



FEDERAL ELECTION COMMISSION

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

82040360149

THIS IS THE END OF MUR # 1473

Date Filmed 11/5/82 Camera No. --- 2

Cameraman bpc

FEDERAL ELECTION COMMISSION

Routing Slip (2) - Exemption 2

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

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

Signed J. Shepard
Date 10-7-82

FEC 9-21-77

32040360150

MAILGRAM SERVICE CENTER
MIDDLETOWN, VA. 20445



Mailgram



4-0118609287002 10/14/82 ICS IPMMTZZ CSP WSHB
1 2025234073 MGM TDMT WASHINGTON DC 10-14 1023A EST

00119 22:10
CCH 8709

FEDERAL ELECTION COMMISSION S BARNDOLLAR
1325 K ST NORTHWEST
WASHINGTON DC 20463

THIS MAILGRAM IS A CONFIRMATION COPY OF THE FOLLOWING MESSAGE:

2025234073 MGM TDMT WASHINGTON DC 77 10-14 1023A EST

3 2 0 4 0 3 6 0 1 5 1
ZIP
MICHAEL A NEMEROFF
COMMITTEE TO RE-ELECT CONGRESSMAN ROBERT
GARCIA
1722 EYE ST NORTHWEST
WASHINGTON DC 20006
REGARDING MUR 1473
ON OCTOBER 13 1982 THE FEDERAL ELECTION COMMISSION DETERMINED ON THE
BASIS OF THE COMPLAINT FILED AGAINST YOU IN MUR 1473 THERE IS NO
REASON TO BELIEVE VIOLATIONS OF THE FEDERAL ELECTION CAMPAIGN ACT
HAVE OCCURRED AN ACCORDINGLY HAS CLOSED THE FILE. EXPLANATORY LETTER
WILL FOLLOW
CHARLES N STEELE GENERAL COUNSEL BY KENNETH A GROSS ASSOCIATE
GENERAL COUNSEL
10:25 EST
MGMCOMP

RECEIVED AT THE FEC

82 OCT 18 P 5: 08



Mailgram



THIS MAILGRAM WAS TRANSMITTED ELECTRONICALLY BY WESTERN UNION TO A POST OFFICE NEAR YOU FOR DELIVERY

820403

MAILGRAM SERVICE CENTER
MIDDLETOWN, VA. 22645

western union Mailgram



4-0115889287002 10/14/82 ICS IPMMTZZ CSP WSHB
1 2025234073 MGM TDMT WASHINGTON DC 10-14 1019A EST

Oct 8712
OCT 19 P 2:14
FEDERAL ELECTION COMMISSION

FEDERAL ELECTION COMMISSION S BARNDOLLAR
1325 K ST NORTHWEST
WASHINGTON DC 20463

THIS MAILGRAM IS A CONFIRMATION COPY OF THE FOLLOWING MESSAGE:

2025234073 MGM TDMT WASHINGTON DC 76 10-14 1019A EST

ZIP
JEWISH COMMUNITY RELATIONS COUNSEL OF NEW
YORK

111 WEST 40 ST
NEW YORK NY 10018
REGARDING MUR 1473

ON OCTOBER 13 1982 THE FEDERAL ELECTION COMMISSION DETERMINED ON THE
BASIS OF THE COMPLAINT FILED AGAINST YOU IN MUR 1473 THERE IS NO
REASON TO BELIEVE VIOLATIONS OF THE FEDERAL ELECTION CAMPAIGN ACT
HAVE OCCURRED AN ACCORDINGLY HAS CLOSED THE FILE. EXPLANATORY LETTER
WILL FOLLOW

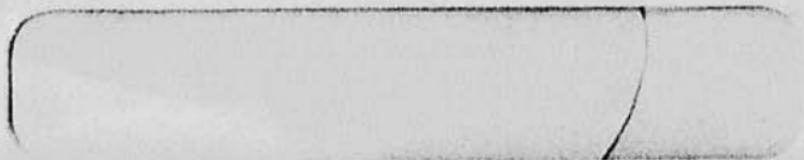
CHARLES N STEELE GENERAL COUNSEL BY KENNETH A GROSS ASSOCIATE
GENERAL COUNSEL

10:21 EST

MGMCOMP

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1 5 4



RECEIVED BY THE FEC

82 OCT 18 P 5: 08



western union

Mailgram



8 2 0 4 0

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MAILGRAM SERVICE CENTER
MIDDLETOWN, VA. 22645



Mailgram



4-0113879207002 10/14/82 ICS IPMMTZZ CSP WSHB
1 2025234073 MGM TDMT WASHINGTON DC 10-14 1016A EST

6c# 8713

2 OCT 19 P 2:14

GENERAL COUNSEL

FEDERAL ELECTION COMMISSION S BARNDOLLAR
1325 K ST NORTHWEST
WASHINGTON DC 20463

THIS MAILGRAM IS A CONFIRMATION COPY OF THE FOLLOWING MESSAGE:

