80	7FEB80 - 30SEP80	5	HOUSE/184/1740
✓ POST-GENERAL - AMENDMENT			12,843		14,824	1OCT80 - 24NOV80	7OCT80 - 15NOV80	7	HOUSE/193/2640
✓ YEAR-END			236		236	15NOV80 - 31DEC80	3OCT80 - 24NOV80	3	HOUSE/203/218
✓ YEAR-END - AMENDMENT			236		236	15NOV80 - 31DEC80	15NOV80 - 31DEC80	5	HOUSE/199/0170
REQUEST FOR ADDITIONAL INFORMATION			236		236	15NOV80 - 31DEC80	15NOV80 - 31DEC80	5	HOUSE/203/2176
REQUEST FOR ADDITIONAL INFORMATION 2ND						15NOV80 - 31DEC80	15NOV80 - 31DEC80	4	HOUSE/201/2612
TOTAL			0	32,409	0	34,304		42	TOTAL PAGES
4. AUTHORIZED COMMITTEES									

- All Reports Reviewed

14

CANDIDATE:

8 2 0 4 0 3 2 4 1 6 3

CANDIDATE DOES NOT EXIST: REQUEST FOR ADDITIONAL INFORMATION 2

CANDIDATE: "C"

.0 INUY

8

ENTER 78 FOR 77-78 OR 80 FOR 79-80 OR 82 FOR 81-82 ELECTION CYCLE.2

TYPE REPORT NUM OR HELP FOR ASSIST. F

ENTER A 'Y' FOR SECTIONS 1-4 ONLY

'N' FOR SECTIONS 1-9: Y

CANDIDATE: HONJ11032

FEDERAL ELECTION COMMISSION
1981-1982

DATE RECEIVED

CANDIDATE INDEX OF SUPPORTING DOCUMENTS (F)

PAGE 1

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	RECEIPTS		EXPENDITURES		COVERED DATE	# OF PAGES	SYNOPSIS LOCATION
			PRIMARY	GENERAL	PRIMARY	GENERAL			
DAVIS, ROBERT A	HOUSE 11	REPUBLICAN PARTY					NEW JERSEY	1980 ELECTION	100 HONJ11032
1. STATEMENT OF CANDIDATE									
2. CANDIDATE REPORTS OF RECEIPTS & EXPENDITURES									
3. PRINCIPAL CAMPAIGN COMMITTEE									
BOB DAVIS FOR CONGRESS								100 000126722	HOUSE
1981									
MID-YEAR REPORT			727		686			1,14003 - 20,00003	5 01100/203/2171
TOTAL			727	0	686	0			10 TOTAL PAGES
4. AUTHORIZED COMMITTEES									

Ending Coh - \$30930.10

Outstanding Debts - 0

57

16

SCHEDULE A

ITEMIZED RECEIPTS

See instructions on back of the General Summary Page.

Any information copied from such Reports or Statements may not be used by any person for the purpose of collecting contributions or for commercial purposes, other than using the name and address of any individual contributor to solicit contributions from such contributor.

Name of Donor(s) for Full: **ROBERT DAVID FOR UNEMPLOYED** Q3

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
<i>1510 Canal Building Court 15400 15th St Lemoore, CA 93245</i>	<i>...</i>	<i>9/10/80</i>	<i>1018</i>
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: <i>...</i>	Aggregate Year-to-Date-\$: <i>1018</i>	
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		--
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$		
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$		
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$		
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$		
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$		
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$		
SUBTOTAL of Receipts This Page (optional)			<i>1018</i>
TOTAL This Period (last page this line number only)			<i>1018</i>

32040324164
00011161763

SECTION A

ITEMIZED RECEIPTS

Any information shown here on this Receipt or Return may not be sold or used by any person for the purpose of soliciting contributions or for any other purpose without the prior written consent of the donor and the address of any political committee to which contributions from such committee.

Name of Contributor for Full: ROBERT DAVIS FOR CONGRESS 30G

A. Full Name, Mailing Address and ZIP Code RICH COUNTY ROSSVILLE MO 65709 124 WASHINGTON AVE ROSSVILLE MO 65709	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation	10.22.80	

Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$	3934
--	---------------------------	------

B. Full Name, Mailing Address and ZIP Code SOUTHLAND ROSSVILLE MO 65709 20 EIGHTH AVE -PO BOX 740000, MO 65702	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation	10.22.80	

Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$	300
--	---------------------------	-----

C. Full Name, Mailing Address and ZIP Code MO COP COMPANY PO OFF W. STATE ST SUITE 112 TACUMSA MO 65102	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		

Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$	300
--	---------------------------	-----

D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		

Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$	
---	---------------------------	--

E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		

Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$	
---	---------------------------	--

F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		

Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$	
---	---------------------------	--

G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		

Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$	
---	---------------------------	--

GUSTOTAL of Receipts This Page (optional) 9434

TOTAL This Period (run page this line number only) 9434

32040324165
00011932643

1. An individual who is not a citizen of the United States may not be eligible to receive a refund of the tax on contributions.

1. An individual who is not a citizen of the United States may not be eligible to receive a refund of the tax on contributions.

Any information copied from such Report Statements may not be sold or used by any person for the purpose of soliciting contributions for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Contributor (in Full)			
ROBERT A DAVIS FOR CONGRESS VE 18			
A. Full Name, Mailing Address and ZIP Code ESSEX COUNTY RENAISSANCE COMMITTEE 134 EVERETT PLACE EAST ORANGE, N.J. 07018	Name of Employer _____	Date (month, day, year) 12/14/80	Amount of Each Receipt This Period \$207.10
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation _____	Aggregate Year-to-Date-\$	3637.10
B. Full Name, Mailing Address and ZIP Code ROBERT A DAVIS 26 KENWOOD AVE. VERONA, N.J. 07044	Name of Employer N.J. Bell Tel. Co.	Date (month, day, year) 12/13/80	Amount of Each Receipt This Period \$29.35
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify): VISA TOLL FREE PHONE EXPENSE	Occupation INSTALLER	Aggregate Year-to-Date-\$	2029.35
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date-\$	
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date-\$	
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date-\$	
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date-\$	
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date-\$	
SUBTOTAL of Receipts This Page (optional).....			\$236.45
TOTAL This Period (last page this line number only).....			\$236.45

22040324161111



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

19

June 30, 1981

Franklin C. Davis, Treasurer
Bob Davis For Congress
26 Kenwood Avenue
Verona, NJ 07111

Identification No: C00126722

Reference: Year End Report (11/15/80-12/31/80)

Dear Mr. Davis:

This letter is prompted by the Commission's preliminary review of your Year End Report. The review raised questions as to specific contributions and/or expenditures, and the reporting of certain information required by the Federal Election Campaign Act. An itemization of these areas follows:

-Schedule A of your report (pertinent portion attached) discloses contributions which appear to exceed the limits set forth in 2 U.S.C. 441a. The Act precludes an individual or a political committee, other than a multicandidate committee, from making contributions to a candidate for Federal office in excess of \$1,000 per election. If you have received contributions which exceed the limits, the Commission recommends that you refund to the donors the amounts in excess of \$1,000. (Any refund itemized on Schedule B should be reported on Line 20a of the Detailed Summary Page of your next report.)

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

Although the Commission may take further legal steps concerning the acceptance of an excessive contribution, your prompt refund of the excessive amount to the donor will be taken into consideration by the Commission.

-The aggregate year to date figure for contributions from the Essex County Republican Committee is listed as \$3,637.10. Your reports show \$10,059.10 in receipts from this committee. Please clarify the aggregate year to date total.

62040324167

-On your previous report you disclosed a \$2,000 loan from the candidate. This loan does not appear on Schedule C of this report, and there is no repayment of the loan shown on Schedule B. Loans must be reported on Schedule C until final repayment is disclosed. Please clarify the status of the loan during this reporting period.

An amendment to your original report correcting the above problems should be filed with the Clerk of the House of Representatives, 1036 Longworth House Office Building, Washington, DC 20515, within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll free number, (800) 424-9530. My local number is (202) 523-4172.

Sincerely,

Thomas Scully
Reports Analyst
Reports Analysis Division

82040324168



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

21

July 24, 1981

Franklin C. Davis, Treasurer
Bob Davis For Congress
26 Kenwood Avenue
Verona, NJ 07111

Identification No: C00126722

Reference: Year End Report (11/15/80-12/31/80)

Dear Mr. Davis:

This letter is to inform you that as of this date, the Commission has not received your response to our request for additional information, dated June 30, 1981. That notice requested information essential to full public disclosure of your Federal election financial activity and to ensure compliance with provisions of the Federal Election Campaign Act (the Act). A copy of our original request is enclosed.

If no response is received within fifteen (15) days from the date of this notice, the Commission may choose to initiate audit or legal enforcement action.

If you should have any questions related to this matter, please contact Susan Kaltenbaugh on our toll-free number (800)424-9530 or our local number (202)523-4172.

Sincerely,

John D. Gibson
Acting Assist. Staff Director
Reports Analysis Division

Enclosure

82040324169

JUL 28 1981
 RECEIVED MAIL

NS-11
 72

REPORT OF RECEIPTS AND DISBURSEMENTS
 For an Authorized Committee

(Summary Page)

1. Name of Committee (in Full)
ROB DAVIS FIR CONGRESS

2. FEC Identification Number
091171

3. Is this Report an Amendment?
 YES NO

Address (Number and Street)
26 KENWOOD AVENUE

City, State and ZIP Code
VERONA, NEW JERSEY 07644

Check if address is different than previously reported.

