

FEDERAL ELECTION COMMISSION

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Signed D. Curran
date 5-29-84

FEC 9-21-77

H. Johnson
5-30-84

600#3155

COVINGTON & BURLING
1201 PENNSYLVANIA AVENUE, N.W.
P. O. BOX 7866
WASHINGTON, D. C. 20044

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

14 MAY 14 P 4:02
WASH DC 200 (CIV WSH)
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CABLE: COVING

TELEPHONE
(202) 682-6000

WRITER'S DIRECT DIAL NUMBER

662-5282

May 14, 1984

*MUR 1585
Cury*

BY HAND

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

Re: MUR 1585

Dear Mr. Steele:

I am writing in response to your letter of May 3, 1984, in which you informed me of the Commission's decision to take no further action in connection with the above-referenced MUR and close its file. As counsel for The National Congressional Club ("the Club"), I want to inform you of the procedures the Club has established to ensure against any undue delay in refunding overcontributions and ask that this letter be made a part of the public file.

The Club is now screening all contributions within a day of receipt to determine whether a contribution exceeds the contributor's limits under the Federal Election Campaign Act. If it does, the contribution will be promptly returned; if the contribution has already been deposited, a refund check will be sent. A special handling procedure applies to all contributions of \$500 or more: all such contributions will be screened before they are deposited. In addition, the quarterly computerized screening procedure the Club used in the past will be continued to provide a backup for the manual screening procedure.

The Club expects that manual screening upon receipt of contributions will pick up all, or nearly all, overcontributions as early as possible, and will enable the Club to return or refund overcontributions sooner than was possible in the past.

Sincerely yours,

Thomas Wm. Mayo

Thomas Wm. Mayo
Counsel to The National
Congressional Club

/pt

84040455325

Thomas Wm. Mayo

6 ROVINGTON & BURLING

1201 PENNSYLVANIA AVENUE, N. W.

P. O. BOX 7566

3 WASHINGTON, D. C. 20044

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

BY HAND



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 3, 1984

Kevin P. Gilboy
Reed, Smith, Shaw & McClay
747 Union Trust Building
Pittsburgh, Pennsylvania 15219

RE: MUR 1585
Frank Darlington

Dear Mr. Gilboy:

On December 9, 1983, the Commission found reason to believe that your client Frank Darlington, violated 2 U.S.C. § 441a(a)(1)(C), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file. The file will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

The Commission reminds you that making excessive contributions to a political committee nevertheless appears to be a violation of 2 U.S.C. § 441a(a)(1)(C) and you should take immediate steps to insure that this activity does not occur in the future.

If you have any questions, please direct them to Deborah Curry, the attorney assigned to this matter, at (202)523-4000.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

84040455327



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 3, 1984

Thomas Mayo
Covington & Burling
1201 Pennsylvania Avenue, N.W.
P.O. Box 7566, Suite 909-A
Washington, D.C. 20044

RE: MUR 1585
National Congressional Club

Dear Mr. Mayo:

On December 9, 1983, the Commission found reason to believe that your clients National Congressional Club and Carter Wrenn, as treasurer violated 2 U.S.C. § 441a(f), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file. The file will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

The Commission reminds you that accepting excessive contributions nevertheless appears to be a violation of 2 U.S.C. § 441a(f). Moreover, the Commission notes that the financial system used by the National Congressional Club which only catches and refunds excessive contributions on a quarterly basis is not in compliance with the Act.

However, the Commission is taking no further action in this matter because of the limited number of excessive contributions in comparison to the large volume of contributions received by National Congressional Club. National Congressional Club should take immediate steps to insure that this activity does not occur in the future.

If you have any questions, please direct them to Deborah Curry, the attorney assigned to this matter, at (202)523-4000.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

84040455328



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 3, 1984

Mrs. Helen Taylor
439 NE Lakeview Drive
Sebring, Florida 33870

RE: MUR 1585
Helen Taylor

Dear Mrs. Taylor:

On December 9, 1983, the Commission found reason to believe that you violated 2 U.S.C. § 441a(a)(1)(C), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file. The file will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

The Commission reminds you that making excessive contributions to a political committee nevertheless appears to be a violation of 2 U.S.C. § 441a(a)(1)(C) and you should take immediate steps to insure that this activity does not occur in the future.

If you have any questions, please direct them to Deborah Curry, the attorney assigned to this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

84040455329



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

D.C.

Thomas Mayo
Covington & Burling
1201 Pennsylvania Avenue, N.W.
P.O. Box 7566, Suite 909-A
Washington, D.C. 20044

RE: MUR 1585
National Congressional Club

Dear Mr. Mayo:

On December 9, 1983, the Commission found reason to believe that your clients National Congressional Club and Carter Wrenn, as treasurer violated 2 U.S.C. § 441a(f), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file. The file will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

The Commission reminds you that accepting excessive contributions nevertheless appears to be a violation of 2 U.S.C. § 441a(f). Moreover, the Commission notes that the financial system used by the National Congressional Club which only catches and refunds excessive contributions on a quarterly basis is not in compliance with the Act.

However, the Commission is taking no further action in this matter because of the limited number of excessive contributions in comparison to the large volume of contributions received by National Congressional Club. National Congressional Club should take immediate steps to insure that this activity does not occur in the future.

If you have any questions, please direct them to Deborah Curry, the attorney assigned to this matter, at (202)523-4000.

Sincerely,

840415330



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Mrs. Helen Taylor
439 NE Lakeview Drive
Sebring, Florida 33870

J.C.

RE: MUR 1585
Helen Taylor

Dear Mrs. Taylor:

On December 9, 1983, the Commission found reason to believe that you violated 2 U.S.C. § 441a(a)(1)(C), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file. The file will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

The Commission reminds you that making excessive contributions to a political committee nevertheless appears to be a violation of 2 U.S.C. § 441a(a)(1)(C) and you should take immediate steps to insure that this activity does not occur in the future.

If you have any questions, please direct them to Deborah Curry, the attorney assigned to this matter, at (202)523-4000.

Sincerely,

84040455331



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Kevin P. Gilboy
Reed, Smith, Shaw & McClay
747 Union Trust Building
Pittsburgh, Pennsylvania 15219

D.C.

RE: MUR 1585
Frank Darlington

Dear Mr. Gilboy:

On December 9, 1983, the Commission found reason to believe that your client Frank Darlington, violated 2 U.S.C. § 441a(a)(1)(C), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file. The file will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

The Commission reminds you that making excessive contributions to a political committee nevertheless appears to be a violation of 2 U.S.C. § 441a(a)(1)(C) and you should take immediate steps to insure that this activity does not occur in the future.

If you have any questions, please direct them to Deborah Curry, the attorney assigned to this matter, at (202)523-4000.

Sincerely,

84040455332

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
National Congressional Club,) MUR 1585
Frank Darlington,)
Thomas Doherty, and Helen Taylor)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on April 24, 1984, do hereby certify that the Commission took the following actions in MUR 1585:

1. Failed in a vote of 3-3 to pass a motion that the Commission reject the recommendation in the General Counsel's April 12, 1984, report with respect to the National Congressional Club and direct the General Counsel to proceed with the next step of investigation.

Commissioners Harris, McDonald, and McGarry voted affirmatively for the motion; Commissioners Aikens, Elliott, and Reiche dissented.

2. Decided by a vote of 4-2 to
 - a. Take no further action against Frank Darlington.
 - b. Take no further action against Thomas Doherty.
 - c. Take no further action against Helen Taylor.
 - d. Take no further action against the National Congressional Club.
 - e. Close the file.

(Continued)

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2. (Continued)

- f. Approve and authorize the sending of the letters attached to the General Counsel's report dated April 12, 1984, but direct that the letter to the National Congressional Club be redrafted to indicate that their procedure does not comport with the law, and that the Commission is taking no further action in this matter because of the limited number of excessive contributions in comparison to the large volume of contributions received by NCC.

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

Attest:

4-25-84

Date

Marjorie W. Emons

Marjorie W. Emons
Secretary of the Commission

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OFFICE OF THE
COMMISSION SECRETARY

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In the Matter of)
)
National Congressional Club,) MUR 1585
Frank Darlington,)
Thomas Doherty and Helen Taylor)

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND/PREVIOUS COMMISSION ACTION

On December 9, 1983, the Commission found reason to believe that the National Congressional Club and Carter Wrenn, as treasurer, violated 2 U.S.C. § 441a(f) by accepting excessive contributions from Frank Darlington, Thomas Doherty and Helen Taylor. Additionally, the Commission found reason to believe Frank Darlington, Thomas Doherty and Helen Taylor violated 2 U.S.C. § 441a(a)(1)(C) by making excessive contributions to the National Congressional Club (hereinafter "NCC").

On December 13, 1983, notification of reason to believe was sent to Respondents. On January 25, 1984, the Office of General Counsel received a letter from Counsel for NCC. The letter indicated that counsel intended to make a response on behalf of Respondents in the matter within 30 days.

On February 27, 1984, NCC submitted a response to the Office of General Counsel. (See Attachment 2, pages 3-6 of the attachments). A response was submitted by Frank Darlington on January 3, 1984. (See Attachment 1, pages 1 and 2 of the attachments). No response has been received from Helen Taylor. Thomas Doherty's notification letter was returned marked deceased.

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II. FACTUAL AND LEGAL ANALYSIS

A. Frank Darlington, Thomas Doherty and Helen Taylor

2 U.S.C. § 441a(a)(1)(C) prohibits the making of individual contributions in excess of \$5,000 in a calendar year to any political committee.

On December 9, 1984, the Commission found reason to believe:

1) Frank Darlington violated 2 U.S.C. § 441a(a)(1)(C) by making an excessive contribution of \$1,200 to NCC; 2) Thomas Doherty violated 2 U.S.C. § 441a(a)(1)(C) by making an excessive contribution of \$6,000 to NCC; and 3) Mrs. Helen Taylor violated 2 U.S.C. § 441a(a)(1)(C) by making an excessive contribution of \$1,540 and later \$150 to NCC.

Frank Darlington in his response states that he is 92 years old and handles his own affairs including his own bookkeeping records. (See Attachment 1, page 1 of the attachments). The response states that Mr. Darlington receives numerous and repeated requests for contributions. Further, Mr. Darlington states that he was unaware of the federal limits on contributions to political committees. Additionally, Mr. Darlington's bookkeeping fell into disarray due to his late wife's illness.

Because of the advanced age of Mr. Darlington, the limited amount of money involved, and the fact that he has been advised of the illegality of making excessive contributions, the Office of General Counsel recommends that the Commission take no further action against Mr. Darlington.

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Thomas Doherty's notification of reason to believe was returned marked deceased. Upon further investigation it was found that his mailing address was at the Imperial Convalescent Home. According to the Postman in La Mirada, Mr. Doherty died and Imperial Convalescent Home is refusing all of his mail. Therefore, the Office of General recommends that the Commission take no further action against Mr. Doherty.

The Office of General Counsel has received no response from Helen Taylor. However, the initial excessive contribution was voluntarily refunded by NCC on its own initiative. An additional \$150 was contributed by Mrs. Taylor, and also refunded by NCC.

Since the excessive contribution has been returned, Ms. Taylor has been advised of the illegality of making excessive contributions, and the amount of money involved was not large, therefore, the Office of General Counsel recommends that the Commission take no further action against Mrs. Helen Taylor.

B. National Congressional Club

On December 9, 1983, the Commission found reason to believe NCC and Mr. Carter Wrenn, as treasurer, violated 2 U.S.C. § 441a(f) by accepting excessive contributions from Frank Darlington, Thomas Doherty and Mrs. Helen Taylor. The total of excessive contributions for these three individuals during 1982 was \$8,890. 11 C.F.R. § 103.3(b)(1) & (2) provides that contributions which appear to be illegal shall be within 10 days either returned to the contributor or deposited into the campaign depository and reported with a notation of possible illegality. If deposited and reported, refunds shall be made within a reasonable time.

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The response of NCC does not dispute the fact that excessive contributions were received from the three above-mentioned individuals. Instead the thrust of the response of NCC was that the actions of NCC and Mr. Wrenn were done in good faith and executed in a reasonable manner. (See Attachment 2, page 3 of the attachments)

NCC in its response states that it is a multicandidate committee and that it files reports with the Commission on a quarterly basis. NCC states that the large volume of contributions received every day to be processed has necessitated the following procedures. Contributions are processed, deposited, and key punched into computers on a daily basis. A computer analysis, noting apparent excessive contributions is generated at the end of a recording period. Therefore, according to NCC, it is impossible, for NCC to know when a particular contribution is received whether it puts an individual's aggregate annual contributions to NCC over the \$5,000 limit, except in cases where contributions on their face exceed \$5,000.

NCC states that notice of the contributions that exceed \$5,000 in the aggregate are "recorded by NCC personnel at the first opportunity that fact can be known -- i.e., when the computer report in question is generated." (See Attachment 2, page 4 of the attachments). Following the recording of apparent excessive contributions, notice is given the Commission and refunds are made to the contributor. NCC states that this has been its standard operating procedure since 1977.

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NCC disputes the method used by the Commission in calculating how long it took NCC to make a refund. Thus, NCC states that it made a refund to Mr. Darlington five weeks (not six months) after it learned of the excessive contribution. In the case of Mr. Doherty, an October excessive contribution was refunded in three and one half months (not five months). Mr. Doherty's December excessive contributions were refunded one and one half months after NCC had become aware of the excessive contributions by computer print-out. In Mrs. Taylor's case NCC refunded the excessive contribution one and one half months later (not three months).

NCC argues that the calculation of how long it took to make a refund should be based on the date that NCC became aware of the excessive contribution from its computer print-out and not be based on the date of receipt of the excessive contribution. However, the Office of General Counsel disagrees with this point of view. NCC is responsible for making refunds of contributions in excess of the limits based on the date of actual receipt of those contributions.

The total receipts for NCC during 1981-82 was almost 10 million dollars. Of this amount NCC accepted excessive contributions from three individuals totalling only \$8,890. The individuals involved have received refunds of the excessive portion of the contributions.

Due to the limited number of excessive contributions in comparison to the huge volume of contributions received by NCC, and that NCC has a procedure in effect to catch excessive contributions and that all of the excessive contributions have

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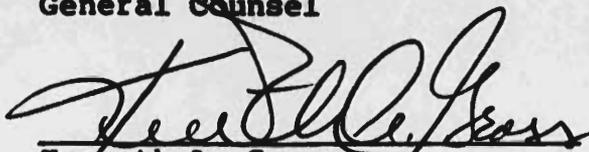
been refunded, the Office of General Counsel recommends that the Commission take no further action against NCC.

III. RECOMMENDATION

1. Take no further action against Frank Darlington.
2. Take no further action against Thomas Doherty.
3. Take no further action against Helen Taylor.
4. Take no further action against the National Congressional Club.
5. Close the file.
6. Approve and authorize the sending of the attached letters.

April 12, 1984
Date

Charles N. Steele
General Counsel



BY: Kenneth A. Gross
Associate General Counsel

Attachments

1. Response of Frank Darlington (pages 1 and 2)
2. Response of National Congressional Club (pages 3-6)
3. Letters (pages 7-9)

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REED SMITH SHAW & McCLAY
A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

UNION TRUST BUILDING

P. O. Box 2009

PITTSBURGH, PA. 15230

Attachment 1

TELEPHONE 724-284-2000
FAX 724-284-2000

CABLE ADDRESS
REEDSMITH PSM

WRITER'S DIRECT DIAL NUMBER

412-288-3131

WASHINGTON, DC 20036
202-457-6100

PHILADELPHIA, PA 19107
215-575-4500

HARRISBURG, PA 17100
717-234-2888

VERO BEACH, FL 32960
305-231-9000

REED SMITH & CHAPIN
DELRAY BEACH, FL 33444
305-878-1220

(412) 288-4192

December 27, 1983

Mr. Danny L. McDonald, Chairman
Federal Election Commission
Washington, DC 20463

Re: Frank G. Darlington; MUR 1585

Dear Mr. McDonald:

As shown by the enclosed Statement of Designation of Counsel, we have been designated by Mr. Darlington to represent him before the Federal Election Commission. We are responding on behalf of Mr. Darlington to your letter dated December 13, 1983 in which you notified Mr. Darlington that the Commission determined it had reason to believe that Mr. Darlington violated 2 U.S.C. §441a(a)(1)(c) by making excessive contributions to the National Congressional Club.

Without admitting or denying whether the alleged violation occurred, we ask the Commission to consider the following circumstances. Mr. Darlington is a completely competent man in full possession of a keen wit; nevertheless, he is ninety-two years of age. Despite his advanced age, Mr. Darlington handles his own affairs and maintains his own bookkeeping records.*/ Mr. Darlington began making political contributions in 1981. Because of his generosity, Mr. Darlington receives numerous and repeated requests for political contributions. While Mr. Darlington had some general knowledge of the limitations placed by federal law on political contributions to individuals, he was not aware that such limitations applied at all to

*/ While Mr. Darlington was not aware of the limits placed by federal law on political contributions to political committees or clubs, it should be noted that even if Mr. Darlington had been aware of such limitations, he may not have realized that his second contribution pushed him over the limit. Mr. Darlington's bookkeeping fell into disarray during 1982 as he spent most of his time caring for the needs of his late wife who died on January 10, 1983.

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REED SMITH SHAW & McCLAY

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Mr. Danny L. McDonald

-2-

December 27, 1983

contributions to an organization such as the National Congressional Club. Mr. Darlington does not recall ever having any problems with the Federal Election Commission regarding his prior contributions to political committees.

In the past, the only source of advice Mr. Darlington has had regarding the size of his political contributions was from the individual or the committee receiving the funds. Here Mr. Darlington had no knowledge that his contribution to the National Congressional Club may have violated any law until he received a refund of a portion of his contribution from the Club.**/

Finally, we note that the small size of the alleged excess contribution, \$1200, when considered with the foregoing factors, indicates that Mr. Darlington has made an honest mistake, one which he will avoid in the future. We will advise Mr. Darlington of the limits set on political contributions to different individuals or committees. We respectfully request that based on all of the foregoing, the Commission close its file on this matter. If you have any further questions regarding this matter, please contact the undersigned.

Very truly yours,

REED SMITH SHAW & McCLAY

Kevin P. Gilboy
Kevin P. Gilboy

KPG:bls

Enclosure

cc: Frank G. Darlington

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**/ We assume that the Commission does not hold Mr. Darlington responsible for the delay in responding to the alleged February 9, 1983 Request for Additional Information directed to the National Congressional Club. Mr. Darlington had no knowledge of the inquiry and no control over the Club's response thereto.

COVINGTON & BURLING

1201 PENNSYLVANIA AVENUE, N. W.

P. O. BOX 7566

WASHINGTON, D. C. 20044

cut 1762
Curry (3)

TELEPHONE
(202) 662-6000

WRITER'S DIRECT DIAL NUMBER

662-5282

Attachment 2

TELETYPE 662-6000 (24 HRS)
TELEX 99-662 (COWLING WDC)
TELECOPIER (202) 662-6000
CABLE COWLING

February 27, 1984

FEB 27 1984 13:07

GENERAL COUNSEL

Charles N. Steele, Esq.
Deborah Curry, Esq.
General Counsel
Federal Election Commission
Seventh Floor
1325 K Street, N.W.
Washington, D.C. 20463

Re: MUR 1585

Dear Mr. Steele and Ms. Curry:

This response is submitted on behalf of the National Congressional Club ("NCC") and Carter Wrenn to the Federal Election Commission's determination in the above-referenced matter that there is reason to believe that the NCC and Mr. Wrenn violated 2 U.S.C. § 441a(f) by accepting excessive contributions from Frank Darlington, Thomas Doherty and Helen Taylor. Specifically, the Commission's General Counsel alleges that NCC received \$8,890.00 in excessive contributions from these three individuals during 1982. As the General Counsel's Factual And Legal Analysis notes, all such apparently excessive contributions were refunded to the individuals in question. The issue, therefore, is whether such contributions were accepted and refunded in a manner consistent with the Federal Election Campaign Act ("the Act") and the Commission's regulations.

As demonstrated below, the actions of NCC and Mr. Wrenn in this matter were taken in good faith and were entirely reasonable. Therefore, the Commission should not find probable cause to believe that the NCC or Mr. Wrenn violated 2 U.S.C. § 441a(f).

FACTS

NCC is a registered, multi-candidate political committee, as that term is defined in the Act, 2 U.S.C. § 441a(a)(4). NCC files reports with the Commission on a quarterly basis; its treasurer is Carter Wrenn.