2025234073 MGM TDMT WASHINGTON DC 72 10-14 1016A EST
ZIP

MS MICHELE STEINBERG
OLIVER FOR CONGRESS COMMITTEE
384 EAST 149 ST SUITE 222
BRONX NY 10455
REGARDING MUR 1473

ON OCTOBER 13 1982 THE FEDERAL ELECTION COMMISSION DETERMINED ON THE
BASIS OF YOUR COMPLAINT THERE IS NO REASON TO BELIEVE VIOLATIONS OF
THE FEDERAL ELECTION CAMPAIGN ACT HAVE OCCURRED AND ACCORDINGLY HAS
CLOSED THE FILE. AN EXPLANATORY LETTER WILL FOLLOW

CHARLES N STEELE GENERAL COUNSEL BY KENNETH A GROSS ASSOCIATE
GENERAL COUNSEL

10:18 EST

MGMCOMP

3 2 0 4 0 3 6 0 1 5

56



RECEIVED AT THE FEC

82 OCT 18 P 5: 08

WU

Mailgram

020403

THIS MAILGRAM WAS TRANSMITTED ELECTRONICALLY BY WESTERN UNION TO A POST OFFICE NEAR YOU FOR DELIVERY



203061

THE FEC
GA# 8705

02 OCT 18 P 5: 00

JEWISH COMMUNITY RELATIONS COUNCIL OF NEW YORK, INC.



SUITE 2600 • 111 WEST 40th STREET, NEW YORK, N.Y. 10018 • (212) 221-1535

2019
2:04

Officers

Jack D. Weiler
Honorary President

Laurence A. Tisch
President

Richard Ravitch
Past President

George Klein
Rabbi Israel Miller
Daniel Shapiro
Honorary Officers

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Dr. Saul Cohen
James Greilsheimer
Judah Gribetz
Peggy Tishman
Prof. Aron Twerski
Louis Yavner
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Herbert Bienstock
Treasurer

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Naomi Levine
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Michael Mann
Matthew Ross
Lewis Rudin
Rabbi Solomon J. Sharfman
Richard Stone
Dr. Max Weiner
Louis Weiser
Seymour Zises

October 14, 1982

Federal Election Commission
Washington, D.C. 20453

Attention: Kenneth A. Gross, Associate General Counsel
Judith Thedford, Staff Member

Dear Mr. Gross and Ms. Thedford:

I am writing pursuant to my conversation with Ms. Thedford in regard to MUR1473. As I explained, there is no substance to any of the charges of alleged violations. We have been threatened for some time by supporters of Mr. Oliver and others who identified themselves as associates of Lyndon LaRouche.

Specifically, the Jewish Community Relations Council (JCRC) had no involvement with the fundraiser for Cong. Garcia. Mr. Laurence A. Tisch who serves as President of the JCRC is also the Chairman of the Board of Loews Corporation which owns the Regency Hotel. He served as chairman of the program in which Mayor Koch and other public officials participated. Aside from my presence, there was no other representation of the JCRC nor any other involvement. All the arrangements, billing, etc. were made by the Committee to Re-elect Cong. Garcia. The JCRC has not reproduced any articles regarding Mr. Oliver nor did any representative distribute them. (The allegation is patently false - there was no woman who represented the JCRC).

It is true that Mr. Halpern of the JCRC office received a call from Robin Hyman on Friday, September 17, and because we had already received several harassing phone calls, he sought to ascertain Miss Hyman's affiliation. It is our set procedure to ask for a number to call back when we receive threatening phone calls.

The fact that Mr. Moore or anyone else referred to the event at the Regency Hotel as a Jewish fundraiser is irrelevant. There were large

MEMBER ORGANIZATIONS, NEW YORK AFFILIATES OF THE:

American Federation of Jewish Fighters,
Camp Inmates & Nazi Victims, Inc.
American Jewish Committee
American Jewish Congress
American Mizrahi Women
American Sephardi Federation
Association of Bronx Jewish Community Councils
Co-op City Jewish Community Council
Parkchester-Unionport Jewish Community Council
Jewish Community Council of Pelham Parkway
Riverdale Jewish Community Council
West Bronx Jewish Community Council
Associated Manhattan Jewish Community Council
United Jewish Council of the East Side
Upper East Side Jewish Community Council
Washington Heights Inwood Jewish Community Council
West Side Jewish Community Council
Bnei Zion

Board of Jewish Education of Greater New York
Conference of Jewish Organizations of Nassau County
Council of Jewish Organizations in Civil Service
Council of Jewish Organizations of Staten Island
Emunah Women of America
Federation of Jewish Philanthropies
Greater NY Conference on Soviet Jewry
Herut U.S.A.
Jewish Labor Committee
Jewish War Veterans
Labor Zionist Movement
Labor Zionist Alliance
National Committee for Labor Israel
Pioneer Women

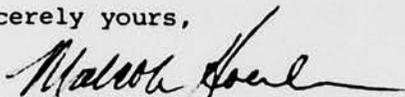
National Council of Jewish Women
National Council of Young Israel
New York Board of Rabbis
Queens Jewish Community Council
Religious Zionists of America
Suffolk Jewish Communal Planning Council
Union of American Hebrew Congregations
Union of Orthodox Jewish Congregations
United Jewish Appeal of Greater New York
United Synagogue of America
Women's American ORT District II
Women's Branch - UOJC
Workmen's Circle
Zionist Organization of America

numbers of members of the Jewish community as well as many non-Jews present.