RECEIVED
 JUL 31 1981
 FEDERAL ELECTION COMMISSION

4. TYPE OF REPORT

April 15 Quarterly Report

July 15 Quarterly Report

October 15 Quarterly Report

January 31 Year End Report

July 31 Mid Year Report (Non-election Year Only)

Twelfth day report preceding election on _____ in the State of _____

Thirtieth day report following the General Election on _____ in the State of _____

Termination Report

This report contains activity for - Primary Election General Election Special Election Runoff Election

32040324170

SUMMARY		Column A This Period	Column B Calendar Year-to-Date
5. Covering Period	<u>3-7-80</u> Through <u>9-30-80</u>		
6. Net Contributions (other than loans):			
(a) Total Contributions (other than loans) (from Line 11a)	\$ 6480	\$ 6480	
(b) Total Contribution Refunds (from Line 20d)	\$ -0-	\$ -0-	
(c) Net Contributions (other than loans) (Subtract Line 6b from 6a)	\$ 6480	\$ 6480	
7. Net Operating Expenditures:			
(a) Total Operating Expenditures (from Line 17)	\$ 4420	\$ 4420	
(b) Total Offsets to Operating Expenditures (from Line 14)	\$	\$	
(c) Net Operating Expenditures (Subtract Line 7b from 7a)	\$ 4420	\$ 4420	
8. Cash on Hand at Close of Reporting Period (from Line 27)	\$ 2060		
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C or Schedule D)	\$ -0-		
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	\$ -0-		

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

For further information, contact:

Federal Election Commission
 Toll Free 800-424-9530
 Local 202-523-4068

FRANKLIN C. PARIS
 Title or Print Name of Treasurer

Franklin C. Paris
 Signature of Treasurer

July 27, 1981

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. 5437g

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

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FEC FORM 3 (2/78)

**DETAILED SUMMARY PAGE
of Receipts and Disbursements
(Page 2, FEC FORM 3)**

23

Name of Committee (in Full)	Report Covering the Period:	
BOB DAVIS FOR CONGRESS	From: 3-7-80	To: 9-30-80
	COLUMN A Total This Period	COLUMN B Calendar Year to-Date
I. RECEIPTS		
11. CONTRIBUTIONS (other than loans) FROM:		
(a) Individuals/Persons Other Than Political Committees	5362	5362
(Name Entry Unitemized \$ <u>3323</u>)		
(b) Political Party Committees	1018	1018
(c) Other Political Committees		
(d) The Candidate	100	100
(e) TOTAL CONTRIBUTIONS (other than loans) (add 11a, 11b, 11c and 11d)	6480	6480
12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES		
13. LOANS:		
(a) Made or Guaranteed by the Candidate		
(b) All Other Loans		
(c) TOTAL LOANS (add 13a and 13b)		
14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)		
15. OTHER RECEIPTS (Dividends, Interest, etc.)		
16. TOTAL RECEIPTS (Add 11a, 12, 13c, 14 and 15)	6480	6480
II. DISBURSEMENTS		
17. OPERATING EXPENDITURES	4420	4420
18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES		
19. LOAN REPAYMENTS:		
(a) Of Loans Made or Guaranteed by the Candidate		
(b) Of All Other Loans		
(c) TOTAL LOAN REPAYMENTS (add 19a and 19b)		
20. REFUNDS OF CONTRIBUTIONS TO:		
(a) Individuals/Persons Other Than Political Committees		
(b) Political Party Committees		
(c) Other Political Committees		
(d) TOTAL CONTRIBUTION REFUNDS (add 20a, 20b and 20c)		
21. OTHER DISBURSEMENTS		
22. TOTAL DISBURSEMENTS (Add 17, 18, 19c, 20d and 21)	4420	4420
III. CASH SUMMARY		
23. CASH ON HAND AT BEGINNING OF THE REPORTING PERIOD	\$	0
24. TOTAL RECEIPTS THIS PERIOD (From Line 16)	\$	6480
25. SUBTOTAL (Add Line 23 and Line 24)	\$	6480
26. TOTAL DISBURSEMENTS THIS PERIOD (From Line 22)	\$	4420
27. CASH ON HAND AT CLOSE OF THE REPORTING PERIOD (Subtract Line 26 from 25)	\$	2060

32040324171

81-800

REPORT OF RECEIPTS AND DISBURSEMENTS
For an Authorized Committee

NS-1124

REGISTERED MAIL

(Summary Page)

1. Name of Committee (in Full) BOB DAVIS FOR CONGRESS

2. F.C. Identification Number 091171

Address (Number and Street) 26 KENWOOD AVENUE

City, State and ZIP Code VERONA, N.J. 07044

YES NO
Is this Report an Amendment?

TYPE OF REPORT

- April 15 Quarterly Report
- July 15 Quarterly Report
- October 15 Quarterly Report
- January 31 Year End Report
- July 31 Mid Year Report (Non-election Year Only)
- Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____
- Thirtieth day report following the General Election on Nov 4 1980 in the State of New Jersey
- Termination Report

This report contains activity for - Primary Election General Election Special Election Runoff Election

SUMMARY

	Column A This Period	Column B Calendar Year-to-Date
5. Covering Period <u>10/1/80</u> Through <u>11/24/80</u>		
6. Net Contributions (other than loans):		
(a) Total Contributions (other than loans) (from Line 11e)	\$ 10 843	\$ 17 323
(b) Total Contribution Refunds (from Line 20d)	\$	\$
(c) Net Contributions (other than loans) (Subtract Line 6b from 6a)	\$ 10 843	\$ 17 323
7. Net Operating Expenditures:		
(a) Total Operating Expenditures (from Line 17)	\$ 14 824	\$ 19 244
(b) Total Offsets to Operating Expenditures (from Line 14)	\$	\$
(c) Net Operating Expenditures (Subtract Line 7b from 7a)	\$ 14 824	\$ 19 244
8. Cash on Hand at Close of Reporting Period (from Line 27)	\$ 79	
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C or Schedule D)	\$ None	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	\$ 2000	

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

For further information, contact:

Federal Election Commission
Toll Free 800-424-9533
Local 202-523-4068

FRANKLIN C. DAVIS
Type or Print Name of Treasurer

[Signature] 1/23/81
SIGNATURE OF TREASURER Date

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. §437g.

All previous versions of FFC Form 2 and FFC Form 3a are obsolete and should no longer be used.

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F. C. 11-13 (11-80)

3 2 0 4 0 3 2 4 1 7 2

25

DETAILED SUMMARY PAGE
of Receipts and Disbursements
(Page 2, FEC FORM 3)

Name of Committee (in Full)	Report Covering the Period:	
PROB DAVIS FOR CONGRESS	From: 10-1-80	To: 11-24-80
	COLUMN A Total This Period	COLUMN B Column A Year-to-Date
I. RECEIPTS		
11. CONTRIBUTIONS (other than loans) FROM:		
(a) Individuals/Persons Other Than Political Committees (Memo Entry Unitized \$ <u>759</u>)	1259	6671
(b) Political Party Committees	9584	10602
(c) Other Political Committees		
(d) The Candidate		100
(e) TOTAL CONTRIBUTIONS (other than loans) (add 11a, 11b, 11c and 11d)	10843	17323
12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES		
13. LOANS:		
(a) Made or Guaranteed by the Candidate	2000	2000
(b) All Other Loans		
(c) TOTAL LOANS (add 13a and 13b)	2000	2000
14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)		
15. OTHER RECEIPTS (Dividends, Interest, etc.)		
16. TOTAL RECEIPTS (Add 11a, 12, 13c, 14 and 15)	12843	19323
II. DISBURSEMENTS		
17. OPERATING EXPENDITURES	14824	19244
18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES		
19. LOAN REPAYMENTS:		
(a) Of Loans Made or Guaranteed by the Candidate		
(b) Of All Other Loans		
(c) TOTAL LOAN REPAYMENTS (add 19a and 19b)		
20. REFUNDS OF CONTRIBUTIONS TO:		
(a) Individuals/Persons Other Than Political Committees		
(b) Political Party Committees		
(c) Other Political Committees		
(d) TOTAL CONTRIBUTION REFUNDS (add 20a, 20b and 20c)		
21. OTHER DISBURSEMENTS		
22. TOTAL DISBURSEMENTS (Add 17, 18, 19c, 20d and 21)	14824	19244
III. CASH SUMMARY		
23. CASH ON HAND AT BEGINNING OF THE REPORTING PERIOD		2060
24. TOTAL RECEIPTS THIS PERIOD (From Line 16)		12843
25. SUBTOTAL (Add Line 23 and Line 24)		14903
26. TOTAL DISBURSEMENTS THIS PERIOD (From Line 22)		14824
27. CASH ON HAND AT CLOSE OF THE REPORTING PERIOD (Subtract Line 26 from 25)		79

82040324173

CONTINUED FROM
JUL 28 1991

REPORT OF RECEIPTS AND DISBURSEMENTS
For an Authorized Committee

NS-4
57

(Summary Page)

1. Name of Committee (in Full)
BOB DAVIS FOR CONGRESS

2. FEC Form Number
041171

Address (Number and Street)
26 KENNEDY AVENUE

3. Is this report an Amendment?
YES NO

City, State and ZIP Code Check if address is different than previously reported.
VERONA, NJ 07064

4. TYPE OF REPORT

April 15 Quarterly Report

July 15 Quarterly Report

October 15 Quarterly Report

January 31 Year End Report

July 31 Mid Year Report (Non-election Year Only)

Twelfth day report preceding _____ (Type of election) election on _____ In the State of _____

Thirtieth day report following the General Election on _____ In the State of _____

Termination Report

This report contains activity for — Primary Election General Election Special Election Runoff Election

SUMMARY		Column A This Period	Column B Calendar Year to-Date
5. Covering Period	<u>11-7-80</u> Through <u>12-31-80</u>		
6. Net Contributions (other than loans):			
(a) Total Contributions (other than loans) (from Line 11e)		\$ <u>207.10</u>	\$ <u>17530.10</u>
(b) Total Contribution Refunds (from Line 20d)		\$ <u>-0-</u>	\$ <u>-0-</u>
(c) Net Contributions (other than loans) (Subtract Line 6b from 6a)		\$ <u>207.10</u>	\$ <u>17530.10</u>
7. Net Operating Expenditures:			
(a) Total Operating Expenditures (from Line 17)		\$ <u>236.45</u>	\$ <u>19480.45</u>
(b) Total Offsets to Operating Expenditures (from Line 14)		\$ <u>-0-</u>	\$ <u>-0-</u>
(c) Net Operating Expenditures (Subtract Line 7b from 7a)		\$ <u>236.45</u>	\$ <u>19480.45</u>
8. Cash on Hand at Close of Reporting Period (from Line 27)		\$ <u>79.00</u>	
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C or Schedule D)		\$ <u>NONE</u>	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)		\$ <u>2029.35</u>	

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

For further information, contact:

Federal Election Commission
Toll Free 800-424-9530
Loc at 202-527-4008

Frank C. Davis
Type or Print Name of Treasurer

Frank C. Davis
Signature of Treasurer

2/27/81
Date

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. § 437g.

All previous versions of FEC FORM 278 and FEC FORM 278a are obsolete and should no longer be used.

