



FEDERAL ELECTION COMMISSION

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

THIS IS THE END OF MUR # 1773

Date Filmed 1/9/85 Camera No. --- 2

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FEDERAL ELECTION COMMISSION

Routing Slips

12 Day Reports

Commissioner Comment Sheet

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

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

Signed

Shepherd

date

11/85

FEC 9-21-77

85040510310

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Internorth)
Hal Daub for Congress Committee) MUR 1773
and its treasurer, Vernon E.)
Dolleck)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of December 18, 1984, do hereby certify that the Commission took the following actions in MUR 1773:

1. Decided by a vote of 4-2 to
 - a) find no reason to believe Internorth violated 2 U.S.C. § 441b;
 - b) find no reason to believe the Hal Daub for Congress Committee and Vernon E. Dolleck, as treasurer, violated 2 U.S.C. § 441b;
 - c) find no reason to believe Hal Daub for Congress Committee and Vernon E. Dolleck, as treasurer, violated 2 U.S.C. § 441d; and
 - d) find no reason to believe Internorth violated 2 U.S.C. § 441d.

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

(continued)

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2. Decided by a vote of 6-0 to close the file and direct the General Counsel to send appropriate letters pursuant to the decisions made this date.

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

Attest:

12-19-84

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

85040510312



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 2, 1985

Vernon E. Dolleck, Treasurer
Hal Daub for Congress Committee
8801 West Center Road, #002
Omaha, Nebraska 68124

RE: MUR 1773
Hal Daub for Congress
Committee
Vernon E. Dolleck, Treasurer

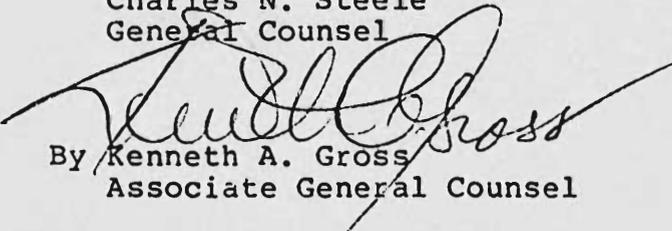
Dear Mr. Dolleck:

On September 13, 1984, the Commission notified the Hal Daub for Congress Committee and you, as treasurer, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on December 18, 1984, determined that on the basis of the information in the complaint and information provided by you and your committee, there is no reason to believe that a violation of any statute within its jurisdiction has been committed. Accordingly, the Commission closed its file in this matter. This matter will become a part of the public record within 30 days.

Sincerely,

Charles N. Steele
General Counsel


By Kenneth A. Gross
Associate General Counsel

Enclosure
First General Counsel's Report

85040510313



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 2, 1985

Sam F. Segnar, Chairman of the
Board and Chief Executive Officer
Internorth, Inc.
2223 Dodge Street
Omaha, Nebraska 68102

RE: MUR 1773
Internorth

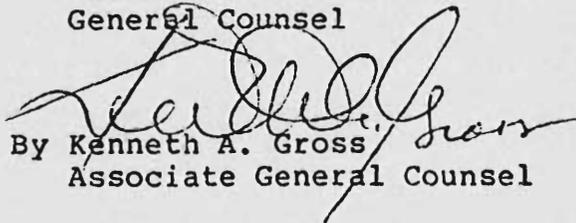
Dear Mr. Segnar:

On September 12, 1984, the Commission notified you of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on December 18, 1984, determined that on the basis of the information in the complaint, and information provided by you, there is no reason to believe that a violation of any statute within its jurisdiction has been committed. Accordingly, the Commission closed its file in this matter. This matter will become a part of the public record within 30 days.

Sincerely,

Charles N. Steele
General Counsel


By Kenneth A. Gross
Associate General Counsel

Enclosure
First General Counsel's Report

35040510314



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 2, 1985

Ronald L. Brown, Esquire
Brown Law Offices, P.C.
159 North 72nd Street
Omaha, Nebraska 68114

Re: MUR 1773

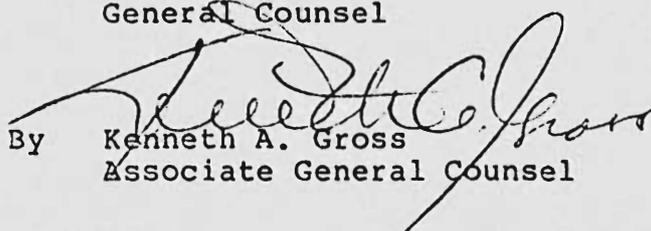
Dear Mr. Brown:

3 5 0 4 0 5 1 0 3 1 5
The Federal Election Commission has reviewed the allegations of your complaint dated August 28, 1984, and determined that on the basis of the information provided in your complaint and information provided by the Respondents, there is no reason to believe that a violation of the Federal Election Campaign Act of 1971, as amended ("the Act") has been committed. Accordingly, the Commission has decided to close the file in this matter. The Federal Election Campaign Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Should additional information come to your attention which you believe establishes a violation of the Act, you may file a complaint pursuant to the requirements set forth in 2 U.S.C. § 437g(a)(1) and 11 C.F.R. § 111.4.

Sincerely,

Charles N. Steele
General Counsel


By Kenneth A. Gross
Associate General Counsel

Enclosure
First General Counsel's Report



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Ronald L. Brown, Esquire
Brown Law Offices, P.C.
159 North 72nd Street
Omaha, Nebraska 68114

Re: MUR 1773

Dear Mr. Brown:

35040510316
The Federal Election Commission has reviewed the allegations of your complaint dated August 28, 1984, and determined that on the basis of the information provided in your complaint and information provided by the Respondents, there is no reason to believe that a violation of the Federal Election Campaign Act of 1971, as amended ("the Act") has been committed. Accordingly, the Commission has decided to close the file in this matter. The Federal Election Campaign Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Should additional information come to your attention which you believe establishes a violation of the Act, you may file a complaint pursuant to the requirements set forth in 2 U.S.C. § 437g(a)(1) and 11 C.F.R. § 111.4.

Sincerely,

Charles N. Steele
General Counsel

By Kenneth A. Gross
Associate General Counsel

Enclosure
First General Counsel's Report

JA
12/28/84



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Sam F. Segnar, Chairman of the
Board and Chief Executive Officer
Internorth, Inc.
2223 Dodge Street
Omaha, Nebraska 68102

RE: MUR 1773
Internorth

Dear Mr. Segnar:

On September 12, 1984, the Commission notified you of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on December 18, 1984, determined that on the basis of the information in the complaint, and information provided by you, there is no reason to believe that a violation of any statute within its jurisdiction has been committed. Accordingly, the Commission closed its file in this matter. This matter will become a part of the public record within 30 days.

Sincerely,

Charles N. Steele
General Counsel

By Kenneth A. Gross
Associate General Counsel

Enclosure
First General Counsel's Report

JA
12/20/84

35040510317



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Vernon E. Dolleck, Treasurer
Hal Daub for Congress Committee
8801 West Center Road, #002
Omaha, Nebraska 68124

RE: MUR 1773
Hal Daub for Congress
Committee
Vernon E. Dolleck, Treasurer

Dear Mr. Dolleck:

On September 13, 1984, the Commission notified the Hal Daub for Congress Committee and you, as treasurer, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on December 18, 1984, determined that on the basis of the information in the complaint and information provided by you and your committee, there is no reason to believe that a violation of any statute within its jurisdiction has been committed. Accordingly, the Commission closed its file in this matter. This matter will become a part of the public record within 30 days.

Sincerely,

Charles N. Steele
General Counsel

By Kenneth A. Gross
Associate General Counsel

Enclosure
First General Counsel's Report

JA
12/28/84

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES STEELE, GENERAL COUNSEL
FROM: MARJORIE W. EMMONS/ JODY C. RANSOM *JCR*
DATE: DECEMBER 11, 1984
SUBJECT: OBJECTIONS - MUR 1773 First General
Counsel's Report signed December 5, 1984

The above-named document was circulated to the
Commission on Thursday, December 6, 1984 at 4:00.

Objections have been received from the Commissioners
as indicated by the name(s) checked:

Commissioner Aikens	<u> X </u>
Commissioner Elliott	<u> X </u>
Commissioner Harris	<u> </u>
Commissioner McDonald	<u> </u>
Commissioner McGarry	<u> </u>
Commissioner Reiche	<u> </u>

This matter will be placed on the Executive Session
agenda for Tuesday, December 18, 1984.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES N. STEELE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/JODY C. RANSOM *JCR*

DATE: DECEMBER 11, 1984

SUBJECT: COMMENTS re: MUR 1773 First General
Counsel's Report signed December 5, 1984

Attached is a copy of Commissioner Reiche's
vote sheet with comments regarding the above-captioned
matter.

35040510320

Attachment:
copy of vote sheet



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

MEMORANDUM TO: CHARLES STEELE, GENERAL COUNSEL
FROM: MARJORIE W. EMMONS/THERESE M. GREYER
DATE: MONDAY, DECEMBER 10, 1984
SUBJECT: OBJECTION TO MUR 1773 FIRST GENERAL COUNSEL'S
REPORT SIGNED DECEMBER 5 1984.

The above-named document was circulated to the Commission on Thursday, December 6, 1984.

