FEDERAL ELECTION COMMISSION

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

THIS IS THE END OF MUR # 1730

Date Filmed 4/1/86 Camera No. --- 3

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MUR 1730

FEDERAL ELECTION COMMISSION

Internal Memoranda, Respondents' personal and business documents, Envelopes, duplicates

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

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

Signed Frances B. Hagan

date 3-21-86

FEC 9-21-77

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 1730
Democratic National Committee	)	
Sharon Pratt Dixon, as treasurer	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on December 10, 1985, the Commission decided by a vote of 6-0 to take the following actions in MUR 1730:

1. Accept the conciliation agreement attached to the General Counsel's Report signed December 3, 1985.

2. Close the file.

Commissioners Aikens, Elliott, Harris, Josefiak, McDonald and McGarry voted affirmatively for this decision.

Attest:

12-10-85
Date

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

Received in Office of Commission Secretary:	Thurs.,	12-5-85,	12:19
Circulated on 48 hour tally basis:	Fri.,	12-6-85,	2:00
Deadline for vote:	Tues.,	12-10-85,	4:00

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 13, 1985

Jay B. Myerson, Esquire
Israel and Raley
1513 16th Street, N.W.
Washington, D.C. 20036

RE: MUR 1730
Democratic National Committee
Sharon Pratt Dixon,
as treasurer

Dear Mr. Myerson:

On December 10, 1985, the Commission accepted the conciliation agreement signed by your client, and a civil penalty in settlement of a violation of 2 U.S.C. § 441b(a) a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter, and it will become a part of the public record within thirty days. However, 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

Enclosed you will find a fully executed copy of the final conciliation agreement for your files.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Democratic National Committee,	)	MUR 1730
Sharon Pratt Dixon, as treasurer	)	

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found probable cause to believe that the Democratic National Committee and its treasurer, ("Respondents") violated 2 U.S.C. § 441b(a) by receipt of a corporate contribution during 1980.

NOW, THEREFORE, the Commission and Respondents, having duly entered into conciliation pursuant to 2 U.S.C. § 437g(a)(4)(A)(i) do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents and the subject matter of this proceeding.

II. Respondents have had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondents enter voluntarily into this agreement with the Commission.

IV. The pertinent facts in this matter are as follows:

1. Respondent, Democratic National Committee, is the national party organization for the Democratic Party. Respondent Sharon Pratt Dixon became its treasurer on August 20, 1985.

2. In October 1980, Respondents accepted a $1,000 contribution from a corporation, Lowey, Dannenberg & Knapp, P.C., and deposited the funds in its federal account.

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3. Respondents contend that through a clerical error, this contribution was mistakenly deposited into its federal account.

4. 2 U.S.C. § 441b(a) prohibits the acceptance of corporate funds in connection with a federal election.

V. Respondents accepted a corporate contribution in connection with the 1980 campaign in violation of 2 U.S.C. § 441b(a).

VI. Respondents will refund to Lowey, Dannenberg and Knapp, P.C., $1000, representing the amount of the corporate contribution.

VII. Respondents will pay a civil penalty to the Treasurer of the United States in the amount of two hundred fifty dollars ($250.00), pursuant to 2 U.S.C. § 437g(a)(5)(A).

VIII. Respondents agree that they shall not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. § 431 et seq.

IX. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

X. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

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XI. Respondents shall have no more than thirty (30) days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

XII. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be valid.

FOR THE COMMISSION:

Charles N. Steele
General Counsel

BY: _____ December 12, 1985
Kenneth A. Gross — Date
Associate General Counsel

FOR THE RESPONDENTS:

_____ 11/14/85
Date

8604057410

D.N.C. SERVICES CORPORATION
GENERAL FUND
20 IVY STREET, S.E.
WASHINGTON, D.C. 20003

D.C. National Bank — District of Columbia National Bank

17199

November 15, 1985

PAY $250.00 CTS

PAY DOLLARS $ 250.00

TO THE ORDER OF U.S. Treasury
Washington, D.C.

⑈00017199⑈ ⑆054001204⑆ ⑈262880 5⑈

GCCF 0050

MEMORANDUM

TO: RETHA DIXON

TO: JOAN HARRIS

FROM: JOAN HARRIS

FROM: RETHA DIXON

CHECK NO. 17199 (a copy of which is attached) RELATING TO MUR 1730 AND NAME Democratic National Committee, Sharon Pratt Dixon WAS RECEIVED ON 11-27-85. PLEASE INDICATE THE ACCOUNT INTO WHICH IT SHOULD BE DEPOSITED:

/*/ BUDGET CLEARING ACCOUNT (#95F3875.16)

/ / CIVIL PENALTIES ACCOUNT (#95-1099.160)

/ / OTHER _____

SIGNATURE Robyn M. Bishop DATE 11-27-85

A(4)

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 1730
Democratic National Committee	)	
Paul G. Kirk, Jr., as treasurer	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on September 5, 1985, the Commission decided by a vote of 5-0 to take the following actions in MUR 1730:

1. Approve the proposed conciliation agreement submitted with the Addendum to the General Counsel's Report in the above-captioned matter dated September 4, 1985.

2. Send the letter to the respondents attached to the General Counsel's Report signed August 30, 1985.

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

Attest:

9-5-85
Date

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

Received in Office of Commission Secretary: Fri. 8-30-85, 11:07
Circulated on 48 hour tally basis: Tues., 9-3-85, 11:00
Deadline for votes: Thur., 9-5-85, 11:00

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BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

In the Matter of)
)
Democratic National Committee) MUR 1930
and Paul G. Kirk, Jr., as treasurer)

85 AUG 30 A11:07

GENERAL COUNSEL'S REPORT

SENSITIVE

Background

On July 30, 1985, the Commission found probable cause to believe that the Democratic National Committee ("DNC") and Paul G. Kirk, Jr., as treasurer, violated 2 U.S.C. § 441b(a) by receipt of a contribution of $1000 from an incorporated law firm during 1980.

The corporation had requested a refund upon notification that its corporate check was in violation of the Act, but it relied on advice of the DNC counsel who said that the funds instead could be transferred from a federal account to a non-federal bank account.

Discussion of Conciliation and Civil Penalty

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2. Send attached letter to respondents.

Charles N. Steele
General Counsel

August 30, 1985
Date

By
Kenneth A. Gross
Associate General Counsel

Attachments
Proposed Conciliation Agreement
Letter to Respondent

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Democratic National Committee,	)	MUR 1730
et al.	)	

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of July 30, 1985, do hereby certify that the Commission took the following actions with respect to MUR 1730:

1. Decided by a vote of 5-0 to:

   A. Find no probable cause to believe that the Democratic National Committee and Paul G. Kirk, as treasurer, violated 2 U.S.C. § 441b(a) as it relates to the following contributions:

      a) Speer, Leeds and Kellogg
      b) Community Development Association
      c) Harry J. Butler Associates
      d) M.D. Pruitt Enterprises
      e) S.K. Management Company
      f) Brown and Lambrecht
      g) Conklin, Cahill and Company
      h) East Rutherford Industrial Park
      i) Group 3 Development Company
      j) J. and B. Management
      k) J. and D. Realty Company
      l) J.C. Associates
      m) Jaffe, Haft and Spring
      n) Lawrence, O'Donnell and Company
      o) Stern Brothers
      p) Jacobson, Goldfarb and Tanzman
      q) Andrews and Clark
      r) Colin, Hochstin and Company
      s) Grotta, Glassman and Hoffman

(continued)

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B. Take no further action against the Democratic National Committee and as treasurer, Paul G. Kirk, for violations of 2 U.S.C. § 441b(a) regarding the following entities:

a) Napa Valley Disposal Service
b) B and L Development

C. Find no probable cause that the following entities violated 2 U.S.C. § 441b(a) in this matter:

a) Speer, Leeds and Kellogg
b) Community Development Association
c) Harry J. Butler Associates
d) M.D. Pruitt Enterprises
e) S.K. Management Company
f) Brown and Lambrecht
g) Conklin, Cahill and Company
h) East Rutherford Industrial Park
i) Group 3 Development Company
j) J. and B. Management
k) J. and D. Realty Company
l) J.C. Associates
m) Jaffe, Haft and Spring
n) Lawrence, O'Donnell and Company
o) Stern Brothers
p) Jacobson, Goldfarb and Tanzman
q) Andrews and Clark
r) Colin, Hochstin and Company
s) Grotta, Glassman and Hoffman

(continued)

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D. Take no further action against the following entities regarding 2 U.S.C. § 441b(a) in this matter:

a) Napa Valley Disposal Service
b) B and L Development
c) Lowey, Dannenberg and Knapp

E. Close the file in MUR 1730 with respect to all matters except the violation of 2 U.S.C. § 441b(a) by the Democratic National Committee in connection with Lowey, Dannenberg and Knapp.

F. Send appropriate letters pursuant to the above actions.

Commissioners Elliott, Harris, McDonald, McGarry, and Reiche voted affirmatively for the decision; Commissioner Aikens was not present at the time of the vote.

2. Decided by a vote of 5-0 to find probable cause to believe that the Democratic National Committee and as treasurer, Paul G. Kirk, violated 2 U.S.C. § 441b(a) regarding Lowey, Dannenberg and Knapp.

Commissioners Elliott, Harris, McDonald, McGarry, and Reiche voted affirmatively for the decision; Commissioner Aikens was not present at the time of the vote.

Attest:

7/30/85
Date

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

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SENSITIVE

JUL 30 1985

EXECUTIVE SESSION

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Democratic National Committee, et.al.	)	MUR 1730
	)	

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY
85 JUL 22 P12:58

GENERAL COUNSEL'S REPORT

I. Background

During the FEC's audit of the Democratic National Committee ("the DNC" or "the Committee"), the auditors found that during late 1980 the DNC received contributions of $34,287.50 from 22 entities whose corporate status could not be determined from the name.

The auditors made telephone calls to appropriate state agencies and found that those agencies listed as incorporated 18 entities having the same names as those of the DNC contributors. The state agencies found corporations listed under slightly different names for four other entities.

The Committee responded to these audit findings stating that only one of the companies on the list of 22 is incorporated and that this corporate contribution of $1,000 would be transferred to a non-federal bank account. In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors which attested that each contribution was drawn on a partnership account.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our

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information from the Secretaries of State differed slightly from the auditors' findings but still indicated the possibility that the entities could be corporations. Therefore, the Office of General Counsel recommended reason to believe.

On August 14, 1984, the Commission found reason to believe that the DNC and 22 apparent corporate entities violated 2 U.S.C. § 441b(a) by making and receiving prohibited corporate contributions. On September 5, 1984, the Commission approved the letters and General Counsel's factual and legal analyses. The reason to believe notices were sent September 12, 1984.

During the investigation, the Office of General Counsel requested evidence which would verify that each of the entities was a partnership or that the contribution was drawn on a non-corporate account.

Fifteen of the 22 entities sent copies of their partnership agreements, partnership tax forms, or some correspondence addressing the entity as a partnership, along with a copy of the check written to the DNC and/or a letter from a company official stating that the entity making the contribution was a partnership.

Two entities provided check copies (that did not show "Inc." in the name on the check) along with a letter from the company or from the attorney who filed amendments to the company's partnership agreement. The letters stated that the entity making the contribution was not incorporated.

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Three of the 22 respondents submitted only letters from the company officials. Of these three letters, one (NAPA Valley Disposal) informed us that it routinely makes contributions on its partnership account and none on its corporate account and that its review of contributions for 1980 revealed no contribution in the amount in question ($412.50); one stated that the check of $10,000 represented funds from two partners (Colins and Hochstin); and the third (S.K. Management), stated that the company has never been a corporation.

One of the 22 entities (B & L Development) could not be reached through the postmaster. Its contribution totaled $1,000.

One entity (Lowey, Dannenberg and Knapp) is an incorporated law firm. One of the firm's principals who made the contribution stated that the firm previously had been a partnership which had, from time to time, made "small contributions to political campaigns." The firm incorporated on March 2, 1979. The responding principal stated that he decided at the last minute to attend a DNC fundraiser and, with the consent of his law partners (i.e. principal shareholders), he wrote a check for $1,000 to the DNC. He stated that he "did not give the slightest thought to the fact that by using a check of the professional corporation, [he] might be committing a technical violation of federal law." He says that no one at the DNC brought this to his attention until after the FEC audit. The respondent stated that he

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immediately requested a refund, but was told by the DNC attorney that the contribution would be transferred to a non-federal account.

The 22 contributors and a listing of supporting documents follows:

Contributor	Amount	Type of Documentation Supporting Non-Corporate Contribution
Spear, Leeds and Kellogg	$ 1,000	* Letter from the company * Letter from attorney who files partnership agreements * Copy of the contribution check
Community Development Associates	$ 1,000	* Letter from the company * Check copy * Partnership Agreement
Napa Valley Disposal	$ 412.50	* Letter from company stating that there are two entities, a corporation, and partnership. Company finds no evidence of this contribution, but its practice is to make any contributions from the partnership account.
Harry J. Butler Associates	$ 2,500	* Letter from company * Check copy * Partnership Agreement
M.D. Pruitt Enterprises	$ 1,000	* Letter from company * Check copy * Partnership Agreement
S.K. Management Company	$ 1,000	* Letter stating that this has never been incorporated
B and L Development	$ 1,000	* Cannot be reached through postmaster * RTB notice was returned

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Brown and Lambrecht	$ 500	* Letter from company * Copy of partnership tax forms
Conklin Cahill and Co.	$ 1,550	* Letter from company * Check copy * Partnership Agreement
East Rutherford Industrial Park	$ 1,000	* Letter from company * Check Copy * Copy of co. accountant's letter addressing the company as a partnership
Group 3 Development Co.	$ 1,000	* Letter from company * Check copy * Partnership Agreement
J and B Management	$ 2,500	* Letter from company * Check copy * Partnership Agreement
J and D Realty Co.	$ 1,000	* Letter from company attorney * Partnership Agreement
J.C. Associates	$ 2,500	* Letter from company * Partnership Certificate
Jaffe, Haft and Spring	$ 1,000	* Letter from company * Partnership Certificate
Lawrence, O'Donnell and Co.	$ 1,000	* Letter from company attorney * Check copy * Partnership Agreement
Stern Brothers	$ 1,000	* Letter from company attorney * Partnership Agreement
Jacobson, Goldfarb and Tanzman	$ 1,000	* Letter from company * Check copy * Partnership Bank Agreement

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Andrews and Clark	$ 500	* Letter from company * Check copy * Certificate of Partners * NY Secretary of State Certificate
Colin, Hochstin and Co.	$10,000	* Letter from company states that partners' contribution represents personal funds
Grotta, Glassman and Hoffman	$ 1,000	* Letter from company * Check copies
Lowey, Dannenberg, Knapp - corporation -	$ 1,000	

II. Legal Analysis of DNC Response Brief (See OGC Brief of May 20, 1985).

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

In a response brief, the DNC concurred in the General Counsel's recommendation that the Commission find no probable cause regarding 19 of 22 contributions received. The DNC also agrees with the General Counsel's recommendation to take no further action concerning the corporate contribution from Lowey, Dannenberg and Knapp. The Committee advises that on January 20, 1983, it transferred the funds in question to a non-federal bank account.

As to the recommendation of no further action concerning a contribution from the Napa Valley Disposal Service, the DNC takes the position that the Commission should find no probable cause, stating the following reasons:

a. There is no presumption under the law that the funds...derived from an impermissible source.

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b. Direct communications by the contributor...indicate that none of the funds...derived from a corporate entity.

c. By recommending no further action..., the General Counsel impliedly concedes that the facts presented are insufficient to support a finding of probable cause to believe a violation occurred.

The DNC makes a similar argument regarding the recommendation to take no further action concerning the contribution received from B and L Development, adding:

> Neither the Commission nor the DNC has been able to contact the contributor directly to verify its non-corporate status.

It is the General Counsel's position that without enough information and evidence to positively conclude that no violation occurred in these instances, and having reasonably exhausted resources for discovering further evidence in these matters, the appropriate recommendation is to take no further action regarding these two contributions.

III. Recommendations

1. Find no probable cause to believe that the Democratic National Committee and Paul G. Kirk as treasurer, violated 2 U.S.C. § 441b(a) as it relates to the following contributions:

   a) Speer, Leeds and Kellogg
   b) Community Development Association
   c) Harry J. Butler Associates
   d) M.D. Pruitt Enterprises
   e) S.K. Management Company
   f) Brown and Lambrecht
   g) Conklin, Cahill and Company
   h) East Rutherford Industrial Park
   i) Group 3 Development Company
   j) J. and B. Management
   k) J. and D. Realty Company

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l) J.C. Associates
m) Jaffe, Haft and Spring
n) Lawrence, O'Donnell and Company
o) Stern Brothers
p) Jacobson, Goldfarb and Tanzman
q) Andrews and Clark
r) Colin, Hochstin and Company
s) Grotta, Glassman and Hoffman

2. Take no further action against the Democratic National Committee and as treasurer Paul G. Kirk for violations of 2 U.S.C. § 441b(a) regarding the following entities:

a) Napa Valley Disposal Service
b) B and L Development
c) Lowey, Dannenberg and Knapp.

3. Find no probable cause that the following entities violated 2 U.S.C. § 441b(a) in this matter:

a) Speer, Leeds and Kellogg
b) Community Development Association
c) Harry J. Butler Associates
d) M.D. Pruitt Enterprises
e) S.K. Management Company
f) Brown and Lambrecht
g) Conklin, Cahill and Company
h) East Rutherford Industrial Park
i) Group 3 Development Company
j) J. and B. Management
k) J. and D. Realty Company
l) J.C. Associates
m) Jaffe, Haft and Spring
n) Lawrence, O'Donnell and Company
o) Stern Brothers
p) Jacobson, Goldfarb and Tanzman
q) Andrews and Clark
r) Colin, Hochstin and Company
s) Grotta, Glassman and Hoffman

4. Take no further action against the following entities regarding 2 U.S.C. § 441b(a) in this matter:

a) Napa Valley Disposal Service
b) B and L Development
c) Lowey, Dannenberg and Knapp.

5. Send the attached letters to respondents.

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6. Close the file.

17 July 1985
Date

Charles N. Steele
General Counsel

Attachments
Letters to respondents

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

HAGAN

August 26, 1985

B and L Developers Inc.
292 Lima
Burwick, Louisiana 70342

Re: MUR 1730
B and L Developers

Dear Sir or Madam:

On August 14, 1984, the Commission found reason to believe that B and L Developers had violated 2 U.S.C. § 441b(a), 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 as it pertains to the company.

This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 26, 1985

Ms. Eula J. Bristow
Jack R. Patterson, CPA
1763 Second Street
Napa, California 94558

Re: MUR 1730
Napa Valley Disposal Service, Inc.

Dear Ms. Bristow:

On August 14, 1984, the Commission found reason to believe that Napa Valley Disposal Service, Inc. violated 2 U.S.C. § 441b(a), 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 as it pertains to the company.

This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 26, 1985

Stephen Lowey, Esquire
Lowey, Dannenberg and Knapp
747 Third Avenue
New York, New York 10017

RE: MUR 1730
Lowey, Dannenberg
and Knapp, P.C.

Dear Mr. Lowey:

This is to advise you that after an investigation was conducted, the Commission concluded on July 30, 1985, that there is no probable cause to believe that your company violated the Act. Accordingly the file in this matter, numbered MUR 1730, has been closed as it pertains to this company. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, contact Frances P. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 26, 1985

Mr. Stuart Marshall Bloch
J. C. Associates
1401 Sixteenth Street, N.W.
Washington, D.C. 20036

RE: MUR 1730
J. C. Associates

Dear Mr. Bloch:

This is to advise you that after an investigation was conducted, the Commission concluded on July 30, 1985, that there is no probable cause to believe that your company violated the Act. Accordingly the file in this matter, numbered MUR 1730, has been closed as it pertains to this company. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, contact Frances B. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 26, 1985

Mr. Harold L. Hoffman
Grotta, Glassman and Hoffman
65 Livingston Avenue
Roseland, New Jersey 07068

RE: MUR 1730
Grotta, Glassman and Hoffman

Dear Mr. Hoffman:

This is to advise you that after an investigation was conducted, the Commission concluded on July 30, 1985, that there is no probable cause to believe that your company violated the Act. Accordingly the file in this matter, numbered MUR 1730, has been closed as it pertains to this company. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, contact Frances B. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

8604057413 0

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 26, 1985

Mr. Herbert A. Coleman
Colin Hochstin Company
50 Broadway
New York, New York 10004

RE: MUR 1730
Colin Hochstin Company

Dear Mr. Coleman:

This is to advise you that after an investigation was conducted, the Commission concluded on July 30, 1985, that there is no probable cause to believe that your company violated the Act. Accordingly the file in this matter, numbered MUR 1730, has been closed as it pertains to this company. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, contact Frances B. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 26, 1985

Mr. Jeffries Shein
Jacobson, Goldfarb and Tanzman Associates
162 Smith Street
P.O. Box 231
Perth Amboy, New Jersey 08862

RE: MUR 1730
Jacobson, Goldfarb and
Tanzman Associates

Dear Mr. Shein:

This is to advise you that after an investigation was conducted, the Commission concluded on July 30, 1985, that there is no probable cause to believe that your company violated the Act. Accordingly the file in this matter, numbered MUR 1730, has been closed as it pertains to this company. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, contact Frances B. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

8604057413 2

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 26, 1985

Mr. Donald W. Smith
Andrews and Clark
49 West 37th Street
New York, New York 10018

RE: MUR 1730
Andrews and Clark

Dear Mr. Smith:

This is to advise you that after an investigation was conducted, the Commission concluded on July 30, 1985, that there is no probable cause to believe that your company violated the Act. Accordingly the file in this matter, numbered MUR 1730, has been closed as it pertains to this company. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, contact Frances B. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 26, 1985

Mr. Ira Jaffe
Jaffe, Haft and Spring
111 Great Neck Road
Great Neck, New York 11021

RE: MUR 1730
Jaffe, Haft and Spring

Dear Mr. Jaffe:

This is to advise you that after an investigation was conducted, the Commission concluded on July 30, 1985, that there is no probable cause to believe that your company violated the Act. Accordingly the file in this matter, numbered MUR 1730, has been closed as it pertains to this company. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, contact Frances B. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 26, 1985

David Papke, Treasurer
Group 3 Development Company
17 West Lockwood
St. Louis, Missouri 63119

RE: MUR 1730
Group 3 Development Company

Dear Mr. Papke:

This is to advise you that after an investigation was conducted, the Commission concluded on July 30, 1985, that there is no probable cause to believe that your company violated the Act. Accordingly the file in this matter, numbered MUR 1730, has been closed as it pertains to this company. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, contact Frances B. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 26, 1985

Mr. Samuel G. Blumenfeld
East Rutherford Industrial Park
Bergen County Associates
200 Murray Hill Parkway
East Rutherford, New Jersey 07073

RE: MUR 1730
Bergen County Associates

Dear Mr. Blumenfeld:

This is to advise you that after an investigation was conducted, the Commission concluded on July 30, 1985, that there is no probable cause to believe that your company violated the Act. Accordingly the file in this matter, numbered MUR 1730, has been closed as it pertains to this company. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, contact Frances B. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 26, 1985

Mr. M.D. Pruitt
M.D. Pruitt Enterprises
3401 East Thomas Road
Suite H
Phoenix, Arizona 85018

RE: MUR 1730
M.D. Pruitt Enterprises

Dear Mr. Pruitt:

This is to advise you that after an investigation was conducted, the Commission concluded on July 30, 1985, that there is no probable cause to believe that your company violated the Act. Accordingly the file in this matter, numbered MUR 1730, has been closed as it pertains to this company. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, contact Frances B. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 26, 1985

Ms. Donna Sanders
Administrative Assistant
Community Development Associates
422 Whitney Street
San Leandro, California 04577

RE: MUR 1730
Community Development
Associates

Dear Ms. Sanders:

This is to advise you that after an investigation was conducted, the Commission concluded on July 30, 1985, that there is no probable cause to believe that your company violated the Act. Accordingly the file in this matter, numbered MUR 1730, has been closed as it pertains to this company. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, contact Frances B. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

8604057413

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 26, 1985

Hector G. Dowd, Esquire
Singer, Netter and Dowd
745 Fifth Avenue
New York, New York 10151

RE: MUR 1730
Lawrence, O'Donnell and
Company

Dear Mr. Dowd:

This is to advise you that after an investigation was conducted, the Commission concluded on July 30, 1985, that there is no probable cause to believe that your client violated the Act. Accordingly the file in this matter, numbered MUR 1730, has been closed as it pertains to this company. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, contact Frances B. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 26, 1985

Allan S. Sexter
Kimmelman, Sexter and Sobel
One Battery Park Plaza
New York, New York 10004

RE: MUR 1730
Stern Brothers

Dear Mr. Sexter:

This is to advise you that after an investigation was conducted, the Commission concluded on July 30, 1985, that there is no probable cause to believe that your client violated the Act. Accordingly the file in this matter, numbered MUR 1730, has been closed as it pertains to this company. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, contact Frances B. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 26, 1985

John J. Nigro, Esquire
Dorfman, Jacobson and Nigro
7600 Jericho Turnpike
Woodbury, New York 11797

RE: MUR 1730
J and B Management

Dear Mr. Nigro:

This is to advise you that after an investigation was conducted, the Commission concluded on July 30, 1985, that there is no probable cause to believe that your client violated the Act. Accordingly the file in this matter, numbered MUR 1730, has been closed as it pertains to this company. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, contact Frances B. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 26, 1985

Jack Levy, Esquire
Suite 552
8383 Wilshire Boulevard
Beverly Hills, California 90211

RE: MUR 1730
S.K. Management Company

Dear Mr. Levy:

This is to advise you that after an investigation was conducted, the Commission concluded on July 30, 1985, that there is no probable cause to believe that your client violated the Act. Accordingly the file in this matter, numbered MUR 1730, has been closed as it pertains to this company. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, contact Frances B. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

8604057412

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 26, 1985

Mr. John Emanuel
Conklin, Cahill and Company
14 Wall Street
New York, New York 10005

RE: MUR 1730
Conklin, Cahill and Company

Dear Mr. Emanuel:

This is to advise you that after an investigation was conducted, the Commission concluded on July 30, 1985, that there is no probable cause to believe that your company violated the Act. Accordingly the file in this matter, numbered MUR 1730, has been closed as it pertains to this company. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, contact Frances B. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 26, 1985

Stephen G. Epstein, Esquire
J and D Realty Company
101 West 55th Street
New York, New York 10019

RE: MUR 1730

Dear Mr. Epstein:

This is to advise you that after an investigation was conducted, the Commission concluded on July 30, 1985, that there is no probable cause to believe that your client violated the Act. Accordingly the file in this matter, numbered MUR 1730, has been closed as it pertains to this company. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, contact Frances B. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

8604057414 4

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 26, 1985

Roger A. Yonkman, Controller
Brown and Lambrecht
Route 30 and Gouger Road, R.F.D. 2
Joliet, Illinois 60432

RE: MUR 1730
Brown and Lambrecht

Dear Mr. Yonkman:

This is to advise you that after an investigation was conducted, the Commission concluded on July 30, 1985, that there is no probable cause to believe that your company violated the Act. Accordingly the file in this matter, numbered MUR 1730, has been closed as it pertains to this company. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, contact Frances B. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 26, 1985

Ms. Debi T. Wilson
Harry J. Butler and Associates
Three Piedmont Center
Suite 515
Atlanta, Georgia 30305

RE: MUR 1730
Harry J. Butler and Associates

Dear Ms. Wilson:

This is to advise you that after an investigation was conducted, the Commission concluded on July 30, 1985, that there is no probable cause to believe that your company violated the Act. Accordingly the file in this matter, numbered MUR 1730, has been closed as it pertains to this company. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, contact Frances B. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

3604057416

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 26, 1985

Louis R. Proyect
General Counsel
Spear, Leeds and Kellogg
115 Broadway
New York, New York 10006

RE: MUR 1730
Spear, Leeds and Kellogg

Dear Mr. Proyect:

This is to advise you that after an investigation was conducted, the Commission concluded on July 30, 1985, that there is no probable cause to believe that your client violated the Act. Accordingly the file in this matter, numbered MUR 1730, has been closed as it pertains to this company. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

If you have any questions, contact Frances B. Hagan, the staff member assigned to handle this matter at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

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GCC #7695

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

DEMOCRATIC
NATIONAL COMMITTEE

430 SOUTH CAPITOL STREET, S.E. WASHINGTON, D.C. 20003 (202) 863-8000

'85 JUN 5 P5:25

June 5, 1985

BY HAND

Ms. Frances B. Hagan
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Re: MUR 1730

Dear Ms. Hagan:

In response to Charles N. Steele's letter dated May 20, 1985, the Democratic National Committee and Paul G. Kirk, Jr., (collectively referred to hereinafter as the "DNC") hereby submit the following reply.

1. The DNC agrees with the General Counsel's Brief dated May 17, 1985 insofar as it recommends that the Commission find no probable cause to believe that a violation has occurred concerning each of the 19 contributors identified in Section III, paragraph 1 of the General Counsel's Brief.

2. Concerning the contribution received from Napa Valley Disposal Service, the DNC takes the position that the Commission must find no probable cause to believe a violation has occurred for the following reasons:

a. There is no presumption under the law that the funds at issue here derived from an impermissible source.

b. Direct communications by the contributor to the Commission and the DNC indicate that none of the funds at issue derived from a corporate entity.

c. By recommending that no further action be taken in this instance, the General Counsel impliedly concedes that the facts presented are insufficient to support a finding of probable cause to believe a violation has occurred.

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Collectively, the uncontroverted evidence establishes that the funds derived from a permissible source. Accordingly, based upon the facts before the Commission, it must find no probable cause to believe a violation has occurred in this instance.

3. Concerning the contribution received from B&L Development, the DNC maintains that the Commission must find no probable cause to believe a violation has occurred for the following reasons:

a. There is no presumption under the law that the funds at issue here derived from an impermissible source.

b. On November 10, 1982, Ms. Diane Griscom of the Louisiana Corporate Records Division informed the DNC that there was no record of an entity by the name of B&L Development on file in her office.

c. Neither the Commission nor the DNC has been able to contact the contributor directly to verify its non corporate status.

d. By recommending no further action be taken in this instance, the General Counsel impliedly concedes that the facts presented are insufficient to support a finding of probable cause.

Accordingly, based upon the evidence before the Commission, it must find no probable cause to believe a violation has occurred in this instance.

4. The DNC agrees with the General Counsel's Brief insofar as it recommends that the Commission take no further action against it concerning the contribution received from Lowey, Dannenberg and Knapp. In support of this recommendation, please be advised that on January 20, 1983 the DNC transferred the funds in question to a non federal account pursuant to discussions with Reports Analysis Division staff and FEC Directive No. 19 Revised September 12, 1980.

Respectfully submitted,

John M. Carroll
Counsel

JMC/gtd

cc: Paul G. Kirk, Jr.
Chairman

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEC
SECRETARY
85 MAY 20 A8:56

May 20, 1985

SENSITIVE

MEMORANDUM

TO: The Commission

FROM: Charles N. Steele
General Counsel

SUBJECT: MUR 1730

Attached for the Commission's review are briefs stating the position of the General Counsel on the legal and factual issues of the above-captioned matter. A copy of these briefs and letters notifying the respondents of the General Counsel's intent to recommend to the Commission a finding of no probable cause to believe were mailed on May 20 , 1985. Following receipt of the Respondents' replies to these notices, this Office will make a further report to the Commission.

Attachment
1. Briefs
2. Letters to Respondents

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BEFORE THE FEDERAL ELECTION COMMISSION

SENSITIVE

In the Matter of	)	
	)	
Democratic National Committee, et.al.	)	MUR 1730
	)	

GENERAL COUNSEL'S BRIEF

I. Statement of the Case

During the FEC's audit of the Democratic National Committee ("the DNC" or "the Committee"), the auditors found that during late 1980 the DNC received contributions of $34,287.50 from 22 entities whose corporate status could not be determined from the name.

The auditors made telephone calls to appropriate state agencies and found that those agencies listed as incorporated 18 entities having the same names as those of the DNC contributors. The state agencies found corporations listed under slightly different names for four other entities.

The Committee responded to these audit findings stating that only one of the companies on the list of 22 is incorporated and that this corporate contribution of $1,000 would be transferred to a non-federal bank account. In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors which attested that each contribution was drawn on a partnership account.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our

Attachment A(1)

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information from the Secretaries of State differed slightly from the auditors' findings but still indicated the possibility that the entities could be corporations. Therefore, the Office of General Counsel recommended reason to believe.

On August 14, 1984, the Commission found reason to believe that the DNC and 22 apparent corporate entities violated 2 U.S.C. § 441b(a) by making and receiving prohibited corporate contributions. On September 5, 1984, the Commission approved the letters and General Counsel's factual and legal analyses. The reason to believe notices were sent September 12, 1984.

During the investigation, the Office of General Counsel requested evidence which would verify that each of the entities was a partnership or that the contribution was drawn on a non-corporate account.

Fourteen of the 22 entities sent copies of their partnership agreements, partnership tax forms, or some correspondence addressing the entity as a partnership, along with a copy of the check written to the DNC and/or a letter from a company official stating that the entity making the contribution was a partnership.

Three entities provided check copies (that did <u>not</u> show "Inc." in the name on the check) along with a letter from the company or from the attorney who filed amendments to the company's partnership agreement. The letters stated that the entity making the contribution was not incorporated.

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Three of the 22 respondents submitted only letters from the company officials. Of these three letters, one informed us that it routinely makes contributions on its partnership account and none on its corporate account and that its review of contributions for 1980 revealed no contribution in the amount in question ($412.50); one stated that the check of $10,000 represented funds from two partners (Colins and Hochstin); and the third (S.K. Management), stated that the company has never been a corporation.

One of the 22 entities could not be reached through the postmaster. Its contribution totaled $1,000.

One entity is an incorporated law firm. One of the firm's principals who made the contribution stated that the firm previously had been a partnership which had, from time to time, made "small contributions to political campaigns." The firm incorporated on March 2, 1979. The responding principal stated that he decided at the last minute to attend a DNC fundraiser and, with the consent of his partners (i.e. principal shareholders), he wrote a check for $1,000 to the DNC. He stated that he "did not give the slightest thought to the fact that by using a check of the professional corporation, [he] might be committing a technical violation of federal law." He says that no one at the DNC brought this to his attention until after the FEC audit. The respondent stated that he immediately requested a

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refund, but was told by the DNC attorney that the contribution would be transferred to a non-federal account.

The 22 contributors and a listing of supporting documents follows:

Contributor	Amount	Type of Documentation Supporting Non-Corporate Contribution
Spear, Leeds and Kellogg	$ 1,000	* Letter from the company * Letter from attorney who files partnership agreements * Copy of the contribution check
Community Development Associates	$ 1,000	* Letter from the company * Check copy * Partnership Agreement
Napa Valley Disposal	$ 412.50	* Letter from company stating that there are two entities, a corporation, and partnership. Company finds no evidence of this contribution, but its practice is to make any contributions from the partnership account.
Harry J. Butler Associates	$ 2,500	* Letter from company * Check copy * Partnership Agreement
M.D. Pruitt Enterprises	$ 1,000	* Letter from company * Check copy * Partnership Agreement
S.K. Management Company	$ 1,000	* Letter stating that this has never been incorporated
B and L Development	$ 1,000	* Cannot be reached through postmaster * RTB notice was returned

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Brown and Lambrecht	$ 500	* Letter from company * Copy of partnership tax forms
Conklin Cahill and Co.	$ 1,550	* Letter from company * Check copy * Partnership Agreement
East Rutherford Industrial Park	$ 1,000	* Letter from company * Check Copy * Copy of co. accountant's letter addressing the company as a partnership
Group 3 Development Co.	$ 1,000	* Letter from company * Check copy * Partnership Agreement
J and B Management	$ 2,500	* Letter from company * Check copy * Partnership Agreement
J and D Realty Co.	$ 1,000	* Letter from company attorney * Partnership Agreement
J.C. and Associates	$ 2,500	* Letter from company * Partnership Certificate
Jaffe, Haft and Spring	$ 1,000	* Letter from company * Partnership Certificate
Lawrence, O'Donnell and Co.	$ 1,000	* Letter from company attorney * Check copy * Partnership Agreement
Stern Brothers	$ 1,000	* Letter from company attorney * Partnership Agreement
Jacobson, Goldfarb and Tanzman	$ 1,000	* Letter from company * Check copy * Partnership Bank Agreement
Andrews and Clark	$ 500	* Letter from company * Check copy

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Colin, Hochstin and Co.	$10,000	* Letter from company states that partners' contribution represents personal funds
Grotta, Glassman and Hoffman	$ 1,000	* Letter from company * Check copies
Lowey, Dannenberg, Knapp - corporation -	$ 1,000	

II. Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

In this case, 19 of the 22 contributors have provided documentation sufficient to judge that their contributions originated from non-corporate sources. The evidence and explanations adequately clarify the partnership status or clearly indicate that the contribution was not corporate. Therefore, this Office is prepared to recommend that the Commission find no probable cause concerning the DNC in these 19 cases.

As to the entity that neither the DNC nor the Office of General Counsel could contact to verify its status (B and L Development), we are prepared to recommend no further action in the matter. In addition, the Napa Valley Disposal Service stated that its review of records from the corporate and partnership entities of the same name reveals that any contributions were made from the partnership. This company could not specifically identify a contribution of $412.50. As a result of this information, we recommend no further action in this particular matter.

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Finally, this Office will recommend that the Commission take no further action against the Committee for receipt of the $1,000 corporate contribution. We would not pursue this matter further in that the DNC has agreed to transfer the funds to a non-corporate account and because the Committee previously has been informed through Reports Analysis Division communications that a transfer to a non-federal account is an appropriate alternative to refunds of corporate contributions.

III. Recommendations

1. Find no probable cause to believe that the Democratic National Committee and Paul G. Kirk as treasurer, violated 2 U.S.C. § 441b(a) as it relates to the following contributions:

   a) Speer, Leeds and Kellogg
   b) Community Development Association
   c) Harry J. Butler Associates
   d) M.D. Pruitt Enterprises
   e) S.K. Management Company
   f) Brown and Lambrecht
   g) Conklin, Cahill and Company
   h) East Rutherford Industrial Park
   i) Group 3 Development Company
   j) J. and B. Management
   k) J. and D. Realty Company
   l) J.C. and Associates
   m) Jaffe, Haft and Spring
   n) Lawrence, O'Donnell and Company
   o) Stern Brothers
   p) Jacobson, Goldfarb and Tanzman
   q) Andrews and Clark
   r) Colin, Hochstin and Company
   s) Grotta, Glassman and Hoffman

2. Take no further action against the Democratic National Committee and as treasurer Paul G. Kirk for violations of 2 U.S.C. § 441b(a) regarding the following entities:

   a) Napa Valley Disposal Service
   b) B and L Development

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c) Lowey, Dannenberg and Knapp.

17 May 1988
Date

Charles N. Steele
General Counsel

8 6 0 4 0 5 7 4 1 5 8

A(8)

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Spear, Leeds and Kellogg	)	MUR 1730
	)	

GENERAL COUNSEL'S BRIEF

During the Federal Election Commission's audit of the Democratic National Committee ("the DNC" or "the Committee"), the auditors found that Spear, Leeds and Kellogg, ("the Firm"), an apparent corporate entity, made a contribution of $1,000 to the DNC in June 1980.

Telephone calls to the appropriate state agency indicated to the auditors and to the Office of General Counsel that the Firm could be incorporated.

On August 14, 1984, the Commission found reason to believe that Spear, Leeds and Kellogg violated 2 U.S.C. § 441b(a). During the investigation, the Office of General Counsel requested evidence which would verify that the Firm was a partnership or that the contribution was drawn on a non-corporate account. Spear, Leeds and Kellogg provided a letter from the Firm's general counsel and a letter from its attorney who is responsible for amending Articles of Partnership and filing the Certificate of Limited Partnership. Both letters attested that the Firm was a partnership. A copy of the contribution check includes "partner" signature lines.

II. Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with a federal election.

3 6 0 4 0 5 7 4 1 5 9

In this case, the documentation and information provided is sufficient to judge that the Firm's contribution originated from a non-corporate source. Therefore, the Office of General Counsel is prepared to recommend no probable cause to believe that a violation of 2 U.S.C. § 441b(a) occurred in this matter.

III. General Counsel's Recommendation

Find no probable cause to believe that Spear, Leeds and Kellogg violated 2 U.S.C. § 441b(a).

17 May 1985
Date

Charles N. Steele
General Counsel

8604057416 0

A (10)

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Community Development Associates	)	MUR 1730
	)	

GENERAL COUNSEL'S BRIEF

During the Federal Election Commission's audit of the Democratic National Committee ("the DNC" or "the Committee"), the auditors found that Community Development Associates, ("the Firm"), an apparent corporate entity, made a contribution of $1,000 to the DNC in July 1980.

Telephone calls to the appropriate state agency indicated to the auditors and to the Office of General Counsel that the Firm could be incorporated.

On August 14, 1984, the Commission found reason to believe that Community Development Associates violated 2 U.S.C. § 441b(a). During the investigation, the Office of General Counsel requested evidence which would verify that the Firm was a partnership or that the contribution was drawn on a non-corporate account. Community Development Associates provided a letter stating that the California Secretary of State has a listing for Community Development Associates, Inc. of Santa Monica, while the Firm is a partnership located in San Leandro. The Firm submitted a contribution check copy and a copy of its partnership agreement.

II. Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with a federal election.

A(11)

3 6 0 4 0 5 7 4 1 5 1

In this case, the documentation and information provided is sufficient to judge that the Firm's contribution originated from a non-corporate source. Therefore, the Office of General Counsel is prepared to recommend no probable cause to believe that a violation of 2 U.S.C. § 441b(a) occurred in this matter.

III. General Counsel's Recommendation

Find no probable cause to believe that Community Development Associates violated 2 U.S.C. § 441b(a).

14 May 1985
Date

Charles N. Steele
General Counsel

3604057416 2

A(12)

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Harry J. Butler & Associates	)	MUR 1730
	)	

GENERAL COUNSEL'S BRIEF

During the Federal Election Commission's audit of the Democratic National Committee ("the DNC" or "the Committee"), the auditors found that Harry J. Butler and Associates ("the Firm"), an apparent corporate entity, made a contribution of $2,500 to the DNC in October 1980.

Telephone calls to the appropriate state agency indicated to the auditors and to the Office of General Counsel that the Firm could be incorporated.

On August 14, 1984, the Commission found reason to believe that Harry J. Butler and Associates violated 2 U.S.C. § 441b(a). During the investigation, the Office of General Counsel requested evidence which would verify that the Firm was a partnership or that the contribution was drawn on a non-corporate account. The Firm provided a letter stating that the Firm is a limited partnership. The Firm enclosed a copy of the contribution check drawn on the partnership account and a copy of its certificate of partnership. The letter stated that Mr. Butler also owns stock in a corporation, Harry J. Butler and Son, Inc.

II. Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with a federal election.

8 6 0 4 0 5 7 4 1 6 3

In this case, the documentation and information provided is sufficient to judge that the Firm's contribution originated from a non-corporate source. Therefore, the Office of General Counsel is prepared to recommend no probable cause to believe that a violation of 2 U.S.C. § 441b(a) occurred in this matter.

III. General Counsel's Recommendation

Find no probable cause to believe that Harry J. Butler and Associates violated 2 U.S.C. § 441b(a).

14 May 1985
Date

Charles N. Steele
General Counsel

3604057416 4

A (14)

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
M.D. Pruitt Enterprises	)	MUR 1730
	)	

GENERAL COUNSEL'S BRIEF

During the Federal Election Commission's audit of the Democratic National Committee ("the DNC" or "the Committee"), the auditors found that M.D. Pruitt Enterprises ("the Firm"), an apparent corporate entity, made a contribution of $1,000 to the DNC in September 1980.