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FEC FORM 278 (7/80)

32040324175

**DETAILED SUMMARY PAGE
of Receipts and Disbursements
(Page 2, FEC FORM 3)**

28

Name of Committee (in Full)	Report Covering the Period:	
BOB DAVIS FOR CONGRESS	From: 11-25-80	To: 12-31-80
	COLUMN A Total This Period	COLUMN B Calendar Year-to-Date
I. RECEIPTS		
11. CONTRIBUTIONS (other than loans) FROM:		
(a) Individuals/Persons Other Than Political Committees	-0-	6621
(Memo Entry Unitemized \$ _____)		
(b) Political Party Committees	207.10	10,809.10
(c) Other Political Committees	-0-	-0-
(d) The Candidate	-0-	100
(e) TOTAL CONTRIBUTIONS (other than loans) (add 11a, 11b, 11c and 11d)	207.10	17,590.10
12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES	-0-	-0-
13. LOANS:		
(a) Made or Guaranteed by the Candidate	29.35	2029.3
(b) All Other Loans	-0-	-0-
(c) TOTAL LOANS (add 13a and 13b)	29.35	2029.35
14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Returns, etc.)	-0-	-0-
15. OTHER RECEIPTS (Dividends, Interest, etc.)	-0-	-0-
16. TOTAL RECEIPTS (Add 11a, 12, 13c, 14 and 15)	236.45	19,549.45
II. DISBURSEMENTS		
17. OPERATING EXPENDITURES	236.45	19,480.45
18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES	-0-	-0-
19. LOAN REPAYMENTS:		
(a) Of Loans Made or Guaranteed by the Candidate	-0-	-0-
(b) Of All Other Loans	-0-	-0-
(c) TOTAL LOAN REPAYMENTS (add 19a and 19b)	-0-	-0-
20. REFUNDS OF CONTRIBUTIONS TO:		
(a) Individuals/Persons Other Than Political Committees	-0-	-0-
(b) Political Party Committees	-0-	-0-
(c) Other Political Committees	-0-	-0-
(d) TOTAL CONTRIBUTION REFUNDS (add 20a, 20b and 20c)	-0-	-0-
21. OTHER DISBURSEMENTS	-0-	-0-
22. TOTAL DISBURSEMENTS (Add 17, 18, 19c, 20d and 21)	236.45	19,480.45
III. CASH SUMMARY		
23. CASH ON HAND AT BEGINNING OF THE REPORTING PERIOD		79.00
24. TOTAL RECEIPTS THIS PERIOD (From Line 16)		236.45
25. SUBTOTAL (Add Line 23 and Line 24)		315.45
26. TOTAL DISBURSEMENTS THIS PERIOD (From Line 22)		236.45
27. CASH ON HAND AT CLOSE OF THE REPORTING PERIOD (Subtract Line 26 from 25)		79.00

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SCHEDULE A

ITEMIZED RECEIPTS

Page 1 of 1 for
 LINE NUMBER 151
 (Use separate sheets for each
 category of the Detailed
 Summary Page)

29

Any information received from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Part)
HELP VAPUS FOR CONGRESS

A. Full Name, Mailing Address and ZIP Code <u>ROBERT A. DAVIS</u> <u>26 KENWOOD AVENUE</u> <u>VERONA, N.J. 07044</u>	Name of Employer <u>N.J. Bell Telephone Co.</u>	Date (month, day, year)	Amount of Each Receipt This Period <u>29.35</u>
	Occupation <u>INSTALLER</u>		
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify): <u>W/PAID TIME W/COMP. EXTING</u>	Aggregate Year-to-Date-\$ <u>2129.35</u>		
B. Full Name, Mailing Address and ZIP Code <u>41E</u>	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$ <u>0.00</u>		
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$		
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$		
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$		
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$		
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$		
SUBTOTAL of Receipts This Page (extend)...			
TOTAL This Period (this page this line number only)...			<u>29.35</u>

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SCHEDULE A

ITEMIZED RECEIPTS

Page 1 of 1 for
 Line Number 123
 (Use on each receipt for each
 category of the Detailed
 Summary Form)

30

Any information on this form from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for similar purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Contributor (in Full) **BOB DAVIS FOR CONGRESS**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
ESSEX COUNTY REPUBLICAN COMMITTEE 134 EVER GREEN PLACE EAST ORANGE, N.J. 07018	- A MULTI-CANTONAL COMMITTEE	12-19-80	\$207.10 (EN-KAD)
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation:	Aggregate Year-to-Date-\$ 10,259.10	
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation:	Aggregate Year-to-Date-\$	
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation:	Aggregate Year-to-Date-\$	
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation:	Aggregate Year-to-Date-\$	
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation:	Aggregate Year-to-Date-\$	
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation:	Aggregate Year-to-Date-\$	
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation:	Aggregate Year-to-Date-\$	
GRAND TOTAL of Receipts This Page (Summation)			
TOTAL This Period (Use only the line number only)			207.10

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FOR THE FILE

FROM TRACY KEEFER TO FRANKLIN DAVIS

DATE: 8/16/81

COMMITTEE: BOB DAVIS FOR CONGRESS

PHONE NUMBER: 212/709-6462; 201/731-3923

I called the treasurer, Franklin Davis, because we had received an inadequate response to the letter sent July 24, 1981. Mr. Davis said he was not familiar with the committee's activity but he would have the candidate, Bob Davis, contact me. He said that it would impossible for me to call the candidate but he would be able to contact him. I stressed the importance of talking with the candidate about the amendments we had received.

NOTE: As of 9/14/81 I had not heard from the candidate, Bob Davis, so I called Franklin Davis. He said that he had instructed the candidate to call me and that he would tell him again.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Franklin C. Davis, Treasurer
Bob Davis for Congress Committee
26 Kenwood Avenue
Verona, New Jersey 07111

RE: MUR 1408

Dear Mr. Davis:

On January , 1982, the Federal Election Commission determined that there is reason to believe that the Bob Davis for Congress Committee violated 2 U.S.C. § 441a(f), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). 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.

In the absence of any additional information which demonstrates that no further action should be taken against the committee, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Of course, this does not preclude the settlement of this matter through conciliation prior to a finding of probable cause to believe if you so desire. See 11 C.F.R. § 111.18(d).

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

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.

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Letter to Franklin C. Davis
Page 2

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 Suzanne Callahan, the staff member assigned to this matter, at (202) 523-4057.

Sincerely,

Enclosures

- General Counsel's Factual and Legal Analysis
- Procedures
- Designation of Counsel Statement

cc: Robert Davis

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Stanley Gulkin, Treasurer
Essex County Republican Committee
134 Evergreen Place
East Orange, New Jersey 07018

RE: MUR 1408

Dear Mr. Gulkin:

On January , 1982, the Federal Election Commission determined that there is reason to believe that the Essex County Republican Committee violated 2 U.S.C. §§ 433, 434, 441a and 441b, provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). 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.

In the absence of any additional information which demonstrates that no further action should be taken against the committee, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Of course, this does not preclude the settlement of this matter through conciliation prior to a finding of probable cause to believe if you so desire. See 11 C.F.R. § 111.18(d).

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

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.

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Letter to Stanley Gulkin
Page 2

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 Suzanne Callahan, the staff member assigned to this matter, at (202) 523-4057.

Sincerely,

Enclosures

General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement

cc: Robert Davis

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FEDERAL ELECTION COMMISSION

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

RESPONDENT	Robert Davis for Congress Committee	MUR NO. 1408 STAFF MEMBER(S) & TEL. NO. Suzanne Callahan (202) 523-4057
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SOURCE OF MUR: INTERNALLY GENERATED

SUMMARY OF ALLEGATIONS

Based on a review of disclosure reports, the Reports Analysis Division referred this matter to the Office of General Counsel alleging violations of 2 U.S.C. § 433, § 434, § 441a and § 441b.

FACTUAL AND LEGAL ANALYSIS

According to disclosure documents filed by the Robert Davis for Congress Committee, the unregistered Essex County Republican Committee of New Jersey made a \$10,688.45 contribution to the Davis Committee.

In response to a request for additional information ("RFAI") from RAD, the Essex Committee stated that the \$10,688.45 represented expenditures in connection with a brochure which supported a number of candidates. The Committee representative stated that an allocation of the funds per candidate would be less than \$1,000 each. The representative stated he would send in a letter disclosing the re-allocated figures. No written documentation has been filed by the County Committee nor have any amended reports been filed by the Davis Committee.

As set forth in 2 U.S.C. § 431(4), any local committee of a political party which makes contributions aggregating in excess of

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\$1,000 during a calendar year or makes expenditures in connection with federal elections aggregating in excess of \$1,000 during a calendar year is considered a political committee within the meaning of the Act. Pursuant to 2 U.S.C. § 433, political committees are required to file a statement of organization within 10 days after meeting the criteria contained in § 431(4). As of this writing, the Essex Committee has not registered with the Commission.

The Act precludes a political committee from making a contribution to a candidate for federal office in excess of \$1,000 per election prior to attaining multicandidate status. A multi-candidate committee, as defined by 2 U.S.C. § 441a(a)(4), must be registered for six months, must have received contributions for federal candidates from more than 50 persons, and (except for any state political party organization) must have made contributions to five or more federal candidates.

In light of the fact that the Essex County Committee has failed to meet the above criteria, its contributions are limited to \$1,000. Therefore, the Committee's contribution of \$10,688.45 to the Davis Committee is \$9,688.45 in excess of the limitations of § 441a. The Davis Committee's acceptance of the excessive contribution places it in violation of 2 U.S.C. § 441a(f). Therefore, the General Counsel recommends that the Commission find reason to believe that the Robert Davis for Congress Committee accepted excessive contributions in violation of 2 U.S.C. § 441a(f).

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Recommendation

1. Find reason to believe that the Robert Davis for Congress Committee violated 2 U.S.C. § 441a(f).

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FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1408
STAFF MEMBER(S) & TEL. NO.
Suzanne Callahan
(202) 523-4057
RESPONDENT Essex County
Republican Committee

SOURCE OF MUR: INTERNALLY GENERATED

SUMMARY OF ALLEGATIONS

Based on a review of disclosure reports, the Reports Analysis Division referred this matter to the Office of General Counsel alleging violations of 2 U.S.C. § 433, § 434, § 441a and § 441b.

FACTUAL AND LEGAL ANALYSIS

According to disclosure documents filed by the Robert Davis for Congress Committee, the unregistered Essex County Republican Committee of New Jersey made a \$10,688.45 contribution to the Davis Committee.

In response to a request for additional information ("RFAI") from RAD, the Essex Committee stated that the \$10,688.45 represented expenditures in connection with a brochure which supported a number of candidates. The Committee representative stated that an allocation of the funds per candidate would be less than \$1,000 each. The representative stated he would send in a letter disclosing the re-allocated figures. No written documentation has been filed by the County Committee.

