



FEDERAL ELECTION COMMISSION

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

THIS IS THE END OF MUR # 1502

Date Filmed 6/16/83 Camera No. --- 2

Cameraman LPC

5 3 5
0131904
014
0131904

FEDERAL ELECTION COMMISSION

1502

Printing Slips, Internal Report, Comment
Sheets

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

Signore M. Lallo

date

4/5/83

83040394536



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 4, 1983

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Arlyn Danker
P. O. Box 213
Council Bluffs, Iowa 51502

RE: MUR 1502

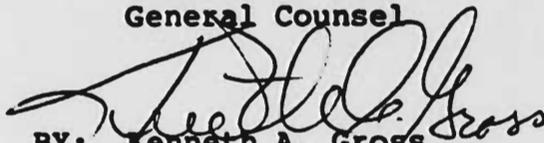
Dear Mr. Danker:

On November 2, 1982, the Commission notified you of a complaint alleging that you had violated certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on March 31, 1983, determined that on the basis of the information in the complaint, and information provided by you, there is no reason to believe that a violation of any statute within its jurisdiction has been committed. Accordingly, the Commission closed its file in this matter. This matter will become a part of the public record within thirty days.

Sincerely,

Charles N. Steele
General Counsel


BY: Kenneth A. Gross
Associate General Counsel

83040394537



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Arlyn Danker
P. O. Box 213
Council Bluffs, Iowa 51502

RE: MUR 1502

Dear Mr. Danker:

On November 2, 1982, the Commission notified you of a complaint alleging that you had violated certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on _____, 1983, determined that on the basis of the information in the complaint, and information provided by you, there is no reason to believe that a violation of any statute within its jurisdiction has been committed. Accordingly, the Commission closed its file in this matter. This matter will become a part of the public record within thirty days.

Sincerely,

Charles N. Steele
General Counsel

Steele
3/31/83

BY: Kenneth A. Gross
Associate General Counsel

8
3
5
4
3
4
0
4
0
3
3



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 4, 1983

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Ms. Jill Lambrecht
Campaign Manager
Citizens for Harkin
Box 411
Indianola, Iowa 50125

RE: MUR 1502

Dear Ms. Lambrecht:

The Federal Election Commission has reviewed the allegations of your complaint dated October 26, 1982, and determined that on the basis of the information provided in your complaint, and information provided by the Respondent, there is no reason to believe that a violation of the Federal Election Campaign Act of 1971, as amended ("the Act") has been committed by Arlyn Danker or his committee. The Commission has been unable to serve notice on the Economic Facts Publishing Company for lack of a current address. Therefore, on March 31, 1983, the Commission voted to take no further action against the Economic Facts Publishing Company in connection with the advertisement you submitted with your complaint.

Accordingly, the Commission has decided to close the file in this matter. The Federal Election Campaign Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Should additional information come to your attention which you believe establishes a violation of the Act, you may file a complaint pursuant to the requirements set forth in 2 U.S.C. § 437g(a)(1) and 11 C.F.R. § 111.4. Should you have any questions, contact Suzanne Callahan at (202) 523-4529.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

33040394539



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Jill Lambrecht
Campaign Manager
Citizens for Harkin
Box 411
Indianola, Iowa 50125

RE: MUR 1502

Dear Ms. Lambrecht:

The Federal Election Commission has reviewed the allegations of your complaint dated October 26, 1982, and determined that on the basis of the information provided in your complaint, and information provided by the Respondent, there is no reason to believe that a violation of the Federal Election Campaign Act of 1971, as amended ("the Act") has been committed by Arlyn Danker or his committee. The Commission has been unable to serve notice on the Economic Facts Publishing Company for lack of a current address. Therefore, on , 1983, the Commission voted to take no further action against the Economic Facts Publishing Company in connection with the advertisement you submitted with your complaint.

Accordingly, the Commission has decided to close the file in this matter. The Federal Election Campaign Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Should additional information come to your attention which you believe establishes a violation of the Act, you may file a complaint pursuant to the requirements set forth in 2 U.S.C. § 437g(a)(1) and 11 C.F.R. § 111.4. Should you have any questions, contact Suzanne Callahan at (202) 523-4529.