Telephone calls to the appropriate state agency indicated to the auditors and to the Office of General Counsel that the Firm could be incorporated.

On August 14, 1984, the Commission found reason to believe that M.D. Pruitt Enterprises violated 2 U.S.C. § 441b(a). During the investigation, the Office of General Counsel requested evidence which would verify that the Firm was a partnership or that the contribution was drawn on a non-corporate account. The Firm provided a letter stating that it had never been a corporation. The Firm provided copies of the contribution check along with its partnership agreement. In addition, the Firm enclosed a statement from the Arizona Corporation Commission stating that M.D. Pruitt Enterprises is not a corporation in that state.

II. Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with a federal election.

A (15)

3 6 0 4 0 5 7 4 1 6 5

In this case, the documentation and information provided is sufficient to judge that the Firm's contribution originated from a non-corporate source. Therefore, the Office of General Counsel is prepared to recommend no probable cause to believe that a violation of 2 U.S.C. § 441b(a) occurred in this matter.

III. General Counsel's Recommendation

Find no probable cause to believe that M.D. Pruitt Enterprises violated 2 U.S.C. § 441b(a).

17 May 1985
Date

Charles N. Steele
General Counsel

8604057416 3

A(16)

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
S.K. Management Company	)	MUR 1730
	)	

GENERAL COUNSEL'S BRIEF

During the Federal Election Commission's audit of the Democratic National Committee ("the DNC" or "the Committee"), the auditors found that S.K. Management ("the Firm"), an apparent corporate entity, made a contribution of $1,000 to the DNC in June 1980.

Telephone calls to the appropriate state agency indicated to the auditors and to the Office of General Counsel that the Firm could be incorporated.

On August 14, 1984, the Commission found reason to believe that S.K. Management Company violated 2 U.S.C. § 441b(a). During the investigation, the Office of General Counsel requested evidence which would verify that the Firm was a partnership or that the contribution was drawn on a non-corporate account. Counsel for the Firm replied that this company has never been incorporated. The letter stated that there was a corporation in the same area using the same name, but that this partnership has no connection with the corporation.

II. Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with a federal election.

8 6 0 4 0 5 7 4 1 6 7

A (17)

In this case, the documentation and information provided is sufficient to judge that the Firm's contribution originated from a non-corporate source. Therefore, the Office of General Counsel is prepared to recommend no probable cause to believe that a violation of 2 U.S.C. § 441b(a) occurred in this matter.

III. General Counsel's Recommendation

Find no probable cause to believe that S.K. Management Company violated 2 U.S.C. § 441b(a).

14 May 1985
Date

Charles N. Steele
General Counsel

3604057415 3

A(18)

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Brown and Lambrecht	)	MUR 1730
	)	

GENERAL COUNSEL'S BRIEF

During the Federal Election Commission's audit of the Democratic National Committee ("the DNC" or "the Committee"), the auditors found that Brown and Lambrecht ("the Firm"), an apparent corporate entity, made a contribution of $500 to the DNC in October 1980.

Telephone calls to the appropriate state agency indicated to the auditors and to the Office of General Counsel that the Firm could be incorporated.

On August 14, 1984, the Commission found reason to believe that Brown and Lambrecht violated 2 U.S.C. § 441b(a). During the investigation, the Office of General Counsel requested evidence which would verify that the Firm was a partnership or that the contribution was drawn on a non-corporate account. Controller for the Firm stated that two entities exist; Brown and Lambrecht is a partnership and Brown and Lambrecht Earthmovers, Inc., is a corporation. The Firm stated that, "We have long been aware of the Federal Election Campaign Act, and have never been in violation as you allege." The letter enclosed a copy of the partnership tax return.

II. Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with a federal election.

8 6 0 4 0 5 7 4 1 6 9

In this case, the documentation and information provided is sufficient to judge that the Firm's contribution originated from a non-corporate source. Therefore, the Office of General Counsel is prepared to recommend no probable cause to believe that a violation of 2 U.S.C. § 441b(a) occurred in this matter.

III. General Counsel's Recommendation

Find no probable cause to believe that Brown and Lambrecht violated 2 U.S.C. § 441b(a).

17 May 1985
Date

Charles N. Steele
General Counsel

8604057417 0

A(20)

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Conklin, Cahill and Company	)	MUR 1730
	)	

GENERAL COUNSEL'S BRIEF

During the Federal Election Commission's audit of the Democratic National Committee ("the DNC" or "the Committee"), the auditors found that Conklin, Cahill and Company("the Firm"), an apparent corporate entity, made a contribution of $1,550 to the DNC in 1980.

Telephone calls to the appropriate state agency indicated to the auditors and to the Office of General Counsel that the Firm could be incorporated.

On August 14, 1984, the Commission found reason to believe that Conklin, Cahill and Company violated 2 U.S.C. § 441b(a). During the investigation, the Office of General Counsel requested evidence which would verify that the Firm was a partnership or that the contribution was drawn on a non-corporate account. A partner in the Firm responded in a letter and enclosed copies of the contribution check and the partnership agreement. The letter stated that two similarly-named entities exist; the corporation is "Conklin, Cahill, Inc.," the limited partnership is "Conklin, Cahill and Company."

II. Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with a federal election.

8604057417

In this case, the documentation and information provided is sufficient to judge that the Firm's contribution originated from a non-corporate source. Therefore, the Office of General Counsel is prepared to recommend no probable cause to believe that a violation of 2 U.S.C. § 441b(a) occurred in this matter.

III. General Counsel's Recommendation

Find no probable cause to believe that Conklin, Cahill and Company violated 2 U.S.C. § 441b(a).

14 May 1985
Date

Charles N. Steele
General Counsel

8604057417 2

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
East Rutherford Industrial Park	)	MUR 1730
	)	

GENERAL COUNSEL'S BRIEF

During the Federal Election Commission's audit of the Democratic National Committee ("the DNC" or "the Committee"), the auditors found that East Rutherford Industrial Park ("the Firm"), an apparent corporate entity, made a contribution of $1,000 to the DNC in June 1980.

Telephone calls to the appropriate state agency indicated to the auditors and to the Office of General Counsel that the Firm could be incorporated.

On August 14, 1984, the Commission found reason to believe that East Rutherford Industrial Park violated 2 U.S.C. § 441b(a). During the investigation, the Office of General Counsel requested evidence which would verify that the Firm was a partnership or that the contribution was drawn on a non-corporate account. A managing partner of the Firm responded, stating that the East Rutherford Industrial Park, Inc., was a "dummy" corporation which had no assets. He explained that the bank account is in the name of Bergen County Associates, a partnership organized in 1951, and that the bank checks contain the name East Rutherford Industrial Park along with Bergen County Associates to identify the partnership's properties. He offered to send tax returns indicating the partnership entity. When we asked for copies, the partner stated this his company was in receivership and all such

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documents had been removed. He did send a piece of correspondence addressing the company as a partnership.

II. Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with a federal election.

In this case, the documentation and information provided is sufficient to judge that the Firm's contribution originated from a non-corporate source. Therefore, the Office of General Counsel is prepared to recommend no probable cause to believe that a violation of 2 U.S.C. § 441b(a) occurred in this matter.

III. General Counsel's Recommendation

Find no probable cause to believe that East Rutherford Industrial Park violated 2 U.S.C. § 441b(a).

14 May 1985
Date

Charles N. Steele
General Counsel

8604057417 4

A(24)

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Group 3 Development Company	)	MUR 1730
	)	

GENERAL COUNSEL'S BRIEF

During the Federal Election Commission's audit of the Democratic National Committee ("the DNC" or "the Committee"), the auditors found that Group 3 Development Company ("the Firm"), an apparent corporate entity, made a contribution of $1,000 to the DNC in August 1980.

Telephone calls to the appropriate state agency indicated to the auditors and to the Office of General Counsel that the Firm could be incorporated.

On August 14, 1984, the Commission found reason to believe that Group 3 Development Company violated 2 U.S.C. § 441b(a). During the investigation, the Office of General Counsel requested evidence which would verify that the Firm was a partnership or that the contribution was drawn on a non-corporate account. The Firm's treasurer replied, explaining that this company is a general partnership in the state of Missouri and has no relationship to the corporation of the same name registered in New Jersey. The treasurer supported this assertion with copies of the partnership's contribution check and its partnership agreement.

II. Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with a federal election.

3 6 0 4 0 5 7 4 1 7 5

In this case, the documentation and information provided is sufficient to judge that the Firm's contribution originated from a non-corporate source. Therefore, the Office of General Counsel is prepared to recommend no probable cause to believe that a violation of 2 U.S.C. § 441b(a) occurred in this matter.

III. General Counsel's Recommendation

Find no probable cause to believe that Group 3 Development Company violated 2 U.S.C. § 441b(a).

17 May 1985
Date

Charles N. Steele
General Counsel

8 5 0 4 0 5 7 4 1 7 6

A(26)

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
J and B Management	)	MUR 1730
	)	

GENERAL COUNSEL'S BRIEF

During the Federal Election Commission's audit of the Democratic National Committee ("the DNC" or "the Committee"), the auditors found that J and B Management ("the Firm"), an apparent corporate entity, made a contribution of $2,500 to the DNC in October 1980.

Telephone calls to the appropriate state agency indicated to the auditors and to the Office of General Counsel that the Firm could be incorporated.

On August 14, 1984, the Commission found reason to believe that J and B Management violated 2 U.S.C. § 441b(a). During the investigation, the Office of General Counsel requested evidence which would verify that the Firm was a partnership or that the contribution was drawn on a non-corporate account. Counsel for the Firm advised that two entities exist, the partnership and the corporation (J and B Management, Inc.). He submitted both the partnership agreement and the articles of incorporation to clarify the distinction between the two entities. He further stated that the contribution was drawn on the partnership account.

II. Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with a federal election.

8 6 0 4 0 5 7 4 1 7 7

In this case, the documentation and information provided is sufficient to judge that the Firm's contribution originated from a non-corporate source. Therefore, the Office of General Counsel is prepared to recommend no probable cause to believe that a violation of 2 U.S.C. § 441b(a) occurred in this matter.

III. General Counsel's Recommendation

Find no probable cause to believe that J. and B. Management violated 2 U.S.C. § 441b(a).

19 May 1985
Date

Charles N. Steele
General Counsel

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A(28)

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
J. and D. Realty Company	)	MUR 1730
	)	

GENERAL COUNSEL'S BRIEF

During the Federal Election Commission's audit of the Democratic National Committee ("the DNC" or "the Committee"), the auditors found that J. and D. Realty Company ("the Firm"), an apparent corporate entity, made a contribution of $1,000 to the DNC in October 1980.

Telephone calls to the appropriate state agency indicated to the auditors and to the Office of General Counsel that the Firm could be incorporated.

On August 14, 1984, the Commission found reason to believe that J. and D. Realty Company violated 2 U.S.C. § 441b(a). During the investigation, the Office of General Counsel requested evidence which would verify that the Firm was a partnership or that the contribution was drawn on a non-corporate account. Counsel for the Firm replied that this client is a general partnership and has no connection with any corporation of the same name. He supported the statement with copies of the Firm's partnership certificate.

II. Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with a federal election.

8 6 0 4 0 5 7 4 1 7 9

In this case, the documentation and information provided is sufficient to judge that the Firm's contribution originated from a non-corporate source. Therefore, the Office of General Counsel is prepared to recommend no probable cause to believe that a violation of 2 U.S.C. § 441b(a) occurred in this matter.

III. General Counsel's Recommendation

Find no probable cause to believe that J. and D. Realty Company violated 2 U.S.C. § 441b(a).

14 May 1985
Date

Charles N. Steele
General Counsel

8604057418 0

A (30)

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
J. C. Associates	)	MUR 1730
	)	

GENERAL COUNSEL'S BRIEF

During the Federal Election Commission's audit of the Democratic National Committee ("the DNC" or "the Committee"), the auditors found that J. C. Associates ("the Firm"), an apparent corporate entity, made a contribution of $2,500 to the DNC in October 1980.

Telephone calls to the appropriate state agency indicated to the auditors and to the Office of General Counsel that the Firm could be incorporated.

On August 14, 1984, the Commission found reason to believe that J. C. Associates violated 2 U.S.C. § 441b(a). During the investigation, the Office of General Counsel requested evidence which would verify that the Firm was a partnership or that the contribution was drawn on a non-corporate account. One of the Firm's partners responded that the Firm is indeed a partnership with no connection to any corporation with a similar name. He supports this statement with copies of the canceled check and the certificate of partnership.

II. Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with a federal election.

3604057413 1

A (31)

In this case, the documentation and information provided is sufficient to judge that the Firm's contribution originated from a non-corporate source. Therefore, the Office of General Counsel is prepared to recommend no probable cause to believe that a violation of 2 U.S.C. § 441b(a) occurred in this matter.

III. General Counsel's Recommendation

Find no probable cause to believe that J. C. Associates violated 2 U.S.C. § 441b(a).

17 May 1985
Date

Charles N. Steele
General Counsel

8604057413 2

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Jaffe, Haft and Spring	)	MUR 1730
	)	

GENERAL COUNSEL'S BRIEF

During the Federal Election Commission's audit of the Democratic National Committee ("the DNC" or "the Committee"), the auditors found that Jaffe, Haft and Spring ("the Firm"), an apparent corporate entity, made a contribution of $1,000 to the DNC in October 1980.

Telephone calls to the appropriate state agency indicated to the auditors and to the Office of General Counsel that the Firm could be incorporated.

On August 14, 1984, the Commission found reason to believe that Jaffe, Haft and Spring violated 2 U.S.C. § 441b(a). During the investigation, the Office of General Counsel requested evidence which would verify that the Firm was a partnership or that the contribution was drawn on a non-corporate account. A partner in the Firm responded, stating that his partnership has no connection with a corporation with a similar name. He stated that his partnership made the contribution. The assertion was supported with copies of the partnership's contribution check and its partnership agreement.

II. Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with a federal election.

8604057418 3

In this case, the documentation and information provided is sufficient to judge that the Firm's contribution originated from a non-corporate source. Therefore, the Office of General Counsel is prepared to recommend no probable cause to believe that a violation of 2 U.S.C. § 441b(a) occurred in this matter.

III. General Counsel's Recommendation

Find no probable cause to believe that Jaffe, Haft, and Spring violated 2 U.S.C. § 441b(a).

14 May 1985
Date

Charles N. Steele
General Counsel

8604057413 4

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Lawrence, O'Donnell and Company	)	MUR 1730
	)	

GENERAL COUNSEL'S BRIEF

During the Federal Election Commission's audit of the Democratic National Committee ("the DNC" or "the Committee"), the auditors found that Lawrence, O'Donnell and Company ("the Firm"), an apparent corporate entity, made a contribution of $1,000 to the DNC in October 1980.

Telephone calls to the appropriate state agency indicated to the auditors and to the Office of General Counsel that the Firm could be incorporated.

On August 14, 1984, the Commission found reason to believe that Lawrence, O'Donnell and Company violated 2 U.S.C. § 441b(a). During the investigation, the Office of General Counsel requested evidence which would verify that the Firm was a partnership or that the contribution was drawn on a non-corporate account. Counsel for the Firm stated that his client is a "partnership member of the New York Stock Exchange." He explained that a corporation was set up with a similar but different name and that the corporate entity "never had any assets, stockholders, directors or officers, and specifically never had a checking account." Counsel provided a copy of the partnership's contribution check and partnership agreement.

3 6 0 4 0 5 7 4 1 3 5

A (35)

II. Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with a federal election.

In this case, the documentation and information provided is sufficient to judge that the Firm's contribution originated from a non-corporate source. Therefore, the Office of General Counsel is prepared to recommend no probable cause to believe that a violation of 2 U.S.C. § 441b(a) occurred in this matter.

III. General Counsel's Recommendation

Find no probable cause to believe that Lawrence, O'Donnell and Company violated 2 U.S.C. § 441b(a).

17 May 1985
Date

Charles N. Steele
General Counsel

8604057418 6

A(36)

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Stern Brothers	)	MUR 1730
	)	

GENERAL COUNSEL'S BRIEF

During the Federal Election Commission's audit of the Democratic National Committee ("the DNC" or "the Committee"), the auditors found that Stern Brothers ("the Firm"), an apparent corporate entity, made a contribution of $1,000 to the DNC in 1980.

Telephone calls to the appropriate state agency indicated to the auditors and to the Office of General Counsel that the Firm could be incorporated.

On August 14, 1984, the Commission found reason to believe that Stern Brothers violated 2 U.S.C. § 441b(a). During the investigation, the Office of General Counsel requested evidence which would verify that the Firm was a partnership or that the contribution was drawn on a non-corporate account. Counsel for the Firm stated that his client is a partnership which made the contribution to the DNC in 1980. He further stated that the Firm has no connection with any corporation by the same name which may exist. Counsel provided a copy of the partnership agreement.

II. Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with a federal election.

3 6 0 4 0 5 7 4 1 3 7

In this case, the documentation and information provided is sufficient to judge that the Firm's contribution originated from a non-corporate source. Therefore, the Office of General Counsel is prepared to recommend no probable cause to believe that a violation of 2 U.S.C. § 441b(a) occurred in this matter.

III. General Counsel's Recommendation

Find no probable cause to believe that Stern Brothers violated 2 U.S.C. § 441b(a).

14 May 1985
Date

Charles N. Steele
General Counsel

8604057418 3

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Jacobson, Goldfarb and Tanzman Associates	)	MUR 1730
	)	

GENERAL COUNSEL'S BRIEF

During the Federal Election Commission's audit of the Democratic National Committee ("the DNC" or "the Committee"), the auditors found that Jacobson, Goldfarb and Tanzman Associates ("the Firm"), an apparent corporate entity, made a contribution of $1,000 to the DNC in October 1980.

Telephone calls to the appropriate state agency indicated to the auditors and to the Office of General Counsel that the Firm could be incorporated.

On August 14, 1984, the Commission found reason to believe that Jacobson, Goldfarb and Tanzman Associates violated 2 U.S.C. § 441b(a). During the investigation, the Office of General Counsel requested evidence which would verify that the Firm was a partnership or that the contribution was drawn on a non-corporate account. A partner in the Firm stated that it was his partnership, Jacobson, Goldfarb and Tanzman Associates, which made the contribution to the DNC. He provided a copy of the check to support his statement. He explained further that a corporation with a similar name exists, Jacobson, Goldfarb and Tanzman, Inc., which is a separate entity. The partner submitted a copy of the Firm's partnership bank agreement.

II. Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with a federal election.

8 6 0 4 0 5 7 4 1 3 9

In this case, the documentation and information provided is sufficient to judge that the Firm's contribution originated from a non-corporate source. Therefore, the Office of General Counsel is prepared to recommend no probable cause to believe that a violation of 2 U.S.C. § 441b(a) occurred in this matter.

III. General Counsel's Recommendation

Find no probable cause to believe that Jacobson, Goldfarb and Tanzman Associates violated 2 U.S.C. § 441b(a).

17 May 1985
Date

Charles N. Steele
General Counsel

8604057419 0

A(40)

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Andrews and Clark	)	MUR 1730
	)	

GENERAL COUNSEL'S BRIEF

During the Federal Election Commission's audit of the Democratic National Committee ("the DNC" or "the Committee"), the auditors found that Andrews and Clark ("the Firm"), an apparent corporate entity, made a contribution of $500 to the DNC in October 1980.

Telephone calls to the appropriate state agency indicated to the auditors and to the Office of General Counsel that the Firm could be incorporated.

On August 14, 1984, the Commission found reason to believe that Andrews and Clark violated 2 U.S.C. § 441b(a). During the investigation, the Office of General Counsel requested evidence which would verify that the Firm was a partnership or that the contribution was drawn on a non-corporate account. A partner with the Firm stated that two entities exist, Andrews and Clark, a partnership which made the contribution to the DNC, and Andrews and Clark, Inc., which is a separate entity. The partner submitted a copy of the contribution check labeled "Andrews and Clark" and signed by the partner.

II. Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with a federal election.

8 6 0 4 0 5 7 4 1 9 1

A (4L)

In this case, the documentation and information provided is sufficient to judge that the Firm's contribution originated from a non-corporate source. Therefore, the Office of General Counsel is prepared to recommend no probable cause to believe that a violation of 2 U.S.C. § 441b(a) occurred in this matter.

III. General Counsel's Recommendation

Find no probable cause to believe that Andrews and Clark violated 2 U.S.C. § 441b(a).

14 May 1985
Date

Charles N. Steele
General Counsel

3604057419 2

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Colin Hochstin Company	)	MUR 1730
	)	

GENERAL COUNSEL'S BRIEF

During the Federal Election Commission's audit of the Democratic National Committee ("the DNC" or "the Committee"), the auditors found that Colin Hochstin Company, ("the Firm"), an apparent corporate entity, made a contribution of $1,000 to the DNC in June 1980.

Telephone calls to the appropriate state agency indicated to the auditors and to the Office of General Counsel that the Firm could be incorporated.

On August 14, 1984, the Commission found reason to believe that Colin Hochstin Company violated 2 U.S.C. § 441b(a). During the investigation, the Office of General Counsel requested evidence which would verify that the Firm was a partnership or that the contribution was drawn on a non-corporate account. The Firm's response stated that the Firm is a partnership and that the contribution represented personal funds of the two partners, Justin Colin and Roger Hochstin. A copy of the partnership's contribution check contains a memo regarding the partners' contribution share.

II. Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with a federal election.

8 6 0 4 0 5 7 4 1 9 3

A (43)

In this case, the documentation and information provided is sufficient to judge that the Firm's contribution originated from a non-corporate source. Therefore, the Office of General Counsel is prepared to recommend no probable cause to believe that a violation of 2 U.S.C. § 441b(a) occurred in this matter.

III. General Counsel's Recommendation

Find no probable cause to believe that Colin Hochstin Company violated 2 U.S.C. § 441b(a).

17 May 1985
Date

Charles N. Steele
General Counsel

8604057419 4

A(44)

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Grotta, Glassman and Hoffman	)	MUR 1730
	)	

GENERAL COUNSEL'S BRIEF

During the Federal Election Commission's audit of the Democratic National Committee ("the DNC" or "the Committee"), the auditors found that Grotta, Glassman and Hoffman, ("the Firm"), an apparent corporate entity, made a contribution of $1,000 to the DNC in October 1980.

Telephone calls to the appropriate state agency indicated to the auditors and to the Office of General Counsel that the Firm could be incorporated.

On August 14, 1984, the Commission found reason to believe that Grotta, Glassman and Hoffman violated 2 U.S.C. § 441b(a). During the investigation, the Office of General Counsel requested evidence which would verify that the Firm was a partnership or that the contribution was drawn on a non-corporate account. The Firm responded that the law firm incorporated in May 1979, but simultaneously maintained its partnership through December 1980. The Firm stated that its partnership account made the contributions to the DNC. Copies of the contribution checks were submitted which show the partnership name.

II. Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with a federal election.

8 6 0 4 0 5 7 4 1 9 5

In this case, the documentation and information provided is sufficient to judge that the Firm's contribution originated from a non-corporate source. Therefore, the Office of General Counsel is prepared to recommend no probable cause to believe that a violation of 2 U.S.C. § 441b(a) occurred in this matter.

III. General Counsel's Recommendation

Find no probable cause to believe that Grotta, Glassman and Hoffman violated 2 U.S.C. § 441b(a).

14 May 1985

Date

Charles N. Steele
General Counsel

8604057419 6

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 20, 1985

John M. Carroll, Esquire
Democratic National Committee
1625 Massachusetts Avenue, N.W.
Washington, D.C. 20036

RE: MUR 1730
Democratic National Committee

Dear Mr. Carroll:

Based on information acertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on August 14, 1984, found reason to believe that your client had violated 2 U.S.C. § 441b(a), a provision of the Act and instituted an investigation of this matter.

After considering all the evidence available to the Commission, the Office of General Counsel is prepared to recommend that the Commission find no probable cause to believe that a violation has occurred regarding each contributor in question except the following: 1) Napa Valley Disposal Service, 2) B and L Development and 3) Lowey, Dannenberg and Knapp. In these three instances, this Office will recommend that the Commission take no further action concerning receipt of contributions from these entities. The Commission may or may not approve the General Counsel's Recommendation.

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

8 6 0 4 0 5 7 4 1 9 7

Attachment B(1)

Should you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

86040574198

13(2)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 20, 1985

Louis R. Proyect
General Counsel
Spear, Leeds and Kellogg
115 Broadway
New York, New York 10006

RE: MUR 1730
Spear, Leeds, and Kellogg

Dear Mr. Proyect:

Based on information acertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on August 14, 1984, found reason to believe that your client had violated 2 U.S.C. § 441b(a), a provision of the Act and instituted an investigation of this matter.

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

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

8604057419 9

B(3)

Should you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

8604057420 0

B(4)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 20, 1985

Ms. Donna Sanders
Administrative Assistant
Community Development Associates
422 Whitney Street
San Leandro, California 04577

RE: MUR 1730
Community Development Associates

Dear Ms. Sanders:

Based on information acertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on August 14, 1984, found reason to believe that your company had violated 2 U.S.C. § 441b(a), a provision of the Act and instituted an investigation of this matter.

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

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

8 6 0 4 0 5 7 4 2 0 1

B(5)

Should you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

8604057420 2

B (6)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 20, 1985

Ms. Debi T. Wilson
Harry J. Butler and Associates
Three Piedmont Center
Suite 515
Atlanta, Georgia 30305

RE: MUR 1730
Harry J. Butler and Associates

Dear Ms. Wilson:

Based on information acertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on August 14, 1984, found reason to believe that your company had violated 2 U.S.C. § 441b(a), a provision of the Act and instituted an investigation of this matter.

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

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

8 6 0 4 0 5 7 4 2 0 3

B(7)

Should you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

86040574204

B (8)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 20, 1985

Mr. M.D. Pruitt
M.D. Pruitt Enterprises
3401 East Thomas Road
Suite H
Phoenix, Arizona 85018

RE: MUR 1730
M.D. Pruitt Enterprises

Dear Mr. Pruitt:

Based on information acertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on August 14, 1984, found reason to believe that your company had violated 2 U.S.C. § 441b(a), a provision of the Act and instituted an investigation of this matter.

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

Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case.

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

8604057420 5

B(9)

Should you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

8604057420 6

B (10)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 20, 1985

Jack Levy, Esquire
Suite 552
8383 Wilshire Boulevard
Beverly Hills, California 90211

RE: MUR 1730
S.K. Management Company

Dear Mr. Levy:

Based on information acertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on August 14, 1984, found reason to believe that your client had violated 2 U.S.C. § 441b(a), a provision of the Act and instituted an investigation of this matter.

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

Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case.

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

8 6 0 4 0 5 7 4 2 0 7

B(11)

Should you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

8604057420 3

B (12)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 20, 1985

Roger A. Yonkman, Controller
Brown and Lambrecht
Route 30 and Gouger Road, R.F.D. 2
Joliet, Illinois 60432

RE: MUR 1730
Brown and Lambrecht

Dear Mr. Yonkman:

Based on information acertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on August 14, 1984, found reason to believe that your company had violated 2 U.S.C. § 441b(a), a provision of the Act and instituted an investigation of this matter.

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

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

8 6 0 4 0 5 7 4 2 0 9

B (13)

Should you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

85040574210

B (14)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 20, 1985

Mr. John Emanuel
Conklin, Cahill and Company
14 Wall Street
New York, New York 10005

RE: MUR 1730
Conklin, Cahill and Company

Dear Mr. Emanuel:

Based on information acertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on August 14, 1984, found reason to believe that your company had violated 2 U.S.C. § 441b(a), a provision of the Act and instituted an investigation of this matter.

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

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

8 6 0 4 0 5 7 4 2 1 1

B (15)

Should you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

8 6 0 4 0 5 7 4 2 1 2

B (16)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 20, 1985

Mr. Samuel G. Blumenfeld
East Rutherford Industrial Park
Bergen County Associates
200 Murray Hill Parkway
East Rutherford, New Jersey 07073

RE: MUR 1730

Dear Mr. Blumenfeld:

Based on information acertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on August 14, 1984, found reason to believe that your company had violated 2 U.S.C. § 441b(a), a provision of the Act and instituted an investigation of this matter.

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

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

8 6 0 4 0 5 7 4 2 1 3

B(17)

Should you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

86040574211

B(18)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 20, 1985

David Papke, Treasurer
Group 3 Development Company
17 West Lockwood
St. Louis, Missouri 63119

RE: MUR 1730
Group 3 Development Company

Dear Mr. Papke:

Based on information acertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on August 14, 1984, found reason to believe that your company had violated 2 U.S.C. § 441b(a), a provision of the Act and instituted an investigation of this matter.

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

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

8 6 0 4 0 5 7 4 2 1 5

B(19)

Should you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

8604057421 5

B(20)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 20, 1985

John J. Nigro, Esquire
Dorfman, Jacobson and Nigro
7600 Jericho Turnpike
Woodbury, New York 11797

RE: MUR 1730
J and B Management

Dear Mr. Nigro:

Based on information acertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on August 14, 1984, found reason to believe that your client had violated 2 U.S.C. § 441b(a), a provision of the Act and instituted an investigation of this matter.

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

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

8 6 0 4 0 5 7 4 2 1 7

B(21)

Should you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

86040574213

B(22)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 20, 1985

Stephen G. Epstein, Esquire
J and D Realty Company
101 West 55th Street
New York, New York 10019

RE: MUR 1730
J and D Realty Company

Dear Mr. Epstein:

Based on information acertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on August 14, 1984, found reason to believe that your client had violated 2 U.S.C. § 441b(a), a provision of the Act and instituted an investigation of this matter.

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

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

8604057421 9

B(23)

Should you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

36040574220

B(24)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 20, 1985

Mr. Stuart Marshall Bloch
J. C. Associates
1401 Sixteen Street, N.W.
Washington, D.C. 20036

RE: MUR 1730
J.C. Associates

Dear Mr. Bloch:

Based on information acertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on August 14, 1984, found reason to believe that your company had violated 2 U.S.C. § 441b(a), a provision of the Act and instituted an investigation of this matter.

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

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

8 6 0 4 0 5 7 4 2 2 1

B(25)

Should you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

86040574222

B(26)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 20, 1985

Mr. Ira Jaffe
Jaffe, Haft and Spring
111 Great Neck Road
Great Neck, New York 11021

RE: MUR 1730
Jaffe, Haft and Spring

Dear Jaffe:

Based on information acertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on August 14, 1984, found reason to believe that your company had violated 2 U.S.C. § 441b(a), a provision of the Act and instituted an investigation of this matter.

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

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

8 6 0 4 0 5 7 4 2 2 3

B(27)

Should you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

86040574224

B(28)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 20, 1985

Hector G. Dowd, Esquire
Singer, Netter and Dowd
745 Fifth Avenue
New York, New York 10151

RE: MUR 1730
Lawrence, O'Donnell and
Company

Dear Mr. Dowd:

Based on information acertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on August 14, 1984, found reason to believe that your client had violated 2 U.S.C. § 441b(a), a provision of the Act and instituted an investigation of this matter.

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

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

8 6 0 4 0 5 7 4 2 2 3

B (29)

Should you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

86040574226

B(30)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 20, 1985

Allan S. Sexter
Kimmelman, Sexter and Sobel
One Battery Park Plaza
New York, New York 10004

RE: MUR 1730
Stern Brothers

Dear Mr. Sexter:

Based on information acertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on August 14, 1984, found reason to believe that your client had violated 2 U.S.C. § 441b(a), a provision of the Act and instituted an investigation of this matter.

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

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

8 6 0 4 0 5 7 4 2 2 7

B (31)

Should you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

8604057422 3

B(32)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 20, 1985

Mr. Jeffries Shein
Jacobson, Goldfarb and Tanzman Associates
162 Smith Street
P.O. Box 231
Perth Amboy, New Jersey 08862

RE: MUR 1730
Jacobson, Goldfarb and Tanzman Associates

Dear Shein:

Based on information acertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on August 14, 1984, found reason to believe that your company had violated 2 U.S.C. § 441b(a), a provision of the Act and instituted an investigation of this matter.

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

Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case.

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

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B(33)

Should you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

36040574230

B(34)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 20, 1985

Mr. Donald W. Smith
Andrews and Clark
49 West 37th Steet
New York, New York 10018

RE: MUR 1730
Andrews and Clark

Dear Mr. Smith:

Based on information acertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on August 14, 1984, found reason to believe that your company had violated 2 U.S.C. § 441b(a), a provision of the Act and instituted an investigation of this matter.

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

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

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Should you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

8604057423 2

B(36)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 20, 1985

Herbert A. Coleman
Colin Hochstin Company
50 Broadway
New York, New York 10004

RE: MUR 1730
Colin Hochstin and Company

Dear Mr. Coleman:

Based on information acertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on August 14, 1984, found reason to believe that your company had violated 2 U.S.C. § 441b(a), a provision of the Act and instituted an investigation of this matter.

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

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

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B(37)

Should you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

86040574234

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 20, 1985

Mr. Harold L. Hoffman
Grotta, Glassman and Hoffman
65 Livingston Avenue
Roseland, New Jersey 07068

RE: MUR 1730
Grotta, Glassman and Hoffman

Dear Mr. Hoffman:

Based on information acertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on August 14, 1984, found reason to believe that your company had violated 2 U.S.C. § 441b(a), a provision of the Act and instituted an investigation of this matter.

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

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

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B(39)

Should you have any questions, please contact Frances B. Hagan, the staff member assigned to handle this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Brief

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B(40

GCC # 5034

DEMOCRATIC
NATIONAL COMMITTEE 1625 Massachusetts Ave., N.W. Washington, D.C. 20036 (202)797-5900

October 9, 1984

BY HAND

RECEIVED
FEDERAL ELECTION COMMISSION
84 OCT 9 P4:24

Ms. Frances B. Hagan
Federal Election Commission
1325 K Street, NW
Washington DC 20463

Re: MUR 1730

Dear Ms. Hagan:

By letter dated September 12, 1984, the Federal Election Commission (the Commission) advised the Democratic National Committee (the DNC) and Mr. Paul G. Kirk, Treasurer that it had found reason to believe that the DNC may have violated 2 U.S.C. §441b(a) by accepting certain corporate contributions in connection with a federal election. We have reviewed the General Counsel's Factual and Legal Analysis (General Counsel's Report) concerning MUR 1730 and believe that the facts demonstrate that this matter should be closed without further action.

As set forth in the DNC's response to the auditors' interim report, in November of 1982, the DNC conducted a thorough investigation of the allegations and determined that, while several contributors had names which were similar to separate corporate entities, all but one of the challenged contributions derived from non-corporate sources. The single exception was Lowey, Dannenberg and Knapp.

In response to the above-referenced letter, the DNC undertook a burdensome, second investigation concerning the auditors' allegations. Of the remaining 21 alleged corporate contributors, the DNC was able to contact 20 (the lone exception being B & L Development). Of those contacted, each confirmed by telephone that the contribution in question did not derive from corporations. Additionally, the DNC has, as of October 9, 1984, received letters from 19 of the alleged corporate contributors confirming their non-corporate status. See Attachment "A".

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Concerning the contribution received from Lowey, Dannenberg and Knapp, contrary to the General Counsel's Report, the DNC maintains that the transfer of corporate funds from a federal account to a non-federal account is an appropriate remedial measure where corporate funds were inadvertently deposited into a federal account.

It is now beyond doubt that none of the remaining contributions in question derived from corporate sources. Unfortunately, as a consequence of this exercise, the DNC may have jeopardized its future relationship with proven Democratic supporters. The DNC was forced to take this risk despite the fact that there is no presumption under the law that the funds accepted by the DNC derived from corporate sources, and the DNC had already gone to great lengths to assure that they did not. Certainly, there is no basis for contrary conclusions based simply on calls to secretaries of state regarding different corporate entities having the same or similar names, as distinguished from direct inquiry with, and confirmation by, the actual contributors.

I trust that these efforts, which proved extremely burdensome for both the contributors and the DNC, will satisfy your inquiry and convince the Commission to close this matter without further action.

Respectfully submitted,

John M. Carroll
Counsel

cc: Paul G. Kirk, Jr.
Anthony S. Harrington

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ATTACHMENT A

October 3, 1984

Ms. Jenny Desmond
Democratic National Election Committee
1635 Massachusetts Avenue, NW
Washington, DC 20036

Dear Ms. Desmond:

As requested, we attach a copy of our letter of September 18, 1984 to the Federal Election Commission.

Sincerely,

ANDREWS & CLARK

ejl
Enc.

86040574239

Andrews & Clark

September 18, 1984

MUR 1730
Andrews & Clark

Lee Ann Elliott
Chairman
Federal Election Commission
Washington, D.C. 20463

Dear Chairman Elliott:

We have your letter of September 12, 1984 received September 14, 1984, advising us of your belief that Andrews & Clark violated a provision of the Federal Election Campaign Act of 1971, as amended.

On November 29, 1982, Andrews & Clark confirmed that a $500 contribution to the Democratic National Committee was made by the partnership.

The General Counsel's Factual and Legal Analysis has not made the distinction between Andrews & Clark, a partnership, and Andrews & Clark, Inc., a corporation licensed in New York State, both of which existed in 1980 and continue as two separate firms.

The firm began in 1938 as W. Earle Andrews, Engineer, a sole proprietor. It became a partnership, Andrews & Clark, in June 1945 and has continued to operate primarily in states where corporate practice of engineering is not permitted. It is a separate entity from the Corporation, with its own bank account.

The Corporation, Andrews & Clark, Inc., was started in 1959 by acquiring the Wulff Engineering Company which had been formed in 1910. The Wulff Engineering Company was totally unrelated to the partnership prior to 1959. The partnership continued to exist as an entity distinct from Andrews & Clark, Inc. after 1959 to date.

As requested we submit a copy of cancelled check issued by the partnership on October 13, 1980.

We assume the above information clarifies this matter.

Sincerely,

ANDREWS & CLARK

mm

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ANDREWS & CLARK
CONSULTING ENGINEERS

No.D 4846

EXACTLY $500 AND 00 CTS

PAY TO THE ORDER OF	DATE	NET CHECK
Democratic National Committee	10-13-80	500.00

J2411603 2340 3

THE CHASE MANHATTAN BANK
535 5TH AVENUE • NEW YORK, N. Y.

AUTHORIZED SIGNATURE

⑆0210⑈0002⑆ 015⑈1⑈01046⑈ ⑈0000050000⑈

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NEW YORK OFFICE
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FOR DEPOSIT ONLY
ACCOUNT
-088-45-9
DEMOCRATIC N
AL COMMITTEE

[redacted]

utstanding Checks

umber

8-1 OT '80' 21
CMB
THE FIRST BANK OF WASHINGTON
WASHINGTON, D.C.

them off against the stubs in your checkbook.

3. List in the Outstanding Checks section at the left any checks issued by you that have not yet been paid by us

CONKLIN, CAHILL & CO.
MEMBERS NEW YORK STOCK EXCHANGE, INC.
14 WALL STREET
NEW YORK, N. Y. 10005
(212) 267-5940

File.

September 17, 1984

Miss Frances B. Hagan
Federal Election Commission
Washington, D.C. 20463

Re: MUR 1730
Conklin, Cahill & Co.

Dear Miss Hagan:

This letter is written to restate that Conklin, Cahill & Co. is a Partnership and not a corporation.

Conklin, Cahill & Co. is a Limited Partnership organized in the State of New York. The items in question were drawn on a Partnership account. A photostat of one check is enclosed.

Conklin, Cahill, Inc. is a corporation formed in the State of New York.

It is my belief that the New York Secretary of State's office confused the two entities.

We also enclose photostats of Amendment of Articles of Limited Partnership.

Sincerely,

John Emanuel
Partner

JE:ml

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CONKLIN, CAHILL & CO.

CERTIFICATE OF AMENDMENT OF
ARTICLES OF LIMITED PARTNERSHIP
DATED: JANUARY 1, 1980

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Partial Copy of
complete set
for hand

PARTNERSHIP

CONKLIN, CAHILL & CO.
SPECIAL ACCOUNT

11599

OCT 3 1980 19__

1-2/210

PAY TO THE ORDER OF DEMOCRATIC NATIONAL COMMITTEE $200.00

THE SUM OF TWO HUNDRED AND 00 CTS DOLLARS

The Chase Manhattan Bank, N.A.
1 Chase Manhattan Plaza, N.Y., N.Y. 10081

CHASE

FOR R L Cahill Sr.

⑈011599⑈ ⑆021000021⑆ 9039799 ⑈ 021060⑈ ⑈00000 20000⑈

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sk
MANAGEMENT CO.

October 1, 1984

Mr. John Carroll
Democratic National Committee
1625 Massachusetts Avenue, N. W.
Washington, D. C. 20036

Attention: Ms. Genny Desmond

Dear Mr. Caroll:

This letter is written in response to the Federal Election Commission's allegation that SK Management Company violated federal law by making a corporate contribution to the Democratic National Committee in connection with a federal election.

Please be advised that, while SK Management Company bears a name similar to S & K Management, it is a distinct, non-corporate entity.

Accordingly, SK Management Company's contribution to the Democratic National Committee of $1,000.00 originated from a non-corporate account. Therefore, no violation occurred.

Very truly yours,

SK MANAGEMENT COMPANY

Jerry Steinbaum
Managing Partner

JS:sa

FEDERAL EXPRESS

3 6 0 4 0 5 7 4 2 4 5

6330 San Vicente Boulevard, Suite 302 • Los Angeles, California 90048 • (213) 930-2300 • (213) 659-6450

STERN BROS.

MEMBERS NEW YORK STOCK EXCHANGE, INC.

70 PINE STREET

NEW YORK, N. Y. 10005

CHARLES STERN
WILLIAM H. ABRAMS
RALPH M. EVANS
ANTHONY J. RINELLA
WILLIAM D. BERGHOLD
KENNETH L. CAMPBELL
L. S. WESTWARD

TELEPHONE
(212) 747-1180

September 28, 1984

Mr. John Carroll
Democratic National Committee
1625 Moss Ave. N.W.
Washington, D.C. 20036

Gentlemen:

As per request from Jennie Desmond, of your office, please be advised that our contribution of $1,000.00 to the Democratic National Committe received by you on October 24, 1980 was not a corporation contribution but a partnership money contribution.

Hoping this information is what you are seeking, I remain,

Very truly yours,

Frank A. Farino

Frank A. Farino
Vice-President - Operations

FAF:ma

36049574246

LAWRENCE, O'DONNELL & CO.
71 BROADWAY
NEW YORK, N. Y. 10006

MEMBERS
NEW YORK STOCK EXCHANGE, INC.

TELEPHONE
952-8800

September 28, 1984

Democratic National Committee
1625 Massachusetts Avenue
Washington, D.C. 20036
Att: John Carroll

Dear Sir:

I would like to confirm for your records that Lawrence, O'Donnell & Co. has always been a Limited Partnership since 1946. In reference to the $1000 check that was donated in October 1980, our general partners were charged as per there percent in the partnership.

However, on August 1, 1980 Lawrence, O'Donnell & Co. Futures Corporation was incorporated. This corporation never had any assets, stockholders, directors or officers and specifically never had a checking account. This corporation was dissolved on September 12, 1983.

Sincerely yours,

LAWRENCE, O'DONNELL & CO.

Arthur A. Ohsberg

Arthur A. Ohsberg
General Partner

AAO/dl

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JAFFE, HAFT AND SPRING
CERTIFIED PUBLIC ACCOUNTANTS

THE TOWERS
111 GREAT NECK ROAD, GREAT NECK, N. Y. 11021
(516) 466-4555

370 LEXINGTON AVE., NEW YORK, N. Y. 10017
(212) 347-0555

PLEASE REPLY TO GREAT NECK OFFICE

September 28, 1984

Democratic National Committee
1625 Massachusetts Avenue N.W.
Washington, D.D. 20036

Attn.: John Carroll

Dear Mr. Carroll:

This letter is written in response to the FEC allegation, that Jaffe, Haft and Spring violated public law by making a Federal Corporate Contribution to the Democratic National Committee in connection with a Federal Election.