Objections have been received from the Commissioners as indicated by the name(s) checked:

Commissioner Aikens	_____
Commissioner Elliott	_____ X _____
Commissioner Harris	_____
Commissioner McDonald	_____
Commissioner McGarry	_____
Commissioner Reiche	_____

This matter will be placed on the Executive Session agenda for Tuesday, December 18, 1984.

35040510321

SENSITIVE

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

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

84 DEC 6 AIO: 01

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL
BY OGC TO THE COMMISSION

12/6/84
9:50

MUR 1773

DATE OF COMPLAINT RECEIVED

BY OGC: 9/04/84

DATE OF NOTIFICATION TO

RESPONDENT: 9/10/84

STAFF MEMBER: Judy Thedford

COMPLAINANT'S NAME: Ronald L. Brown on behalf of
Brown Law Offices, P.C.

RESPONDENT'S NAME: Internorth
Hal Daub for Congress Committee
and its treasurer, Vernon E. Dolleck

RELEVANT STATUTE: 2 U.S.C. §§ 441b(a) and 441d

INTERNAL REPORT CHECKED: Hal Daub for Congress Committee

FEDERAL AGENCIES CHECKED: N/A

STATEMENT OF THE CASE

On September 4, 1984, the Commission received a complaint filed by Brown Law Offices, P.C. which alleges violations of the Act by Internorth. The complaint encloses a copy of a solicitation letter signed by Sam F. Segnar, Chairman of the Board and Chief Executive Officer of Internorth. The letter is written on Internorth stationery and sent in an Internorth envelope. The letter announces a fundraising luncheon honoring Congressman Hal Daub; expressly advocates the Congressman's re-election; and requests a \$100 contribution for the enclosed luncheon ticket. The enclosed luncheon ticket states that it is "Paid for by the Hal Daub for Congress Committee." The return self-addressed envelope is addressed to the Friends of Hal

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Daub.*/ The complainant alleges violations of 2 U.S.C. § 441b and § 441d since the solicitation letter itself lacks a disclaimer and is printed on corporate stationery and enclosed in a corporate envelope.

FACTUAL AND LEGAL ANALYSIS

Responses to the filing of the complaint were submitted by Jan Morrison on behalf of the Hal Daub for Congress Committee ("the Daub Committee"), Vernon Dolleck treasurer of the Committee on his own behalf, and Internorth.

From the responses submitted by the respondents, it appears that Mr. Segnar, prepared and printed the letter submitted by the complainant at Internorth's expense. Cost of stationery, xerox, and postage was borne by Internorth until an itemized bill prepared by the corporation was submitted to the Daub committee and reimbursement made.

The responses indicated that two letters were prepared by Mr. Segnar for the September 14, 1984 fundraiser. One letter enclosed an RSVP card for attendance at a \$500 a couple reception/luncheon; the other, which the complainant received, enclosed a \$100 a couple ticket to the luncheon only. Internorth stationery, envelopes, facilities and personnel were used to produce both letters which total approximately 4000. Internorth

*/ The return envelope is addressed to Friends of Hal Daub. This committee is not currently registered with the Commission. However, in 1982, a committee by this name was registered with the Commission as an authorized committee of Hal Daub. The Committee filed a termination report which was accepted by the Commission on April 7, 1982. In phone conversation with the Congressman's office it was intimated that old envelopes had been used in the mailing.

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paid for postage of 411 letters which were the letters extending invitations to the reception/luncheon. Each letter enclosed either a ticket to the luncheon or an RSVP card to the reception/luncheon. Both the ticket and RSVP card had a disclaimer on it which read, " Paid for by the Hal Daub for Congress Committee."

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The responses note that an August 27, 1984, meeting was held between representatives of Internorth and the Daub Committee. At the meeting, Segnar's participation in the fundraiser was confirmed and an agreement reached that all expenses incurred by Internorth with regard to the mailing would be reimbursed by the Daub Committee. It should be noted that the letters had already been drafted and printed at the time of this meeting. This is evidenced by the date appearing on the letter which the complainant received, August 24, 1984, and the postmark on the envelope, August 26, 1984. Futhermore, Internorth's response notes that the letters had been mailed prior to the August 27 meeting.

Internorth billed the Daub Committee on September 19, 1984, for its expenses incurred with the mailing. The amount billed was \$978 which included charges for stationery, envelopes, postage, word processing, and staff time. The Daub Committee submitted a check for full payment to Internorth on the same day.

2 U.S.C. § 441b

2 U.S.C. § 441b(a) prohibits a corporation from making a contribution or expenditure in connection with a federal election.

11 C.F.R. § 114.9 prescribe permissible uses of corporate facilities in connection with federal elections. Section 114.9(a) provides for the "occasional, isolated or incidental use" of corporate facilities by their employees and stockholders. Occasional, isolated, or incidental use is defined to mean, when referring to an employee, an amount of activity that does not prevent the employee from completing his or her normal amount of work and, when referring to a stockholder, an amount of activity that does not interfere with the corporation in carrying out its normal activities. Further, subsection (iii) of Section 114.9(a) states that any activity which does not exceed one hour per week or four hours per month shall be considered as occasional, isolated, or incidental use of the corporate facilities.

In this particular matter, Internorth charged the Daub Committee for 49 1/2 hours of staff time over a period of less than a month to draft and print over 3,000 letters. Clearly, the number of hours devoted to the project by Internorth falls outside the definition of "occasional, isolated or incidental use."

11 C.F.R. § 114.9(c) addresses the use of corporate facilities by a person to produce materials in connection with a federal election. The term person is defined at 2 U.S.C. § 431(11) to include a committee. 11 C.F.R. § 114.9(c) provides that any person who uses corporate facilities to produce materials shall reimburse the corporation, within a commercially reasonable time, for the normal and usual charge for producing

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the materials in the commercial market.

In applying this section to this case, the Daub Committee would be allowed to produce the letters using Internorth's facilities as long as the Daub Committee reimbursed Internorth for the normal and usual charge for producing the materials in the marketplace within a commercially reasonable time.

The response filed by Internorth states that "Internorth was promptly reimbursed by the Committee for all normal and usual charges associated with these efforts." The affidavit from John C. Moats, Internorth's General Manager of Government Affairs, states that an agreement had been reached between himself and Jan Morrison, Campaign Manager of the Daub Committee, "to submit to the Committee for payment after the event a bill itemizing Internorth's customary charges for all staff time, stationery, use of word processing equipment, postage and any other expenses." The bill was submitted to the Daub Committee on September 19, 1984, and represents the actual cost, without discount, to Internorth.

With regard to the timing of the payment, the bill was submitted to the Daub Committee on September 19, 1984, and paid on the same day. There is no evidence that the activity undertaken by Internorth took place prior to August 19, 1984. Therefore, the activity was billed and paid within 30 days. This appears to be a commercially reasonable time.

With regard to the amount charged, the evidence submitted by Internorth and the Daub Committee indicates the \$978 charged to

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the Daub Committee by Internorth is the cost to Internorth. The question, however, is what is the normal and usual charge for producing the materials in the commercial marketplace, not what Internorth's costs were. If the cost in the commercial marketplace is greater than the cost to Internorth, a contribution would result.

Accordingly, the Office of General Counsel recommends finding reason to believe that Internorth and the Daub Committee violated 2 U.S.C § 441b(a).

2 U.S.C. § 441d

2 U.S.C. § 441d requires a communication soliciting contributions to state who paid for and authorized the solicitation. In this case, a disclaimer appears on the luncheon ticket or RSVP card enclosed in the letter which states "Paid for by the Hal Daub for Congress Committee."

In AO 1980-145, the Commission determined that a disclaimer on a contributor card enclosed with a letter was sufficient to satisfy the requirements of 2 U.S.C. § 441d for the entire communication when the entire communication was paid for by the entity stated in the disclaimer.

In this instance, the costs of the mailing were paid for by the Daub Committee as the disclaimer on the ticket and RSVP card state.

The Office of General Counsel, therefore, recommends finding no reason to believe that the Daub Committee and Internorth violated 2 U.S.C. § 441d.

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RECOMMENDATION

1. Find reason to believe Internorth violated 2 U.S.C. § 441b.
2. Find reason to believe the Hal Daub for Congress Committee and Vernon E. Dolleck, as treasurer, violated 2 U.S.C. § 441b.
3. Find no reason to believe Hal Daub for Congress Committee and Vernon E. Dolleck, as treasurer, violated 2 U.S.C. § 441d.
4. Find no reason to believe Internorth violated 2 U.S.C. § 441d.
5. Send the attached letters.

Charles N. Steele
General Counsel

Dec. 5, 1984
Date

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

Attachments

1. Response (Internorth)
2. Response (Daub Committee)
3. Response (Dolleck)
4. Proposed Letters

B 5 0 4 0 5 1 0 3 2 9



Law Department

Vice President
and General Counsel
Dean W. Wallace

Associate General Counsel
John A. Rasmussen, Jr.

Attorneys
Robert J. Foster
Donald F. Haas
Darryll M. H. Lewis
Thomas M. Tiehen

Administrative Coordinator
Carol L. Kain

September 25, 1984

800 # 1107
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1001
P3:32

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

CERTIFIED MAIL
Return Receipt
Requested

Re: MUR 1773

Dear Commissioners:

This letter, submitted pursuant to regulations issued by the Federal Election Commission, 11 CFR \$111.6(a), is in response to the complaint filed in the captioned matter on September 4, 1984. The undersigned has been authorized to submit this response in behalf of InterNorth, Inc., a Delaware corporation, and Mr. Sam F. Segnar, an individual.