Sincerely,

Charles N. Steele
General Counsel

Suzanne
3/31/83

BY: Kenneth A. Gross
Associate General Counsel

83040394540

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 1502
Arlyn Danker)
Economic Facts Publishing)
Company)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on March 31, 1983, the Commission decided by a vote of 6-0 to take the following actions in MUR 1502:

1. Take no action against the Economic Facts Publishing Company.
2. Find no reason to believe that Arlyn Danker or the Arlyn Danker for Congress Committee violated the Act with respect to this matter.
3. Close the file.
4. Send the notification letters as attached to the General Counsel's Report signed March 25, 1983.

Commissioners Aikens, Elliott, Harris, McDonald, McGarry and Reiche voted affirmatively in this matter.

Attest:

3-31-83
Date

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

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

3-28-83, 2:09
3-29-83, 11:00

83040394541



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary
FROM: Office of General Counsel *Dch*
DATE: March 28, 1983
SUBJECT: MUR 1502 - GC Rpt

The attached is submitted as an Agenda document
for the Commission Meeting of _____
Open Session _____
Closed Session _____

83040394542

CIRCULATIONS

48 Hour Tally Vote
 Sensitive
 Non-Sensitive

24 Hour No Objection
 Sensitive
 Non-Sensitive

Information
 Sensitive
 Non-Sensitive

Other

DISTRIBUTION

Compliance
Audit Matters

Litigation
Closed MUR Letters

Status Sheets
Advisory Opinions

Other (see distribution
 below)

SENSITIVE

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
OFFICE OF THE
SECRETARY

In the Matter of)
)
Arlyn Danker, Economic)
Facts Publishing)
Company)

MUR 1502 83 MAR 28 P 2: 09

GENERAL COUNSEL'S REPORT

I. Summary of Allegations

This matter was generated as a result of a complaint filed by Jill Lambrecht, Campaign Manager of Citizens for Harkin, against Arlyn Danker and the Economic Facts Publishing Company.

The complainant alleges that campaign material containing no disclaimer, primarily supporting the defeat of Tom Harkin and the candidacy of Arlyn Danker was distributed throughout the Fifth Congressional District of Iowa.

II. Factual and Legal Analysis

The advertisement states that it was not endorsed or approved by any candidate but it clearly advocated the election of Arlyn Danker and was allegedly distributed by Danker's supporters throughout the fifth district.

As set forth in 2 U.S.C. § 441d(a)

Whenever any person makes an expenditure for the purpose of financing communications expressly advocating the election or defeat of a clearly identified candidate such communication shall clearly state by whom the communication was paid and whether it was authorized by the candidate.

The subject advertisement was apparently printed by Economic Facts Publishing Company. The Economic Facts Publishing Company

83040394513

was not listed as a corporation with the Secretary of State and was not listed in the telephone directory. Two attempts were made to deliver the complaint to the printing company address which appeared on the advertisement, but both were returned and stamped "no such number". A request for information concerning the respondent's correct address was mailed to the complainant January 7, 1983, but no further information was provided by the complainant.

On March 8, 1983, the Commission voted to direct the Office of General Counsel to contact Arlyn Danker for more information concerning the Economic Facts Publishing Company.

Mr. Danker has since filed a statement with us asserting that the subject advertisement was not authorized by him or any of his authorized agents and that he did not know of the origin of the advertisement.

With the information at hand, there is no indication that the candidate or his committee has violated the Act. It does appear that the Economic Facts Publishing Company has violated 2 U.S.C. § 441d(a) for failure to place an appropriate disclaimer on the advertisement and 2 U.S.C. § 434(c) for failure to report independent expenditures. However, because we have been unable to serve notice on the printing company, the candidate was not involved in the violation in any way, and the violation is most likely an isolated incident, we do not believe this matter warrants further pursuit. Therefore, we recommend that the Commission take no action and close the file in this matter.

3304039454

RECOMMENDATIONS

It is recommended that the Commission:

1. Take no action against the Economic Facts Publishing Company;
2. Find no reason to believe that Arlyn Danker or the Arlyn Danker for Congress Committee violated the Act with respect to this matter;
3. Close the file; and
4. Send attached notification letters.