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Charles N. Steele, Esq.
Deborah Curry, Esq.
Page 2
February 27, 1984

During 1982 NCC received 195,148 contributions from individuals throughout the United States totaling in excess of \$4,500,000. It was not uncommon during that year for NCC to receive several thousand such contributions in a single day. In addition, between January 1 and March 17, 1983, NCC processed over 42,000 donations, an average of 550 contributions per day. In order to process this volume of contributions, NCC has established the following procedures. Contributions received by mail are processed and deposited by NCC on a daily basis, and relevant information is subsequently key-punched onto computers. A computer analysis, noting any apparently excessive contribution, is generated at the conclusion of a recording period. Given the significant volume of daily contributions, it is impossible as a practical matter, except in the case of contributions that on their face exceed \$5,000.00, for NCC to be aware upon receipt whether a contribution will bring an individual's aggregate annual contributions to NCC over \$5,000.00.

With respect to single contributions in excess of \$5,000.00, NCC personnel note upon receipt the apparent illegality of such contributions. Similarly, with respect to contributions from a single individual that on their face do not exceed \$5,000.00 but in the aggregate are in excess of that amount, the apparent illegality of the amounts beyond \$5,000.00 is recorded by NCC personnel at the first opportunity that fact can be known -- i.e., when the computer report in question is generated. Following the recording of apparently illegal contributions, notification is given the Commission, and a refund of the amounts in excess of \$5,000.00 is thereafter sent to the contributor. NCC has followed these procedures since 1977, and the Commission has never questioned this method of operation.

In the first over-contribution referred to in the General Counsel's Factual and Legal Analysis, that of Frank Darlington, the contribution that put Mr. Darlington over the contribution limitation was received on August 16, 1982, and was duly reported in NCC's October 5 report. The fact that Mr. Darlington's August 16 contribution increased his total for the year in excess of the contribution limitation escaped NCC's attention, however, until NCC was notified of that by the Commission's staff on February 9, 1983. Five weeks later, on March 17, after a second RFAI, NCC sent a refund check to Mr. Darlington.

In the case of Thomas Doherty, although Mr. Doherty's over-contribution was received on October 29, 1982, NCC did not become aware of that fact until it received its computer analysis

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Charles N. Steele, Esq.
Deborah Curry, Esq.
Page 3
February 27, 1984

for the post-election report on December 6, 1983. Before the mailroom personnel could be apprised, however, two more checks were received from Mr. Doherty on December 9. Only after the computer analysis for the year-end report was received on January 30, 1983, did NCC learn that Mr. Doherty had again over-contributed after making his October 29 contribution. On March 17, 1983, NCC sent a refund check to Mr. Doherty -- six weeks after NCC first learned of the over-contribution and eight days after the Commission's staff sent NCC an RFAI on the matter.

Finally, in the case of Helen Taylor, Ms. Taylor over-contributed on September 17, 1982, This fact was learned by chance on October 2, 1982, before completion of the scheduled computer analysis and -- as noted in the Factual and Legal Analysis -- NCC sent Ms. Taylor a refund on the same date. Thereafter, on December 7 and 22, NCC received two more checks from Ms. Taylor. This time, the fact of her over-contribution was not learned until NCC received its computer analysis for the year-end report on January 30, 1983. On March 17, 1983, NCC sent another refund to Ms. Taylor -- as in the case of Mr. Doherty, six weeks after first learning of the over-contribution and eight days after the staff sent its RFAI on the matter.

DISCUSSION

Under all the circumstances presented by these cases, NCC handled these over-contributions entirely reasonably and in accordance with the Act and the Commission's regulations. 11 C.F.R. § 103.3(b)(1) requires that within ten days over-contributions are to be returned to the contributor or deposited and, in either case, reported to the Commission. The General Counsel has not alleged any instance in which NCC failed to report such contributions. This subsection also requires the treasurer of a political committee to "make his or her best efforts to determine the legality of the contribution." As described above, Carter Wrenn has done this, and the General Counsel has not alleged the contrary. Thus, the General Counsel's Factual and Legal Analysis appears to focus on the requirement of 11 C.F.R. § 103.3(b)(2): "When a contribution cannot be determined to be legal, refunds shall be made within a reasonable time." As the preceding factual discussion illustrates, NCC has also complied with this provision.

The sheer volume of contributions received by NCC necessitates an automated system for recording contributions and monitoring for over-contributions. Accordingly, delay between the receipt of an over-contribution and NCC's awareness of that fact is inevitable and can be as long as nearly four months

84040455345

Charles N. Steele, Esq.
Deborah Curry, Esq.
Page 4
February 27, 1984

during an election year -- i.e., from the beginning of one quarter to the end of the month following the closing of the quarter. No other system is practicable when up to thousands of contributions are received in a single day and tens of thousands are received during a calendar-year quarter.

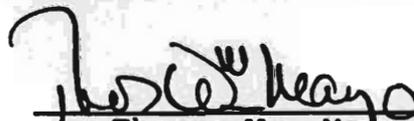
Thus, the General Counsel's focus on the date of receipt of an over-contribution is misplaced. The timeliness and reasonableness of NCC's refund of over-contributions can be determined only on the basis of the date on which NCC learned of the over-contribution. In the case of Mr. Darlington, that was February 9, 1983, five weeks -- not six months, as the General Counsel alleges -- before the refund was made. In the case of Mr. Doherty, that was three and one-half months -- not five months -- before the refund check was sent (in the case of the October 29 over-contribution) and one and one-half months before in the case of the December over-contributions. And in Ms. Taylor's case, NCC learned of the over-contributions at issue in this proceeding on January 30, one and one-half months before making the refund, not three months as the General Counsel states. Moreover, each time the Commission staff brought these over-contributions to NCC's attention, NCC responded with a refund within a reasonable time -- within days in the cases of Mr. Doherty and Ms. Taylor -- at a time when it was still receiving and processing 550 contributions each day.

NCC's record on refunds of over-contributions is excellent. Indeed, the three instances at issue in this proceeding represent a mere 0.0015 percent of the more than 195,000 contributions received in 1982 and less than 0.2 percent of the total value of contributions received that year. Under the circumstances surrounding these over-contributions, NCC's actions in making refunds were both timely and reasonable.

CONCLUSION

For the reasons stated above, the Commission should not find that probable cause exists to believe that a violation of the election laws has occurred. Thus, this matter should be dismissed.

Respectfully submitted,


Thomas Wm. Mayo

7



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Attachment 3

Kevin P. Gilboy
Reed, Smith, Shaw & McClay
747 Union Trust Building
Pittsburgh, Pennsylvania 15219

RE: MUR 1585
Frank Darlington

Dear Mr. Gilboy:

On December 9, 1983, the Commission found reason to believe that your client Frank Darlington, violated 2 U.S.C. § 441a(a)(1)(C), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file. The file will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

The Commission reminds you that making excessive contributions to a political committee nevertheless appears to be a violation of 2 U.S.C. § 441a(a)(1)(C) and you should take immediate steps to insure that this activity does not occur in the future.

If you have any questions, please direct them to Deborah Curry, the attorney assigned to this matter, at (202)523-4000.

Sincerely,

84040455347

8



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Mrs. Helen Taylor
439 NE Lakeview Drive
Sebring, Florida 33870

RE: MUR 1585
Helen Taylor

Dear Mrs. Taylor:

On December 9, 1983, the Commission found reason to believe that you violated 2 U.S.C. § 441a(a)(1)(C), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file. The file will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

The Commission reminds you that making excessive contributions to a political committee nevertheless appears to be a violation of 2 U.S.C. § 441a(a)(1)(C) and you should take immediate steps to insure that this activity does not occur in the future.

If you have any questions, please direct them to Deborah Curry, the attorney assigned to this matter, at (202)523-4000.

Sincerely,

84040455348

9



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Tom Mayo
Covington & Burling
1201-Pennsylvania Avenue, N.W.
P.O. Box 7566, Suite 909-A
Washington, D.C. 20044

RE: MUR 1585
National Congressional Club

Dear Mr. Mayo:

On December 9, 1983, the Commission found reason to believe that your clients National Congressional Club and Carter Wrenn, as treasurer violated 2 U.S.C. § 441a(f), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file. The file will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

The Commission reminds you that accepting excessive contributions nevertheless appears to be a violation of 2 U.S.C. § 441a(f) and you should take immediate steps to insure that this activity does not occur in the future.

If you have any questions, please direct them to Deborah Curry, the attorney assigned to this matter, at (202)523-4000.

Sincerely,

84040155349

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

In the Matter of)
)
National Congressional Club,)
Frank Darlington, and)
Thomas Doherty and Helen Taylor)

MUR 1585

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SENSITIVE

COMPREHENSIVE INVESTIGATIVE REPORT #1

On December 9, 1983, the Commission found reason to believe that the National Congressional Club and Carter Wrenn as treasurer violated 2 U.S.C. § 441a(f) by accepting excessive contributions from Frank Darlington, Thomas Doherty and Helen Taylor. Additionally, the Commission found reason to believe Frank Darlington, Thomas Doherty and Helen Taylor violated 2 U.S.C. § 441a(a)(1)(C) by making an excessive contribution to the National Congressional Club.

On December 13, 1983, notification of reason to believe was sent to Respondents.

On January 25, 1984, the Office of General Counsel received a letter from Counsel for National Congressional Club. The letter indicated that counsel intended to make a response on behalf of Respondents in the matter within 30 days.

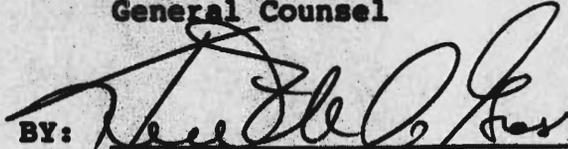
On February 27, 1984, the Office of General Counsel received the response from the National Congressional Club. Prior to that, a response was received from counsel for Frank Darlington. No response has been received from Helen Taylor and Thomas Doherty's notification letter was returned marked deceased.

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After review of the responses now in hand, the Office of
General Counsel will report back to the Commission.

Charles N. Steele
General Counsel

March 27 1984
Date

BY: 
Kenneth A. Gross
Associate General Counsel

84040455351

COVINGTON & BURLING

1201 PENNSYLVANIA AVENUE, N. W.

P. O. BOX 7588

WASHINGTON, D. C. 20044

TELEPHONE
(202) 662-6000

WRITER'S DIRECT DIAL NUMBER

662-5282

TWO-TWO 662-6000 (202 WSH)
TELE 66-662 (COVING WSH)
TELECOPIER (202) 662-6480
CABLE COVING

27 P 3: 07

FEDERAL COUNSEL

February 27, 1984

Charles N. Steele, Esq.
Deborah Curry, Esq.
General Counsel
Federal Election Commission
Seventh Floor
1325 K Street, N.W.
Washington, D.C. 20463

Re: MUR 1585

Dear Mr. Steele and Ms. Curry:

This response is submitted on behalf of the National Congressional Club ("NCC") and Carter Wrenn to the Federal Election Commission's determination in the above-referenced matter that there is reason to believe that the NCC and Mr. Wrenn violated 2 U.S.C. § 441a(f) by accepting excessive contributions from Frank Darlington, Thomas Doherty and Helen Taylor. Specifically, the Commission's General Counsel alleges that NCC received \$8,890.00 in excessive contributions from these three individuals during 1982. As the General Counsel's Factual And Legal Analysis notes, all such apparently excessive contributions were refunded to the individuals in question. The issue, therefore, is whether such contributions were accepted and refunded in a manner consistent with the Federal Election Campaign Act ("the Act") and the Commission's regulations.

As demonstrated below, the actions of NCC and Mr. Wrenn in this matter were taken in good faith and were entirely reasonable. Therefore, the Commission should not find probable cause to believe that the NCC or Mr. Wrenn violated 2 U.S.C. § 441a(f).

FACTS

NCC is a registered, multi-candidate political committee, as that term is defined in the Act, 2 U.S.C. § 441a(a)(4). NCC files reports with the Commission on a quarterly basis; its treasurer is Carter Wrenn.

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Charles N. Steele, Esq.
Deborah Curry, Esq.
Page 2
February 27, 1984

During 1982 NCC received 195,148 contributions from individuals throughout the United States totaling in excess of \$4,500,000. It was not uncommon during that year for NCC to receive several thousand such contributions in a single day. In addition, between January 1 and March 17, 1983, NCC processed over 42,000 donations, an average of 550 contributions per day. In order to process this volume of contributions, NCC has established the following procedures. Contributions received by mail are processed and deposited by NCC on a daily basis, and relevant information is subsequently key-punched onto computers. A computer analysis, noting any apparently excessive contribution, is generated at the conclusion of a recording period. Given the significant volume of daily contributions, it is impossible as a practical matter, except in the case of contributions that on their face exceed \$5,000.00, for NCC to be aware upon receipt whether a contribution will bring an individual's aggregate annual contributions to NCC over \$5,000.00.

With respect to single contributions in excess of \$5,000.00, NCC personnel note upon receipt the apparent illegality of such contributions. Similarly, with respect to contributions from a single individual that on their face do not exceed \$5,000.00 but in the aggregate are in excess of that amount, the apparent illegality of the amounts beyond \$5,000.00 is recorded by NCC personnel at the first opportunity that fact can be known -- i.e., when the computer report in question is generated. Following the recording of apparently illegal contributions, notification is given the Commission, and a refund of the amounts in excess of \$5,000.00 is thereafter sent to the contributor. NCC has followed these procedures since 1977, and the Commission has never questioned this method of operation.

In the first over-contribution referred to in the General Counsel's Factual and Legal Analysis, that of Frank Darlington, the contribution that put Mr. Darlington over the contribution limitation was received on August 16, 1982, and was duly reported in NCC's October 5 report. The fact that Mr. Darlington's August 16 contribution increased his total for the year in excess of the contribution limitation escaped NCC's attention, however, until NCC was notified of that by the Commission's staff on February 9, 1983. Five weeks later, on March 17, after a second RFAI, NCC sent a refund check to Mr. Darlington.

In the case of Thomas Doherty, although Mr. Doherty's over-contribution was received on October 29, 1982, NCC did not become aware of that fact until it received its computer analysis

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Charles N. Steele, Esq.
Deborah Curry, Esq.
Page 3
February 27, 1984

for the post-election report on December 6, 1983. Before the mailroom personnel could be apprised, however, two more checks were received from Mr. Doherty on December 9. Only after the computer analysis for the year-end report was received on January 30, 1983, did NCC learn that Mr. Doherty had again over-contributed after making his October 29 contribution. On March 17, 1983, NCC sent a refund check to Mr. Doherty -- six weeks after NCC first learned of the over-contribution and eight days after the Commission's staff sent NCC an RFAI on the matter.

Finally, in the case of Helen Taylor, Ms. Taylor over-contributed on September 17, 1982, This fact was learned by chance on October 2, 1982, before completion of the scheduled computer analysis and -- as noted in the Factual and Legal Analysis -- NCC sent Ms. Taylor a refund on the same date. Thereafter, on December 7 and 22, NCC received two more checks from Ms. Taylor. This time, the fact of her over-contribution was not learned until NCC received its computer analysis for the year-end report on January 30, 1983. On March 17, 1983, NCC sent another refund to Ms. Taylor -- as in the case of Mr. Doherty, six weeks after first learning of the over-contribution and eight days after the staff sent its RFAI on the matter.

DISCUSSION

Under all the circumstances presented by these cases, NCC handled these over-contributions entirely reasonably and in accordance with the Act and the Commission's regulations. 11 C.F.R. § 103.3(b)(1) requires that within ten days over-contributions are to be returned to the contributor or deposited and, in either case, reported to the Commission. The General Counsel has not alleged any instance in which NCC failed to report such contributions. This subsection also requires the treasurer of a political committee to "make his or her best efforts to determine the legality of the contribution." As described above, Carter Wrenn has done this, and the General Counsel has not alleged the contrary. Thus, the General Counsel's Factual and Legal Analysis appears to focus on the requirement of 11 C.F.R. § 103.3(b)(2): "When a contribution cannot be determined to be legal, refunds shall be made within a reasonable time." As the preceding factual discussion illustrates, NCC has also complied with this provision.

The sheer volume of contributions received by NCC necessitates an automated system for recording contributions and monitoring for over-contributions. Accordingly, delay between the receipt of an over-contribution and NCC's awareness of that fact is inevitable and can be as long as nearly four months

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Charles N. Steele, Esq.
Deborah Curry, Esq.
Page 4
February 27, 1984

during an election year -- i.e., from the beginning of one quarter to the end of the month following the closing of the quarter. No other system is practicable when up to thousands of contributions are received in a single day and tens of thousands are received during a calendar-year quarter.

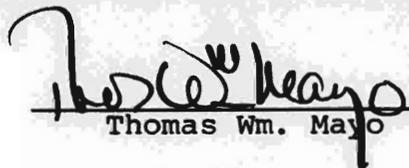
Thus, the General Counsel's focus on the date of receipt of an over-contribution is misplaced. The timeliness and reasonableness of NCC's refund of over-contributions can be determined only on the basis of the date on which NCC learned of the over-contribution. In the case of Mr. Darlington, that was February 9, 1983, five weeks -- not six months, as the General Counsel alleges -- before the refund was made. In the case of Mr. Doherty, that was three and one-half months -- not five months -- before the refund check was sent (in the case of the October 29 over-contribution) and one and one-half months before in the case of the December over-contributions. And in Ms. Taylor's case, NCC learned of the over-contributions at issue in this proceeding on January 30, one and one-half months before making the refund, not three months as the General Counsel states. Moreover, each time the Commission staff brought these over-contributions to NCC's attention, NCC responded with a refund within a reasonable time -- within days in the cases of Mr. Doherty and Ms. Taylor -- at a time when it was still receiving and processing 550 contributions each day.

NCC's record on refunds of over-contributions is excellent. Indeed, the three instances at issue in this proceeding represent a mere 0.0015 percent of the more than 195,000 contributions received in 1982 and less than 0.2 percent of the total value of contributions received that year. Under the circumstances surrounding these over-contributions, NCC's actions in making refunds were both timely and reasonable.

CONCLUSION

For the reasons stated above, the Commission should not find that probable cause exists to believe that a violation of the election laws has occurred. Thus, this matter should be dismissed.

Respectfully submitted,


Thomas Wm. Mayo

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FIRST CLASS

Thomas Wm. Mayo

COVINGTON & BURLING

1201 PENNSYLVANIA AVENUE, N.W.

P.O. BOX 7566

WASHINGTON, D.C. 20044

Deborah Curry, Esq.
General Counsel
Federal Election Commission
Seventh Floor
1325 K Street, N.W.

By Hand

COVINGTON & BURLING

1201 PENNSYLVANIA AVENUE, N.W.

P.O. BOX 7566

WASHINGTON, D.C. 20044

Coc # 1490

COVINGTON & BURLIN

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WRITER'S DIRECT DIAL NUMBER
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TWR: 710 662-6005 (CS WSH)
TELEX: 89-569 (COVING WSH)
TELECOPIER: (202) 662-6280
CABLE: COVING

BY HAND

January 25, 1984

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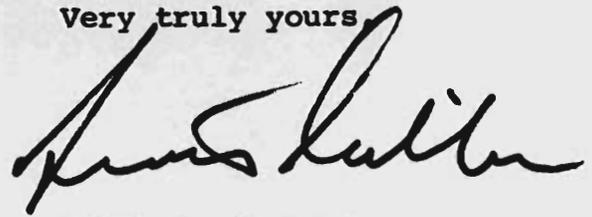
Deborah Curry, Esq.
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Re: MUR 1585

Dear Ms. Curry:

I am in receipt of the Commission's letter of December 13, 1983, notifying the National Congressional Club and Mr. Wrenn of the Commission's finding of reason to believe that they have violated 2 U.S.C. § 441a(f). As I indicated over the telephone, I do intend to file a response on behalf of both of the respondents in this matter and, given the fact that the Commission's December 13 notification set no deadline for such a response, will provide you with a response within 30 days of the date of this letter. If you have any questions, please let me know.

Very truly yours,



Scott D. Gilbert

SDG:lk

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PLEASE RETURN ONE COPY

STAFFED "Filed" or

"Received" to Scott Gilbert.

Thank you. L.

BY HAND

Scott D. Gilbert
COVINGTON & BURLING

1201 PENNSYLVANIA AVENUE, N.W.

P.O. BOX 7566

WASHINGTON, D.C. 20044

Deborah Curry, Esq.
Federal Election Commission
1325 K Street, N.W.
Seventh Floor
Washington, D.C. 20463

COVINGTON & BURLING
1201 PENNSYLVANIA AVENUE, N.W.
P.O. BOX 7566
WASHINGTON, D.C. 20044

600-1330

Senator Jesse Helms
Senator John East
Honorary Chairmen



The National
Congressional Club

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

Thomas F. Ellis
Chairman
Carter Wrenn
Treasurer

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DEC 30 P12: 09

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

December 21, 1983

MUR 1585
Curry

Mr. Danny L. McDonald
Chairman
Federal Elections Commission
1325 K Street, N.W.
Washington, D. C. 20463

Dear Gentlemen:

This is in response to your letter of
December 13, 1983 re: MUR-1585. The enclosed
Statement of Designation of Counsel is self-
explanatory.