The JCRC is not registered as a Political Action Committee and assiduously avoids any involvements in election campaigns and has done so since its inception. Moreover, the JCRC makes no contributions to or expenditures on behalf of any federal or local candidates.

I explained to Ms. Thedford that if the event was listed as sponsored by the JCRC, it is only because Mr. Tisch hosts many meetings for the Council at the Hotel and a staff member probably assumed that it was being done on our behalf. Clearly anyone attending the fundraiser, or those invited, know that it was sponsored, paid for, and run by the Committee to Re-Elect Mr. Garcia. I hope that this puts the matter to rest.

Sincerely yours,



Malcolm Hoenlein
Executive Director

92040360159

Suite 2600
111 West 40th Street
New York, N.Y. 10018



Federal Election Commission
Washington, D.C. 20453

Attention: Kenneth A. Gross, Associate General Counsel
Judith Thedford, Staff Member

82040360159



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 14, 1982

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Committee to Re-elect Congressman
Robert "Bob" Garcia
Michael A. Nemeroff, Treasurer
1722 Eye Street, N.W.
Washington, D.C. 20006

Re: MUR 1473

Dear Mr. Nemeroff:

You have previously been notified, via mailgram, of the Commission's determination that there is no reason to believe that the Committee to Re-elect Congressman Robert "Bob" Garcia violated any provision of the Federal Election Campaign Act of 1971, as amended.

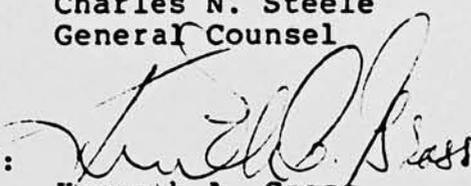
Enclosed for your information is a copy of the General Counsel's Report which was presented to the Commission, by the Office of General Counsel, prior to its determination.

If you have any questions, please contact Judy Thedford, at (202) 523-4529.

Sincerely,

Charles N. Steele
General Counsel

BY:


Kenneth A. Gross
Associate General Counsel

Enclosure:
First General Counsel's Report

00440360160



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 14, 1982

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Jewish Community Relations Council of New York
111 West 40th Street
New York, New York 10018

Re: MUR 1473

Dear Madam/Sir:

You have previously been notified, via mailgram, of the Commission's determination that there is no reason to believe Jewish Community Relations Council of New York violated any provision of the Federal Election Campaign Act of 1971, as amended.

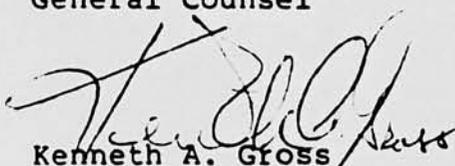
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Sincerely,

Charles N. Steele
General Counsel

BY:


Kenneth A. Gross
Associate General Counsel

Enclosure:
First General Counsel's Report



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 14, 1982

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Michele Steinberg
Oliver for Congress Committee
384 East 149th Street
Suite 222
Bronx, New York 10455

Re: MUR 1473

Dear Ms. Steinberg:

You have previously been notified, via mailgram, of the Commission's determination that there is no reason to believe that the Committee to Re-elect Congressman Robert "Bob" Garcia and the Jewish Community Relations Council of New York violated any provision of the Federal Election Campaign Act of 1971, as amended.

Enclosed for your information is a copy of the General Counsel's Report which was presented to the Commission, by the Office of General Counsel, prior to its determination.

The Federal Election Campaign Act allows a complaint to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a) (8).

If you have any questions, please contact Judy Thedford, at (202) 523-4529.

Sincerely,

Charles N. Steele
General Counsel

BY:


Kenneth A. Gross
Associate General Counsel

Enclosure:

First General Counsel's Report

2040360162



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Committee to Re-elect Congressman
Robert "Bob" Garcia
Michael A. Nemeroff, Treasurer
1722 Eye Street, N.W.
Washington, D.C. 20006

Re: MUR 1473

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If you have any questions, please contact Judy Thedford, at (202) 523-4529.

Sincerely,

Charles N. Steele
General Counsel

BY:

Kenneth A. Gross
Associate General Counsel

Enclosure:
First General Counsel's Report

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A
16-14-82



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Jewish Community Relations Council of New York
111 West 40th Street
New York, New York 10018

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If you have any questions, please contact Judy Thedford, at (202)523-4529.

Sincerely,

Charles N. Steele
General Counsel

BY:

Kenneth A. Gross
Associate General Counsel

Enclosure:
First General Counsel's Report

Handwritten initials and date: JH 10/14/72



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Michele Steinberg
Oliver for Congress Committee
384 East 149th Street
Suite 222
Bronx, New York 10455

Re: MUR 1473

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If you have any questions, please contact Judy Thedford, at (202) 523-4529.

Sincerely,

Charles N. Steele
General Counsel

BY:

Kenneth A. Gross
Associate General Counsel

Enclosure:

First General Counsel's Report

JK 10/14/82

October 8, 1982

MEMORANDUM TO: Marjorie W. Emmons
FROM: Phyllis A. Kayson
SUBJECT: MUR 1473

Please have the attached First General Counsel's Report distributed to the Commission on PINK paper on a ²⁴~~16~~ hour tally basis. Thank you.