Charles N. Steele
General Counsel

March 25, 1953
Date

BY:

Kenneth A. Gross
Associate General Counsel

Attachments

Danker Response
Notification letters (2)

83040394546

Callahan

6/24/76
REVENUE

Arlyn Danker



P.O. BOX 213 COUNCIL BLUFFS, IOWA 51502

PHONE (712) 323-1003

March 14, 1983

Office of General Counsel
Federal Election Commission
1325 K St. N.W.
Washington, D.C. 20463

Sir:

This is to inform you that neither I nor any of my campaign agents knew of the origin of the literature produced by the "Economic Facts Pub. Co., 221 East Third Street, Des Moines, Iowa 50309" concerning my campaign for Congress against Tom Harkin.

This piece is not authorized by me or my campaign, nor did we attempt its distribution. Our campaign materials are clearly marked with our disclaimer.

I hope this will clear the matter. If there are any other problems please let me or my office know.

Sincerely,

Arlyn E. Danker
Arlyn Danker

33040394516



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Arlyn Danker
P. O. Box 213
Council Bluffs, Iowa 51502

RE: MUR 1502

Dear Mr. Danker:

On November 2, 1982, the Commission notified you of a complaint alleging that you had violated certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on _____, 1983, determined that on the basis of the information in the complaint, and information provided by you, there is no reason to believe that a violation of any statute within its jurisdiction has been committed. Accordingly, the Commission closed its file in this matter. This matter will become a part of the public record within thirty days.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

33040394517

2



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Jill Lambrecht
Campaign Manager
Citizens for Harkin
Box 411
Indianola, Iowa 50125

RE: MUR 1502

Dear Ms. Lambrecht:

The Federal Election Commission has reviewed the allegations of your complaint dated October 26, 1982, and determined that on the basis of the information provided in your complaint, and information provided by the Respondent, there is no reason to believe that a violation of the Federal Election Campaign Act of 1971, as amended ("the Act") has been committed by Arlyn Danker or his committee. The Commission has been unable to serve notice on the Economic Facts Publishing Company for lack of a current address. Therefore, on _____, 1983, the Commission voted to take no further action against the Economic Facts Publishing Company in connection with the advertisement you submitted with your complaint.

Accordingly, the Commission has decided to close the file in this matter. The Federal Election Campaign Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Should additional information come to your attention which you believe establishes a violation of the Act, you may file a complaint pursuant to the requirements set forth in 2 U.S.C. § 437g(a)(1) and 11 C.F.R. § 111.4. Should you have any questions, contact Suzanne Callahan at (202) 523-4529.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

83040394518

Arlyn Danker



P.O. BOX 213 COUNCIL BLUFFS, IOWA 51502

PHONE (712) 323-1003

March 14, 1983

Office of General Counsel
Federal Election Commission
1325 K St. N.W.
Washington, D.C. 20463

Sir:

This is to inform you that neither I nor any of my campaign agents knew of the origin of the literature produced by the "Economic Facts Pub. Co., 221 East Third Street, Des Moines, Iowa 50309" concerning my campaign for Congress against Tom Harkin.

This piece is not authorized by me or my campaign, nor did we attempt its distribution. Our campaign materials are clearly marked with our disclaimer.

I hope this will clear the matter. If there are any other problems please let me or my office know.

Sincerely,

Arlyn Danker

83040394549

Arlyn Danker
FOR CONGRESS

P.O. BOX 213 COUNCIL BLUFFS, IOWA 51502



83040395

Susanne Callahan
Office of General Counsel
Federal Election Commission
1325 K St. N.W.
Washington, D.C. 20463

83 MAR 17 12:11

RECEIVED 01 12:40

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Arlyn Danker, Economic Facts)
Publishing Company)

MUR 1502

CERTIFICATION

I, Lena L. Stafford, Recording Secretary for the Federal Election Commission meeting on March 8, 1983, do hereby certify that the Commission decided in a vote of 4-0 to refer MUR 1502 to the General Counsel, requesting that Mr. Arlyn Danker be contacted for more information concerning the Economic Facts Publishing Company and that all sources of information in the immediate geographical area of Iowa be considered in regard to the Economic Facts Publishing Company.

Commissioners Aikens, Elliott, McGarry, and Reiche voted affirmatively. Commissioners Harris and McDonald were not present at the time of the vote.

Attest:

3-9-83

Date

Lena L. Stafford

Recording Secretary

83040394551



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 2, 1983

MEMORANDUM TO: Marjorie W. Emmons

FROM: George Demougeot (GD)

SUBJECT: MUR 1502

Please have the attached First G.C. Report distributed to the Commission on a 48 hour tally basis as a sensitive matter. Thank you.