InterNorth and Mr. Segnar respectfully request the Commission to take no action against either of them on the basis of the referenced complaint because neither has violated the Federal Election Campaign Act of 1971. InterNorth and Mr. Segnar are able to demonstrate, as is set forth below, that the allegations of the complaint are without foundation.

BACKGROUND

On September 14, 1984, a fund-raising reception and luncheon was held for Congressman Hal Daub at the Peony Park Ballroom located at 8100 Cass Street, Omaha, Nebraska. These events were sponsored by the Hal Daub for Congress Committee. (See the enclosed sworn statements of John C. Moats and Janet C. Morrison for additional details regarding sponsorship and preparation for the events.)

Invitation to either event consisted of a letter from Mr. Segnar, written on his office stationery, and a ticket or R.S.V.P. (depending upon the recipient of the invitation), which were mailed in an InterNorth envelope. Mr. Segnar's letter of invitation did not contain a statement of disclaimer

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INTERNORTH

Federal Election Commission
September 25, 1984
Page 2

on its face; however, both the ticket and the R.S.V.P. included the statement "Paid for by Hal Daub for Congress Committee". In order to attend either event, the invitee was required to fill in and return the articles upon which the statements of disclaimer were clearly printed.

In preparation for the above-mentioned fund-raising events, representatives of InterNorth and the Hal Daub for Congress Committee met on August 27, 1984. During this meeting, Mr. Segnar's personal participation in the events was confirmed. At that time it also was agreed that InterNorth would be reimbursed in full, on a usual and customary charge basis, for all InterNorth resources, including staff time, devoted to the events. While the letters of invitation were prepared and sent before this meeting was held, there never was a question that InterNorth would not be reimbursed for all expenses associated with the invitations.

After the events were held, Mr. Moats prepared and delivered to the Daub Committee a statement that itemized all InterNorth expenses incurred in connection with preparation for, and the mailing of invitations to the September 14 events. This billing was promptly paid by the Committee's check, dated September 19, 1984, in the sum of \$978.00. InterNorth incurred no other expense for these events and has contributed nothing else of value to the Congressman or his Committee for which InterNorth has not been reimbursed in full by each of them.

DISCUSSION

The complaining party has expressed concern that the solicitation to the September 14 fundraiser "may have been paid for by the corporation." This conclusion apparently has been reached because Mr. Segnar's letter contained "no disclaimers. . .nor any indication that Mr. Segnar's solicitation on Mr. Daub's behalf was paid for by the candidate."

The Commission's regulations clearly authorize the method of communicating the solicitations made by Mr. Segnar in behalf of the Committee. Section 110.11(a)(1) of the regulations provides that a solicitation by a person in behalf

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INTERNORTH

Federal Election Commission
September 25, 1984
Page 3

of a clearly identified candidate shall include a disclaimer meeting the requirements of that section. The regulation also provides:

"(The disclaimer) shall appear and be presented in a clear and conspicuous manner to give the reader. . .adequate notice of the identity of persons who paid for and, where required, who authorized the communication. Such person is not required to place the disclaimer on the front face or page of any such material as long as a disclaimer appears within the communication. . ." (Emphasis added.)

And, subsection (a)(1)(i) of that section, which is applicable to Mr. Segnar's communications, further provides:

"(i) Such communication, including any solicitation, if paid for and authorized by a candidate, an authorized committee of a candidate, or its agent, shall clearly state that the communication has been paid for by the authorized political committee. . . ."

The recipient list was provided by, and the solicitations in issue were authorized and paid for by the Hal Daub for Congress Committee, as is evident from the enclosed statements of Mr. Moats and Ms. Morrison. Each solicitation did contain the required disclaimer, but not on the face of Mr. Segnar's letter. There is no statement in any of the communications that would lead a reasonable person to believe the communications were sponsored or paid for by anyone other than the Committee. In sum, there has been no violation of the Act or the Commission's regulations because of a lack of an appropriate disclaimer in the solicitations.

The enclosed statements of Mr. Moats and Ms. Morrison also show that while corporate personnel and facilities were used in preparation for the September 14 fundraiser, Inter-North was promptly reimbursed by the Committee for all normal and usual charges associated with these efforts. It is

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↑ INTERNORTH

Federal Election Commission
September 25, 1984
Page 4

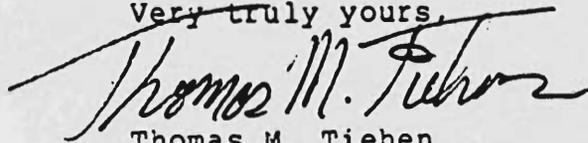
submitted that these activities were well within the guidelines established for permitted corporate services and facilities set forth in §114.9 of the Commission's regulations. Therefore, there has been no corporate contribution or expenditure in connection with these activities which would constitute a violation of §114.2 of the regulations or Section 441b(a) of the Act. Similarly, while Mr. Segnar, who is the Chairman of the Board and Chief Executive Officer of InterNorth, did use his office stationery and contributed personal time to the solicitation effort, all corporate costs associated with this have been reimbursed by the Committee. Further, it is Mr. Segnar's position that the time he devoted to the effort does not amount to a contribution of anything of value within the meaning of the Act, nor would it necessitate reimbursement to InterNorth under §114.9 of the Commission's regulations because his use of corporate facilities was isolated, did not prevent him from completing his normal work and did not ascertainably increase overhead or operating costs of InterNorth.

CONCLUSION

Contrary to the allegations contained in the referenced complaint, InterNorth and Mr. Segnar have done nothing in connection with Congressman Daub's September 14 fundraiser which constitutes a violation of the Federal election laws and regulations.

Again, it is respectfully requested that the Commission take no action against InterNorth or Mr. Segnar.

Very truly yours,



Thomas M. Tiehen
Attorney

ljs

85040510333

STATEMENT OF DESIGNATION OF COUNSEL

84 OCT 1 12:39 (5)

NR 1773

NAME OF COUNSEL: Thomas M. Tiehen*

ADDRESS: InterNorth, Inc.
2223 Dodge Street
Omaha, Nebraska 68102

TELEPHONE: (402) 633-5141

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.

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Date: _____ Signature _____

RESPONDENT'S NAME: _____

ADDRESS: _____

HOME PHONE: _____

BUSINESS PHONE: _____

*I have responded in behalf of both InterNorth, Inc. and Mr. Sam F. Segnar.

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STATEMENT

My name is John C. Moats and I reside at 42 Delong, Council Bluffs, Iowa. I am an employee of InterNorth, Inc., a corporation located in Omaha, Nebraska; and have been so employed for the past 17 years. My present position with InterNorth is that of General Manager of Government Affairs, and my major responsibilities in this position include management of InterNorth's corporate presence in the state and federal political arena. I have held my present position for 2 years.

On September 14, 1984, a fund-raising luncheon and reception were held for Congressman Hal Daub at the Peony Park Ballroom, located at 8100 Cass Street, Omaha, Nebraska. These events were sponsored by the Hal Daub for Congress Committee. I participated in the planning and preparation of the events as a representative of InterNorth; but I also served as liaison to Mr. Sam Segnar with regard to his personal involvement in the events. Mr. Segnar is the Chairman of the Board and the Chief Executive Officer of InterNorth.

I attended a meeting with Committee and Hal Daub representatives during the morning of August 27. This meeting was held at the Committee's office on F Street in Omaha, Nebraska. The Committee and Daub representatives included Jan Morrison, Dave Heineman, Linda Lovgren and Roy Smith. Also attending the meeting was Tom Horgan, an employee of InterNorth's Government Affairs Division. The purpose of the meeting was to discuss preparations for the September 14 luncheon and reception and to delineate responsibilities in connection with those events.

At that meeting, I informed those present that Mr. Segnar had expressed to me his desire to personally assist in the fund-raising effort, and that he had agreed to sign letters of

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invitation to the events. Also discussed at the meeting was InterNorth's involvement in the necessary plans and preparations, and a significant portion of the discussion concerned steps to be taken by InterNorth to assure compliance with federal election laws with regard to such involvement.

It was agreed among those attending the meeting that a few InterNorth personnel would assist the Committee in its coordination of the events. We also agreed that InterNorth would keep track of the expense of all resources InterNorth would dedicate to the Committee's fund-raising tasks. I agreed with Jan Morrison to submit to the Committee for payment after the events a bill itemizing InterNorth's customary charges for all staff time, stationery, use of word processing equipment, postage and any other expense involved. Accordingly, after the meeting I gave specific instructions to my secretary and Mr. Horgan, both of whom were to provide services to the Committee in addition to my services, to keep an accurate record of all InterNorth expenditures and the amount of time they would devote to the September 14 fund-raiser.

Such records were kept and a bill for the expenses was submitted to the Committee for payment on September 19, 1984. (See attached Exhibit "A", a true and correct copy of the bill.) The expenses charged to the Committee represent InterNorth's best estimate of the actual cost involved and do not include any discount. Upon receipt of payment of this bill, InterNorth will have been fully compensated for all InterNorth resources used for the September 14 fund-raiser.