Yours truly,

Carter Wrenn
Treasurer

CW:e
Enclosures

P.S. On future correspondence we would appreciate
it if you would include your present mailing
address. Thank you.

84040455359

STATEMENT OF DESIGNATION OF COUNSEL

NAME OF COUNSEL: Covington and Burling
Scott Gilbert

ADDRESS: 1201 Pennsylvania Avenue, NW
PO Box 7566 Suite 909-A
Washington, DC 20044

TELEPHONE: 0-202-662-6000

The above-named individual is hereby designated as my
counsel and is authorized to receive any notifications and
other communications from the Commission and to act on my
behalf before the Commission.

12/27/83

Date

Carter Wrenn

Signature

NAME: Carter Wrenn
ADDRESS: PO Box 18848
Raleigh, NC 27619

HOME PHONE:

BUSINESS PHONE: 919-782-5700

84040155360



The National
Congressional Club

8404015

Mr. Danny L. McDonald
Chairman
Federal Election Commission
1325 K Street, N.W.
Washington, D. C. 20463



P.O. Box 18848 • Raleigh, North Carolina 27619

Boct# 1336
Curry
Mull 1585

STATEMENT OF DESIGNATION OF COUNSEL

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

NAME OF COUNSEL: Kevin P. Gilboy
Reed Smith Shaw & McClay

84 JAN 3 A 9: 58

ADDRESS: 747 Union Trust Building
Pittsburgh, PA 15219

TELEPHONE: (412) 288-4192

REC 3 A10: 26
GENERAL COUNSEL

The above-named individual is hereby designated as my
counsel and is authorized to receive any notifications and
other communications from the Commission and to act on my
behalf before the Commission.

12-23-83
Date

Frank G. Darlington
Signature

NAME: Frank G. Darlington
ADDRESS: 24 Winding Road
Leetsdale, PA 15056

HOME PHONE: (412) 741-7773
BUSINESS PHONE: same

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REED SMITH SHAW & McCLAY
A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

UNION TRUST BUILDING

P. O. Box 2009

PITTSBURGH, PA. 15280

412-288-8181

TW 710-884-2083
FAX 288-3084

CABLE ADDRESS
REEDSMITH PSN

WRITER'S DIRECT DIAL NUMBER

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202-457-8100

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215-978-4300

HARRISBURG, PA 17108
717-234-8888

VERO BEACH, FL 32960
305-831-8800

REED SMITH & CHAPIN
DELRAY BEACH, FL 33444
305-272-1225

(412) 288-4192

December 27, 1983

Mr. Danny L. McDonald, Chairman
Federal Election Commission
Washington, DC 20463

Re: Frank G. Darlington; MUR 1585

Dear Mr. McDonald:

As shown by the enclosed Statement of Designation of Counsel, we have been designated by Mr. Darlington to represent him before the Federal Election Commission. We are responding on behalf of Mr. Darlington to your letter dated December 13, 1983 in which you notified Mr. Darlington that the Commission determined it had reason to believe that Mr. Darlington violated 2 U.S.C. §441a(a)(1)(c) by making excessive contributions to the National Congressional Club.

Without admitting or denying whether the alleged violation occurred, we ask the Commission to consider the following circumstances. Mr. Darlington is a completely competent man in full possession of a keen wit; nevertheless, he is ninety-two years of age. Despite his advanced age, Mr. Darlington handles his own affairs and maintains his own bookkeeping records.*/ Mr. Darlington began making political contributions in 1981. Because of his generosity, Mr. Darlington receives numerous and repeated requests for political contributions. While Mr. Darlington had some general knowledge of the limitations placed by federal law on political contributions to individuals, he was not aware that such limitations applied at all to

*/ While Mr. Darlington was not aware of the limits placed by federal law on political contributions to political committees or clubs, it should be noted that even if Mr. Darlington had been aware of such limitations, he may not have realized that his second contribution pushed him over the limit. Mr. Darlington's bookkeeping fell into disarray during 1982 as he spent most of his time caring for the needs of his late wife who died on January 10, 1983.

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REED SMITH SHAW & McCLAY

Mr. Danny L. McDonald

-2-

December 27, 1983

contributions to an organization such as the National Congressional Club. Mr. Darlington does not recall ever having any problems with the Federal Election Commission regarding his prior contributions to political committees.

In the past, the only source of advice Mr. Darlington has had regarding the size of his political contributions was from the individual or the committee receiving the funds. Here Mr. Darlington had no knowledge that his contribution to the National Congressional Club may have violated any law until he received a refund of a portion of his contribution from the Club.**/

Finally, we note that the small size of the alleged excess contribution, \$1200, when considered with the foregoing factors, indicates that Mr. Darlington has made an honest mistake, one which he will avoid in the future. We will advise Mr. Darlington of the limits set on political contributions to different individuals or committees. We respectfully request that based on all of the foregoing, the Commission close its file on this matter. If you have any further questions regarding this matter, please contact the undersigned.

Very truly yours,

REED SMITH SHAW & McCLAY

Kevin P. Gilboy
Kevin P. Gilboy

KPG:bls

Enclosure

cc: Frank G. Darlington

**/ We assume that the Commission does not hold Mr. Darlington responsible for the delay in responding to the alleged February 9, 1983 Request for Additional Information directed to the National Congressional Club. Mr. Darlington had no knowledge of the inquiry and no control over the Club's response thereto.

84040155365



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 13, 1983

Thomas Doherty
11926 S LaMirada Blvd.
LaMirada, California 90638

Re: MUR 1585

Dear Mr. Doherty:

On December 9, 1983, the Federal Election Commission determined that there is reason to believe that you violated 2 U.S.C. § 441a(a)(1)(C) a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") by making an excessive contribution to the National Congressional Club. 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 you 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 so desired. 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.

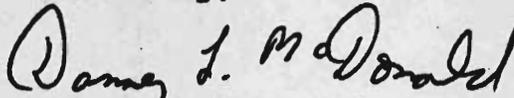
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Thomas Doherty
Page 2

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.

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 Deborah Curry, the attorney assigned to this matter, at (202) 523-4000.

Sincerely,



Danny L. McDonald,
Chairman

Enclosures

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

84040455367

FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

RESPONDENT: Thomas Doherty

MUR 1585
STAFF MEMBER & TEL. NO.
Deborah Curry
(202) 523-4000

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

After review by the Reports Analysis Division, this matter was referred to the Office of General Counsel because reports of the National Congressional Club (hereinafter "NCC") disclosed the receipt of \$8,890* in excessive contributions from (3) individuals for calendar year 1982.

FACTUAL BASIS AND LEGAL ANALYSIS

Thomas Doherty contributed \$6,000 in excess of the limits during the 30 day Post-General and Year End Reporting periods. The specific contribution which exceeded the statutory limit was received by the NCC on October 29, 1982. A cover letter indicated that NCC was aware of the excessive contributions and that NCC would be issuing refunds. However, since this had not occurred, an RFAI was sent on March 9, 1983. On March 17, 1983, NCC's bookkeeper called to state that NCC would send the appropriate contribution refunds. On March 29, 1983, NCC responded by providing a copy of a \$6,000 refund check issued to Thomas Doherty on March 17, 1983.

2 U.S.C. § 441a(f) provides that no political committee shall knowingly accept any contribution in excess of the contribution limitations of 2 U.S.C. § 441a(a). 11 CFR § 103.3(b)(1) provides that contributions which appear to be illegal shall be within 10 days either returned to the

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contributor or deposited into the campaign depository and reported with a notation of possible illegality. If deposited and reported, refunds shall be made within a reasonable time.

Thomas Doherty contributed \$6,000 in excess of the limits. Although NCC indicated an awareness of the excessive contributions, no affirmative action was taken until March 1983, approximately five months later. It was necessary for a RFAI notice to be sent in this case also.

Therefore, the Office of General Counsel recommends that the Commission find reason to believe that Thomas Doherty violated 2 U.S.C. § 441a(a)(1)(C) by making excessive contributions to the National Congressional Club.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Thomas Doherty
11926 S LaMirada Blvd.
LaMirada, California 90638

dc

Re: MUR 1585

Dear Mr. Doherty:

On December , 1983, the Federal Election Commission determined that there is reason to believe that you violated 2 U.S.C. § 441a(a)(1)(C) a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") by making an excessive contribution to the National Congressional Club. 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 you 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 so desired. 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.

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Thomas Doherty
Page 2

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.

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 Deborah Curry, the attorney assigned to this matter, at (202) 523-4000.

Sincerely,

Enclosures

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

84040455371



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 13, 1983

Frank Darlington
24 Winding Road
Leetsdale, Pennsylvania 15056

Re: MUR 1585

Dear Mr. Darlington:

On December 9, 1983, the Federal Election Commission determined that there is reason to believe that you violated 2 U.S.C. § 441a(a)(1)(C) a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") by making an excessive contribution to the National Congressional Club. 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 you 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 so desired. 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.

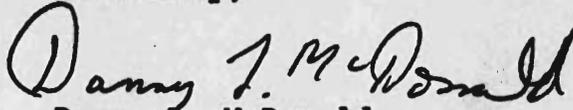
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Frank Darlington
Page 2

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.

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 Deborah Curry, the attorney assigned to this matter, at (202) 523-4000.

Sincerely,



Danny L. McDonald,
Chairman

Enclosures

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

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FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

RESPONDENT: Frank Darlington

MUR 1585
STAFF MEMBER & TEL. NO.
Deborah Curry
(202) 523-4000

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

After review by the Reports Analysis Division, this matter was referred to the Office of General Counsel because reports of the National Congressional Club (hereinafter "NCC") disclosed the receipt of \$8,890 in excessive contributions from (3) individuals for calendar year 1982.

FACTUAL BASIS AND LEGAL ANALYSIS

Frank Darlington contributed \$1,200 in excess of the limits during the October Quarterly reporting period. The specific contribution which exceeded the statutory limit was received by the NCC on August 16, 1982. A Request for Additional Information ("RFAI") was sent February 9, 1983, and a second notice was sent March 3, 1983, for failure to respond. On March 17, 1983, the committee's bookkeeper called to state that NCC would send the appropriate contribution refund to Frank Darlington, NCC responded on March 29, 1983, by providing a copy of a \$1,200 contribution refund check dated March 17, 1983.

2 U.S.C. § 441a(f) provides that no political committee shall knowingly accept any contribution in excess of the contribution limitations of 2 U.S.C. § 441a(a). 11 CFR § 103.3(b)(1) provides that contributions which appear to be illegal shall be within 10 days either returned to the

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contributor or deposited into the campaign depository and reported with a notation of possible illegality. If deposited and reported, refunds shall be made within a reasonable time.

In the case of Frank Darlington, an excess of \$1,200 was contributed and six months passed before NCC refunded the money. Two RFAI notices were sent to NCC during the six month time period.

Therefore, the Office of General Counsel recommends that the Commission find reason to believe that Frank Darlington violated 2 U.S.C. § 441a(a)(1)(C) by making excessive contributions to the National Congressional Club.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Frank Darlington
24 Winding Road
Leetsdale, Pennsylvania 15056

J.C

Re: MUR 1585

Dear Mr. Darlington:

On December , 1983, the Federal Election Commission determined that there is reason to believe that you violated 2 U.S.C. § 441a(a)(1)(C) a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") by making an excessive contribution to the National Congressional Club. 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 you 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 so desired. 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.

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Frank Darlington
Page 2

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.

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 Deborah Curry, the attorney assigned to this matter, at (202) 523-4000.

Sincerely,

Enclosures

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

84040155377



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 13, 1983

Carter Wrenn, Treasurer
National Congressional Club
P.O. Box 18848
Raleigh, North Carolina 27619

Re: MUR 1585

Dear Mr. Wrenn:

On December 9, 1983, the Federal Election Commission determined that there is reason to believe that your committee, The National Congressional Club and you, as treasurer, violated 2 U.S.C. § 441a(f) a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") by accepting excessive contributions from Frank Darlington, Thomas Doherty and Helen Taylor. 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 and the committee. 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 your committee and you, as treasurer, 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 so desired. 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.

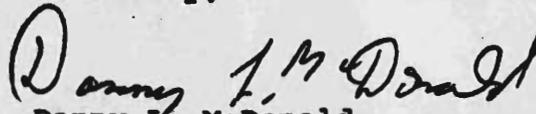
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Carter Wrenn, Treasurer
Page 2

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.

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 Deborah Curry, the attorney assigned to this matter, at (202) 523-4000.

Sincerely,


Danny E. McDonald,
Chairman

Enclosures

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

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**FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS**

**RESPONDENT: National Congressional
Club**

**MUR 1585
STAFF MEMBER & TEL. NO.
Deborah Curry
(202) 523-4000**

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

After review by the Reports Analysis Division, this matter was referred to the Office of General Counsel because reports of the National Congressional Club (hereinafter "NCC") disclosed the receipt of \$8,890⁰⁰ in excessive contributions from (3) individuals for calendar year 1982.

FACTUAL BASIS AND LEGAL ANALYSIS

Frank Darlington contributed \$1,200 in excess of the limits during the October Quarterly reporting period. The specific contribution which exceeded the statutory limit was received by the NCC on August 16, 1982. A Request for Additional Information ("RFAI") was sent February 9, 1983, and a second notice was sent March 3, 1983, for failure to respond. On March 17, 1983, the committee's bookkeeper called to state that NCC would send the appropriate contribution refund to Frank Darlington, NCC responded on March 29, 1983, by providing a copy of a \$1,200 contribution refund check dated March 17, 1983.

Thomas Doherty contributed \$6,000 in excess of the limits during the 30 day Post-General and Year End Reporting periods. The specific contribution which exceeded the statutory limit was received by the NCC on October 29, 1982. A cover letter indicated that NCC was aware of the excessive contributions and that NCC would be issuing refunds. However, since this had not

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occurred, an RFAI was sent on March 9, 1983. On March 17, 1983, NCC's bookkeeper called to state that NCC would send the appropriate contribution refunds. On March 29, 1983, NCC responded by providing a copy of a \$6,000 refund check issued to Thomas Doherty on March 17, 1983.

Mrs. Helen Taylor contributed approximately \$1,690 in excessive contributions during the October Quarterly and Year End reporting periods. The NCC received a \$1,000 contribution from Mrs. Taylor on August 16, 1982, and an additional \$5,000 on September 17, 1982. Mrs. Taylor's total contribution as of September 17, 1982, was \$6,540. Of that amount, NCC made a contribution refund of \$1,540 on its own on October 2, 1982, as indicated on the 12 Day Pre-General Report. An Informational Notice was sent on February 9, 1983, which acknowledged the action taken. Mrs. Helen Taylor, however, contributed another \$100 on December 7 and \$50 on December 22 which was reported on the Year End Reporting. A cover letter filed with the Year End Report indicated that NCC was aware of the excessive contribution and that NCC would be issuing a refund. An RFAI was sent on March 9, 1983. On March 17, 1983, NCC's bookkeeper called to state that NCC would send the appropriate contribution refund. On March 29, 1983, NCC responded by providing a copy of a contribution refund of \$300 issued to Helen Taylor on March 17, 1983.*/

*/ RAD indicated to the NCC that an excessive contribution had been made by Mrs. Helen Taylor but did not list the specific amount to be returned. In turn, the National Congressional Club refunded \$300 to Mrs. Taylor, although the excessive contribution as computed by RAD appears to only be \$150.

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2 U.S.C. § 441a(f) provides that no political committee shall knowingly accept any contribution in excess of the contribution limitations of 2 U.S.C. § 441a(a). 11 CFR § 103.3(b)(1) provides that contributions which appear to be illegal shall be within 10 days either returned to the contributor or deposited into the campaign depository and reported with a notation of possible illegality. If deposited and reported, refunds shall be made within a reasonable time.

Three individuals contributed to the NCC in excess of the statutory limitations. In the case of Frank Darlington, an excess of \$1,200 was contributed and six months passed before NCC refunded the money. Two RFAI notices were sent to NCC during the six month time period.

Thomas Doherty contributed \$6,000 in excess of the limits. Although NCC indicated an awareness of the excessive contributions, no affirmative action was taken until March 1983, approximately five months later. It was necessary for a RFAI notice to be sent in this case also.

NCC voluntarily initiated contribution refunds to Helen Taylor before any RAD action was necessary on October 2, 1982. Mrs. Taylor continued to contribute but NCC returned the excess funds in March 1982, three months later.

Therefore, the Office of General Counsel recommends that the Commission find reason to believe that the National Congressional Club and Carter Wrenn, as treasurer, violated 2 U.S.C. § 441a(f) by accepting excessive contributions from Frank Darlington, Thomas Doherty and Helen Taylor.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Carter Wrenn, Treasurer
National Congressional Club
P.O. Box 18848
Raleigh, North Carolina 27619

Re: MUR 1585

Dear Mr. Wrenn:

On December , 1983, the Federal Election Commission determined that there is reason to believe that your committee, The National Congressional Club and you, as treasurer, violated 2 U.S.C. § 441a(f) a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") by accepting excessive contributions from Frank Darlington, Thomas Doherty and Helen Taylor. 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 and the committee. 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 your committee and you, as treasurer, 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 so desired. 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.

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Carter Wrenn, Treasurer
Page 2

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.

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 Deborah Curry, the attorney assigned to this matter, at (202) 523-4000.

Sincerely,

Enclosures

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

84040455384



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 13, 1983

Mrs. Helen Taylor
439 NE Lakeview Drive
Sebring, Florida 33870

Re: MUR 1585

Dear Mrs. Taylor:

On December 9, 1983, the Federal Election Commission determined that there is reason to believe that you violated 2 U.S.C. § 441a(a)(1)(C) a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") by making an excessive contribution to the National Congressional Club. 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 you 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 so desired. See 11 C.F.R. § 111.18(d).

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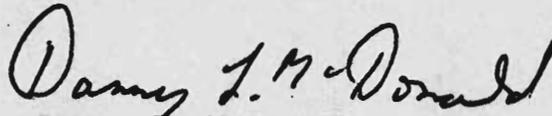
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Mrs. Helen Taylor
Page 2

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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 Deborah Curry, the attorney assigned to this matter, at (202) 523-4000.

Sincerely,



Danny L. McDonald,
Chairman

Enclosures

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

84040455386

FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

RESPONDENT: Helen Taylor

MUR 1585
STAFF MEMBER & TEL. NO.
Deborah Curry
(202) 523-4000

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

After review by the Reports Analysis Division, this matter was referred to the Office of General Counsel because reports of the National Congressional Club (hereinafter "NCC") disclosed the receipt of \$8,890 in excessive contributions from (3) individuals for calendar year 1982.

FACTUAL AND LEGAL ANALYSIS

Mrs. Helen Taylor contributed approximately \$1,690 in excessive contributions during the October Quarterly and Year End reporting periods. The NCC received a \$1,000 contribution from Mrs. Taylor on August 16, 1982, and an additional \$5,000 on September 17, 1982. Mrs. Taylor's total contribution as of September 17, 1982, was \$6,540. Of that amount, NCC made a contribution refund of \$1,540 on its own on October 2, 1982, as indicated on the 12 Day Pre-General Report. An Informational Notice was sent on February 9, 1983, which acknowledged the action taken. Mrs. Helen Taylor, however, contributed another \$100 on December 7 and \$50 on December 22 which was reported on the Year End Reporting. A cover letter filed with the Year End Report indicated that NCC was aware of the excessive contribution and that NCC would be issuing a refund. An RFAI was sent on

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March 9, 1983. On March 17, 1983, NCC's bookkeeper called to state that NCC would send the appropriate contribution refund. On March 29, 1983, NCC responded by providing a copy of a contribution refund of \$300 issued to Helen Taylor on March 17, 1983.*/

2 U.S.C. § 441a(f) provides that no political committee shall knowingly accept any contribution in excess of the contribution limitations of 2 U.S.C. § 441a(a). 11 CFR § 103.3(b)(1) provides that contributions which appear to be illegal shall be within 10 days either returned to the contributor or deposited into the campaign depository and reported with a notation of possible illegality. If deposited and reported, refunds shall be made within a reasonable time.

NCC voluntarily initiated contribution refunds to Helen Taylor before any RAD action was necessary on October 2, 1982. Mrs. Taylor continued to contribute but NCC returned the excess funds in March 1982, three months later.