Attachment

83040394552

SENSITIVE

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

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

83 MAR 2 P 4: 18

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL BY OGC
TO THE COMMISSION 3-2-83

MUR NO. 1502
DATE COMPLAINT RECEIVED
BY OGC 10-29-82
DATE OF NOTIFICATION TO
RESPONDENT 11-2-82
STAFF MEMBER
Suzanne Callahan

COMPLAINANT'S NAME: Jill Lambrecht, Campaign Manager,
Citizens for Harken

RESPONDENT'S NAME: Arlyn Danker, Economic Facts
Publishing Company

RELEVANT STATUTES: 2 U.S.C. § 441d(a)
2 U.S.C. § 434(c)

INTERNAL REPORTS CHECKED: Independent Expenditures Files and
Computer Index Text Search

FEDERAL AGENCIES CHECKED: None

SUMMARY OF ALLEGATIONS

This matter was generated as a result of a complaint filed
by Jill Lambrecht, Campaign Manager of Citizens for Harken,
against Arlyn Danker and the Economic Facts Publishing Company.

The complainant alleges that campaign material containing no
disclaimer, primarily supporting the defeat of Tom Harken and the
candidacy of Arlyn Danker was distributed throughout the Fifth
Congressional District of Iowa.

FACTUAL AND LEGAL ANALYSIS

The advertisement states that it was not endorsed or
approved by any candidate but it clearly advocated the election
of Arlyn Danker and was allegedly distributed by Danker's
supporters throughout the fifth district.

83040394553

As set forth in 2 U.S.C. § 441d(a)

Whenever any person makes an expenditure for the purpose of financing communications expressly advocating the election or defeat of a clearly identified candidate such communication shall clearly state by whom the communication was paid and whether it was authorized by the candidate.

At this time, we only know that the subject advertisement was apparently printed by Economic Facts Publishing Company and that no reports have been filed by them.

3 3 0 4 0 3 9 4 5 5 4
The Economic Facts Publishing Company was not listed as a corporation with the Secretary of State and was not listed in the telephone directory. Two attempts have been made to deliver the complaint to the printing company address which appeared on the advertisement, but both have been returned and stamped "no such number". A request for information concerning the respondent's correct address was mailed to the complainant January 7, 1983, but no further information has been provided by the complainant. We believe further attempts to locate the respondent are not warranted. We have not received a response from the candidate; however, the certified card was returned and indicates that delivery has been made.

With the information at hand, there is no indication that the candidate or his committee has violated the Act. However, it appears the Economic Facts Publishing Company may have violated 2 U.S.C. § 441d(a) for failure to place an appropriate disclaimer on the advertisement and 2 U.S.C. § 434(c) for failure to report independent expenditures. However, because the complaint and the

advertisement do not provide sufficient information with which to make a recommendation, and because we have been unable to serve notice on the printing company, we recommend that the Commission take no action and close the file in this matter.

RECOMMENDATIONS

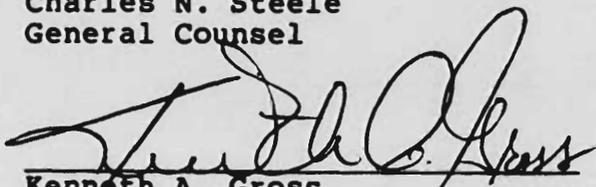
It is recommended that the Commission:

1. Take no action;
2. Close the file; and
3. Send attached notification letters.

Charles N. Steele
General Counsel

March 2, 1983
Date

BY:


Kenneth A. Gross
Associate General Counsel

Attachments

- Complaint
- Notification letters (2)

83040394550

CITIZENS FOR HARKIN

02 OCT 29 P12:18

Box 411
Indianola, Iowa 50125

October 26, 1982

Office of General Counsel
Federal Election Commission
1325 K. St. N.W.
Washington, D.C. 20463

Dear General Counsel,

Enclosed is a piece of campaign literature being distributed in Iowa's 5th District on behalf of Arlyn Danker. We believe this communication is in violation of 2.U.S.C. Section 441d(a) in that it does not identify the person or persons who have paid for it.

This literature is being distributed by the Danker supporters in many areas throughout the Congressional District.