As set forth in 2 U.S.C. § 431(4), any local committee of a political party which makes contributions aggregating in excess of \$1,000 during a calendar year or makes expenditures in connection

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with federal elections aggregating in excess of \$1,000 during a calendar year is considered a political committee within the meaning of the Act. Pursuant to 2 U.S.C. § 433, political committees are required to file a statement of organization within 10 days after meeting the criteria contained in § 431(4). As of this writing, the Essex Committee has not registered with the Commission, placing it in violation of 2 U.S.C. § 433. The Committee's failure to file any financial reports with the Commission places it in violation of § 434.

The Act precludes a political committee from making a contribution to a candidate for federal office in excess of \$1,000 per election prior to attaining multicandidate status. A multicandidate committee, as defined by 2 U.S.C. § 441a(a)(4), must be registered for six months, must have received contributions for federal candidates from more than 50 persons, and (except for any state political party organization) must have made contributions to five or more federal candidates.

In light of the fact that the Essex County Committee has failed to meet the above criteria, its contributions are limited to \$1,000. Therefore, the Committee's contribution of \$10,688.45 to the Davis Committee is \$9,688.45 in excess of the limitations of § 441a, placing it in violation of that section. Conversely, the Davis Committee's acceptance of the excessive contribution places it in violation of 2 U.S.C. § 441a(f).

Title 19 of New Jersey State law permits the acceptance of corporate and labor union contributions which are prohibited

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under 2 U.S.C. § 441b. If the County Committee's treasury contained any such corporate and union monies, a violation of 2 U.S.C. § 441b has been committed as well. Therefore, the General Counsel recommends that the Commission find reason to believe that the Essex County Republican Committee violated 2 U.S.C. § 433, § 434, § 441a and § 441b.

Recommendations

1. Find reason to believe the Essex County Republican Committee violated 2 U.S.C. § 433.
2. Find reason to believe the Essex County Republican Committee violated 2 U.S.C. § 434.
3. Find reason to believe the Essex County Republican Committee violated 2 U.S.C. § 441a.
4. Find reason to believe the Essex County Republican Committee violated 2 U.S.C. § 441b.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 29, 1982

Stanley Gulkin, Treasurer
Essex County Republican Committee
134 Evergreen Place
East Orange, New Jersey 07018

RE: MUR 1408

Dear Mr. Gulkin:

On January 26, 1982, the Federal Election Commission determined that there is reason to believe that the Essex County Republican Committee violated 2 U.S.C. §§ 433, 434, 441a and 441b, provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). 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.

In the absence of any additional information which demonstrates that no further action should be taken against the committee, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Of course, this does not preclude the settlement of this matter through conciliation prior to a finding of probable cause to believe if you so desire. See 11 C.F.R. § 111.18(d).

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

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.

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Letter to Stanley Gulkin
Page 2

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 Suzanne Callahan, the staff member assigned to this matter, at (202) 523-4057.

Sincerely,

Frank P. Reiche

Frank P. Reiche
Chairman for the
Federal Election Commission

Enclosures.

General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement

cc: Robert Davis

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FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

RESPONDENT Essex County
Republican Committee

MUR NO. 1408
STAFF MEMBER(S) & TEL. NO.
Suzanne Callahan
(202) 523-4057

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

Based on a review of disclosure reports, the Reports Analysis Division referred this matter to the Office of General Counsel alleging violations of 2 U.S.C. § 433, § 434, § 441a and § 441b.

FACTUAL AND LEGAL ANALYSIS

According to disclosure documents filed by the Robert Davis for Congress Committee, the unregistered Essex County Republican Committee of New Jersey made a \$10,059.10 contribution to the Davis Committee.

In response to a request for additional information ("RFAI") from RAD, the Essex Committee stated that the \$10,059.10 represented expenditures in connection with a brochure which supported a number of candidates. The Committee representative stated that an allocation of the funds per candidate would be less than \$1,000 each. The representative stated he would send in a letter disclosing the re-allocated figures. No written documentation has been filed by the County Committee.

As set forth in 2 U.S.C. § 431(4), any local committee of a political party which makes contributions aggregating in excess of \$1,000 during a calendar year or makes expenditures in connection

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with federal elections aggregating in excess of \$1,000 during a calendar year is considered a political committee within the meaning of the Act. Pursuant to 2 U.S.C. § 433, political committees are required to file a statement of organization within 10 days after meeting the criteria contained in § 431(4). As of this writing, the Essex Committee has not registered with the Commission, placing it in violation of 2 U.S.C. § 433. The Committee's failure to file any financial reports with the Commission places it in violation of § 434.

The Act precludes a political committee from making a contribution to a candidate for federal office in excess of \$1,000 per election prior to attaining multicandidate status. A multicandidate committee, as defined by 2 U.S.C. § 441a(a)(4), must be registered for six months, must have received contributions for federal candidates from more than 50 persons, and (except for any state political party organization) must have made contributions to five or more federal candidates.

In light of the fact that the Essex County Committee has failed to meet the above criteria, its contributions are limited to \$1,000. Therefore, the Committee's contribution of \$10,059.10 to the Davis Committee is \$9,059.10 in excess of the limitations of § 441a, placing it in violation of that section. Conversely, the Davis Committee's acceptance of the excessive contribution places it in violation of 2 U.S.C. § 441a(f).

Title 19 of New Jersey State law permits the acceptance of corporate and labor union contributions which are prohibited

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under 2 U.S.C. § 441b. If the County Committee's treasury contained any such corporate and union monies, a violation of 2 U.S.C. § 441b has been committed as well. Therefore, the General Counsel recommends that the Commission find reason to believe that the Essex County Republican Committee violated 2 U.S.C. § 433, § 434, § 441a and § 441b.

Recommendations

1. Find reason to believe the Essex County Republican Committee violated 2 U.S.C. § 433.
2. Find reason to believe the Essex County Republican Committee violated 2 U.S.C. § 434.
3. Find reason to believe the Essex County Republican Committee violated 2 U.S.C. § 441a.
4. Find reason to believe the Essex County Republican Committee violated 2 U.S.C. § 441b.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 29, 1982

Franklin C. Davis, Treasurer
Bob Davis for Congress Committee
26 Kenwood Avenue
Verona, New Jersey 07111

RE: MUR 1408

Dear Mr. Davis:

On January 26, 1982, the Federal Election Commission determined that there is reason to believe that the Bob Davis for Congress Committee violated 2 U.S.C. § 441a(f), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). 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.

In the absence of any additional information which demonstrates that no further action should be taken against the committee, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Of course, this does not preclude the settlement of this matter through conciliation prior to a finding of probable cause to believe if you so desire. See 11 C.F.R. § 111.18(d).

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

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.

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Letter to Franklin C. Davis
Page 2

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 Suzanne Callahan, the staff member assigned to this matter, at (202) 523-4057.

Sincerely,

Frank P. Reiche

Frank P. Reiche
Chairman for the
Federal Election Commission

Enclosures

General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement

cc: Robert Davis

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FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

RESPONDENT Robert Davis for
Congress Committee

MUR NO. 1408
STAFF MEMBER(S) & TEL. NO.
Suzanne Callahan
(202) 523-4057

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

Based on a review of disclosure reports, the Reports Analysis Division referred this matter to the Office of General Counsel alleging violations of 2 U.S.C. § 433, § 434, § 441a and § 441b.

FACTUAL AND LEGAL ANALYSIS

According to disclosure documents filed by the Robert Davis for Congress Committee, the unregistered Essex County Republican Committee of New Jersey made a \$10,059.10 contribution to the Davis Committee.

In response to a request for additional information ("RFAI") from RAD, the Essex Committee stated that the \$10,059.10 represented expenditures in connection with a brochure which supported a number of candidates. The Committee representative stated that an allocation of the funds per candidate would be less than \$1,000 each. The representative stated he would send in a letter disclosing the re-allocated figures. No written documentation has been filed by the County Committee nor have any amended reports been filed by the Davis Committee.

As set forth in 2 U.S.C. § 431(4), any local committee of a political party which makes contributions aggregating in excess of

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\$1,000 during a calendar year or makes expenditures in connection with federal elections aggregating in excess of \$1,000 during a calendar year is considered a political committee within the meaning of the Act. Pursuant to 2 U.S.C. § 433, political committees are required to file a statement of organization within 10 days after meeting the criteria contained in § 431(4). As of this writing, the Essex Committee has not registered with the Commission.

The Act precludes a political committee from making a contribution to a candidate for federal office in excess of \$1,000 per election prior to attaining multicandidate status. A multi-candidate committee, as defined by 2 U.S.C. § 441a(a)(4), must be registered for six months, must have received contributions for federal candidates from more than 50 persons, and (except for any state political party organization) must have made contributions to five or more federal candidates.

In light of the fact that the Essex County Committee has failed to meet the above criteria, its contributions are limited to \$1,000. Therefore, the Committee's contribution of \$10,059.10 to the Davis Committee is \$9,059.10 in excess of the limitations of § 441a. The Davis Committee's acceptance of the excessive contribution places it in violation of 2 U.S.C. § 441a(f). Therefore, the General Counsel recommends that the Commission find reason to believe that the Robert Davis for Congress Committee accepted excessive contributions in violation of 2 U.S.C. § 441a(f).

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Recommendation

1. Find reason to believe that the Robert Davis for Congress Committee violated 2 U.S.C. § 441a(f).

32040324199

REPORTS ANALYSIS REFERRAL UPDATE

*ORIGIN: Reports Analysis Division

DATE January 25, 1982

ANALYST Lisa Stolaruk *LS*

TO: OFFICE OF GENERAL COUNSEL
ATTENTION: Suzanne Callahan

TEAM CHIEF Mike Filler *MF*

THROUGH: STAFF DIRECTOR *PTK*

COMPLIANCE REVIEW Wade McArthur

FROM: ASSISTANT STAFF DIRECTOR FOR REPORTS ANALYSIS *JS*

MUR No. 1408

DATE OF ORIGINAL REFERRAL 22 October 1981

**PURPOSE: The referral of the Essex County Republican Committee should be amended to correct the amount of the total contributions from the Essex County Republican Committee to the Robert Davis for Congress committee. The correct amount should be \$10,059.10.

3
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OUTCOME: (if applicable)

Not Applicable

*Commission unit which initiated original Referral (e.g. AUDIT/RAD/OGC).

**INFORMATION, or RESULTS OF RAD ACTION, as appropriate.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	
Essex County Republican Committee)	81L-70a
Robert Davis for Congress Committee)	81L-70b

CERTIFICATION

I, Marjorie W. Emmons, Recording Secretary for the Federal Election Commission's Executive Session on December 15, 1981, do hereby certify that the Commission decided by a vote of 6-0 to open a MUR with respect to the Essex County Republican Committee and decided by a vote of 6-0 to open a MUR with respect to the Robert Davis for Congress Committee.