In addition to my responsibilities for tracking InterNorth's costs associated with the Daub fund-raiser, I coordinated the mailing of invitations to the mentioned reception. To the best of my knowledge and belief, each invitation

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8

Statement of John C. Moats
Page 3

included an R.S.V.P., which contained a statement that the event was paid for by the Hal Daub for Congress Committee. (Attached Exhibit "B" is a copy of the R.S.V.P. used.) While Mr. Segnar's stationery also was used, there was no attempt or intent by me to convey to the invitees any impression that InterNorth either sponsored or contributed to the events, the Committee, or the candidate.

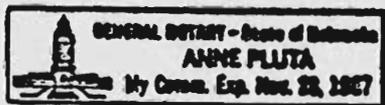
STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

JOHN C. MOATS, being first duly sworn upon oath deposes and says he has read the foregoing Statement, that he has direct knowledge of the contents thereof, and that the foregoing statement is true and correct to the best of his knowledge, information and belief.

John C. Moats

JOHN C. MOATS

SUBSCRIBED AND SWORN to before me this 21st day of September, 1984.



Anne Pluta

NOTARY PUBLIC

85040510337

INTERNORTH

September 19, 1984

Hal Daub for Congress Campaign
 Ms. Jan Morrison
 P. O. Box 6333
 Omaha, NE 68106

From: InterNorth, Inc. *Jem*

STATEMENT for
 HAL DAUB FOR CONGRESS FUNDRAISER
 SEPTEMBER 14, 1984

The following presents total costs incurred by InterNorth in supporting Mr. Segnar's chairmanship of the 9/14/84 Hal Daub fundraiser.

With the payment of these dollars, InterNorth will be fully compensated for all resources used.

STATIONARY:

Letterhead stationary (8 1/2 x 11)
 3,561 sheets and envelopes at \$045. per set \$160.25

Letterhead stationary (10 1/2 x 7)
 411 sheets and envelopes at \$.095 per set 39.05

POSTAGE:

411 envelopes at \$.20 per 82.20

STAFF TIME:

Word processing - 35 hours at \$8.65 per hour 302.75

Tom Horgan - 7 hours at \$25.00 per hour 175.00

John Moats - 5 hours at \$40.00 per hour 200.00

Pat Carpenter - 2 1/2 hours at \$7.50 per hour 18.75

TOTAL COST

\$978.00

8
3
3
0
5
4
0
5
1
0
3
8

10

1

85040510339

HAL DAUB GARDEN RECEPTION AND LUNCHEON

Special Guest:

Commerce Secretary MALCOLM BALDRIGE

The Royal Lodge at Peony Park, 8100 Cass St.

September 14, 1984

Reception 11 a.m. - 12 noon - Luncheon 12 noon

NAME _____

ADDRESS _____

CITY/STATE/ZIP _____

____ Please reserve _____ tickets and I have enclosed \$ _____

____ Please reserve _____ tickets and I will forward payment later.

____ I cannot attend, but I have enclosed \$ _____ donation.

\$500 PER COUPLE - CHECKS PAYABLE TO: HAL DAUB FOR CONGRESS

Paid for by Hal Daub for Congress Committee

11

STATEMENT

My name is Janet C. Morrison, and my residence is located at 2929 South 80th Street, Omaha, Nebraska. I currently am, and was during the events described in this Statement, Campaign Manager of the Hal Daub for Congress Committee. I have held this full-time position since February 1, 1984. Included among my responsibilities as Campaign Manager are those of supervising the staff and budget of the Committee, coordination of fund raising, and authorization of all expenditures by the Committee.

I was responsible for the coordination of all arrangements associated with a fund-raising luncheon for Congressman Daub given at the Peony Park Ballroom at 8100 Cass Street, Omaha, Nebraska, on September 14, 1984. This luncheon was sponsored solely by the Hal Daub for Congress Committee, and all expenses associated with the luncheon either have been paid, or will be paid upon receipt of bills, by the Committee.

On Monday, August 27, 1984, a meeting was held in preparation for the fund raising luncheon at the Committee's office located at 4921 F Street, Omaha, Nebraska. The meeting occurred between the hours of 8:00 a.m. and 10:00 a.m. and was attended by me, Linda Lovgren (the Committee's media campaign consultant), Dave Heineman (Congressman Daub's Administrative Aid), Roy Smith (the volunteer campaign chairman for the Committee), and two representatives of Inter-North, Inc., John Moats and Tom Horgan.

During the August 27 meeting, it was announced by John Moats that Sam Segnar, the Chief Executive Officer of Inter-North, had agreed personally to sign invitations to the luncheon and a separate reception to be held immediately before the luncheon. Also discussed at the meeting was the

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12

utilization of supplies, equipment and personnel provided by InterNorth to facilitate preparation and distribution of the invitations, receipt of contributions, and arrangements for the luncheon itself.

It was decided at the meeting that Mr. Segnar's stationery would be used to distribute invitations to the luncheon and reception and that each invitation would include a ticket to the luncheon or an R.S.V.P. for the reception. Both the ticket and R.S.V.P. used have a clear statement indicating payment for by the Hal Daub for Congress Committee. It also was decided that the lists of invitees to the luncheon (approximately 3,000 names) and the reception (approximately 400 names) would be assembled by the Committee. The reception list of names was provided to InterNorth for InterNorth's mailing of invitations; but the mailing of invitations to the luncheon was handled by the Committee under my direction.

During the meeting in question, it was expressly agreed between the Committee and the InterNorth representatives that all expenses incurred by InterNorth in connection with these fund raising events were to be reimbursed by the Committee. More particularly, it was agreed that the costs of all stationery, envelopes, postage, printing, word processing and all staff time of InterNorth personnel devoted to the project were to be itemized and billed to the Committee, based on InterNorth's usual and customary charges without discount.

A copy of this bill was received by the Committee, and I prepared and sent to InterNorth a check, dated September 19, 1984, from the Committee for the sum of \$978.00

85040510341

INTERNORTH

September 19, 1984

Hal Daub for Congress Campaign
Ms. Jan Morrison
P. O. Box 6333
Omaha, NE 68106

From: InterNorth, Inc. *Jem*

STATEMENT for
HAL DAUB FOR CONGRESS FUNDRAISER
SEPTEMBER 14, 1984

The following presents total costs incurred by InterNorth in supporting Mr. Segnar's chairmanship of the 9/14/84 Hal Daub fundraiser.

With the payment of these dollars, InterNorth will be fully compensated for all resources used.

STATIONARY:

Letterhead stationary (8 1/2 x 11)
3,561 sheets and envelopes at \$045. per set \$160.25

Letterhead stationary (10 1/2 x 7)
411 sheets and envelopes at \$.095 per set. 39.05

POSTAGE:

411 envelopes at \$.20 per 82.20

STAFF TIME:

Word processing - 35 hours at \$8.65 per hour 302.75

Tom Horgan - 7 hours at \$25.00 per hour 175.00

John Moats - 5 hours at \$40.00 per hour 200.00

Pat Carpenter - 2 1/2 hours at \$7.50 per hour 18.75

TOTAL COST \$978.00

HAL DAUB FOR CONGRESS

P. O. BOX 6333
OMAHA, NE 68106

1583

9-19-84

BY THE ORDER OF *InterNorth*

\$ 978.00

Nine hundred seventy eight dollars and 00/100 DOLLARS

first national bank
Omaha

Janet C. Morrison

⑆001583⑆⑆104000016⑆⑆24126598⑆⑆70

INTERNORTH

September 19, 1984

Hal Daub for Congress Campaign
Ms. Jan Morrison
P. O. Box 6333
Omaha, NE 68106

From: InterNorth, Inc. *Jem*

STATEMENT for
HAL DAUB FOR CONGRESS FUNDRAISER
SEPTEMBER 14, 1984

The following presents total costs incurred by InterNorth in supporting Mr. Segnar's chairmanship of the 9/14/84 Hal Daub fundraiser.

With the payment of these dollars, InterNorth will be fully compensated for all resources used.

STATIONARY:

Letterhead stationary (8 1/2 x 11)	
3,561 sheets and envelopes at \$045. per set	\$160.25
Letterhead stationary (10 1/2 x 7)	
411 sheets and envelopes at \$.095 per set.	39.05

POSTAGE:

411 envelopes at \$.20 per	82.20
----------------------------	-------

STAFF TIME:

Word processing - 35 hours at \$8.65 per hour	302.75
Tom Horgan - 7 hours at \$25.00 per hour	175.00
John Moats - 5 hours at \$40.00 per hour	200.00
Pat Carpenter - 2 1/2 hours at \$7.50 per hour	18.75

TOTAL COST	<u>\$978.00</u>
------------	-----------------

HAL DAUB FOR CONGRESS
P. O. BOX 6333
OMAHA, NE 68106

1583

9-19-84

TO THE
DEP OF *InterNorth*

\$ 978.00

Nine hundred seventy eight dollars and 00/100 DOLLARS

first national bank
omaha

Janet C Morrison

⑈001583⑈ ⑆104000016⑆ ⑆14126598⑈70

Hal Daub

CONGRESS

FED
GCC #4376
04 SEP 27 12:37
15

September 21, 1984

Mr. Kenneth A. Gross
Associate General Counsel
Federal Election Commission
1325 K Street, N. W.
Washington D. C. 20463

Re: MUR 1773
Certified Mail 94343

SEP 27 P 2: 32

Dear Mr. Gross:

This is in response to your letter dated September 10, 1984, and received by the Hal Daub Committee on September 17, 1984, concerning complaint numbered MUR 1773.