Sincerely,



Jill Lambrecht
Campaign Manager

JL/sa

83040394556

83040394557

SUPER LIBERAL
TOM
HARKIN
IS WRONG!

When he votes to allow use of federal tax money to pay for ABORTIONS. June 24, 1976; June 17, 1977; August 2, 1977; Sept. 3, 1980; June 18, 1981.

When he votes to spend your tax dollars to hire lawyers to defend militant homosexuals. June 27, 1977.

TOM HARKIN WAS WRONG when he voted for taxpayers' money to accomplish the give away of the U.S. owned Panama Canal. May 30, 1978 and Sept. 26, 1979.

TOM HARKIN WAS WRONG when he voted on nine occasions 1976-1980 against bills that would have balanced the U.S. Budget.

TOM HARKIN IS WRONG when he tells you he is for responsible government and then votes for every liberal spending and taxing scheme in the book.

2

TOM HARKIN WAS WRONG

when he traveled to Viet Nam, El Salvador and Nicaragua to meet with the communist-backed guerillas, then undermined the free governments of those countries by charging that they were guilty of mistreating the guerillas. Harkin even condemned the free elections in El Salvador.

TOM HARKIN WAS WRONG

when he voted to limit the amount that those on Social Security could earn without having the extra earnings taxed away. October 27, 1977.

TOM HARKIN WAS WRONG

when he continually voted against military programs designed to help the U.S. catch up with the Soviet Union.

TOM HARKIN WAS WRONG

when he voted against the B1 Bombers which were scheduled to replace the obsolete Strategic Air Command B-52 Bombers which were built in 1948. February 12, 1978.

Tom Harkin's transfer votes while in Congress helped raise welfare payments from 22% of the budget to 33% of the budget and lowered defense spending from 40% of the budget to 22% of the budget in the face of a tremendous military buildup by the Soviet Union.

There is an election on November 2nd this year and you will have an opportunity to vote for or against this record.

If you like Tom Harkin's "very liberal," tax and tax, spend and spend, voting record, you will want to vote for him.

If you don't like what you see here, you will want to vote for his conservative "Right-to-Life" opponent . . .

ARLYN DANKER

ORDER FROM
ECONOMIC FACTS PUB. CO.
221 EAST THIRD STREET
DES MOINES, IOWA 50309

*- No Number
listed in
Des Moines*

MINIMUM ORDER 50 - \$2.00
100 - \$3.00 250 - \$4.50 500 - \$7.50
1,000 - \$12.50 2,500 - \$30.00 5,000 - \$50.00

PERMISSION TO REPRINT GRANTED

Not Endorsed or Approved by any
Candidate or Political Party

3
3
0
4
0
3
9
4
5
5
8

3



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Jill Lambrecht
Campaign Manager
Citizens for Harken
Box 411
Indianola, Iowa 50125

RE: MUR 1502

Dear Ms. Lambrecht:

The Federal Election Commission has reviewed the allegations of your complaint dated October 26, 1982, and determined that there is insufficient evidence with which to make a finding that a violation of the Federal Election Campaign Act of 1971, as amended ("the Act") has been committed. This determination was made due to an inability to contact the Economic Facts Publishing Company at the address printed on the advertisement or at any other address.

Accordingly, upon my recommendation, the Commission has decided to close the file in this matter. The Federal Election Campaign Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Should further information come to your attention which you believe establishes a violation of the Act, please contact Suzanne Callahan, the staff member assigned to this matter, at (202) 523-4529.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

33040394539

4



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Robert J. Darrah, Treasurer
Danker for Congress
120 South Sixth Street
Council Bluffs, Iowa 51501

RE: MUR 1502

Dear Mr. Darrah:

On October 28, 1982, the Commission notified you of a complaint alleging that your committee had violated certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on _____, 1983, determined that on the basis of the information in the complaint there is insufficient information with which to make a finding in this matter. Accordingly, the Commission closed its file in this matter. This matter will become a part of the public record within thirty days.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

cc: Arlyn Danker
c/o Darrah and Schroeder, P.C.
120 South Sixth Street
Council Bluffs, Iowa 51501

33040394560

5



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 7, 1983

Jill Lambrecht, Campaign Manager
Citizens for Harkin
Box 411
Indianola, Iowa 50125

Dear Ms. Lambrecht:

The Federal Election Commission has reviewed the allegations of your complaint dated October 26, 1982, and requests your assistance in locating the Economic Facts Publishing Company.