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

Attest:

12/23/81

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

3 2 0 4 0 3 2 4 2 0 1



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MUR 1408

22 October 1981

TO : CHARLES N. STEELE
GENERAL COUNSEL

THROUGH: B. ALLEN CLUTTER *AC*
STAFF DIRECTOR

FROM : JOHN D. GIBSON *JG*
ASSISTANT STAFF DIRECTOR, RAD

SUBJECT: REFERRAL OF BOB DAVIS FOR CONGRESS

Please find the attached referral of Bob Davis for Congress.*
According to the non-compliance standards contained in the Review
and Referral Procedures, the committee has received excessive
contributions from an unregistered committee (Chart #3).

If you have any questions, please contact Tracy Keefer at
523-4172.

*Please see the companion referral for the Essex County
Republican Committee.

ATTACHMENT

3 2 0 4 0 3 2 4 2 0 2

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 22 October 1981

ANALYST: Tracy Keefer

- I. COMMITTEE: Bob Davis for Congress NJ/11 (C00126722)
Franklin C. Davis, Treasurer
26 Kenwood Avenue
Verona, New Jersey 07044
- II. RELEVANT STATUTE: 2 U.S.C. 441a(f)
- III. BACKGROUND:

Receipt of excessive contributions from an unregistered committee - 2 U.S.C. 441a(f)

The committee's original 1980 October 15 Quarterly, 30 Day Post-General, and Year End reports disclosed three (3) contributions totaling \$10,059.10 from the unregistered Essex County Republican Committee (Attachment 2). In addition, the committee incorrectly reported \$3,637.10 to be the aggregate year to date total for the excessive contributions.

A Request for Additional Information (RFAI) was sent on June 30, 1981 to Bob Davis for Congress for Clarification of the contributions (Attachment 3). A second letter was sent on July 24, 1981 because there was no response to the RFAI (Attachment 4). The committee inadequately responded by amending their reports to indicate that the Essex County Republican Committee was a multicandidate committee (Attachment 5). The committee did correct the aggregate year to date total. The analyst contacted the treasurer, Franklin Davis, to inform him that the Essex County Republican Committee was not a multicandidate committee (Attachment 6). The treasurer was unfamiliar with the committee's activity, but said that he would have the candidate, Bob Davis, call the analyst. The analyst has never been contacted by the candidate.

- IV. OTHER PENDING ACTIONS INITIATED BY RAD:

There are no outstanding Requests for Additional Information or matters requiring referral.

32040324203

CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (F)

PAGE 1

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	RECEIPTS		EXPENDITURES		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
			PRIMARY	GENERAL	PRIMARY	GENERAL			
DAVIS, ROBERT A	HOUSE 11	REPUBLICAN PARTY			NEW JERSEY		1980 ELECTION	104	HOW 11032
1. STATEMENT OF CANDIDATE									
1980 STATEMENT OF CANDIDATE							22APR80	1	HOUSE/176/4379
2. CANDIDATE REPORTS OF RECEIPTS & EXPENDITURES									
3. PRINCIPAL CAMPAIGN COMMITTEE									
BOB DAVIS FOR CONGRESS									
1980 STATEMENT OF ORGANIZATION									
/ MISCELLANEOUS REPORT									
/ OCTOBER QUARTERLY				6,480					
/ OCTOBER QUARTERLY		- AMENDMENT		6,400					
/ POST-GENERAL				12,850					
/ POST-GENERAL		- AMENDMENT		12,843					
/ YEAR-END				236					
/ YEAR-END		- AMENDMENT		236					
REQUEST FOR ADDITIONAL INFORMATION									
REQUEST FOR ADDITIONAL INFORMATION 2ND									
TOTAL				0	32,409				
4. AUTHORIZED COMMITTEES									
									42 TOTAL PAGES

THE 000126722 HOUSE
 22APR80 3 HOUSE/176/4379
 29OCT80 TO FCC 1 HOUSE/191/4667
 4,420 FEB80 - 30SEP80 5 HOUSE/186/1760
 4,420 7MAY80 - 30SEP80 2 HOUSE/203/1949
 14,824 1OCT80 - 15NOV80 7 HOUSE/193/2640
 14,824 1OCT80 - 24NOV80 3 HOUSE/203/2181
 236 15NOV80 - 31DEC80 5 HOUSE/199/0138
 236 25NOV80 - 31DEC80 5 HOUSE/203/2176
 15NOV80 - 31DEC80 5 HOUSE/194/0247
 15NOV80 - 31DEC80 6 HOUSE/201/2612

- All Reports Reviewed

1 to 1000

CANDIDATE:

8 2 0 4 0 3 2 4 2 0 5

CANDIDATE DOES NOT EXIST: REQUEST FOR ADDITIONAL INFORMATION 2

CANDIDATE: ^C

.Q INQY

B

ENTER 78 FOR 77-78 OR 80 FOR 79-80 OR 02 FOR 81-82 ELECTION CYCLE.2

TYPE REPORT NUM OR HELP FOR ASSIST. F

ENTER A 'Y' FOR SECTIONS 1-4 ONLY

'N' FOR SECTIONS 1-91 Y

CANDIDATE: HONJ11032

FEDERAL ELECTION COMMISSION

1981-1982

CANDIDATE INDEX OF SUPPORTING DOCUMENTS -- (F)

DATE RECEIVED

PAGE 1

CANDIDATE/COMMITTEE/DOCUMENT

OFFICE SOUGHT/

PARTY

RECEIPTS

PRIMARY

GENERAL

EXPENDITURES

PRIMARY

GENERAL

COVERAGES

DATE'S

OF

PAGES

MICROFILM

LOCATION

TYPE OF TITLER

DAVIS, ROBERT A

HOUSE 11 REPUBLICAN PARTY

NEW JERSEY

1980 ELECTION

100 HONJ11032

1. STATEMENT OF CANDIDATE
2. CANDIDATE REPORTS OF RECEIPTS & EXPENDITURES
3. PRINCIPAL CAMPAIGN COMMITTEE

BOB DAVIS FOR CONGRESS

1981

MID-YEAR REPORT

727

606

100 000126777 HOUSE

1 JAN 81 - 30 JUN 81

5 HOUSE/203/2171

TOTAL

727

0

606

0

10 TOTAL PAGES

4. AUTHORIZED COMMITTEES

Ending Coh - \$30930.10

Outstanding Debts - \$

SCHEDULE A

ITEMIZED RECEIPTS

For 1978
 LINE NUMBER 218
 SEE INSTRUCTIONS ON THE
 SUMMARY PAGE

Any information copied from such Receipts or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any individual contributor to solicit contributions from such contributor.

Name of Contributor (or Full) ROBERT DAVID FOR LISA AFD Q3

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
<u>ESTER FOUNDATION</u> <u>150 BROADWAY</u> <u>NEW YORK, NY 10038</u>	<u>9/2/78</u>	<u>10.00</u>
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	Occupation	Aggregate Year-to-Date-\$	
B. Full Name, Mailing Address and ZIP Code			
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)			
C. Full Name, Mailing Address and ZIP Code			
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)			
D. Full Name, Mailing Address and ZIP Code			
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)			
E. Full Name, Mailing Address and ZIP Code			
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)			
F. Full Name, Mailing Address and ZIP Code			
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)			
G. Full Name, Mailing Address and ZIP Code			
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)			
SUBTOTAL of Receipts This Page (optional)			<u>10.00</u>
TOTAL This Period (last page this line number only)			<u>10.00</u>

7303740329205

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committees.

Name of Committee (in Full)			
ROBERT A DAVIS FOR CONGRESS VE			
A. Full Name, Mailing Address and ZIP Code ESSEX COUNTY REMOVAL COMMITTEE 134 EXCELLENCE PLACE EAST ORANGE, N.J. 07018	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation	12/14/80	\$207.10
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$		3637.10
B. Full Name, Mailing Address and ZIP Code ROBERT A DAVIS 26 KENWOOD AVE. VERONA, N.J. 07044	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation	12/15/80	\$29.35
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify): VISA TALK FEEDBACK SERVICE	Aggregate Year-to-Date-\$		2029.35
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$		
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$		
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$		
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$		
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	Occupation		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date-\$		
SUBTOTAL of Receipts This Page (optional).....			\$236.45
TOTAL This Period (last page this line number only).....			\$236.45

82040329208



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 30, 1981

Franklin C. Davis, Treasurer
Bob Davis For Congress
26 Kenwood Avenue
Verona, NJ 07111

Identification No: C00126722

Reference: Year End Report (11/15/80-12/31/80)

Dear Mr. Davis:

This letter is prompted by the Commission's preliminary review of your Year End Report. The review raised questions as to specific contributions and/or expenditures, and the reporting of certain information required by the Federal Election Campaign Act. An itemization of these areas follows:

-Schedule A of your report (pertinent portion attached) discloses contributions which appear to exceed the limits set forth in 2 U.S.C. 441a. The Act precludes an individual or a political committee, other than a multicandidate committee, from making contributions to a candidate for Federal office in excess of \$1,000 per election. If you have received contributions which exceed the limits, the Commission recommends that you refund to the donors the amounts in excess of \$1,000. (Any refund itemized on Schedule B should be reported on Line 20a of the Detailed Summary Page of your next report.)

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

Although the Commission may take further legal steps concerning the acceptance of an excessive contribution, your prompt refund of the excessive amount to the donor will be taken into consideration by the Commission.

-The aggregate year to date figure for contributions from the Essex County Republican Committee is listed as \$3,637.10. Your reports show \$10,059.10 in receipts from this committee. Please clarify the aggregate year to date total.

82040324209

Franklin C. Davis
Bob Davis For Congress

2

-On your previous report you disclosed a \$2,000 loan from the candidate. This loan does not appear on Schedule C of this report, and there is no repayment of the loan shown on Schedule B. Loans must be reported on Schedule C until final repayment is disclosed. Please clarify the status of the loan during this reporting period.

An amendment to your original report correcting the above problems should be filed with the Clerk of the House of Representatives, 1036 Longworth House Office Building, Washington, DC 20515, within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll free number, (800) 424-9530. My local number is (202) 523-4172.