Therefore, the Office of General Counsel recommends that the Commission find reason to believe that Helen Taylor violated 2 U.S.C. § 441a(a)(1)(C) by making excessive contributions to the National Congressional Club.

*/ RAD indicated to the NCC that an excessive contribution had been made by Mrs. Helen Taylor but did not list the specific amount to be returned. In turn, the National Congressional Club refunded \$300 to Mrs. Taylor, although the excessive contribution as computed by RAD appears to only be \$150.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Mrs. Helen Taylor
439 NE Lakeview Drive
Sebring, Florida 33870

Re: MUR 1585

Dear Mrs. Taylor:

On December , 1983, the Federal Election Commission determined that there is reason to believe that you violated 2 U.S.C. § 441a(a)(1)(C) a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") by making an excessive contribution to the National Congressional Club. 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 you 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 so desired. 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.

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Mrs. Helen Taylor
Page 2

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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Sincerely,

Enclosures

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

84040455390

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
National Congressional Club) MUR 1585

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on December 9, 1983, the Commission decided by a vote of 4-0 to take the following actions in MUR 1585:

1. Find reason to believe that the National Congressional Club and Carter Wrenn, as treasurer, violated 2 U.S.C. § 441a(f).
2. Find reason to believe that Frank Darlington violated 2 U.S.C. § 441a(a)(1)(C).
3. Find reason to believe that Thomas Doherty violated 2 U.S.C. § 441a(a)(1)(C).
4. Find reason to believe that Helen Taylor violated 2 U.S.C. § 441a(a)(1)(C).
5. Approve the letters as attached to the First General Counsel's Report dated December 6, 1983.

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

Attest:

12-9-83
Date

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

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

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

FIRST GENERAL COUNSEL'S REPORT

83 DEC 6 P 4: 21

DATE AND TIME OF TRANSMITTAL MUR 1585
BY OGC TO THE COMMISSION 12-6-83 Staff MEMBER
4:25 Deborah Curry

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: National Congressional Club

RELEVANT STATUTE: 2 U.S.C. §§ 441a(a) (1) (C); 441a(f); 11 CFR
103.3(b) (1)

INTERNAL REPORTS CHECKED: NONE

FEDERAL AGENCIES CHECKED: NONE

SENSITIVE

GENERATION OF THE MATTER

This matter was generated by the Reports Analysis Division after its analysis of the disclosure reports of the National Congressional Club (hereinafter "NCC").

SUMMARY OF ALLEGATIONS

After review by the Reports Analysis Division, this matter was referred to the Office of General Counsel because reports of NCC disclosed the receipt of \$8,890 in excessive contributions from (3) individuals for calendar year 1982.

FACTUAL AND LEGAL ANALYSIS

Frank Darlington contributed \$1,200 in excess of the limits during the October Quarterly reporting period. The specific contribution which exceeded the statutory limit was received by the NCC on August 16, 1982. A Request for Additional Information ("RFAI") was sent February 9, 1983, and a second notice was sent

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March 3, 1983, for failure to respond. On March 17, 1983, the committee's bookkeeper called to state that NCC would send the appropriate contribution refund to Frank Darlington, NCC responded on March 29, 1983, by providing a copy of a \$1,200 contribution refund check dated March 17, 1983.

Thomas Doherty contributed \$6,000 in excess of the limits during the 30 day Post-General and Year End Reporting periods. The specific contribution which exceeded the statutory limit was received by the NCC on October 29, 1982. A cover letter indicated that NCC was aware of the excessive contributions and that NCC would be issuing refunds. However, since this had not occurred, an RFAI was sent on March 9, 1983. On March 17, 1983, NCC's bookkeeper called to state that NCC would send the appropriate contribution refunds. On March 29, 1983, NCC responded by providing a copy of a \$6,000 refund check issued to Thomas Doherty on March 17, 1983.

Mrs. Helen Taylor contributed approximately \$1,690 in excessive contributions during the October Quarterly and Year End reporting periods. The NCC received a \$1,000 contribution from Mrs. Taylor on August 16, 1982, and an additional \$5,000 on September 17, 1982. Mrs. Taylor's total contribution as of September 17, 1982, was \$6,540. Of that amount, NCC made a contribution refund of \$1,540 on its own on October 2, 1982, as indicated on the 12 Day Pre-General Report. An Informational Notice was sent on February 9, 1983, which acknowledged the action taken. Mrs. Helen Taylor, however, contributed another

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\$100 on December 7 and \$50 on December 22 which was reported on the Year End Reporting. A cover letter filed with the Year End Report indicated that NCC was aware of the excessive contribution and that NCC would be issuing a refund. An RFAI was sent on March 9, 1983. On March 17, 1983, NCC's bookkeeper called to state that NCC would send the appropriate contribution refund. On March 29, 1983, NCC responded by providing a copy of a contribution refund of \$300 issued to Helen Taylor on March 17, 1983.^{1/}

2 U.S.C. § 441a(f) provides that no political committee shall knowingly accept any contribution in excess of the contribution limitations of 2 U.S.C. § 441a(a). 11 CFR § 103.3(b)(1) provides that contributions which appear to be illegal shall be within 10 days either returned to the contributor or deposited into the campaign depository and reported with a notation of possible illegality. If deposited and reported, refunds shall be made within a reasonable time.

Three individuals contributed to the NCC in excess of the statutory limitations. In the case of Frank Darlington, an excess of \$1,200 was contributed and six months passed before NCC

^{1/} RAD indicated to the NCC that an excessive contribution had been made by Mrs. Helen Taylor but did not list the specific amount to be returned. In turn, the National Congressional Club refunded \$300 to Mrs. Taylor, although the excessive contribution as computed by RAD appears to only be \$150.

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refunded the money^{2/}. Two RFAI notices were sent to NCC during the six month time period.

Thomas Doherty contributed \$6,000 in excess of the limits. Although NCC indicated an awareness of the excessive contributions, no affirmative action was taken until March 1983, approximately five months later. It was necessary for a RFAI notice to be sent in this case also.

NCC voluntarily initiated contribution refunds to Helen Taylor before any RAD action was necessary on October 2, 1982.

Mrs. Taylor continued to contribute but NCC returned the excess funds in March 1982, three months later.

Therefore, the Office of General Counsel recommends that the Commission find reason to believe that the National Congressional Club and Carter Wrenn, as treasurer, violated 2 U.S.C. § 441a(f) by accepting excessive contributions and that Frank Darlington, Thomas Doherty and Helen Taylor violated 2 U.S.C. § 441a(a) (1) (C) by making excessive contributions to the National Congressional Club.

^{2/} An internal review of reports has revealed that Frank Darlington may be involved in other matters to be referred to this office. It appears that he may have made excessive contributions to other committees and that he may have exceeded his annual individual contribution limit of \$25,000. In order to ensure comprehensive handling, we have requested RAD to conduct a reiveu so that other matters concerning Frank Darlington are handled in a coordinated fashion.

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RECOMMENDATION

1. Find reason to believe that the National Congressional Club and Carter Wrenn, as treasurer, violated 2 U.S.C. § 441a(f).
2. Find reason to believe that Frank Darlington violated 2 U.S.C. § 441a(a) (1) (C).
3. Find reason to believe that Thomas Doherty violated 2 U.S.C. § 441a(a) (1) (C).
4. Find reason to believe that Helen Taylor violated 2 U.S.C. § 441a(a) (1) (C).
5. Approve attached letters.

December 6, 1983
Date

Charles N. Steele
General Counsel

By: 
Kenneth A. Gross
Associate General Counsel

Attachments:

1. Referral Materials (pages 1-37)
2. Summary of Reason to Believe Finding Report (pages 38-46)
3. Proposed Letters (4) (pages 47-54)

84040455396

1

Attachment 1



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 25, 1983

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

FROM: JOHN D. GIBSON
ASSISTANT STAFF DIRECTOR, RAD

SUBJECT: REFERRAL OF NATIONAL CONGRESSIONAL CLUB

This is a referral of National Congressional Club ("NCC"). NCC received and has refunded excessive contributions from individuals which, according to the Review and Referral Procedures (Chart 3), requires further examination by your office.

Please note that the NCC was referred for possible audit on May 25, 1983, but not approved by the Commission on June 9, 1983.

If you have any questions, please contact Mark Kleinman at 357-0026.

Attachments

cc: Commissioners

84040455397

RAD REFERRAL TO OGC
NATIONAL CONGRESSIONAL CLUB
PAGE 2

Mrs. Helen Taylor contributed approximately \$1,690 in excessive contributions during the October Quarterly and Year End reporting periods, (Attachment 2C).^{1/} Of that amount, NCC made a contribution refund of \$1,540 on its own, as indicated on the 12 Day Pre-General Report (Attachment 3). An Informational Notice was sent on February 9, 1983 which acknowledged the action taken (Attachment 6). Mrs. Helen Taylor, however, re-contributed another \$150 during the Year End reporting period.^{2/} A cover letter indicated that NCC was aware of the excessive contribution and that NCC would be issuing a refund (Attachment 4). An RFAI was sent on March 9, 1983 (Attachment 7). On March 17, 1983, NCC's bookkeeper called to state that NCC would send the appropriate contribution refund (Attachment 9). On March 29, 1983, NCC responded by providing a copy of a contribution refund of \$300 issued to Mrs. Helen Taylor on March 17, 1983 (Attachment 11).

IV. OTHER PENDING MATTERS INITIATED BY RAD:

There are no outstanding matters requiring referral to the Office of General Counsel.

^{1/} The following formula was used to derive this amount: \$6,540 (October Quarterly aggregate figure) + \$150 (contributed during Year End period) - \$5,000 (contribution limit).

^{2/} Although the aggregate year-to-date total indicated an additional \$300 in excess was contributed, only \$150 was disclosed on the receipt schedule (Schedule A).

84040155399

NON-PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	EXPENDITURES	TYPE OF FILER COVERAGE DATES	# OF PAGES	RECORD ID# LOCATION
	NATIONAL CONGRESSIONAL CLUB CONNECTED ORGANIZATION NONE			NON PARTY QUALIFIED		10 1C00119370
1901	MISCELLANEOUS REPORT			13AUG01 TO FEC	4	01FEC/204/4330
	STATEMENT OF ORGANIZATION - AMENDMENT			13AUG01	1	01FEC/204/4329
	MID-YEAR REPORT	2,956.666	2,956.666	1JAN01 - 30JUN01	24	01FEC/203/4152
	MID-YEAR REPORT - AMENDMENT	2,956.666	2,956.666	1JAN01 - 30JUN01	35	02FEC/231/4980
	REQUEST FOR ADDITIONAL INFORMATION			1JAN01 - 30JUN01	1	02FEC/230/0280
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JAN01 - 30JUN01	1	02FEC/232/0494
	REQUEST FOR ADDITIONAL INFORMATION			1JAN01 - 30JUN01	1	03FEC/266/0820
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JAN01 - 30JUN01	1	03FEC/267/2403
	YEAR-END	2,052.340	2,052.340	1JAN01 - 31DEC01	316	02FEC/231/3803
	YEAR-END - AMENDMENT	2,052.340	2,052.340	1JUL01 - 31DEC01	7	02FEC/231/5023
	REQUEST FOR ADDITIONAL INFORMATION			1JUL01 - 31DEC01	5	02FEC/230/0274
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JUL01 - 31DEC01	10	02FEC/231/5297
	REQUEST FOR ADDITIONAL INFORMATION			1JUL01 - 31DEC01	1	03FEC/266/0829
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JUL01 - 31DEC01	1	03FEC/267/2402
1902	REPORT FOR ADDITIONAL INFORMATION			1JAN01	1	02FEC/213/2540
	STATEMENT OF ORGANIZATION - AMENDMENT			11FEB02	3	02FEC/223/5304
	STATEMENT OF ORGANIZATION - AMENDMENT			22FEB02	4	02FEC/224/1314
	REQUEST FOR ADDITIONAL INFORMATION 2ND				2	02FEC/223/4060
	APRIL QUARTERLY	1,519.340	1,519.340	1JAN02 - 31MAR02	130	02FEC/229/3647
	APRIL QUARTERLY - AMENDMENT	1,519.340	1,519.340	1JAN02 - 31MAR02	4	02FEC/254/2831
	REQUEST FOR ADDITIONAL INFORMATION			1JAN02 - 31MAR02	1	02FEC/266/4461
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JAN02 - 31MAR02	1	02FEC/263/4043
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JAN02 - 31MAR02	1	03FEC/267/2401
	PRE-PRIMARY	750.410	750.410	1APR02 - 9JUN02	74	02FEC/233/1403
	PRE-PRIMARY - AMENDMENT			1APR02 - 9JUN02	1	02FEC/254/2829
	1ST LETTER INFORMATIONAL POLICE			1APR02 - 9JUN02	1	02FEC/241/5421
	REQUEST FOR ADDITIONAL INFORMATION			1APR02 - 9JUN02	1	03FEC/266/0826
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1APR02 - 9JUN02	1	03FEC/267/2400
	JULY QUARTERLY	270.101	270.101	10JUN02 - 30JUN02	53	02FEC/239/4594
	JULY QUARTERLY - AMENDMENT			10JUN02 - 30JUN02	0	02FEC/254/2836
	JULY QUARTERLY - AMENDMENT			10JUN02 - 30JUN02	0	03FEC/269/3284
	REQUEST FOR ADDITIONAL INFORMATION			10JUN02 - 30JUN02	5	02FEC/267/4463
	REQUEST FOR ADDITIONAL INFORMATION 2ND			10JUN02 - 30JUN02	0	02FEC/253/3482
	REQUEST FOR ADDITIONAL INFORMATION			10JUN02 - 30JUN02	1	03FEC/266/0825
	REQUEST FOR ADDITIONAL INFORMATION 2ND			10JUN02 - 30JUN02	1	03FEC/267/2397
	OCTOBER QUARTERLY	1,105.025	1,105.025	1JUL02 - 30SEP02	200	02FEC/251/4270
	OCTOBER QUARTERLY - AMENDMENT			1JUL02 - 30SEP02	2	03FEC/260/5114
	OCTOBER QUARTERLY - AMENDMENT			1JUL02 - 30SEP02	12	03FEC/269/3292
	REQUEST FOR ADDITIONAL INFORMATION			1JUL02 - 30SEP02	5	03FEC/266/0230
	REQUEST FOR ADDITIONAL INFORMATION			1JUL02 - 30SEP02	1	03FEC/266/0230
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JUL02 - 30SEP02	6	02FEC/267/1970
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JUL02 - 30SEP02	1	03FEC/267/2397
	1ST LETTER INFORMATIONAL POLICE			1JUL02 - 30SEP02	1	03FEC/228/0205
	PRE-GENERAL			08FEB02 - 12OCT02	61	02FEC/250/5010

ATTACHMENT #1

4

NON-PAY RELATED

ORIG TITLE	DOCUMENT	RECEIPTS	EXPENDITURES	TYPE OF FILES COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
	FPI-GENERAL - AMENDMENT REQUEST FOR ADDITIONAL INFORMATION	250,000	165,719	10C102 - 130C102	6	03FEC/260/5107
	REQUEST FOR ADDITIONAL INFORMATION AND			10C102 - 100C102	4	03FEC/267/0243
	REQUEST FOR ADDITIONAL INFORMATION AND			10C102 - 130C102	4	03FEC/267/1977
	POST-GENERAL - AMENDMENT	503,050	503,617	10C102 - 130C102	1	03FEC/267/2390
	POST-GENERAL - AMENDMENT	503,050	503,617	140C102 - 22NOV02	141	03FEC/267/5100
	1ST LETTER INFORMATIONAL NOTICE			140C102 - 22NOV02	4	03FEC/260/5102
	YEAR-END	175,000	173,295	140C102 - 22NOV02	3	03FEC/267/2039
	YEAR-END - AMENDMENT			23NOV02 - 31DEC02	02	03FEC/265/2170
	REQUEST FOR ADDITIONAL INFORMATION			23NOV02 - 31DEC02	3	03FEC/260/5090
	1903 REQUEST FOR ADDITIONAL INFORMATION			23NOV02 - 31DEC02	1	03FEC/267/3102
				1JAN02 - 31MAR03	1	03FEC/266/0027
	TOTAL	9,742,191	0 10,104,521		0	1450 TOTAL PAGES

ALL REPORTS HAVE RECEIVED BASIC REVIEW.

ENDING CASH-ON-HAND (12-31-82) : \$3,164

DEBTS : 78,059

ATTACHMENT #1 CONTINUED

(5)

6

ATTACHMENT #2

84040455402

EXCESSIVE CONTRIBUTIONS FROM INDIVIDUALS FOR CALENDAR YEAR 1985--4 NATIONAL CONGRESSIONAL CLUB

Individual	Excessive Amount (Report Disclosed)	Amount Refunded
1. Frank Darlington	\$1,200 (October Quarterly)	\$1,200
2. Thomas Doherty	\$3,500 (30 Day Post-General)	\$6,000**
	<u>\$2,500</u> (Year-End Report)	
	\$6,000	
3. Mrs. Helen Taylor	\$1,540 (October Quarterly)	\$1,540 (12 Day Pre-General)*
	<u>\$ 150</u> (Year-End Report)	
	\$1,690	
<hr/>		
Total	\$8,890	\$9,040

* Refunded excessive amount on its own.

** Cover letter indicated that NCC was aware of the excessive contributions and would be issuing refunds.

7

8

ATTACHMENT #2A

Frank Darlington

\$6,200 contributed in the aggregate for the calendar year.

\$1,200 excessive amount.

\$1,200 refunded as a result of Request For Additional Information.

84040155404

OF COMMITTEE IN FULL
THE NATIONAL CONGRESSIONAL CLUB

October Quarterly Report

11

NAME	MAILING ADDRESS	NAME OF EMPLOYER OCCUPATION	AGGREGATE YTD	DATE	AMT. OF RCPT. THIS PERIOD
7200887	4R M P CULLEN 7304 NOCHOLS RD OKLAHOMA CITY OK 73120		\$425.00	07/15/82 08/12/82	\$25.00 \$100.00
50232918	4RS A C CULLITON 1718 SEQUOIA AVENUE #3 BURLINGAME CA 94010		\$375.00	07/20/82 08/16/82 09/23/82	\$100.00 \$100.00 \$150.00
67372173	MS ANNIE C CULLITON 729 EL CAMINO APT 28 BURLINGAME CA 94010		\$250.00	09/02/82	\$100.00
03097567	MR LEWIS E CURLEE 143 NAVY MEDICAL CENTER CHARLESTON SC 29408	NAVY HOSPITAL	\$1,500.00	09/20/82	\$500.00
00859449	MR DANIELS JR PO BOX 86 MARTIN NC 27954		\$375.00	07/15/82 09/14/82	\$50.00 \$50.00
40304441	REV W F DARLING 1810 W WEBSTER CHICAGO IL 60614	RCMAN CATH DIOCESSE	\$340.00	08/25/82 09/15/82	\$50.00 \$100.00
46135978	MR FRANK G DARLINGTON 24 WINDING RD LEETSDALE PA 15056		\$6,200.00	07/26/82 07/26/82 08/10/82 08/16/82 08/23/82	\$500.00 \$500.00 \$1,200.00 \$2,000.00 \$1,000.00

MK

MK

12

ATTACHMENT #2B

Thomas Doherty

\$11,000 in contributions for the calendar year.

\$6,000 excessive amount.

\$6,000 refunded as a result of Request For Additional Information, although
NCC had indicated that they were aware of this excessive contribution.