Please be advised that while Jaffe, Haft and Spring bears a name similar to Jaffe, Haft and Spring, Inc., it is a separate distinct non-corporate entity.

Accordingly Jaffe, Haft and Spring's contribution to the Democratic National Committee in the amount of $1,000 during October, 1980 originated from a non-corporate account and in fact originated from a partnership account.

Very truly yours,

Jaffe, Haft and Spring

By: Ira Jaffe, CPA,
Partner

IJ: mps

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COMMUNITY DEVELOPMENT ASSOCIATES

September 17, 1984

Federal Election Commission
Washington, D. C. 20463

Attn: Frances B. Hagan

Re: MUR 1730
Community Development Azsociates

Dear Ms. Hagan,

Please find enclosed copies of the check in question, and the partnership agreement for Community Development Associates, which clearly shows that we are a general partnership and not a corporation.

In our telephone conversation today, I asked you where you received the information that indicated our company was a corporation, and to please let me know who gave the information. Since I talked to you, I was able to finally get through the line to the California Secretary of State's Office Corporate Status Department (916) 445-2900.

The clerk pulled up a name of Community Development Associates, Inc. , on her computer. This corporation is in Santa Monica, California, and was incorporated in August 1979.

It is therefore clear that an error was made when your department began to look into our contribution. We will consider this matter closed.

Very truly yours,

Donna Sanders

Donna Sanders,
Administrative Assistant

ds
Enclosures (2)

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422 Whitney Street ● San Leandro, CA 94577 ● Phone: 415/568-6600

Brown & Lambrecht Earthmovers, Inc. (815) 727-[illegible]
Route 30 & Gougar Road, R.F.D. 2
Joliet, Illinois 60[illegible]

Brown & Lambrecht

September 17, 1984

Ms. Lee Ann Elliott, Chairman
Federal Election Commission
Washington, D. C. 20463

Re: MUR 1730

Dear Ms. Elliott:

In response to your letter of September 12, 1984, we find that the allegation made is without cause and should be dropped.

It is true that "Brown & Lambrecht" made a $500 contribution to the DNC in 1980, and that "Brown & Lambrecht" was incorporated in 1957. However, the "Brown & Lambrecht" that made the contribution is in fact a non-corporate entity operating as a partnership. The partnership being: LaVerne S. and Dorothy M. Brown, and Paul A. and Victoria Lambrecht, with the Federal I.D. Number 36-6121390. The "Brown & Lambrecht" which is a corporation operates as Brown & Lambrecht Earthmovers, Inc. with the Federal I.D. Number 36-2371056.

We have long been aware of Federal Election Campaign Act, and have never been in violation as you allege.

A copy of a cancelled check would do no good, simply because the check does not state that this is a partnership.

If we can be of any further assistance in resolving this matter, please let me know.

Sincerely,

BROWN AND LAMBRECHT EARTHMOVERS, INC.

Roger A. Yonkman

Roger A. Yonkman, Controller

RAY:lc

cc: DNC
1625 Massachusetts Ave. NW
Washington D.C. 20036

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SEP 14 1984

September 12, 1984

Brown and Lambrecht
Gougar Road & Route 30
Joliet, Illinois

RE: MUR 1730
Brown and Lambrecht

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $500 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

8604057425 2

JACK R. PATTERSON
CERTIFIED PUBLIC ACCOUNTANT
1763 SECOND STREET
NAPA, CALIFORNIA 94558
707 255-1037

September 27, 1984

Ms. Jenny Desmond
Democratic National Committee
1625 Mass Ave., NW
Washington, D.C. 20036

Re: Napa Valley Disposal Service, Inc.

Dear Ms. Desmond:

Per your request, enclosed is copy of my letter to Frances B. Hagan, Federal Election Commission, regarding the questioned contribution of Napa Valley Disposal Service.

Very truly yours,

Eula J. Bristow,
Accountant

EJB:bb
Encl.

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JACK R. PATTERSON
CERTIFIED PUBLIC ACCOUNTANT
1763 SECOND STREET
NAPA, CALIFORNIA 94558
707 255-1037

September 18, 1984

Federal Election Commission
Washington, DC 20463

Attention: Frances B. Hagan

Re: MUR 1730
Napa Valley Disposal Service, Inc.

Dear Ms. Hagan:

In response to letter dated September 12, 1984, this is to advise you of the existance of two entities: Napa Valley Disposal Service, Inc. (a California Corporation) and Napa Valley Disposal Service (a partnership).

Political contributions are made routinely from the partnership and not the corporation. I have researched the records of both entities and can find no record of a contribution in the amount of $412.50 in September, 1980. Can you assist me in further identification? Is this a combined total or only one amount? To whom issued?

I have a record of donations made from the partnership for the year 1980, but no record of any donations made from the corporation.

Your assistance in identifying the $412.50 in question would be greatly appreciated.

Very truly yours,

Eula J. Bristow

Eula J. Bristow
Accountant

EJB:bb

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STEPHEN G. EPSTEIN
Attorney at Law

TELEPHONE
(212) 977-4616

101 WEST 69th STREET
NEW YORK, N. Y. 10019

September 19, 1984

Ms. Frances B. Hagan
Federal Election Committee
Washington, D.C. 20463

Re: MUR 1730
J & D Realty Company

Dear Ms. Hagan,

In response to Ms. Elliot's letter dated September 12, 1984, (a copy of which is enclosed), I am enclosing a Business Certificate for Partners filed in the New York County Clerks office on April 23, 1980 for J & D Realty Company. As you can see, J & D Realty Company is a New York general partnership. Please be advised that my client has no knowledge nor is it connected with in any way to J & D Realty Company a New York Corporation incorporated on November 5, 1931.

If you have any questions, please do not hesitate to contact me.

Very truly yours,

Stephen G. Epstein

SGE:ram
Encls.
cc: Ms. Lee Ann Elliott
Chairman

Certified Mail
Return Receipt Requested

8604057025

J. C. ASSOCIATES

September 27, 1984

Democratic National Committee
1625 Massachusetts Avenue, N.W.
Washington, D.C. 20036

To Whom it May Concern:

J.C. Associates is a partnership in the District of Columbia and has never been a corporation.

Sincerely,

J.C. ASSOCIATES

Laurie

Laurie S. Hennessy
Assist to Controller

86040574256

1401 Sixteenth Street, N.W., Washington, D. C. 20036 (202) 232-1020
Real Estate Development, Management and Investments

Spear, Leeds & Kellogg
115 BROADWAY • NEW YORK, N.Y. 10006 • (212) 587-8800

October 2, 1984

Mr. John Carroll
Democratic National Committee
1625 Massachusetts Avenue, N.W.
Washington, D.C. 20036

Re: MUR 1730

Dear Mr. Carroll:

Enclosed is a copy of our response to the inquiry of the Federal Election Commission concerning a $1,000 contribution to the Democratic National Committee in June 1980.

Sincerely,

Louis R. Proyect
General Counsel

/ai
Enc.

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Spear, Leeds & Kellogg
115 BROADWAY • NEW YORK, N.Y. 10006 • (212) 587-8800

September 24, 1984

Frances B. Hagan, Esq.
Federal Election Commission
Washington, D.C. 20463

Re: MUR 1730

Dear Ms. Hagan:

In connection with your recent inquiry concerning Spear, Leeds & Kellogg's contribution of $1,000 to the Democratic National Committee in June 1980, enclosed is a copy of the check and a letter from our law firm relating to the existence of Spear, Leeds & Kellogg as a partnership.

If you require any additional information, please contact the undersigned at your convenience.

Sincerely,

Louis R. Proyect
General Counsel

/ai

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REAVIS & MCGRATH
A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

TELEPHONE 212 486-0600
CABLE ADDRESS
REAVCABLE, NEW YORK
TWX 710-581-3876
TELECOPIER 212 752-5958

345 PARK AVENUE
NEW YORK, N.Y. 10154

700 SOUTH FLOWER STREET
LOS ANGELES, CA 90017
213 626-3241

September 19, 1984

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

Re: MUR 1730

Gentlemen:

We are legal counsel to Spear, Leeds & Kellogg (the "Firm"), 115 Broadway, New York, New York 10006. In connection with your inquiry regarding certain payments by the Firm, this is to advise you that the Firm is a limited partnership organized under the laws of the State of New York. We represent the Firm in connection with, among other things, the amendment of its Articles of Partnership and the filing of its Certificate of Limited Partnership, the filing of which has been undertaken on behalf of the Firm on a regular basis as required pursuant to the New York Limited Partnership Act.

If you require any additional information in this connection, please feel free to call the undersigned.

Very truly yours,

Susan T. Congalton

Susan T. Congalton

8604057425 9

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VOUCHER	AMOUNT	
TOTAL		
DISC'T		
NET AMOUNT		

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SPEAR, LEEDS, & KELLOGG
115 BROADWAY
NEW YORK

E 37083

NEW YORK June 20 19 80

Irving Trust Company
A Charter New York Bank
Irving Trust Company
One Wall Street, New York, N.Y.

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PAY TO THE ORDER OF Democratic National Committee $1000.00

EXACTLY $1,000 AND 00 CTS DOLLARS

PARTNER PARTNER

⑆021000678⑆ 86 105 260⑈ ⑈0000100000⑈

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AG No. 1

NEW YORK OFFICE

PAY ANY BANK

AG No. 1

PAID

AG 111

PAY ANY BANK

BERGEN COUNTY ASSOCIATES
200 *murray hill parkway* ■ *east rutherford, n. j. 07073* ■ *(201) 939-5533*

investment developers
east rutherford industrial park/bergen county/new jersey

October 1, 1984

Mr. John Carroll
Democratic National Committee
1625 Massachusetts Avenue, N.W.
Washington, D.C. 20036

Dear Mr. Carroll:

This letter is in response to a telephone request from your office relating to a $1,000.00 contribution made by our partnership to your committee.

The check for this sum was paid by Bergen County Associates, a partnership organized in 1951, presently the owners of an industrial park consisting of eight buildings and substantial vacant land located in East Rutherford, New Jersey. While we operate under the name of Bergen County Associates, we also indicate the location as East Rutherford Industrial Park, the latter being a dummy corporation organized years ago to acquire vacant land and to subsequently transfer said ownership to the partnership.

East Rutherford Industrial Park, Inc. has no assets nor a bank account.

Trusting that this is the information that you desire, I am,

Very truly yours,

BERGEN COUNTY ASSOCIATES

Samuel G. Blumenfeld
Managing Partner

SGB/bl

8 5 0 4 0 5 7 4 2 5 2

Colin Hochstin Co.
50 Broadway
NEW YORK, N.Y. 10004
248-6655

October 2, 1984

Democratic National Committee
1625 Massachusetts Ave. NW
Washington, D.C. 20036
Attn: John Carroll

Dear Mr. Carroll,

This letter should clear up any confusion as to our donation in October of 1980.

Please be advised that Colin Hochstin Co is a partnership and that the funds, $10,000.00, originated from a non-corporate account and therefore no violation occurred.

Yours truly,

Herbert A Coleman

Herbert A. Coleman

86040574263

GROTTA, GLASSMAN & HOFFMAN
A PROFESSIONAL CORPORATION
COUNSELLORS AT LAW
66 LIVINGSTON AVENUE
ROSELAND, NEW JERSEY 07068
(201) 992-4800

HAROLD E. GROTTA
JEROLD E. GLASSMAN
HAROLD L. HOFFMAN
MARVIN M. GOLDSTEIN
STEPHEN A. PLOSCOWE
DESMOND HASSEY
THEODORE M. EISENBERG

JOSEPH J. MALGOLM
M. JOAN FOSTER
DONALD S. SHANIN
DAVID F. JASINSKI
STEPHEN S. MAYER
*SEAMUS M. TUOHEY
MICHAEL BARABANDER
RICHARD J. DELELLO
CHARLES S. KIRWAN
*ILENE LAINER

*N.Y. BAR ONLY

NEWARK OFFICE:
11 COMMERCE STREET
NEWARK, N.J. 07102
(201) 596-1721

CALIFORNIA OFFICE:
4100 MacARTHUR BLVD.
NEWPORT BEACH, CA. 92660
(714) 851-1717

REPLY TO:
ROSELAND, N.J.

October 1, 1984

Mr. John Carroll
Democratic National Committee
1625 Massachusetts Ave., N.W.
Washington, D. C. 20036

Dear Mr. Carroll:

I spoke with Jenny Desmond and she requested that I forward a copy of my letter to Mr. Hagan of the Federal Election Commission. Unfortunately, we have been trying to straighten this matter out for some time. The contribution of $1,000 was not made by our corporation. As my letter indicated, we continued to operate our partnership until December 31, 1980, when the partnership was dissolved. Enclosed please find cancelled checks totaling $1,000 drawn on Midlantic Bank. Obviously, it can be checked that this was our partnership account.

If there is any further information you require, do not hesitate to contact me.

Very truly yours,

HAROLD L. HOFFMAN

HLH/pab
Enclosures

36040574264

GROTTA, GLASSMAN & HOFFMAN
A PROFESSIONAL CORPORATION
COUNSELLORS AT LAW
65 LIVINGSTON AVENUE
ROSELAND, NEW JERSEY 07068
(201) 992-4800

HAROLD E. GROTTA
JEROLD E. GLASSMAN
HAROLD L. HOFFMAN
MARVIN H. GOLDSTEIN
STEPHEN A. PLOSCOWE
DESMOND MASSEY
THEODORE M. EISENBERG
JOSEPH J. MALCOLM
M. JOAN FOSTER
DONALD B. SHANIN
DAVID F. JASINSKI
STEPHEN S. MAYER
*SEAMUS M. TUOHEY
MICHAEL SARABANDER
RICHARD J. DELELLO
CHARLES B. KIRWAN
*ILENE LAINER
*N. Y. BAR ONLY

NEWARK OFFICE
11 COMMERCE STREET
NEWARK, N. J. 07102
(201) 596-1931

CALIFORNIA OFFICE:
4100 MacARTHUR BLVD.
NEWPORT BEACH, CA. 92660
(714) 851-1717

REPLY TO:
ROSELAND, N. J.

September 25, 1984

Frances B. Hagan
Federal Election Commission
Washington, D.C. 20463

Re: MUR 1730
Grotta, Glassman & Hoffman

Dear Mr. Hagan:

I am in receipt of your letter advising us that you have reason to believe that we violated the Federal Election Campaign Act of 1971, by making a contribution of $1,000 to the Democratic National Committee which check was received in October, 1980.

You are correct in stating that Grotta, Glassman & Hoffman incorporated in May of 1979. However, we also continued to simultaneously run a partnership until December 31, 1980 when said partnership was dissolved. The statement signed by Mr. Russo our controller was correct. I am enclosing a copy of said cancelled check. This will confirm the fact that said contribution was from our partnership.

If you require any further information, you may contact our accounting firm Granet and Granet at 651 West Mt. Pleasant Ave., P. O. Box 323, Livingston, New Jersey 07039, telephone No. (201) 740-1200, and communicate directly with Mr. Murray Granet.

Very truly yours,

HAROLD L. HOFFMAN

HLH/pab
Enclosure

cc: Mr. Murray Granet

Dear Murray:

If the Commission contacts you, please advise.

Regards,

8604057425 5

GROTTA, GLASSMAN AND HOFFMAN
11 COMMERCE STREET
NEWARK, N.J. 07102

15950

Oct 9, 1980 55-1 212

PAY TO THE ORDER OF Democratic Victory Fund $200.00

Two Hundred Dollars and No Cents DOLLARS

MIDLANTIC
Midlantic National Bank
Head Office, Newark, N.J. 07101

021211559 2340 8

⑆021200012⑆ ⑈0514⑈46748⑈ ⑈00000 20000⑈

GROTTA, GLASSMAN AND HOFFMAN
11 COMMERCE STREET
NEWARK, N.J. 07102

15951

Oct 9, 1980 55-1 212

PAY TO THE ORDER OF Democratic Victory Fund $200.00

Two Hundred Dollars and No Cents DOLLARS

MIDLANTIC
Midlantic National Bank
Head Office, Newark, N.J. 07101

021211555 2340 8

⑆021200012⑆ ⑈0514⑈46748⑈ ⑈00000 20000⑈

GROTTA, GLASSMAN AND HOFFMAN
11 COMMERCE STREET
NEWARK, N.J. 07102

15952

Oct 9, 1980 55-1 212

PAY TO THE ORDER OF Democratic Victory Fund $200.00

Two Hundred Dollars and No Cents DOLLARS

MIDLANTIC
Midlantic National Bank
Head Office, Newark, N.J. 07101

021211557 2340 8

⑆021200012⑆ ⑈0514⑈46748⑈ ⑈00000 20000⑈

FOR DEPOSIT ONLY
ACCOUNT #1-088-45-9

DEMOCRATIC NATIONAL COMMITTEE

WASHINGTON, D.C.

PROCESSED
55-1 55-1

FOR DEPOSIT ONLY
ACCOUNT #1-088-45-9

DEMOCRATIC NATIONAL COMMITTEE

WASHINGTON, D.C.

PROCESSED
55-1 55-1

FOR DEPOSIT ONLY
ACCOUNT #1-088-45-9

DEMOCRATIC NATIONAL COMMITTEE

WASHINGTON, D.C.

PROCESSED
55-1 55-1

GROTTA, GLASSMAN AND HOFFMAN
11 COMMERCE STREET
NEWARK, N.J. 07102

15955

55-1
212

Oct 9, 1980

PAY TO THE ORDER OF Democratic Victory Fund $100.00

One Hundred Dollars and No Cents DOLLARS

0241563 2340 8

MIDLANTIC
Midlantic National Bank
Head Office, Newark, N.J. 07101

⑆021200012⑆ ⑈0514⑈46748⑈ ⑈0000010000⑈

GROTTA, GLASSMAN AND HOFFMAN
11 COMMERCE STREET
NEWARK, N.J. 07102

15954

55-1
212

Oct 9, 1980

PAY TO THE ORDER OF Democratic Victory Fund $100.00

One Hundred Dollars and No Cents DOLLARS

0241562 2340 8

MIDLANTIC
Midlantic National Bank
Head Office, Newark, N.J. 07101

⑆021200012⑆ ⑈0514⑈46748⑈ ⑈0000010000⑈

GROTTA, GLASSMAN AND HOFFMAN
11 COMMERCE STREET
NEWARK, N.J. 07102

15953

55-1
212

Oct 9, 1980

PAY TO THE ORDER OF Democratic Victory Fund $100.00

One Hundred Dollars and No Cents DOLLARS

0241560 2340 8

MIDLANTIC
Midlantic National Bank
Head Office, Newark, N.J. 07101

⑆021200012⑆ ⑈0514⑈46748⑈ ⑈0000010000⑈

FOR DEPOSIT ONLY
ACCOUNT #1,058-45.9
DEMOCRATIC NATIONAL COMMITTEE

8604057426 9

BUTLER PROPERTIES
DEVELOPMENT AND INVESTMENTS
THREE PIEDMONT CENTER
SUITE 515
ATLANTA, GA 30305
PHONE (404) 237-1547

October 1, 1984

Mr. John Carroll
Democratic National Committee
1625 Massachusetts Avenue NW
Washington, DC 20036

RE: 1980 Contribution

Dear Mr. Carroll:

Pursant to your request by phone on September 27, enclosed for your records is a copy of the cancelled check given in October of 1980 by Harry J. Butler & Associates payable to the Democratic National Committee in the amount of $2,500.00. Harry J. Butler & Associates ia a Georgia Limited Partnership. The federal identification number for the partnership is #58-1170680.

I am also enclosing a copy of the letter I recently wrote to the Federal Election Commission regarding this matter.

In the future I would hope that the Democratic National Committe would do a better job of getting the proper information needed to resolve all questions raised by the Federal Election Commission. The committees inability to resolve such matters quickly and efficiently not only places an arduous burden on the contributor, but also encourages the contributor to abstain from contributing in the future to the Democratic Committee.

Sincerely,

Debi Wilson

Debi Wilson

DW/dmn

Enclosures

8 6 0 4 0 5 7 4 2 7 0

BUTLER PROPERTIES
DEVELOPMENT AND INVESTMENTS
THREE PIEDMONT CENTER
SUITE 515
ATLANTA, GA 30305
PHONE (404) 237-1547

September 17, 1984

Ms. Frances B. Hagan
Federal Election Commission
1325 K Street NW
Washington, D.C. 20463

Re: MUR 1730
Harry J. Butler & Associates

Dear Ms. Hagan:

Enclosed please find a copy of the cancelled check payable to the Democratic National Committee in the amount of $2,500.00. This check was drawn on a Harry J. Butler and Associates partnership account.

I have also enclosed a copy of the Amendment To and Restatement of Certificate of Limited Partnership of Harry J. Butler & Associates. The federal identification number for the limited partnership is #58-1170680. Mr. Butler does own stock in a corporate account called Harry J. Butler & Son, Inc. and the corporate federal identification number is #58-1021230, but to the best of my knowledge, no contributions have ever been made from that corporate account.

If I can be of further assistance, please call.

Sincerely,

Debi T. Wilson

DTW/br
Enclosures

8 6 0 4 0 5 7 4 2 7 1

HARRY J. BUTLER & ASSOCIATES
INVESTMENT ACCOUNT
FOUR PIEDMONT CENTER SUITE 520
ATLANTA, GEORGIA 30305

121

October 9 19 80

64-10
610

PAY TO THE ORDER OF Democratic National Committee $ 2,500.00

Two thousand five hundred and 00/100 ---------- DOLLARS

J2J57J61 2049 8

Trust Company Bank
Atlanta, Georgia

FOR contribution

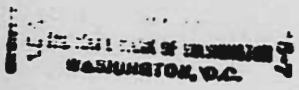
⑈000121⑈ ⑆061000104⑆ 03 94 49 4⑈ ⑈0000250000⑈

8 6 0 4 0 5 7 4 2 7 2

phone 404-237-1547

Mrs Emma Dean Butler 1070

0610-0014-6 9 P.E.G.
DEP ATLANTA 5 0610



S 0 6

OT '80 17
PAID

15 0610-0014-6
OCT FRE ATLANTA

DEMOCRATIC NATIONAL COMMITTEE

FOR DEPOSIT ONLY
ACCOUNT #1-088-45-9

5 P.E.G.
0610
1980

8604057427 3

Realtors

Jacobson, Goldfarb & Tanzman Associates

162 Smith Street — P. O. Box 231
Perth Amboy, N. J. 08862
201-442-4444

September 17, 1984

Federal Election Committee
Washington, D. C. 20463

Attention: Ms. Lee Ann Elliott
Chairman

Re: MUR 1730
Jacobson, Goldfarb & Tanzman Associates

Dear Ms. Elliott:

With reference to your letter of September 12, 1984 regarding a contribution of $1,000.00 made by Jacobson, Goldfarb & Tanzman Associates on October 14, 1980, this is to advise that the contribution was made by Jacobson, Goldfarb & Tanzman Associates which is a partnership. Enclosed is a photocopy of our cancelled check and a copy of our Co-Partnership Bank Account Agreement for this account. The Federal I. D. number for Jacobson, Goldfarb & Tanzman Associates is #22-6205774.

The corporation referred to in the General Counsel's Factual & Legal Analysis which was enclosed in your letter and which was incorporated in the State of New Jersey on February 20, 1959 is Jacobson, Goldfarb & Tanzman, Inc., which is a different and separate entity. The Federal I. D. number for this corporation is #22-1632095.

If you need any additional information to clarify this situation, please advise me and I will be happy to send you same.

Yours very truly,

JACOBSON, GOLDFARB & TANZMAN ASSOC.

Jeffries Shein- Partner

js/bs
encl.

8 6 0 4 0 5 7 4 2 7 4

Lockwood Equities
Group Three Development Co.
Mid-America Securities
Lockwood Management Co.

Lockwood Mortgage Co.
Lockwood Design Associates
Group Three Construction Co.
Lockwood Realty

THE LOCKWOOD GROUP

September 28, 1984

Mr. John Carroll
The Democratic National Committee
1625 Massachusetts, N.W.
Washington, D.C. 20036

Dear Mr. Carroll:

As requested by your office today, I have enclosed the letter with attached documents which was sent to the Federal Election Commission explaining the formation of the Group Three Development partnership and the events surrounding the donation to the Democratic National Committee.

It is felt that the enclosed documents resolves this matter; however, if you have any questions or require further documentation, please do not hesitate to contact us.

Sincerely yours,

David Papke
Treasurer

DP/ct

Enclosures

8 6 0 4 0 5 7 4 2 7 3

17 West Lockwood • St. Louis, Missouri 63119 • 314-968-2205
Branch Office: Washington, D.C.

Lockwood Equities
Group Three Development Co.
Mid-America Securities
Lockwood Management Co.

Lockwood Mortgage Co.
Lockwood Design Associates
Group Three Construction Co.
Lockwood Realty

THE LOCKWOOD GROUP

September 24, 1984

Ms. Frances B. Hagan
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Dear Ms. Hagan:

Enclosed, as requested in our phone conversation of September 21, 1984, is a copy of Group Three Development Company's cancelled check #1209, dated August 29, 1980 in the amount of $1,000 to the Democratic National Committee. Also, enclosed is the general partnership agreement made and entered into as of January 1, 1980.

Group Three Development Company is a general partnership organized under the laws of the state of Missouri. This entity has absolutely no relationship to Group Three Development, the corporation registered in the state of New Jersey. Group Three Development Company, a general partnership, was formed as a wholly owned entity in which Joseph A. Shepard and Richard C. Mange are 50/50 partners. These gentlemen decided to contribute to the Democratic National Committee in August of 1980. Unaware of the problems that could occur by using this method of payment, they wrote the check out of the operating account of their company and charged their personal draw accounts.

I believe, after a brief review of the facts, that you will be able to resolve this case in the near future. Please give me a call if I can be of any help.

Sincerely yours,

David Papke
Treasurer

DP/ct
Enclosures

17 West Lockwood • St. Louis, Missouri 63119 • 314-968-2205
Branch Office: Washington, D.C.

8 6 0 4 0 5 7 4 2 7 6

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

1325 K Street NW September 12, 1984

SEP 19 1984

Group Three Development
Company
23 North Gore
Webster Grove, Missouri

RE: MUR 1730
Group Three Development Company

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

8604057427 7

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

8 6 0 4 0 5 7 4 2 7 3

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Group Three Development Company

Summary of Allegations

It is alleged that Group Three Development Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Group Three Development Company made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by David K. Papke indicating that the contribution from Group Three Development Company was drawn on a partnership's account. However, according to the auditor's contact with the New Jersey Secretary of State's office, Group Three Development Company was incorporated on February 23, 1977. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Group Three Development Company violated 2 U.S.C. § 441b(a).

8 6 0 4 0 5 7 4 2 7 9

STATEMENT OF NON-CORPORATE STATUS

RE: Group Three Development Company
23 North Gore
Webster Grove, MO

I, DAVID K. PARKE, confirm that the above referenced organization is a partnership and that the $1,000 contribution in question, made in October of 1980, was drawn on the partnerhship's account.

DATE: NOVEMBER 22, 1982

BY: [signature]

8 6 0 4 0 5 7 4 2 3 0

GROUP THREE DEVELOPMENT COMPANY
23 NORTH GORE
WEBSTER GROVES, MISSOURI 63119

60-460
810

1209

DATE	INVOICE	AMOUNT

PAY One Thousand [illegible] DOLLARS

DATE	TO THE ORDER OF	CHECK	GROSS	DISCOUNT	CHECK AMOUNT
8/20	Democratic [illegible]				1,000 00

DESCRIPTION

GROUP THREE DEVELOPMENT COMPANY

THE FIRST NATIONAL BANK OF CLAYTON
CLAYTON, MISSOURI

PAID
OCT 2 '80
FIRST NATIONAL BANK OF CLAYTON
CLAYTON, MISSOURI

⑆08100460⑆ ⑈20 149 8⑈ ⑈0000100000⑈

[redacted]

OT '80' 24
F.R.B. ST. L.
0810-0004-6
PAY ANY BANK
FRB RICHMOND

THE NATL BANK OF WASHINGTON
WASHINGTON, D.C.

DEMOCRATIC NATIONAL COMMITTEE

FOR DEPOSIT ONLY
ACCOUNT #1-088-45-9

860405742 31

RECEIVED
OFFICE OF THE
GENERAL COUNSEL
85 JUN 3 P12:30

85 JUN 3 A8:50

Hagan

CORNER, FINN, NICHOLSON & CHARLES
ATTORNEYS AT LAW
32 COURT STREET
BROOKLYN, NEW YORK 11201
(718) 624-5320

May 31, 1985

Charles N. Steele, Esq.
General Counsel
Federal Election Commission
Washington, D.C. 20463

Re: MUR 1730 - Andrews & Clark

Dear Mr. Steele:

We are the attorneys for Andrews & Clark, the partnership, and of Andrews & Clark, Inc., the corporation.

Mr. Donald Smith of Andrews & Clark referred to us your May 20, 1985 letter and a copy of your brief to the Federal Election Commission regarding the subject matter.

On behalf of the members of Andrews & Clark, we want to express our appreciation for the General Counsel's recommendation to the Commission to find no probable cause to believe that Andrews & Clark violated 2 U.S.C. §441b(a). In view of your recommendation, we feel that a further brief from us on behalf of Andrews & Clark would be redundant.

However, as further evidence of the co-existence of Andrews & Clark, the partnership, and Andrews & Clark, Inc., the corporation, I respectfully enclose for your reference and file the following documents:

1. Business Certificate for Partners for the partnership of Andrews & Clark, executed on August 31, 1973 and filed in the office of the County Clerk, New York County, on September 27, 1973.

2. Certificate of the Secretary of State of the State of New York dated September 16, 1982 indicating that Andrews & Clark, Inc. is a subsisting corporation.

8 5 0 4 0 5 7 4 2 3 2

Both of these entities continue to co-exist to date.

Please let us know if we can be of any further assistance.

Very truly yours,

CORNER, FINN, NICHOLSON & CHARLES

Michael Nicholson

Michael Nicholson

MN/mp
Enclosure

cc: Andrews & Clark

8 5 0 4 0 5 7 4 2 8 3

RECEIVED AT THE FEC
GCC#6339
85 JAN 10 A9:01

SINGER NETTER & DOWD

ATTORNEYS AND COUNSELORS AT LAW
745 FIFTH AVENUE · NEW YORK, N.Y. 10151
212/486-8600

HERBERT M. SINGER
RICHARD NETTER
HECTOR G. DOWD
EDWARD M. BERMAN

WRITER'S DIRECT DIAL NUMBER

MUR 1730
Hagan

January 8, 1985

Federal Election Commission
Washington, D.C. 20463

Attention: Ms. Frances B. Hagan

RE: MUR 1730
Lawrence, O'Donnell & Co.

Dear Ms. Hagan:

As per our telephone conversation of December 3, 1984, I am enclosing herewith copy of cancelled check of Lawrence, O'Donnell & Co. dated October 9, 1980 in amount of $1,000 to order of Democratic National Committee. Also enclosed is copy of most recent certificate of Amended Articles of Limited Partnership of Lawrence, O'Donnell & Co. dated August 1, 1984. I have only included the first six pages since you are not interested in signatures or notarization.

Sincerely yours,

Hector G. Dowd

HGD:cs
enc.

LAWRENCE, O'DONNELL & Co.

12433

OCT 9 1980

19 1-1/210 41

PAY TO THE ORDER OF Democratic National Committee $1000 00/100

THE SUM 1000 DOLS 00 CTS DOLLARS

2139317 20281

THE BANK OF NEW YORK

20 BROAD STREET, NEW YORK, N.Y. 10015

MEMO

Lawrence O'Donnell Co.

⑈012433⑈ ⑆021000018⑆ ⑈90 3051⑈ ⑈0000100000⑈

NEW YORK NATIONAL BANK OF COMMERCE

8604057423 5

COLIN, HOCHSTIN CO. 1528

1-2/210
930

Oct. 15 1980

PAY TO THE ORDER OF Democratic Nat'l Committee $10,000 00

Ten Thousand & 00/100 DOLLARS

PAID

CHASE The Chase Manhattan Bank, N.A.
1 Chase Manhattan Plaza, N.Y., N.Y. 10081

⑨ 024 1602 2340 3

THE CHASE MANHATTAN BANK, N.A.
12 NEW YORK, N.Y. 12

$8000.00 JUSTIN COLIN
OR $2000.00 ROGER HOCHSTIN

⑈001528⑈ ⑆021000021⑆ 930 ⑆ 020948⑈ ⑈0001000000⑈

RECEIVED AT THE FEC
GCC#5956
84 DEC 14 A8:36

Colin Hochstin Co.
50 Broadway
NEW YORK, N.Y 10004
248-6655

RECEIVED
GENERAL COUNSEL
84 DEC 14 A11:13

December 11, 1984

Federal Election Commission
Washington, D.C. 20463
Attn: Frances B. Hagan

Dear Ms. Hagan,

We received your letter of December 5th regarding the $10,000.00 donation to the 1980 Election. We had received the original letter of September and we answered on October 2nd. We sent the reply to The Democratic National Committee at that time.

Our answer was that a partnership check was sent for $10,000.00 but the funds were drawn out of a non-corporate account. $8,000.00 was drawn out of Justin Colins's personal account and $2,000.00 was drawn out of Roger Hochstin's personal account at the firm. These are both non-corporate accounts and had nothing to do with the partnership itself.

Enclosed is a copy of the check that was sent, but it is a partnership company check but the donation was not from the partnership.

Yours truly,

Herbert A. Coleman
Colin Hochstin Co.

8604057423 7

RECEIVED AT THE FEC
OCC#5945
84 DEC 12 P12:24

J. C. ASSOCIATES

December 10, 1984

RECEIVED
GENERAL COUNSEL
84 DEC 12 P12:54

Federal Election Commission
Washington, D.C. 20463

Attn: Kenneth A. Gross
Associate General Counsel

Dear Mr. Gross:

In response to your letter of December 5, 1984, enclosed are the following:

1. *Copy of cancelled check no. 9596 from J.C. Associates to The Democratic National Committee in the amount of $2,500. Also, our duplicate copy which indicates the remittance is from "Stuart Marshall Bloch".*

2. *A copy of the Certificate of Partnership of J.C. Associates, recorded November 16, 1981 in the District of Columbia.*

This is to advise we are not the J.C. and Associates, Inc." as referred to in MUR No. 1730 as being incorporated June 15, 1976. We are a General Partnership and not incorporated. Also, we have no connection with "George D. Billock, Jr." the addressee on your letter of September 12, 1984.

If we can provide further data, please advise. Otherwise, we would appreciate your advise that this material provided absolves us of a violation of the Federal Election Campaign Act of 1971, as amended.

Yours very truly,

J.C. ASSOCIATES

Stuart Marshall Bloch

Enclosure

SMB/REP/lsh

8604057423 8

1401 Sixteenth Street, N.W., Washington, D. C. 20036 (202) 232-1020
Real Estate Development, Management and Investments

J. C. ASSOCIATES
1401 SIXTEENTH ST., N.W.
WASHINGTON, D. C. 20036
(202) 232-1020

No. 9596

October 21 19 80

15-122M
540

PAY ***Two Thousand Five Hundred and 00/100*** DOLLARS $**2,500.00**

TO THE ORDER OF The Democratic National Committee

J. C. ASSOCIATES

Authorized Signature

Bank of Columbia
1430 K St., N. W.
WASHINGTON, D.C. 20005

⑆054001220⑆ 001719⑈8⑈ 0000250000

FOR DEPOSIT ONLY
DEMOCRATIC NATIONAL COMMITTEE

8604057423 9

J. C. ASSOCIATES
1401 SIXTEENTH ST., N.W.
WASHINGTON, D. C. 20036
(202) 232-1020

No. 9596

October 21 19 80 15-122M 540

PAY ***Two Thousand Five Hundred and 00/100*** DOLLARS $**2,500.00**

TO THE ORDER OF The Democratic National Committee

J. C. ASSOCIATES

NOT NEGOTIABLE

Authorized Signature

Bank of Columbia
1430 K St., N. W.
WASHINGTON, D.C. 20005

J. C. ASSOCIATES
1401 SIXTEENTH ST., WASHINGTON, D.C. 20036 • (202) 232-1020

No. 9596

OUR NUMBER	DESCRIPTION	REFERENCE	AMOUNT	NET PAYABLE
	from:			
	Stuart Marshall Bloch		2,500.00	

DETACH BEFORE DEPOSITING

0 4 0 5 7 4 2 9 0

3 6

RECEIVED AT THE FEC
GCC# S933
84 DEC 11 P1:02

JAFFE, HAFT AND SPRING
CERTIFIED PUBLIC ACCOUNTANTS

THE TOWERS
111 GREAT NECK ROAD, GREAT NECK, N. Y. 11021
(516) 466-4233

370 LEXINGTON AVE., NEW YORK, N. Y. 10017
(212) 347-6823

PLEASE REPLY TO GREAT NECK OFFICE

December 7, 1984

CERTIFIED - RRR

Kenneth A. Gross
Associate General Counsel
Federal Election Commission
Washington, D.C. 20463

8 2:38

8604057429 1

Dear Mr. Gross:

Regarding your letter of December 5, 1984, enclosed please find a copy of a letter written on September 28, 1984 to John Carroll of The Democratic National Committee.

Also enclosed is a copy of the Partnership Agreement of Jaffe, Haft and Spring, the non-corporate entity from which the $1,000 contribution was made. We are proceeding to locate our Partnership cancelled checks for 1980, which we believe are in transfer files at a warehouse, to substantiate that in fact the contribution was made from our Partnership and not from an entity with a similar name, Jaffe, Haft and Spring, Inc.

Upon location of the cancelled contribution check duly paid from the Partnership, we shall furnish you with a copy of same.

Very truly yours,

Jaffe, Haft and Spring

By: _____
Ira Jaffe, CPA, Partner

IJ: mps

JAFFE, HAFT AND SPRING
CERTIFIED PUBLIC ACCOUNTANTS

THE TOWERS
111 GREAT NECK ROAD, GREAT NECK, N. Y. 11021
(516) 466 4233

370 LEXINGTON AVE., NEW YORK, N. Y. 10017
(212) 347 6623

PLEASE REPLY TO GREAT NECK OFFICE

September 29, 1984

Democratic National Committee
1625 Massachusetts Avenue N.W.
Washington, D.D. 20036

Attn.: John Carroll

Dear Mr. Carroll:

This letter is written in response to the FEC allegation, that Jaffe, Haft and Spring violated public law by making a Federal Corporate Contribution to the Democratic National Committee in connection with a Federal Election.

Please be advised that while Jaffe, Haft and Spring bears a name similar to Jaffe, Haft and Spring, Inc., it is a separate distinct non-corporate entity.

Accordingly Jaffe, Haft and Spring's contribution to the Democratic National Committee in the amount of $1,000 during October, 1980 originated from a non-corporate account and in fact originated from a partnership account.

Very truly yours,

Jaffe, Haft and Spring

By: Ira Jaffe, CPA,
Partner

IJ: mps

8604057429 2

JAFFE, HAFT AND SPRING
CERTIFIED PUBLIC ACCOUNTANTS

THE TOWERS
111 GREAT NECK ROAD, GREAT NECK, N. Y. 11021
(516) 466-4233

370 LEXINGTON AVE., NEW YORK, N. Y. 10017
(212) 347-6823

PLEASE REPLY TO GREAT NECK OFFICE

RECEIVED BY THE FEC
1730 GLC#6069
Hagan 84 DEC 21 A10:41

December 19, 1984

CERTIFIED - RRR

Kenneth A. Gross
Associate General Counsel
Federal Election Commission
Washington, D.C. 20463

84 DEC 21 A11:05

Dear Mr. Gross:

Regarding our prior letter of December 7, 1984, enclosed please find a copy of our Partnership check drawn to the order of The Democratic National Committee in the amount of $1,000.

This information together with the data previously sent to you on December 7, 1984 should close this matter.

Very truly yours,

Jaffe, Haft and Spring

By: _____
Ira Jaffe, CPA, Partner

IJ: mps

86074357429 3

BY ENDORSEMENT THIS CHECK WHEN PAID IS ACCEPTED IN FULL PAYMENT OF THE FOLLOWING ACCOUNT

DATE	AMOUNT
Rev. 10/10/80 Dinner	

JAFFE, HAFT AND SPRING
CERTIFIED PUBLIC ACCOUNTANTS
130 EAST 40th STREET
NEW YORK, N.Y. 10016

1195

10/9 1980 1-777/260

PAY TO THE ORDER OF Democratic National Committee $1,000.00

One Thousand & NO/100 DOLLARS

12411607 2340 3

STERLING NATIONAL BANK
& TRUST COMPANY OF NEW YORK
388 Lexington Avenue, New York, N. Y. 10017 A

IF INCORRECT PLEASE RETURN. NO RECEIPT NECESSARY

⑆026007773⑆ 08 074936⑈01 ⑈0000100000⑈

GCC#5891
RECEIVED AT THE FEC
84 DEC 7 A8:44
1730

LAW OFFICES
OF
KIMMELMAN, SEXTER & SOBEL
ONE BATTERY PARK PLAZA
NEW YORK, N.Y. 10004
212-428-6300
TELEX: 6715[illegible]

MORTON L. KIMMELMAN (1928-1983)

ALLAN S. SEXTER
ARTHUR H. SOBEL
DAVID WARMFLASH *
LAWRENCE LONDON
JEROME M. LEITNER

RICHARD L. HERZFELD
TERRENCE M. DUNN *
STEVEN A. CERTILMAN +

* ALSO ADMITTED IN NEW JERSEY
+ ALSO ADMITTED IN DISTRICT OF COLUMBIA

MARTIN S. FAWER
OF COUNSEL

84 DEC 7 A10:57
GENERAL COUNSEL

December 4, 1984

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

Re: Stern Bros.

Dear Ms. Hagan:

Pursuant to our recent telephone conversation, I am enclosing herewith the first few pages of a recent Stern Bros. partnership agreement which is intended to be used for the sole and exclusive purpose of resolving the issue of the legal status of Stern Bros. as a partnership rather than a corporation and which is in furtherance of my previous letter to you in which that status was described at length. The portion of the partnership agreement that is enclosed is meant for the sole and exclusive use of the Commission for the purposes described above and should be kept confidential and should not be disclosed to any person outside of the persons within the Commission with a need to know.

I trust that this will put an end to this matter for all purposes.

Thank you for your assistance in this matter.

Very truly yours,

Allan S. Sexter

ASS:ad
Encs.

cc: Mr. William H. Abrams

8604057429 4

RECEIVED AT THE FEC
GCC#5889
84 DEC 5 AM : [illegible]

Mur 1730

BLUMENFELD & COMPANY
CERTIFIED PUBLIC ACCOUNTANTS
356 MILLBURN AVENUE
MILLBURN, NEW JERSEY 07041
467-1818

SAMUEL G. BLUMENFELD, C. P. A.
LOUIS L. BLUMENFELD, C. P. A., L. L. B.

February 17,1984

84 DEC 6 P2:57

Bergen County Associates, a Partnership
200 Murray Hill Parkway
East Rutherford, N.J.

Gentlemen and Ladies:

We are herewith submitting our report and review of operations of your partnership for the calendar year 1983, as prepared by the undersigned ,who with his wife Florence, are also partners of the firm.

All of the books are maintained by the undersigned who is also the controller and one of two managing partners of the firm.

We trust that you will find this report to be a detailed summary and review of the operations of your partnership for 1983.

Respectfully submitted

Samuel G. Blumenfeld

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RECEIVED AT THE FEC
OCC#5956
84 DEC 14 A8:58

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 6, 1984

84 DEC 14 A11:14

POSTMASTER
Burwick, Louisiana 70342

RE: MUR 1730

Dear Sir or Madam:

Pursuant to 39 C.F.R. § 265.6(d)(1), we request that you provide us with the present address of B and L Developers, Inc. According to our records, the address as of October 1980 was 292 Lima, Burwick, Louisiana 70342.