Sincerely,

Tom Scully

Thomas Scully
Reports Analyst
Reports Analysis Division

82040324210



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 24, 1981

Franklin C. Davis, Treasurer
Bob Davis For Congress
26 Kenwood Avenue
Verona, NJ 07111

Identification No: C00126722

Reference: Year End Report (11/15/80-12/31/80)

Dear Mr. Davis:

This letter is to inform you that as of this date, the Commission has not received your response to our request for additional information, dated June 30, 1981. That notice requested information essential to full public disclosure of your Federal election financial activity and to ensure compliance with provisions of the Federal Election Campaign Act (the Act). A copy of our original request is enclosed.

If no response is received within fifteen (15) days from the date of this notice, the Commission may choose to initiate audit or legal enforcement action.

If you should have any questions related to this matter, please contact Susan Kaltenbaugh on our toll-free number (800)424-9530 or our local number (202)523-4172.

Sincerely,

John D. Gibson
Acting Assist. Staff Director
Reports Analysis Division

Enclosure

32040324211

JUL 28 1981
2-10-81

NS-11

REPORT OF RECEIPTS AND DISBURSEMENTS
For an Authorized Committee

(Summary Page)

1. Name of Committee (in Full) Bob Davis for Congress
 2. FEC Identification Number 091171
 Address (Number and Street) 26 Kenwood Avenue
 3. Is this Report an Amendment? YES NO
 City, State and ZIP Code Virginia, New Jersey 07044
 Check if address is different than previously reported.

4. TYPE OF REPORT

April 15 Quarterly Report
 July 15 Quarterly Report
 October 15 Quarterly Report
 January 31 Year End Report
 July 31 Mid Year Report (Non-election Year Only)

Twelfth day report preceding election on _____ in the State of _____
 Thirtieth day report following the General Election on _____ in the State of _____
 Termination Report

This report contains activity for - Primary Election General Election Special Election Runoff Election

SUMMARY		Column A This Period	Column B Calendar Year-to-Date
5. Covering Period	<u>3-7-80</u> Through <u>9-30-80</u>		
6. Net Contributions (other than loans):			
(a) Total Contributions (other than loans) (from Line 11e)		\$ 6480	\$ 6480
(b) Total Contribution Refunds (from Line 20d)		\$ -0-	\$ -0-
(c) Net Contributions (other than loans) (Subtract Line 6b from 6a)		\$ 6480	\$ 6480
7. Net Operating Expenditures:			
(a) Total Operating Expenditures (from Line 17)		\$ 4420	\$ 4420
(b) Total Offsets to Operating Expenditures (from Line 14)		\$	\$
(c) Net Operating Expenditures (Subtract Line 7b from 7a)		\$ 4420	\$ 4420
8. Cash on Hand at Close of Reporting Period (from Line 27)		\$ 2060	
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C or Schedule D)		\$ -0-	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)		\$ -0-	

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

For further information, contact:

FRANKLIN C. PARIS
Title or Print Name of Treasurer

Federal Election Commission
Toll Free 800-424-9530
Local 202-523-4068

Franklin C. Paris
SIGNATURE OF TREASURER

July 27, 1981

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. §437g

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

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FEC FORM 3 (2/79)

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**DETAILED SUMMARY PAGE
of Receipts and Disbursements
(Page 2, FEC FORM 3)**

Name of Committee (in Full)	Report Covering the Period:	
	From: 3-7-80	To: 9-30-80
	COLUMN A Total This Period	COLUMN B Calendar Year to-Date
I. RECEIPTS		
11. CONTRIBUTIONS (other than loans) FROM:		
(a) Individuals/Persons Other Than Political Committees	5362	5362
(Memo Entry Unitemized \$ <u>3323</u>)		
(b) Political Party Committees	1018	1018
(c) Other Political Committees		
(d) The Candidate	100	100
(e) TOTAL CONTRIBUTIONS (other than loans) (add 11a, 11b, 11c and 11d)	6480	6480
12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES		
13. LOANS:		
(a) Made or Guaranteed by the Candidate		
(b) All Other Loans		
(c) TOTAL LOANS (add 13a and 13b)		
14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Receipts, etc.)		
15. OTHER RECEIPTS (Dividends, Interest, etc.)		
16. TOTAL RECEIPTS (Add 11a, 12, 13c, 14 and 15)	6480	6480
II. DISBURSEMENTS		
17. OPERATING EXPENDITURES	4420	4420
18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES		
19. LOAN REPAYMENTS:		
(a) Of Loans Made or Guaranteed by the Candidate		
(b) Of All Other Loans		
(c) TOTAL LOAN REPAYMENTS (add 19a and 19b)		
20. REFUNDS OF CONTRIBUTIONS TO:		
(a) Individuals/Persons Other Than Political Committees		
(b) Political Party Committees		
(c) Other Political Committees		
(d) TOTAL CONTRIBUTION REFUNDS (add 20a, 20b and 20c)		
21. OTHER DISBURSEMENTS		
22. TOTAL DISBURSEMENTS (Add 17, 18, 19c, 20d and 21)	4420	4420
III. CASH SUMMARY		
23. CASH ON HAND AT BEGINNING OF THE REPORTING PERIOD	\$ 0	
24. TOTAL RECEIPTS THIS PERIOD (From Line 16)	\$ 6480	
25. SUBTOTAL (Add Line 23 and Line 24)	\$ 6480	
26. TOTAL DISBURSEMENTS THIS PERIOD (From Line 22)	\$ 4420	
27. CASH ON HAND AT CLOSE OF THE REPORTING PERIOD (Subtract Line 26 from 25)	\$ 2060	

32040324213

81-1001

REPORT OF RECEIPTS AND DISBURSEMENTS
For an Authorized Committee

NS-11

REGISTERED MAIL

(Summary Page)

1. Name of Committee (in Full) Bob Davis For Congress

2. FEC Identification Number 091121

Address (Number and Street) 36 Kenwood Avenue

City, State and ZIP Code VERONA, N.J. 07044

YES NO
Is this Report an Amendment?

Check if address is different than previously reported.

TYPE OF REPORT

- April 15 Quarterly Report
- July 15 Quarterly Report
- October 15 Quarterly Report
- January 31 Year End Report
- July 31 Mid Year Report (Non-election Year Only)
- Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____
- Thirtieth day report following the General Election on Nov 4 1980 in the State of New Jersey
- Termination Report

This report contains activity for - Primary Election General Election Special Election Runoff Election

SUMMARY

	Column A This Period	Column B Calendar Year-to-Date
5. Covering Period <u>10/1/80</u> Through <u>11/24/80</u>		
6. Net Contributions (other than loans):		
(a) Total Contributions (other than loans) (from Line 11e)	\$ 10,843	\$ 17,323
(b) Total Contribution Refunds (from Line 20d)	\$	\$
(c) Net Contributions (other than loans) (Subtract Line 6b from 6a)	\$ 10,843	\$ 17,323
7. Net Operating Expenditures:		
(a) Total Operating Expenditures (from Line 17)	\$ 14,824	\$ 19,244
(b) Total Offsets to Operating Expenditures (from Line 14)	\$	\$
(c) Net Operating Expenditures (Subtract Line 7b from 7a)	\$ 14,824	\$ 19,244
8. Cash on Hand at Close of Reporting Period (from Line 27)	\$ 79	
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C or Schedule D)	\$ None	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	\$ 2000	

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

For further information, contact:

Federal Election Commission
Toll Free 800-424-9533
Local 202-523-4008

FRANKLIN C. DAVIS
Type or Print Name of Treasurer

[Signature] 7/27/81
Date

SIGNATURE OF TREASURER

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. §437g.

All previous versions of FEC Form 2 and FEC Form 2a are obsolete and should no longer be used.

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F-011-113 (3-78)

32040324214

**DETAILED SUMMARY PAGE
of Receipts and Disbursements
(Page 2, FEC FORM 3)**

Name of Committee (in Full)	Report Covering the Period:	
BOB DAVIS FOR CONGRESS	From: 10-1-80	To: 11-24-80
	COLUMN A Total This Period	COLUMN B Calendar Year-to-Date
I. RECEIPTS		
11. CONTRIBUTIONS (other than loans) FROM:		
(a) Individuals/Persons Other Than Political Committees	1259	6621
(Memo Entry Unitarized \$ <u>759</u>)		
(b) Political Party Committees	9584	10602
(c) Other Political Committees		
(d) The Candidate		100
(e) TOTAL CONTRIBUTIONS (other than loans) (add 11a, 11b, 11c and 11d)	10843	17323
12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES		
13. LOANS:		
(a) Made or Guaranteed by the Candidate	2000	2000
(b) All Other Loans		
(c) TOTAL LOANS (add 13a and 13b)	2000	2000
14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)		
15. OTHER RECEIPTS (Dividends, Interest, etc.)		
16. TOTAL RECEIPTS (Add 11a, 12, 13c, 14 and 15)	12845	19323
II. DISBURSEMENTS		
17. OPERATING EXPENDITURES	14824	19244
18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES		
19. LOAN REPAYMENTS:		
(a) Of Loans Made or Guaranteed by the Candidate		
(b) Of All Other Loans		
(c) TOTAL LOAN REPAYMENTS (add 19a and 19b)		
20. REFUNDS OF CONTRIBUTIONS TO:		
(a) Individuals/Persons Other Than Political Committees		
(b) Political Party Committees		
(c) Other Political Committees		
(d) TOTAL CONTRIBUTION REFUNDS (add 20a, 20b and 20c)		
21. OTHER DISBURSEMENTS		
22. TOTAL DISBURSEMENTS (Add 17, 18, 19c, 20d and 21)	14824	19244
III. CASH SUMMARY		
23. CASH ON HAND AT BEGINNING OF THE REPORTING PERIOD		206.0
24. TOTAL RECEIPTS THIS PERIOD (From Line 16)		12843
25. SUBTOTAL (Add Line 23 and Line 24)		14903
26. TOTAL DISBURSEMENTS THIS PERIOD (From Line 22)		14824
27. CASH ON HAND AT CLOSE OF THE REPORTING PERIOD (Subtract Line 26 from 25)		79

32040324215

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D. Full Name, Making Address and ZIP Code (If Name Has Been Changed)		Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
1. Full Name, Making Address and ZIP Code MONTGOMERY, N.J. 07110 (If Name Has Been Changed)			11/27/70	800.00 (Cash)
2. Full Name, Making Address and ZIP Code MONTGOMERY, N.J. 07110 (If Name Has Been Changed)			11/7/70	300
3. Full Name, Making Address and ZIP Code (If Name Has Been Changed)			11/27/70	500
4. Full Name, Making Address and ZIP Code MONTGOMERY, N.J. 07042 (If Name Has Been Changed)			11/27/70	150
5. Full Name, Making Address and ZIP Code (If Name Has Been Changed)				
6. Full Name, Making Address and ZIP Code (If Name Has Been Changed)				
7. Full Name, Making Address and ZIP Code (If Name Has Been Changed)				
8. Full Name, Making Address and ZIP Code (If Name Has Been Changed)				

REPORT OF RECEIPTS AND DISBURSEMENTS
For an Authorized Committee

NS-11

JUL 28 1991

(Summary Page)

1. Name of Committee (in Full)
DR. DAVIS FOR CONGRESS

2. FEC Committee Number
091171

Address (Number and Street)
26 KENNEDY AVENUE

3. Is this Report an Amendment?
 YES NO

City, State and ZIP Code
VERONA, N.J. 07064

Check if address is different than previously reported.