84040455408

NAME OF COMMITTEE IN FULL
THE NATIONAL CONGRESSIONAL CLUB

13

12 Day Pre-General MK

NAME, MAILING ADDRESS

NAME OF EMPLOYER
OCCUPATION

AMT. OF RCPT.
THIS PERIOD

AGGREGATE YTD

DATE

504D1646

MR HENRY L DAY
BOX 930
WALLACE

ID 83873

\$1,000.00

10/04/82 \$500.00

1

00292904

MR H DE COMPIEGNE JR
PO BOX 3418
MIDLAND

TX 79702

SELF

\$700.00

10/04/82 \$200.00

47035375

MRS ISABEL DE RUITER
1009 TREVECCA TWS
NASHVILLE

TN 37210

\$205.00

10/05/82 \$35.00

90194392

MRS MARGARET P DEEBACK
3478 VIA DEL CIELO
FALLBROOK

CA 92028

\$225.00

10/01/82 \$100.00

50015752

MR FRED W DEIBEL
648 W JEWEL
SAINT LOUIS

MO 63122

\$205.00

09/30/82 \$100.00

00683862

THOMAS D DOHERTY
11926 S LA MIRADA BLVD
11926 S LA MIRADASLVD
LA MIRADA

CA 90638

\$1,000.00

10/04/82 \$1,000.00

00440389

MR OTTO E DOHRENWEND
6 PADDINGTON RD
SCARSDALE

NY 10583

\$250.00

10/11/82 \$250.00

MK

14

JAME OF COMMITTEE IN FULL
THE NATIONAL CONGRESSIONAL CLUB

30 Day Post-General MK

JAME, MAILING ADDRESS NAME OF EMPLOYER
OCCUPATION AMT. OF RCPT.
THIS PERIOD

AGGREGATE YTD DATE

00056516 11/02/82 \$25.00
MISS ANNETTE DEVLIN
2005 WINDSOR RD
PETERSBURG VA 23805
\$237.50

48194435 10/14/82 \$25.00
MR JOHN A DI MEGLIO
WHITE HORSE PIKE
ANCORA NJ 08037
\$215.00

50867319 10/25/82 \$100.00
MRS REBECCA DIAL 11/19/82 \$50.00
2852 WOODLAWN AVE
FALLS CHURCH VA 22042
\$1,200.00

5119162 10/18/82 \$300.00
MRS MARIAN S DILLINGHAM
602 S W GEORGE
ORANGE CITY IA 51041
\$500.00

51352343 11/22/82 \$500.00
MRS HELEN MAE DIMIT
1706 S JACKSON ST #403
DENVER CO 80210
\$500.00

46995869 10/15/82 \$15.00
MRS PANSY DISKIN 10/18/82 \$15.00
1415 B STREET 11/01/82 \$25.00
HOOD RIVER OR 97031
\$210.00

46356475 10/18/82 \$30.00
MR R O DODGE 10/25/82 \$60.00
7513 NORTH OLIN
PORTLAND OR 97203
\$210.00

02683862 10/14/82 \$1,500.00
MR THOMAS D DOWERTY 10/29/82 \$3,000.00
7039 ALONDRA BLVD 11/22/82 \$3,000.00
11926 S LA MIRADABLVD
LA MIRADA CA 90638
\$8,500.00

MK

MK

NAME OF COMMITTEE IN FULL
THE NATIONAL CONGRESSIONAL CLUB

Year-End **MK**

15

NAME, MAILING ADDRESS

NAME OF EMPLOYER
OCCUPATION

AMT. OF RCPT.
THIS PERIOD

AGGREGATE YTD DATE

 46854180
 MRS JEANNE DEUTSCH
 12329 FEDERAL RD
 DES PERES MD 63131

12/03/82 \$100.00

\$350.00

 02260206
 DR JAMES L DEVEREUX
 1630 MOCKINGBIRD LANE
 CHARLOTTE NC 28209

SELF EMPLOYED 12/02/82 \$25.00

\$345.00

 00056516
 MISS ANNETTE DEVLIN
 3005 WINDSOR RD
 PETERSBURG VA 23205

12/03/82 \$25.00

\$262.50

 44401065
 MR ROBERT A DEWESE
 10605 WESTON ROAD BOX 188
 WESTON OH 43569

12/30/82 \$75.00

\$325.00

 51149162
 MRS MARIAN S DILLINGHAM
 102 S W GEORGE
 ORANGE CITY IA 51041

11/23/82 \$100.00

12/21/82 \$300.00

\$900.00

 45370690
 FRANK A DIMATTEO
 3000 DURBIN PLACE
 FALLS CHURCH VA 22041

US ARMY CORPS OF ENG 12/06/82 \$25.00

\$210.00

 46356475
 MR R O DODGE
 7513 NORTH OLIN
 PORTLAND OR 97203

12/06/82 \$60.00

\$270.00

 02683862
 MR THOMAS D DOHERTY
 7039 ALONDRA BLVD
 11026 S LA MIPADABLVD
 LA MIRADA CA 90638

12/09/82 \$2,000.00

12/09/82 \$500.00

\$11,000.00

MK

MK

16

ATTACHMENT #2C

Mrs. Helen Taylor

\$6,690 in contributions for the calendar year.

~~\$1,690 in excessive contributions.~~

\$1,840 in contribution refunds. \$1,540 was refunded by NCC on its own. \$300 was refunded after a Request For Additional Information was sent, although NCC had indicated that they were aware of this excessive contribution.

84040455412

NAME OF COMMITTEE IN FULL
THE NATIONAL CONGRESSIONAL CLUB

(17)

April Quarterly MK

NAME, MAILING ADDRESS	NAME OF EMPLOYER OCCUPATION	AGGREGATE YTD \$1,000.00	DATE	AMT. OF RCPT. THIS PERIOD
0065503 MR RONALD I STOUT PT 1 BOX 412-A MONROE NC 28110	STOUT ENTERPRISES	\$1,000.00	02/12/82	\$1,000.00
01980899 MR ROBERT R STRAWN PO BOX 1709 DELAND FL 32720		\$300.00	03/11/82	\$300.00
0000975 MR T H STUBES JR 217 BROAD ST DRAWER 1654 WERN NC 28560		\$1,000.00	01/04/82	\$1,000.00
0021109 MR SAMUEL A SUE 66 W WENDOVER AVE GREENSBORO NC 27408		\$300.00	01/13/82 03/03/82	\$200.00 \$100.00
0071661 ADMIRAL JOHN R SULLIVAN 19120 ASHBURTON LN WASHINGTON DC 20034		\$250.00	03/17/82	\$250.00
00750689 MRS HELEN A TAYLOR 439 NE LAKEVIEW DR SEBRING FL 33870		\$400.00	01/07/82 03/02/82	\$200.00 \$200.00
00357526 MRS J I TAYLOR 2930 KENT DRIVE OKLAHOMA CITY OK 73120	TAYLOR ESTATES	\$1,000.00	03/05/82	\$1,000.00
45586057 MR JAGUELIN E TAYLOR 9TH AND MAIN ST 213 ROSS RICHMOND VA 23219		\$500.00	03/29/82	\$500.00

18

NAME OF COMMITTEE IN FULL
THE NATIONAL CONGRESSIONAL CLUB

12 Day Pre-Primary

HOME, MAILING ADDRESS

NAME OF EMPLOYER
OCCUPATION

AMT. OF RCPT.
THIS PERIOD

AGGREGATE YTD DATE

5320603 04/26/82 \$100.00

J M STILES

PO BOX 351

SEBRING

FL 33878

\$400.00

5287960 05/10/82 \$200.00

JOE M STILES SR

107 E LAKEVIEW DR

SEBRING

FL 33870

\$900.00

5427 03/31/82 \$1,000.00

W STODDARD

MONMOUTH RD

ROCHESTER

MA 01609

(P)

\$1,000.00

52505 05/18/82 \$250.00

ROBERT L STOWE III

302

302

NC 28012

\$350.00

59992 06/03/82 \$100.00

L V STUART

FAIRVIEW

OKLA

OK 74066

\$250.00

57393 04/29/82 \$250.00

ADM JOHN R SULLIVAN

ASHBURTON LANE

BETHESDA

MD 20034

05/26/82

\$250.00

\$750.00

50750689 04/13/82 \$25.00

MRS HELEN A TAYLOR

339 NE LAKEVIEW DR

SEBRING

FL 33870

04/16/82

\$50.00

05/28/82

\$50.00

\$525.00

MK

MK

ATTACHMENT #2C CONTINUED

LINE NUMBER 11A

JAME OF COMMITTEE IN FULL
THE NATIONAL CONGRESSIONAL CLUB

19

October Quarterly MK

JAME, MAILING ADDRESS	NAME OF EMPLOYER OCCUPATION	AMT. OF RCPT. THIS PERIOD
-----------------------	--------------------------------	------------------------------

	AGGREGATE YTD	DATE	
47727758		07/21/82	\$50.00
45 ADELE L TACEY		08/11/82	\$25.00
505 RIVER BEND RD		08/26/82	\$50.00
GREAT FALLS VA 22066		09/16/82	\$100.00
		09/29/82	\$50.00
	\$350.00		

30543787		07/27/82	\$500.00
4R JOHN G TALCOTT JR			
SANDWICH ROAD			
PLYMOUTH VA C2360			
	\$500.00		

5004379		07/16/82	\$50.00
MR EDWARD LEE TALTON		08/06/82	\$50.00
PO BOX 614		09/02/82	\$25.00
WEST JEFFERSON NC 28694			
	\$210.00		

50229000		07/15/82	\$100.00
MR EDWIN TAYLOR		08/09/82	\$100.00
2225 UNION STREET			
SANCT JOSEPH MO 64506			
	\$250.00		

00750699		07/08/82	\$15.00
MRS HELEN A TAYLOR		08/16/82	\$1,000.00
430 NE LAKEVIEW DRIVE		09/17/82	\$5,000.00
SEBRING FL 33870			
	\$6,540.00		

00357526	TAYLOR ESTATES	07/27/82	\$500.00
MRS J I TAYLOR		09/02/82	\$2,000.00
2930 KENT DRIVE		09/03/82	\$1,000.00
OKLAHOMA CITY OK 73120			
	\$4,500.00		

00771156	TAYLOR LUMBER & LAND CO	07/15/82	\$500.00
MR JOHN T TAYLOR			
PO BOX 1062			
NEW BERN NC 28560			
	\$1,300.00		

NAME OF COMMITTEE IN FULL
THE NATIONAL CONGRESSIONAL CLUB

20

Year-End MK

NAME, MAILING ADDRESS

NAME OF EMPLOYER
OCCUPATION

AMT. OF RCPT.
THIS PERIOD

AGGREGATE YTD DATE

0533845		12/01/82	\$50.00
MR W L SURBROOK			
34 GRAVES ST			
BERNERSVILLE	NC 27284		

\$310.00

0327769		12/17/82	\$75.00
MR V P SZUSZITZKY			
PO BOX 41			
ESD	NM 88136		

\$240.00

7727758		12/02/82	\$25.00
MS ADELE L TACEY		12/06/82	\$50.00
275 RIVER BEND RD			
ROST FALLS	VA 22066		

\$540.00

11392050		12/30/82	\$100.00
MR RAYMOND S TALTON			
2208 WHITMAN RD			
RALEIGH	NC 27607		

\$250.00

2276200		12/03/82	\$500.00
MR GEN E TATE JR			
2017 CAREW TOWER			
CINCINNATI	OH 45203		

\$500.00

50473877		12/07/82	\$100.00
MRS HELEN A TAYLOR		12/22/82	\$50.00
339 N E LAKEVIEW DRIVE			
SEBRING	FL 33870		

\$6,840.00

0810053		12/13/82	\$25.00
MR W W TAYLOR			
TAYLOR ROAD			
MANNA CITY	IL 61536		

\$490.00

NOTE: ATTACHMENTS #3 - #11 ARE IN CHRONOLOGICAL ORDER

84040455417

ITEMIZED DISBURSEMENTS
ATTACHMENT #3

LINE NUMBER (Use space schedule) for each category of the Detailed Summary Page

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Any information copied from such Reports and 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)

The National Congressional Club

12 Day Pre-General

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Helen A. Taylor 439 N.E. Lakeview Drive Sebring, FL 33870	Contribution refund Disbursement for: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	10/2/82	1,540.00
B. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
SUBTOTAL of Disbursements This Page (optional)			
TOTAL This Period (last page this line number only)			1,540.00

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Year-End

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Senator Jesse Helms
Senator John East
Honorary Chairman



The National Congressional Club

EXECUTIVE COMMITTEE

January 30, 1983

Thomas F. Ellis
Chairman

Carter Wrenn
Treasurer

Hugh Clathan
Ed Morris
Marion Parrott
W. T. Joyner, Jr.

Federal Election Commission
Office of Public Records
1325 K. Street NW
Washington, DC 20463

Gentle:

We are aware that Mr. Thomas D. Doherty and Mrs. Helen Taylor have over-contributed for 1982 and we will be issuing refunds.

Sincerely,

Carter Wrenn
Carter Wrenn

CW/ab

cc: NC State Board of Elections

84040455419

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P.O. Box 18848 • 3825 Barrett Drive • Raleigh, North Carolina 27609 • (919) 782-5700
311 1st Street NW • Washington, D.C. 20001 • (202) 783-6729

The foregoing material together with all attachments and enclosures is authorized and sent for by The National Congressional Club Thomas F. Ellis, Chairman, Carter Wrenn, Treasurer. A copy of our report is filed with the FEC and is available for purchase from the FEC, Washington, D.C.

24



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

RO-2

9 February 1983

Carter Wrenn, Treasurer
The National Congressional Club
P.O. Box 18848
Raleigh, NC 27619

Identification Number: C00119370

Reference: October Quarterly Report (7/1/82-9/30/82)

Dear Mr. Wrenn:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Please clarify the in-kind contribution to Red McDaniel for Congress described as "Loan-State Bank of Ral."

You are advised that 2 U.S.C. 441b(a) prohibits any national bank, or any corporation organized by authority of any law of Congress from making a contribution in connection with any election.

Although the Commission may take further legal steps concerning the acceptance of a prohibited contribution, prompt action by you to refund the full amount (on Line 26 of the Detailed Summary Page of your next report) will be taken into consideration by the Commission.

In addition, the above-mentioned loan has not been shown on the loan schedule (Schedule C), the receipt schedule (Schedule A), and shown on the appropriate lines of the Summary Page and Detailed Summary Page.

-Schedule A of your report (pertinent portion(s) attached) discloses a contribution(s) which appears to exceed the limits set forth in the Act. The Act precludes a committee from receiving contributions from another political committee or an individual in excess of \$5,000 per calendar year. (2 U.S.C. 441a(f)) If you have received a contribution that exceeds the limits, the Commission recommends that you refund to the donor the amount in excess of \$5,000. Please inform the Commission, in writing, of the refund and provide a photocopy of your check sent to the donor. In addition, any refund should be disclosed on Line 26(a) of Schedule B of your next report.

If you find the contribution(s) in question was disclosed

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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(s), your prompt refund of the excessive amount to the donor will be taken into consideration by the Commission.

MK

MK - Your report discloses contributions which may have been drawn on corporate accounts (pertinent portions attached). You are advised that contributions from corporations are prohibited by the Act, unless made from separate segregated funds established by the corporations. (2 U.S.C. 441b) If you have received corporate contributions, the Commission recommends that you refund the full amounts to the donors. The Commission should be notified, in writing, if such refunds are necessary. In addition, refunds should be itemized on Schedule B for Line 26(a) on your next report.

Although the Commission may take further legal steps concerning the acceptance of prohibited contributions, prompt action on your part to refund any such prohibited contributions will be taken into consideration by the Commission.

If you find, however, that the contributions in question were not drawn from prohibited corporate accounts, and there is another suitable explanation regarding the manner in which such entries have been disclosed, please clarify this matter for the public record.

An amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission 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) 357-0026.

Sincerely,

Mark Kleinman

Mark Kleinman
Reports Analyst
Reports Analysis Division

86404045421



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

RO-2

9 February 1983

Carter Wrenn, Treasurer
The National Congressional Club
P.O. Box 18848
Raleigh, NC 27619

Identification Number: C00119370

References: 12 Day Pre-General Report (10/1/82-10/13/82)

Dear Mr. Wrenn:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Your report discloses a contribution which may have been drawn on a corporate account (pertinent portion attached). You are advised that contributions from corporations are prohibited by the Act, unless made from separate segregated funds established by the corporations. (2 U.S.C. 441b) If you have received a corporate contribution, the Commission recommends that you refund the full amount to the donor. The Commission should be notified, in writing, if such a refund is necessary. In addition, refunds should be itemized on Schedule B on Line 26(a) on your next report.

Although the Commission may take further legal steps concerning the acceptance of a prohibited contribution, prompt action on your part to refund any such prohibited contribution will be taken into consideration by the Commission.

If you find, however, that the contribution in question was not drawn from a prohibited corporate account, and there is another suitable explanation regarding the manner in which such an entry has been disclosed, please clarify this matter for the public record.

-The Commission notes the refund of the excessive contribution (pertinent portion attached). Although the Commission may take further legal steps concerning the acceptance of an excessive contribution, the prompt action by your committee in refunding the contribution will be taken into consideration.

MK The outstanding balance of a debt owed to a creditor at the close of one report should be exactly the same as the beginning outstanding balance of the next. The October MK

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Quarterly Report shows an ending balance to IBM Corporation of \$702, while this report shows a beginning balance of \$1,170. (11 CFR 104.3(d))

An amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission 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) 357-0026.

Sincerely,

Mark Kleinman

Mark Kleinman
Reports Analyst
Reports Analysis Division

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-3

March 3, 1983

Carter Wrenn, Treasurer
The National Congressional Club
P.O. Box 18848
Raleigh, NC 27619

Identification Number: C00119370

Reference: October Quarterly Report (7/1/82-9/30/82)

Dear Mr. Wrenn:

This letter is to inform you that as of March 2, 1983, the Commission has not received your response to our request for additional information, dated February 9, 1983. 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 Mark Kleinman on our toll-free number (800) 424-9530 or our local number (202) 357-0026.

Sincerely,

John D. Gibson
Assistant Staff Director
Reports Analysis Division

Enclosure

84040455424

29



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

RO-2

9 March 1983

Carter Wrenn, Treasurer
National Congressional Club
P.O. Box 18848
3825 Barrett Drive
Raleigh, NC 27619

Identification Number: C00119370

Reference: Year End Report (11/23/82-12/31/82)

YE

Dear Mr. Wrenn:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-On the debt schedule (Schedule D) for the 30 Day Post-General Report, you show a debt to Diversified Mail Marketing, Inc. with an outstanding balance of \$2,024. However, this report does not show this debt on Schedule D. Please explain this discrepancy.

-The Commission notes the intended refund of the excessive contributions. Although the Commission may take further legal steps concerning the acceptance of the prohibited contributions, the prompt action by your committee in refunding the contributions will be taken into consideration.

MK

MK

An amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission 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) 357-0026.

Sincerely,

Mark Kleinman

Mark Kleinman
Reports Analyst
Reports Analysis Division

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TELECON TO THE FILE: NATIONAL CONGRESSIONAL CLUB

FROM : MARK KLEINMAN

DATE : 3-17-83

RE: Excessive contributions from Frank Darlington, Helen Taylor and Thomas Doherty

I spoke with Kathy Hardison, bookkeeper, (919) 782-5700. She called to state that the appropriate contribution refunds would be issued to the appropriate individuals.

Kathy Hardison, bookkeeper
(919) 782-5700

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HAND DELIVERED

83 MAR 29

P 2:06
Thomas F. Ellis
Chairman
Carter Wrenn
Treasurer

(31)

Senator Jesse Helms
Senator John East
Honorary Chairmen

The National
Congressional Club

March 21, 1983

Mr. Mark Kleinman
Federal Election Commission
Reports Analysis Division
1325 K Street, NW
Washington, DC 20463

Identification Number: C00119370
Reference: October Quarterly Report (7/1/82-9/30/82)

Dear Mr. Kleinman:

Red McDaniel for Congress Committee received the proceeds of a bank loan signed by individuals. The National Congressional Club paid off the loan secured by the signatures of individuals in addition to any interest due on the full amount of the loan. Since The National Congressional Club never owed the loan nor received the proceeds of the loan, we did not show any activity on Schedule C nor Schedule A. If this transaction should have been reflected in a way other than originally reported, please advise.

The contribution received in excess of the limit of \$5,000 from Mr. Frank G. Darlington in the amount of \$1,200 has been refunded. A copy of the refund check is enclosed. This refund will be reported on our next FEC report for 7/31/83.

The contributions received of Mr. K.R. McDonald are personal and not corporate. To clear any misunderstanding, we have noted that his address should read in care of Sante Fe Engineers, Inc.

Our caging procedures instruct that any corporate checks received are not deposited and are returned to the potential contributor. The contributions from Mr. Leo J. Simon are not corporate insofar as our records indicate. However, we have requested a photo copy of his contribution from our bank so that we can determine absolutely whether his contributions are personal or whether in error they were deposited. Upon receipt of the photo copy which takes four to five weeks, we will notify you so that this question may be cleared.

If you have any further questions regarding the above referenced report, please feel free to contact us.

Sincerely,

Carter Wrenn
Carter Wrenn
Treasurer

skh/

P.O. Box 18848 • 3825 Barrett Drive • Raleigh, North Carolina 27609 • (919) 782-5700

The foregoing material together with all attachments and enclosures is authorized and paid for solely by
The National Congressional Club, Thomas F. Ellis, Chairman, Carter Wrenn, Treasurer.