Specifically, a letter was sent to the Economic Facts Publishing Company at the address listed on the advertisement attached to your complaint, 221 East Third Street, Des Moines, Iowa 50309. The letter was returned and no forwarding address given. Additionally, inquiries were made to secure a mailing address for the Company. The inquiries revealed that no such corporation exists.

If you have any additional information concerning the location of the Economic Facts Publishing Company, please submit the information to the Commission within ten days.

Sincerely,

Charles N. Steele
General Counsel

A handwritten signature in cursive script that reads "Kenneth A. Gross - by [initials]".

BY: Kenneth A. Gross
Associate General Counsel

33040394561



FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

MEMORANDUM TO: CHARLES N. STEELE *MWE*
FROM: MARJORIE W. EMMONS/JODY C. RANSOM *JCR*
DATE: JANUARY 5, 1983
SUBJECT: MUR 1502 - First General Counsel's Report
dated December 29, 1982; Received in OCS,
12-29-82, 10:20

The above-named document was circulated to the Commission on a 24 hour no-objection basis at 4:00, December 29, 1982.

There were no objections to the First General Counsel's Report at the time of the deadline.

83040394562

December 29, 1982

MEMORANDUM TO: Marjorie W. Emmons
FROM: Phyllis A. Kayson
SUBJECT: MUR 1502

Please have the attached First General Counsel's Report distributed to the Commission on a 24 hour no-objection basis as a sensitive matter. Thank you.

Attachment

cc: Callahan

330403394562

SENSITIVE

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

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

FIRST GENERAL COUNSEL'S REPORT

82 DEC 29 A10: 20

DATE AND TIME OF TRANSMITTAL BY OGC
TO THE COMMISSION 12-29-82

MUR NO. 1502
DATE COMPLAINT RECEIVED
BY OGC 10/27/82
DATE OF NOTIFICATION TO
RESPONDENT 11/2/82
STAFF MEMBER
Suzanne Callahan

COMPLAINANT'S NAME: Jill Lambrecht, Campaign Manager,
Citizens for Harken

RESPONDENT'S NAME: Arlyn Danker, Economic Facts
Publishing Company

RELEVANT STATUTES: 2 U.S.C. § 441d(a)
2 U.S.C. § 434(c)

INTERNAL REPORTS CHECKED: Independent Expenditures Files and
Computer Index Text Search

FEDERAL AGENCIES CHECKED: None

SUMMARY OF ALLEGATIONS

This matter was generated as a result of a complaint filed by Jill Lambrecht, Campaign Manager of Citizens for Harken, against Arlyn Danker and the Economic Facts Publishing Company.

The complainant alleges that campaign material containing no disclaimer, primarily supporting the defeat of Tom Harken and the candidacy of Arlyn Danker was distributed throughout the Fifth Congressional District of Iowa.

FACTUAL AND LEGAL ANALYSIS

At this time, we only know that the subject advertisement was apparently printed by Economic Facts Publishing Company and that no reports have been filed by them.

83040394564

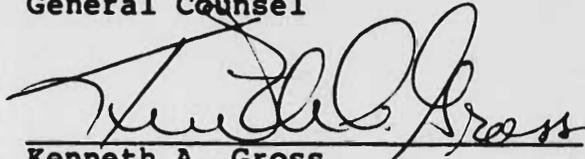
The Economic Facts Publishing Company was not listed as a corporation with the Secretary of State and was not listed in the telephone directory. Two attempts have been made to deliver the complaint to the printing company address which appeared on the advertisement, but both have been returned and stamped "no such number". We attempted to obtain a telephone number for the complaining party to ascertain whether information on a current address is available. No numbers were listed.

Because we have been unable to serve notice on the printing company, we intend to send the attached letter to the complainant requesting a current address for the Economic Facts Publishing Company. Upon receipt of a response, a formal recommendation on whether to pursue this matter will be made.

Charles N. Steele
General Counsel

November 28, 1982
Date

BY:


Kenneth A. Gross
Associate General Counsel

83040394565



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Jill Lambrecht, Campaign Manager
Citizens for Harkin
Box 411
Indianola, Iowa 50125

Dear Ms. Lambrecht:

The Federal Election Commission has reviewed the allegations of your complaint dated October 26, 1982, and requests your assistance in locating the Economic Facts Publishing Company.