TYPE OF REPORT

- April 15 Quarterly Report
- July 15 Quarterly Report
- October 15 Quarterly Report
- January 31 Year End Report
- July 31 Mid Year Report (Non-election Year Only)
- Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____
- Thirtieth day report following the General Election on _____ in the State of _____
- Termination Report

This report contains activity for — Primary Election General Election Special Election Runoff Election

SUMMARY

	Column A This Period	Column B Calendar Year to Date
5. Covering Period <u>11-25-80</u> Through <u>12-31-80</u>		
6. Net Contributions (other than loans):		
(a) Total Contributions (other than loans) (from Line 11e)	\$ 207.10	\$ 17530.10
(b) Total Contribution Refunds (from Line 20d)	\$ -0-	\$ -0-
(c) Net Contributions (other than loans) (Subtract Line 6b from 6a)	\$ 207.10	\$ 17530.10
7. Net Operating Expenditures:		
(a) Total Operating Expenditures (from Line 17)	\$ 236.45	\$ 19430.45
(b) Total Offsets to Operating Expenditures (from Line 14)	\$ -0-	\$ -0-
(c) Net Operating Expenditures (Subtract Line 7b from 7a)	\$ 236.45	\$ 19430.45
8. Cash on Hand at Close of Reporting Period (from Line 27)	\$ 79.00	
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C or Schedule D)	\$ NONE	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	\$ 2029.35	

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

For further information, contact:

Federal Election Commission
Toll Free 653 424 9530
Loc at 202 523 4008

Franklin C. Davis
Type or Print Name of Treasurer

Franklin C. Davis
Signature of Treasurer

7/27/81
Date

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. § 437g.

All previous versions of FEC FORM 278 and FEC FORM 278a are obsolete and should no longer be used.

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FEC FORM 278 (7/80)

32040324217

**DETAILED SUMMARY PAGE
of Receipts and Disbursements
(Page 2, FEC FORM 3)**

Name of Committee (in Full)	Report Covering the Period:	
BOB DAVIS FOR CONGRESS	From: 11-25-80	To: 12-31-80
	COLUMN A Total This Period	COLUMN B Calendar Year to Date
I. RECEIPTS		
11. CONTRIBUTIONS (other than loans) FROM:		
(a) Individuals/Persons Other Than Political Committees (Memo Entry Utilized \$ _____)	-0-	6621
(b) Political Party Committees	207.10	10,809.10
(c) Other Political Committees	-0-	-0-
(d) The Candidate	-0-	100
(e) TOTAL CONTRIBUTIONS (other than loans) (add 11a, 11b, 11c and 11d)	207.10	17,530.10
12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES	-0-	-0-
13. LOANS:		
(a) Made or Guaranteed by the Candidate	29.35	2029.3
(b) All Other Loans	-0-	-0-
(c) TOTAL LOANS (add 13a and 13b)	29.35	2029.35
14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Returns, etc.)	-0-	-0-
15. OTHER RECEIPTS (Dividends, Interest, etc.)	-0-	-0-
16. TOTAL RECEIPTS (Add 11e, 12, 13c, 14 and 15)	236.45	19,589.45
II. DISBURSEMENTS		
17. OPERATING EXPENDITURES	236.45	11,480.45
18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES	-0-	-0-
19. LOAN REPAYMENTS:		
(a) Of Loans Made or Guaranteed by the Candidate	-0-	-0-
(b) Of All Other Loans	-0-	-0-
(c) TOTAL LOAN REPAYMENTS (add 19a and 19b)	-0-	-0-
20. REFUNDS OF CONTRIBUTIONS TO:		
(a) Individuals/Persons Other Than Political Committees	-0-	-0-
(b) Political Party Committees	-0-	-0-
(c) Other Political Committees	-0-	-0-
(d) TOTAL CONTRIBUTION REFUNDS (add 20a, 20b and 20c)	-0-	-0-
21. OTHER DISBURSEMENTS	-0-	-0-
22. TOTAL DISBURSEMENTS (Add 17, 18, 19c, 20d and 21)	236.45	11,480.45
III. CASH SUMMARY		
23. CASH ON HAND AT BEGINNING OF THE REPORTING PERIOD		79.00
24. TOTAL RECEIPTS THIS PERIOD (From Line 16)		236.45
25. SUBTOTAL (Add Line 23 and Line 24)		315.45
26. TOTAL DISBURSEMENTS THIS PERIOD (From Line 22)		236.45
27. CASH ON HAND AT CLOSE OF THE REPORTING PERIOD (Subtract Line 26 from 25)		79.00

32040324218

SCHEDULE A

ITEMIZED RECEIPTS

Page 1 of 1 by
 LINE NUMBER 157
 (Use separate sheet for each category of the Detailed Summary Page)

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for campaign purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Full)
DOB DAVIS FOR CONGRESS

A. Full Name, Mailing Address and ZIP Code <u>ROBERT A. DAVIS</u> <u>26 KENNWOOD AVE</u> <u>VERONA, NJ 07044</u>	Name of Employer <u>N.J. Bell Telephone Co.</u>	Date (month, day, year)	Amount of Each Receipt This Period <u>29.35</u>
	Occupation <u>INSTALLER</u>		
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify): <u>VIDEO TAP & PHONE REPAIR</u>	Aggregate Year-to-Date-\$ <u>2129.35</u>		
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation		
	Aggregate Year-to-Date-\$ <u>6177.00</u>		
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation		
	Aggregate Year-to-Date-\$		
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation		
	Aggregate Year-to-Date-\$		
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation		
	Aggregate Year-to-Date-\$		
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation		
	Aggregate Year-to-Date-\$		
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation		
	Aggregate Year-to-Date-\$		
SUBTOTAL of Receipts This Page (optional)			
TOTAL This Period (this page this line number only)			<u>29.35</u>

32040324219

SCHEDULE A

ITEMIZED RECEIPTS

Page 1 of 1 for
 LINE NUMBER 115
 (Use separate schedules for each category of the Credited Summary Payroll)

Any information contained from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Full) **BOB DAVIS FOR CONGRESS**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
ESSEX COUNTY REPUBLICAN COMMITTEE 134 EVER GREEN PLACE EAST ORANGE, N.J. 07018	A RYAN-CARDON COMMITTEE	12-19-90	\$207.10 (EN-KAD)
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date-\$ 10,259.10	
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date-\$	
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date-\$	
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date-\$	
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date-\$	
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date-\$	
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date-\$	
SUBTOTAL of Receipts This Page (optional)			
TOTAL This Page (This page the line number only)			207.10

32040324220

FOR THE FILE

FROM TRACY KEEFER TO FRANKLIN DAVIS

DATE: 8/16/81

uff

COMMITTEE: BOB DAVIS FOR CONGRESS

PHONE NUMBER: 212/709-6462; 201/731-3923

I called the treasurer, Franklin Davis, because we had received an inadequate response to the letter sent July 24, 1981. Mr. Davis said he was not familiar with the committee's activity but he would have the candidate, Bob Davis, contact me. He said that it would impossible for me to call the candidate but he would be able to contact him. I stressed the importance of talking with the candidate about the amendments we had received.

NOTE: As of 9/14/81 I had not heard from the candidate, Bob Davis, so I called Franklin Davis. He said that he had instructed the candidate to call me and that he would tell him again.

32040324221



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

22 October 1981

MEMORANDUM

TO : CHARLES N. STEELE
GENERAL COUNSEL

THROUGH : B. ALLEN CLUTTER, III 
STAFF DIRECTOR

FROM : JOHN D. GIBSON 
ASSISTANT STAFF DIRECTOR

SUBJECT : REFERRAL OF ESSEX COUNTY REPUBLICAN COMMITTEE -
AN UNREGISTERED ORGANIZATION

Please find the attached referral of the Essex County Republican Committee.* According to the non-compliance standards contained in the Review and Referral Procedures, the committee appears to have had Federal activity in excess of \$1,000, and has not registered or reported, or taken other appropriate action to comply with the Federal Election Campaign Act (Chart #2). Additionally, the committee made contributions in excess of \$1,000 to a candidate for Federal office (Chart #3) and the possibility exists that corporate and/or union funds were used (Chart #4).

If you have any questions, please contact Alva Smith at 357-0026.

*Please see the companion referral for the Bob Davis for Congress committee.

Attachment

32040324222

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 22 October 1981

ANALYST: Alva Smith

- I. COMMITTEE: Essex County Republican Committee-NJ (unregistered)
Stan Gulkin, committee official
134 Evergreen Place
East Orange, NJ 07018
- II. RELEVANT STATUTE: 2 U.S.C. 433, 434, 441a(a)(1)(A) & 441b(a)
- III. BACKGROUND:
A. Failure to Register and Report- 2 U.S.C. 433 and 434

Reports filed by the Robert A. Davis for Congress Committee ("RDCC") disclosed receipt of contributions in excess of \$1,000 for the general election by the Essex County Republican Committee ("ECRC"), an unregistered organization (Attachments 1a, b, & c).

On June 25, 1981 the ECRC was sent a notice regarding registration and reporting requirements for Federal activity in excess of \$1,000 (Attachment 2). On July 17, 1981 ECRC was mailed a Second Notice for failure to respond (Attachment 3).

Stan Gulkin, an official of ECRC, called a staff member of the Reports Analysis Division ("RAD") on July 29, 1981. Mr. Gulkin stated that the activity concerned expenditures for brochures on behalf of a number of candidates, which when re-allocated, would be less than \$1,000 for Robert Davis (Attachment 4).

ECRC failed to respond in writing, therefore, a phone call was initiated by a RAD staff member on August 27, 1981. Mr. Gulkin stated that he was in the process of re-allocating the funds expended on the brochure, and that a letter would be sent in as soon as possible. Mr. Gulkin was informed the RDCC should also amend its reports with the corrected figures (Attachment 5).