The following explanation should take care of the matter and assure your Commission that I have followed the proper rules and regulations concerning our fundraiser.

- (1) My name is Jan Morrison (Janet C. Morrison for legal documents and check signing) and I am the Campaign Manager for Congressman Hal Daub, Nebraska's Second District.
- (2) A fundraiser was held in Omaha September 14, 1984, featuring Secretary of Commerce Malcolm Baldrige.
- (3) The Chairman of the Board and Chief Executive Officer of InterNorth, Mr. Sam F. Segnar, had told Congressman Daub that he would be happy to help in the re-election effort and welcome Secretary Baldrige to Omaha by extending the invitations to people in the community in a personal letter. He then sent two staff members to an organizational meeting August 27th held in our headquarters, 4921 F Street, to work out the details.
- (4) At this meeting the following was agreed upon:
 - (a) The event was to be two-tiered. One would be an invitation to a \$500 a couple private reception followed by the luncheon and the second was \$100 a couple luncheon. Both letters were to be on Mr. Segnar's personal stationary.

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16

(b) All stationary, envelopes, postage, and secretarial and staff time utilized by InterNorth would be fully reimbursed by Congressman Daub's re-election committee.

(c) To comply with FEC regulations concerning a disclaimer on who was paying for the material, section number 110.11, revised on 12-15-83, it was decided that an RSVP card for the 411 reception invitations (sample enclosed) mailed out by InterNorth would comply and a ticket would be enclosed (see sample) for the 3,561 luncheon invitations mailed out by the committee. Thus each communication had an enclosure with a disclaimer. According to the aforementioned paragraph it was unnecessary to stamp "Paid for by the Hal Daub for Congress Committee" on Mr. Segnar's personal stationary.

(d) For convenience the reception and luncheon reservations were handled separately but all time and expenditures by InterNorth were carefully documented and when the last of the checks and reservations were handled, Mr. John Moats submitted a bill to me (as agreed to in the August meeting) and I wrote InterNorth a check to pay the bill. A copy of this is also enclosed.

Thus all expenditures for our fundraiser have and are being paid for by myself as Campaign Manager for Congressman Hal Daub and the Hal Daub for Congress Committee.

If you have further questions I will be happy to answer them. Direct your inquiry to me at P. O. Box 6333, Omaha, Nebraska 68106.

Sincerely,

Jan Morrison
Campaign Manager

Encls.

CC: Congressman Hal Daub

85040510348

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(71)

HAL DAUB GARDEN RECEPTION AND LUNCHEON

Special Guest:

Commerce Secretary MALCOLM BALDRIGE

The Royal Lodge at Peony Park, 8100 Cass St.

September 14, 1984

Reception 11 a.m. - 12 noon - Luncheon 12 noon

NAME _____

ADDRESS _____

CITY/STATE/ZIP _____

_____ Please reserve _____ tickets and I have enclosed \$ _____

_____ Please reserve _____ tickets and I will forward payment later.

_____ I cannot attend, but I have enclosed \$ _____ donation.

\$500 PER COUPLE - CHECKS PAYABLE TO: HAL DAUB FOR CONGRESS

Paid for by Hal Daub for Congress Committee

8 5 0 4 0 5 1 0 3 5 0

81

Name

Address

Phone

Principal place
of business

No

519

Fund-Raising Luncheon for
CONGRESSMAN HAL DAUB

special guest

The Honorable Malcolm Baldrige
Secretary of Commerce
Member of the President's Cabinet

Peony Park Ballroom
8100 Cass Street, Omaha
Friday, September 14, 1984
12 o'clock noon

\$100 per couple No 519

Paid for by Hal Daub for Congress Committee

17

INTERNORTH

September 19, 1984

Hal Daub for Congress Campaign
Ms. Jan Morrison
P. O. Box 6333
Omaha, NE 68106

From: InterNorth, Inc. *Jem*

STATEMENT for HAL DAUB FOR CONGRESS FUNDRAISER SEPTEMBER 14, 1984

The following presents total costs incurred by InterNorth in supporting Mr. Segnar's chairmanship of the 9/14/84 Hal Daub fundraiser.

With the payment of these dollars, InterNorth will be fully compensated for all resources used.

STATIONARY:

Letterhead stationary (8 1/2 x 11)
3,561 sheets and envelopes at \$045. per set \$160.25

Letterhead stationary (10 1/2 x 7)
411 sheets and envelopes at \$.095 per set. 39.05

POSTAGE:

411 envelopes at \$.20 per 82.20

STAFF TIME:

Word processing - 35 hours at \$8.65 per hour 302.75

Tom Horgan - 7 hours at \$25.00 per hour 175.00

John Moats - 5 hours at \$40.00 per hour 200.00

Pat Carpenter - 2 1/2 hours at \$7.50 per hour 18.75

TOTAL COST \$978.00

85040510351

HAL DAUB FOR CONGRESS P. O. BOX 6333 OMAHA, NE 68106	1583
THE DEPT OF <i>InterNorth</i>	9-19-84 \$ 978.00
<i>Nine hundred seventy eight dollars and 00/100</i> DOLLARS	
	<i>Janet Morrison</i>
001583 010000016 3426876 70	

FEC
GCC#-4944
34 OCT 2 AM 11:14
20

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

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

September 21, 1984

Re: MUR 1773

Dear Mr. Steele:

In response to your inquiry concerning MUR 1773, I submit the following explanation:

The invitation was sent using Mr. Sam F. Segner's personalized stationary and envelope. Internorth supplied personnel, equipment, and postage.

Internorth was reimbursed for all expenses incurred in connection with this fundraising event by the Hal Daub for Congress Committee, per enclosures.

Included in Mr. Segner's envelope was a ticket that stated, "Paid For By Hal Daub for Congress Committee". This is in compliance with paragraph #866, Section 110.11 a(2).

I hope this will explain the matter.

Sincerely,

Vernon E. Dolleck
Vernon E. Dolleck
Treasurer
Hal Daub for Congress Committee

Enclosures

cc: The Honorable Hal Daub

85040510352

14 OCT 2 PM 2:31

21

85040510353

Name

Address

Phone

Principal place
of business

No. 515

Fund-Raising Luncheon for
CONGRESSMAN HAL DAUB

special guest

The Honorable Malcolm Baldrige

Secretary of Commerce

Member of the President's Cabinet

Peony Park Ballroom

8100 Cass Street, Omaha

Friday, September 14, 1984

12 o'clock noon

\$100 per couple **No. 515**

Paid for by Hal Daub for Congress Committee

②

INTERNORTH

September 19, 1984

Hal Daub for Congress Campaign
Ms. Jan Morrison
P. O. Box 6333
Omaha, NE 68106

From: InterNorth, Inc. *Jem*

STATEMENT for
HAL DAUB FOR CONGRESS FUNDRAISER
SEPTEMBER 14, 1984

The following presents total costs incurred by InterNorth in supporting Mr. Segnar's chairmanship of the 9/14/84 Hal Daub fundraiser.

With the payment of these dollars, InterNorth will be fully compensated for all resources used.

85040510354



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

(24)

Vernon E. Dolleck, Treasurer
Hal Daub For Congress Committee
8801 West Center Road
Omaha, Nebraska 68124

Re: MUR 1773
Hal Daub for Congress Committee
Vernon E. Dolleck, Treasurer

Dear Mr. Dolleck:

The Federal Election Commission notified you on September 13, 1984, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint was forwarded to you at that time. We acknowledge receipt of your explanations of this matter which were dated September 21, 1984.

Upon further review of the allegations contained in the complaint and information supplied by you, the Commission, on December , 1984, determined that there is reason to believe that the Hal Daub for Congress Committee and you, as treasurer, have violated 2 U.S.C. § 441b(a), a provision of the Act. Specifically, the Commission determined that your committee should have reimbursed Internorth for the cost of producing the letters at the usual and normal commercial market rate. 11 C.F.R. § 114.9(c). The evidence before the Commission revealed that Internorth was only reimbursed for its costs in producing the letters. The difference between the cost of producing the letters at the commercial rate and Internorth's costs results in a corporate contribution. You may submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Please submit any such response within ten days of your receipt of this notification.

The Office of General Counsel would like to settle this matter through conciliation prior to a finding of probable cause; however, in the absence of any information which demonstrates that no further action should be taken against the committee and you, as treasurer, the Office of General Counsel must proceed to the next compliance stage as noted on page 2, paragraph 2 of the enclosed procedures.

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25

Vernon E. Dolleck, Treasurer
Page 2

This matter will remain confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you have any questions, please contact Judy Thedford, at (202)523-4000.

Sincerely,

Enclosures
Procedures

35040510357



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Sam F. Segnar, Chairman of the
Board and Chief Executive Officer
Internorth, Inc.
2223 Dodge Street
Omaha, Nebraska 68102

RE: MUR 1773
Internorth

Dear Mr. Segnar:

The Federal Election Commission notified you on September 12, 1984, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint was forwarded to you at that time. We acknowledge receipt of your explanation of this matter which was dated September 25, 1984.