Attachment

cc: Thedford

92040360168

SENSITIVE

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

FIRST GENERAL COUNSEL'S REPORT

82 OCT 8 P 4: 46

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

DATE AND TIME OF TRANSMITTAL BY OGC TO THE COMMISSION: 10/8/82 MUR 1473
DATE COMPLAINT RECEIVED BY OGC: 09/23/82
DATE OF NOTIFICATION TO RESPONDENT: 09/28/82
STAFF MEMBER: Judy Thedford

COMPLAINANT'S NAME: Michele Steinberg, Oliver for Congress Committee

RESPONDENT'S NAME: Jewish Community Relations Council of New York
Committee to Re-elect Congressman Robert "Bob" Garcia

RELEVANT STATUTE: 2 U.S.C. §§ 433, 434, and 441b(a)

INTERNAL REPORTS CHECKED: Committee to Re-elect Congressman Robert "Bob" Garcia

FEDERAL AGENCIES CHECKED: N/A

SUMMARY OF ALLEGATIONS

The complainant, Michele Steinberg, on behalf of Oliver for Congress Committee, alleges that on September 13, 1982, the Jewish Community Relations Council of New York ("JCRC") held a fundraiser for Congressman Robert Garcia at the Regency Hotel. The complainant alleges that as JCRC is not registered with the Commission and has attempted to influence the New York Primary election, JCRC has committed a violation of 2 U.S.C. § 433 and § 434. Alternatively Ms. Steinberg alleges that JCRC is a

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corporation and prohibited from making contributions to federal candidates by 2 U.S.C. § 441b(a).

FACTUAL AND LEGAL ANALYSIS

Michael Nemeroff responded on behalf of the Committee to Re-elect Congressman Robert "Bob" Garcia ("the Committee"). In his response dated October 6, 1982, Mr. Nemeroff stated that the fundraising event complained about by the Ms. Steinberg was not sponsored by the Jewish Community Relations Council ("JCRC"); that the event had been incorrectly identified as a JCRC event by the hotel; that all expenses related to the event were forwarded to the Committee and that to date most of the expenses have been paid by the Committee; and, that no funds were collected by JCRC on behalf of Congressman Garcia.

To support these statements, Mr. Nemeroff submitted a copy of the invitation to the fundraiser and a copy of the contribution card. The invitation has a disclaimer on it which reads, "Paid for and authorized by the Committee to Re-elect Robert 'Bob' Garcia", and states that checks should be made payable to the Committee. The contributor card clearly reflects that the contributions are to the Committee and Nemeroff stated that Committee staff members were present at the fundraiser to collect and process the contributions.

From the information submitted by counsel, the Office of General Counsel recommends finding no reason to believe that the Committee to Re-elect Congressman Robert "Bob" Garcia violated

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2 U.S.C. § 441b(a) and no reason to believe the Jewish Community Relations Council of New York violated 2 U.S.C. §§ 433, 434 and 441b(a).

RECOMMENDATIONS

1. Find no reason to believe that the Jewish Community Relations Council violated 2 U.S.C. § 433, § 434 and § 441b(a).

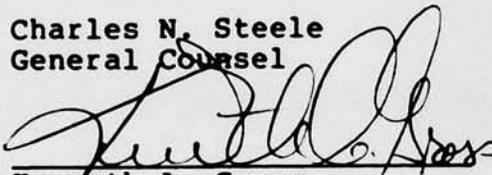
2. Find no reason to believe that the Committee to Re-elect Congressman Robert "Bob" Garcia violated 2 U.S.C. § 441b(a).

3. Close the file.

Charles N. Steele
General Counsel

Oct 8, 1982
Date

BY:


Kenneth A. Gross
Associate General Counsel

Attachment:
Nemeroff Response

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, hereby certify that the Commission decided by a vote of 6 to 0, on October 13, 1982, to adopt the above recommendation of the General Counsel in this matter.

Voting For the Recommendation: Commissioners Aikens, Elliott,
Harris, McDonald, McGarry and Reiche

Voting Against the Recommendation: None

Absences or Abstentions (Indicate): None

Date: 10-14-82 Marjorie W. Emmons
Secretary of the Commission

82040360169

8612

SIDLEY & AUSTIN

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

1722 EYE STREET, N.W.
WASHINGTON, D. C. 20006
TELEPHONE 202: 429-4000
TELEX 89-463

ONE FIRST NATIONAL PLAZA
CHICAGO, ILLINOIS 60603
TELEPHONE 312: 853-7000
TELEX 45-4364

2049 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067
TELEPHONE 213: 553-8100
TELEX 18-1391

9 HOLLAND PARK
LONDON, W11 3TE, ENGLAND
TELEPHONE 01: 727-0132
TELEX 21781

P.O. BOX 190
MUSCAT, SULTANATE OF OMAN
TELEPHONE 722-411
TELEX 3866

P.O. BOX 4619
DEIRA, DUBAI-U.A.E.
TELEPHONE 9714-283194
TELEX 47216

Founded in 1866 as
Williams & Thompson

October 6, 1982

Ms. Judith Thedford
Office of General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