Under 39 C.F.R. § 265.8e(8)(iii), we request a waiver of fees. In this connection, I hereby certify that the Federal Election Commission, an agency of the U.S. Government, requires the information requested above in the performance of its official duties, and that all other known sources for obtaining it have been exhausted.

A return envelope is enclosed. Should you have any questions or require any further information, please call Frances B. Hagan the staff member assigned to this matter, at 202-523-4000. (The FTS telephone number is identical).

Thank you very much for your assistance.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

The above. Unknown-
No. Such Number -

8604057429 6

GCC # 5033

Hagan
MUR 1730

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

84 OCT 9 P2:41

Law Offices of
Dorfman, Jacobson & Nigro
7600 Jericho Turnpike
Woodbury, New York 11797

John J. Nigro
Charles Jacobson
Jerome T. Dorfman

Telephone:
(516) 496-3000

October 2, 1984

Federal Election Committee
Washington, D.C. 20463

Attention: Ms. Lee Ann Elliott

Dear Madam:

This letter is supplemental to my letter and enclosures of September 18, 1984. I erroneously stated in said letter that J & B Management Company, a New Jersey Partnership, was organized September 21, 1978. The fact is that the date of organization was August 1, 1970. The Partnership Agreement was acknowledged by its two partners, Bernard M. Rodin and John W. Luciani on August 31, 1972. Thereafter on September 21, 1979 the foregoing partners appointed the Clerk of the County of Bergen as their attorney for service of process.

Very truly yours,

JOHN J. NIGRO

JJN:cl

cc to Democratic National Committee

RECEIVED
GENERAL COUNSEL
84 OCT 9 P3:10

3604057429 7

RECEIVED AT THE FEC
GCC#5027
84 OCT 9 AM 11:

SINGER NETTER & DOWD
ATTORNEYS AND COUNSELORS AT LAW
745 FIFTH AVENUE · NEW YORK, N.Y. 10151
212/486-8600

HERBERT M. SINGER
RICHARD NETTER
HECTOR G. DOWD
EDWARD M. BERMAN

WRITER'S DIRECT DIAL NUMBER

October 5, 1984

Federal Election Commission
Washington, D.C. 20463

Attention: Ms. Frances B. Hagan

RE: MUR 1730
Lawrence, O'Donnell & Co.

Dear Ms. Hagan:

On September 20, 1984 we wrote you on behalf of our client Lawrence, O'Donnell & Co. relative to the above matter. On September 21, 1984 client wrote you enclosing statement designating the undersigned as counsel.

We have had no reply from you and will appreciate reply to our letter of September 20th.

Sincerely yours,

Hector G. Dowd

HGD:cs

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RECEIVED AT THE FEC
HAND DELIV...
84 OCT 9 A9:51
GCC#5023

LOWEY, DANNENBERG & KNAPP, P.C.
747 THIRD AVENUE
NEW YORK, N.Y. 10017
(212) 759-1504

RICHARD B. DANNENBERG
STEPHEN LOWEY
BURTON L. KNAPP
HENRY A. BRACHTL
RICHARD BEMPORAD
NEIL L. BELINGER

AARON LIPPER
COUNSEL

October 8, 1984

FEDERAL EXPRESS

Federal Election Commission
Washington, D.C. 20463

Attention: Frances B. Hagan, Esq.

Re: MUR 1730
Lowey, Dannenberg and Knapp, P.C.

Dear Sirs and Madames:

In response to your letter of September 12, 1984, we respectfully request an opportunity to demonstrate to the Commission's satisfaction that no action should be taken against us under the circumstances, as set forth below. To that end, we would welcome a meeting with the staff to answer any questions and to provide any additional information requested.

We are a firm of attorneys engaged in the practice of law. For years we have specialized in shareholder class action and derivative litigation arising under the federal securities laws and state law. Until March 1, 1979, the firm was organized as a partnership known as Lipper, Lowey and Dannenberg. At that time we formed a professional corporation to take over the law practice of the partnership. Richard B. Dannenberg, Burton L. Knapp and the undersigned, all partners in the predecessor law partnership, were then and still are the principal shareholders of the professional corporation.

While practicing as a law partnership, from time to time we made small contributions to the political campaigns of candidates for state or federal office. A particular contribution initiated by one of the partners was not charged specifically to his account; but rather it was made with the general understanding that the other partners would likewise have the opportunity to direct contributions to candidates of their choice. It should be emphasized that it was only infrequently that the firm made any political contributions at all, and those were in nominal amounts.

After the formation of the professional corporation, I do not recall our making any political contributions prior to the

3 6 0 4 0 5 7 4 2 9 9

events of October 20, 1980. In October of 1980, our former partnership received an invitation to attend a $1,000 a plate dinner at the New York Hilton on October 20, 1980 at which President Carter and Senator Kennedy would be speaking. I ignored the invitation until a few days prior to the event, when I decided to attend. I told my partners (i.e. fellow shareholders); and they consented. I paid for the ticket with a check to the order of the Democratic National Committee, copy of which is attached hereto. I did not give the slightest thought to the fact that by using a check of the professional corporation, I might be committing a technical violation of federal law. The idea simply did not occur to me.

Nobody at the Democratic National Committee ever called my attention to this matter in 1980 or 1981. If anyone had, I would have immediately rectified the situation by substituting a personal check. Not until November of 1982 was the matter brought to our attention. At that time, we were informed by John M. Carroll, Esq., counsel to the Democratic National Committee, that the Commission's auditors had noted on the D.N.C. books that a corporate contribution had been made by this firm. When so advised, we immediately requested that our contribution be returned to us forthwith. Mr. Carroll, however, refused, but he assured us that our contribution was being transferred by the D.N.C. on its books from its federal to its state account, thereby rectifying the situation. In view of Mr. Carroll's assurances, upon which we relied, we did not press the matter.

Our understanding of the situation was set forth in our letter to Mr. Carroll of November 29, 1982, a copy of which is also attached hereto.

Thus, the Commission's letter of September 12, 1984 came as a total surprise. We believe that we are entirely without fault in the matter. But for a momentary inadvertence some four years ago, for which I take personal responsibility, this problem would never have arisen. It is, understandably, of considerable importance to us that no action be taken against us by the Commission.

Very truly yours,

Stephen Lowey

SL:wo

Enclosures

cc: John M. Carroll, Esq.
Democratic National Committee

8604057430

LOWEY, DANNENBERG & KNAPP, P.C.
747 THIRD AVENUE
NEW YORK, N.Y. 10017

3174

PAID CITIBANK October 16, 80 1-8/210 34

PAY TO THE ORDER OF Democratic National Committee $ 1,000.xx

ONE THOUSAND DOLLARS

Citibank, N.A.
Third Ave. at 46th St.
New York, N.Y.
10017

CITIBANK 054 1198 3 LOWEY, DANNENBERG & KNAPP, P.C.

FOR

⑈003174⑈ ⑆021000089⑆ 034 0867684⑈ ⑈0000100000⑈

8 6 0 4 0 5 7 4 3 0 1

LOWEY, DANNENBERG & KNAPP, P. C.
747 THIRD AVENUE
NEW YORK, N.Y. 10017
(212) 759-1504

RICHARD B. DANNENBERG
STEPHEN LOWEY
BURTON L. KNAPP
HENRY A. BRACHTL
NEIL L. SELINGER
WILLIAM W. NOBLE

AARON LIPPER
COUNSEL

November 29, 1982

John M. Carroll, Esq.
Democratic National Committee
1625 Massachusetts Ave., N.W.
Washington, D.C. 20036

Dear Mr. Carroll:

I refer to your letter of November 22, 1982 and to our telephone conversation today.

Please be advised that we are a firm of attorneys engaged in the practice of law. Until March 1, 1979, we were organized as a law partnership, when we organized a professional corporation to take over the practice of the partnership.

In October of 1980, we were invited to a dinner in support of President Carter and were solicited for a contribution to the New York Carter/Mondale election campaign. We responded with a $1,000 contribution and I attended the dinner on October 20.

If the fact that a professional corporation check was issued constituted an inadvertent violation of the federal election laws, then we appreciate being so informed and hereby request that our contribution be returned to us forthwith. If, on the other hand, our contribution was perfectly legal, as we believed at the time, then please tell us that.

We have no expertise in the federal election laws and are relying upon you and the legal staff of the Democratic National Committee to advise us. We have no desire under any circumstances to have the matter submitted to the Federal Election Commission for adjudication with the risk of an adverse determination.

Your immediate attention to this matter will be appreciated.

Very truly yours,

Stephen Lowey

SL:ap

8 6 0 4 0 5 7 4 3 0 2

GCC #5036

STATEMENT OF DESIGNATION OF COUNSEL

MUR 1730

NAME OF COUNSEL: Anthony S. Harrington
John M. Carroll

ADDRESS: Democratic National Committee
1625 Massachusetts Avenue, NW
Washington, DC 20036

TELEPHONE: (202) 331-4646
797-6596

'84 OCT 9 P5:03

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

10/9/84
DATE

Paul G. Kirk, Jr.
SIGNATURE

RESPONDENT'S NAME: Paul G. Kirk, Jr.

ADDRESS: Democratic National Committee
1625 Massachusetts Avenue, NW
Washington, DC 20036

BUSINESS PHONE: (202) 797-5900

3 5 0 4 0 5 7 4 3 0 3

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 24, 1984

Louis R. Proyect, Esquire
Spear, Leeds and Kellogg
115 Broadway
New York, New York 10006

RE: MUR 1730
Spear, Leeds and Kellogg

Dear Mr. Proyect:

This is in reference to your letter dated September 18, 1984, requesting an extension of 15 days to respond to the Commission's notification of reason to believe. After considering the circumstances presented in your letter, the Commission has determined to grant your requested extension. Accordingly, your response will be due on October 12, 1984.

If you have any questions, please contact Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

8604057430 4

Spear, Leeds & Kellogg
115 BROADWAY • NEW YORK, N.Y. 10006 • (212) 587-8800

RECEIVED BY THE FEC
GCC #4759
84 SEP 21 A8:46

RECEIVED
GENERAL COUNSEL
84 SEP 21 A11:34

September 18, 1984

Frances B. Hagan, Esq.
Federal Election Commission
Washington, D.C. 20463

Re: MUR 1730

Dear Ms. Hagan:

This will confirm my oral request to you for additional time to respond to your letter dated September 12, 1984 concerning a $1,000 contribution by this firm. We are attempting to locate the check for the contribution which we will furnish to you along with evidence reflecting that Spear, Leeds & Kellogg is, in fact, a partnership. An additional fifteen days to furnish the foregoing information is believed to be sufficient time.

Sincerely,

Louis R. Proyect
General Counsel

/ai

FYI in circulation

3604057430

DEMOCRATIC
NATIONAL COMMITTEE 1625 Massachusetts Ave., N.W. Washington, D.C. 20036 (202)797-5900

RECEIVED AT THE FEC
GCC #4781
84 SEP 21 P2:05

September 30, 1984

84 SEP 21 P3:39

Ms. Frances B. Hagan
Federal Election Commission
1325 K Street, NW
Washington, DC 20463

Re: MUR 1730

Dear Ms. Hagan:

This letter is written to confirm our telephone conversation earlier today whereby you, on behalf of the Federal Election Commission, granted the Democratic National Committee (DNC) an extension to and including October 9, 1984 in which the DNC may submit any factual or legal materials it believes relevant to the Commission's consideration of the above referenced matter.

Sincerely,

John M. Carroll
Counsel

JMC/gtd

3604057439 5

RECEIVED AT THE FEC
GCC #4817
84 SEP 24 P12: 58

LOWEY, DANNENBERG & KNAPP, P.C.
747 THIRD AVENUE
NEW YORK, N.Y. 10017
(212) 759-1504

RICHARD B. DANNENBERG
STEPHEN LOWEY
BURTON L. KNAPP
HENRY A. BRACHTL
RICHARD BEMPORAD
NEIL L. BELINGER

AARON LIPPER
COUNSEL

September 21, 1984

RECEIVED
GENERAL COUNSEL
84 SEP 24 P 3: 57

Frances B. Hagan, Esq.
Federal Election Commission
Washington, D.C. 20463

Re: MUR 1730
Lowey, Dannenberg & Knapp, P.C.

Dear Ms. Hagan:

We are in receipt of the Commission's letter of September 12, 1984 with enclosures, and respectfully request until October 8th to respond thereto.

Very truly yours,

LOWEY, DANNENBERG & KNAPP, P.C.

By _____
Stephen Lowey

SL:sh

8 6 0 4 0 5 7 4 3 0 7

BERGEN COUNTY ASSOCIATES
200 murray hill parkway ■ east rutherford, n. j. 07073 ■ (201) 939-5533

investment developers
east rutherford industrial park/bergen county/new jersey

RECEIVED AT THE FEC
GCC# 4731
84 SEP 18 A8:01

84 SEP 19 A9:41

September 17, 1984

Federal Election Commission
Washington, D.C. 20463

Re: MUR 1730
East Rutherford Industrial Park

Gentlemen:

In reply to your letter dated September 12, 1984, please be advised that East Rutherford Industrial Park, Inc. is only a "dummy" corporation and has no assets.

Our bank account is in the name of Bergen County Associates, a partnership that was organized in 1951 and is an active owner of an industrial park located at 200 Murray Hill Parkway, East Rutherford, NJ 07073. The legend on the checks, as shown in the enclosed sample check indicates "East Rutherford Industrial Park"for purposes of identifying our partnerships' properties.

All income tax returns are filed for the partnership, indicating its activities. Should you so desire, we will mail you a copy of the partnership tax returns indicating such entity.

Very truly yours,

BERGEN COUNTY ASSOCIATES

Samuel G. Blumenfeld
Managing Partner

SGB/bl
enc.

8604057430 8

84 SEP 19 A9:41
RECEIVED

THIS CHECK IS DELIVERED FOR PAYMENT ON THE FOLLOWING ACCOUNTS

DATE	PARTICULARS	AMOUNT	

IF INCORRECT PLEASE RETURN. NO RECEIPT NECESSARY

EAST RUTHERFORD INDUSTRIAL PARK
BERGEN COUNTY ASSOCIATES
200 MURRAY HILL PARKWAY
EAST RUTHERFORD, NJ 07073

17763

55-33/212

_____ 19___

PAY TO THE ORDER OF _____ $

_____ DOLLARS

FIRST JERSEY NATIONAL BANK
Hasbrouck Hts. Off., Hasbrouck Hts., N.J.

RUDCO 07

⑈017763⑈ ⑆021200339⑆ 24 08 75503⑈

U4U07 4 2 0 7

Spear, Leeds & Kellogg
115 BROADWAY • NEW YORK, N.Y. 10006 • (212) 587-8800

RECEIVED AT THE FEC
GCC #4759
84 SEP 21 A8:08

RECEIVED
GENERAL COUNSEL
84 SEP 21 A11:34

September 18, 1984

Frances B. Hagan, Esq.
Federal Election Commission
Washington, D.C. 20463

Re: MUR 1730

Dear Ms. Hagan:

This will confirm my oral request to you for additional time to respond to your letter dated September 12, 1984 concerning a $1,000 contribution by this firm. We are attempting to locate the check for the contribution which we will furnish to you along with evidence reflecting that Spear, Leeds & Kellogg is, in fact, a partnership. An additional fifteen days to furnish the foregoing information is believed to be sufficient time.

Sincerely,

Louis R. Proyect
General Counsel

/ai

3604057431 0

Realtors

Jacobson, Goldfarb & Tanzman Associates

162 Smith Street – P. O. Box 231
Perth Amboy, N. J. 08862
201-442-4444

RECEIVED
OFFICE OF THE FEC
SECRETARY
84 SEP 21 A11:26

GCL #4774

September 17, 1984

RECEIVED
OFFICE OF THE
GENERAL COUNSEL
84 SEP 21 P12:13

Federal Election Committee
Washington, D. C. 20463

Attention: Ms. Lee Ann Elliott
Chairman

Re: MUR 1730
Jacobson, Goldfarb & Tanzman Associates

Dear Ms. Elliott:

With reference to your letter of September 12, 1984 regarding a contribution of $1,000.00 made by Jacobson, Goldfarb & Tanzman Associates on October 14, 1980, this is to advise that the contribution was made by Jacobson, Goldfarb & Tanzman Associates which is a partnership. Enclosed is a photocopy of our cancelled check and a copy of our Co-Partnership Bank Account Agreement for this account. The Federal I. D. number for Jacobson, Goldfarb & Tanzman Associates is #22-6205774.

The corporation referred to in the General Counsel's Factual & Legal Analysis which was enclosed in your letter and which was incorporated in the State of New Jersey on February 20, 1959 is Jacobson, Goldfarb & Tanzman, Inc., which is a different and separate entity. The Federal I. D. number for this corporation is #22-1632095.

If you need any additional information to clarify this situation, please advise me and I will be happy to send you same.

Yours very truly,

JACOBSON, GOLDFARB & TANZMAN ASSOC.

Jeffries Shein- Partner

js/bs
encl.

8 6 0 4 0 5 7 4 3 1 1

JACOBSON, GOLDFARB
& TANZMAN ASSOCIATES
162 SMITH STREET
PERTH AMBOY, N.J. 08862

INVOICE	AMOUNT

№ 2406

55-96
212 31

THE NATIONAL STATE BANK
PERTH AMBOY, NEW JERSEY

REGISTERED
18N88204

1000 DOLS 00 CTS

PAY DOLLARS

NET AMOUNT OF CHECK

CHECK NO	TO THE ORDER OF		
2406	Democratic National Committee	10/14/80	1000.00

$1000.00

J20358272026 3

OCT 30 1980

⑆021200986⑆ 200⑈133⑈700⑈ ⑈0000100000⑈

3 6 0 4 0 5 7 4 3 1 2

OT '80' 30
FRB NY
CRAMFORD OFFICE
PAY ANY BANK
SORTER

PAY ANY BANK, P.E.G.
FRB RICHMOND
0510-0003-3

OCT 28

PAY ANY BANK, P.E.G.
FRB RICHMOND
0510-0003-3

FOR DEPOSIT
ACCOUNT
DEMOCRATIC
NAL COMMITTEE
ONLY
88-45-9

OT 28
PAY ANY BANK
THE NAT'L BANK OF WASHINGTON
WASHINGTON, D.C.

Andrews & Clark
Consulting Engineers

49 West 27th Street
New York, NY 10018
212-889-7800

Earle Andrews 1938-1965
Albert J. Clark
Donald W. Bradley
Andrew A. Bradley

RECEIVED
OFFICE OF THE SECRETARY
COMMISSION
'84 SEP 21 A11:27
GCC # 4773

RECEIVED
OFFICE OF THE
GENERAL COUNSEL
'84 SEP 21 P12:1

September 18, 1984

MUR 1730
Andrews & Clark

Lee Ann Elliott
Chairman
Federal Election Commission
Washington, D.C. 20463

Dear Chairman Elliott:

We have your letter of September 12, 1984 received September 14, 1984, advising us of your belief that Andrews & Clark violated a provision of the Federal Election Campaign Act of 1971, as amended.

On November 29, 1982, Andrews & Clark confirmed that a $500 contribution to the Democratic National Committee was made by the partnership.

The General Counsel's Factual and Legal Analysis has not made the distinction between Andrews & Clark, a partnership, and Andrews & Clark, Inc., a corporation licensed in New York State, both of which existed in 1980 and continue as two separate firms.

The firm began in 1938 as W. Earle Andrews, Engineer, a sole proprietor. It became a partnership, Andrews & Clark, in June 1945 and has continued to operate primarily in states where corporate practice of engineering is not permitted. It is a separate entity from the Corporation, with its own bank account.

The Corporation, Andrews & Clark, Inc., was started in 1959 by acquiring the Wulff Engineering Company which had been formed in 1910. The Wulff Engineering Company was totally unrelated to the partnership prior to 1959. The partnership continued to exist as an entity distinct from Andrews & Clark, Inc. after 1959 to date.

As requested we submit a copy of cancelled check issued by the partnership on October 13, 1980.

We assume the above information clarifies this matter.

Sincerely,

ANDREWS & CLARK

mm

3 6 0 4 0 5 7 4 3 1 3

1-2
210

ANDREWS & CLARK
CONSULTING ENGINEERS

No.D 4846

EXACTLY $500 AND 00 CTS

PAY TO THE ORDER OF	DATE	NET CHECK
Democratic National Committee	10-13-80	500.00

J2411603 2340 3

THE CHASE MANHATTAN BANK
535 5TH AVENUE • NEW YORK, N. Y.

AUTHORIZED SIGNATURE

⑆0210⑈00021⑆ 015⑈1⑈01046⑈ ⑈0000050000⑈

change your
ress, complete
form, tear
ng perforation
l mail to
r branch

2 OT '80 21 2
FRB NY
NEW YORK OFFICE
PAY ANY BANK
2 0210-0120-8 2 0210-0120-8

FOR DEPOSIT ONLY
ACCOUNT
-088-45-9
DEMOCRATIC N
AL COMMITTEE

utstanding Checks

umber

8-1 OT '80 21
CMB
THE FED'L RESERVE BANK OF WASHINGTON
WASHINGTON, D.C.

them off against the stubs in your checkbook.

3. List in the Outstanding Checks section at the left any checks issued by you that have not yet been paid by us

Brown & Lambrecht Earthmovers, Inc. (815) 727-9211
Route 30 & Gougar Road, R.F.D. 2
Joliet, Illinois 60432

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

Brown & Lambrecht

GCG# 4756

84 SEP 20 P 2:01

September 17, 1984

Ms. Lee Ann Elliott, Chairman
Federal Election Commission
Washington, D. C. 20463

84 SEP 21 A 9:54

Re: MUR 1730

Dear Ms. Elliott:

In response to your letter of September 12, 1984, we find that the allegation made is without cause and should be dropped.

It is true that "Brown & Lambrecht" made a $500 contribution to the DNC in 1980, and that "Brown & Lambrecht" was incorporated in 1957. However, the "Brown & Lambrecht" that made the contribution is in fact a non-corporate entity operating as a partnership. The partnership being: LaVerne S. and Dorothy M. Brown, and Paul A. and Victoria Lambrecht, with the Federal I.D. Number 36-6121390. The "Brown & Lambrecht" which is a corporation operates as Brown & Lambrecht Earthmovers, Inc. with the Federal I.D. Number 36-2371056.

We have long been aware of Federal Election Campaign Act, and have never been in violation as you allege.

A copy of a cancelled check would do no good, simply because the check does not state that this is a partnership.

If we can be of any further assistance in resolving this matter, please let me know.

Sincerely,

BROWN AND LAMBRECHT EARTHMOVERS, INC.

Roger A. Yonkman

Roger A. Yonkman, Controller

RAY:lc

3604057431 5

RECEIVED AT THE FEC
GCC #4746
84 SEP 20 A9:22

CONKLIN, CAHILL & CO.
MEMBERS NEW YORK STOCK EXCHANGE, INC.
14 WALL STREET
NEW YORK, N. Y. 10005

(212) 267-5540

RECEIVED
GENERAL COUNSEL
84 SEP 20 A10:54

September 17, 1984

Miss Frances B. Hagan
Federal Election Commission
Washington, D.C. 20463

Re: MUR 1730
Conklin, Cahill & Co.

Dear Miss Hagan:

This letter is written to restate that Conklin, Cahill & Co. is a Partnership and not a corporation.

Conklin, Cahill & Co. is a Limited Partnership organized in the State of New York. The items in question were drawn on a Partnership account. A photostat of one check is enclosed.

Conklin, Cahill, Inc. is a corporation formed in the State of New York.

It is my belief that the New York Secretary of State's office confused the two entities.

We also enclose photostats of Amendment of Articles of Limited Partnership.

Sincerely,

John Emanuel
Partner

JE:ml

9 6 0 4 0 5 7 4 3 1 6

CONKLIN, CAHILL & CO.
SPECIAL ACCOUNT

PAY TO THE ORDER OF DEMOCRATIC [illegible] $ 200 00/xx

THE SUM 200 DOLLARS [illegible] DOLLARS

OCT 28 1980

The Chase Manhattan Bank, N.A.
1 Chase Manhattan Plaza, N.Y., N.Y. 10081

CHASE MANHATTAN BANK ... N. Y.

FOR R. L. Cahill Sr.

"011599" :021000021: 930 1 02[illegible]" "0000020000"

86040574312

KELLEY DRYE & WARREN

ONE LANDMARK SQUARE

STAMFORD, CT. 06901

(203) 324-1400

CABLE "LAWYERLY" NEW YORK

TELEX 12369

TELECOPIER (203) 327-2669

TAGGART G. ADAMS
TRACY B. AMBLER
DAVID E. BARRY
RICHARD G. BRODRICK
JOHN M. CALLAGY
DAVID R. CHIPMAN
SAMUEL S. CROSS
BUD GEO. HOLMAN
LELAND J. MARKLEY
HOWARD S. TUTHILL III

JOSEPH W. DRAKE, JR.
NEIL T. PROTO
COUNSEL

JOHN T. CAPETTA
RICHARD S. CHARGAR
WILLIAM P. FORNSHELL
JUDITH L. HARRIS
RICHARD S. LAND
JULIA V. PARRY
BARBARA S. SCHADT

101 PARK AVENUE
NEW YORK, NY 10178
(212) 808-7800

30 MAIN STREET
DANBURY, CT. 06810
(203) 743-7610

1333 NEW HAMPSHIRE AVE., N.W.
WASHINGTON, D.C. 20036
(202) 463-8333

100 NORTH BISCAYNE BLVD.
MIAMI, FL. 33132
(305) 372-0030

624 SOUTH GRAND AVENUE
LOS ANGELES, CA 90017
(213) 689-1300

50 CALIFORNIA STREET
SAN FRANCISCO, CA 94111
(415) 989-3530

175 SOUTH STREET
MORRISTOWN, N.J. 07960

HASHIDATE & SOGI
IMPERIAL TOWER
1-1, UCHISAIWAICHO
1-CHOME, CHIYODA-KU
TOKYO 100, JAPAN

April 18, 1984

Mr. John J. Conklin, Jr.
Conklin, Cahill & Co.
14 Wall Street
New York, New York 10005

Dear Bud:

Enclosed are two copies of the Amendment of Articles of Limited Partnership of Conklin, Cahill & Co. and the Certificate of Amendment. If you approve, will you please have both copies of the Amendment and Certificate executed by the partners and return a copy of each to me. We will then file the Certificate in the County Clerk's office.

Sincerely,

Dick

Enclosures

sent to R. Fredrich
6/5/84 jal

3604057431 8

Law Offices of
Dorfman, Jacobson & Nigro
7600 Jericho Turnpike
Woodbury, New York 11797

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY
GCC#4772
84 SEP 21 AM : 27

John J. Nigro
Charles Jacobson
Jerome T. Dorfman

Telephone:
(516) 496-3000

September 18, 1984

MUR1730

Federal Election Commission
Washington, D.C. 20463

RECEIVED
84 SEP 21 P12
GENERAL COUNSEL

Attention: Ms. Lee Ann Elliott

Dear Madam:

I represent J & B Management Corp., a New Jersey Corporation and J & B Management Co., a New Jersey Partnership. I specifically refer to your letter dated September 12, 1984 addressed to J & B Management Company.

The contention of General Counsel that J & B Management Company was incorporated on May 23, 1978 is erroneous. While I concede that the similarity of names may create such impression, the unequivocal fact is that J & B Management Company is a Partnership, organized September 21, 1978 and J & B Management Corp., is a Corporation organized May 23, 1978. For the purpose of clarification, I have enclosed herewith copies of the Agreement of Partnership and Certificate of Incorporation of the respective entities.

Most importantly, the check which is in issue was drawn upon the account of J & B Management Company and as a consequence the contribution to which reference has been made is not that of a corporation.

I trust that the foregoing is sufficient for the purpose of clarifying the status of the contribution and that you will see fit to discontinue your inquiry. However, should you require further elaboration, please do not hesitate to advise me.

Very truly yours,

JOHN J. NIGRO

JJN:cl
Enc.

3604057431 9

GCC#4837

STEPHEN G. EPSTEIN
Attorney at Law

TELEPHONE
(212) 977.4816

101 WEST 55th STREET
NEW YORK, N. Y. 10019

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

84 SEP 25 P2:39

September 19, 1984

Ms. Frances B. Hagan
Federal Election Committee
Washington, D.C. 20463

Re: MUR 1730
J & D Realty Company

Dear Ms. Hagan,

In response to Ms. Elliot's letter dated September 12, 1984, (a copy of which is enclosed), I am enclosing a Business Certificate for Partners filed in the New York County Clerks office on April 23, 1980 for J & D Realty Company. As you can see, J & D Realty Company is a New York general partnership. Please be advised that my client has no knowledge nor is it connected with in any way to J & D Realty Company a New York Corporation incorporated on November 5, 1931.

If you have any questions, please do not hesitate to contact me.

Very truly yours,

Stephen G. Epstein

SGE:ram
Encls.
cc: Ms. Lee Ann Elliott
Chairman

Certified Mail
Return Receipt Requested

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

84 SEP 25 P4:25

3604057432 0

RECEIVED AT THE FEC
GCC #4789
84 SEP 21 P2:00

JACK R. PATTERSON
CERTIFIED PUBLIC ACCOUNTANT
1763 SECOND STREET
NAPA, CALIFORNIA 94558
707 255-1037

September 18, 1984

84 SEP 21 P3:50

Federal Election Commission
Washington, DC 20463

Attention: Frances B. Hagan

Re: MUR 1730
Napa Valley Disposal Service, Inc.

Dear Ms. Hagan:

In response to letter dated September 12, 1984, this is to advise you of the existance of two entities: Napa Valley Disposal Service, Inc. (a California Corporation) and Napa Valley Disposal Service (a partnership).

Political contributions are made routinely from the partnership and not the corporation. I have researched the records of both entities and can find no record of a contribution in the amount of $412.50 in September, 1980. Can you assist me in further identification? Is this a combined total or only one amount? To whom issued?

I have a record of donations made from the partnership for the year 1980, but no record of any donations made from the corporation.

Your assistance in identifying the $412.50 in question would be greatly appreciated.

Very truly yours,

Eula J. Bristow

Eula J. Bristow
Accountant

EJB:bb

8604057432 1

RECEIVED AT THE FEC
GCC#4796
84 SEP 24 A8:08

SINGER NETTER & DOWD
ATTORNEYS AND COUNSELORS AT LAW
745 FIFTH AVENUE · NEW YORK, N.Y. 10151
212/486-8600

HERBERT M. SINGER
RICHARD NETTER
HECTOR G. DOWD
EDWARD M. BERMAN

WRITER'S DIRECT DIAL NUMBER

September 20, 1984

84 SEP 24 A10:04

Federal Election Commission
Washington, D.C. 20463

Attention: Ms. Frances B. Hagan

RE: MUR 1730
Lawrence, O'Donnell and Company

Dear Ms. Hagan:

The Federal Election Commission ten-day letter addressed to our above client and received by them on September 18, 1984 has been been referred to us for reply. In view of the time frame I attempted to reach you by telephone today but without success.

We have forward to client for signature and direct mailing to you Statement of Designation of Counsel.

In reviewing General Counsel's Factual and Legal Analysis, we note the reference to the incorporation of "Lawrence, O'Donnell and Company" on August 1, 1980. That reference is incorrect. Lawrence, O'Donnell & Co. is a partnership member firm of the New York Stock Exchange.

However, on August 1, 1980 Lawrence O'Donnell Futures Corp. was incorporated. This corporation never had any assets, stockholders, directors or officers, and specifically never had a checking account. This corporation was dissolved on September 12, 1983.

If, despite the foregoing, you require a copy of the cancelled check in the amount of $1,000 made in October 1980 to the Democratic National Committee, please advise us.

Sincerely yours,

Hector G. Dowd

Hector G. Dowd

HGD:cs

8 6 0 3 0 5 7 4 3 2 2

RECEIVED AT THE FEC
BCC#4717
84 SEP 21 P2:41

STEPHEN G. EPSTEIN
Attorney at Law

TELEPHONE
(212) 977-4816

101 WEST 55TH STREET
NEW YORK, N. Y. 10019

September 19, 1984

Ms. Frances B. Hagan
Federal Election Committee
Washington, D.C. 20463

84 SEP 21 P3:25
RECEIVED
OFFICE OF
GENERAL COUNSEL

Re: MUR 1730
J & D Realty Company

Dear Ms. Hagan,

In response to Ms. Elliot's letter dated September 12, 1984, (a copy of which is enclosed), I am enclosing a Business Certificate for Partners filed in the New York County Clerks office on April 23, 1980 for J & D Realty Company. As you can see, J & D Realty Company is a New York general partnership. Please be advised that my client has no knowledge nor is it connected with in any way to J & D Realty Company a New York Corporation incorporated on November 5, 1931.

If you have any questions, please do not hesitate to contact me.

Very truly yours,

Stephen G. Epstein

SGE:ram
Encls.
cc: Ms. Lee Ann Elliott
Chairman

Certified Mail
Return Receipt Requested

8604057432 3

RECEIVED AT THE FEC
GCC#4733
84 SEP 18 A8:43

COMMUNITY DEVELOPMENT ASSOCIATES

OFFICE OF GENERAL COUNSEL
84 SEP 19 A9:43

September 17, 1984

Federal Election Commission
Washington, D. C. 20463

Attn: Frances B. Hagan

Re: MUR 1730
Community Development Azsociates

Dear Ms. Hagan,

Please find enclosed copies of the check in question, and the partnership agreement for Community Development Associates, which clearly shows that we are a general partnership and not a corporation.

In our telephone conversation today, I asked you where you received the information that indicated our company was a corporation, and to please let me know who gave the information. Since I talked to you, I was able to finally get through the line to the California Secretary of State's Office Corporate Status Department (916) 445-2900.

The clerk pulled up a name of Community Development Associates, Inc. , on her computer. This corporation is in Santa Monica, California, and was incorporated in August 1979.

It is therefore clear that an error was made when your department began to look into our contribution. We will consider this matter closed.

Very truly yours,

Donna Sanders

Donna Sanders,
Administrative Assistant

ds
Enclosures (2)

8604057432 4

422 Whitney Street ● San Leandro, CA 94577 ● Phone: 415/568-0507

COPY

COMMUNITY DEVELOPMENT ASSOCIATES
422 WHITNEY STREET
SAN LEANDRO, CA 94577

123

July 3 19 80 11-24/142 / 1210

Pay to the Order of Democratic National Committee $ 1,000.00

One Thousand and 00/100 Dollars

OAKLAND INDUSTRIAL PARK OFFICE
Wells Fargo Bank
333 HEGENBERGER RD., OAKLAND, CA. 94621

⑆045109709 4493 3

⑈000123⑈ ⑆121000248⑆0142 021260⑈ ⑈0000100000⑈

8 6 0 4 0 5 7 4 3 2 5

30 JUL 1980 JUL

#1 JY 30 PAY ANY BANK THE RIGGS BANK OF WASHINGTON WASHINGTON, D.C.

AG '80' 01 REG.AAAAAA 1210-0087-4

AG '80' 01 PROCESSED WELLS FARGO BANK SAN FRANCISCO, CA. PAY ANY BANK

FOR DEPOSIT ONLY
1980 Democratic Victory Fund-CALIFORNIA
Account # 1119052
DEMOCRATIC NATIONAL COMMITTEE

RECEIVED AT THE FEC
GCC #4734
84 SEP 19 A9:42

BUTLER PROPERTIES
DEVELOPMENT AND INVESTMENTS
THREE PIEDMONT CENTER
SUITE 515
ATLANTA, GA 30305
PHONE (404) 237-1547

84 SEP 19 A9:44

September 17, 1984

Ms. Frances B. Hagan
Federal Election Commission
1325 K Street NW
Washington, D.C. 20463

Re: MUR 1730
Harry J. Butler & Associates

Dear Ms. Hagan:

Enclosed please find a copy of the cancelled check payable to the Democratic National Committee in the amount of $2,500.00. This check was drawn on a Harry J. Butler and Associates partnership account.

I have also enclosed a copy of the Amendment To and Restatement of Certificate of Limited Partnership of Harry J. Butler & Associates. The federal identification number for the limited partnership is #58-1170680. Mr. Butler does own stock in a corporate account called Harry J. Butler & Son, Inc. and the corporate federal identification number is #58-1021230, but to the best of my knowledge, no contributions have ever been made from that corporate account.

If I can be of further assistance, please call.

Sincerely,

Debi T. Wilson

Debi T. Wilson

DTW/br
Enclosures

8604057432 6

RECEIVED
84 SEP 19 A9:44

HARRY J. BUTLER & ASSOCIATES
INVESTMENT ACCOUNT
FOUR PIEDMONT CENTER SUITE 520
ATLANTA, GEORGIA 30305

121

October 9 19 80

64-10
610

PAY TO THE ORDER OF Democratic National Committee $ 2,500.00

Two thousand five hundred and 00/100 DOLLARS

J2667011 2049 8

Trust Company Bank
Atlanta, Georgia

FOR contribution

⑈000121⑈ ⑆061000104⑆ 03 94 49 4⑈ ⑈0000250000⑈

8604057432 7

8 6 0 4 0 5 7 4 3 2 8

phone 404-237-1547

Loans 0610-0014-5 on 9/27 P.E.G.
FRB ATLANTA 5 0610
Mrs Emma Dean Butler 1090

15 0610-0014-6
OCT FRB ATLANTA

FOR DEPOSIT ONLY
ACCOUNT 41-088-05-9
DEMOCRATIC NATIONAL COMMITTEE

5 P.E.C.
0610

PAID

PAY ANY BANK
THE NATL BANK OF WASHINGTON
WASHINGTON, D.C.

New Address
M.D. PRUITT ENTERPRISES
3433 E. THOMAS RD.
EXECUTIVE SUITE
PHOENIX, ARIZONA 85018
(602)956-2161

M.D. PRUITT'S
Enterprises
3401 East Thomas Road
Suite H
Phoenix, Arizona 85018

GCC #4841

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

84 SEP 25 P3:05

Sept. 21, 1984

Dear Mrs Elliott

I am at a complete loss to understand this 4 years of questioning of my contribution in 1980. This partnership on which the check was drawn is not ~~not~~ now or has it ever been a corporation. Where you got your information to the contrary I will never know.

Please find enclosed a copy of the partnership agreement of M.D. Pruitt Enterprises, a copy of the check in question stating M.D. PRUITT ENTERPRISES, A PARTNERSHIP, also find enclosed an official statement from the Arizona state Corporation Commission stating they have no record of my partnership ever being incorporated.

I sincerely hope after 4 years you accept this information and close this matter.

Yours

M.D. Pr

SEE OF CHANGE OF ADDRESS YOUR LETTER RECEIVED S.

8604057432 9

STATEMENT OF NON-CORPORATE STATUS

RE: M.D. Pruitt Enterprises
3401 E. Thomas Road
Suite H
Phoenix, Arizona

I, M.D. Pruitt, confirm that the above referenced organization is a partnership and that the $ 1,000 contribution in question, made in October of 1980, was drawn on the partnerhship's account.

DATE: 11/29/82

BY: M.D. Pruitt

M.D. Pruitt
Sept. 21, 1984

8604057430

State of Arizona

OFFICE OF THE

CORPORATION COMMISSION

To all to Whom these Presents shall Come, Greeting:

I, LORRIE DROBNY, Executive Secretary of the Arizona Corporation Commission, DO HEREBY CERTIFY that the Incorporating Division has custody of the official records pertaining to the qualification and authorization of corporations doing business in the State of Arizona.

Upon search of these records, our office has found that as of this date,

*** M.D. PRUITT ENTERPRISES ***

is not authorized to do business as a corporation in the State of Arizona, and has not been so authorized in this State for at least the preceding ten (10) years, insofar as the records of the Incorporating Division extend.

SEAL OF THE ARIZONA CORPORATION COMMISSION
DITAT DEUS
* 1912 *

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Arizona Corporation Commission. Done at Phoenix, the Capital, this 20TH day of SEPTEMBER, 1984, A.D.

Lorrie Drobny
Executive Secretary

By Ellen O'Brien

INC: 0052 Rev. 1/83

8 6 0 4 2 5 7 4 3 3 1

RECEIVED AT THE FEC
GCC#4880
84 SEP 27 P12:25

GROTTA, GLASSMAN & HOFFMAN

A PROFESSIONAL CORPORATION

COUNSELLORS AT LAW

65 LIVINGSTON AVENUE

ROSELAND, NEW JERSEY 07068

(201) 992-4800

HAROLD E. GROTTA
JEROLD E. GLASSMAN
HAROLD L. HOFFMAN
MARVIN M. GOLDSTEIN
STEPHEN A. PLOSCOWE
DESMOND MASSEY
THEODORE M. EISENBERG

JOSEPH J. MALCOLM
M. JOAN FOSTER
DONALD B. SHANIN
DAVID F. JASINSKI
STEPHEN S. MAYER
*SEAMUS M. TUOHEY
MICHAEL BARABANDER
RICHARD J. DELELLO
CHARLES S. KIRWAN
*ILENE LAINER

*N. Y. BAR ONLY

NEWARK OFFICE:
11 COMMERCE STREET
NEWARK, N. J. 07102
(201) 596-1731

CALIFORNIA OFFICE:
4100 MacARTHUR BLVD.
NEWPORT BEACH, CA. 92660
(714) 851-1717

REPLY TO:
ROSELAND, N. J.

September 25, 1984

84 SEP 27 P2:

Frances B. Hagan
Federal Election Commission
Washington, D.C. 20463

Re: MUR 1730
Grotta, Glassman & Hoffman

Dear Mr. Hagan:

I am in receipt of your letter advising us that you have reason to believe that we violated the Federal Election Campaign Act of 1971, by making a contribution of $1,000 to the Democratic National Committee which check was received in October, 1980.

You are correct in stating that Grotta, Glassman & Hoffman incorporated in May of 1979. However, we also continued to simultaneously run a partnership until December 31, 1980 when said partnership was dissolved. The statement signed by Mr. Russo our controller was correct. I am enclosing a copy of said cancelled check. This will confirm the fact that said contribution was from our partnership.

If you require any further information, you may contact our accounting firm Granet and Granet at 651 West Mt. Pleasant Ave., P. O. Box 323, Livingston, New Jersey 07039, telephone No. (201) 740-1200, and communicate directly with Mr. Murray Granet.

Very truly yours,

HAROLD L. HOFFMAN

HLH/pab
Enclosure

cc: Mr. Murray Granet

8604057432

GROTTA, GLASSMAN AND HOFFMAN
11 COMMERCE STREET
NEWARK, N.J. 07102

15950

Oct 9, 1980 55-1 212

PAY TO THE ORDER OF Democratic Victory Fund $ 200.00

Two Hundred Dollars and No Cents DOLLARS

MIDLANTIC
Midlantic National Bank
Head Office, Newark, N.J. 07101

⑆02412559 2340 8

⑈021200012⑈ ⑈0514⑈46748⑈ ⑈00000 20000⑈

GROTTA, GLASSMAN AND HOFFMAN
11 COMMERCE STREET
NEWARK, N.J. 07102

15951

Oct 9, 1980 55-1 212

PAY TO THE ORDER OF Democratic Victory Fund $ 200.00

Two Hundred Dollars and No Cents DOLLARS

MIDLANTIC
Midlantic National Bank
Head Office, Newark, N.J. 07101

⑆02412558 2340 8

⑈021200012⑈ ⑈0514⑈46748⑈ ⑈00000 20000⑈

GROTTA, GLASSMAN AND HOFFMAN
11 COMMERCE STREET
NEWARK, N.J. 07102

15952

Oct 9, 1980 55-1 212

PAY TO THE ORDER OF Democratic Victory Fund $ 200.00

Two Hundred Dollars and No Cents DOLLARS

MIDLANTIC
Midlantic National Bank
Head Office, Newark, N.J. 07101

⑆02412557 2340 8

⑈021200012⑈ ⑈0514⑈46748⑈ ⑈00000 20000⑈

FOR DEPOSIT ONLY
ACCOUNT #1-088-45-9
DEMOCRATIC NATIONAL COMMITTEE

WASHINGTON, D.C.