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RECEIVED AT THE FEB
HAND DELIVERED

83 MAR 29

P. 2: 06
Thomas F. Ellis
Chairman
Carter Wrenn
Treasurer

33

Senator Jesse Helms
Senator John East
Honorary Chairmen



The National
Congressional Club

March 21, 1983

Mr. Mark Kleinman
Federal Election Commission
Reports Analysis Division
1325 K Street, NW
Washington, DC 20463

Identification Number: C00119370
Reference: Year End Report (11/23/82-12/31/82)

Dear Mr. Wrenn:

The discrepancy in the ending balance of the debt to Diversified Mail Marketing, Inc. has been corrected in the previous report (30 Day Post-General Report). It was paid in the previous report and should not show as a debt on Schedule D.

Contribution refunds referenced in our letters accompanying the Year End Report have been made and copies of the checks are enclosed.

If you have any further questions, please feel free to contact me.

Sincerely,

Carter Wrenn
Carter Wrenn
Treasurer

skh/

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READ
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m/s

P.O. Box 18848 • 3825 Barrett Drive • Raleigh, North Carolina 27609 • (919) 782-5700

The foregoing material together with all attachments and enclosures is authorized and paid for solely by
The National Congressional Club, Thomas F. Ellis, Chairman, Carter Wrenn, Treasurer

THE NATIONAL CONGRESSIONAL CLUB

No 16856

P. O. BOX 18848

ATTACHMENT #11 CONTINUED

RALEIGH, N. C. 27618

March 17,

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PAY TO THE
ORDER OF

Mr. Thomas D. Doherty

\$ 6,000.00

SIX THOUSAND AND NO/100

DOLLARS

FIRST CITIZENS BANK

First Citizens Bank & Trust Company
Raleigh, N.C. 27602

⑆00016856⑆ ⑆053100300⑆0861122499⑆

DETACH AND RETAIN THIS STATEMENT

THE ATTACHED CHECK IS IN PAYMENT OF ITEMS DESCRIBED BELOW
IF NOT CORRECT PLEASE NOTIFY US PROMPTLY NO RECEIPT DESIRED

THE NATIONAL CONGRESSIONAL CLUB

DATE	DESCRIPTION	AMOUNT
3/17/83	P. O. #1234 - Contribution Refund	\$6,000.00

Direct Mail/JMI/skh

Kathie Harden

PURCHASING AGENT

ORIGINAL

34



84040155430

THE NATIONAL CONGRESSIONAL CLUB

No 16858

P. O. BOX 18848
RALEIGH, N. C. 27619

ATTACHMENT #11 CONTINUED

88-30
631

March 17, 1983

PAY TO THE ORDER OF Mrs. Helen A. Taylor

\$ 300.00

THREE HUNDRED AND NO/100

DOLLARS

FIRST CITIZENS BANK
First Citizens Bank & Trust Company
Raleigh, N.C. 27602

⑆00016858⑆ ⑆053100300⑆0861122499⑆

DETACH AND RETAIN THIS STATEMENT
THE ATTACHED CHECK IS IN PAYMENT OF ITEMS DESCRIBED BELOW
IF NOT CORRECT PLEASE NOTIFY US PROMPTLY NO RECEIPT REQUIRED

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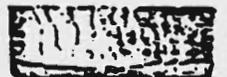
THE NATIONAL CONGRESSIONAL CLUB

DATE	DESCRIPTION	AMOUNT
3/17/83	P. O. #1236 - Contribution Refund (over contributed) 1982	\$300.00

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PURCHASING AGENT

ORIGINAL



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FEDERAL ELECTION COMMISSION

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

Attachment 2

RESPONDENT: National Congressional Club

MUR 1585
STAFF MEMBER & TEL. NO.
Deborah Curry
(202) 523-4000

SOURCE OF MUR: INTERNALLY GENERATED

SUMMARY OF ALLEGATIONS

After review by the Reports Analysis Division, this matter was referred to the Office of General Counsel because reports of the National Congressional Club (hereinafter "NCC") disclosed the receipt of \$8,890 in excessive contributions from (3) individuals for calendar year 1982.

FACTUAL BASIS AND LEGAL ANALYSIS

Frank Darlington contributed \$1,200 in excess of the limits during the October Quarterly reporting period. The specific contribution which exceeded the statutory limit was received by the NCC on August 16, 1982. A Request for Additional Information ("RAI") was sent February 9, 1983, and a second notice was sent March 3, 1983, for failure to respond. On March 17, 1983, the committee's bookkeeper called to state that NCC would send the appropriate contribution refund to Frank Darlington, NCC responded on March 29, 1983; by providing a copy of a \$1,200 contribution refund check dated March 17, 1983.

Thomas Doherty contributed \$6,000 in excess of the limits during the 30 day Post-General and Year End Reporting periods. The specific contribution which exceeded the statutory limit was received by the NCC on October 29, 1982. A cover letter indicated that NCC was aware of the excessive contributions and that NCC would be issuing refunds. However, since this had not

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occurred, an RFAI was sent on March 9, 1983. On March 17, 1983, NCC's bookkeeper called to state that NCC would send the appropriate contribution refunds. On March 29, 1983, NCC responded by providing a copy of a \$6,000 refund check issued to Thomas Doherty on March 17, 1983.

Mrs. Helen Taylor contributed approximately \$1,690 in excessive contributions during the October Quarterly and Year End reporting periods. The NCC received a \$1,000 contribution from Mrs. Taylor on August 16, 1982, and an additional \$5,000 on September 17, 1982. Mrs. Taylor's total contribution as of September 17, 1982, was \$6,540. Of that amount, NCC made a contribution refund of \$1,540 on its own on October 2, 1982, as indicated on the 12 Day Pre-General Report. An Informational Notice was sent on February 9, 1983, which acknowledged the action taken. Mrs. Helen Taylor, however, contributed another \$100 on December 7 and \$50 on December 22 which was reported on the Year End Reporting. A cover letter filed with the Year End Report indicated that NCC was aware of the excessive contribution and that NCC would be issuing a refund. An RFAI was sent on March 9, 1983. On March 17, 1983, NCC's bookkeeper called to state that NCC would send the appropriate contribution refund. On March 29, 1983, NCC responded by providing a copy of a contribution refund of \$300 issued to Helen Taylor on March 17, 1983.*

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*/ RAD indicated to the NCC that an excessive contribution had been made by Mrs. Helen Taylor but did not list the specific amount to be returned. In turn, the National Congressional Club refunded \$300 to Mrs. Taylor, although the excessive contribution as computed by RAD appears to only be \$150.

2 U.S.C. § 441a(f) provides that no political committee shall knowingly accept any contribution in excess of the contribution limitations of 2 U.S.C. § 441a(a). 11 CFR § 103.3(b)(1) provides that contributions which appear to be illegal shall be within 10 days either returned to the contributor or deposited into the campaign depository and reported with a notation of possible illegality. If deposited and reported, refunds shall be made within a reasonable time.

Three individuals contributed to the NCC in excess of the statutory limitations. In the case of Frank Darlington, an excess of \$1,200 was contributed and six months passed before NCC refunded the money. Two RFAI notices were sent to NCC during the six month time period.

Thomas Doherty contributed \$6,000 in excess of the limits. Although NCC indicated an awareness of the excessive contributions, no affirmative action was taken until March 1983, approximately five months later. It was necessary for a RFAI notice to be sent in this case also.

NCC voluntarily initiated contribution refunds to Helen Taylor before any RAD action was necessary on October 2, 1982. Mrs. Taylor continued to contribute but NCC returned the excess funds in March 1982, three months later.

Therefore, the Office of General Counsel recommends that the Commission find reason to believe that the National Congressional Club and Carter Wrenn, as treasurer, violated 2 U.S.C. § 441a(f) by accepting excessive contributions from Frank Darlington, Thomas Doherty and Helen Taylor.

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FEDERAL ELECTION COMMISSION

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR 1585
STAFF MEMBER & TEL. NO.
Deborah Curry
(202) 523-4000

RESPONDENT: Frank Darlington

SOURCE OF MUR: INTERNALLY GENERATED

SUMMARY OF ALLEGATIONS

After review by the Reports Analysis Division, this matter was referred to the Office of General Counsel because reports of the National Congressional Club (hereinafter "NCC") disclosed the receipt of \$8,890 in excessive contributions from (3) individuals for calendar year 1982.

FACTUAL BASIS AND LEGAL ANALYSIS

Frank Darlington contributed \$1,200 in excess of the limits during the October Quarterly reporting period. The specific contribution which exceeded the statutory limit was received by the NCC on August 16, 1982. A Request for Additional Information ("RAI") was sent February 9, 1983, and a second notice was sent March 3, 1983, for failure to respond. On March 17, 1983, the committee's bookkeeper called to state that NCC would send the appropriate contribution refund to Frank Darlington, NCC responded on March 29, 1983, by providing a copy of a \$1,200 contribution refund check dated March 17, 1983.

2 U.S.C. § 441a(f) provides that no political committee shall knowingly accept any contribution in excess of the contribution limitations of 2 U.S.C. § 441a(a). 11 CFR § 103.3(b)(1) provides that contributions which appear to be illegal shall be within 10 days either returned to the

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contributor or deposited into the campaign depository and reported with a notation of possible illegality. If deposited and reported, refunds shall be made within a reasonable time.

In the case of Frank Darlington, an excess of \$1,200 was contributed and six months passed before NCC refunded the money. Two RFAI notices were sent to NCC during the six month time period.

Therefore, the Office of General Counsel recommends that the Commission find reason to believe that Frank Darlington violated 2 U.S.C. § 441a(a)(1)(C) by making excessive contributions to the National Congressional Club.

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FEDERAL ELECTION COMMISSION

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR 1585
STAFF MEMBER & TEL. NO.
Deborah Curry
(202) 523-4000

RESPONDENT: Thomas Doherty

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

After review by the Reports Analysis Division, this matter was referred to the Office of General Counsel because reports of the National Congressional Club (hereinafter "NCC") disclosed the receipt of \$8,890 in excessive contributions from (3) individuals for calendar year 1982.

FACTUAL BASIS AND LEGAL ANALYSIS

Thomas Doherty contributed \$6,000 in excess of the limits during the 30 day Post-General and Year End Reporting periods. The specific contribution which exceeded the statutory limit was received by the NCC on October 29, 1982. A cover letter indicated that NCC was aware of the excessive contributions and that NCC would be issuing refunds. However, since this had not occurred, an RFAI was sent on March 9, 1983. On March 17, 1983, NCC's bookkeeper called to state that NCC would send the appropriate contribution refunds. On March 29, 1983, NCC responded by providing a copy of a \$6,000 refund check issued to Thomas Doherty on March 17, 1983.

2 U.S.C. § 441a(f) provides that no political committee shall knowingly accept any contribution in excess of the contribution limitations of 2 U.S.C. § 441a(a). 11 CFR § 103.3(b)(1) provides that contributions which appear to be illegal shall be within 10 days either returned to the

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contributor or deposited into the campaign depository and reported with a notation of possible illegality. If deposited and reported, refunds shall be made within a reasonable time.

Thomas Doherty contributed \$6,000 in excess of the limits. Although NCC indicated an awareness of the excessive contributions, no affirmative action was taken until March 1983, approximately five months later. It was necessary for a RFAI notice to be sent in this case also.

Therefore, the Office of General Counsel recommends that the Commission find reason to believe that Thomas Doherty violated 2 U.S.C. § 441a(a)(1)(C) by making excessive contributions to the National Congressional Club.

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FEDERAL ELECTION COMMISSION

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR 1585
STAFF MEMBER & TEL. NO.
Deborah Curry
(202) 523-4000

RESPONDENT: Helen Taylor

SOURCE OF MUR: INTERNALLY GENERATED

SUMMARY OF ALLEGATIONS

After review by the Reports Analysis Division, this matter was referred to the Office of General Counsel because reports of the National Congressional Club (hereinafter "NCC") disclosed the receipt of \$8,890 in excessive contributions from (3) individuals for calendar year 1982.

FACTUAL AND LEGAL ANALYSIS

Mrs. Helen Taylor contributed approximately \$1,690 in excessive contributions during the October Quarterly and Year End reporting periods. The NCC received a \$1,000 contribution from Mrs. Taylor on August 16, 1982, and an additional \$5,000 on September 17, 1982. Mrs. Taylor's total contribution as of September 17, 1982, was \$6,540. Of that amount, NCC made a contribution refund of \$1,540 on its own on October 2, 1982, as indicated on the 12 Day Pre-General Report. An Informational Notice was sent on February 9, 1983, which acknowledged the action taken. Mrs. Helen Taylor, however, contributed another \$100 on December 7 and \$50 on December 22 which was reported on the Year End Reporting. A cover letter filed with the Year End Report indicated that NCC was aware of the excessive contribution and that NCC would be issuing a refund. An RFAI was sent on

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March 9, 1983. On March 17, 1983, NCC's bookkeeper called to state that NCC would send the appropriate contribution refund. On March 29, 1983, NCC responded by providing a copy of a contribution refund of \$300 issued to Helen Taylor on March 17, 1983.*/

2 U.S.C. § 441a(f) provides that no political committee shall knowingly accept any contribution in excess of the contribution limitations of 2 U.S.C. § 441a(a). 11 CFR § 103.3(b)(1) provides that contributions which appear to be illegal shall be within 10 days either returned to the contributor or deposited into the campaign depository and reported with a notation of possible illegality. If deposited and reported, refunds shall be made within a reasonable time.

NCC voluntarily initiated contribution refunds to Helen Taylor before any RAD action was necessary on October 2, 1982. Mrs. Taylor continued to contribute but NCC returned the excess funds in March 1982, three months later.

Therefore, the Office of General Counsel recommends that the Commission find reason to believe that Helen Taylor violated 2 U.S.C. § 441a(a)(1)(C) by making excessive contributions to the National Congressional Club.

*/ RAD indicated to the NCC that an excessive contribution had been made by Mrs. Helen Taylor but did not list the specific amount to be returned. In turn, the National Congressional Club refunded \$300 to Mrs. Taylor, although the excessive contribution as computed by RAD appears to only be \$150.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Attachment 3

Carter Wrenn, Treasurer
National Congressional Club
P.O. Box 18848
Raleigh, North Carolina 27619

Re: MUR 1585

Dear Mr. Wrenn:

On December , 1983, the Federal Election Commission determined that there is reason to believe that your committee, The National Congressional Club and you, as treasurer, violated 2 U.S.C. § 441a(f) a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") by accepting excessive contributions from Frank Darlington, Thomas Doherty and Helen Taylor. 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 and the committee. 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 your committee and you, as treasurer, 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 so desired. 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.

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Carter Wrenn, Treasurer
Page 2

48

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.

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 Deborah Curry, the attorney assigned to this matter, at (202) 523-4000.

Sincerely,

Enclosures

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

84040455444

49



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Frank Darlington
24 Winding Road
Leetsdale, Pennsylvania 15056

Re: MUR 1585

Dear Mr. Darlington:

On December , 1983, the Federal Election Commission determined that there is reason to believe that you violated 2 U.S.C. § 441a(a)(1)(C) a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") by making an excessive contribution to the National Congressional Club. 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 you 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 so desired. 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.

84040415445

Frank Darlington
Page 2

50

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.

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 Deborah Curry, the attorney assigned to this matter, at (202) 523-4000.

Sincerely,

Enclosures

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

84040155446

51



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Thomas Doherty
11926 S LaMirada Blvd.
LaMirada, California 90638

Re: MUR 1585

Dear Mr. Doherty:

On December , 1983, the Federal Election Commission determined that there is reason to believe that you violated 2 U.S.C. § 441a(a)(1)(C) a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") by making an excessive contribution to the National Congressional Club. 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 you 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 so desired. 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.

84040455447

Thomas Doherty
Page 2

52

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.

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 Deborah Curry, the attorney assigned to this matter, at (202) 523-4000.

Sincerely,

Enclosures

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

84040455448



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

53

Mrs. Helen Taylor
439 NE Lakeview Drive
Sebring, Florida 33870

Re: MUR 1585

Dear Mrs. Taylor:

On December , 1983, the Federal Election Commission determined that there is reason to believe that you violated 2 U.S.C. § 441a(a)(1)(C) a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). by making an excessive contribution to the National Congressional Club. 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 you 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 so desired. 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.

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54

Mrs. Helen Taylor
Page 2

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.

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 Deborah Curry, the attorney assigned to this matter, at (202) 523-4000.

Sincerely,

Enclosures

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

84040455450

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
National Congressional Club)

RAD Referral 83L-27

CERTIFICATION

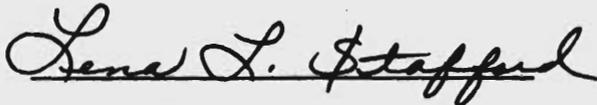
I, Lena L. Stafford, Recording Secretary for the Federal Election Commission meeting on September 13, 1983, do hereby certify that the Commission decided in a vote of 4-1 to open a MUR with respect to the National Congressional Club.

Commissioners Harris, McDonald, McGarry, and Reiche voted affirmatively. Commissioner Elliott dissented. Commissioner Aikens abstained.

Attest:

9-15-83

Date



Lena L. Stafford
Recording Secretary

84040455451

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
National Congressional Club)

RAD Referral 83L-27

CERTIFICATION

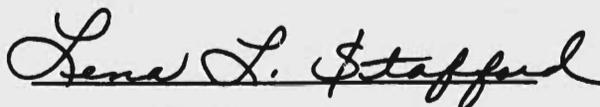
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Commissioners Harris, McDonald, McGarry, and Reiche voted affirmatively. Commissioner Elliott dissented. Commissioner Aikens abstained.

Attest:

9-15-83

Date



Lena L. Stafford
Recording Secretary

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SENSITIVE

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

83 AUG 31 P12: 47

August 31, 1983

MEMORANDUM TO: The Commission
FROM: Charles N. Steele
General Counsel
By: Kenneth A. Gross
Associate General Counsel *KAG*
SUBJECT: RAD Referral 83L-27
National Congressional Club

The Office of General Counsel has prepared for Commission review twelve (12) critiques of referrals from the Reports Analysis Division.

Attached to this referral is a critique prepared by this Office, a copy of the referral from the Reports Analysis Division, and a 48-hour tally vote sheet. The OGC critique summarizes the facts, presents an analysis of the legal issues involved, and makes a recommendation as to the disposition of the referrals. The copy of the RAD referral is attached for informational purposes, and the separate vote sheet provides for a vote on this referral.

Attachments
Critique and Referral

84040455453

RAD REFERRAL NUMBER: 83L-27

SUBJECT: Referral of National Congressional Club

BACKGROUND

1. Date of referral: July 26, 1983
2. Financial background:*/
 - a. Total 1981-1982 receipts: \$9,742,494
 - b. Total 1981-1982 disbursements: \$10,404,521
 - c. Cash on hand (12-31-82): \$3,164
 - d. Debts owed to the committee: \$0
 - e. Debts owed by the committee: \$78,059
3. Status of candidate (if applicable): N/A

SUMMARY OF RAD ACTIONS

Referral category 3 (receipt of excessive contributions from individuals under 2 U.S.C. § 441a(f)).

The reports filed by the National Congressional Club ("NCC") disclosed the receipt of \$8,890 in excessive contributions from three (3) individuals for the calendar year 1982.

Frank Darlington contributed \$1,200 in excess of the limits during the October Quarterly reporting period. The specific contribution which exceeded the statutory limit was received by the NCC on August 16, 1982. A Request for Additional Information ("RFAI") was sent February 9, 1983, and a second notice was sent

*/ A mid-year report was filed by the NCC subsequent to the RAD Referral. The 1983 financial figures as of 6/30/83 appear below:

- Cash on hand (6-30-83): \$13,552
- Debts owed to the committee: \$5,789
- Debts owed by the committee: \$119,328

84040455454

March 3, 1983, for failure to respond. On March 17, 1983, the committee's bookkeeper called to state that NCC would send the appropriate contribution refund to Frank Darlington, NCC responded on March 29, 1983, by providing a copy of a \$1,200 contribution refund check dated March 17, 1983.

Thomas Doherty contributed \$6,000 in excess of the limits during the 30 day Post-General and Year End Reporting periods. The specific contribution which exceeded the statutory limit was received by the NCC on October 29, 1982. A cover letter indicated that NCC was aware of the excessive contributions and that NCC would be issuing refunds. However, since this had not occurred, an RFAI was sent on March 9, 1983. On March 17, 1983, NCC's bookkeeper called to state that NCC would send the appropriate contribution refunds. On March 29, 1983, NCC responded by providing a copy of a \$6,000 refund check issued to Thomas Doherty on March 17, 1983.