P
4
:
3
4

Re: MUR 1473

Dear Ms. Thedford:

On behalf of the Committee to Re-Elect Congressman Robert 'Bob' Garcia, we hereby respond to the complaint filed by the Oliver for Congress Committee on September 22, 1982 and designated MUR 1473. The complaint seems to allege that an organization called the Jewish Community Relations Council ("JCRC") hosted a fundraising event for Congressman Garcia at the Regency Hotel on September 13, 1982. The complaint implies that JCRC and/or Congressman Garcia's campaign committee violated the reporting requirements and/or the prohibition of corporate contributions contained in the Federal Election Campaign Act of 1971, as amended ("FECA"). The complaint also alleges that JCRC is an unregistered political committee and implies that it is required to be registered under the Act.

We have no knowledge as to whether JCRC is a registered political organization or whether it is required to be registered. However, based upon the facts surrounding the fundraising event that was held, there is no basis for the Commission to find reason to believe that Congressman Garcia's campaign committee violated any provision of FECA.

First, JCRC did not sponsor the fundraising event complained of by the Oliver Committee. Certain individuals, who we believe are members of JCRC signed a solicitation letter announcing the event. The solicitation does not mention JCRC in any way and does not state that it or any other organization sponsored the event. The Hotel incorrectly identified the event as a JCRC event as noted in the complaint.

32040360170

Ms. Judith Thedford
October 6, 1982
Page Two

Second, whether JCRC or the individuals sponsored the fundraising event is irrelevant because no one other than the Congressman's campaign committee expended any funds to support the fundraising event. As indicated by the disclaimer on the invitation for the event, which is enclosed with this letter, the invitation was paid for and authorized by the Congressman's campaign committee. Following its normal procedures, all bills related to the event were forwarded directly to the Congressman's committee for payment. In fact, at this time virtually all expenses related to the event have been paid by the campaign committee.

Third, no funds were collected by the JCRC on behalf of the Congressman's committee. As is stated on the contribution card enclosed with this letter and on the solicitation letter itself, contributors were asked to contribute directly to the Congressman's campaign committee and, campaign staff workers were at the event helping to collect and process contributions. Moreover, we have no record of any contribution from JCRC.

As a result, JCRC did not make any contribution to the Congressman's campaign committee whether in-kind or in funds, and the individuals involved provided only voluntary services that are exempt under the Act. For these reasons, the complaint of the Oliver for Congress Committee as it relates to the Garcia campaign is without any basis and should be dismissed.

Sincerely,



Michael A. Nemeroff

MAN:gmd
Enclosures

82040360171

NEW YORKERS FOR BOB GARCIA

541 East 138th Street - Suite 1, Bronx, New York 10454

August 23, 1982

Dear Friend:

New York City has the distinction of being represented by an outstanding Congressional delegation. Perhaps we have become so accustomed to such quality that we take for granted expressions of gratitude and support. One of the most important and unique members of the delegation is Congressman Robert Garcia of The Bronx.

Bob has achieved national recognition for a wide variety of his efforts as well as his chairmanship of the Hispanic Congressional Caucus. He has been a staunch advocate, not only for the needs of his constituents, but for the interests of all New Yorkers. He is a dedicated, astute legislator whose principles and stands have earned him an enviable reputation.

Last year, Bob and his wife, Jane, visited Israel. (She has become a much-demanded UJA luncheon speaker). His long-standing friendship and support of Israel and Soviet Jewry were further enhanced by that experience.

These facts alone would warrant support for Bob Garcia. But he faces a tough race against an associate of Lyndon La Rouche. (The attached article gives the necessary details). To offset the funds put in by the NDPC -- La Rouche's current front group -- we are asking a select group of friends to join us at the Regency Hotel (East Ballroom) 61st Street and Park Avenue, on Monday, September 13, 5:00 - 7:00 p.m. Bob Garcia will be there to greet you.

Sincerely,

Martin Begun
Martin Begun

Kenneth Bialkin
Kenneth Bialkin

Judah Grubetz
Judah Grubetz

George Klein
George Klein

Laurence A. Tisch
Laurence A. Tisch

Peggy Tishman
Peggy Tishman

Jacques Torczyner
Jacques Torczyner

RSVP - 212/292-4014

Checks should be made payable to the Committee to Re-Elect Congressman Robert Garcia.

8274036017

Campaign of Garcia Foe Raises Concern

By DAVID C. MORRISON

Fernando J. Oliver's candidacy for Robert Garcia's 21st District congressional seat is arousing some concern in the South Bronx because of his affiliation with a political organization that has been accused of anti-Semitism and is seen as having a conspiratorial world view.

According to his campaign biography, Oliver serves on the advisory board of the National Democratic Policy Committee, an affiliate of the National Caucus of Labor Committees.

The NCLC, formed by Lyndon H. LaRouche Jr. in 1968, has run candidates in local and national elections.