FOR DEPOSIT ONLY
ACCOUNT #1-088-45-9
DEMOCRATIC NATIONAL COMMITTEE

WASHINGTON, D.C.

PROCESSED
55-1 55-1

FOR DEPOSIT ONLY
ACCOUNT #1-088-45-9
DEMOCRATIC NATIONAL COMMITTEE

WASHINGTON, D.C.

PROCESSED
55-1 55-1

8 6 0 4 0 5 7 4 3 3 4

GROTTA, GLASSMAN AND HOFFMAN
11 COMMERCE STREET
NEWARK, N.J. 07102

15955

55-1
212

Oct 9, 1980

PAY TO THE ORDER OF Democratic Victory Fund $100.00

--One Hundred Dollars and No Cents---------- DOLLARS

MIDLANTIC
Midlantic National Bank
Head Office, Newark, N.J. 07101

J2411563 2340 8

⑆021200012⑆ ⑈0514⑈6748⑈ ⑈0000010000⑈

GROTTA, GLASSMAN AND HOFFMAN
11 COMMERCE STREET
NEWARK, N.J. 07102

15954

55-1
212

Oct 9, 1980

PAY TO THE ORDER OF Democratic Victory Fund $100.00

--One Hundred Dollars and No Cents---------- DOLLARS

MIDLANTIC
Midlantic National Bank
Head Office, Newark, N.J. 07101

J2411562 2340 8

⑆021200012⑆ ⑈0514⑈6748⑈ ⑈0000010000⑈

GROTTA, GLASSMAN AND HOFFMAN
11 COMMERCE STREET
NEWARK, N.J. 07102

15953

55-1
212

Oct 9, 1980

PAY TO THE ORDER OF Democratic Victory Fund $100.00

--One Hundred Dollars and No Cents---------- DOLLARS

MIDLANTIC
Midlantic National Bank
Head Office, Newark, N.J. 07101

J2411560 2340 8

⑆021200012⑆ ⑈0514⑈6748⑈ ⑈0000010000⑈

FOR DEPOSIT ONLY
ACCOUNT #1-088-45-9
DEMOCRATIC NATIONAL COMMITTEE

PROCESSED
55-1

FOR DEPOSIT ONLY
ACCOUNT #1-088-45-9
DEMOCRATIC NATIONAL COMMITTEE

PROCESSED
55-1

FOR DEPOSIT ONLY
ACCOUNT #1-088-45-9
DEMOCRATIC NATIONAL COMMITTEE

PROCESSED
55-1

5.2860405743736

GROTTA, GLASSMAN AND HOFFMAN
11 COMMERCE STREET
NEWARK, N.J. 07102

15956

55-1
212

Oct 2, 1980

PAY TO THE ORDER OF Democratic Victory Fund $ 100.00

--One Hundred Dollars and No Cents---------- DOLLARS

MIDLANTIC
Midlantic National Bank
Head Office, Newark, N.J. 07101

⑆021200012⑆ ⑈0514⑈46748⑈ ⑈0000010000⑈

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8 6 0 4 0 5 7 4 3 3 8

FOR DEPOSIT ONLY
ACCOUNT #1,038-43-9
DEMOCRATIC NATIONAL COMMITTEE

GCC#4884

RECEIVED
OFFICE OF THE SECRETARY
COMMISSION
84 SEP 27 P5:25

Law Offices
KIMMELMAN, SEXTER & SOBEL
One Battery Park Plaza
New York, N.Y. 10004
212-422-6300

TELEX: 971270

Morton L. Kimmelman (1940-1968)

Allan S. Sexter
Arthur H. Sobel
David Warmflash *
Laurence London
Jerome M. Leitner

Richard L. Herzfeld
Terrence M. Dunn *
Steven A. Certilman

* Also admitted in New Jersey

Martin S. Fawer
of Counsel

September 21, 1984

Ms. Lee Ann Elliott
Chairman
Federal Election Commission
Washington, D.C. 20463

Re: MUR 1730
Stern Bros.

Dear Ms. Elliott:

Please be advised that we represent Stern Bros. who has forwarded your letter of September 12, 1984, to us for response. We have reviewed the contents of your letter of September 12, 1984, as well as your general counsel's factual and legal analysis that was annexed thereto.

It would appear that your auditor did not complete his or her investigation. Stern Bros. is a New York limited partnership that was formed in 1966. A certificate of formation of limited partnership was filed with the County Clerk of New York County back in 1966 and has been amended at least once thereafter in 1974. Stern Bros. is also a broker dealer registered with the Securities and Exchange Commission and is a member of the New York Stock Exchange. It has never been a corporation. It may well be that there in fact exists a Stern Brothers Incorporated in the State of New York, however, that entity is unknown to both our clients and to us. It is most certainly the limited partnership that made the contribution to the Democratic National Committee during the 1980 election campaign.

We, of course, have all of the documentation necessary to verify the statements made herein. If such verification is required, please do not hesitate to so inform me and we will attempt to provide such documentation as may be reasonably appropriate to substantiate the facts hereinabove set forth.

Very truly yours,

ALLAN S. SEXTER

ASS:mo

cc: Mr. Frank Farino

8604057439

Lockwood Equities
Group Three Development Co.
Mid-America Securities
Lockwood Management Co.

Lockwood Mortgage Co.
Lockwood Design Associates
Group Three Construction Co.
Lockwood Realty

THE LOCKWOOD GROUP

September 24, 1984

Ms. Frances B. Hagan
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Dear Ms. Hagan:

Enclosed, as requested in our phone conversation of September 21, 1984, is a copy of Group Three Development Company's cancelled check #1209, dated August 29, 1980 in the amount of $1,000 to the Democratic National Committee. Also, enclosed is the general partnership agreement made and entered into as of January 1, 1980.

Group Three Development Company is a general partnership organized under the laws of the state of Missouri. This entity has absolutely no relationship to Group Three Development, the corporation registered in the state of New Jersey. Group Three Development Company, a general partnership, was formed as a wholly owned entity in which Joseph A. Shepard and Richard C. Mange are 50/50 partners. These gentlemen decided to contribute to the Democratic National Committee in August of 1980. Unaware of the problems that could occur by using this method of payment, they wrote the check out of the operating account of their company and charged their personal draw accounts.

I believe, after a brief review of the facts, that you will be able to resolve this case in the near future. Please give me a call if I can be of any help.

Sincerely yours,

David Papke
Treasurer

DP/ct
Enclosures

SEP 28 A10:
OCT 30 P3:29
8604057434 0

17 West Lockwood • St. Louis, Missouri 63119 • 314-968-2205
Branch Office: Washington, D.C.

GROUP THREE DEVELOPMENT COMPANY
23 NORTH GORE
WEBSTER GROVES, MISSOURI 63119

60-460
810

1209

PAY One Thousand and 00/100 DOLLARS

DATE 8/20 TO THE ORDER OF Democratic Nat

DESCRIPTION

1,000 00

GROUP THREE DEVELOPMENT COMPANY

THE FIRST NATIONAL BANK OF CLAYTON
CLAYTON, MISSOURI

⑆08 100460⑆ ⑈20 149 8⑈ ⑈0000100000⑈

OCT 24 F.R.B. ST. L.
0810-0004-5
PAY ANY BANK
F.R.B. RICHMOND

THE NATIONAL BANK OF WASHINGTON
WASHINGTON, D.C.

DEMOCRATIC NATIONAL COMMITTEE

FOR DEPOSIT ONLY
ACCOUNT #1-088-45-9

8604057434 1

RECEIVED AT THE FEC
GCC #4843
84 SEP 26 A8:35

Spear, Leeds & Kellogg
115 BROADWAY • NEW YORK, N.Y. 10006 • (212) 587-8800

RECEIVED
OFFICE OF THE
GENERAL COUNSEL
84 SEP 26 A10:18

September 24, 1984

Frances B. Hagan, Esq.
Federal Election Commission
Washington, D.C. 20463

Re: MUR 1730

Dear Ms. Hagan:

In connection with your recent inquiry concerning Spear, Leeds & Kellogg's contribution of $1,000 to the Democratic National Committee in June 1980, enclosed is a copy of the check and a letter from our law firm relating to the existence of Spear, Leeds & Kellogg as a partnership.

If you require any additional information, please contact the undersigned at your convenience.

Sincerely,

Louis R. Proyect
General Counsel

/ai

8604057434 2

REAVIS & MCGRATH
A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

TELEPHONE 212 486-9500
CABLE ADDRESS
REAVCABLE, NEW YORK
TWX 710-581-3676
TELECOPIER 212 752-5958

345 PARK AVENUE
NEW YORK, N.Y. 10154

700 SOUTH FLOWER STREET
LOS ANGELES, CA 90017
213 626-5541

September 19, 1984

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

Re: MUR 1730

Gentlemen:

We are legal counsel to Spear, Leeds & Kellogg (the "Firm"), 115 Broadway, New York, New York 10006. In connection with your inquiry regarding certain payments by the Firm, this is to advise you that the Firm is a limited partnership organized under the laws of the State of New York. We represent the Firm in connection with, among other things, the amendment of its Articles of Partnership and the filing of its Certificate of Limited Partnership, the filing of which has been undertaken on behalf of the Firm on a regular basis as required pursuant to the New York Limited Partnership Act.

If you require any additional information in this connection, please feel free to call the undersigned.

Very truly yours,

Susan T. Congalton

Susan T. Congalton

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INVOICE	AMOUNT
TOTAL	
DISC'T.	
NET AMOUNT	

1

SPEAR, LEEDS, & KELLOGG
115 BROADWAY
NEW YORK

E 37083

NEW YORK June 20 19 80

Irving Trust Company — A Charter New York Bank
Irving Trust Company
One Wall Street, New York, N.Y.

1-67
210

PAY TO THE ORDER OF Democratic National Committee $1,000.00

01 EXACTLY $1,000 AND 00 CTS. DOLLARS

PARTNER

PARTNER

⑆021000678⑆ 66 105 260⑈ ⑈0000100000⑈

RECEIVED AT THE FEC
GCC #4895
84 SEP 28 A11:54

JACK LEVY INC.
ATTORNEY AT LAW
SUITE 552
8383 WILSHIRE BOULEVARD
BEVERLY HILLS, CALIFORNIA 90211
TELEPHONE 651-0536

September 25, 1984

84 SEP 28 P1:02
GEN

Frances Hagan, Esq.
1325 "K" Street N.W.
7th Floor
Washington, D.C. 20463

Re: Your No. MUR 1730
S.K. Management Company

8604057434 5

Dear Sir or Madam:

I represent a partnership known as S.K. Management company, which has for many years operated in Los Angeles, California and their address is 6330 San Vicente Blvd., Suite 302, Los Angeles, Claifornia, 90048. I have reviewed your letter of Setpember 12, 1984, relating to a purported violation of the Federal Eelection Campaign Act of 1971. I believe the purported violation relates to your belief that a corporation made an illegal contribution.

My client is not a corporation now, nor has it ever been a corporation. It is a partnership that has never operated or purported to operate as a corporation. I believe, however, that a corporation by the name of SK Management Company is operating in the Los Angeles area, but my client has no cnnection either directly or indirectly with that corporation. For your convenience of reference, I enclose herewith a Statement of Non-Corporate Status, which one of the partners of S.K. Management Company prepared and delivered way back in 1982. In view of the foregoing, it should be apparent that the Notice of violation is incorrectly directed and I urge that you take appropriate steps to redirect same and advise me accordingly

If there is anything we should discuss herewith, please do communicate with me.

Thank you for your courtesy and cooperation herein.

Very truly yours,

JACK LEVY

JL:dt
cc: Bruce Steinbaum

STATEMENT OF NON-CORPORATE STATUS

RE: S.K. Management Company
6330 San Vincente Boulevard
Los Angeles, California

I, BRUCE STEINBAUM, confirm that the above referenced organization is a partnership and that the $1,000 contribution in question, made in October of 1980, was drawn on the partnerhship's account.

DATE: 11-29-82

BY: Bruce Steinbaum

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LAWRENCE, O'DONNELL & CO.
71 BROADWAY
NEW YORK, N. Y. 10006

RECEIVED AT THE FEC
GCC#4898
84 SEP 26 A8:00

MEMBERS
NEW YORK STOCK EXCHANGE, INC.

TELEPHONE
952-8800

September 21, 1984

Federal Election Commission
Washington, D.C. 20463

Att.: Ms. Frances B. Hagan

Re.: MUR 1730
Lawrence, O'Donnell & Co.

RECEIVED
OFFICE OF THE
GENERAL COUNSEL
84 SEP 26 A10:20

Dear Ms. Hagan:

As you have been advised by our counsel, Singer Netter & Dowd, your ten-day letter of September 12, 1984 was received on September 18, 1984.

Enclosed herewith is Statement of Designation of Counsel. We understand that counsel has already written you directly.

Sincerely yours,

LAWRENCE, O'DONNELL & CO.

Arthur A. Ohsberg

Arthur A. Ohsberg

AAO/lam

8604057434 7

RECEIVED AT THE FEC

84 SEP 26 A8:00

STATEMENT OF DESIGNATION OF COUNSEL

MUR 1730

NAME OF COUNSEL: SINGER NETTER & DOWD (HECTOR G. DOWD, ESQ.)

ADDRESS: 745 Fifth Avenue
New York,N.Y. 10151

TELEPHONE: 212-486-8600

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.

LAWRENCE, O'DONNELL & CO.

9-21-84
Date

By: [signature]
Signature General Partner

RESPONDENT'S NAME: LAWRENCE, O'DONNELL & CO.

ADDRESS: 71 Broadway
New York,N.Y. 10006

HOME PHONE: N/A

BUSINESS PHONE: 212-952-8800

8604057348

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Democratic National Committee, *et al.*	)	MUR 1730
	)	

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of August 14, 1984, do hereby certify that the Commission decided by a vote of 5-0 to take the following actions in MUR 1730:

1. Find reason to believe that the following corporations violated 2 U.S.C. § 441b(a):

   a) Spears, Leeds and Kellogg Securities, Inc.
   b) Community Development Associates
   c) Napa Valley Disposal Service
   d) Harry J. Butler and Associates
   e) M. D. Pruitt Enterprises
   f) S. K. Management Co.
   g) B and L Development
   h) Brown and Lambrecht
   i) Conklin, Cahill and Co.
   j) E. Rutherford Industrial Park
   k) Group 3 Housing Development Corporation
   l) J and B Management
   m) J and D Realty Company
   n) J. C. and Associates
   o) Jaffe, Haft and Spring
   p) Lawrence, O'Donnell and Company
   q) Lowey, Dannenberg, Knapp
   r) Stern Brothers
   s) Jacobson, Goldfarb and Tanzman Associates
   t) Andrews and Clark
   u) Colin Hochstin and Company
   v) Grotta, Glassman and Hoffman

(Continued)

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2. Find reason to believe that the Democratic National Committee and Paul G. Kirk, as treasurer, violated 2 U.S.C. § 441b(a).

3. Direct the Office of General Counsel to revise the factual basis and legal analysis so that each is tailored to the individual respondents.

4. Direct the General Counsel to send appropriate letters.

Commissioners Aikens, Elliott, Harris, McGarry, and Reiche voted affirmatively for the decision; Commissioner McDonald was not present at the meeting.

Attest:

8-14-84
Date

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

8604057435 0

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Democratic National Committee, *et al.*	)	MUR 1730
	)	

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of September 5, 1984, do hereby certify that the Commission decided by a vote of 5-1 to approve the letters and legal and factual analyses attached to the General Counsel's August 20, 1984 report on MUR 1730.

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

Attest:

9-7-84
Date

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

8604057431

SENSITIVE

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Date and Time Transmitted: TUESDAY, 8-7-84, 4:00

COMMISSIONER: McGARRY, AIKENS, McDONALD, ELLIOTT, REICHE, HARRIS

RETURN TO COMMISSION SECRETARY BY THURSDAY, AUGUST 9, 1984, 4:00

SUBJECT: MUR 1730 - FIRST GENERAL COUNSEL'S REPORT
signed August 6, 1984

( ) I approve the recommendation

( ) I object to the recommendation

COMMENTS: _____

_____

_____

_____

_____

_____.

Date: _____ Signature: _____

A DEFINITE VOTE IS REQUIRED. ALL BALLOTS MUST BE SIGNED AND DATED.

PLEASE RETURN ONLY THE BALLOT TO THE COMMISSION SECRETARY.

PLEASE RETURN BALLOT NO LATER THAN THE DATE AND TIME SHOWN ABOVE.

From the Office of the Commission Secretary

8604057432

SENSITIVE

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

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY
84 AUG 7 A 9: 02

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL BY OGC TO THE COMMISSION 8/7/84 - 9:10

MUR NO. 1730
STAFF MEMBER
Frances B. Hagan

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

RESPONDENTS' NAMES: Democratic National Committee
Spears, Leeds and Kellogg Securities, Inc.
Community Development Associates
Napa Valley Disposal Service
Harry J. Butler and Associates
M. D. Pruitt Enterprises
S. K. Management Co.
B and L Development
Brown and Lambrecht
Conklin, Cahill and Co.
E. Rutherford Industrial Park
Group 3 Housing Development Corporation
J and B Management
J and D Realty Company
J. C. and Associates
Jaffe, Haft and Spring
Lawrence, O'Donnell and Company
Lowey, Dannenberg, Knapp
Stern Brothers
Jacobson, Goldfarb and Tanzman Associates
Andrews and Clark
Colin Hochstin and Company
Grotta, Glassman and Hoffman

Relevant Statute: 2 U.S.C. § 441b(a)

Internal Reports Checked: Audit Workpapers

Federal Agencies Checked: None

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GENERATION OF MATTER

This matter was referred to the Office of General Counsel by the Audit Division as a result of the audit conducted pursuant to 2 U.S.C. § 438(b).

SUMMARY OF ALLEGATIONS

1. It is alleged that 22 corporations made contributions in connection with a federal election to the Democratic National Committee ("DNC" or "Committee") during the 1980 election campaign.

2. It is alleged that the DNC violated 2 U.S.C. § 441b(a) by accepting corporate contributions from 22 corporations in connection with the 1980 federal election.

FACTUAL AND LEGAL ANALYSIS

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. The auditors' findings follow:

Contributor Name on DNC Records	Date/State of Incorporation	Date of Contribution Receipt	Amount of Contribution
Spears, Leeds & Kellong[1/]	10/30/78 NY	8/7/80	$ 1,000.00
Community Development	8/13/79 CA	7/24/80	825.00

1/ Name verified as incorporated: Spear, Leeds & Kellogg Securities, Inc.

8604057435 4

Contributor Name on DNC Records	Date/State of Incorporation	Date of Contribution Receipt	Amount of Contribution
Napa Valley Disposal Service	10/1/73 CA	9/29/80	412.50
Harry J. Butler & Assoc.2/	11/30/67 GA	10/13/80	2,500.00
M. D. Pruitt Enterprises3/	12/24/74 AZ	10/8/80	1,000.00
S. K. Management Co.	9/6/79 CA	10/13/80	1,000.00
B & L Development	6/10/68 LA	11/19/80	1,000.00
Brown & Lambrecht	4/3/57 IL	10/21/80	500.00
Conklin, Cahill & Co.	1/19/78 NY	10/24/80	1,550.00
E. Rutherford Ind (ustrial) Park	5/25/66 NJ	10/22/80	1,000.00
Group 3 Development Company4/	2/23/77 NJ	10/22/80	1,000.00
J & B Management	5/23/78 NJ	10/17/80	2,500.00
J & D Realty Company	11/5/31 NY	10/22/80	1,000.00
J. C. & Assoc.	6/15/76 DC	10/29/80	2,500.00
Jaffe, Haft & Spring	8/7/80 NY	10/18/80	1,000.00
Lawrence, O'Donnell & Co.	8/1/80 NY	10/24/80	1,000.00
Lowey, Dannenberg, Knapp	3/12/79 NY	10/29/80	1,000.00

2/ Name verified as incorporated: Harry J. Butler and Son, Inc.

3/ Name verified as incorporated: M. D. Pruitt Furniture Company.

4/ Name verified as incorporated: Group Three Housing Development Corporation.

8 6 0 4 0 5 7 4 3 5 5

Contributor Name on DNC Records	Date/State of Incorporation	Date of Contribution Receipt	Amount of Contribution
Stern Bros.	1/19/10 NY	10/24/80	1,000.00
Jacobson, Goldfarb & Tanzman	2/20/59 NJ	10/25/80	1,000.00
Andrews & Clark	4/19/10 NY	10/18/80	500.00
Colin Hochstin & Co.	3/19/79 NY	10/18/80	10,000.00
Grotta, Glassman & Hoffman	5/1/79 NJ	10/18/80	1,000.00
TOTAL			$34,287.50

The Committee responded to these audit findings stating that only one of the companies on the list is incorporated and that this corporate contribution of $1,000 would be transferred to a non-federal bank account. It is the Office of General Counsel's position that a transfer of the corporate funds from a federal to a non-federal account is not an appropriate remedial measure in response to acceptance of prohibited contributions. Any contributions determined to be received in violation of 2 U.S.C. § 441b(a) are to be refunded in full to the contributor.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. Examples of such statements are attached. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt. The additional statements have not been received by this Office.

8 6 0 4 0 5 7 4 3 5 6

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation.

RECOMMENDATIONS

1. Find reason to believe that the following corporations violated 2 U.S.C. § 441b(a):

   a) Spears, Leeds and Kellogg Securities, Inc.
   b) Community Development Associates
   c) Napa Valley Disposal Service
   d) Harry J. Butler and Associates
   e) M. D. Pruitt Enterprises
   f) S. K. Management Co.
   g) B and L Development
   h) Brown and Lambrecht
   i) Conklin, Cahill and Co.
   j) E. Rutherford Industrial Park
   k) Group 3 Housing Development Corporation
   l) J and B Management
   m) J and D Realty Company
   n) J. C. and Associates
   o) Jaffe, Haft and Spring
   p) Lawrence, O'Donnell and Company
   q) Lowey, Dannenberg, Knapp
   r) Stern Brothers
   s) Jacobson, Goldfarb and Tanzman Associates
   t) Andrews and Clark
   u) Colin Hochstin and Company
   v) Grotta, Glassman and Hoffman

8 6 0 4 0 5 7 4 3 5 7

2. Find reason to believe that the Democratic National Committee and Paul G. Kirk, as treasurer, violated 2 U.S.C. § 441b(a).

3. Send attached letters.

Charles N. Steele
General Counsel

August 6, 1984 BY: Kenneth A. Gross
Date Kenneth A. Gross
Associate General Counsel

Attachments
Letters to Respondents
Examples of "Statements of Non-Corporate Status"

8 6 0 4 0 5 7 4 3 5 8

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

Paul G. Kirk, Treasurer
Democratic National Committee
1625 Massachusetts Avenue, N.W.
Washington, D.C. 20036

RE: MUR 1730
Democratic National Committee

Dear Mr. Kirk:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe that the Democratic National Committee and you, as treasurer, violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you and the committee. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit any such materials within ten days of your receipt of this letter.

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.

8604057439

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

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

8604057436 0

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Democratic National Committee

Summary of Allegations

It is alleged that the DNC violated 2 U.S.C. § 441b(a) by accepting corporate contributions from 22 corporations in connection with the 1980 federal election.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. The auditors' findings follow:

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1/ Name verified as incorporated: Spear, Leeds & Kellog Securities, Inc.

8604057436 1

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Harry J. Butler & Assoc.2/	11/30/67 GA	10/13/80	2,500.00
M. D. Pruitt Enterprises3/	12/24/74 AZ	10/8/80	1,000.00
S. K. Management Co.	9/6/79 CA	10/13/80	1,000.00
B & L Development	6/10/68 LA	11/19/80	1,000.00
Brown & Lambrecht	4/3/57 IL	10/21/80	500.00
Conklin, Cahill & Co.	1/19/78 NY	10/24/80	1,550.00
E. Rutherford Ind (ustrial) Park	5/25/66 NJ	10/22/80	1,000.00
Group 3 Development Company4/	2/23/77 NJ	10/22/80	1,000.00
J & B Management	5/23/78 NJ	10/17/80	2,500.00
J & D Realty Company	11/5/31 NY	10/22/80	1,000.00
J. C. & Assoc.	6/15/76 DC	10/29/80	2,500.00
Jaffe, Haft & Spring	8/7/80 NY	10/18/80	1,000.00
Lawrence, O'Donnell & Co.	8/1/80 NY	10/24/80	1,000.00
Lowey, Dannenberg, Knapp	3/12/79 NY	10/29/80	1,000.00

2/ Name verified as incorporated: Harry J. Butler and Son, Inc.

3/ Name verified as incorporated: M. D. Pruitt Furniture Company.

4/ Name verified as incorporated: Group Three Housing Development Corporation.

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Contributor Name on DNC Records	Date/State of Incorporation	Date of Contribution Receipt	Amount of Contribution
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Andrews & Clark	4/19/10 NY	10/18/80	500.00
Colin Hochstin & Co.	3/19/79 NY	10/18/80	10,000.00
Grotta, Glassman & Hoffman	5/1/79 NJ	10/18/80	1,000.00
TOTAL			$34,287.50

The Committee responded to these audit findings stating that only one of the companies on the list is incorporated and that this corporate contribution of $1,000 would be transferred to a non-federal bank account. It is the Office of General Counsel's position that a transfer of the corporate funds from a federal to a non-federal account is not an appropriate remedial measure in response to acceptance of prohibited contributions. Any contributions determined to be received in violation of 2 U.S.C. § 441b(a) are to be refunded in full to the contributor.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt. The additional statements have not been received by the Office of General Counsel.

3 6 0 4 0 5 7 4 3 6 3

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that the DNC violated 2 U.S.C. § 441b(a).

8 6 0 4 0 5 7 4 3 6 4

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

Jacobson, Goldfarb &
Tanzman Associates
162 Smith Street
Perth Amboy, New Jersey

RE: MUR 1730
Jacobson, Goldfarb & Tanzman
Associates

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

8 6 0 4 0 5 7 4 3 5 5

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

8604057436

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Jacobson, Goldfarb & Tanzman Associates

Summary of Allegations

It is alleged that Jacobson, Goldfarb & Tanzman Associates violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Jacobson, Goldfarb & Tanzman Associates made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Barbara Sousa indicating that the contribution from Jacobson, Goldfarb & Tanzman Associates was drawn on a partnership's account. However, according to the auditor's contact with the New Jersey Secretary of State's office, Jacobson, Goldfarb & Tanzman Associates was incorporated on February 20, 1959. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Jacobson, Goldfarb & Tanzman Associates violated 2 U.S.C. § 441b(a).

8604057437

STATEMENT OF NON-CORPORATE STATUS

RE: Jacobson, Goldfarb & Tanzman Associates
162 Smith Street
Perth Amboy, New Jersey

I, Barbara Lewis, confirm that the above referenced organization is a partnership and that the $1,000 contribution in question, made in October of 1980, was drawn on the partnerhship's account.

DATE: November 22 1982

BY: Barbara Lewis

8 6 0 4 0 5 7 4 3 6 8

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

Spear, Leeds & Kellogg
115 Broadway
New York, New York

RE: MUR 1730
Spear, Leeds & Kellogg

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made on June 20, 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

3604057436 9

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

86040574370

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Spear, Leeds & Kellogg

Summary of Allegations

It is alleged that Spear, Leeds & Kellogg violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Spears, Leeds & Kellogg made a contribution of $1,000 which the DNC received in June 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Steven Taplits indicating that the contribution from Spear, Leeds & Kellogg was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, Spear, Leeds & Kellogg was incorporated on October 30, 1978. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Spear, Leeds & Kellogg violated 2 U.S.C. § 441b(a).

8 6 0 4 0 5 7 4 3 7 1

Ex. V

STATEMENT OF NON-CORPORATE STATUS

RE: Spear, Leeds & Kellogg
115 Broadway
New York, New York

I, Steven Taplits, confirm that the above referenced organization is a partnership and that the $1,000 contribution in question, made ~~in~~ June ~~August~~ 20 1980, was drawn on the partnerhship's account.

DATE: 11/29/82

BY: Steven Taplits (Tax Manager)

8 6 0 4 0 5 7 4 3 7 2

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

D. M. Riddle
Community Development
Associates
422 Whitney Street
San Leandro, California 94577

RE: MUR 1730
Community Development Associates

Dear Mr. Riddle:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in July 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

8604057437 3

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

8604057437 4

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Community Development Associates

Summary of Allegations

It is alleged that Community Development Associates violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Community Develpment Associates made a contribution of $1,000 which the DNC received in July 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by D. M. Riddle indicating that the contribution from the Community Development Associates was drawn on a partnership's account. However, according to the auditor's contact with the California Secretary of State's office, Community Development Associates was incorporated on August 13, 1979. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Community Development Associates violated 2 U.S.C. § 441b(a).

8 6 0 4 0 5 7 4 3 7 5

STATEMENT OF NON-CORPORATE STATUS

RE: Community Development ~~ASSOCIATES~~ Associates
422 Whitney Street
San Leandro, California 94577

I, D. M. Riddle, confirm that the above referenced organization is a partnership and that the ~~$525~~ $1,000. contribution in question, made in July of 1980, was drawn on the partnerhship's account. Our Check No. 123, dated 7-3-80.

DATE: November 23, 1982

BY: COMMUNITY DEVELOPMENT ASSOCIATES

D. M. Riddle, General Partner
COMMUNITY DEVELOPMENT ASSOCIATES

8604057437 6

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

Harry J. Butler and
Associates
4 Piedmont Center
Suite 250
Atlanta Georgia

RE: MUR 1730
Harry J. Butler and Associates

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $2,500 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

8 6 0 4 0 5 7 4 3 7 7

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

8604057437 3

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Harry J. Butler and Associates

Summary of Allegations

It is alleged that Harry J. Butler and Associates violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Harry J. Butler and Associates made a contribution of $2,500 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Debi Wilson indicating that the contribution from Harry J. Butler and Associates was drawn on a partnership's account. However, according to the auditor's contact with the Georgia Secretary of State's office, Harry J. Butler and Associates was incorporated on November 30, 1967. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Harry J. Butler and Associates violated 2 U.S.C. § 441b(a).

8 6 0 4 0 5 7 4 3 7 2

STATEMENT OF NON-CORPORATE STATUS

RE: Harry J. Butler and Associates
4 Piedmont Center
Suite 250
Atlanta, Georgia

I, Debi Wilson, confirm that the above referenced organization is a partnership and that the $ 2,500 contribution in question, made in October of 1980, was drawn on the partnerhship's account.

DATE: November 23, 1982

BY: Debi Wilson
Accountant

3604057430

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

M. D. Pruitt
M. D. Pruitt Enterprises
3401 E. Thomas Road
Suite H
Phoenix, Arizona

RE: MUR 1730
M. D. Pruitt Enterprises

Dear Mr. Pruitt:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

8 6 0 4 0 5 7 4 3 3 1

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

3604057438 2

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT M. D. Pruitt Enterprises

Summary of Allegations

It is alleged that M. D. Pruitt Enterprises violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that M. D. Pruitt Enterprises made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by M. D. Pruitt indicating that the contribution from M. D. Pruitt Enterprises was drawn on a partnership's account. However, according to the auditor's contact with the Arizona Secretary of State's office, M. D. Pruitt Enterprises was incorporated on December 24, 1974. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe M. D. Pruitt Enterprises violated 2 U.S.C. § 441b(a).

8 6 0 4 0 5 7 4 3 9 3

STATEMENT OF NON-CORPORATE STATUS

RE: M.D. Pruitt Enterprises
3401 E. Thomas Road
Suite H
Phoenix, Arizona

I, M.D. Pruitt, confirm that the above referenced organization is a partnership and that the $ 1,000 contribution in question, made in October of 1980, was drawn on the partnerhship's account.

DATE: 11/24/82

BY: M.D. Pruitt

8604057433

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

Stern Brothers
70 Pine Street
New York, New York

RE: MUR 1730
Stern Brothers

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

8 6 0 4 0 5 7 4 3 3 5

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

8604057435

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Stern Brothers

Summary of Allegations

It is alleged that Stern Brothers violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Stern Brothers made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Frank A. Farino indicating that the contribution from Stern Brothers was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, Stern Brothers was incorporated on January 19, 1910. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Stern Brothers violated 2 U.S.C. § 441b(a).

8604057437

STATEMENT OF NON-CORPORATE STATUS

RE: Stern Brothers
70 Pine Street
New York, New York

I, FRANK A. FARILO, confirm that the above referenced organization is a partnership and that the $1,000 contribution in question, made in October of 1980, was drawn on the partnerhship's account.

DATE: 11-23-80

BY: Frank A. Farilo

8 6 0 4 0 5 7 4 3 3 8

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

S. K. Management Company
6330 San Vincente Boulevard
Los Angeles, California

RE: MUR 1730
S. K. Management Company

Dear Sir or Madam:

On August 14 , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

8 6 0 4 0 5 7 4 3 3 9

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

8604057430

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT S. K. Management Company

Summary of Allegations

It is alleged that S. K. Management Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that S. K. Management Company made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Bruce Steinbaum indicating that the contribution from S. K. Management Company was drawn on a partnership's account. However, according to the auditor's contact with the California Secretary of State's office, S. K. Management Company was incorporated on September 6, 1979. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe S. K. Management Company violated 2 U.S.C. § 441b(a).

8 6 0 4 0 5 7 4 3 9 1

STATEMENT OF NON-CORPORATE STATUS

RE: S.K. Management Company
6330 San Vincente Boulevard
Los Angeles, California

I, BRUCE STEINBAUM, confirm that the above referenced organization is a partnership and that the $1,000 contribution in question, made in October of 1980, was drawn on the partnerhship's account.

DATE: 11-29-82

BY: Bruce Steinbaum

86040574392

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

Brown and Lambrecht
Gougar Road & Route 30
Joliet, Illinois

RE: MUR 1730
Brown and Lambrecht

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $500 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

8 6 0 4 0 5 7 4 3 9 3

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

8604057439 4

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Brown and Lambrecht

Summary of Allegations

It is alleged that Brown and Lambrecht violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Brown and Lambrecht made a contribution of $500 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Roger A. Yonkman indicating that the contribution from Brown and Lambrecht was drawn on a partnership's account. However, according to the auditor's contact with the Illinois Secretary of State's office, Brown and Lambrecht was incorporated on April 3, 1957. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Brown and Lambrecht violated 2 U.S.C. § 441b(a).

8604057439 5

STATEMENT OF NON-CORPORATE STATUS

RE: Brown and Lambrecht
Gougar Road & Rt. 30
Joliet, Illinois

I, ROGER A. YONKMAN, confirm that the above referenced organization is a partnership and that the $ 500 contribution in question, made in October of 1980, was drawn on the partnerhship's account.

DATE: 11/22/81

BY: Roger A. Yonkman

8604057439 6

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

George D. Billock, Jr.
J. C. and Associates, Inc.
1825 K Street, N.W.
Washington, D.C 20006

RE: MUR 1730
J. C. and Associates, Inc.

Dear Mr. Billock:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $2,500 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

8604057439 7

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

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

8604057439 8

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT J.C. and Associates, Inc.

Summary of Allegations

It is alleged that J.C. and Associates, Inc. violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that J.C. and Associates, Inc. made a contribution of $2,500 which the DNC received in October 1980.

In response to the auditors' findings, the DNC has failed to submit a "statement of non-corporate status" indicating whether J.C. and Associates' contribution was drawn on a partnership's account or other non-corporate relationship account. However, according to the auditor's contact with the District of Columbia corporate filing records Secretary of State's office, J.C. and Associates, Inc. was incorporated on June 15, 1976. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe J.C. and Associates, Inc. violated 2 U.S.C. § 441b(a).

8604057439

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

Napa Valley Disposal
Service, Inc.
400 Clay Street
Napa, California

RE: MUR 1730
Napa Valley Disposal Service, Inc.

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $412.50 made in September 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

8 6 0 4 0 5 7 4 4 0 0

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

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

8604057491

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Napa Valley Disposal Service, Inc.

Summary of Allegations

It is alleged that Napa Valley Disposal Service, Inc. violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Napa Valley Disposal Service, Inc. made a contribution of $412.50 which the DNC received in September 1980.

In response to the auditors' findings, the DNC has failed to submit a "statement of non-corporate status" indicating whether Napa Valley's contribution was drawn on a partnership's account. However, according to the auditor's contact with the California Secretary of State's office, Napa Valley Disposal Service, Inc. was incorporated on October 1, 1973. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Napa Valley Disposal Service, Inc. violated 2 U.S.C. § 441b(a).

8 6 0 4 0 5 7 4 4 0 2

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

Conklin, Cahill & Company
14 Wall Street
New York, New York

RE: MUR 1730
Conklin, Cahill & Company

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,550 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

8 6 0 4 0 5 7 4 4 0 3

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

8604057404

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Conklin, Cahill & Company

Summary of Allegations

It is alleged that Conklin, Cahill & Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Conklin, Cahill & Company made a contribution of $1,550 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a signed "statement of non-corporate status" indicating that the contribution from Conklin, Cahill & Company was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, Conklin, Cahill & Company was incorporated on January 19, 1978. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Conklin, Cahill & Company violated 2 U.S.C. § 441b(a).

8 6 0 4 0 5 7 4 4 0 5

STATEMENT OF NON-CORPORATE STATUS

RE: Conklin, Cahill & Company
14 Wall Street
New York, New York

I, _____, confirm that the above referenced organization is a partnership and that the $1,550 contribution in question, made in October of 1980, was drawn on the partnerhship's account.

DATE: NOV 2 2 1982

BY: _____

8604057440 6

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

E. Rutherford Industrial Park
Bergen County Associates
200 Murray Hill Parkway
East Rutherford, New Jersey

RE: MUR 1730
E. Rutherford Industrial Park

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

8 6 0 4 0 5 7 4 4 0 7

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

8604057408

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT E. Rutherford Industrial Park

Summary of Allegations

It is alleged that E. Rutherford Industrial Park violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that E. Rutherford Industrial Park made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Samuel G. Blumenfeld indicating that the contribution from E. Rutherford Industrial Park was drawn on a partnership's account. However, according to the auditor's contact with the New Jersey Secretary of State's office, E. Rutherford Industrial Park was incorporated on May 25, 1966. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe E. Rutherford Industrial Park violated 2 U.S.C. § 441b(a).

8 6 0 4 0 5 7 4 4 0 9

STATEMENT OF NON-CORPORATE STATUS

RE: E. Rutherford Industrial Park
Bergen County Associates
200 Murray Hill Parkway
E. Rutherford, New Jersey

I, _____, confirm that the above referenced organization is a partnership and that the $1,000 contribution in question, made in October of 1980, was drawn on the partnerhship's account.

DATE: 11-22-82

BY: _____
Samuel G. Blumenfeld

8604057440

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

Group Three Development
Company
23 North Gore
Webster Grove, Missouri

RE: MUR 1730
Group Three Development Company

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

8 6 0 4 0 5 7 4 4 1 1

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

8 6 0 4 0 5 7 4 4 1 2

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Group Three Development Company

Summary of Allegations

It is alleged that Group Three Development Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Group Three Development Company made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by David K. Papke indicating that the contribution from Group Three Development Company was drawn on a partnership's account. However, according to the auditor's contact with the New Jersey Secretary of State's office, Group Three Development Company was incorporated on February 23, 1977. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Group Three Development Company violated 2 U.S.C. § 441b(a).

8 6 0 4 0 5 7 4 4 1 3

STATEMENT OF NON-CORPORATE STATUS

RE: Group Three Development Company
23 North Gore
Webster Grove, MO

I, DAVID K. PARKE, confirm that the above referenced organization is a partnership and that the $1,000 contribution in question, made in October of 1980, was drawn on the partnerhship's account.

DATE: NOVEMBER 22, 1982

BY: [signature]

8604057441

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

J & B Management Company
1 Executive Drive
Fort Lee, New Jersey

RE: MUR 1730
J & B Management Company

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $2,500 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

8 6 0 4 0 5 7 4 4 1 5

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

86040574416

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT J & B Management Company

Summary of Allegations

It is alleged that J & B Management Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that J & B Management Company made a contribution of $2,500 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Steven D. Klein indicating that the contribution from J & B Management Company was drawn on a partnership's account. However, according to the auditor's contact with the New Jersey Secretary of State's office, J & B Management Company was incorporated on May 23, 1978. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe J & B Management Company violated 2 U.S.C. § 441b(a).

8 6 0 4 0 5 7 4 4 1 7

STATEMENT OF NON-CORPORATE STATUS

RE: J & B Management Company
1 Executive Drive
Fort Lee, New Jersey

I, Steven D. Klein, confirm that the above referenced organization is a partnership and that the $2,500 contribution in question, made in October of 1980, was drawn on the partnerhship's account.

DATE: 11/22/86

BY: Steven D. Klein

8 6 0 4 0 5 7 4 4 1 8

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

J & D Realty Company
101 West 55th Street
New York, New York

RE: MUR 1730
J & D Realty Company

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

8604057419

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

8604057420

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT J & D Realty Company

Summary of Allegations

It is alleged that J & D Realty Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that J & D Realty Company made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Samuel Silverstein indicating that the contribution from J & D Realty Company was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, J & D Realty Company was incorporated on November 5, 1931. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe J & D Realty Company violated 2 U.S.C. § 441b(a).

8 6 0 4 0 5 7 4 4 2 1

STATEMENT OF NON-CORPORATE STATUS

RE: J & D Realty Company
101 West 55th Street
New York, New York

I, Samuel Silverstein, confirm that the above referenced organization is a partnership and that the $1,000 contribution in question, made in October of 1980, was drawn on the partnerhship's account.

DATE: 11/24/80

J D Realty Co
BY: Sam Silverstein VP

8604057442 2

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

Andrews & Clark
49 West 37th Street
8th Floor
New York, New York 10018

RE: MUR 1730
Andrews & Clark

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $500 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

8 6 0 4 0 5 7 4 4 2 3

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

8604057442 4

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Andrews & Clark

Summary of Allegations

It is alleged that Andrews & Clark violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Andrews & Clark made a contribution of $500 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Adolph A. Trinidad, Jr. indicating that the contribution from Andrews & Clark was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, Andrews & Clark was incorporated on April 19, 1910. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Andrews & Clark violated 2 U.S.C. § 441b(a).

8 6 0 4 0 5 7 4 4 2 5

STATEMENT OF NON-CORPORATE STATUS

RE: Andrews & Clark
49 W. 37th Street
8th Floor
New York, New York 10018

I, ADOLPH A. TRINIDAD JR., confirm that the above referenced organization is a partnership and that the $500 contribution in question, made in October of 1980, was drawn on the partnerhship's account.

DATE: 11/29/82

BY: [signature]

8 6 0 4 0 5 7 4 4 2 6

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

Grotta, Glassman & Hoffman
11 Commerce Street
Newark, New Jersey

RE: MUR 1730
Grotta, Glassman & Hoffman

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

8604057442 8

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Grotta, Glassman & Hoffman

Summary of Allegations

It is alleged that Grotta, Glassman & Hoffman violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Grotta, Glassman & Hoffman made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by F. Russo indicating that the contribution from Grotta, Glassman & Hoffman was drawn on a partnership's account. However, according to the auditor's contact with the New Jersey Secretary of State's office, Grotta, Glassman & Hoffman was incorporated on May 1, 1979. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Grotta, Glassman & Hoffman violated 2 U.S.C. § 441b(a).

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STATEMENT OF NON-CORPORATE STATUS

RE: Grotta, Glassman & Hoffman
11 Commerce Street
Newark, New Jersey

I, Grotta, Glassman & Hoffman, confirm that the above referenced organization is a partnership and that the $1,000 contribution in question, made in October of 1980, was drawn on the partnerhship's account.