Mrs. Helen Taylor contributed approximately \$1,690 in excessive contributions during the October Quarterly and Year End reporting periods. The NCC received a \$1,000 contribution from Mrs. Taylor on August 16, 1982, and an additional \$5,000 on September 17, 1982. Mrs. Taylor's total contribution as of September 17, 1982, was \$6,540. Of that amount, NCC made a contribution refund of \$1,540 on its own on October 2, 1982, as indicated on the 12 Day Pre-General Report. An Informational Notice was sent on February 9, 1983, which acknowledged the action taken. Mrs. Helen Taylor, however, re-contributed another

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\$150 during the Year End reporting period. A cover letter indicated that NCC was aware of the excessive contribution and that NCC would be issuing a refund. An RFAI was sent on March 9, 1983. On March 17, 1983, NCC's bookkeeper called to state that NCC would send the appropriate contribution refund. On March 29, 1983, NCC responded by providing a copy of a contribution refund of \$300 issued to Helen Taylor on March 17, 1983.*/

OGC Analysis

2 U.S.C. § 441a(f) provides that no political committee shall knowingly accept any contribution in excess of the contribution limitations of 2 U.S.C. § 441a(a). 11 CFR § 103.3(b)(1) provides that contributions which appear to be illegal shall be within 10 days either returned to the contributor or deposited into the campaign depository and reported with a notation of possible illegality. If deposited and reported, refunds shall be made within a reasonable time.

Three individuals contributed to the NCC in excess of the statutory limitations. In the case of Frank Darlington, an excess of \$1,200 was contributed and six months passed before NCC refunded the money. Two RFAI notices were sent to NCC during the six month time period.

*/ RAD indicated to the NCC that an excessive contribution had been made by Mrs. Helen Taylor but did not list the specific amount to be returned. In turn, the National Congressional Club refunded \$300 to Mrs. Taylor, although the excessive contribution as computed by RAD appears to only be \$150.

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Thomas Doherty contributed \$6,000 in excess of the limits. Although NCC indicated an awareness of the excessive contributions, no affirmative action was taken until March 1983, approximately five months later. It was necessary for a RFAI notice to be sent in this case also.

NCC voluntarily initiated contribution refunds to Helen Taylor before any RAD action was necessary on October 2, 1982. Mrs. Taylor continued to contribute but NCC returned the excess funds in March 1982, three months later.

Due to the amount of money and time involved, this office proposes that a MUR be opened.

RECOMMENDATION

The Office of General Counsel recommends that the Commission open a MUR.

Attachment
RAD Referral

84040455457



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

TO: Gary Johansen
Assistant General Counsel

FROM: Marty Romney *MJR*
Research Assistant

RE: RAD 83L-27

DATE: 26 August, 1983

I met with Michael Filler, in the RAD Division. (Mark Kleinman is out of the office today). Michael raised the following points:

1. The National Congressional Club refunded \$300.00 to Mrs. Helen Taylor without being instructed to refund that amount. RAD only indicated that excessive contributions had been made but not the specific amount.
2. The aggregate year-to-date total was "typed-in" for Mrs. Taylor whereas all other figures were printed by the computer.
3. The entry above Mrs. Taylor (on the year-end report) is blank.
4. RAD was aware of a discrepancy in figures and indicated their awareness with footnotes "1" and "2" on Page 2 of the RAD referral to OGC.
5. When RAD sends a RFAI to a committee, a sentence is included, indicating that if an error exists, the committee can correct it. The NCC did not respond that any error existed, but refunded \$300.00 to Mrs. Taylor instead.
6. Michael attempted to check the 1983 files to see if Mrs. Taylor had contributed an additional \$150.00 after December. The 1983 files are not the RAD File Room yet. Because 1983 is not an election year, NCC will probably file only two reports: a semi-annual and a year-end report. If NCC refunded an additional \$150.00, Michael stated that they may have improperly included it in the 1982 Report.
7. The matter remains unresolved. Michael will speak to Mark Kleinman next week. I will keep you posted on any new information,

84040155458



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 25, 1983

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

FROM: JOHN D. GIBSON
ASSISTANT STAFF DIRECTOR, RAD

SUBJECT: REFERRAL OF NATIONAL CONGRESSIONAL CLUB

This is a referral of National Congressional Club ("NCC"). NCC received and has refunded excessive contributions from individuals which, according to the Review and Referral Procedures (Chart 3), requires further examination by your office.

Please note that the NCC was referred for possible audit on May 25, 1983, but not approved by the Commission on June 9, 1983.

If you have any questions, please contact Mark Kleinman at 357-0026.

Attachments

cc: Commissioners

8404015459

REPORTS ANALYSIS REFERRAL**TO****OFFICE OF GENERAL COUNSEL****DATE:** July 25, 1983**ANALYST:** Mark Kleinman

I. COMMITTEE: National Congressional Club
(C00119370)
Carter Wrenn, Treasurer
P.O. Box 18848
Raleigh, NC 27619

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

III. BACKGROUND:

Receipt of excessive contributions from individuals
2 U.S.C. 441a(f)

The reports filed by the National Congressional Club ("NCC") disclosed the receipt of \$8,890 in excessive contributions from three (3) individuals for the calendar year 1982 (Attachment 2).

Frank Darlington contributed \$1,200 in excess of the limits during the October Quarterly reporting period (Attachment 2A). A Request for Additional Information ("RFAI") was sent February 9, 1983 and a Second Notice was sent March 3, 1983 for failure to respond (Attachments 5 and 7). On March 17, 1983, the committee's bookkeeper called to state that NCC would send the appropriate contribution refund to Frank Darlington (Attachment 9). NCC responded on March 29, 1983, by providing a copy of a \$1,200 contribution refund check dated March 17, 1983 (Attachment 10).

Thomas Doherty contributed \$6,000 in excess of the limits during the 30 Day Post-General and Year End reporting periods (Attachment 2B). A cover letter indicated that NCC was aware of the excessive contributions and that NCC would be issuing refunds (Attachment 4). However, since this had not occurred, an RFAI was sent on March 9, 1983 (Attachment 8). On March 17, 1983, NCC's bookkeeper called to state that NCC would send the appropriate contribution refunds (Attachment 9). On March 29, 1983, NCC responded by providing a copy of a \$6,000 refund check issued to Thomas Doherty on March 17, 1983 (Attachment 11).

84040455460

RAD REFERRAL TO OGC
NATIONAL CONGRESSIONAL CLUB
PAGE 2

Mrs. Helen Taylor contributed approximately \$1,690 in excessive contributions during the October Quarterly and Year End reporting periods, (Attachment 2C).^{1/} Of that amount, NCC made a contribution refund of \$1,540 on its own, as indicated on the 12 Day Pre-General Report (Attachment 3). An Informational Notice was sent on February 9, 1983 which acknowledged the action taken (Attachment 6). Mrs. Helen Taylor, however, re-contributed another \$150 during the Year End reporting period.^{2/} A cover letter indicated that NCC was aware of the excessive contribution and that NCC would be issuing a refund (Attachment 4). An RFAI was sent on March 9, 1983 (Attachment 7). On March 17, 1983, NCC's bookkeeper called to state that NCC would send the appropriate contribution refund (Attachment 9). On March 29, 1983, NCC responded by providing a copy of a contribution refund of \$300 issued to Mrs. Helen Taylor on March 17, 1983 (Attachment 11).

IV. OTHER PENDING MATTERS INITIATED BY RAD:

There are no outstanding matters requiring referral to the Office of General Counsel.

^{1/} The following formula was used to derive this amount: \$6,540 (October Quarterly aggregate figure) + \$150 (contributed during Year End period) - \$5,000 (contribution limit).

^{2/} Although the aggregate year-to-date total indicated an additional \$300 in excess was contributed, only \$150 was disclosed on the receipt schedule (Schedule A).

84040455461

NON-PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	EXPENDITURES	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
NATIONAL CONGRESSIONAL CLUB CONNECTED ORGANIZATION: NONE				NON-PARTY QUALIFIED		ID #C00119370
1901	MISCELLANEOUS REPORT			13AUG81 TO FEC	4	01FEC/204/4330
	STATEMENT OF ORGANIZATION - AMENDMENT			13AUG81	1	01FEC/204/4329
	MID-YEAR REPORT	2,517,035	2,956,666	1.JAN81 -30JUN81	211	01FEC/203/4152
	MID-YEAR REPORT - AMENDMENT	2,517,035	2,956,666	1.JAN81 -30JUN81	35	02FEC/231/4980
	REQUEST FOR ADDITIONAL INFORMATION			1.JAN81 -30JUN81	4	02FEC/230/0280
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1.JAN81 -30JUN81	1	02FEC/232/0694
	REQUEST FOR ADDITIONAL INFORMATION			1.JAN81 -30JUN81	1	03FEC/266/0828
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1.JAN81 -30JUN81	1	03FEC/267/2403
	YEAR-END	2,005,731	2,052,340	1.JUL81 -31DEC81	316	02FEC/223/3802
	YEAR-END AMENDMENT	2,005,731	2,052,340	1.JUL81 -31DEC81	7	02FEC/231/5023
	REQUEST FOR ADDITIONAL INFORMATION			1.JUL81 -31DEC81	5	02FEC/230/0274
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1.JUL81 -31DEC81	10	02FEC/231/5297
	REQUEST FOR ADDITIONAL INFORMATION			1.AUG81 -31DEC81	1	03FEC/266/0829
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1.AUG81 -31DEC81	1	03FEC/267/2402
1902	REQUEST FOR ADDITIONAL INFORMATION				1	02FEC/213/2548
	STATEMENT OF ORGANIZATION - AMENDMENT			11FEB82	3	02FEC/223/5306
	STATEMENT OF ORGANIZATION - AMENDMENT			22FEB82	4	02FEC/224/1314
	REQUEST FOR ADDITIONAL INFORMATION 2ND				2	02FEC/223/4060
	APRIL QUARTERLY	1,396,473	1,519,340	1.JAN82 -31MAR82	130	02FEC/229/3647
	APRIL QUARTERLY - AMENDMENT	1,396,473	1,519,340	1.JAN82 -31MAR82	4	02FEC/254/2831
	REQUEST FOR ADDITIONAL INFORMATION			1.JAN82 -31MAR82	1	02FEC/246/4461
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1.JAN82 -31MAR82	1	02FEC/253/4043
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1.JAN82 -31MAR82	1	03FEC/267/2401
	PRE-PRIMARY	722,549	758,410	1.APR82 - 9.JUN82	76	02FEC/233/1403
	PRE-PRIMARY - AMENDMENT			1.APR82 - 9.JUN82	1	02FEC/234/2829
	1ST LETTER INFORMATIONAL NOTICE			1.APR82 - 9.JUN82	1	02FEC/241/3421
	REQUEST FOR ADDITIONAL INFORMATION			1.APR82 - 9.JUN82	1	03FEC/266/0826
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1.APR82 - 9.JUN82	1	03FEC/267/2400
	JULY QUARTERLY	252,449	270,101	10.JUN82 -30JUN82	52	02FEC/239/4596
	JULY QUARTERLY - AMENDMENT			10.JUN82 -30JUN82	8	02FEC/254/2836
	JULY QUARTERLY - AMENDMENT	252,449	270,101	10.JUN82 -30JUN82	8	03FEC/269/3284
	REQUEST FOR ADDITIONAL INFORMATION			10.JUN82 -30JUN82	6	02FEC/247/4463
	REQUEST FOR ADDITIONAL INFORMATION 2ND			10.JUN82 -30JUN82	8	02FEC/253/3482
	REQUEST FOR ADDITIONAL INFORMATION			10.JUN82 -30JUN82	1	03FEC/266/0825
	REQUEST FOR ADDITIONAL INFORMATION 2ND			10.JUN82 -30JUN82	1	02FEC/267/2397
	OCTOBER QUARTERLY	1,127,232	1,105,025	1.OCT82 -30SEP82	206	02FEC/251/1278
	OCTOBER QUARTERLY - AMENDMENT			1.OCT82 -30SEP82	2	03FEC/268/5114
	OCTOBER QUARTERLY - AMENDMENT	1,127,232	1,105,025	1.OCT82 -30SEP82	12	03FEC/269/3292
	REQUEST FOR ADDITIONAL INFORMATION			1.OCT82 -30SEP82	5	03FEC/266/0824
	REQUEST FOR ADDITIONAL INFORMATION			1.OCT82 -30SEP82	1	03FEC/266/0828
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1.OCT82 -30SEP82	6	03FEC/267/1970
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1.OCT82 -30SEP82	1	03FEC/267/2397
	1ST LETTER INFORMATIONAL NOTICE			1.OCT82 -30SEP82	1	03FEC/273/1206
	PRE-GENERAL	10,076	10,719	1.OCT82 -13OCT82	61	02FEC/250/5018

ATTACHMENT #1

OUR PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	EXPENDITURES	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
	PRE-GENERAL - AMENDMENT	250,076	165,719	10CT82 - 130CT82	6	83FEC/260/5107
	REQUEST FOR ADDITIONAL INFORMATION			10CT82 - 100CT82	4	83FEC/266/0246
	REQUEST FOR ADDITIONAL INFORMATION 2ND			10CT82 - 130CT82	6	83FEC/267/1977
	REQUEST FOR ADDITIONAL INFORMATION 2ND			10CT82 - 130CT82	1	83FEC/267/2379
	POST-GENERAL	513,250	583,617	140CT82 - 22NOV82	141	83FEC/259/5188
	POST-GENERAL - AMENDMENT	513,250	583,617	140CT82 - 22NOV82	4	83FEC/260/5102
	1 ST LETTER INFORMATIONAL NOTICE			140CT82 - 22NOV82	3	83FEC/267/2039
	YEAR-END	175,599	193,295	23NOV82 - 31DEC82	82	83FEC/265/2178
	YEAR-END - AMENDMENT			23NOV82 - 31DEC82	3	83FEC/260/5098
1983	REQUEST FOR ADDITIONAL INFORMATION			23NOV82 - 31DEC82	1	83FEC/267/3102
	REQUEST FOR ADDITIONAL INFORMATION			1JAN82 - 31MAR83	1	83FEC/266/0827
	TOTAL	9,742,491	0 10,404,521	0	1450	TOTAL PAGES

ALL REPORTS HAVE RECEIVED BASIC REVIEW.

ENDING CASH-ON-HAND (12-31-82) : \$3,164

DEBTS : 78,059

ATTACHMENT #1 CONTINUED

41-784

ATTACHMENT #2

84040455464

EXCESSIVE CONTRIBUTIONS FROM INDIVIDUALS FOR CALENDAR YEAR 1983 - 4 NATIONAL CONGRESSIONAL CLUB

Individual	Excessive Amount (Report Disclosed)	Amount Refunded
1. Frank Darlington	\$1,200 (October Quarterly)	\$1,200
2. Thomas Doherty	\$3,500 (30 Day Post-General)	\$6,000**
	<u>\$2,500</u> (Year-End Report)	
	\$6,000	
3. Mrs. Helen Taylor	\$1,540 (October Quarterly)	\$1,540 (12 Day Pre-General)*
	<u>\$ 150</u> (Year-End Report)	
	\$1,690	
<hr/>		
Total	\$8,890	\$9,040

* Refunded excessive amount on its own.

** Cover letter indicated that NCC was aware of the excessive contributions and would be issuing refunds.

ATTACHMENT #2A

Frank Darlington

\$6,200 contributed in the aggregate for the calendar year.

\$1,200 excessive amount.

\$1,200 refunded as a result of Request For Additional Information.

8404045546

NAME OF COMMITTEE IN FULL
THE NATIONAL CONGRESSIONAL CLUB

April Quarterly Report MK

NAME, MAILING ADDRESS	NAME OF EMPLOYER OCCUPATION	AGGREGATE YTD	DATE	AMT. OF RCPT. THIS PERIOD
30008389 DR R G CRUMMIE PO BOX 40308 FAYETTEVILLE NC 28304		\$1,300.00	01/22/82	\$1,300.00
03851351 DR CLYDE C CULBERTSON RR 5 BOX 72 NASHVILLE TN 47448		\$250.00	03/17/82	\$250.00
45003978 MRS ETHEL W CURTIS 59 PEMBROKE AVE ANDUSKIE NC 27910		\$250.00	01/20/82	\$250.00
4500602 MR JAMES D AGOSTINO 405 HACKENSACK AVE HACKENSACK NJ 07601		\$1,000.00	03/05/82	\$1,000.00
4135978 MR FRANK DARLINGTON 304 LYNNIS PORT MA 02647		\$1,000.00	02/16/82	\$1,000.00
53784688 MR FRANK G DARLINGTON 24 WINDING RD LEETSDALE PA 15056		\$500.00	01/04/82	\$500.00
30084561 MR EARL A DAVIS BOX 497 WEWOKA OK 74884		\$1,000.00	01/04/82	\$1,000.00
02716366 MR F D DAWSON PO BOX 1413 GREENVILLE MS 38701	SELF EMPLOYED	\$500.00	01/02/82 02/08/82 03/16/82	\$100.00 \$150.00 \$250.00
30010764 MR J W DAWSON BOX 4344 FAYETTEVILLE NC 28305	ALLSTATE MOVING & STORAGE		03/08/82	\$250.00

ATTACHMENT #2B

Thomas Doherty

\$11,000 in contributions for the calendar year.

\$6,000 excessive amount.

\$6,000 refunded as a result of Request For Additional Information, although
NCC had indicated that they were aware of this excessive contribution.

84040455470

NAME OF COMMITTEE IN FULL
THE NATIONAL CONGRESSIONAL CLUB

12 Day Pro-General *MK*

NAME, MAILING ADDRESS

NAME OF EMPLOYER
OCCUPATION

AMT. OF RCPT.
THIS PERIOD

AGGREGATE YTD

DATE

50401646

MR HENRY L DAY
BOX 930
WALLACE

ID 83873

\$1,000.00

10/04/82

\$500.00

00292904

MR H DE COMPIEGNE JR
PO BOX 3418
MIDLAND

TX 79702

SELF

\$700.00

10/04/82

\$200.00

47035375

MRS ISABEL DE RUITER
1109 TREVECCA TWS
NASHVILLE

TN 37210

\$205.00

10/05/82

\$35.00

90194392

MRS MARGARET P DEEBACK
3478 VIA DEL CIELO
FREMONT

CA 92028

\$225.00

10/01/82

\$100.00

50015752

MR FRED W DEIBEL
648 W JEWEL
SAINT LOUIS

MO 63122

\$205.00

09/30/82

\$100.00

02683862

MR THOMAS D DOHERTY
11926 S LA MIRADA BLVD
11926 S LA MIRADA9LVD
LA MIRADA

CA 90638

\$1,000.00

10/04/82

\$1,000.00

00440389

MR OTTO E DOHRENWEND
6 PADDINGTON RD
SCARSDALE

NY 10583

\$250.00

10/11/82

\$250.00

NAME OF COMMITTEE IN FULL
THE NATIONAL CONGRESSIONAL CLUB

30 Day Post-General *MK*

NAME, MAILING ADDRESS	NAME OF EMPLOYER OCCUPATION	AGGREGATE YTD	DATE	AMT. OF RCPT. THIS PERIOD
-----------------------	--------------------------------	---------------	------	------------------------------

00056516 MISS ANNETTE DEVLIN 2005 WINDSOR RD PETERSBURG VA 23805		\$237.50	11/02/82	\$25.00
---	--	----------	----------	---------

48194435 MR JOHN A DI MEGLIO WHITE HORSE PIKE ANCORA NJ 08037		\$215.00	10/14/82	\$25.00
--	--	----------	----------	---------

50867319 MRS REBECCA DIAL 2852 WOODLAWN AVE FALLS CHURCH VA 22042		\$1,200.00	10/25/82 11/19/82	\$100.00 \$50.00
--	--	------------	----------------------	---------------------

51149162 MR MARIAN S DILLINGHAM 602 S W GEORGE ORANGE CITY IA 51041		\$500.00	10/18/82	\$300.00
--	--	----------	----------	----------

51452343 MRS HELEN MAE DIMIT 1726 S JACKSON ST #403 DENVER CO 80210		\$500.00	11/22/82	\$500.00
--	--	----------	----------	----------

46995869 MRS PANSY DISKIN 1415 B STREET HOOD RIVER OR 97031		\$210.00	10/15/82 10/18/82 11/01/82	\$15.00 \$15.00 \$25.00
--	--	----------	----------------------------------	-------------------------------

46356475 MR R O DODGE 7513 NORTH OLIN PORTLAND OR 97203		\$210.00	10/18/82 10/25/82	\$30.00 \$60.00
--	--	----------	----------------------	--------------------

02683862 MR THOMAS D DOHERTY 7039 ALONDRA BLVD 11926 S LA MIRADABLVD LA MIRADA CA 90638		\$8,500.00	10/14/82 10/29/82 11/22/82	\$1,500.00 \$3,000.00 \$3,000.00
---	--	------------	----------------------------------	--

\$8,500.00

MK

MK

NAME OF COMMITTEE IN FULL
THE NATIONAL CONGRESSIONAL CLUB

Year-End **MK**

NAME, MAILING ADDRESS	NAME OF EMPLOYER OCCUPATION	AGGREGATE YTD	DATE	AMT. OF RCPT. THIS PERIOD
46854180 MRS JEANNE DEUTSCH 12328 FEDERAL RD DES PERES MO 63131		\$350.00	12/03/82	\$100.00
02260206 DR JAMES L DEVEREUX 1630 MOCKINGBIRD LANE CHARLOTTE NC 28209	SELF EMPLOYED	\$345.00	12/02/82	\$25.00
00056516 MISS ANNETTE DEVLIN 2005 WINDSOR RD PETERSBURG VA 23805		\$262.50	12/03/82	\$25.00
45401065 MR ROBERT A DEWESE 14605 WESTON ROAD BOX 188 WESTON OH 43569		\$325.00	12/30/82	\$75.00
41749162 MRS MARIAN S DILLINGHAM 602 S W GEORGE ORANGE CITY IA 51041		\$900.00	11/23/82 12/21/82	\$100.00 \$300.00
45370690 MR FRANK A DIMATTEO 3200 DURBIN PLACE FALLS CHURCH VA 22041	US ARMY CORPS OF ENG	\$210.00	12/06/82	\$25.00
46356475 MR R O DODGE 7513 NORTH OLIN PORTLAND OR 97203		\$270.00	12/06/82	\$60.00
02693862 MR THOMAS D DOHERTY 7039 ALONDRA BLVD 11026 S LA MIRADABLVD LA MIRADA CA 90638		\$11,000.00	12/09/82 12/09/82	\$2,000.00 \$500.00

MK

MK

ATTACHMENT #2C

Mrs. Helen Taylor

\$6,690 in contributions for the calendar year.