LaRouche has campaigned in the last two presidential elections. Last year the caucus ran Melvin Klenetsky as a Democratic mayoral candidate against the incumbent, Edward I. Koch. Klenetsky received 25,000 votes.

At a press conference March 31 announcing his candidacy, Oliver was endorsed by Assemblyman Armando Montano (D) of the 77th District and Hulan E. Jack, former Manhattan borough president and state assemblyman.

Montano has since indicated that he is reconsidering his endorsement. Oliver, who is running as a Democrat, must still file 5,000 signatures to qualify for the September primary.

In an interview, Oliver refused to discuss his involvement with NDPC. "There are two forces in the world," he said. These he described as "high financial institutions" out to destroy technology and depopulate the world, and those who want to promote technology and "have more people."

"That's the only issue," Oliver said. "I

don't want to discuss anything else."

His platform calls for a return to the gold standard and a huge expansion of the nuclear power industry. He opposes the Kemp-Garcia Urban Enterprise Zone bill and Assembly Speaker Stanley Fink's reapportionment plan for New York State.

According to his campaign biography, the 32-year-old Oliver moved to the mainland in 1971 from his native Puerto Rico. He earned a master's degree in counseling at New Jersey's Glassboro State College in 1974 and now teaches business economics at Bronx Community College.

Montano, in his endorsement of Oliver's



Fernando J. Oliver, who challenges Rep. Garcia for Congressional seat.

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Committee to Re-elect Congressman Robert "Bob" Garcia
P.O. Box 1571
Bx, NY 10451

*Name _____ Title _____

Employer _____

Business Address _____

Tel. No.: _____ Amount of contribution \$ _____

*Federal Election Campaign Act as Amended requires the information.

Paid for and authorized by Committee to Re-elect Congressman Robert "Bob" Garcia. Mr. Michael A. Nemeroff, Treasurer.
A copy of our report is filed with the Federal Election Commission and is available for purchase from the Federal Election
Commission, Washington, D.C. 20463.

Acc# 8612

SIDLEY & AUSTIN

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

1722 EYE STREET, N.W.
WASHINGTON, D. C. 20006
TELEPHONE 202: 429-4000
TELEX 89-463

ONE FIRST NATIONAL PLAZA
CHICAGO, ILLINOIS 60603
TELEPHONE 312: 853-7000
TELEX 25-4364

2049 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067
TELEPHONE 213: 553-8100
TELEX 18-1391

9 HOLLAND PARK
LONDON, W11 3YR, ENGLAND
TELEPHONE 01: 727-0132
TELEX 21781

P.O. Box 190
MUSCAT, SULTANATE OF OMAN
TELEPHONE 722-411
TELEX 3866

P.O. Box 4619
DUBAI, DUBAI-U.A.E.
TELEPHONE 9714-283194
TELEX 47216

Founded in 1866 as
Williams & Tompson

October 6, 1982

Ms. Judith Thedford
Office of General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

P4:34

Re: MUR 1473

Dear Ms. Thedford:

On behalf of the Committee to Re-Elect Congressman Robert 'Bob' Garcia, we hereby respond to the complaint filed by the Oliver for Congress Committee on September 22, 1982 and designated MUR 1473. The complaint seems to allege that an organization called the Jewish Community Relations Council ("JCRC") hosted a fundraising event for Congressman Garcia at the Regency Hotel on September 13, 1982. The complaint implies that JCRC and/or Congressman Garcia's campaign committee violated the reporting requirements and/or the prohibition of corporate contributions contained in the Federal Election Campaign Act of 1971, as amended ("FECA"). The complaint also alleges that JCRC is an unregistered political committee and implies that it is required to be registered under the Act.

We have no knowledge as to whether JCRC is a registered political organization or whether it is required to be registered. However, based upon the facts surrounding the fundraising event that was held, there is no basis for the Commission to find reason to believe that Congressman Garcia's campaign committee violated any provision of FECA.

First, JCRC did not sponsor the fundraising event complained of by the Oliver Committee. Certain individuals, who we believe are members of JCRC signed a solicitation letter announcing the event. The solicitation does not mention JCRC in any way and does not state that it or any other organization sponsored the event. The Hotel incorrectly identified the event as a JCRC event as noted in the complaint.

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Ms. Judith Thedford
October 6, 1982
Page Two

Second, whether JCRC or the individuals sponsored the fundraising event is irrelevant because no one other than the Congressman's campaign committee expended any funds to support the fundraising event. As indicated by the disclaimer on the invitation for the event, which is enclosed with this letter, the invitation was paid for and authorized by the Congressman's campaign committee. Following its normal procedures, all bills related to the event were forwarded directly to the Congressman's committee for payment. In fact, at this time virtually all expenses related to the event have been paid by the campaign committee.

Third, no funds were collected by the JCRC on behalf of the Congressman's committee. As is stated on the contribution card enclosed with this letter and on the solicitation letter itself, contributors were asked to contribute directly to the Congressman's campaign committee and, campaign staff workers were at the event helping to collect and process contributions. Moreover, we have no record of any contribution from JCRC.

As a result, JCRC did not make any contribution to the Congressman's campaign committee whether in-kind or in funds, and the individuals involved provided only voluntary services that are exempt under the Act. For these reasons, the complaint of the Oliver for Congress Committee as it relates to the Garcia campaign is without any basis and should be dismissed.