Upon further review of the allegations contained in the complaint and information supplied by you, the Commission, on December , 1984, determined that there is reason to believe that Internorth, Inc. violated 2 U.S.C. § 441b(a) and no reason to believe Internorth violated 2 U.S.C. § 441d. Specifically, the Commission determined that Internorth should have billed the Hal Daub for Congress Committee for the cost of producing the letters at the usual and normal commercial market rate. 11 C.F.R. § 114.9(c). The evidence before the Commission revealed that the Daub Committee was billed only for Internorth's cost of producing the letters. The difference between the cost of producing the letters at the commercial rate and Internorth's cost results in a corporate contribution. You may submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Please submit any such response within ten days of your receipt of this notification.

The Office of General Counsel would like to settle this matter through conciliation prior to a finding of probable cause; however, in the absence of any information which demonstrates that no further action should be taken against Internorth, the Office of General Counsel must proceed to the next compliance stage as noted on page 2, paragraph 2 of the enclosed procedures.

35040510358

27

Sam F. Segnar, Chairman
Page 2

This matter will remain confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you have any questions, please contact Judy Thedford, at (202)523-4000.

Sincerely,

Enclosures
Procedures

35040510359

Hal Daub

CONGRESS

RECEIVED AT THE FEC

GCC #4876
84 SEP 27 PR: 82

September 21, 1984

Mr. Kenneth A. Gross
Associate General Counsel
Federal Election Commission
1325 K Street, N. W.
Washington D. C. 20463

Re: MUR 1773
Certified Mail 943486

14 SEP 27
PR: 82

FEDERAL
GENERAL COUNSEL

Dear Mr. Gross:

This is in response to your letter dated September 10, 1984, and received by the Hal Daub Committee on September 17, 1984, concerning complaint numbered MUR 1773.

The following explanation should take care of the matter and assure your Commission that I have followed the proper rules and regulations concerning our fundraiser.

- (1) My name is Jan Morrison (Janet C. Morrison for legal documents and check signing) and I am the Campaign Manager for Congressman Hal Daub, Nebraska's Second District.
- (2) A fundraiser was held in Omaha September 14, 1984, featuring Secretary of Commerce Malcolm Baldrige.
- (3) The Chairman of the Board and Chief Executive Officer of InterNorth, Mr. Sam F. Segnar, had told Congressman Daub that he would be happy to help in the re-election effort and welcome Secretary Baldrige to Omaha by extending the invitations to people in the community in a personal letter. He then sent two staff members to an organizational meeting August 27th held in our headquarters, 4921 F Street, to work out the details.
- (4) At this meeting the following was agreed upon:
 - (a) The event was to be two-tiered. One would be an invitation to a \$500 a couple private reception followed by the luncheon and the second was \$100 a couple luncheon. Both letters were to be on Mr. Segnar's personal stationary.

P.O. Box 6333, Omaha, Nebraska 68106

Paid for by the Hal Daub for Congress Committee

35040510360

(b) All stationary, envelopes, postage, and secretarial and staff time utilized by InterNorth would be fully reimbursed by Congressman Daub's re-election committee.

(c) To comply with FEC regulations concerning a disclaimer on who was paying for the material, section number 110.11, revised on 12-15-83, it was decided that an RSVP card for the 411 reception invitations (sample enclosed) mailed out by InterNorth would comply and a ticket would be enclosed (see sample) for the 3,561 luncheon invitations mailed out by the committee. Thus each communication had an enclosure with a disclaimer. According to the aforementioned paragraph it was unnecessary to stamp "Paid for by the Hal Daub for Congress Committee" on Mr. Segnar's personal stationary.

(d) For convenience the reception and luncheon reservations were handled separately but all time and expenditures by InterNorth were carefully documented and when the last of the checks and reservations were handled, Mr. John Moats submitted a bill to me (as agreed to in the August meeting) and I wrote InterNorth a check to pay the bill. A copy of this is also enclosed.

Thus all expenditures for our fundraiser have and are being paid for by myself as Campaign Manager for Congressman Hal Daub and the Hal Daub for Congress Committee.

If you have further questions I will be happy to answer them. Direct your inquiry to me at P. O. Box 6333, Omaha, Nebraska 68106.

Sincerely,

Jan Morrison

Campaign Manager

Encls.

CC: Congressman Hal Daub

3 5 0 4 0 5 1 0 3 6 1

↑ INTERNORTH

September 19, 1984

Hal Daub for Congress Campaign
Ms. Jan Morrison
P. O. Box 6333
Omaha, NE 68106

From: InterNorth, Inc. *Jem*

STATEMENT for
HAL DAUB FOR CONGRESS FUNDRAISER
SEPTEMBER 14, 1984

The following presents total costs incurred by InterNorth in supporting Mr. Segnar's chairmanship of the 9/14/84 Hal Daub fundraiser.

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STATIONARY:

Letterhead stationary (8 1/2 x 11) 3,561 sheets and envelopes at \$0.45. per set	\$160.25
Letterhead stationary (10 1/2 x 7) 411 sheets and envelopes at \$.095 per set	39.05

POSTAGE:

411 envelopes at \$.20 per	82.20
----------------------------	-------

STAFF TIME:

Word processing - 35 hours at \$8.65 per hour	302.75
Tom Horgan - 7 hours at \$25.00 per hour	175.00
John Moats - 5 hours at \$40.00 per hour	200.00
Pat Carpenter - 2 1/2 hours at \$7.50 per hour	18.75

TOTAL COST	\$978.00
------------	----------

HAL DAUB FOR CONGRESS
P. O. BOX 6333
OMAHA, NE 68106

1583

PAY
TO THE
ORDER OF

InterNorth

9-19-84

27-1
1040

\$ *978.00*

Nine hundred seventy-eight dollars and ⁰⁰/₁₀₀ DOLLARS



FOR

Janet C. Morrison

⑈001583⑈ ⑆104000016⑆ 14126598⑈70

Name _____

Address _____

Phone _____

Principal place
of business _____

No 519

Fund-Raising Luncheon for
CONGRESSMAN HAL DAUB

special guest

The Honorable Malcolm Baldrige
Secretary of Commerce
Member of the President's Cabinet

Peony Park Ballroom
8100 Cass Street, Omaha

Friday, September 14, 1984

12 o'clock noon

\$100 per couple **No 519**

Paid for by Hal Daub for Congress Committee

85040510363

HAL DAUB GARDEN RECEPTION AND LUNCHEON

Special Guest:

Commerce Secretary **MALCOLM BALDRIGE**

The Royal Lodge at Peony Park, 8100 Cass St.

September 14, 1984

Reception 11 a.m. - 12 noon - Luncheon 12 noon

NAME _____

ADDRESS _____

CITY/STATE/ZIP _____

____ Please reserve _____ tickets and I have enclosed \$ _____.

____ Please reserve _____ tickets and I will forward payment
later.

____ I cannot attend, but I have enclosed \$ _____ donation.

\$500 PER COUPLE - CHECKS PAYABLE TO: HAL DAUB FOR CONGRESS

Paid for by Hal Daub for Congress Committee

L. Daub
CONGRESS

333, Omaha, Nebraska 68106

OMAHA NEB 681
-PM
24 SEP
1984

T. HOBY
[Handwritten signature]

OMAHA
SEP 24 '84
AFC

Mr. Kenneth A. Gross
Associate General Counsel
Federal Election Commission
1325 K Street, N. W.
Washington D. C. 20463

01 SEP 27 12:36

CERTIFIED

4 609 158 935

MAIL

**RETURN RECEIPT
REQUESTED**

RECEIVED AT THE FEC
GCC#4944
84 OCT 2 AM 11:44

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

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

September 21, 1984

Re: MUR 1773

Dear Mr. Steele:

In response to your inquiry concerning MUR 1773, I submit the following explanation:

The invitation was sent using Mr. Sam F. Segner's personalized stationary and envelope. Internorth supplied personnel, equipment, and postage.

Internorth was reimbursed for all expenses incurred in connection with this fundraising event by the Hal Daub for Congress Committee, per enclosures.

Included in Mr. Segner's envelope was a ticket that stated, "Paid For By Hal Daub for Congress Committee". This is in compliance with paragraph #866, Section 110.11 a(2).

I hope this will explain the matter.

Sincerely,

Vernon E. Dolleck
Treasurer
Hal Daub for Congress Committee

Enclosures

cc: The Honorable Hal Daub

RECEIVED
GENERAL COUNSEL
34 OCT 2 PM 2:34

35040510365

3 5 0 4 0 5 1 0 3 6 6

Name

Address

Phone

Principal place
of business

No 515

Fund-Raising Luncheon for
CONGRESSMAN HAL DAUB

special guest

The Honorable Malcolm Baldrige
Secretary of Commerce
Member of the President's Cabinet

Peony Park Ballroom
8100 Cass Street, Omaha
Friday, September 14, 1984
12 o'clock noon

\$100 per couple **No 515**

Paid for by Hal Daub for Congress Committee

8 5 4 0 5 1 0 3 6 7

INTERNORTH

September 19, 1984

Hal Daub for Congress Campaign
Ms. Jan Morrison
P. O. Box 6333
Omaha, NE 68106

From: InterNorth, Inc. *Jem*

STATEMENT for
HAL DAUB FOR CONGRESS FUNDRAISER
SEPTEMBER 14, 1984

The following presents total costs incurred by InterNorth in supporting Mr. Segnar's chairmanship of the 9/14/84 Hal Daub fundraiser.

With the payment of these dollars, InterNorth will be fully compensated for all resources used.