ECRC has not registered, reported, or provided a written response to clarify the record.

32040324223

B. Excessive Contributions to a Candidate for Federal Office -
2 U.S.C. 441a (a)(1)(A)

As disclosed on the 1980 October 15, 30 Day Post-General and Year End Reports filed by RDCC, ECRC made \$10,688.45 in contributions for the general election (Attachment 1a, b, and c).

ECRC was informed as part of the June 25, 1981 notice, that it had apparently exceeded the contribution limits of 2 U.S.C. 441a (Attachment 2). Copies of the appropriate report schedules were also provided for ECRC's review.

As noted in part III-A, an official of ECRC stated in a phone conversation that direct contributions were not made to RDCC; rather, the activity pertained to expenditures for brochures, which were made on behalf of a number of candidates. ECRC, however, has failed to provide a written response to clarify the activity.

C. Possible Receipt of Corporate and/or Union Contributions -
2 U.S.C. 441b(a)

New Jersey State law, Title 19, permits the acceptance of contributions from corporations and labor organizations, with the exception of those made by insurance corporations or associations. Based upon the statements made by Mr. Guilkin, that the ECRC had expended funds in support of candidates for State election, in addition to activity on behalf of Robert Davis, a candidate for Federal office, ECRC may have received contributions from prohibited sources.

IV. OTHER PENDING ACTIONS INITIATED BY RAD:

None.

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ITEMIZED RECEIPTS

Information contained from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee in Full ROBERT DAVIS FOR CONGRESS				
A. Full Name, Mailing Address and ZIP Code ESSEX COUNTY REFORM PARTY COM 134 BRACKLEY ST. ENH WARRER NJ 07008		Name of Employer Occupation Appropriate Year-to-Date-\$	Date (month, day, year) 930 80	Amount of Each Receipt This Period 1018
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)				
B. Full Name, Mailing Address and ZIP Code		Name of Employer Occupation Appropriate Year-to-Date-\$	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)				
C. Full Name, Mailing Address and ZIP Code		Name of Employer Occupation Appropriate Year-to-Date-\$	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)				
D. Full Name, Mailing Address and ZIP Code		Name of Employer Occupation Appropriate Year-to-Date-\$	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)				
E. Full Name, Mailing Address and ZIP Code		Name of Employer Occupation Appropriate Year-to-Date-\$	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)				
F. Full Name, Mailing Address and ZIP Code		Name of Employer Occupation Appropriate Year-to-Date-\$	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)				
G. Full Name, Mailing Address and ZIP Code		Name of Employer Occupation Appropriate Year-to-Date-\$	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)				
SUBTOTAL of Receipts This Page (optional)				1018
TOTAL This Period (last page this line number only)				1018

2040324223
11161750

SCHEDULE A

**ATTACHEMENT 1b 30 Day Post-General Election
ITEMIZED RECEIPTS**

Part of of for
LINE NUMBER 1113
(Use separate schedule for each category of the Detailed Summary Page)

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Full)
ROBERT DAVIS FOR CONGRESS

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
1110 COUNTY ROAD 1019 134 BULLOCK AVE RAR MARIE, NJ 07019	— Occupation —	10.17.80	9534
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):		Aggregate Year to Date—\$ 3990	
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
MONTICELLO RESORT CLUB 25 EASTON ROAD MONTICELLO, NJ 07042	— Occupation —	10.17.80	300
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):		Aggregate Year to Date—\$ 300	
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
NJ GOP CAMPAIGN 30 08 W. STATE ST SUITE 612 TRENTON, NJ 08602	— Occupation —	10.17.80	300
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):		Aggregate Year to Date—\$ 300	
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	— Occupation —		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		Aggregate Year to Date—\$	
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	— Occupation —		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		Aggregate Year to Date—\$	
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	— Occupation —		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		Aggregate Year to Date—\$	
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
	— Occupation —		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		Aggregate Year to Date—\$	
SUBTOTAL of Receipts This Page (optional)			9434
TOTAL This Period (also use this line number only)			9434

32740324226

Year End Report

ATTACHMENT 1c
ITEMIZED RECEIPTS

LINE NUMBER 123456789
(Use separate schedule(s) for each category of the Detailed Summary Page)

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Full)

ROBERT A DAVIS FOR CONGRESS

Full Name, Mailing Address and ZIP Code

ESSEX COUNTY REPUBLICAN COMMITTEE
134 EVERGREEN PLACE
EAST ORANGE, N.J. 07018

Name of Employer

Date (month, day, year)

12/14/88

Amount of Each Receipt This Period

\$207.10

113

Receipt For: Primary General
 Other (specify):

Aggregate Year-to-Date-\$

3637.10

B. Full Name, Mailing Address and ZIP Code

ROBERT A DAVIS
26 KENWOOD AVE
VERONA, N.J. 07044

Name of Employer

N.J. BELL
TELE. CO.

Date (month, day, year)

12/13/80

Amount of Each Receipt This Period

\$29.35

134

Receipt For: Primary General
 Other (specify): VISA TOLL FREE SERVICE

Occupation

INSTALLER

Aggregate Year-to-Date-\$

2029.35

C. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

Receipt For: Primary General
 Other (specify):

Aggregate Year-to-Date-\$

D. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

Receipt For: Primary General
 Other (specify):

Aggregate Year-to-Date-\$

E. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

Receipt For: Primary General
 Other (specify):

Aggregate Year-to-Date-\$

F. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

Receipt For: Primary General
 Other (specify):

Aggregate Year-to-Date-\$

G. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

Receipt For: Primary General
 Other (specify):

Aggregate Year-to-Date-\$

SUBTOTAL of Receipts This Page (optional)

\$236.45

TOTAL This Period (last page this line number only)

\$236.45

101403242171



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 25, 1981

Treasurer
Essex County Republican
Committee
134 Evergreen Place
East Orange, NJ 07018

Dear Treasurer:

This letter is prompted by the Commission's interest in assisting committees which may be subject to the registration and reporting requirements of the Federal Election Campaign Act (the Act) but are not registered with the Commission.

The Act defines a "political committee" to include any local committee of a political party which receives contributions aggregating in excess of \$5,000 during a calendar year, or makes payments exempted from the definition of contribution or expenditure as defined in paragraphs (8) and (9) of 2 U.S.C. 431 aggregating in excess of \$5,000 during a calendar year, or makes contributions aggregating in excess of \$1,000 during a calendar year or makes expenditures aggregating in excess of \$1,000 during a calendar year. 2 U.S.C. 431(4).

In addition, the Act precludes a political committee from making a contribution to a candidate for Federal office in excess of \$1,000 per election, until it becomes a multicandidate committee. The term "multicandidate committee" means a political committee which has been registered with the Commission, Clerk of the House or Secretary of the Senate for at least six months; has received contributions for Federal elections from more than 50 persons; and (except for any State political party organization) has made contributions to five or more Federal candidates. 2 U.S.C. 441a(a)(4) and 11 CFR 100.5(e)(3).

A review of the receipts reported by the Robert A. Davis for Congress Committee indicates that your organization may have made an excessive contribution to a Federal candidate for the 1980 General election. This activity may qualify you as a "political committee" subject to the registration, reporting and other requirements of the Act. A copy of the receipt schedule(s) which list your contribution(s) is enclosed for your review.

If you believe that your organization is not a political committee, has not made excessive contributions to a Federal candidate, or that the Commission is otherwise in error, please submit a statement which will

3 2 0 4 0 3 2 4 2 2 8

Treasurer""
Essex County Republican
Committee

2

clarify this matter.

If your organization has made an excessive contribution, and is a "political committee" but you do not wish to be considered one, you must obtain refund(s) from the candidate(s) or the political committee(s) to which you have made contributions. These refunds must be made in such amounts that the total remaining contributions made by you do not exceed \$1,000 during a calendar year. Although the Commission may take further legal steps concerning the excessive contribution, prompt action by your committee to obtain a refund will be taken into consideration.

If your organization has made contributions or expenditures from an account containing receipts from corporations or labor organizations, you must obtain refund(s) for the full amount(s) contributed. Contributions or expenditures from corporate or labor organization sources are prohibited by 2 U.S.C. 441b.

If your committee does not obtain the recommended refunds in amounts sufficient to reduce your annual activity to \$1,000 or less, you must submit a Statement of Organization on FEC Form 1 (2 U.S.C. 433) and file disclosure reports on FEC Form 3X (2 U.S.C. 434). We have enclosed relevant informational materials and forms.

Please notify the Commission within fifteen (15) days from the date on this letter of your decision on this matter. If you have any questions, please contact me on our toll free number, (800)424-9530. Our local number is (202)357-0026.

Sincerely,



Alva Smith
Reports Analyst
Reports Analysis Division

Enclosures

3204032429



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 17, 1981

Treasurer
Essex County Republican
Committee
134 Evergreen Place
East Orange, NJ 07018

Dear Treasurer:

This is to inform you that as of this date, the Commission has not received your response to our letter dated June 25, 1981. Our letter notified you that a review of reports filed with the Commission indicates that your organization may have made expenditures which qualify it as a political committee. Enclosed is a copy of our original letter.

If no response is received within fifteen (15) days from the date of this notice, the Commission may choose to initiate legal action to ensure compliance with the Act.

If you should have any questions related to this matter, please contact Alva Smith on our toll-free number (800)424-9530 or our local number (202)523-4048.

Sincerely,

A handwritten signature in cursive script that reads "John D. Gibson".

John D. Gibson
Acting Assist. Staff Director
Reports Analysis Division

32040324230

Attachment 4

TELECON

DATE: 7/29/81

TIME: AM

COMMITTEE: Essex County Republican Committee-NJ

PERSON SPOKEN TO: Stan Gulkin (201)239-6700

SG called requesting guidance. He first explained that he did not become aware of the problem until he received the second notice. Secondly, he stated that the committee did not make any contributions to the candidate in question. What the committee did do was print a brochure listing the candidate's name in addition to some state candidates. He claims that if he re-allocated the amount of money spent on the brochure the candidate's (Davis) portion will be less then \$1000.

SG also requested other options. I explained that the candidate may refund the amount exceeding \$1000 or the committee may register and report.

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Attachments

TELECON

DATE: 8/27/81

TIME: PM

COMMITTEE: Essex County Republican Cmte-NJ

PERSON SPOKEN TO: Stan Gulkin

I called SG stating that no response has been received. He is in the process of re-allocating the funds spent on the brochure. I asked that he send a letter disclosing the re-allocated figures as soon as possible. I also explained that the candidate will have to amend his reports to disclose the new allocated figures.

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FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF MUR #

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