Specifically, a letter was sent to the Economic Facts Publishing Company at the address listed on the advertisement attached to your complaint, 221 East Third Street, Des Moines, Iowa 50309. The letter was returned and no forwarding address given. Additionally, inquiries were made to secure a mailing address for the Company. The inquiries revealed that no such corporation exists.

If you have any additional information concerning the location of the Economic Facts Publishing Company, please submit the information to the Commission within ten days.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

83040394566

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Official Business
Penalty for Private Use \$300

87 438448

CERTIFIED



Economic Facts Publishing Co.
221 East Third Street
Des Moines, Iowa 50309

Mrd



Director, Secretary Secretary, Vol. 8



7 9 5 4 6 3 0 4 0 3 8

83 403945



MS 2



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 2, 1982

Ms. Jill Lambrecht
Citizens for Harkin
Box 411
Indianola, Iowa 50125

Dear Ms. Lambrecht:

This letter is to acknowledge receipt of your complaint of October 27, 1982, against Danker for Congress and Economic Facts Publishing Company 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

83040694570



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 2, 1982

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Robert J. Darrah
Danker for Congress
120 South Smith Street
Council Bluffs, Iowa 51501

Re: MUR 1502

Dear Mr. Darrah:

This letter is to notify you that on October 29, 1982, the Federal Election Commission received another 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 1502. 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.

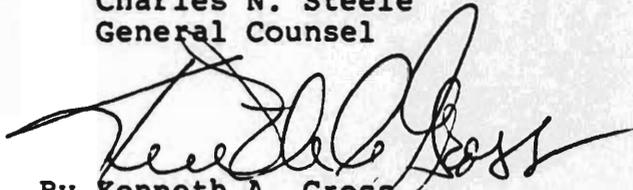
If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

33040694571

If you have any questions, please contact Suzanne Callahan, 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

8304039457

Enclosures

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

1502

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

- Show to whom and date of delivery
- Show to whom, date, and address of delivery

2. RESTRICTED DELIVERY
(The restricted delivery fee is charged in addition to the return receipt fee)

TOTAL \$

3. ARTICLE REFERRED TO:
Letter for Congress
Council Bluffs, Iowa

4. TYPE OF SERVICE:

- REGISTERED REGISTERED MAIL
- CERTIFIED CERTIFIED MAIL
- REGISTERED MAIL REGISTERED MAIL

438449

I have received the article described above:

SIGNATURE:  Address Address

5. DATE OF DELIVERY: 11/5/82

6. ADDRESSEE'S ADDRESS (only if return)

7. UNABLE TO DELIVER REASON

8. EMPLOYER'S DETAILS

U.S. MAIL SERVICE



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 2, 1982

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Economic Facts Publishing Co.
221 East Thud Street
Des Moines, Iowa 50309

Re: MUR 1502

Dear Sir/Madam:

This letter is to notify you that on October 29, 1982, the Federal Election Commission received another complaint which alleges that your company 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 1502. 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.

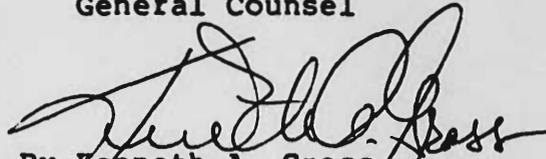
If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

8304039457

If you have any questions, please contact Suzanne Callahan, 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

8304039457

Enclosures

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

CITIZENS FOR HARKIN

82 OCT 29 AM 1:50

Box 411
Indianola, Iowa 50125

October 27, 1982

Office of General Counsel
Federal Election Commission
1325 K. St. N.W.
Washington, D.C. 20463

Re: Complaint on violation of 2 U.S.C. Section 441d(a)

Dear General Counsel,

Enclosed is a piece of campaign literature being distributed in Iowa's 5th District on behalf of Arlyn Danker. We believe this communication is in violation of 2 U.S.C. Section 441d(a) in that it does not identify the person or persons who have paid for it.

This literature is being distributed by the Danker supporters in many areas throughout the Congressional District. Please consider this formal complaint in violation of the FEC Regulations and take the appropriate action.