Sincerely,



Michael A. Nemeroff

MAN:gmd
Enclosures

02040360176

NEW YORKERS FOR BOB GARCIA

541 East 138th Street - Suite 1, Bronx, New York 10454

August 23, 1982

Dear Friend:

New York City has the distinction of being represented by an outstanding Congressional delegation. Perhaps we have become so accustomed to such quality that we take for granted expressions of gratitude and support. One of the most important and unique members of the delegation is Congressman Robert Garcia of The Bronx.

Bob has achieved national recognition for a wide variety of his efforts as well as his chairmanship of the Hispanic Congressional Caucus. He has been a staunch advocate, not only for the needs of his constituents, but for the interests of all New Yorkers. He is a dedicated, astute legislator whose principles and stands have earned him an enviable reputation.

Last year, Bob and his wife, Jane, visited Israel. (She has become a much-demanded WJA luncheon speaker). His long-standing friendship and support of Israel and Soviet Jewry were further enhanced by that experience.

These facts alone would warrant support for Bob Garcia. But he faces a tough race against an associate of Lyndon La Rouche. (The attached article gives the necessary details). To offset the funds put in by the NDPC -- La Rouche's current front group -- we are asking a select group of friends to join us at the Regency Hotel (East Ballroom) 61st Street and Park Avenue, on Monday, September 13, 5:00 - 7:00 p.m. Bob Garcia will be there to greet you.

Sincerely,

Martin Begun
Martin Begun

Kenneth Bialkin
Kenneth Bialkin

Judah Grilbetz
Judah Grilbetz

George Klein
George Klein

Laurence A. Tisch
Laurence A. Tisch

Peggy Tishman
Peggy Tishman

Jacques Torczyner
Jacques Torczyner

RSVP - 212/292-4014

Checks should be made payable to the Committee to Re-Elect Congressman Robert Garcia.

Campaign of Garcia Foe Raises Concern

By DAVID C. MORRISON

Fernando J. Oliver's candidacy for Robert Garcia's 21st District congressional seat is arousing some concern in the South Bronx because of his affiliation with a political organization that has been accused of anti-Semitism and is seen as having a conspiratorial world view.

According to his campaign biography, Oliver serves on the advisory board of the National Democratic Policy Committee, an affiliate of the National Caucus of Labor Committees.

The NCLC, formed by Lyndon H. LaRouche Jr. in 1968, has run candidates in local and national elections.

LaRouche has campaigned in the last two presidential elections. Last year the caucus ran Melvin Klenetaky as a Democratic mayoral candidate against the incumbent, Edward I. Koch. Klenetaky received 25,000 votes.

At a press conference March 31 announcing his candidacy, Oliver was endorsed by Assemblyman Armando Montano (D) of the 77th District and Hulan E. Jack, former Manhattan borough president and state assemblyman.

Montano has since indicated that he is reconsidering his endorsement. Oliver, who is running as a Democrat, must still file 5,000 signatures to qualify for the September primary.

In an interview, Oliver refused to discuss his involvement with NDPC. "There are two forces in the world," he said. These he described as "high financial institutions" out to destroy technology and depopulate the world, and those who want to promote technology and "have more people."

"That's the only issue," Oliver said. "I

don't want to discuss anything else."

His platform calls for a return to the gold standard and a huge expansion of the nuclear power industry. He opposes the Kemp-Garcia Urban Enterprise Zone bill and Assembly Speaker Stanley Fink's reapportionment plan for New York State.

According to his campaign biography, the 32-year-old Oliver moved to the mainland in 1971 from his native Puerto Rico. He earned a master's degree in counseling at New Jersey's Glassboro State College in 1974 and now teaches business economics at Bronx Community College.

Montano, in his endorsement of Oliver's



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candidacy, had said, "This is an anti-Stanley Fink coalition." Montano stands to lose his Assembly seat in the statewide reapportionment process still under way.

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Committee to Re-elect Congressman Robert "Bob" Garcia

P.O. Box 1571
Bx, NY 10451

*Name _____ Title _____

Employer _____

Business Address _____

Tel. No.: _____ Amount of contribution \$ _____

*Federal Election Campaign Act as Amended requires the information.

Paid for and authorized by Committee to Re-elect Congressman Robert "Bob" Garcia. Mr. Michael A. Nemeroff, Treasurer.
A copy of our report is filed with the Federal Election Commission and is available for purchase from the Federal Election Commission, Washington, D.C. 20463.





FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

September 28, 1982

Ms. Michele Steinberg
Oliver for Congress Committee
384 East 149th Street, Suite 222
Bronx, N.Y. 10455

Dear Ms. Steinberg:

This letter is to acknowledge receipt of your complaint of September 22, 1982, against the Committee to Re-elect Congressman Robert Garcia and the Jewish Community Relations Council of New York which alleges violations of the Federal Election Campaign laws. A staff member has been assigned to analyze your allegations. The respondents will be notified of this complaint within five days.