DATE: 11/29/81

BY: J. Kuser
Acty Mgr

8604057443

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

Colin Hochstin and Company
120 Broadway
New York, New York 10005

RE: MUR 1730
Colin Hochstin and Company

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $10,000 made in October 1980 originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

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

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Colin Hochstin and Company

Summary of Allegations

It is alleged that Colin Hochstin and Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Colin Hochstin and Company made a contribution of $10,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" indicating that the contribution from Colin Hochstin and Company was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, Colin Hochstin and Company was incorporated on on March 19, 1979. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Colin Hochstin and Company violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

Lawrence, O'Donnell and Company
111 Broadway
New York, New York 10005

RE: MUR 1730
Lawrence, O'Donnell and Company

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980 originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

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

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Lawrence, O'Donnell and Company

Summary of Allegations

It is alleged that Lawrence, O'Donnell and Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Lawrence, O'Donnell and Company made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC has failed to submit a "statement of non-corporate status" indicating whether Lawrence, O'Donnell and Company's contribution was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, Lawrence, O'Donnell and Company was incorporated on August 1, 1980. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Lawrence, O'Donnell and Company violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

B and L Developers, Inc.
292 Lima
Burwick, Louisiana 70342

RE: MUR 1730
B and L Developers, Inc.

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in November 1980 originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

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

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT B and L Developers, Inc.

Summary of Allegations

It is alleged that B and L Developers, Inc. violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that B and L Developers, Inc. made a contribution of $1,000 which the DNC received in November 1980.

In response to the auditors' findings, the DNC has failed to submit a "statement of non-corporate status" indicating whether B & L Developers' contribution was drawn on a partnership's account or other non-corporate relationship account. However, according to the auditor's contact with the Louisiana Secretary of State's office, B and L Developers, Inc. was incorporated on June 10, 1968. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe B and L Developers, Inc. violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

Lowey, Dannenberg and
Knapp, P.C.
747 Third Avenue
New York, New York 10017

RE: MUR 1730
Lowey, Dannenberg and Knapp, P.C.

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980 originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

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

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Lowey, Dannenberg and Knapp, P.C.

Summary of Allegations

It is alleged that Lowey, Dannenberg and Knapp, P.C. violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Lowey, Dannenberg and Knapp, P.C. made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC has failed to submit a "statement of non-corporate status" indicating whether Lowey, Dannenberg, and Knapp's contribution was drawn on a partnership's account or other non-corporate relationship account. However, according to the auditor's contact with the New York Secretary of State's office, Lowey, Dannenberg and Knapp, P.C. was incorporated on March 12, 1979. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Lowey, Dannenberg and Knapp, P.C. violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1984

Jaffe, Haft and Spring
130 East 40th Street
New York, New York 10016

RE: MUR 1730
Jaffe, Haft and Spring

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott

Lee Ann Elliott
Chairman

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

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Jaffe, Haft and Spring

Summary of Allegations

It is alleged that Jaffe, Haft and Spring violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Jaffe, Haft and Spring made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC has failed to submit a "statement of non-corporate status" indicating whether Jaffe, Haft and Spring's contribution was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, Jaffe, Haft & Spring was incorporated on August 7, 1980. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Jaffe, Haft and Spring violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 22, 1985

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

ATTENTION: FRAN HAGAN

FROM: SHAWN WOODHEAD
SENIOR COMPLIANCE ANALYST
COMPLIANCE BRANCH, REPORTS ANALYSIS DIVISION

SUBJECT: MUR 1730: DNC SERVICES CORPORATION/DNC

Please review the attached Request for Additional Information which is to be sent to the DNC for the 1984 Year End Report. If no response or an inadequate response is received, a Second Notice will be sent.

Any comments which you may have should be forwarded to RAD by 3:00 p.m. on Tuesday, February 26, 1985. Thank you.

COMMENTS:

Attachment

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Paul G. Kirk Jr., Treasurer
DNC Services Corporation/Democratic
National Committee
20 Ivy Street, S.E.
Washington, DC 20036

Identification Number: C00010603

Reference: Year End Report (11/27/84-12/31/84)

Dear Mr. Kirk:

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:

-The beginning cash balance of this report should equal the ending balance of your 30 Day Post-General report. Please clarify this discrepancy and amend any subsequent report(s) which may be affected by this correction.

-The total listed on Line 6(c), Column B of the Summary Page appears to be incorrect. Please be advised that you should add the "Calendar Year-to-Date" total from your previous report to the current "Total This Period" figure from Column A to derive the correct Line 6(c), Column B total.

-The identification of each contributor, including the person's occupation and name of employer, must be provided if the person has contributed in excess of $200 in the aggregate during the calendar year. Please amend Schedule A, representing proceeds of a joint fundraising project, supporting Line 11a for each entry lacking a contributor's occupation and name of employer.

Note: If your committee has made at least one effort per solicitation, either by a written request or by an oral request documented in writing to obtain this information from the contributor, your committee may have exercised "best efforts." If you believe that your committee satisfies the "best efforts" provision, you should provide a copy of your solicitation or an

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explanation of the method(s) used to obtain contribution information. 11 CFR 104.3(a)(4)(i) and 104.7.

-Your report discloses an apparent contribution(s) from a corporation(s) (pertinent portion attached). You are advised that a contribution from a corporation is prohibited by the Act, unless made from a separate segregated fund established by the corporation. (2 U.S.C. §441b(a)) If you have received a corporate contribution(s), the Commission recommends that you refund the full amount to the donor(s) or transfer the funds to a non-Federal account. Please inform the Commission immediately in writing and provide a photocopy of your check for the refund or transfer-out. In addition, the disbursement should be disclosed on a supporting Schedule B for Line 26 or 27 of your next report.

If the contribution(s) in question was incorrectly reported and/or you have additional information, you may wish to submit documentation for the public record.

Although the Commission may take further legal steps concerning the acceptance of a prohibited contribution, prompt action by your committee to refund or transfer-out the amount will be taken into consideration.

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) 523-4048.

Sincerely,

Robyn Jimeson

Robyn Jimeson
Reports Analyst
Reports Analysis Division

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Any information copied from such reports or statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes

Itemized Reporting Period -- 11/27/84 to 12/31/84

The following represents proceeds of joint fundraising project of DNC and Mondale Presidenttal Campaign Primary

	PERIOD		AGGREGATE Y.T.D.
Baker, Ancel, Morris, Spencer & Frye Mark Ancel 626 Wilshire Boulevard Los Angeles CA 90017	100.00	12/05/84	100.00
Belson, Connolly & Belson John J. Connolly 39 Broadway New York NY 10006	100.00	12/05/84	100.00
Bryant and Bryant - Architects Van Ness Centra 4301 Connecticut Avenue, N.W. Washington DC 20008	100.00	11/27/84	100.00
Cecchi & Politan James Cecchi 55 Park Avenue Lyndhurst NJ 07071	1,000.00	12/05/84	1,000.00
Godoff & Zimmerman Steve Godoff 14 West Madison Street Baltimore MD 21201	100.00	12/05/84	100.00
Jacobson, Goldfarb & Tanzman Associates Joan Horan 152 Smith Street Perth Amboy NJ 08862	500.00	12/05/84	500.00
Kouray and Kouray A.C. Kouray 525 State Street Schenectady NY 12305	100.00	12/05/84	100.00
Moses & Toskos Bob Moses One Essex Street Hackensack NJ 07601	1,000.00	12/05/84	1,000.00
Pitto, Johaus, Waite & Fedeli J.R. Pitto 2 North Second Street San Jose CA 95113	130.00	12/05/84	130.00
Santangelo, Santangelo & Cohen 225 Broadway New York NY 10007	1,000.00	11/27/84	1,000.00
Sowa & Wagner Albert Sowa 13243 S. Exchange Avenue Chicago IL 60633	50.00	12/14/84	50.00
Washington, Kennon, Hunter & Samuels Lawrence Kennon 2500 S. Michigan Avenue Chicago IL 60616	200.00	11/27/84	200.00

2 U.S.C. 441(b)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

John M. Carroll, Esquire
Democratic National Committee
430 South Capitol Street, S.E.
Washington, D.C. 20003

RE: MUR 1730
Democratic National Committee
Paul G. Kirk, Jr., Treasurer

Dear Mr. Carroll:

On July 30, 1985, the Commission determined that there is probable cause to believe your clients committeed a violation of 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended, in connection with a contribution received from a corporation during 1980. The Commission also took the following action in this matter:

1. Found no probable cause to believe that the Democratic National Committee and Paul G. Kirk as treasurer, violated 2 U.S.C. § 441b(a) as it relates to the following contributions:

   a) Speer, Leeds and Kellogg
   b) Community Development Association
   c) Harry J. Butler Associates
   d) M.D. Pruitt Enterprises
   e) S.K. Management Company
   f) Brown and Lambrecht
   g) Conklin, Cahill and Company
   h) East Rutherford Industrial Park
   i) Group 3 Development Company
   j) J. and B. Management
   k) J. and D. Realty Company
   l) J.C. Associates
   m) Jaffe, Haft and Spring
   n) Lawrence, O'Donnell and Company
   o) Stern Brothers
   p) Jacobson, Goldfarb and Tanzman
   q) Andrews and Clark
   r) Colin, Hochstin and Company
   s) Grotta, Glassman and Hoffman

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2. Took no further action against the Democratic National Committee and as treasurer Paul G. Kirk for violations of 2 U.S.C. § 441b(a) regarding the following entities:

   a) Napa Valley Disposal Service
   b) B and L Development

The Commission has a duty to attempt to correct violations for a period of thirty to ninety days by informal methods of conference, conciliation and persuasion, and by entering into a conciliation agreement. If we are unable to reach an agreement during that period, the Commission may institute civil suit in United States District Court and seek payment of a civil penalty.

We enclose a conciliation agreement that this office is prepared to recommend to the Commission in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it along with the civil penalty to the Commission within ten days. I will then recommend that the Commission approve the agreement. Please make your check for the civil penalty payable to the U.S. Treasurer.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Conciliation Agreement

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fh 9-6-85

RECEIVED AT THE FEC
GCC # 8493
85 SEP 10 AM: 00

Eula J. Bristow
P.O. Box 262
Napa, California 94559-0262
Telephone (707) 255-6255

RECEIVED
GENERAL COUNSEL
85 SEP 10 AM: 00

September 5, 1985

Mr. Charles N. Steele
General Counsel
Federal Election Commission
Washington, D.C. 20463

RE: MUR 1730
Napa Valley Disposal Service, Inc.

Dear Mr. Steele:

This is to advise you that future correspondence regarding the aboved referenced matter should be addressed to the attention of Jack R. Patterson, CPA, 1763 Second Street, Napa, CA 94559.

Your letter dated August 26, 1985 was forwarded to me. I am sending it to Mr. Patterson today so that he may have it timely for his files. Please correct your mailing address so any future correspondence will go directly to his attention.

Thank you for your immediate attention.

Sincerely,

Eula J. Bristow

Eula J. Bristow

EJB

cc Jack R. Patterson, CPA

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SENSITIVE

RECEIVED
THE FEC
SECRETARY

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	MUR 1730
	)	84 DEC 6 P12:51
Democratic National	)	
Committee	)	
et. al.	)	

COMPREHENSIVE INVESTIGATIVE REPORT #1

On August 14, 1984, the Commission found reason to believe that the DNC and twenty-two apparent corporations violated 2 U.S.C. § 441b(a). On September 5, 1984, the Commission approved the letters and attachments which were mailed on September 12, 1984.

The Office of General Counsel received responses from 19 respondents including the DNC. Certain respondents requested extensions of time to obtain and submit supporting documents. Four reason to believe notices were returned. Subsequently, we obtained three correct addresses and the notices are being re-sent. A letter is also being sent to a postmaster seeking an address for the fourth returned notice.

Our substantive review of the responses indicated that in a few instances, additional documentation would be helpful to substantiate the respondents' assertions. The documents from various respondents were requested and are expected by December 10, 1984. Meanwhile this Office is preparing a report which will be presented to the Commission as soon as the response time for the last reason to believe notices has elapsed.

Charles N. Steele
General Counsel

Dec. 6, 1984
Date

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

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 6, 1984

POSTMASTER
Burwick, Louisiana 70342

RE: MUR 1730

Dear Sir or Madam:

Pursuant to 39 C.F.R. § 265.6(d)(1), we request that you provide us with the present address of B and L Developers, Inc. According to our records, the address as of October 1980 was 292 Lima, Burwick, Louisiana 70342.

Under 39 C.F.R. § 265.8e(8)(iii), we request a waiver of fees. In this connection, I hereby certify that the Federal Election Commission, an agency of the U.S. Government, requires the information requested above in the performance of its official duties, and that all other known sources for obtaining it have been exhausted.

A return envelope is enclosed. Should you have any questions or require any further information, please call Frances B. Hagan the staff member assigned to this matter, at 202-523-4000. (The FTS telephone number is identical).

Thank you very much for your assistance.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

8604057454

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 12, 1984

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

ATTENTION: FRAN HAGAN

FROM: SHAWN WOODHEAD
SENIOR COMPLIANCE ANALYST
COMPLIANCE BRANCH, REPORTS ANALYSIS DIVISION

SUBJECT: MUR 1730: DNC SERVICES CORPORATION/DNC (DNC)

Please review the attached Request for Additional Information which is to be sent to the DNC for the 1984 New andAmended September Monthly Reports. If no response or an inadequate response is received, a Second Notice will be sent.

Any comments which you may have should be forwarded to RAD by 12:00 noon on Friday, December 14, 1984. Thank you.

COMMENTS:

Attachment

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Paul G. Kirk Jr., Treasurer
DNC Service Corporation/
Democratic National Committee
1625 Massachusetts Avenue, NW
Washington, DC 20036

Identification Number: C00010603

Reference: September Monthly Report (8/1/84-8/31/84) and September Monthly Amendment Report dated 10/17/84

Dear Mr. Kirk:

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:

-The totals listed on Lines 19 and 23, Column B of the Detailed Summary Page appear to be incorrect. Please be advised that you should add the "Calendar Year-to-Date" total from your previous report to the current "Total This Period" figure from Column A to derive the correct Column B Totals.

-The total amount of contributions itemized on Schedule A, plus the total amount of unitemized contributions reported on the Detailed Summary Page, should equal the total reported on Line 11(a) of the Detailed Summary Page. Please amend either Schedule A or the Detailed Summary figures to correct this discrepancy. 11 CFR 104.3(a).

In reference to your Amended September Monthly Report (10/17/84):

-Schedule F of your report discloses a transfer of $10,000 to the North Carolina Democratic Party. Please clarify the purpose of this transfer.

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

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within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 523-4048.

Sincerely,

Robyn Jimeson

Robyn Jimeson
Reports Analyst
Reports Analysis Division

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 17, 1984

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

ATTENTION: FRAN HAGAN

FROM: SHAWN WOODHEAD
SENIOR COMPLIANCE ANALYST
COMPLIANCE BRANCH, REPORTS ANALYSIS DIVISION

SUBJECT: MUR 1730: DNC SERVICES CORPORATION/DNC

Please review the attached Request for Additional Information which is to be sent to the DNC for the 1984 New and Amended August and October Monthly Reports. If no response or an inadequate response is received, a Second Notice will be sent.

Any comments which you may have should be forwarded to RAD by 12:00 noon on Wednesday, December 19, 1984. Thank you.

COMMENTS:

Attachment

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Paul G. Kirk Jr., Treasurer
DNC Service Corporation/Democratic
National Committee
1625 Massachusetts Avenue, NW
Washington, DC 20036

Identification Number: C00010603

Reference: August Monthly Report (7/1/84-7/31/84) and August Monthly Amended Report received 10/22/84

Dear Mr. Kirk:

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:

-The totals listed on Lines 19 and 23, Column B of the Detailed Summary Page appear to be incorrect. Please be advised that you should add the "Calendar Year-to-Date" total from your previous amended report to the current "Total This Period" figure from Column A to derive the correct Column B totals.

-The total amount of contributions itemized on Schedule A, plus the total amount of unitemized contributions reported on the Detailed Summary Page, should equal the total reported on Line 11(a) of the Detailed Summary Page. Please amend either Schedule A or the Detailed Summary figures to correct this discrepancy. 11 CFR 104.3(a).

-Line 19 of the Detailed Summary Page of your report discloses a total of $970,420.25 in operating expenditures. The sum of the entries itemized on Schedule B, however, indicates the total to be $972,834.83. Please amend your report to clarify the discrepancy.

In reference to your Amended August Monthly Report filed with the Commission October 22, 1984:

-Please provide name of candidate supported for the coordinated expenditure(s) disclosed on Schedule F.

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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) 523-4048.

Sincerely,

Robyn Jimeson

Robyn Jimeson
Reports Analyst
Reports Analysis Division

8604057460

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C 20463

RQ-2

Paul G. Kirk Jr., Treasurer
DNC Service Corporation/Democratic
National Committee
1625 Massachusetts Avenue, NW
Washington, DC 20036

Identification Number: C00010603

Reference: October Monthly Report (9/1/84-9/30/84)

Dear Mr. Kirk:

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 provide a Schedule C or D, as appropriate, to support the entry of $3,511,270.63 reported on Line 10 of the Summary Page. Loans and debts must be continuously reported until they are either repaid or settled. 11 CFR 104.3(d).

-Schedule A of your report (pertinent portion(s) attached) discloses contributions from organizations which are not political committees registered with the Commission. Under 11 CFR 102.5(b), organizations which are not political committees under the Act must either: 1) establish a separate account which contains only those funds permitted under the Act, or 2) demonstrate through a reasonable accounting method that the organization has received sufficient funds subject to the limitations and prohibitions in order to make the contribution.

Please clarify whether the contributions received from these organizations are permissible, as required by 11 CFR 102.5(a). To the extent that your committee has received funds which are not permissible, the amounts should be either refunded to the organizations or transferred out to a non-Federal account. Please inform the Commission in writing and provide a photocopy of your check(s) for the refund(s) or transfer(s)-out. Contributions which are refunded should be disclosed on Schedule B for Line 26a of your next report; those which are transferred-out should be disclosed on Schedule B for Line 20 or Line 27, as appropriate.

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-Please provide a Schedule A to support the entry disclosed on Line 11(c) of the Detailed Summary Page. All contributions from political committees must be itemized on Schedule A, regardless of the amount. 2 U.S.C. §434(b)(3)(B).

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) 523-4048.

Sincerely,

Robyn Jimeson
Reports Analyst
Reports Analysis Division

8604057446 2

An, information copied from such reports or statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes

Itemized Reporting Period - 9/01/84 to 9/30/84

			PERIOD		AGGREGATE YTD
AFSCME - Amer Fed of State County & Municipal Employees 1625 L Street NW Washington	DC	20036	5,000.00	9/18/84	15,000.00
Amer Health Care Association PAC 1200 - 15th Street NW Washington	DC	20005	4,000.00 6,000.00	9/05/84 9/19/84	10,000.00
American Meat Inst PAC - Suite 1600 1700 N Moore St Arlington	VA	22209	1,000.00	9/26/84	1,000.00
ACTWU Political Action Comm 2115 South St Philadelphia	PA	19146	2,500.00	9/18/84	2,500.00
ACTWU Chicago and Central States Political Education Committee 333 S. Ashland Avenue Chicago	IL	60607	2,500.00	9/18/84	2,500.00
ACTWU-PAC 15 Union Square New York	NY	10003	5,000.00	9/13/84	5,000.00
Bakery, Confectionary & Tobacco Workers 1010 Connecticut Avenue N W Washington	DC	20036	15,000.00	9/18/84	15,000.00
Karen Northy Hanscom Citizens for 2111 Valentine Rd Kansas City	MO	64111	250.00	9/12/84	250.00
Building & Construction Trades Departe Political Education Fund 815 - 16th Street Washington	DC	20006	2,000.00	9/27/84	2,000.00
Dallas Democratic Finance Committee Plaza of the Americas 700 South Tower Dallas	TX	75201	40.00	9/25/84	40.00
Dorney Fund for Congress 1617 Pecan Street Brookline	MA	02146	1,000.00	9/10/84	1,000.00
Fund for a Democratic Majority [illegible] Street NW Washington	DC	20002	5,000.00	9/25/84	5,000.00
		SUBTOT	44,065.00		

Any information copied from such reports or statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes

Itemized Reporting Period -- 9/1/84 to 9/30/84

			PERIOD		AGGREGATE YTD.
General Dynamics 1745 Jeff Davis Highway Arlington	VA	22202	1,000.00	9/13/84	1,000.00
General Electric Employees Non-Partn. Pol. Support Comm 777 14th Street, N.W. Washington	DC	20005	5,000.00	9/25/84	8,000.00
Independent Action Suite 775 1747 North Kent Street Arlington	VA	22209	1,000.00	9/26/84	1,000.00
Indiana Credit Union P.A.C. Box Box 19225 Indianapolis	IN	46219	50.00	9/14/84	50.00
Harry Kale 515 Brook Lane Conshohocken	PA	19428	1,000.00	9/26/84	1,000.00
Kansas Campaign Funds Governors Residence-Cedar Crest Topeka	KS	66606	250.00	9/17/84	250.00
LPAC - Education 1342 F Street NW Washington	DC	20006	5,000.00	9/27/84	5,015.00
Liberty Congress Committee P.O. Box 5154 Washington	DC	20004	1,250.00	9/04/84	1,250.00
Milk-an Dairyman Assn Box 1137 S.S.S Springfield	MO	65805	5,000.00	9/27/84	10,000.00
Integrated Pulpers & Allied Workers 425 McMillian Street Cincinnati	OH	45206	1,000.00	9/27/84	1,000.00
National Committee to Preserve Social Security - PAC 1133 3rd, Pine South Irvine	CA	92714	2,000.00	9/26/84	2,000.00
National Farmers Organization - NFO 475 L'Enfant Plaza, SW Washington	DC	20024	1,000.00	9/12/84	1,000.00
Natl. Association of Postal Supervisors Box 304 Dept Washington	DC	20026	1,000.00	9/04/84	1,000.00
		SUBTOT	25,000.00		

Itemized Reporting Period - 9/1/84 to 9/30/84

		Period		Aggregate
Northrop Employees Political Action Comm 1265 Eighth Street Sacramento CA 95814		1,000.00	9/26/84	6,000.00
Patrick's Place 4525 Indianapolis Boulevard East Chicago IN 46312		500.00	9/14/84	500.00
Rep. Jake Pickle Re-election Committee P.O. Box 717 Austin TX 78767		1,000.00	9/25/84	1,000.00
Plasterers' & Cement Masons' Political Action Committee 1125 17th Street, N.W. Washington DC 20036		5,000.00	9/27/84	5,000.00
Political Action for Candidate Election Suite 300 7901 Eastern Avenue Silver Spring MD 20910		4,000.00	9/28/84	4,000.00
Professional Ins Agents Political Action Committee 400 N Washington St Alexandria VA 22314		2,500.00	9/26/84	2,500.00
Sandra Reeves Campaign Fund 4745 North Charlotte Kansas City MO 64155		250.00	9/14/84	250.00
Rural America Housing PAC Post Box 23100 Washington DC 20024		5,500.00	9/28/84	5,500.00
RNC Fund Political Action Committee c/o Republican Corporation Post Box 2[illegible] Dallas TX 75265		2,500.00 400.00 400.00	9/04/84 9/25/84 9/25/84	3,300.00
SOHIO - PAC 8264 311 Courthouse Road Vienna VA 2218[illegible]		5,000.00	9/21/84	5,000.00
Slattery For Congress Committee Post Box 1[illegible] Topeka KS 6660[illegible]		4,000.00	9/25/84	4,000.00
Solid Cope Fund - PAC 2001 K Street N.W. Washington DC 20006		15,000.00	9/27/84	15,000.00
	SUBTOT	44,000.00		

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 3, 1985

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

ATTENTION: FRAN HAGAN

FROM: SHAWN WOODHEAD
SENIOR COMPLIANCE ANALYST
COMPLIANCE BRANCH, REPORTS ANALYSIS DIVISION

SUBJECT: MUR 1730: DNC SERVICES CORPORATION/DEMOCRATIC NATIONAL COMMITTEE (DNC)

Please review the attached Request for Additional Information which is to be sent to the DNC for the 1984 12 Day Pre-General Report. If no response or an inadequate response is received, a Second Notice will be sent.

Any comments which you may have should be forwarded to RAD by 12:00 noon on Monday, January 7, 1985. Thank you.

COMMENTS:

Attachment

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Paul G. Kirk Jr., Treasurer
DNC Service Corporation/
Democratic National Committee
1625 Massachusetts Avenue, NW
Washington, DC 20036

Identification Number: C00010603

Reference: 12 Day Pre-General Report (10/1/84-10/17/84)

Dear Mr. Kirk:

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:

-The total amount of contributions itemized on Schedule A, plus the total amount of unitemized contributions reported on the Detailed Summary Page, should equal the total reported on Line 11(a) of the Detailed Summary Page. Please amend either Schedule A or the Detailed Summary figures to correct this discrepancy. 11 CFR 104.3(a).

-Please provide a Schedule A to support the entry disclosed on Line 11(b) of the Detailed Summary Page. All contributions from political committees must be itemized on Schedule A, regardless of the amount. 2 U.S.C. §434(b)(3)(B).

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) 523-4048.

Sincerely,

Robyn Jimeson
Reports Analyst
Reports Analysis Division

9604057467

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 13, 1985

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

ATTENTION: FRAN HAGAN

FROM: SHAWN WOODHEAD
SENIOR COMPLIANCE ANALYST
COMPLIANCE BRANCH, REPORTS ANALYSIS DIVISION

SUBJECT: MUR 1730: DNC Services Corporation/DNC

Please review the attached Request for Additional Information which is to be sent to the DNC Services Corporation/DNC for the 1984 30 Day Post-General Report. If no response or an inadequate response is received, a Second Notice will be sent.

Any comments which you may have should be forwarded to RAD by 12:00 noon on Friday, February 15, 1985. Thank you.

COMMENTS:

Attachment

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Paul G. Kirk Jr., Treasurer
DNC Services Corporation/
Democratic National Committee
1625 Massachusetts Avenue, NW
Washington, DC 20036

Identification Number: C00010603

Reference: 30 Day Post-General Report (10/18/84-11/26/84)

Dear Mr. Kirk:

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:

-The Summary Page discloses $23,954,740.56 on Line 6(c) of Column B, but the Detailed Summary Page shows the total to be $23,952,840.56. These figures should be the same. Please amend your report accordingly.

-The total amount of contributions itemized on Schedule A, plus the total amount of unitemized contributions reported on the Detailed Summary Page, should equal the total reported on Line 11(a) of the Detailed Summary Page. Please amend either Schedule A or the Detailed Summary figures to correct this discrepancy. 11 CFR 104.3(a).

-Please provide a Schedule B to support the entry of $1,634,587.95 reported on Line 20 of the Detailed Summary Page. Each transfer-out to an affiliated committee must be itemized on Schedule B, regardless of the amount transferred. 2 U.S.C. §434(b)(6)(B)(i).

-Please provide a Schedule C or D, as appropriate, to support the entry of $1,943,297.25 reported on Line 10 of the Summary Page. Loans and debts must be continuously reported until they are either repaid or settled. 11 CFR 104.3(d).

-You have received contributions which appear to be from an unincorporated proprietorship or partnership. Generally, these types of contributions are to be attributed to each person based on their percentage ownership in the firm, however, any other accepted

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formula may be used. Each person who has contributed in excess of $200 since January 1 should be identified by name, address, occupation, name of employer, amount of contribution, and aggregate total on Schedule A. 11 CFR 110.1(e).

If your committee has made at least one effort per solicitation, either by a written request or by an oral request documented in writing to obtain this information from the contributors, your committee may have exercised "best efforts." If you believe that your committee satisfies the "best efforts" provision, you should provide a copy of your solicitation or an explanation of the method(s) used to obtain contributor information. 11 CFR 104.3(a)(4)(i) and 11 CFR 104.7.

-Please clarify all expenditures made for media, advertisement, campaign ads and commercial. If a portion or all of these expenditures were made on behalf of specifically identified Federal candidates, they should be disclosed on Schedule B or F for Line 21 or 23 and include the amount, name, address and office sought by each candidate. 11 CFR 104.3(b) and 106.1.

-The identification of each contributor, including the person's occupation and name of employer, must be provided if the person has contributed in excess of $200 in the aggregate during the calendar year. Please amend Schedule A supporting Line 11a for each entry lacking a contributor's occupation and name of employer.

Note: If your committee has made at least one effort per solicitation, either by a written request or by an oral request documented in writing to obtain this information from the contributor, your committee may have exercised "best efforts." If you believe that your committee satisfies the "best efforts" provision, you should provide a copy of your solicitation or an explanation of the method(s) used to obtain contribution information. 11 CFR 104.3(a)(4)(i) and 104.7.

-Schedule A of your report (pertinent portion(s) attached) discloses contributions from organizations which are not political committees registered with the Commission. Under 11 CFR 102.5(b), organizations which

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are not political committees under the Act must either: 1) establish a separate account which contains only those funds permitted under the Act, or 2) demonstrate through a reasonable accounting method that the organization has received sufficient funds subject to the limitations and prohibitions in order to make the contribution.

Please clarify whether the contributions received from these organizations are permissible, as required by 11 CFR 102.5(a). To the extent that your committee has received funds which are not permissible, the amounts should be either refunded to the organizations or transferred out to a non-Federal account. Please inform the Commission in writing and provide a photocopy of your check(s) for the refund(s) or transfer(s)-out. Contributions which are refunded should be disclosed on Schedule B for Line 26a of your next report; those which are transferred-out should be disclosed on Schedule B for Line 20 or Line 27, as appropriate.

-Please provide the purpose of coordinated expenditures listed as contributions.

-Your report discloses an apparent contribution(s) from a corporation(s) (pertinent portion attached). You are advised that a contribution from a corporation is prohibited by the Act, unless made from a separate segregated fund established by the corporation. (2 U.S.C. §441b(a)) If you have received a corporate contribution(s), the Commission recommends that you refund the full amount to the donor(s) or transfer the funds to a non-Federal account. Please inform the Commission immediately in writing and provide a photocopy of your check for the refund or transfer-out. In addition, the disbursement should be disclosed on a supporting Schedule B for Line 26 or 27 of your next report.

If the contribution(s) in question was incorrectly reported and/or you have additional information, you may wish to submit documentation for the public record.

Although the Commission may take further legal steps concerning the acceptance of a prohibited contribution, prompt action by your committee to refund or transfer-out the amount will be taken into consideration.

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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) 523-4048.

Sincerely,

Robyn Jimeson

Robyn Jimeson
Reports Analyst
Reports Analysis Division

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SCHEDULE A

ITEMIZED RECEIPTS

Page 25 of 25 for LINE NUMBER 11a
(Use separate schedule(s) for each category of the Detailed Summary Page)

AFM

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

Name of Committee (In Full)

A. Full Name, Mailing Address and ZIP Code GRAYS HARBOR CENTRAL DEMOCRATIC COMMITTEE MONTESANO, WA 98563	Name of Employer	Date (month, day, year) 10/23/84	Amount of Each Receipt this Period $530.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation Aggregate Year-to-Date—$		
B. Full Name, Mailing Address and ZIP Code THE FIRST NATIONAL BANK OF DUNMORE DUNMORE, PA 18572	Name of Employer	Date (month, day, year) 10/29/84	Amount of Each Receipt This Period $210.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation Aggregate Year-to-Date—$		
C. Full Name, Mailing Address and ZIP Code POLITICAL LEAGE EDUCATION FUND 1300 CONN AVE. NW WASHINGTON, D.C. 20036	Name of Employer	Date (month, day, year) 11/07/84	Amount of Each Receipt This Period $1,000.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation Aggregate Year-to-Date—$		
D. Full Name, Mailing Address and ZIP Code Unitemized Memo	Name of Employer	Date (month, day, year)	Amount of Each $825,196.09
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation Aggregate Year-to-Date—$		
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation Aggregate Year-to-Date—$		
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation Aggregate Year-to-Date—$		
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period 1740
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation Aggregate Year-to-Date—$		

SUBTOTAL ~~of Receipts This Page (optional)~~ $93,774.16

TOTAL This Period (last page this line number only) $918,970.25

11 CFR 102.5(b)

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Itemized Reporting Period -- 10/19/84 to 11/26/84

			Period		Aggregate
Apartment Rec 1101 Fourteenth Street, N.W. Washington	DC	20005	500.00	10/24/84	500.00
Asbestos Workers Political Action Comm. 1300 Connecticut Avenue, N.W. Suite 500 Washington	DC	20036	10,000.00	10/19/84	10,000.00
Association for a Rural Mandate ARMA 3100 Haywood Place Falls Church	VA	22041	1,500.00 575.00	10/24/84 11/01/84	2,075.00
Bear Stearns & Co Political Campaign Comm 55 Water St New York	NY	10041	350.00	11/13/84	350.00
C.B. Maguire Co. One Court Street New Britain	CT	06051	200.00	11/05/84	200.00
Campaign Fund For Joe Miller North Miami Beach	FL	33162	50.00	11/21/84	50.00
Chemical Bank Fund For Good Government 270 Madison Avenue New York	NY	10017	150.00	10/25/84	150.00
D.C. - Chiropractic Communications Committee 1215 Wilson Blvd. Arlington	VA	22201	2,500.00	10/23/84	12,500.00
Citicorp Voluntary Political Fund 399 Park Ave New York	NY	10043	31.00	11/01/84	10,031.00
Wendy J. Slough 232 North Grand Avenue Pasadena	CA	91103	35.00	10/22/84	35.00
Committee to Re-elect John P. Burke P.O. Box 5037 Holyoke	MA	01040	50.00	11/21/84	50.00
Concrete Masonry Political Action Comm. 2302 Horse Pen Road Herndon	VA	22070	2,000.00	10/25/84	2,000.00
Cooperative of American Physicians 3550 Wilshire Blvd. Ste 1001 Los Angeles	CA	90010	2,000.00	10/22/84	2,000.00
			[illegible]	1[illegible]	[illegible]

11 CFR 102.5 (b)

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Itemized Reporting Period -- 10/18/84 to 11/28/84

				AGGREGATE YTD
Cyprus Political Action Committee 23-15 31st Street Astoria	NY 11105	1,000.00	11/13/84	1,000.00
Democratic State Central Committee 2760 Florida Boulevard Suite 332 Baton Rouge	LA 70806	1,000.00	11/07/84	1,000.00
Dymally For Congress Committee 1245 - 4th Street, Sw 2307 Washington	DC 20024	35.00	10/29/84	35.00
Fluor Public Affairs Committee 3333 Michelson Drive Irvine	CA 92730	2,500.00	10/25/84	2,500.00
Friends Of Billis Long P O Box 827 Alexandria	LA 71301	1,000.00	11/07/84	1,000.00
Katie Hall for Congress Committee Sheraton Hotel 455 Broadway Gary	IN 46402	100.00	11/21/84	100.00
Hollywood Womens Political Committee 2029 Century Park East Suite 900 Los Angeles	CA 90067	315.00	10/25/84	315.00
Hughes Citizenship Fund P.O. Box 1042, Dr. 3111 El Segundo	CA 90245	1,448.21	11/20/84	1,448.21
William Lehman Campaign Fund 1984 Uss. House Of Reps Washington	DC 20515	1,000.00	10/15/84	1,000.00
Real Effective Citizenship Fund Head World Headquarters Courthouse Plaza Northeast Dayton	OH 45463	180.00	10/29/84	180.00
Alice Jo Mitchell 3114 Center Avenue Arcadia	CA 91006	35.00	10/22/84	35.00
MBI PAC Mercantile Bank Corpo. Inc. P.O. Box 524 St. Louis	MO 63166	2,000.00	11/14/84	2,000.00
National Bipartisan Pol. Action Comm. 400 N. Capitol Street, N.W. Washington	DC 20001	1,000.00	10/30/84	1,000.00
	SUBTOT	11,613.21		

11 CFR 102.5(b)

Any information copied from such reports or statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes

Itemized Reporting Period -- 10/18/84 to 11/26/84

The following represents contributions to a joint fundraising project of the DNC and the Mondale for President Primary

		PERIOD		AGGREGATE Y.T.D.
Baltimore Federal P.A.C. 19 E. Fayette Street Baltimore MD 21201		100.00	11/16/84	100.00
Mike Barnes for Congress 10401 Grosvenor Place. No. 1109 Rockville MD 20852		1,000.00	11/14/84	1,000.00
Don Bonker Campaign Fund for Congress P.O. Box 665 Vancouver WA 98666		1,000.00	10/24/84	1,000.00
Coyne For Congress 307 Melket Street Pittsburgh PA 15213		1,000.00	11/16/84	1,000.00
Don Edwards Congressional Campaign Fund P.O. Box 20127 San Jose CA 95159		650.00	11/05/84	650.00
Garvey, Schubert, Adams & Barer Political Action Committee 1000 Potomac St., NW Washington DC 20007		100.00	11/16/84	100.00
Howard Greenebaum for Congress P.O. Box 272 Arnold MD 21012		50.00	11/14/84	50.00
Stuart E. Hertzberg, FED PAC 1530 Buhl Blvd. Detroit MI 48226		250.00	10/31/84	250.00
I.L.G.W.U. Campaign Committee C00004861 1710 Broadway New York NY 10019		1,000.00	11/16/84	1,000.00
Laborers' Western Political League 1103 No. B Street Sacramento CA 95814		2,000.00	10/29/84	2,000.00
Clarence D. Long, Committee to Re-Elect P.O. Box 6731 Towson MD 21204		1,300.00	11/14/84	1,300.00
International Longshoremen's & Warehousemen's Uni Political Action Fund 1188 Franklin St. San Francisco CA 94109		5,000.00 500.00	10/29/84 10/29/84	5,500.00
Political League Machinists Non-Partisan I.A.M. District 93 2101 Almaden Rd. Room 200 San Jose CA 95113		650.00	11/13/84	650.00
	SUBTOT	14,600.00		

11 CFR 102.5 (b)

84039224773

Memo entry: DNC share of Joint Fundraising activity
DNC/Mondale primary

SCHEDULE A — ITEMIZED RECEIPTS

Page 41 of 8 for
LINE NUMBER _____
(Use separate schedule(s) for each category of the Detailed Summary Page)

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

Name of Committee (in Full)
Democratic Natinal Committee/ DNC Services Corporation

A. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Harlan Diamond One Brathenahl Place, 409 Bratenahl, OH 44108			500.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		

B. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt This Period
Forest City Enterprises 18750 N. Park Blvd. Cleveland, OH 44122			3,750.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		

C. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt This Period
Marcia W. Levine 2678 Rochester Road Shaker Heights, OH 44122			250.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		

D. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt This Period
Curtis McCullum 2697 Mariner Ave Youngstown, OH 44505			1,000.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		

E. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt This Period
Jane Alice McCullum 2697 Mariner Ave Youngstown, OH 44505			25.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		

F. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt This Period
Mary Rose Oaker for Congress 8650 Brookpark Road Cleveland, OH 44129			1,000.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		

G. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt This Period
Beverly Page 2112 Acacua Park Drive, 211 Lyndhurst, OH 44124			1,000.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		

SUBTOTAL of Receipts This Page (optional)	7,525
TOTAL This Period (last page this line number only)	

2U.S.C 441b

84038572977

Memo entry: DNC share of joint fundraising activity DNC/ Mondale primary

SCHEDULE A

ITEMIZED RECEIPTS

Page 13 of 53 for
LINE NUMBER _____
(Use separate schedule(s) for each category of the Detailed Summary Page)

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

Name of Committee (in Full)
Democratic National Committee / DNC Services Corporation

Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
A. John J. Carniato 3708 Mt Diablo Blvd. Lafayette, CA 94549 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		125.00
B. Frances M. Carp 8221 Claret Court San Jose, CA 95135 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		100.00
C. Dana Charry 611 Ridgewood Road Maplewood, NJ 07040 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		50.00
D. Chao J. Chen 3 Sunset Drive Latham, NY 12110 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		50.00
E. Denis T. Rice 3 Embarcadero Center San Francisco, CA 94111 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		100.00
F. Rodolfo Strauss 327 Halsoi Ave Union NJ 07083 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		100.00
G. Mr. David Steiner Sudler Co. 75 Eisenhower Parkway Roseland, NJ 07068 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		1,000.00
SUBTOTAL of Receipts This Page (optional)			1325
TOTAL This Period (last page this line number only)			

2 U.S.C. 441b

08 04 03 05 72 42 42 77 09

Memo entry: DNC share of Joint fundraising activity DNC/Nonpaie primary

SCHEDULE A

ITEMIZED RECEIPTS

Page 57 of 57 for LINE NUMBER _____
(Use separate schedule(s) for each category of the Detailed Summary Page)

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

Name of Committee (In Full)
Democratic National Committee/DNC Services Corporation

Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
A. James M. Beck 2400 Chestnut ST, Apt. 2803 Philadelphia, PA 19103 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		1000.00
B. Altman Brothers 115 New ST Glenside, PA 19038 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		200.00
C. Shirley Brown 32 Summit ST Philadelphia, PA 19118 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		100.00
D. Lee A. Casper 418 A Fitzwater ST Philadelphia, PA 19147 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		100.00
E. Fox, Rothchild, O'Brien, & Frankel Ms. Isadora Shrager 2060 Market ST Philadelphia, PA 19102 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		200.00
F. Edward Douglas White PAC 1600 Market ST, Suite 3600 Philadelphia, PA 19103 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		1000.00
G. Full Name, Mailing Address and ZIP Code Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		

SUBTOTAL of Receipts This Page (optional) . . . . . .

TOTAL This Period (last page this line number only) . . . . . .

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A4033222273

Memo entry: DNC sha[illegible] of joint fundraising act[illegible]ty DNC/ Mondale primary

Page 45 of 58 for LINE NUMBER _____ (Use separate schedule(s) for each category of the Detailed Summary Page)

SCHEDULE A **ITEMIZED RECEIPTS**

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

Name of Committee (in Full)
Democrátic National Committee/DNC Services Corporation

Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
A. Carl William Struever 343 Warren Ave. Baltimore, MD 21230 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$	10/25/84	850.00
B.			
C. Don Bonker Campaign Fund for Congress P.O. Box 665 Vancouver, WA 98666 Receipt For: ☐ Primary ☐ General ☐ Other (specify):		10/24/84	1,000.00
D. Frank J. Nascone Westmoreland Management Corp. 530 William Penn Place, Suite 20 Pittsburgh, PA 15219 Receipt For: ☐ Primary ☐ General ☐ Other (specify):		10/24/84	200.00
E.			
F.			
G.			