Sincerely,

Jill Lambrecht

Jill Lambrecht
Campaign Manager

JL/sa *Subscribed & sworn to before me,
Dated this 27th day of October, 1982.*

*Charlotte Zwickler
Clerk of District Court
Warren County, Iowa*

83040394575

203187

RECEIVED AT THE FEC

CITIZENS FOR HARKIN

82 OCT 29 PM 12: 08

Box 411
Indianola, Iowa 50125

October 26, 1982

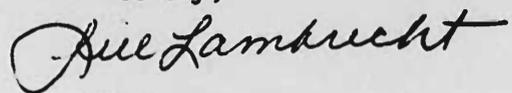
Office of General Counsel
Federal Election Commission
1325 K. St. N.W.
Washington, D.C. 20463

Dear General Counsel,

Enclosed is a piece of campaign literature being distributed in Iowa's 5th District on behalf of Arlyn Danker. We believe this communication is in violation of 2.U.S.C. Section 441d(a) in that it does not identify the person or persons who have paid for it.

This literature is being distributed by the Danker supporters in many areas throughout the Congressional District.

Sincerely,



Jill Lambrecht
Campaign Manager

JL/sa

83040394576



SUPER LIBERAL

TOM

HARKIN

IS WRONG!

7
7
5
When he votes to allow use of federal tax money to pay for ABORTIONS. June 24, 1976; June 17, 1977; August 2, 1977; Sept. 3, 1980; June 18, 1981.

When he votes to spend your tax dollars to hire lawyers to defend militant homosexuals. June 27, 1977.

3
8
TOM HARKIN WAS WRONG when he voted for taxpayers' money to accomplish the give away of the U.S. owned Panama Canal. May 30, 1978 and Sept. 26, 1979.

TOM HARKIN WAS WRONG when he voted on nine occasions 1976-1980 against bills that would have balanced the U.S. Budget.

TOM HARKIN IS WRONG when he tells you he is for responsible government and then votes for every liberal spending and taxing scheme in the book.

TOM HARKIN WAS WRONG

when he traveled to Viet Nam, El Salvador and Nicaragua to meet with the communist-backed guerillas, then undermined the free governments of those countries by charging that they were guilty of mistreating the guerillas. Harkin even condemned the free elections in El Salvador.

TOM HARKIN WAS WRONG

when he voted to limit the amount that those on Social Security could earn without having the extra earnings taxed away. October 27, 1977.

TOM HARKIN WAS WRONG

when he continually voted against military programs designed to help the U.S. catch up with the Soviet Union.

TOM HARKIN WAS WRONG

when he voted against the B1 Bombers which were scheduled to replace the obsolete Strategic Air Command B-52 Bombers which were built in 1948. February 12, 1978.

Tom Harkin's transfer votes while in Congress helped raise welfare payments from 22% of the budget to 33% of the budget and lowered defense spending from 40% of the budget to 22% of the budget in the face of a tremendous military buildup by the Soviet Union.

There is an election on November 2nd this year and you will have an opportunity to vote for or against this record.

If you like Tom Harkin's "very liberal," tax and tax, spend and spend, voting record, you will want to vote for him.

If you don't like what you see here, you will want to vote for his conservative "Right-to-Life" opponent . . .

ARLYN DANKER

ORDER FROM

**ECONOMIC FACTS PUB. CO.
221 EAST THIRD STREET
DES MOINES, IOWA 50309**

*No Member -
Held in
Des Moines*

MINIMUM ORDER 50 - \$2.00

100 - \$3.00	250 - \$4.50	500 - \$7.50
1,000 - \$12.50	2,500 - \$30.00	5,000 - \$50.00

PERMISSION TO REPRINT GRANTED

Not Endorsed or Approved by any
Candidate or Political Party.

CITIZENS FOR
HARKIN

Box 411, Indianola, Iowa 50125

DES MOINES, IA
PM
27 OCT
1962

RECEIVED AT THE PEO

2 OCT 29

ALWAYS
USE ZIP CODE

Office of General Counsel
Federal Election Commission
1325 K St. N.W.
Washington, D.C. 20463

ed for Plankin

8 3 0 4 0 3 9 4 5 3 0

ola, Iowa 50125



1860s USA 20c 1890s USA 20c



Office of General Counsel
Federal Election Commission
1325 K. St. N.W.
Washington, D.C. 20463



FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF MUR # 1502

Date Filmed 6/16/83 Camera No. --- 2

Cameraman BPC