You will be notified as soon as the Commission takes final action on your complaint. Should you have or receive any additional information in this matter, please forward it to this office. We suggest that this information be sworn to in the same manner as your original complaint. For your information, we have attached a brief description of the Commission's procedure for handling complaints. If you have any questions, please contact Steven Barndollar at (202) 523-4073.

Sincerely,

Charles N. Steele
General Counsel

A handwritten signature in cursive script, appearing to read "Kenneth A. Gross".

By Kenneth A. Gross
Associate General Counsel

Enclosure

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 28, 1982

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Committee to Re-Elect Congressman Garcia
Mr. Michael A. Nemeroff, Treasurer
1722 Eye Street, NW
Washington, D.C. 20006

Re: MUR 1473

Dear Mr. Nemeroff:

This letter is to notify you that on September 23, 1982, the Federal Election Commission received a complaint which alleges that your committee may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 1473. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate, in writing, that no action should be taken against you in connection with this matter. Your response must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

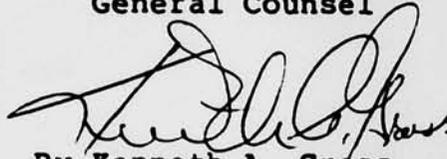
This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public.

If you 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.

If you have any questions, please contact Judith Thedford, the staff member assigned to this matter at (202) 523-4529. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele
General Counsel



By Kenneth A. Gross
Associate General Counsel

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Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

cc: Honorable Robert Garcia



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 28, 1982

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Jewish Community Relations
Council of New York
111 West 40th Street
New York, NY 10018

Re: MUR 1473

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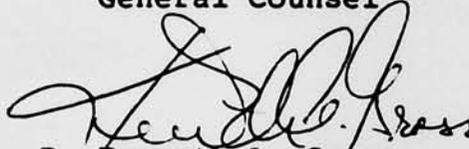
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Charles N. Steele
General Counsel



By Kenneth A. Gross
Associate General Counsel

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Enclosures

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2. Procedures
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SIDLEY & AUSTIN

1728 EYE STREET, N.W.

WASHINGTON, D. C. 20006

Ms. Judith Thedford
Office of General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

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Oliver for Congress Committee

384 East 149th Street, Suite 222
Bronx, New York 10455
(212) 923-4528

September 22, 1982

Office of General Counsel
Federal Election Commission
1325 K Street NW
Washington, DC 20463

Gentlemen:

This is a complaint of what I believe to be violations of the Federal Election Campaign Act (2 U.S.C. 431 et seq.) and related federal regulations, over which the Commission has jurisdiction.

The respondents in this matter are the Committee to Re-Elect Congressman Robert Garcia (registered with the Commission as Cong. Garcia's campaign committee) and the Jewish Community Relations Council of New York, of 111 West 40th Street, New York, NY. I believe the respondents have violated various sections of the Act, including (but not limited to) Sections 433 ("Registration of Political Committees"), 434 ("Reports by political committees and candidates"), and 441b ("Contributions by national banks, corporations, or labor organizations").

The facts of these violations are as follows:

- 1) On Monday, September 13, 1982, a telephone call was received at Oliver campaign headquarters from from an individual who refused to identify himself. He stated that the Jewish Community Relations Council (hereinafter "JCRC") was holding a fund-raising event for Congressman Robert Garcia at the Regency Hotel at 5 PM, that evening.
- 2) At 5 PM that evening Charles Tate called the Regency Hotel, which confirmed that an event was being held there by the JCRC.
- 3) At approximately 6-6:30 PM the same evening, Merieda Cordero-Thompson and William Jenkins went to the Regency Hotel and observed the events calendar of the hotel, which stated that the JCRC was holding a reception. Further investigation showed that the reception was nearly finished. They encountered a woman in the reception room carrying a stack of flyers which were reproductions of an article in the "Bronx Beat" which falsely identified Fernando Oliver as an anti-semite. The woman refused to identify herself beyond stating that she was from the JCRC. She further stated that Mr. Garcia had appeared at the event.

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4) On Friday, September 17, Robin Hyman talked by telephone to Jerry Halpern at the JCRC office and inquired about the fundraiser. Halpern demanded to know where she got the information about the fundraiser and asked for a telephone number where he might call her back.

5) On the same Friday, Charles Tate spoke by telephone with George Mora, who identified himself as the fundraising director of the Garcia campaign, and had been previously so-identified by Marlene Cintrone, an aide to Congressman Garcia. Mora referred to the September 13 meeting at the Regency Hotel as a "Jewish fundraiser."

6) Upon information and belief, JCRC is not registered as a political committee, despite its attempts to influence the outcome of the New York 18th Congressional District Democratic Primary on September 23.

7) Upon information and belief, JCRC is a corporation precluded by the Act from making contributions to any federal candidate's campaign.

Michele Steinberg

MICHELE STEINBERG

Signed and sworn to before me
this 22nd day of September, 1982.

George Canning

NOTARY PUBLIC, STATE OF NEW YORK

GEORGE CANNING
Notary Public, State of New York
No. 01-4738778
Qualified in New York County
Commission Expires March 30, 1983

32040350137



FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF MUR # 1473

Date Filmed 11/5/82 Camera No. --- 2

Cameraman bpc

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