SUBTOTAL of Receipts This Page (optional) 2050

TOTAL This Period (last page this line number only) 2USC 441b

8403572148

SCHEDULE A — ITEMIZED RECEIPTS

Page 25 of 25 for Line Number 3a
(Use column continuous for each category of the Detailed Summary Page)

AFM

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

Name of Committee (In Full)

Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
A. GRAYS HARBOR CENTRAL DEMOCRATIC COMMITTEE MONTESANO, WA 98563		10/23/84	$530.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		
B. THE FIRST NATIONAL BANK OF DUNMORE DUNMORE, PA 18572		10/29/84	$210.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		
C. POLITICAL LEAGE EDUCATION FUND 1300 CONN AVE. NW WASHINGTON, D.C. 20036		11/07/84	$1,000.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		
D. Unitemized Memo			$825,196.09
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		
E.			
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		
F.			
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		
G.			
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date—$		

SUBTOTAL of Receipts This Page (optional) $93,774.16

TOTAL This Period (last page this line number only) ..... 25 ..... $918,970.25

2 U.S.C. 434b

9 1 0 3 3 0 7 4 4 2 1

Any information copied from such reports or statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes

PAGE- 68 OF 71
Line number 11A

Itemized Reporting Period -- 10/18/84 to 11/26/84

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		PERIOD	
Abrams, Foster, Nole, & Williams Mr. Gerald Abrams The Village of Cross Keys The Quadrangle, Suite 272B Baltimore	MD 21210	100.00	11/15/84
Alvord, Burdick & Howson Wm. H. Richardson 20 North Wacker Drive Chicago	IL 60606	200.00	11/16/84
Cynthia L. Barrett 500 Woodlark Building 813 SW Adler St. Portland	OR 97205	300.00	11/08/84
Brandywine Distributing Co. Mr. Ralph Compagnone Sixth & Washington Streets Braddock	PA 15104	100.00	10/24/84
Cali Associates Mr. Edward Leshowitz 11 Commerce St. Cranford	NJ 07016	3,000.00	11/01/84
John J. Carniato, Law Offices of 3708 Mt. Diablo Blvd. No. 300 Lafayette	CA 94549	125.00	11/01/84
Computer Targeting Systems Mr. Douglas Kent 478 W. Hamilton Ave. Suite 240 Campbell	CA 95008	130.00	11/13/84
D & D Ranch J. Philip Di Napoli P.O. Box 7596 San Jose	CA 95150	200.00	11/13/84
DeMaria, Ellis & Hunt H. Reed Hunt 744 Broad Street Newark	NJ 07102	1,000.00	11/21/84
E. M. Mastrangelo Parkhill Professional Bldg. 35100 Euclid Ave. Willoughby	OH 44094	1,000.00	11/01/84
Ergocom Robert Mehler 1659 Scott Blvd. Santa Clara	CA 95050	130.00	11/13/84
	SUBTOT	6,285.00	

88 46 0 34 30 5 27 14 04 73 12

2 U.S.C. 441b

Any information copied from such reports or statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes

Itemized Reporting Period -- 10/18/84 to 11/26/84

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			PERIOD	
Fox, Rothchild, O'Brien & Frankel Ms. Isadora Shrager 2060 Market St. Philadelphia	PA	19102	200.00	11/08/84
Harris and Kahn Ms. Judith Harris 14th Floor 1600 Market Street Philadelphia	PA	19103	1,000.00	11/08/84
Kozo Miyo Ota 2115 Fillmore St. San Francisco	CA	94115	250.00	11/01/84
LeBoeuf, Lamb, Leiby & MacRae L. David Marshall 520 Madison Ave. New York	NY	10022	1,000.00	11/13/84
Orozco & Willoughby Margarita Orozco 1525 The Alamena Suite 800 San Jose	CA	95126	65.00	11/13/84
Princess Food Center Mr. George Abro 15950 Grand River Ave. Detroit	MI	48227	250.00	11/13/84
Ranson, Blackman & Simson Mr. Marc Blackman 330 American Bank Building Portland	OR	97205	600.00	11/08/84
Robert J. Gallagner, C.P.A. 2400 One P.P.G. Place Pittsburgh	PA	15222	100.00	10/24/84
Saul, Ewing, Remick & Saul Mr. Alan Casnoff 38th Floor Centre Square west Philadelphia	PA	19102	600.00	11/08/84
Robert M. Schaefer 1014 Franklin Street Vancouver	WA	98660	250.00	10/22/84
Simca Ms. Rosalind Simmons 2723 71st SE Mercer Island	WA	98040	250.00	10/24/84
		SUBTOT	4,565.00	

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2U.S.C. 441b

Itemized Reporting Period -- 10/18/84 to 11/26/84

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			PERIOD	
Howard F. Sims 1326 Nicolet Place Detroit	MI	48207	500.00	11/13/84
Stark & Gordon Ms. Deborah Gordon 1600 Ford Bldg. Detroit	MI	48226	750.00	11/13/84
Steenson, Fontana, Schumann & Ellis Mr. Ron Fontana 415 NW 18th Portland	OR	97209	200.00	11/08/84
Steinmann & Granet Harriet Granet 201 North Charles Street Baltimore	MD	21201	200.00	11/15/84
Sudler Co./287 Industrial Park Mr. David Steiner 75 Eisenhower Pwky. Roseland	NJ	07068	1,000.00	11/01/84
Sugarman & Denworth Ms. Joanne Denworth / Mr. Bob Sugarman North American Bldg., Suite 510 121 South Broad St. Philadelphia	PA	19107	500.00 200.00	11/13/84 11/13/84
The Hendrickson Co. Mrs. Barbara Hendrickson 1314 Arch St. Berkeley	CA	94708	250.00	11/01/84
Thorp, Reed & Armstrong Mr. John H. Bingler One Riverfront Center Pittsburgh	PA	15222	200.00	10/24/84
Toplin & Associates Ms. Ellen Toplin 1443 Atterbury Way Bensalem	PA	19020	25.00	11/13/84
University Union Services Mr. Joseph G. Vasquez Park Ave. and the Alameda Santa Clara	CA	95050	130.00	11/13/84
Vital Parts Paul Zak 750 Flume Ct. Milpitas	CA	95035	130.00	11/13/84
Walnut Park Associates Mr. Leland Zaubler 1608 Walnut St.			300.00	11/08/84
	SUBTOT		4,385.00	

2 U.S.C. 441b

8 84 60 03 43 05 52 71 49 47 33 1

Itemized Reporting Period -- 10/18/84 to 11/26/84

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_____PERIOD_____

Walnut Park Associates (Continued)
Philadelphia PA 19103

Williams Building Investment Co.
243 W. Congress 250.00 11/13/84
Detroit MI 48226

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101 Park Center Building
J. Philip Di Napoli 200.00 11/13/84
99 Alamaden Blvd.
San Jose CA 95113

450

9403352492374

2 U.S.C. 441b

Any information copied from such reports or statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes

Itemized Reporting Period -- 10/18/84 to 11/26/84

The following represents contributions to a joint fundraising project of the DNC and the Mondale for President Compliance Fund.

		PERIOD		AGGREGATE Y.T.D.
Lou Bera 706 Chestnut Street Suite 1018 St. Louis	MO 63101	500.00	11/16/84	500.00
City Produce 4324 North Fourth Street Fresno	CA 93726	200.00	11/05/84	200.00
Hirsch, Asher, Taylor & Co. ATTN: Dudley Bradley 404 Northside Drive Statesboro	GA 30458	3,000.00	11/05/84	3,000.00
MacDonald, Munger & Downs 400 Northwest Center Duluth	MN 55802	1,000.00	11/05/84	1,000.00
Sanchez & Sanchez Grain 11300 Houston Avenue Hanford	CA 93230	200.00	11/05/84	200.00

4900

	# OF CONTRIBUTORS	$ AMOUNT THIS PERIOD
** Total All Itemized **		231,655.00
**Total All Unitemized **		23,175.00
*** GRAND TOTAL ***		254,830.00

840335248 93

2 U.S.C. 441 b

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 24, 1984

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

ATTENTION: FRAN HAGAN

FROM: SHAWN WOODHEAD
SENIOR COMPLIANCE ANALYST
COMPLIANCE BRANCH, REPORTS ANALYSIS DIVISION

SUBJECT: MUR 1730 - DNC SERVICES CORPORATION/DNC

Please review the attached Requests for Additional Information which are to be sent to the DNC Services Corporation for the 1984 April, Amended April and July Monthly Reports. If there is no response to either RFAI, a Second Notice will be sent.

Any comments which you may have should be forwarded to RAD by 5:00 p.m. on Friday, October 26, 1984. Thank you.

COMMENTS:

Attachment

8604057448 7

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Paul G. Kirk Jr., Treasurer
DNC Service Corporation/Democratic
National Committee
1625 Massachusetts Avenue, NW
Washington, DC 20036

Identification Number: C00010603

Reference: April Monthly Report (3/1/83-3/31/83) and April Monthly Amendment Report (received 7/26/84)

Dear Mr. Kirk:

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 committee's share of net proceeds from joint fundraising should be reported on Line 12 as a transfer-in. A memo Schedule A should be provided itemizing your committee's share of gross receipts from each original contributor who has contributed an aggregate in excess of $200 during the calendar year, as well as the amount of unitemized contributions received through the joint fundraiser.

You should also itemize your committee's share of contributions from political comittees, regardless of amount, on the memo Schedule A. 11 CFR 102.17 (c)(8)(i)(B)

-It is not necessary for your committee to report its share of expenses for the joint fundraiser as the Governor's Salute Committee, acting as the fundraising representative, is required to report all disbursements. 11 CFR 102.7(c)(8)(ii) Therefore, you should amend your disbursement figure accordingly.

If, however, you choose to report your committee's share it should be shown as a memo entry not as a negative receipt. Furthermore, the $3,000 refund should be reported as a transfer of funds from an affiliated committee on Schedule A supporting Line 12.

3 6 0 4 0 5 7 4 4 3 3

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) 523-4048.

Sincerely,

Robyn Jimeson

Robyn Jimeson
Reports Analyst
Reports Analysis Division

8604057448 9

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Paul G. Kirk Jr., Treasurer
DNC Service Corporation/Democratic
National Committee
1625 Massachusetts Avenue, NW
Washington, DC 20036

Identification Number: C00010603

Reference: July Monthly Report (6/1/84-6/30/84)

Dear Mr. Kirk:

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:

-Schedule A of your report (pertinent portion(s) attached) discloses contributions from organizations which are not political committees registered with the Commission. Under 11 CFR 102.5(b), organizations which are not political committees under the Act must either: 1) establish a separate account which contains only those funds permitted under the Act, or 2) demonstrate through a reasonable accounting method that the organization has received sufficient funds subject to the limitations and prohibitions in order to make the contribution.

Please clarify whether the contributions received from these organizations are permissible, as required by 11 CFR 102.5(a). To the extent that your committee has received funds which are not permissible, the amounts should be either refunded to the organizations or transferred out to a non-Federal account. Please inform the Commission in writing and provide a photocopy of your check(s) for the refund(s) or transfer(s)-out. Contributions which are refunded should be disclosed on Schedule B for Line 26a of your next report; those which are transferred-out should be disclosed on Schedule B for Line 20 or Line 27, as appropriate.

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

8 6 0 4 0 5 7 4 4 9 0

within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 523-4048.

Sincerely,

Robyn Jimeson
Reports Analyst
Reports Analysis Division

86040574491

Democratic National Committee
Line A
Schedule 11 A

Itemized Reporting Period — 6/01/94 to 6/30/94

			PERIOD		AGGREGATE Value
Mortgage Bakers Political Action Committee Suite 700 1125 15th Street, N. W. Washington	DC	20005	2,500.00	6/01/94	2,500.00
New York State UAW PAC Council 10 Commerce Drive Cranford	NJ	07016	2,000.00	6/18/94	2,000.00
Northrop Employees Political Action Comm 1225 Eighth Street Sacramento	CA	95814	5,000.00	6/26/94	5,000.00
Ohio Democratic Party Suite 203 88 East Broad Street Columbus	OH	43215	1,000.00	6/08/94	1,000.00
Ornamental Iron Workers 1750 New York Avenue, N. W. Washington	DC	20006	15,000.00	6/07/94	15,000.00
U.S. League Svgs Assn 1709 New York Av NW Washington	DC	20006	6,000.00	6/20/94	10,000.00
United Food & Commercial Workers Union Ballot Club 1775 K Street NW Washington	DC	20006	500.00	6/06/94	500.00
Westinghouse Electric Corp. P. O. Box 2518 Pittsburgh	PA	15230	400.00	6/04/94	400.00

	# OF CONTRIBUTORS	$ AMOUNT THIS PERIOD
** Total All Itemized **	80	$ 80,000.00
** Total All Unitemized **	3	29.00
TOTAL	83	$ 80,029.00
GRAND TOTAL		$ 158,162.82

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 5, 1984

Jaffe, Haft and Spring
111 Great Neck Road
Great Neck, New York 11021

Dear Sir or Madam:

Please find enclosed a letter originally sent to you on September 12, 1984, at an incorrect address, notifying you of a violation of the Federal Election Campaign Act of 1971, as amended.

Please provide with your response a copy of the canceled contribution check to the DNC and a copy of your Company's partnership agreement or other evidence of partnership.

If you have questions, contact Frances B. Hagan at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

Enclosure
Letter

36040057449 3

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 5, 1984

Colin Hochstin Company
50 Broadway
New York, New York 10004

Dear Sir or Madam:

Please find enclosed a letter originally sent to you on September 12, 1984, at an incorrect address, notifying you of a violation of the Federal Election Campaign Act of 1971, as amended.

Please provide with your response a copy of the canceled contribution check to the DNC and a copy of your Company's partnership agreement or other evidence of partnership.

If you have questions, contact Frances B. Hagan at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

Enclosure
Letter

86040574494

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 5, 1984

J. C. Associates
1401 Sixteenth Street, N.W.
Washington, D.C. 20036

Dear Sir or Madam:

Please find enclosed a letter originally sent to you on September 12, 1984, at an incorrect address, notifying you of a violation of the Federal Election Campaign Act of 1971, as amended.

Please provide with your response a copy of the canceled contribution check to the DNC and a copy of your Company's partnership agreement or other evidence of partnership.

If you have questions, contact Frances B. Hagan at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

Enclosure
Letter

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Democratic National Committee,	)	MUR 1730
et al.	)	

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of August 14, 1984, do hereby certify that the Commission decided by a vote of 5-0 to take the following actions in MUR 1730:

1. Find reason to believe that the following corporations violated 2 U.S.C. § 441b(a):

   a) Spears, Leeds and Kellogg Securities, Inc.
   b) Community Development Associates
   c) Napa Valley Disposal Service
   d) Harry J. Butler and Associates
   e) M. D. Pruitt Enterprises
   f) S. K. Management Co.
   g) B and L Development
   h) Brown and Lambrecht
   i) Conklin, Cahill and Co.
   j) E. Rutherford Industrial Park
   k) Group 3 Housing Development Corporation
   l) J and B Management
   m) J and D Realty Company
   n) J. C. and Associates
   o) Jaffe, Haft and Spring
   p) Lawrence, O'Donnell and Company
   q) Lowey, Dannenberg, Knapp
   r) Stern Brothers
   s) Jacobson, Goldfarb and Tanzman Associates
   t) Andrews and Clark
   u) Colin Hochstin and Company
   v) Grotta, Glassman and Hoffman

(Continued)

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2. Find reason to believe that the Democratic National Committee and Paul G. Kirk, as treasurer, violated 2 U.S.C. § 441b(a).

3. Direct the Office of General Counsel to revise the factual basis and legal analysis so that each is tailored to the individual respondents.

4. Direct the General Counsel to send appropriate letters.

Commissioners Aikens, Elliott, Harris, McGarry, and Reiche voted affirmatively for the decision; Commissioner McDonald was not present at the meeting.

Attest:

8-14-84
Date

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

8604057497

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Paul G. Kirk, Treasurer
Democratic National Committee
1625 Massachusetts Avenue, N.W.
Washington, D.C. 20036

RE: MUR 1730
Democratic National Committee

Dear Mr. Kirk:

On , 1984, the Federal Election Commission determined that there is reason to believe that the Democratic National Committee and you, as treasurer, violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you and the committee. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit any such materials within ten days of your receipt of this letter.

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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

fh

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

8604057449

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Democratic National Committee

Summary of Allegations

It is alleged that the DNC violated 2 U.S.C. § 441b(a) by accepting corporate contributions from 22 corporations in connection with the 1980 federal election.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. The auditors' findings follow:

Contributor Name on DNC Records	Date/State of Incorporation	Date of Contribution Receipt	Amount of Contribution
Spears, Leeds & Kellogg1/	10/30/78 NY	8/7/80	$ 1,000.00
Community Development	8/13/79 CA	7/24/80	825.00

1/ Name verified as incorporated: Spear, Leeds & Kellog Securities, Inc.

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Contributor Name on DNC Records	Date/State of Incorporation	Date of Contribution Receipt	Amount of Contribution
Napa Valley Disposal Service	10/1/73 CA	9/29/80	412.50
Harry J. Butler & Assoc.2/	11/30/67 GA	10/13/80	2,500.00
M. D. Pruitt Enterprises3/	12/24/74 AZ	10/8/80	1,000.00
S. K. Management Co.	9/6/79 CA	10/13/80	1,000.00
B & L Development	6/10/68 LA	11/19/80	1,000.00
Brown & Lambrecht	4/3/57 IL	10/21/80	500.00
Conklin, Cahill & Co.	1/19/78 NY	10/24/80	1,550.00
E. Rutherford Ind (ustrial) Park	5/25/66 NJ	10/22/80	1,000.00
Group 3 Development Company4/	2/23/77 NJ	10/22/80	1,000.00
J & B Management	5/23/78 NJ	10/17/80	2,500.00
J & D Realty Company	11/5/31 NY	10/22/80	1,000.00
J. C. & Assoc.	6/15/76 DC	10/29/80	2,500.00
Jaffe, Haft & Spring	8/7/80 NY	10/18/80	1,000.00
Lawrence, O'Donnell & Co.	8/1/80 NY	10/24/80	1,000.00
Lowey, Dannenberg, Knapp	3/12/79 NY	10/29/80	1,000.00

2/ Name verified as incorporated: Harry J. Butler and Son, Inc.

3/ Name verified as incorporated: M. D. Pruitt Furniture Company.

4/ Name verified as incorporated: Group Three Housing Development Corporation.

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Contributor Name on DNC Records	Date/State of Incorporation	Date of Contribution Receipt	Amount of Contribution
Stern Bros.	1/19/10 NY	10/24/80	1,000.00
Jacobson, Goldfarb & Tanzman	2/20/59 NJ	10/25/80	1,000.00
Andrews & Clark	4/19/10 NY	10/18/80	500.00
Colin Hochstin & Co.	3/19/79 NY	10/18/80	10,000.00
Grotta, Glassman & Hoffman	5/1/79 NJ	10/18/80	1,000.00
TOTAL			$34,287.50

The Committee responded to these audit findings stating that only one of the companies on the list is incorporated and that this corporate contribution of $1,000 would be transferred to a non-federal bank account. It is the Office of General Counsel's position that a transfer of the corporate funds from a federal to a non-federal account is not an appropriate remedial measure in response to acceptance of prohibited contributions. Any contributions determined to be received in violation of 2 U.S.C. § 441b(a) are to be refunded in full to the contributor.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt. The additional statements have not been received by the Office of General Counsel.

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Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that the DNC violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Jacobson, Goldfarb &
Tanzman Associates
162 Smith Street
Perth Amboy, New Jersey

RE: MUR 1730
Jacobson, Goldfarb & Tanzman
Associates

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

8604057455

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Jacobson, Goldfarb & Tanzman Associates

Summary of Allegations

It is alleged that Jacobson, Goldfarb & Tanzman Associates violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Jacobson, Goldfarb & Tanzman Associates made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Barbara Sousa indicating that the contribution from Jacobson, Goldfarb & Tanzman Associates was drawn on a partnership's account. However, according to the auditor's contact with the New Jersey Secretary of State's office, Jacobson, Goldfarb & Tanzman Associates was incorporated on February 20, 1959. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Jacobson, Goldfarb & Tanzman Associates violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Spear, Leeds & Kellogg
115 Broadway
New York, New York

RE: MUR 1730
Spear, Leeds & Kellogg

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made on June 20, 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Spear, Leeds & Kellogg

Summary of Allegations

It is alleged that Spear, Leeds & Kellogg violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Spears, Leeds & Kellogg made a contribution of $1,000 which the DNC received in June 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Steven Taplits indicating that the contribution from Spear, Leeds & Kellogg was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, Spear, Leeds & Kellogg was incorporated on October 30, 1978. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Spear, Leeds & Kellogg violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

D. M. Riddle
Community Development
Associates
422 Whitney Street
San Leandro, California 94577

RE: MUR 1730
Community Development Associates

Dear Mr. Riddle:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in July 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

86040574511

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Community Development Associates

Summary of Allegations

It is alleged that Community Development Associates violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Community Develpment Associates made a contribution of $1,000 which the DNC received in July 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by D. M. Riddle indicating that the contribution from the Community Development Associates was drawn on a partnership's account. However, according to the auditor's contact with the California Secretary of State's office, Community Development Associates was incorporated on August 13, 1979. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Community Development Associates violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Harry J. Butler and
Associates
4 Piedmont Center
Suite 250
Atlanta Georgia

RE: MUR 1730
Harry J. Butler and Associates

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $2,500 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Harry J. Butler and Associates

Summary of Allegations

It is alleged that Harry J. Butler and Associates violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Harry J. Butler and Associates made a contribution of $2,500 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Debi Wilson indicating that the contribution from Harry J. Butler and Associates was drawn on a partnership's account. However, according to the auditor's contact with the Georgia Secretary of State's office, Harry J. Butler and Associates was incorporated on November 30, 1967. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Harry J. Butler and Associates violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

M. D. Pruitt
M. D. Pruitt Enterprises
3401 E. Thomas Road
Suite H
Phoenix, Arizona

RE: MUR 1730
M. D. Pruitt Enterprises

Dear Mr. Pruitt:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT M. D. Pruitt Enterprises

Summary of Allegations

It is alleged that M. D. Pruitt Enterprises violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that M. D. Pruitt Enterprises made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by M. D. Pruitt indicating that the contribution from M. D. Pruitt Enterprises was drawn on a partnership's account. However, according to the auditor's contact with the Arizona Secretary of State's office, M. D. Pruitt Enterprises was incorporated on December 24, 1974. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe M. D. Pruitt Enterprises violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Stern Brothers
70 Pine Street
New York, New York

RE: MUR 1730
Stern Brothers

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Copy of Respondent's Statement of Non-Corporate Status made to DNC

8604057452 0

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Stern Brothers

Summary of Allegations

It is alleged that Stern Brothers violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Stern Brothers made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Frank A. Farino indicating that the contribution from Stern Brothers was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, Stern Brothers was incorporated on January 19, 1910. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Stern Brothers violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

S. K. Management Company
6330 San Vincente Boulevard
Los Angeles, California

RE: MUR 1730
S. K. Management Company

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT S. K. Management Company

Summary of Allegations

It is alleged that S. K. Management Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that S. K. Management Company made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Bruce Steinbaum indicating that the contribution from S. K. Management Company was drawn on a partnership's account. However, according to the auditor's contact with the California Secretary of State's office, S. K. Management Company was incorporated on September 6, 1979. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe S. K. Management Company violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Brown and Lambrecht
Gougar Road & Route 30
Joliet, Illinois

RE: MUR 1730
Brown and Lambrecht

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $500 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Brown and Lambrecht

Summary of Allegations

It is alleged that Brown and Lambrecht violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Brown and Lambrecht made a contribution of $500 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Roger A. Yonkman indicating that the contribution from Brown and Lambrecht was drawn on a partnership's account. However, according to the auditor's contact with the Illinois Secretary of State's office, Brown and Lambrecht was incorporated on April 3, 1957. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Brown and Lambrecht violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Conklin, Cahill & Company
14 Wall Street
New York, New York

RE: MUR 1730
Conklin, Cahill & Company

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,550 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Conklin, Cahill & Company

Summary of Allegations

It is alleged that Conklin, Cahill & Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Conklin, Cahill & Company made a contribution of $1,550 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a signed "statement of non-corporate status" indicating that the contribution from Conklin, Cahill & Company was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, Conklin, Cahill & Company was incorporated on January 19, 1978. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Conklin, Cahill & Company violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

E. Rutherford Industrial Park
Bergen County Associates
200 Murray Hill Parkway
East Rutherford, New Jersey

RE: MUR 1730
E. Rutherford Industrial Park

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT E. Rutherford Industrial Park

Summary of Allegations

It is alleged that E. Rutherford Industrial Park violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that E. Rutherford Industrial Park made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Samuel G. Blumenfeld indicating that the contribution from E. Rutherford Industrial Park was drawn on a partnership's account. However, according to the auditor's contact with the New Jersey Secretary of State's office, E. Rutherford Industrial Park was incorporated on May 25, 1966. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe E. Rutherford Industrial Park violated 2 U.S.C. § 441b(a).

8 6 0 4 0 5 7 4 5 3 3

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Group Three Development
Company
23 North Gore
Webster Grove, Missouri

RE: MUR 1730
Group Three Development Company

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

8 6 0 4 0 5 7 4 5 3 4

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Group Three Development Company

Summary of Allegations

It is alleged that Group Three Development Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Group Three Development Company made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by David K. Papke indicating that the contribution from Group Three Development Company was drawn on a partnership's account. However, according to the auditor's contact with the New Jersey Secretary of State's office, Group Three Development Company was incorporated on February 23, 1977. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Group Three Development Company violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

J & B Management Company
1 Executive Drive
Fort Lee, New Jersey

RE: MUR 1730
J & B Management Company

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $2,500 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT J & B Management Company

Summary of Allegations

It is alleged that J & B Management Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that J & B Management Company made a contribution of $2,500 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Steven D. Klein indicating that the contribution from J & B Management Company was drawn on a partnership's account. However, according to the auditor's contact with the New Jersey Secretary of State's office, J & B Management Company was incorporated on May 23, 1978. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe J & B Management Company violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

J & D Realty Company
101 West 55th Street
New York, New York

RE: MUR 1730
J & D Realty Company

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT J & D Realty Company

Summary of Allegations

It is alleged that J & D Realty Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that J & D Realty Company made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Samuel Silverstein indicating that the contribution from J & D Realty Company was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, J & D Realty Company was incorporated on November 5, 1931. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe J & D Realty Company violated 2 U.S.C. § 441b(a).

8 6 0 4 0 5 7 4 5 4 2

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Andrews & Clark
49 West 37th Street
8th Floor
New York, New York 10018

RE: MUR 1730
Andrews & Clark

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $500 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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8604057454

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Andrews & Clark

Summary of Allegations

It is alleged that Andrews & Clark violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Andrews & Clark made a contribution of $500 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Adolph A. Trinidad, Jr. indicating that the contribution from Andrews & Clark was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, Andrews & Clark was incorporated on April 19, 1910. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Andrews & Clark violated 2 U.S.C. § 441b(a).

8 6 0 4 0 5 7 4 5 4 5

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Grotta, Glassman & Hoffman
11 Commerce Street
Newark, New Jersey

RE: MUR 1730
Grotta, Glassman & Hoffman

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

8 6 0 4 0 5 7 4 5 4 6

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Grotta, Glassman & Hoffman

Summary of Allegations

It is alleged that Grotta, Glassman & Hoffman violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Grotta, Glassman & Hoffman made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by F. Russo indicating that the contribution from Grotta, Glassman & Hoffman was drawn on a partnership's account. However, according to the auditor's contact with the New Jersey Secretary of State's office, Grotta, Glassman & Hoffman was incorporated on May 1, 1979. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Grotta, Glassman & Hoffman violated 2 U.S.C. § 441b(a).

8 6 0 4 0 5 7 4 5 4 8

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Colin Hochstin and Company
120 Broadway
New York, New York 10005

RE: MUR 1730
Colin Hochstin and Company

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $10,000 made in October 1980 originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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

8604057450

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Colin Hochstin and Company

Summary of Allegations

It is alleged that Colin Hochstin and Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Colin Hochstin and Company made a contribution of $10,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" indicating that the contribution from Colin Hochstin and Company was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, Colin Hochstin and Company was incorporated on on March 19, 1979. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Colin Hochstin and Company violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Lawrence, O'Donnell and Company
111 Broadway
New York, New York 10005

RE: MUR 1730
Lawrence, O'Donnell and Company

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980 originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Enclosures
General Counsel's Factual and Legal Analysis
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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Lawrence, O'Donnell and Company

Summary of Allegations

It is alleged that Lawrence, O'Donnell and Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Lawrence, O'Donnell and Company made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC has failed to submit a "statement of non-corporate status" indicating whether Lawrence, O'Donnell and Company's contribution was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, Lawrence, O'Donnell and Company was incorporated on August 1, 1980. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Lawrence, O'Donnell and Company violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

B and L Developers, Inc.
292 Lima
Burwick, Louisiana 70342

RE: MUR 1730
B and L Developers, Inc.

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in November 1980 originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Enclosures
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8604057456

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT B and L Developers, Inc.

Summary of Allegations

It is alleged that B and L Developers, Inc. violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that B and L Developers, Inc. made a contribution of $1,000 which the DNC received in November 1980.

In response to the auditors' findings, the DNC has failed to submit a "statement of non-corporate status" indicating whether B & L Developers' contribution was drawn on a partnership's account or other non-corporate relationship account. However, according to the auditor's contact with the Louisiana Secretary of State's office, B and L Developers, Inc. was incorporated on June 10, 1968. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe B and L Developers, Inc. violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Lowey, Dannenberg and
Knapp, P.C.
747 Third Avenue
New York, New York 10017

RE: MUR 1730
Lowey, Dannenberg and Knapp, P.C.

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980 originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Lowey, Dannenberg and Knapp, P.C.

Summary of Allegations

It is alleged that Lowey, Dannenberg and Knapp, P.C. violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Lowey, Dannenberg and Knapp, P.C. made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC has failed to submit a "statement of non-corporate status" indicating whether Lowey, Dannenberg, and Knapp's contribution was drawn on a partnership's account or other non-corporate relationship account. However, according to the auditor's contact with the New York Secretary of State's office, Lowey, Dannenberg and Knapp, P.C. was incorporated on March 12, 1979. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Lowey, Dannenberg and Knapp, P.C. violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Jaffe, Haft and Spring
130 East 40th Street
New York, New York 10016

RE: MUR 1730
Jaffe, Haft and Spring

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Jaffe, Haft and Spring

Summary of Allegations

It is alleged that Jaffe, Haft and Spring violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Jaffe, Haft and Spring made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC has failed to submit a "statement of non-corporate status" indicating whether Jaffe, Haft and Spring's contribution was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, Jaffe, Haft & Spring was incorporated on August 7, 1980. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Jaffe, Haft and Spring violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

George D. Billock, Jr.
J. C. and Associates, Inc.
1825 K Street, N.W.
Washington, D.C 20006

RE: MUR 1730
J. C. and Associates, Inc.

Dear Mr. Billock:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $2,500 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT J.C. and Associates, Inc.

Summary of Allegations

It is alleged that J.C. and Associates, Inc. violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that J.C. and Associates, Inc. made a contribution of $2,500 which the DNC received in October 1980.

In response to the auditors' findings, the DNC has failed to submit a "statement of non-corporate status" indicating whether J.C. and Associates' contribution was drawn on a partnership's account or other non-corporate relationship account. However, according to the auditor's contact with the District of Columbia corporate filing records Secretary of State's office, J.C. and Associates, Inc. was incorporated on June 15, 1976. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe J.C. and Associates, Inc. violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Napa Valley Disposal
Service, Inc.
400 Clay Street
Napa, California

RE: MUR 1730
Napa Valley Disposal Service, Inc.

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $412.50 made in September 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

for

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

3604057458

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Napa Valley Disposal Service, Inc.

Summary of Allegations

It is alleged that Napa Valley Disposal Service, Inc. violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Napa Valley Disposal Service, Inc. made a contribution of $412.50 which the DNC received in September 1980.

In response to the auditors' findings, the DNC has failed to submit a "statement of non-corporate status" indicating whether Napa Valley's contribution was drawn on a partnership's account. However, according to the auditor's contact with the California Secretary of State's office, Napa Valley Disposal Service, Inc. was incorporated on October 1, 1973. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Napa Valley Disposal Service, Inc. violated 2 U.S.C. § 441b(a).

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SENSITIVE

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

84 AUG 20 P4:05

August 20, 1984

MEMORANDUM

SENSITIVE

TO : The Commission

FROM : Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

SUBJECT: MUR 1730

Attached are redrafted legal and factual analyses in accordance with the Commission's decision in its executive session of August 14, 1984.

The Office of General Counsel recommends the approval of the attached letters and legal and factual analyses.

Attachments
Letters
Factual and Legal Analyses

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

Paul G. Kirk, Treasurer
Democratic National Committee
1625 Massachusetts Avenue, N.W.
Washington, D.C. 20036

RE: MUR 1730
Democratic National Committee

Dear Mr. Kirk:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe that the Democratic National Committee and you, as treasurer, violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you and the committee. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit any such materials within ten days of your receipt of this letter.

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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

Enclosures
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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Democratic National Committee

Summary of Allegations

It is alleged that the DNC violated 2 U.S.C. § 441b(a) by accepting corporate contributions from 22 corporations in connection with the 1980 federal election.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. The auditors' findings follow:

Contributor Name on DNC Records	Date/State of Incorporation	Date of Contribution Receipt	Amount of Contribution
Spears, Leeds & Kellogg1/	10/30/78 NY	8/7/80	$ 1,000.00
Community Development	8/13/79 CA	7/24/80	825.00

1/ Name verified as incorporated: Spear, Leeds & Kellog Securities, Inc.

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Contributor Name on DNC Records	Date/State of Incorporation	Date of Contribution Receipt	Amount of Contribution
Napa Valley Disposal Service	10/1/73 CA	9/29/80	412.50
Harry J. Butler & Assoc.2/	11/30/67 GA	10/13/80	2,500.00
M. D. Pruitt Enterprises3/	12/24/74 AZ	10/8/80	1,000.00
S. K. Management Co.	9/6/79 CA	10/13/80	1,000.00
B & L Development	6/10/68 LA	11/19/80	1,000.00
Brown & Lambrecht	4/3/57 IL	10/21/80	500.00
Conklin, Cahill & Co.	1/19/78 NY	10/24/80	1,550.00
E. Rutherford Ind (ustrial) Park	5/25/66 NJ	10/22/80	1,000.00
Group 3 Development Company4/	2/23/77 NJ	10/22/80	1,000.00
J & B Management	5/23/78 NJ	10/17/80	2,500.00
J & D Realty Company	11/5/31 NY	10/22/80	1,000.00
J. C. & Assoc.	6/15/76 DC	10/29/80	2,500.00
Jaffe, Haft & Spring	8/7/80 NY	10/18/80	1,000.00
Lawrence, O'Donnell & Co.	8/1/80 NY	10/24/80	1,000.00
Lowey, Dannenberg, Knapp	3/12/79 NY	10/29/80	1,000.00

2/ Name verified as incorporated: Harry J. Butler and Son, Inc.

3/ Name verified as incorporated: M. D. Pruitt Furniture Company.

4/ Name verified as incorporated: Group Three Housing Development Corporation.

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Contributor Name on DNC Records	Date/State of Incorporation	Date of Contribution Receipt	Amount of Contribution
Stern Bros.	1/19/10 NY	10/24/80	1,000.00
Jacobson, Goldfarb & Tanzman	2/20/59 NJ	10/25/80	1,000.00
Andrews & Clark	4/19/10 NY	10/18/80	500.00
Colin Hochstin & Co.	3/19/79 NY	10/18/80	10,000.00
Grotta, Glassman & Hoffman	5/1/79 NJ	10/18/80	1,000.00
TOTAL			$34,287.50

The Committee responded to these audit findings stating that only one of the companies on the list is incorporated and that this corporate contribution of $1,000 would be transferred to a non-federal bank account. It is the Office of General Counsel's position that a transfer of the corporate funds from a federal to a non-federal account is not an appropriate remedial measure in response to acceptance of prohibited contributions. Any contributions determined to be received in violation of 2 U.S.C. § 441b(a) are to be refunded in full to the contributor.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt. The additional statements have not been received by the Office of General Counsel.

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Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that the DNC violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

D. M. Riddle
Community Development
Associates
422 Whitney Street
San Leandro, California 94577

RE: MUR 1730
Community Development Associates

Dear Mr. Riddle:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in July 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Community Development Associates

Summary of Allegations

It is alleged that Community Development Associates violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Community Develpment Associates made a contribution of $1,000 which the DNC received in July 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by D. M. Riddle indicating that the contribution from the Community Development Associates was drawn on a partnership's account. However, according to the auditor's contact with the California Secretary of State's office, Community Development Associates was incorporated on August 13, 1979. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Community Development Associates violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Napa Valley Disposal
Service, Inc.
400 Clay Street
Napa, California

RE: MUR 1730
Napa Valley Disposal Service, Inc.

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $412.50 made in September 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

Enclosures
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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Napa Valley Disposal Service, Inc.

Summary of Allegations

It is alleged that Napa Valley Disposal Service, Inc. violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Napa Valley Disposal Service, Inc. made a contribution of $412.50 which the DNC received in September 1980.

In response to the auditors' findings, the DNC has failed to submit a "statement of non-corporate status" indicating whether Napa Valley's contribution was drawn on a partnership's account. However, according to the auditor's contact with the California Secretary of State's office, Napa Valley Disposal Service, Inc. was incorporated on October 1, 1973. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Napa Valley Disposal Service, Inc. violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Spear, Leeds & Kellogg
115 Broadway
New York, New York

RE: MUR 1730
Spear, Leeds & Kellogg

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made on June 20, 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

Enclosures
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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Spear, Leeds & Kellogg

Summary of Allegations

It is alleged that Spear, Leeds & Kellogg violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Spears, Leeds & Kellogg made a contribution of $1,000 which the DNC received in June 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Steven Taplits indicating that the contribution from Spear, Leeds & Kellogg was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, Spear, Leeds & Kellogg was incorporated on October 30, 1978. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Spear, Leeds & Kellogg violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Harry J. Butler and
Associates
4 Piedmont Center
Suite 250
Atlanta Georgia

RE: MUR 1730
Harry J. Butler and Associates

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $2,500 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Harry J. Butler and Associates

Summary of Allegations

It is alleged that Harry J. Butler and Associates violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Harry J. Butler and Associates made a contribution of $2,500 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Debi Wilson indicating that the contribution from Harry J. Butler and Associates was drawn on a partnership's account. However, according to the auditor's contact with the Georgia Secretary of State's office, Harry J. Butler and Associates was incorporated on November 30, 1967. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Harry J. Butler and Associates violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

M. D. Pruitt
M. D. Pruitt Enterprises
3401 E. Thomas Road
Suite H
Phoenix, Arizona

RE: MUR 1730
M. D. Pruitt Enterprises

Dear Mr. Pruitt:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT M. D. Pruitt Enterprises

Summary of Allegations

It is alleged that M. D. Pruitt Enterprises violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that M. D. Pruitt Enterprises made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by M. D. Pruitt indicating that the contribution from M. D. Pruitt Enterprises was drawn on a partnership's account. However, according to the auditor's contact with the Arizona Secretary of State's office, M. D. Pruitt Enterprises was incorporated on December 24, 1974. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe M. D. Pruitt Enterprises violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Stern Brothers
70 Pine Street
New York, New York

RE: MUR 1730
Stern Brothers

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Stern Brothers

Summary of Allegations

It is alleged that Stern Brothers violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Stern Brothers made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Frank A. Farino indicating that the contribution from Stern Brothers was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, Stern Brothers was incorporated on January 19, 1910. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Stern Brothers violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

S. K. Management Company
6330 San Vincente Boulevard
Los Angeles, California

RE: MUR 1730
S. K. Management Company

Dear Sir or Madam:

On August 14 , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT S. K. Management Company

Summary of Allegations

It is alleged that S. K. Management Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that S. K. Management Company made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Bruce Steinbaum indicating that the contribution from S. K. Management Company was drawn on a partnership's account. However, according to the auditor's contact with the California Secretary of State's office, S. K. Management Company was incorporated on September 6, 1979. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe S. K. Management Company violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Brown and Lambrecht
Gougar Road & Route 30
Joliet, Illinois

RE: MUR 1730
Brown and Lambrecht

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $500 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Brown and Lambrecht

Summary of Allegations

It is alleged that Brown and Lambrecht violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Brown and Lambrecht made a contribution of $500 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Roger A. Yonkman indicating that the contribution from Brown and Lambrecht was drawn on a partnership's account. However, according to the auditor's contact with the Illinois Secretary of State's office, Brown and Lambrecht was incorporated on April 3, 1957. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Brown and Lambrecht violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Conklin, Cahill & Company
14 Wall Street
New York, New York

RE: MUR 1730
Conklin, Cahill & Company

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,550 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Conklin, Cahill & Company

Summary of Allegations

It is alleged that Conklin, Cahill & Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Conklin, Cahill & Company made a contribution of $1,550 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a signed "statement of non-corporate status" indicating that the contribution from Conklin, Cahill & Company was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, Conklin, Cahill & Company was incorporated on January 19, 1978. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Conklin, Cahill & Company violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

E. Rutherford Industrial Park
Bergen County Associates
200 Murray Hill Parkway
East Rutherford, New Jersey

RE: MUR 1730
E. Rutherford Industrial Park

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT E. Rutherford Industrial Park

Summary of Allegations

It is alleged that E. Rutherford Industrial Park violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that E. Rutherford Industrial Park made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Samuel G. Blumenfeld indicating that the contribution from E. Rutherford Industrial Park was drawn on a partnership's account. However, according to the auditor's contact with the New Jersey Secretary of State's office, E. Rutherford Industrial Park was incorporated on May 25, 1966. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe E. Rutherford Industrial Park violated 2 U.S.C. § 441b(a).

3604057460 6

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Group Three Development
Company
23 North Gore
Webster Grove, Missouri

RE: MUR 1730
Group Three Development Company

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Group Three Development Company

Summary of Allegations

It is alleged that Group Three Development Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Group Three Development Company made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by David K. Papke indicating that the contribution from Group Three Development Company was drawn on a partnership's account. However, according to the auditor's contact with the New Jersey Secretary of State's office, Group Three Development Company was incorporated on February 23, 1977. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Group Three Development Company violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

J & B Management Company
1 Executive Drive
Fort Lee, New Jersey

RE: MUR 1730
J & B Management Company

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $2,500 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT J & B Management Company

Summary of Allegations

It is alleged that J & B Management Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that J & B Management Company made a contribution of $2,500 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Steven D. Klein indicating that the contribution from J & B Management Company was drawn on a partnership's account. However, according to the auditor's contact with the New Jersey Secretary of State's office, J & B Management Company was incorporated on May 23, 1978. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe J & B Management Company violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

J & D Realty Company
101 West 55th Street
New York, New York

RE: MUR 1730
J & D Realty Company

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT J & D Realty Company

Summary of Allegations

It is alleged that J & D Realty Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that J & D Realty Company made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Samuel Silverstein indicating that the contribution from J & D Realty Company was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, J & D Realty Company was incorporated on November 5, 1931. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe J & D Realty Company violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Jacobson, Goldfarb &
Tanzman Associates
162 Smith Street
Perth Amboy, New Jersey

RE: MUR 1730
Jacobson, Goldfarb & Tanzman
Associates

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Jacobson, Goldfarb & Tanzman Associates

Summary of Allegations

It is alleged that Jacobson, Goldfarb & Tanzman Associates violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Jacobson, Goldfarb & Tanzman Associates made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Barbara Sousa indicating that the contribution from Jacobson, Goldfarb & Tanzman Associates was drawn on a partnership's account. However, according to the auditor's contact with the New Jersey Secretary of State's office, Jacobson, Goldfarb & Tanzman Associates was incorporated on February 20, 1959. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Jacobson, Goldfarb & Tanzman Associates violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Andrews & Clark
49 West 37th Street
8th Floor
New York, New York 10018

RE: MUR 1730
Andrews & Clark

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $500 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Andrews & Clark

Summary of Allegations

It is alleged that Andrews & Clark violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Andrews & Clark made a contribution of $500 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by Adolph A. Trinidad, Jr. indicating that the contribution from Andrews & Clark was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, Andrews & Clark was incorporated on April 19, 1910. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Andrews & Clark violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Grotta, Glassman & Hoffman
11 Commerce Street
Newark, New Jersey

RE: MUR 1730
Grotta, Glassman & Hoffman

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Grotta, Glassman & Hoffman

Summary of Allegations

It is alleged that Grotta, Glassman & Hoffman violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Grotta, Glassman & Hoffman made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" signed by F. Russo indicating that the contribution from Grotta, Glassman & Hoffman was drawn on a partnership's account. However, according to the auditor's contact with the New Jersey Secretary of State's office, Grotta, Glassman & Hoffman was incorporated on May 1, 1979. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Grotta, Glassman & Hoffman violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

George D. Billock, Jr.
J. C. and Associates, Inc.
1825 K Street, N.W.
Washington, D.C 20006

RE: MUR 1730
J. C. and Associates, Inc.