STATIONARY:

Letterhead stationary (8 1/2 x 11)
3,561 sheets and envelopes at \$045. per set \$160.25

Letterhead stationary (10 1/2 x 7)
411 sheets and envelopes at \$.095 per set 39.05

POSTAGE:

411 envelopes at \$.20 per 82.20

STAFF TIME:

Word processing - 35 hours at \$8.65 per hour 302.75

Tom Horgan - 7 hours at \$25.00 per hour 175.00

John Moats - 5 hours at \$40.00 per hour 200.00

Pat Carpenter - 2 1/2 hours at \$7.50 per hour 18.75

TOTAL COST \$978.00

HAL DAUB FOR CONGRESS		1583
P. O. BOX 6333 OMAHA, NE 68106		
PAY TO THE ORDER OF	<i>InterNorth</i>	9-19-84 \$ 978.00
<i>Nine hundred seventy-eight dollars and 00/100</i>		DOLLARS
FOR	<i>Janet C. Morrison</i>	
① first national bank omaha		
⑈001583⑈ ⑈104000016⑈ ⑈14126598⑈ ⑈70		

Vernon E. Dolleck
Treasurer,
Hal Daub for Congress Committee
8801 W Center Rd. #002
Omaha Ne 68124

8 5 0 4 0 5 1 0 3 6 8



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

**RETURN RECEIPT
REQUESTED**



GCC#4907



Law Department
Vice President
and General Counsel
Dean W. Wallace

Associate General Counsel
John A. Rasmussen, Jr.

Attorneys
Robert J. Foster
Donald F. Haas
Darryll M. H. Lewis
Thomas M. Tiehen

Administrative Coordinator
Carol L. Kain

September 25, 1984

RECEIVED
OCT 1 1984
10:33

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

CERTIFIED MAIL
Return Receipt
Requested

Re: MUR 1773

Dear Commissioners:

This letter, submitted pursuant to regulations issued by the Federal Election Commission, 11 CFR §111.6(a), is in response to the complaint filed in the captioned matter on September 4, 1984. The undersigned has been authorized to submit this response in behalf of InterNorth, Inc., a Delaware corporation, and Mr. Sam F. Segnar, an individual.

InterNorth and Mr. Segnar respectfully request the Commission to take no action against either of them on the basis of the referenced complaint because neither has violated the Federal Election Campaign Act of 1971. InterNorth and Mr. Segnar are able to demonstrate, as is set forth below, that the allegations of the complaint are without foundation.

BACKGROUND

On September 14, 1984, a fund-raising reception and luncheon was held for Congressman Hal Daub at the Peony Park Ballroom located at 8100 Cass Street, Omaha, Nebraska. These events were sponsored by the Hal Daub for Congress Committee. (See the enclosed sworn statements of John C. Moats and Janet C. Morrison for additional details regarding sponsorship and preparation for the events.)

Invitation to either event consisted of a letter from Mr. Segnar, written on his office stationery, and a ticket or R.S.V.P. (depending upon the recipient of the invitation), which were mailed in an InterNorth envelope. Mr. Segnar's letter of invitation did not contain a statement of disclaimer

35040510369

INTERNORTH

Federal Election Commission
September 25, 1984
Page 2

on its face; however, both the ticket and the R.S.V.P. included the statement "Paid for by Hal Daub for Congress Committee". In order to attend either event, the invitee was required to fill in and return the articles upon which the statements of disclaimer were clearly printed.

In preparation for the above-mentioned fund-raising events, representatives of InterNorth and the Hal Daub for Congress Committee met on August 27, 1984. During this meeting, Mr. Segnar's personal participation in the events was confirmed. At that time it also was agreed that InterNorth would be reimbursed in full, on a usual and customary charge basis, for all InterNorth resources, including staff time, devoted to the events. While the letters of invitation were prepared and sent before this meeting was held, there never was a question that InterNorth would not be reimbursed for all expenses associated with the invitations.

After the events were held, Mr. Moats prepared and delivered to the Daub Committee a statement that itemized all InterNorth expenses incurred in connection with preparation for, and the mailing of invitations to the September 14 events. This billing was promptly paid by the Committee's check, dated September 19, 1984, in the sum of \$978.00. InterNorth incurred no other expense for these events and has contributed nothing else of value to the Congressman or his Committee for which InterNorth has not been reimbursed in full by each of them.

DISCUSSION

The complaining party has expressed concern that the solicitation to the September 14 fundraiser "may have been paid for by the corporation." This conclusion apparently has been reached because Mr. Segnar's letter contained "no disclaimers. . .nor any indication that Mr. Segnar's solicitation on Mr. Daub's behalf was paid for by the candidate."

The Commission's regulations clearly authorize the method of communicating the solicitations made by Mr. Segnar in behalf of the Committee. Section 110.11(a)(1) of the regulations provides that a solicitation by a person in behalf

35040510370

INTERNORTH

Federal Election Commission
September 25, 1984
Page 3

of a clearly identified candidate shall include a disclaimer meeting the requirements of that section. The regulation also provides:

"(The disclaimer) shall appear and be presented in a clear and conspicuous manner to give the reader. . .adequate notice of the identity of persons who paid for and, where required, who authorized the communication. Such person is not required to place the disclaimer on the front face or page of any such material as long as a disclaimer appears within the communication. . ." (Emphasis added.)

And, subsection (a)(1)(i) of that section, which is applicable to Mr. Segnar's communications, further provides:

"(i) Such communication, including any solicitation, if paid for and authorized by a candidate, an authorized committee of a candidate, or its agent, shall clearly state that the communication has been paid for by the authorized political committee. . . ."

The recipient list was provided by, and the solicitations in issue were authorized and paid for by the Hal Daub for Congress Committee, as is evident from the enclosed statements of Mr. Moats and Ms. Morrison. Each solicitation did contain the required disclaimer, but not on the face of Mr. Segnar's letter. There is no statement in any of the communications that would lead a reasonable person to believe the communications were sponsored or paid for by anyone other than the Committee. In sum, there has been no violation of the Act or the Commission's regulations because of a lack of an appropriate disclaimer in the solicitations.

The enclosed statements of Mr. Moats and Ms. Morrison also show that while corporate personnel and facilities were used in preparation for the September 14 fundraiser, InterNorth was promptly reimbursed by the Committee for all normal and usual charges associated with these efforts. It is

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INTERNORTH

Federal Election Commission
September 25, 1984
Page 4

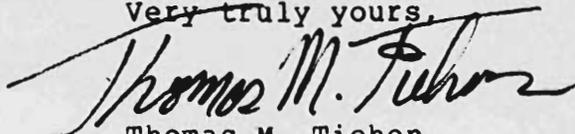
submitted that these activities were well within the guidelines established for permitted corporate services and facilities set forth in §114.9 of the Commission's regulations. Therefore, there has been no corporate contribution or expenditure in connection with these activities which would constitute a violation of §114.2 of the regulations or Section 441b(a) of the Act. Similarly, while Mr. Segnar, who is the Chairman of the Board and Chief Executive Officer of InterNorth, did use his office stationery and contributed personal time to the solicitation effort, all corporate costs associated with this have been reimbursed by the Committee. Further, it is Mr. Segnar's position that the time he devoted to the effort does not amount to a contribution of anything of value within the meaning of the Act, nor would it necessitate reimbursement to InterNorth under §114.9 of the Commission's regulations because his use of corporate facilities was isolated, did not prevent him from completing his normal work and did not ascertainably increase overhead or operating costs of InterNorth.

CONCLUSION

Contrary to the allegations contained in the referenced complaint, InterNorth and Mr. Segnar have done nothing in connection with Congressman Daub's September 14 fundraiser which constitutes a violation of the Federal election laws and regulations.

Again, it is respectfully requested that the Commission take no action against InterNorth or Mr. Segnar.

Very truly yours,



Thomas M. Tiehen
Attorney

ljs

85040510372

STATEMENT OF DESIGNATION OF COUNSEL

84 OCT 1 12: 00

MUR 1773

NAME OF COUNSEL: Thomas M. Tiehen*

ADDRESS: InterNorth, Inc.

2223 Dodge Street

Omaha, Nebraska 68102

TELEPHONE: (402) 633-5141

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.

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Date _____ Signature _____

RESPONDENT'S NAME: _____

ADDRESS: _____

HOME PHONE: _____

BUSINESS PHONE: _____

*I have responded in behalf of both InterNorth, Inc. and Mr. Sam F. Segnar.

STATEMENT

My name is John C. Moats and I reside at 42 Delong, Council Bluffs, Iowa. I am an employee of InterNorth, Inc., a corporation located in Omaha, Nebraska, and have been so employed for the past 17 years. My present position with InterNorth is that of General Manager of Government Affairs, and my major responsibilities in this position include management of InterNorth's corporate presence in the state and federal political arena. I have held my present position for 2 years.

On September 14, 1984, a fund-raising luncheon and reception were held for Congressman Hal Daub at the Peony Park Ballroom, located at 8100 Cass Street, Omaha, Nebraska. These events were sponsored by the Hal Daub for Congress Committee. I participated in the planning and preparation of the events as a representative of InterNorth; but I also served as liaison to Mr. Sam Segnar with regard to his personal involvement in the events. Mr. Segnar is the Chairman of the Board and the Chief Executive Officer of InterNorth.