\$1,690 in excessive contributions.

\$1,840 in contribution refunds. \$1,540 was refunded by NCC on its own. \$300 was refunded after a Request For Additional Information was sent, although NCC had indicated that they were aware of this excessive contribution.

84040455474

NAME OF COMMITTEE IN FULL
THE NATIONAL CONGRESSIONAL CLUB

April Quarterly *MLK*

NAME, MAILING ADDRESS	NAME OF EMPLOYER OCCUPATION	AGGREGATE YTD \$1,000.00	DATE	AMT. OF RCPT. THIS PERIOD
30065503 MR RONALD I STOUT PT 1 BOX 412-A MONROE NC 28110	STOUT ENTERPRISES	\$1,000.00	02/12/82	\$1,000.00
01980889 MR ROBERT R STRAWN PO BOX 1709 DELAND FL 32720		\$300.00	03/11/82	\$300.00
36000975 MR H STUBES JR 217 BROAD ST DRAWER 1654 SERB NC 28560		\$1,000.00	01/04/82	\$1,000.00
30021109 MR SAMUEL A SUE 305 W WENDOVER AVE GREENSBORO NC 27408		\$300.00	01/13/82 03/03/82	\$200.00 \$100.00
55871661 ADMIRAL JOHN R SULLIVAN 10120 ASHBURTON LN WASHINGTON DC 20034		\$250.00	03/17/82	\$250.00
00750689 MRS HELEN A TAYLOR 439 NE LAKEVIEW DR SEBRING FL 33870		\$400.00	01/07/82 03/08/82	\$200.00 \$200.00
00357526 MRS J I TAYLOR 2930 KENT DRIVE OKLAHOMA CITY OK 73120	TAYLOR ESTATES	\$1,000.00	03/05/82	\$1,000.00
45888057 MR JAGUELIN E TAYLOR 8TH AND MAIN ST 213 ROSS RICHMOND VA 23219		\$500.00	03/29/82	\$500.00

SCHEDULE A

ITEMIZED RECEIPTS

PAGE 24 OF FOR

LINE NUMBER 11A

NAME OF COMMITTEE IN FULL
THE NATIONAL CONGRESSIONAL CLUB

12 Day Pre-Primary

LINE NUMBER	NAME, MAILING ADDRESS	NAME OF EMPLOYER OCCUPATION	AGGREGATE YTD	DATE	AMT. OF RCPT. THIS PERIOD
5320603	MR J M STILES PO BOX 351 SEBRING FL 33878		\$400.00	04/26/82	\$100.00
5287960	MR JOE M STILES SR 307 E LAKEVIEW DR SEBRING FL 33870		\$900.00	05/10/82	\$200.00
54427	MR R W STODDARD WYOMOUTH RD WORCHESTER MA 01609		\$17000.00	03/31/82	\$1,000.00
57-2508	ROBERT L STOWE III 902 NC 28012		\$350.00	05/18/82	\$250.00
599892	L V STUART 12 FAIRVIEW OKLA OK 74066	STUART LUMBER CO INC	\$250.00	06/03/82	\$100.00
587395	MADY JOHN R SULLIVAN ASHBURTON LANE BETHESDA MD 20034		\$750.00	04/29/82 05/26/82	\$250.00 \$250.00
00750689	MRS HELEN A TAYLOR 339 NE LAKEVIEW DR SEBRING FL 33870		\$525.00	04/13/82 04/16/82 05/28/82	\$25.00 \$50.00 \$50.00

(P)

00750689
MRS HELEN A TAYLOR
339 NE LAKEVIEW DR
SEBRING FL 33870

MK

MK

NAME OF COMMITTEE IN FULL
THE NATIONAL CONGRESSIONAL CLUB

Year-End *ML*

NAME, MAILING ADDRESS

NAME OF EMPLOYER
OCCUPATION

AMT. OF REPT.
THIS PERIOD

AGGREGATE YTD DATE

50533845
DR W L SURBROOK
834 GRAVES ST
KERNERSVILLE NC 27284

12/01/82 \$50.00

\$310.00

50327769
MR V P SZUSZITZKY
PO BOX 41
YESO NM 88136

12/17/82 \$75.00

\$240.00

47727758
MS ADELE L TACEY
605 RIVER BEND RD
GREAT FALLS VA 22066

12/02/82 \$25.00
12/06/82 \$50.00

\$540.00

01302050
MR RAYMOND S TALTON
2218 WHITMAN RD
RALEIGH NC 27607

12/30/82 \$100.00

\$250.00

02269200
MR BEN E TATE JR
6017 CAREW TOWER
CINCINNATI OH 45208

(F) 12/03/82 \$500.00

\$500.00

50473877
MRS HELEN A TAYLOR
439 N E LAKEVIEW DRIVE
SEBRING FL 33870

12/07/82 \$100.00
12/22/82 \$50.00

\$6,840.00

00810053
MR W W TAYLOR
TAYLOR ROAD
HANNA CITY IL 61536

12/13/82 \$25.00

\$490.00

NOTE: ATTACHMENTS #3 - #11 ARE IN CHRONOLOGICAL ORDER

84040455479

83 FEB 3 P2:17

Year-End *MK*

Senator Jesse Helms
Senator John East
Honorary Chairman



**The National
Congressional Club**

EXECUTIVE COMMITTEE

January 30, 1983

Thomas F. Ellis
Chairman

Carter Wrenn
Treasurer

Hugh Chatham
Ed Morris
Marion Parrott
W. T. Joyner, Jr.

**Federal Election Commission
Office of Public Records
1325 K. Street NW
Washington, DC 20463**

Gentle:

We are aware that Mr. Thomas D. Doherty and Mrs. Helen Taylor have over-contributed for 1982 and we will be issuing refunds.

Sincerely,

Carter Wrenn
Carter Wrenn

CW/ab

cc: NC State Board of Elections

84040455481

03032652179

P.O. Box 18848 • 3825 Barrett Drive • Raleigh, North Carolina 27609 • (919) 782-5700
311 1st Street NW • Washington, D.C. 20001 • (202) 783-6729

The foregoing material together with all attachments and enclosures is authorized and paid for by The National Congressional Club, Thomas F. Ellis, Chairman, Carter Wrenn, Treasurer. A copy of our reports is filed with the FEC and is available for purchase from the FEC, Washington, D.C.



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

RQ-2

9 February 1983

Carter Wrenn, Treasurer
The National Congressional Club
P.O. Box 18848
Raleigh, NC 27619

Identification Number: C00119370

Reference: October Quarterly Report (7/1/82-9/30/82)

Dear Mr. Wrenn:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Please clarify the in-kind contribution to Red McDaniel for Congress described as "Loan-State Bank of Ral."

You are advised that 2 U.S.C. 441b(a) prohibits any national bank, or any corporation organized by authority of any law of Congress from making a contribution in connection with any election.

Although the Commission may take further legal steps concerning the acceptance of a prohibited contribution, prompt action by you to refund the full amount (on Line 26 of the Detailed Summary Page of your next report) will be taken into consideration by the Commission.

In addition, the above-mentioned loan has not been shown on the loan schedule (Schedule C), the receipt schedule (Schedule A), and shown on the appropriate lines of the Summary Page and Detailed Summary Page.

-Schedule A of your report (pertinent portion(s) attached) discloses a contribution(s) which appears to exceed the limits set forth in the Act. The Act precludes a committee from receiving contributions from another political committee or an individual in excess of \$5,000 per calendar year. (2 U.S.C. 441a(f)) If you have received a contribution that exceeds the limits, the Commission recommends that you refund to the donor the amount in excess of \$5,000. Please inform the Commission, in writing, of the refund and provide a photocopy of your check sent to the donor. In addition, any refund should be disclosed on Line 26(a) of Schedule B of your next report.

If you find the contribution(s) in question was disclosed

MK

MK

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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(s), your prompt refund of the excessive amount to the donor will be taken into consideration by the Commission.

MK

ML Your report discloses contributions which may have been drawn on corporate accounts (pertinent portions attached). You are advised that contributions from corporations are prohibited by the Act, unless made from separate segregated funds established by the corporations. (2 U.S.C. 441b) If you have received corporate contributions, the Commission recommends that you refund the full amounts to the donors. The Commission should be notified, in writing, if such refunds are necessary. In addition, refunds should be itemized on Schedule B for Line 26(a) on your next report.

Although the Commission may take further legal steps concerning the acceptance of prohibited contributions, prompt action on your part to refund any such prohibited contributions will be taken into consideration by the Commission.

If you find, however, that the contributions in question were not drawn from prohibited corporate accounts, and there is another suitable explanation regarding the manner in which such entries have been disclosed, please clarify this matter for the public record.

An amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission 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) 357-0026.

Sincerely,



Mark Kleinman
Reports Analyst
Reports Analysis Division

8303267197?
84040455483



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

RQ-2

9 February 1983

Carter Wrenn, Treasurer
The National Congressional Club
P.O. Box 18848
Raleigh, NC 27619

Identification Number: C00119370

Reference: 12 Day Pre-General Report (10/1/82-10/13/82)

Dear Mr. Wrenn:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Your report discloses a contribution which may have been drawn on a corporate account (pertinent portion attached). You are advised that contributions from corporations are prohibited by the Act, unless made from separate segregated funds established by the corporations. (2 U.S.C. 441b) If you have received a corporate contribution, the Commission recommends that you refund the full amount to the donor. The Commission should be notified, in writing, if such a refund is necessary. In addition, refunds should be itemized on Schedule B on Line 26(a) on your next report.

Although the Commission may take further legal steps concerning the acceptance of a prohibited contribution, prompt action on your part to refund any such prohibited contribution will be taken into consideration by the Commission.

If you find, however, that the contribution in question was not drawn from a prohibited corporate account, and there is another suitable explanation regarding the manner in which such an entry has been disclosed, please clarify this matter for the public record.

-The Commission notes the refund of the excessive contribution (pertinent portion attached). Although the Commission may take further legal steps concerning the acceptance of an excessive contribution, the prompt action by your committee in refunding the contribution will be taken into consideration.

MK The outstanding balance of a debt owed to a creditor at the close of one report should be exactly the same as the beginning outstanding balance of the next. The October

8304302451974

MK

Quarterly Report shows an ending balance to IBM Corporation of \$702, while this report shows a beginning balance of \$1,170. (11 CFR 104.3(d))

An amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission 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) 357-0026.

Sincerely,

Mark Kleinman

Mark Kleinman
Reports Analyst
Reports Analysis Division

83032671990
84040455485



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-3

March 3, 1983

Carter Wrenn, Treasurer
The National Congressional Club
P.O. Box 18848
Raleigh, NC 27619

Identification Number: C00119370

Reference: October Quarterly Report (7/1/82-9/30/82) 02

Dear Mr. Wrenn:

This letter is to inform you that as of March 2, 1983, the Commission has not received your response to our request for additional information, dated February 9, 1983. 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 Mark Kleinman on our toll-free number (800) 424-9530 or our local number (202) 357-0026.

Sincerely,

John D. Gibson
Assistant Staff Director
Reports Analysis Division

Enclosure

83032671970
84040155486



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RO-2

9 March 1983

Carter Wrenn, Treasurer
National Congressional Club
P.O. Box 18848
3825 Barrett Drive
Raleigh, NC 27619

Identification Number: C00119370

Reference: Year End Report (11/23/82-12/31/82)

YE

Dear Mr. Wrenn:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-On the debt schedule (Schedule D) for the 30 Day Post-General Report, you show a debt to Diversified Mail Marketing, Inc. with an outstanding balance of \$2,024. However, this report does not show this debt on Schedule D. Please explain this discrepancy.

-The Commission notes the intended refund of the excessive contributions. Although the Commission may take further legal steps concerning the acceptance of the prohibited contributions, the prompt action by your committee in refunding the contributions will be taken into consideration.

MK An amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission 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) 357-0026. *MK*

Sincerely,

Mark Kleinman

Mark Kleinman
Reports Analyst
Reports Analysis Division

863032673107
84040155487

3-98
3-16-83
Cim 3/11

TELECON TO THE FILE: NATIONAL CONGRESSIONAL CLUB

FROM : MARK KLEINMAN

DATE : 3-17-83

RE: Excessive contributions from Frank Darlington, Helen Taylor and Thomas Doherty

I spoke with Kathy Hardison, bookkeeper, (919) 782-5700. She called to state that the appropriate contribution refunds would be issued to the appropriate individuals.

Kathy Hardison, bookkeeper
(919) 782-5700

84040455488

RECEIVED 7/1 THE FEC
HAND DELIVERED
83 MAR 29 P 2: 06
Thomas F. Ellis
Chairman
Carter Wrenn
Treasurer

Senator Jesse Helms
Senator John East
Honorary Chairmen



The National
Congressional Club

March 21, 1983

Mr. Mark Kleinman
Federal Election Commission
Reports Analysis Division
1325 K Street, NW
Washington, DC 20463

Identification Numbr: C00119370
Reference: October Quarterly Report (7/1/82-9/30/82)

Dear Mr. Kleinman:

Red McDaniel for Congress Committee received the proceeds of a bank loan signed by individuals. The National Congressional Club paid off the loan secured by the signatures of individuals in addition to any interest due on the full amount of the loan. Since The National Congressional Club never owed the loan nor received the proceeds of the loan, we did not show any activity on Schedule C nor Schedule A. If this transaction should have been reflected in a way other than originally reported, please advise.

The contribution received in excess of the limit of \$5,000 from Mr. Frank G. Darlington in the amount of \$1,200 has been refunded. A copy of the refund check is enclosed. This refund will be reported on our next FEC report for 7/31/83.

The contributions received of Mr. K.R. McDonald are personal and not corporate. To clear any misunderstanding, we have noted that his address should read in care of Sante Fe Engineers, Inc.

Our caging procedures instruct that any corporate checks received are not deposited and are returned to the potential contributor. The contributions from Mr. Leo J. Simon are not corporate insofar as our records indicate. However, we have requested a photo copy of his contribution from our bank so that we can determine absolutely whether his contributions are personal or whether in error they were deposited. Upon receipt of the photo copy which takes four to five weeks, we will notify you so that this question may be cleared.

If you have any further questions regarding the above referenced report, please feel free to contact us.

Sincerely,
Carter Wrenn
Carter Wrenn
Treasurer

P.O. Box 18848 • 3825 Barrett Drive • Raleigh, North Carolina 27609 • (919) 782-5700

The foregoing material together with all attachments and enclosures is authorized and paid for solely by The National Congressional Club, Thomas F. Ellis, Chairman, Carter Wrenn, Treasurer.

skh/

KAD
3/30

8430430215854189

MK

MK

THE NATIONAL CONGRESSIONAL CLUB

No 16857

P. O. BOX 18848
RALEIGH, N. C. 27618

ATTACHMENT #10 CONTINUED

March 17, 1983

88-30
831

PAY TO THE ORDER OF Mr. Frank G. Darlington \$ 1,200.00

TWELVE HUNDRED AND NO/100----- DOLLARS

FIRST CITIZENS BANK
First Citizens Bank & Trust Company
Raleigh, N.C. 27602

⑆00016857⑆ ⑆05310030010861122499⑆

DETACH AND RETAIN THIS STATEMENT
THE ATTACHED CHECK IS IN PAYMENT OF ITEMS DESCRIBED BELOW.
IF NOT CORRECT PLEASE NOTIFY US PROMPTLY NO RECEIPT DESIRED

THE NATIONAL CONGRESSIONAL CLUB

DATE	DESCRIPTION	AMOUNT
3/17/83	P. O. #1235 - Contribution Refund (over contributed) 1982	\$1,200.00

8404032685110

PURCHASING AGENT

ORIGINAL



RECEIVED AT THE PEO
HAND DELIVERED

83 MAR 29 2:06

Thomas F. Ellis
Chairman
Carter Wrenn
Treasurer

Senator Jesse Helms
Senator John East
Honorary Chairmen



The National
Congressional Club

March 21, 1983

Mr. Mark Kleinman
Federal Election Commission
Reports Analysis Division
1325 K Street, NW
Washington, DC 20463

Identification Number: C00119370
Reference: Year End Report (11/23/82-12/31/82)

Dear Mr. Wrenn:

The discrepancy in the ending balance of the debt to Diversified Mail Marketing, Inc. has been corrected in the previous report (30 Day Post-General Report). It was paid in the previous report and should not show as a debt on Schedule D.

Contribution refunds referenced in our letters accompanying the Year End Report have been made and copies of the checks are enclosed.

If you have any further questions, please feel free to contact me.

Sincerely,
Carter Wrenn
Carter Wrenn
Treasurer

skh/

864300430246585409013

MK

MK

*READ
3/20
Carter Wrenn*

Wrenn

P.O. Box 18848 • 3825 Barrett Drive • Raleigh, North Carolina 27609 • (919) 782-5700

THE NATIONAL CONGRESSIONAL CLUB

NO 16856

P. O. BOX 10848
RALEIGH, N. C. 27610

ATTACHMENT #11 CONTINUED

March 17, 1983

~~82-30~~
831

PAY TO THE ORDER OF Mr. Thomas D. Doherty \$ 6,000.00

SIX THOUSAND AND NO/100 DOLLARS

FIRST CITIZENS BANK
First Citizens Bank & Trust Company
Raleigh, N.C. 27602

⑈00016856⑈ ⑆053100300⑆0861122499⑈

DETACH AND RETAIN THIS STATEMENT
THE ATTACHED CHECK IS IN PAYMENT OF ITEMS DESCRIBED BELOW
IF NOT CORRECT PLEASE NOTIFY US PROMPTLY NO RECEIPT DESIRED

THE NATIONAL CONGRESSIONAL CLUB

DATE	DESCRIPTION	AMOUNT
3/17/83	P. O. #1234 - Contribution Refund	\$6,000.00

84040455492

Direct Mail/JMI/skh

Kurtis Haden

PURCHASING AGENT

ORIGINAL



THE NATIONAL CONGRESSIONAL CLUB

No 16858

P. O. BOX 12248
RALEIGH, N. C. 27619

ATTACHMENT #11 CONTINUED

35-30
(3)

March 17, 1983

PAY TO THE ORDER OF Mrs. Helen A. Taylor

\$ 300.00

THREE HUNDRED AND NO/100

DOLLARS

FIRST CITIZENS BANK
First Citizens Bank & Trust Company
Raleigh, N.C. 27602

⑆00016858⑆ ⑆053100300⑆0861122499⑆

DETACH AND RETAIN THIS STATEMENT
THE ATTACHED CHECK IS IN PAYMENT OF ITEM DESCRIBED BELOW
IF NOT CORRECT PLEASE NOTIFY US PROMPTLY. NO RECEIPT DESIRED

THE NATIONAL CONGRESSIONAL CLUB

DATE	DESCRIPTION	AMOUNT
3/17/83	P. O. #1236 - Contribution Refund (over contributed) 1982	\$300.00

8410302455493

PURCHASING AGENT

ORIGINAL





FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF MUR #

1585

Date Filmed 5/30/84 Camera No. --- 4

Cameraman JRL