Dear Mr. Billock:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $2,500 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT J.C. and Associates, Inc.

Summary of Allegations

It is alleged that J.C. and Associates, Inc. violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that J.C. and Associates, Inc. made a contribution of $2,500 which the DNC received in October 1980.

In response to the auditors' findings, the DNC has failed to submit a "statement of non-corporate status" indicating whether J.C. and Associates' contribution was drawn on a partnership's account or other non-corporate relationship account. However, according to the auditor's contact with the District of Columbia corporate filing records Secretary of State's office, J.C. and Associates, Inc. was incorporated on June 15, 1976. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe J.C. and Associates, Inc. violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Jaffe, Haft and Spring
130 East 40th Street
New York, New York 10016

RE: MUR 1730
Jaffe, Haft and Spring

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Jaffe, Haft and Spring

Summary of Allegations

It is alleged that Jaffe, Haft and Spring violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Jaffe, Haft and Spring made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC has failed to submit a "statement of non-corporate status" indicating whether Jaffe, Haft and Spring's contribution was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, Jaffe, Haft & Spring was incorporated on August 7, 1980. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Jaffe, Haft and Spring violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Lowey, Dannenberg and
Knapp, P.C.
747 Third Avenue
New York, New York 10017

RE: MUR 1730
Lowey, Dannenberg and Knapp, P.C.

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980 originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Lowey, Dannenberg and Knapp, P.C.

Summary of Allegations

It is alleged that Lowey, Dannenberg and Knapp, P.C. violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Lowey, Dannenberg and Knapp, P.C. made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC has failed to submit a "statement of non-corporate status" indicating whether Lowey, Dannenberg, and Knapp's contribution was drawn on a partnership's account or other non-corporate relationship account. However, according to the auditor's contact with the New York Secretary of State's office, Lowey, Dannenberg and Knapp, P.C. was incorporated on March 12, 1979. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Lowey, Dannenberg and Knapp, P.C. violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

B and L Developers, Inc.
292 Lima
Burwick, Louisiana 70342

RE: MUR 1730
B and L Developers, Inc.

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in November 1980 originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

8 6 0 4 0 5 7 4 6 3 4

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT B and L Developers, Inc.

Summary of Allegations

It is alleged that B and L Developers, Inc. violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that B and L Developers, Inc. made a contribution of $1,000 which the DNC received in November 1980.

In response to the auditors' findings, the DNC has failed to submit a "statement of non-corporate status" indicating whether B & L Developers' contribution was drawn on a partnership's account or other non-corporate relationship account. However, according to the auditor's contact with the Louisiana Secretary of State's office, B and L Developers, Inc. was incorporated on June 10, 1968. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe B and L Developers, Inc. violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Lawrence, O'Donnell and Company
111 Broadway
New York, New York 10005

RE: MUR 1730
Lawrence, O'Donnell and Company

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980 originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

8 6 0 4 0 5 7 4 6 3 7

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Lawrence, O'Donnell and Company

Summary of Allegations

It is alleged that Lawrence, O'Donnell and Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Lawrence, O'Donnell and Company made a contribution of $1,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC has failed to submit a "statement of non-corporate status" indicating whether Lawrence, O'Donnell and Company's contribution was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, Lawrence, O'Donnell and Company was incorporated on August 1, 1980. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Lawrence, O'Donnell and Company violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Colin Hochstin and Company
120 Broadway
New York, New York 10005

RE: MUR 1730
Colin Hochstin and Company

Dear Sir or Madam:

On August 14, 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $10,000 made in October 1980 originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Chairman

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Colin Hochstin and Company

Summary of Allegations

It is alleged that Colin Hochstin and Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee (DNC) during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the auditors found that Colin Hochstin and Company made a contribution of $10,000 which the DNC received in October 1980.

In response to the auditors' findings, the DNC submitted a "statement of non-corporate status" indicating that the contribution from Colin Hochstin and Company was drawn on a partnership's account. However, according to the auditor's contact with the New York Secretary of State's office, Colin Hochstin and Company was incorporated on on March 19, 1979. In order to resolve the conflict of information and determine the source of this contribution, the Commission has found reason to believe Colin Hochstin and Company violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Paul G. Kirk, Treasurer
Democratic National Committee
1625 Massachusetts Avenue, N.W.
Washington, D.C. 20036

RE: MUR 1730
Democratic National Committee

Dear Mr. Kirk:

On , 1984, the Federal Election Commission determined that there is reason to believe that the Democratic National Committee and you, as treasurer, violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you and the committee. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit any such materials within ten days of your receipt of this letter.

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.

Attachment A(1)

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The investigation now being conducted will be confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A), unless you notify the Commission in writing that you wish the investigation to be made public.

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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A (2)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Democratic National Committee

Summary of Allegations

It is alleged that the DNC violated 2 U.S.C. § 441b(a) by accepting corporate contributions from 22 corporations in connection with the 1980 federal election.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. The auditors' findings follow:

Contributor Name on DNC Records	Date/State of Incorporation	Date of Contribution Receipt	Amount of Contribution
Spears, Leeds & Kellong1/	10/30/78 NY	8/7/80	$ 1,000.00
Community Development	8/13/79 CA	7/24/80	825.00

1/ Name verified as incorporated: Spear, Leeds & Kellog Securities, Inc.

A (3)

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Contributor Name on DNC Records	Date/State of Incorporation	Date of Contribution Receipt	Amount of Contribution
Napa Valley Disposal Service	10/1/73 CA	9/29/80	412.50
Harry J. Butler & Assoc.2/	11/30/67 GA	10/13/80	2,500.00
M. D. Pruitt Enterprises3/	12/24/74 AZ	10/8/80	1,000.00
S. K. Management Co.	9/6/79 CA	10/13/80	1,000.00
B & L Development	6/10/68 LA	11/19/80	1,000.00
Brown & Lambrecht	4/3/57 IL	10/21/80	500.00
Conklin, Cahill & Co.	1/19/78 NY	10/24/80	1,550.00
E. Rutherford Ind (ustrial) Park	5/25/66 NJ	10/22/80	1,000.00
Group 3 Development Company4/	2/23/77 NJ	10/22/80	1,000.00
J & B Management	5/23/78 NJ	10/17/80	2,500.00
J & D Realty Company	11/5/31 NY	10/22/80	1,000.00
J. C. & Assoc.	6/15/76 DC	10/29/80	2,500.00
Jaffe, Haft & Spring	8/7/80 NY	10/18/80	1,000.00
Lawrence, O'Donnell & Co.	8/1/80 NY	10/24/80	1,000.00
Lowey, Dannenberg, Knapp	3/12/79 NY	10/29/80	1,000.00

2/ Name verified as incorporated: Harry J. Butler and Son, Inc.

3/ Name verified as incorporated: M. D. Pruitt Furniture Company.

4/ Name verified as incorporated: Group Three Housing Development Corporation.

A (4)

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Contributor Name on DNC Records	Date/State of Incorporation	Date of Contribution Receipt	Amount of Contribution
Stern Bros.	1/19/10 NY	10/24/80	1,000.00
Jacobson, Goldfarb & Tanzman	2/20/59 NJ	10/25/80	1,000.00
Andrews & Clark	4/19/10 NY	10/18/80	500.00
Colin Hochstin & Co.	3/19/79 NY	10/18/80	10,000.00
Grotta, Glassman & Hoffman	5/1/79 NJ	10/18/80	1,000.00
TOTAL			$34,287.50

The Committee responded to these audit findings stating that only one of the companies on the list is incorporated and that this corporate contribution of $1,000 would be transferred to a non-federal bank account. It is the Office of General Counsel's position that a transfer of the corporate funds from a federal to a non-federal account is not an appropriate remedial measure in response to acceptance of prohibited contributions. Any contributions determined to be received in violation of 2 U.S.C. § 441b(a) are to be refunded in full to the contributor.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt. The additional statements have not been received by the Office of General Counsel.

A (5)

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Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that the DNC violated 2 U.S.C. § 441b(a).

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A (6)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Spear, Leeds & Kellogg
115 Broadway
New York, New York

RE: MUR 1730
Spear, Leeds & Kellogg

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made on June 20, 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

Attachment B(1)

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The investigation now being conducted will be confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A), unless you notify the Commission in writing that you wish the investigation to be made public.

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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B(2)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Spear, Leeds & Kellogg

Summary of Allegations

It is alleged that Spear, Leeds & Kellogg violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that Spears, Leeds & Kellogg made a contribution of $1,000 which the DNC received in June 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

8 6 0 4 0 5 7 4 6 5 1

B (3)

The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that Spear, Leeds & Kellogg violated 2 U.S.C. § 441b(a).

8 6 0 4 0 5 7 4 6 5 2

B(4)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

D. M. Riddle
Community Development
Associates
422 Whitney Street
San Leandro, California 94577

RE: MUR 1730
Community Development Associates

Dear Mr. Riddle:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in July 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

Attachment C (1)

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The investigation now being conducted will be confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A), unless you notify the Commission in writing that you wish the investigation to be made public.

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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(12)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Community Development Associates

Summary of Allegations

It is alleged that Community Development Associates violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that Community Develpment Associates made a contribution of $1,000 which the DNC received in July 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

8 6 0 4 0 5 7 4 6 5 5

The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that Community Development Associates violated 2 U.S.C. § 441b(a).

8604057463 6

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Harry J. Butler and
Associates
4 Piedmont Center
Suite 250
Atlanta Georgia

RE: MUR 1730
Harry J. Butler and Associates

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $2,500 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

Attachment D (1)

8 6 0 4 0 5 7 4 6 5 7

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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D(2)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Harry J. Butler and Associates

Summary of Allegations

It is alleged that Harry J. Butler and Associates violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that Harry J. Butler and Associates made a contribution of $2,500 which the DNC received in October 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

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D (3)

The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that Harry J. Butler and Associates violated 2 U.S.C. § 441b(a).

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D (41)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

M. D. Pruitt
M. D. Pruitt Enterprises
3401 E. Thomas Road
Suite H
Phoenix, Arizona

RE: MUR 1730
M. D. Pruitt Enterprises

Dear Mr. Pruitt:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

Attachment E (1)

8604057465!

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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

8604057462

E(2)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT M. D. Pruitt Enterprises

Summary of Allegations

It is alleged that M. D. Pruitt Enterprises violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that M. D. Pruitt Enterprises made a contribution of $1,000 which the DNC received in October 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

8 6 0 4 0 5 7 4 6 5 3

E (3)

The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that M. D. Pruitt Enterprises violated 2 U.S.C. § 441b(a).

8604057464

(4)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Stern Brothers
70 Pine Street
New York, New York

RE: MUR 1730
Stern Brothers

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

Attachment F (1)

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The investigation now being conducted will be confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A), unless you notify the Commission in writing that you wish the investigation to be made public.

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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

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F (2)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Stern Brothers

Summary of Allegations

It is alleged that Stern Brothers violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that Stern Brothers made a contribution of $1,000 which the DNC received in October 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

8604057467

F (3)

The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that Stern Brothers violated 2 U.S.C. § 441b(a).

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F (4)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

S. K. Management Company
6330 San Vincente Boulevard
Los Angeles, California

RE: MUR 1730
S. K. Management Company

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

Attachment G(1)

3604057465 9

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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

8604057467 0

G(2)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT S. K. Management Company

Summary of Allegations

It is alleged that S. K. Management Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that S. K. Management Company made a contribution of $1,000 which the DNC received in October 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

8604057467

G (3)

The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that S. K. Management Company violated 2 U.S.C. § 441b(a).

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G (4)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Brown and Lambrecht
Gougar Road & Route 30
Joliet, Illinois

RE: MUR 1730
Brown and Lambrecht

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $500 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

Attachment H (1)

8 6 0 4 0 5 7 4 6 7 3

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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

8604057467 4

4 (2)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Brown and Lambrecht

Summary of Allegations

It is alleged that Brown and Lambrecht violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that Brown and Lambrecht made a contribution of $500 which the DNC received in October 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

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The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that Brown and Lambrecht violated 2 U.S.C. § 441b(a).

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H (4)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Conklin, Cahill & Company
14 Wall Street
New York, New York

RE: MUR 1730
Conklin, Cahill & Company

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,550 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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Attachment I (1)

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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

8604057467 8

I (2)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Conklin, Cahill & Company

Summary of Allegations

It is alleged that Conklin, Cahill & Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that Conklin, Cahill & Company made a contribution of $1,550 which the DNC received in October 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

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The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that Conklin, Cahill & Company violated 2 U.S.C. § 441b(a).

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I (4)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

E. Rutherford Industrial Park
Bergen County Associates
200 Murray Hill Parkway
East Rutherford, New Jersey

RE: MUR 1730
E. Rutherford Industrial Park

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

Attachment J (1)

8 6 0 4 0 5 7 4 6 3 1

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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

8604057463 2

J (2)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT E. Rutherford Industrial Park

Summary of Allegations

It is alleged that E. Rutherford Industrial Park violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that E. Rutherford Industrial Park made a contribution of $1,000 which the DNC received in October 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

8604057463

J (3)

The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that E. Rutherford Industrial Park violated 2 U.S.C. § 441b(a).

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J (4)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Group Three Development
Company
23 North Gore
Webster Grove, Missouri

RE: MUR 1730
Group Three Development Company

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

Attachment K (1)

8604057463

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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

3604057463 6

K (2)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Group Three Development Company

Summary of Allegations

It is alleged that Group Three Development Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that Group Three Development Company made a contribution of $1,000 which the DNC received in October 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

8604057463 7

K (3)

The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that Group Three Development Company violated 2 U.S.C. § 441b(a).

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K (4)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

J & B Management Company
1 Executive Drive
Fort Lee, New Jersey

RE: MUR 1730
J & B Management Company

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $2,500 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

Attachment L (1)

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The investigation now being conducted will be confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A), unless you notify the Commission in writing that you wish the investigation to be made public.

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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

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L(2)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT J & B Management Company

Summary of Allegations

It is alleged that J & B Management Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that J & B Management Company made a contribution of $2,500 which the DNC received in October 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

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L (3)

The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that J & B Management Company violated 2 U.S.C. § 441b(a).

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L(4)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

J & D Realty Company
101 West 55th Street
New York, New York

RE: MUR 1730
J & D Realty Company

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

Attachment M (1)

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The investigation now being conducted will be confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A), unless you notify the Commission in writing that you wish the investigation to be made public.

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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

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(12)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT J & D Realty Company

Summary of Allegations

It is alleged that J & D Realty Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that J & D Realty Company made a contribution of $1,000 which the DNC received in October 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

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M (3)

The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that J & D Realty Company violated 2 U.S.C. § 441b(a).

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M(4)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Jacobson, Goldfarb &
Tanzman Associates
162 Smith Street
Perth Amboy, New Jersey

RE: MUR 1730
Jacobson, Goldfarb & Tanzman
Associates

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

Attachment N (1)

8 6 0 4 0 5 7 4 6 9 7

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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

8604057469 8

N (2)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Jacobson, Goldfarb & Tanzman Associates

Summary of Allegations

It is alleged that Jacobson, Goldfarb & Tanzman Associates violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that Jacobson, Goldfarb & Tanzman Associates made a contribution of $1,000 which the DNC received in October 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

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N(3)

The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that Jacobson, Goldfarb & Tanzman Associates violated 2 U.S.C. § 441b(a).

8604057470

N(4)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Andrews & Clark
49 West 37th Street
8th Floor
New York, New York 10018

RE: MUR 1730
Andrews & Clark

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $500 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

Attachment O (1)

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The investigation now being conducted will be confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A), unless you notify the Commission in writing that you wish the investigation to be made public.

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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

8604057470 2

(012)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Andrews & Clark

Summary of Allegations

It is alleged that Andrews & Clark violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that Andrews & Clark made a contribution of $500 which the DNC received in October 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

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The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that Andrews & Clark violated 2 U.S.C. § 441b(a).

8 6 0 4 0 5 7 4 7 0 4

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Grotta, Glassman & Hoffman
11 Commerce Street
Newark, New Jersey

RE: MUR 1730
Grotta, Glassman & Hoffman

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

Attachment P (1)

8604057470

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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

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P(2)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Grotta, Glassman & Hoffman

Summary of Allegations

It is alleged that Grotta, Glassman & Hoffman violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that Grotta, Glassman & Hoffman made a contribution of $1,000 which the DNC received in October 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

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P (3)

The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that Grotta, Glassman & Hoffman violated 2 U.S.C. § 441b(a).

8604057408

P (c)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

B and L Developers, Inc.
292 Lima
Burwick, Louisiana 70342

RE: MUR 1730
B and L Developers, Inc.

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in November 1980 originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

Attachment Q (1)

8 6 0 4 0 5 7 4 7 0 9

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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

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Q(2)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT B and L Developers, Inc.

Summary of Allegations

It is alleged that B and L Developers, Inc. violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that B and L Developers, Inc. made a contribution of $1,000 which the DNC received in November 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

8604057471

Q(3)

The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that B and L Developers, Inc. violated 2 U.S.C. § 441b(a).

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Q(4)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Lowey, Dannenberg and
Knapp, P.C.
747 Third Avenue
New York, New York 10017

RE: MUR 1730
Lowey, Dannenberg and Knapp, P.C.

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980 originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

Attachment R (1)

8604057471 3

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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

8604057471

R (2)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Lowey, Dannenberg and Knapp, P.C.

Summary of Allegations

It is alleged that Lowey, Dannenberg and Knapp, P.C. violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that Lowey, Dannenberg and Knapp, P.C. made a contribution of $1,000 which the DNC received in October 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

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R (3)

The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that Lowey, Dannenberg and Knapp, P.C. violated 2 U.S.C. § 441b(a).

8 6 0 4 0 5 7 4 7 1 6

R (4)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Jaffe, Haft and Spring
130 East 40th Street
New York, New York 10016

RE: MUR 1730
Jaffe, Haft and Spring

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

Attachment 5 (1)

8604057417

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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

8604057418

5 (2)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Jaffe, Haft and Spring

Summary of Allegations

It is alleged that Jaffe, Haft and Spring violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that Jaffe, Haft and Spring made a contribution of $1,000 which the DNC received in October 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

8 6 0 4 0 5 7 4 7 1 9

S(3)

The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that Jaffe, Haft and Spring violated 2 U.S.C. § 441b(a).

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5 (4)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

George D. Billock, Jr.
J. C. and Associates, Inc.
1825 K Street, N.W.
Washington, D.C 20006

RE: MUR 1730
J. C. and Associates, Inc.

Dear Mr. Billock:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $2,500 made in October 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

Attachment I (1)

8604057472 1

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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

8604057422

T (2)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT J.C. and Associates, Inc.

Summary of Allegations

It is alleged that J.C. and Associates, Inc. violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that J.C. and Associates, Inc. made a contribution of $2,500 which the DNC received in October 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

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T (3)

The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that J.C. and Associates, Inc. violated 2 U.S.C. § 441b(a).

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T (4)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Napa Valley Disposal
Service, Inc.
400 Clay Street
Napa, California

RE: MUR 1730
Napa Valley Disposal Service, Inc.

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $412.50 made in September 1980, originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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.

Attachment (1)

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The investigation now being conducted will be confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A), unless you notify the Commission in writing that you wish the investigation to be made public.

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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

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U (2)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Napa Valley Disposal Service, Inc.

Summary of Allegations

It is alleged that Napa Valley Disposal Service, Inc. violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that Napa Valley Disposal Service, Inc. made a contribution of $412.50 which the DNC received in September 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

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U (3)

The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that Napa Valley Disposal Service, Inc. violated 2 U.S.C. § 441b(a).

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4(4)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Colin Hochstin and Company
120 Broadway
New York, New York 10005

RE: MUR 1730
Colin Hochstin and Company

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $10,000 made in October 1980 originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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Attachment 1

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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

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V (2)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Colin Hochstin and Company

Summary of Allegations

It is alleged that Colin Hochstin and Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that Colin Hochstin and Company made a contribution of $10,000 which the DNC received in October 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

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The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that Colin Hochstin and Company violated 2 U.S.C. § 441b(a).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Lawrence, O'Donnell and Company
111 Broadway
New York, New York 10005

RE: MUR 1730
Lawrence, O'Donnell and Company

Dear Sir or Madam:

On , 1984, the Federal Election Commission determined that there is reason to believe your corporation violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your corporation. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Specifically, please submit any information and documentation (such as a canceled check) to verify whether the contribution of $1,000 made in October 1980 originated from a corporate or non-corporate bank account. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your corporation, 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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Attachment (1)

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

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

8604057473 4

W(2)

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1730

RESPONDENT Lawrence, O'Donnell and Company

Summary of Allegations

It is alleged that Lawrence, O'Donnell and Company violated 2 U.S.C. § 441b(a) by making a prohibited contribution to the Democratic National Committee ("the DNC" or "the Committee") during the 1980 election campaign.

Factual Basis and Legal Analysis

2 U.S.C. § 441b(a) prohibits the making or receipt of corporate contributions in connection with federal elections.

During the audit of the DNC, the FEC auditors found that the Committee received contributions totaling $34,287.50 from 22 corporations. The auditors' telephone calls to appropriate state agencies indicated that 18 of the entities were incorporated; the 18 contributions totaled $28,787.50. The four remaining entities contributing $5,500.00 were apparently incorporated under similar names, but not identical to the names listed on DNC records. Specifically, the auditors found that Lawrence, O'Donnell and Company made a contribution of $1,000 which the DNC received in October 1980.

In further response to the auditors' findings concerning this issue, the Committee submitted 15 "statements of non-corporate status" signed by contributors (representing $17,375.00) which attest that each contribution was drawn on the partnership's account. The Committee planned to submit the remaining six statements (representing $15,912.50) upon receipt.

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The additional statements have not been received by the Office of General Counsel.

Due to conflicting information between the auditor's findings from the Secretaries of State and the Committee's information, the Office of General Counsel contacted the state agencies to determine corporate status of the contributors. Our findings indicated that 11 entities are incorporated, four are incorporated under slightly different names, four others showed no active listing, two had a license or charter revoked and one was void by proclamation. Therefore, it appears that the contributors may be corporations and any definitive information concerning the corporate status of the contributing entity must be learned through contact with the contributor and the Committee in the context of this investigation. The Office of General Counsel recommended that the Commission find reason to believe that Lawrence, O'Donnell and Company violated 2 U.S.C. § 441b(a).

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STATEMENT OF NON-CORPORATE STATUS

RE: M.D. Pruitt Enterprises
3401 E. Thomas Road
Suite H
Phoenix, Arizona

I, M.D. Pruitt, confirm that the above referenced organization is a partnership and that the $ 1,000 contribution in question, made in October of 1980, was drawn on the partnerhship's account.

DATE: 11/24/82

BY: M.D. Pruitt

8604057477

Attachment X (1)

STATEMENT OF NON-CORPORATE STATUS

RE: J & B Management Company
1 Executive Drive
Fort Lee, New Jersey

I, Steven D. Klein, confirm that the above referenced organization is a partnership and that the $2,500 contribution in question, made in October of 1980, was drawn on the partnerhship's account.

DATE: 11/22/88

BY: Steven D. Klein

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X (2)

RECEIVED
BEFORE THE
COMMISSION SECRETARY

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

84 JUN 26 A10: 04

June 26, 1984

MEMORANDUM TO: The Commission

SENSITIVE

FROM: Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

SUBJECT: Audit Referral

On June 21, 1984 the Commission decided that a portion of the Final Audit Report of the DNC Services Corporation/ Democratic National Committee should be referred to the Office of General Counsel and should become a MUR. Therefore, all documents which had previously been contained in the Audit file for the DNC Services Corporation/Democratic National Committee should now become MUR 1730.

Attachment
Copy of Certification

8604057473 9

173

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)
	)
Final Audit Report -	)
DNC Services Corporation/	)
Democratic National Committee	)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on June 21, 1984, the Commission approved by a vote of 6-0 the Final Audit Report of the DNC Services Corporation/Democratic National Committee as submitted with the Audit Division's June 19, 1984 Memorandum to the Commissioners.

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

Attest:

6-21-84
Date

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

8604057740

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

A81-7

June 22, 1984

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

FROM: ROBERT J. COSTA
ASSISTANT STAFF DIRECTOR
FOR THE AUDIT DIVISION

SUBJECT: DNC SERVICES CORPORATION/DEMOCRATIC NATIONAL COMMITTEE

On June 21, 1984, the Commission approved the final audit report (see Attachment I) of the above named committee. This final report includes a matter which is being referred to your office (see Exhibit I).

Should you have any questions regarding this memorandum, please contact Rick Halter at 523-4155.

Attachments as stated

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FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

A81-7
Attachment I

REPORT OF THE AUDIT DIVISION ON THE DNC SERVICES CORPORATION/DEMOCRATIC NATIONAL COMMITTEE

I. Background

A. Overview

This report is based upon an audit of the DNC Services Corporation/Democratic National Committee ("the Committee") undertaken by the Audit Division of the Federal Election Commission in accordance with the Commission's audit policy to determine whether there has been compliance with the provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). The audit was conducted pursuant to Section 438(b) of Title 2 of the United States Code which states, in part, that the Commission may conduct audits and field investigations of any political committee required to file a report under Section 434 of this title. Prior to conducting any audit under this section, the Commission shall perform an internal review of reports filed by selected committees to determine if the reports filed by a particular committee meet the threshold requirements for substantial compliance with the Act.

The Committee registered with the Clerk of the United States House of Representatives on September 25, 1972, as an affiliate of the Democratic National Committee. 1/ The Committee maintains its headquarters in Washington, D.C.

The audit covered the period January 1, 1980, through December 31, 1980. The Committee reported a beginning cash balance at January 1, 1980 of $192,513.07; total receipts for the period of $11,204,365.05; total expenditures for the period of $10,985,734.81; and an ending cash balance at December 31, 1980 of $411,143.41.

This report is based upon documents and working papers which support each of its factual statements. They form part of the record upon which the Commission based its decisions on the matters in the report and were available to Commissioners and appropriate staff for review.

1/ The Committee operated as the expenditure arm of the national party prior to September 30, 1978 in concert with the contribution committees: the Democratic National Committee (DNC) and Democratic Finance Committee (DFC). On September 30, 1978, the DNC and DFC merged into the Committee.

8604057742

B. Key Personnel

The Treasurer of the Committee for the period of the audit was Peter G. Kelly. For the period March 17, 1981 to the present, the Treasurer is Mr. Charles E. Curry.

C. Scope

The audit included such tests as verification of total reported receipts and expenditures and individual transactions; review of required supporting documentation; analysis of Committee debts and obligations; and such other audit procedures as deemed necessary under the circumstances.

II. Audit Findings and Recommendations

A. Use of Non-Segregated Account/Prohibited Funds on Behalf of Federal Candidates

Section 102.5(a)(1) of Title 11 of the Code of Federal Regulations states, in part, that a political party committee which finances political activity in connection with both federal and non-federal elections shall either: (i) Establish a separate federal account in a depository and such account shall be treated as a separate federal political committee which shall comply with the requirements of the Act; or (ii) Establish a political committee which shall receive only contributions subject to the prohibitions and limitations of the Act, regardless of whether such contributions are for use in connection with federal or non-federal elections.

Section 441b(a) of Title 2 of the United States Code states, in part, that it is unlawful for any corporation to make a contribution or expenditure in connection with any election to any political office, or in connection with any primary election or political convention or caucus held to select candidates for political office.

The Committee made transfers totaling $41,500.00 from its federal accounts, and $57,000.00 from a non-federal account established to receive funds from corporate sources, to an account in New Jersey. The Committee also transferred $25,000.00 from its federal accounts, and $75,000.00 from a non-federal account established to receive funds from union sources, to an account in Illinois. The Committee stated that these transfers were used to fund voter registration and get-out-the-vote activities in the respective states.

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The Committee reported a percentage of the activity in each account as federal activity. The percentages were apparently determined based on the ratio of federal money deposited to the account as a percentage of the total amount deposited (approximately 42% reported in New Jersey and 26% in Illinois).

Further review of the disbursements made from the Illinois account revealed that of the total disbursed from this account ($98,110.85) $61,321.82 was either included on invoices which were addressed to the Carter Mondale Re-election Committee, Inc., or itemized on that committee's stationery and therefore apparently expended on behalf of the Carter Mondale Re-election Committee, Inc. As a result, the amount of the disbursements in excess of $25,000.00 (the amount of funding from permissible sources) or $36,321.82 were apparently paid with prohibited funds.

In addition, if the remaining expenditures of $36,789.03 ($98,110.85 - $61,321.82) in the Illinois account and the entire amount of funds expended from the New Jersey account were for voter registration and get-out-the-vote activities, it would be our opinion that a portion of these expenses should also have been allocated between federal and non-federal activities.

During the course of the audit, Committee officials stated that these accounts were transmittal accounts which were established to receive predetermined amounts for federal and non-federal activities. Expenditures from these accounts were to be made in direct proportion to the amount of federal and non-federal funds deposited.

In response to the interim audit report at the end of the response period, December 9, 1982, the Committee submitted additional, more specific explanation of the Illinois and New Jersey account arrangements, new documentation in support of allocation of expenses, and an affidavit concerning expenditures made in New Jersey. From our review of the additional documentation and allocation formula used by the Committee, we believe that the original allocations of federal funds to Illinois and New Jersey were made on a reasonable basis.

On December 20, 1982, the Committee submitted an affidavit from a volunteer who worked with other Committee personnel to coordinate activities in Illinois. The affidavit states that the only expenditures made by this volunteer staff member, materially all of the Illinois expenditures, were in connection with the Illinois GOTV program or other ticket-wide or party-wide activities. And, expenditures billed to the Carter Mondale Re-election Committee, Inc., were done so as a result of mistakes by the vendors.

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After consideration of the affidavit and detail explanation provided by the Committee, the Audit staff believes that the Illinois activity was apparently not made on behalf of the presidential candidate. Although the Committee did not provide samples of printed material, etc., the Committee did state that in the worst case situation a total of $1,385.71 could be allocable to the 441a(d) limit. The Audit staff's review revealed that this amount should be $1,738.84.

Given that apparently only $1,738.84 could have been expended on behalf of the Carter Mondale Re-election Committee, Inc., the Committee's use of a single account to finance both 441a(d) and GOTV activity is not felt to be material.

Recommendation

The Audit staff recommends no further action on this matter.

B. Settlement of Debts

Section 114.10(c) of Title 11 of the Code of Federal Regulations states, in part, that the debtor must file a statement of settlement with the Commission including the initial terms of credit, the steps the debtor has taken to satisfy the debt, and remedies pursued by the creditor. This statement must be filed prior to the termination of the reporting status of the debtor.

As a result of the Audit staff's review of the Committee's debts and obligations, it was determined that the Committee settled five (5) debts thereby reducing the Committee's obligations by $139,682.73. One debt settled by the amount of $102,494.30, which represented a loan made prior to 1975 from an individual, was adequately reported as a contribution after settlement. However, the Committee had not filed debt settlement statements with the Commission for any of the remaining four (4) settlements.

In response to the interim audit report, the Committee stated that one (1) debt in the amount of $3,665.95 was mistakenly listed on two (2) accounts payable vouchers. Another debt in the amount of $5,042.00 from a partnership was converted to an in-kind contribution. According to the Committee, debt settlement statements were inadvertently not filed for the remaining two (2) debts totaling $28,480.48 (amount original debt was reduced) but will be submitted to the Commission forthwith.

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Recommendation

The Audit staff recommends no further action on this matter provided the Committee files debt settlement statements for the two (2) remaining debts within 30 days of receipt of this report.

C. Matters Referred to the Office of General Counsel

A certain other matter noted during the audit was referred to the Commission's Office of General Counsel for consideration.

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Exhibit 1

Apparent Prohibited Contributions

Section 441b(a) of Title 2 of the United States Code states, in part, that it is unlawful for any corporation to make a contribution or expenditure in connection with any election to any political office, or in connection with any primary election or political convention or caucus held to select candidates for political office.

During a review of the Committee's contribution records, it was noted that the Committee received 22 apparent prohibited contributions totaling $34,287.50. Of the 22 contributions, 18 totaling $28,787.50 were verified to be incorporated with the appropriate state agencies. The remaining four (4) contributions totaling $5,500.00 were verified to have similar but not identical names of entities which also were incorporated. 2/

In response to the interim audit report, the Committee stated that all but one (1) of the apparent corporate contributions were determined to have been made by unincorporated entities while one (1) ($1,000.00) was found to be a professional corporation which the Committee stated would be transferred to a non-federal account. The Committee also provided 15 ($17,375.00) "statements of non-corporate status" signed by the contributors and stated that six (6) ($15,912.50) additional statements would be forthcoming.

Recommendation

The Audit staff recommends that the apparent prohibited contributions be referred to the Office of General Counsel for review.

2/ There were also six additional apparent prohibited contributions totaling $12,700 which the Committee refunded to the contributors. Refunds were made on September 16, 1981, after receipt of the Audit Notification Letter (dated September 4, 1981) but prior to the commencement of audit fieldwork.

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OGC copy 1

SENSITIVE

FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Date and Time Transmitted: TUESDAY, 6-19-84, 4:00

COMMISSIONER: McGARRY, AIKENS, McDONALD, ELLIOTT, REICHE, HARRIS

RETURN TO COMMISSION SECRETARY BY THURSDAY, JUNE 21, 1984, 4:00

SUBJECT: FINAL AUDIT REPORT - DNC SERVICES CORPORATION/ DEMOCRATIC NATIONAL COMMITTEE, Memorandum to the Commissioners dated June 19, 1984

( ) I approve the recommendation

( ) I object to the recommendation

COMMENTS: _____

Date: _____ Signature: _____

A DEFINITE VOTE IS REQUIRED. ALL BALLOTS MUST BE SIGNED AND DATED.

PLEASE RETURN ONLY THE BALLOT TO THE COMMISSION SECRETARY.

PLEASE RETURN BALLOT NO LATER THAN THE DATE AND TIME SHOWN ABOVE.

From the Office of the Commission Secretary

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

REPORT OF THE AUDIT DIVISION ON THE DNC SERVICES CORPORATION/DEMOCRATIC NATIONAL COMMITTEE

I. Background

A. Overview

This report is based upon an audit of the DNC Services Corporation/Democratic National Committee ("the Committee") undertaken by the Audit Division of the Federal Election Commission in accordance with the Commission's audit policy to determine whether there has been compliance with the provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). The audit was conducted pursuant to Section 438(b) of Title 2 of the United States Code which states, in part, that the Commission may conduct audits and field investigations of any political committee required to file a report under Section 434 of this title. Prior to conducting any audit under this section, the Commission shall perform an internal review of reports filed by selected committees to determine if the reports filed by a particular committee meet the threshold requirements for substantial compliance with the Act.

The Committee registered with the Clerk of the United States House of Representatives on September 25, 1972, as an affiliate of the Democratic National Committee. 1/ The Committee maintains its headquarters in Washington, D.C.

The audit covered the period January 1, 1980, through December 31, 1980. The Committee reported a beginning cash balance at January 1, 1980 of $192,513.07; total receipts for the period of $11,204,365.05; total expenditures for the period of $10,985,734.81; and an ending cash balance at December 31, 1980 of $411,143.41.

This report is based upon documents and working papers which support each of its factual statements. They form part of the record upon which the Commission based its decisions on the matters in the report and were available to Commissioners and appropriate staff for review.

1/ The Committee operated as the expenditure arm of the national party prior to September 30, 1978 in concert with the contribution committees: the Democratic National Committee (DNC) and Democratic Finance Committee (DFC). On September 30, 1978, the DNC and DFC merged into the Committee.

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FEDERAL ELECTION COMMISSION

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June 19, 1984

MEMORANDUM

SENSITIVE

TO: THE COMMISSIONERS

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

FROM: ROBERT J. COSTA
ASSISTANT STAFF DIRECTOR
FOR THE AUDIT DIVISION

SUBJECT: FINAL AUDIT REPORT - DNC SERVICES CORPORATION/
DEMOCRATIC NATIONAL COMMITTEE

Attached for your review and consideration is the final audit report on the above subject committee. The OGC's analysis is also attached.

This matter is being circulated on a tally vote basis. Should you have any questions, please contact Rick Halter at 523-4155.

Attachments as stated

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B. Key Personnel

The Treasurer of the Committee for the period of the audit was Peter G. Kelly. For the period March 17, 1981 to the present, the Treasurer is Mr. Charles E. Curry.

C. Scope

The audit included such tests as verification of total reported receipts and expenditures and individual transactions; review of required supporting documentation; analysis of Committee debts and obligations; and such other audit procedures as deemed necessary under the circumstances.

II. Audit Findings and Recommendations

A. Use of Non-Segregated Account/Prohibited Funds on Behalf of Federal Candidates

Section 102.5(a)(1) of Title 11 of the Code of Federal Regulations states, in part, that a political party committee which finances political activity in connection with both federal and non-federal elections shall either: (i) Establish a separate federal account in a depository and such account shall be treated as a separate federal political committee which shall comply with the requirements of the Act; or (ii) Establish a political committee which shall receive only contributions subject to the prohibitions and limitations of the Act, regardless of whether such contributions are for use in connection with federal or non-federal elections.

Section 441b(a) of Title 2 of the United States Code states, in part, that it is unlawful for any corporation to make a contribution or expenditure in connection with any election to any political office, or in connection with any primary election or political convention or caucus held to select candidates for political office.

The Committee made transfers totaling $41,500.00 from its federal accounts, and $57,000.00 from a non-federal account established to receive funds from corporate sources, to an account in New Jersey. The Committee also transferred $25,000.00 from its federal accounts, and $75,000.00 from a non-federal account established to receive funds from union sources, to an account in Illinois. The Committee stated that these transfers were used to fund voter registration and get-out-the-vote activities in the respective states.

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The Committee reported a percentage of the activity in each account as federal activity. The percentages were apparently determined based on the ratio of federal money deposited to the account as a percentage of the total amount deposited (approximately 42% reported in New Jersey and 26% in Illinois).

Further review of the disbursements made from the Illinois account revealed that of the total disbursed from this account ($98,110.85) $61,321.82 was either included on invoices which were addressed to the Carter Mondale Re-election Committee, Inc., or itemized on that committee's stationery and therefore apparently expended on behalf of the Carter Mondale Re-election Committee, Inc. As a result, the amount of the disbursements in excess of $25,000.00 (the amount of funding from permissible sources) or $36,321.82 were apparently paid with prohibited funds.

In addition, if the remaining expenditures of $36,789.03 ($98,110.85 - $61,321.82) in the Illinois account and the entire amount of funds expended from the New Jersey account were for voter registration and get-out-the-vote activities, it would be our opinion that a portion of these expenses should also have been allocated between federal and non-federal activities.

During the course of the audit, Committee officials stated that these accounts were transmittal accounts which were established to receive predetermined amounts for federal and non-federal activities. Expenditures from these accounts were to be made in direct proportion to the amount of federal and non-federal funds deposited.

In response to the interim audit report at the end of the response period, December 9, 1982, the Committee submitted additional, more specific explanation of the Illinois and New Jersey account arrangements, new documentation in support of allocation of expenses, and an affidavit concerning expenditures made in New Jersey. From our review of the additional documentation and allocation formula used by the Committee, we believe that the original allocations of federal funds to Illinois and New Jersey were made on a reasonable basis.

On December 20, 1982, the Committee submitted an affidavit from a volunteer who worked with other Committee personnel to coordinate activities in Illinois. The affidavit states that the only expenditures made by this volunteer staff member, materially all of the Illinois expenditures, were in connection with the Illinois GOTV program or other ticket-wide or party-wide activities. And, expenditures billed to the Carter Mondale Re-election Committee, Inc., were done so as a result of mistakes by the vendors.

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After consideration of the affidavit and detail explanation provided by the Committee, the Audit staff believes that the Illinois activity was apparently not made on behalf of the presidential candidate. Although the Committee did not provide samples of printed material, etc., the Committee did state that in the worst case situation a total of $1,385.71 could be allocable to the 441a(d) limit. The Audit staff's review revealed that this amount should be $1,738.84.

Given that apparently only $1,738.84 could have been expended on behalf of the Carter Mondale Re-election Committee, Inc., the Committee's use of a single account to finance both 441a(d) and GOTV activity is not felt to be material.

Recommendation

The Audit staff recommends no further action on this matter.

B. Settlement of Debts

Section 114.10(c) of Title 11 of the Code of Federal Regulations states, in part, that the debtor must file a statement of settlement with the Commission including the initial terms of credit, the steps the debtor has taken to satisfy the debt, and remedies pursued by the creditor. This statement must be filed prior to the termination of the reporting status of the debtor.

As a result of the Audit staff's review of the Committee's debts and obligations, it was determined that the Committee settled five (5) debts thereby reducing the Committee's obligations by $139,682.73. One debt settled by the amount of $102,494.30, which represented a loan made prior to 1975 from an individual, was adequately reported as a contribution after settlement. However, the Committee had not filed debt settlement statements with the Commission for any of the remaining four (4) settlements.

In response to the interim audit report, the Committee stated that one (1) debt in the amount of $3,665.95 was mistakenly listed on two (2) accounts payable vouchers. Another debt in the amount of $5,042.00 from a partnership was converted to an in-kind contribution. According to the Committee, debt settlement statements were inadvertently not filed for the remaining two (2) debts totaling $28,480.48 (amount original debt was reduced) but will be submitted to the Commission forthwith.

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Recommendation.

The Audit staff recommends no further action on this matter provided the Committee files debt settlement statements for the two (2) remaining debts within 30 days of receipt of this report.

C. Matters Referred to the Office of General Counsel.

A certain other matter noted during the audit was referred to the Commission's Office of General Counsel for consideration on _____.

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Exhibit 1

Apparent Prohibited Contributions

Section 441b(a) of Title 2 of the United States Code states, in part, that it is unlawful for any corporation to make a contribution or expenditure in connection with any election to any political office, or in connection with any primary election or political convention or caucus held to select candidates for political office.

During a review of the Committee's contribution records, it was noted that the Committee received 22 apparent prohibited contributions totaling $34,287.50. Of the 22 contributions, 18 totaling $28,787.50 were verified to be incorporated with the appropriate state agencies. The remaining four (4) contributions totaling $5,500.00 were verified to have similar but not identical names of entities which also were incorporated. 2/

In response to the interim audit report, the Committee stated that all but one (1) of the apparent corporate contributions were determined to have been made by unincorporated entities while one (1) ($1,000.00) was found to be a professional corporation which the Committee stated would be transferred to a non-federal account. The Committee also provided 15 ($17,375.00) "statements of non-corporate status" signed by the contributors and stated that six (6) ($15,912.50) additional statements would be forthcoming.

Recommendation

The Audit staff recommends that the apparent prohibited contributions be referred to the Office of General Counsel for review.

2/ There were also six additional apparent prohibited contributions totaling $12,700 which the Committee refunded to the contributors. Refunds were made on September 16, 1981, after receipt of the Audit Notification Letter (dated September 4, 1981) but prior to the commencement of audit fieldwork.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 18, 1984

MEMORANDUM

TO : Robert J. Costa
Assistant Staff Director
Audit Division

THROUGH: John C. Surina
Staff Director

FROM : Charles N. Steele CNS/kmm
General Counsel

SUBJECT: Final Audit Report - DNC Services Corp./
Democratic National Committee

The Office of General Counsel has reviewed the Final Audit Report of the DNC Services Corporation. This Report reflects the Commission's determination of June 12, 1984, concerning the issues affecting the Committee's limitations under 2 U.S.C. § 441a(d); it incorporates the Office of General Counsel's comments dated November 7, 1983, concerning other issues arising from the audit, and it refers to this Office the issue of possible corporate contributions. Therefore, we concur with the recommendations in the Final Audit Report of the DNC Services Corporation.

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FEDERAL ELECTION COMMISSION

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