I attended a meeting with Committee and Hal Daub representatives during the morning of August 27. This meeting was held at the Committee's office on F Street in Omaha, Nebraska. The Committee and Daub representatives included Jan Morrison, Dave Heineman, Linda Lovgren and Roy Smith. Also attending the meeting was Tom Horgan, an employee of InterNorth's Government Affairs Division. The purpose of the meeting was to discuss preparations for the September 14 luncheon and reception and to delineate responsibilities in connection with those events.

At that meeting, I informed those present that Mr. Segnar had expressed to me his desire to personally assist in the fund-raising effort, and that he had agreed to sign letters of

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invitation to the events. Also discussed at the meeting was InterNorth's involvement in the necessary plans and preparations, and a significant portion of the discussion concerned steps to be taken by InterNorth to assure compliance with federal election laws with regard to such involvement.

It was agreed among those attending the meeting that a few InterNorth personnel would assist the Committee in its coordination of the events. We also agreed that InterNorth would keep track of the expense of all resources InterNorth would dedicate to the Committee's fund-raising tasks. I agreed with Jan Morrison to submit to the Committee for payment after the events a bill itemizing InterNorth's customary charges for all staff time, stationery, use of word processing equipment, postage and any other expense involved. Accordingly, after the meeting I gave specific instructions to my secretary and Mr. Horgan, both of whom were to provide services to the Committee in addition to my services, to keep an accurate record of all InterNorth expenditures and the amount of time they would devote to the September 14 fund-raiser.

Such records were kept and a bill for the expenses was submitted to the Committee for payment on September 19, 1984. (See attached Exhibit "A", a true and correct copy of the bill.) The expenses charged to the Committee represent InterNorth's best estimate of the actual cost involved and do not include any discount. Upon receipt of payment of this bill, InterNorth will have been fully compensated for all InterNorth resources used for the September 14 fund-raiser.

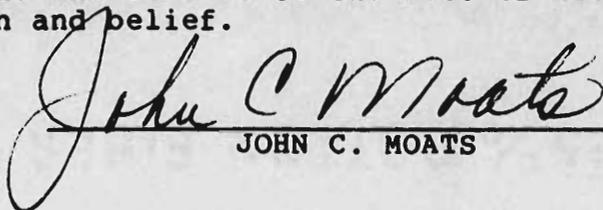
In addition to my responsibilities for tracking InterNorth's costs associated with the Daub fund-raiser, I coordinated the mailing of invitations to the mentioned reception. To the best of my knowledge and belief, each invitation

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included an R.S.V.P., which contained a statement that the event was paid for by the Hal Daub for Congress Committee. (Attached Exhibit "B" is a copy of the R.S.V.P. used.) While Mr. Segnar's stationery also was used, there was no attempt or intent by me to convey to the invitees any impression that InterNorth either sponsored or contributed to the events, the Committee, or the candidate.

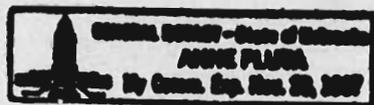
STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

JOHN C. MOATS, being first duly sworn upon oath deposes and says he has read the foregoing Statement, that he has direct knowledge of the contents thereof, and that the foregoing statement is true and correct to the best of his knowledge, information and belief.



JOHN C. MOATS

SUBSCRIBED AND SWORN to before me this 21st day of September, 1984.





NOTARY PUBLIC

35040510376

INTERNORTH

September 19, 1984

Hal Daub for Congress Campaign
 Ms. Jan Morrison
 P. O. Box 6333
 Omaha, NE 68106

From: InterNorth, Inc. *Jem*

STATEMENT for
 HAL DAUB FOR CONGRESS FUNDRAISER
 SEPTEMBER 14, 1984

The following presents total costs incurred by InterNorth in supporting Mr. Segnar's chairmanship of the 9/14/84 Hal Daub fundraiser.

With the payment of these dollars, InterNorth will be fully compensated for all resources used.

STATIONARY:

Letterhead stationary (8 1/2 x 11) 3,561 sheets and envelopes at \$045. per set	\$160.25
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Letterhead stationary (10 1/2 x 7) 411 sheets and envelopes at \$.095 per set	39.05
--	-------

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411 envelopes at \$.20 per	82.20
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STAFF TIME:

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Tom Horgan - 7 hours at \$25.00 per hour	175.00
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John Moats - 5 hours at \$40.00 per hour	200.00
--	--------

Pat Carpenter - 2 1/2 hours at \$7.50 per hour	18.75
--	-------

TOTAL COST	\$978.00
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HAL DAUB GARDEN RECEPTION AND LUNCHEON

Special Guest:

**Commerce Secretary MALCOLM BALDRIGE
The Royal Lodge at Peony Park, 8100 Cass St.
September 14, 1984**

Reception 11 a.m. - 12 noon - Luncheon 12 noon

NAME _____

ADDRESS _____

CITY/STATE/ZIP _____

Please reserve _____ tickets and I have enclosed \$ _____

Please reserve _____ tickets and I will forward payment
later.

I cannot attend, but I have enclosed \$ _____ donation.

**\$500 PER COUPLE - CHECKS PAYABLE TO: HAL DAUB FOR CONGRESS
Paid for by Hal Daub for Congress Committee**

STATEMENT

My name is Janet C. Morrison, and my residence is located at 2929 South 80th Street, Omaha, Nebraska. I currently am, and was during the events described in this Statement, Campaign Manager of the Hal Daub for Congress Committee. I have held this full-time position since February 1, 1984. Included among my responsibilities as Campaign Manager are those of supervising the staff and budget of the Committee, coordination of fund raising, and authorization of all expenditures by the Committee.

I was responsible for the coordination of all arrangements associated with a fund-raising luncheon for Congressman Daub given at the Peony Park Ballroom at 8100 Cass Street, Omaha, Nebraska, on September 14, 1984. This luncheon was sponsored solely by the Hal Daub for Congress Committee, and all expenses associated with the luncheon either have been paid, or will be paid upon receipt of bills, by the Committee.

On Monday, August 27, 1984, a meeting was held in preparation for the fund raising luncheon at the Committee's office located at 4921 F Street, Omaha, Nebraska. The meeting occurred between the hours of 8:00 a.m. and 10:00 a.m. and was attended by me, Linda Lovgren (the Committee's media campaign consultant), Dave Heineman (Congressman Daub's Administrative Aid), Roy Smith (the volunteer campaign chairman for the Committee), and two representatives of Inter-North, Inc., John Moats and Tom Horgan.

During the August 27 meeting, it was announced by John Moats that Sam Segnar, the Chief Executive Officer of Inter-North, had agreed personally to sign invitations to the luncheon and a separate reception to be held immediately before the luncheon. Also discussed at the meeting was the

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utilization of supplies, equipment and personnel provided by InterNorth to facilitate preparation and distribution of the invitations, receipt of contributions, and arrangements for the luncheon itself.

It was decided at the meeting that Mr. Segnar's stationery would be used to distribute invitations to the luncheon and reception and that each invitation would include a ticket to the luncheon or an R.S.V.P. for the reception. Both the ticket and R.S.V.P. used have a clear statement indicating payment for by the Hal Daub for Congress Committee. It also was decided that the lists of invitees to the luncheon (approximately 3,000 names) and the reception (approximately 400 names) would be assembled by the Committee. The reception list of names was provided to InterNorth for InterNorth's mailing of invitations; but the mailing of invitations to the luncheon was handled by the Committee under my direction.

During the meeting in question, it was expressly agreed between the Committee and the InterNorth representatives that all expenses incurred by InterNorth in connection with these fund raising events were to be reimbursed by the Committee. More particularly, it was agreed that the costs of all stationery, envelopes, postage, printing, word processing and all staff time of InterNorth personnel devoted to the project were to be itemized and billed to the Committee, based on InterNorth's usual and customary charges without discount.

A copy of this bill was received by the Committee, and I prepared and sent to InterNorth a check, dated September 19, 1984, from the Committee for the sum of \$978.00

85040510380

INTERNORTH

September 19, 1984

Hal Daub for Congress Campaign
Ms. Jan Morrison
P. O. Box 6333
Omaha, NE 68106

From: InterNorth, Inc. *Jem*

STATEMENT for
HAL DAUB FOR CONGRESS FUNDRAISER
SEPTEMBER 14, 1984

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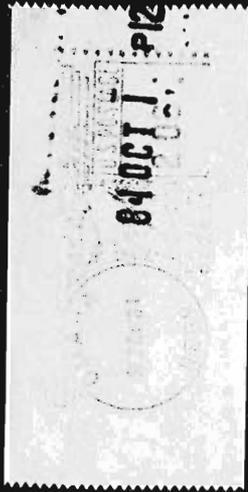
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Pat Carpenter - 2 1/2 hours at \$7.50 per hour 18.75

TOTAL COST \$978.00

HAL DAUB FOR CONGRESS P. O. BOX 6333 OMAHA, NE 68106		1583
PAY TO THE ORDER OF <i>InterNorth</i>		9-19-84 \$ 978.00
<i>Nine hundred seventy-eight dollars and 00/100</i>		DOLLARS
		<i>Janet Morrison</i>
FOR _____		⑈001583⑈ ⑈104000016⑈ ⑈14126598⑈ 70

5040



First Class — Priority Mail
Address Correction Requested

INTERNORTH

2223 Dodge Street
Omaha, Nebraska 68102

To

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





FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 10, 1984

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Sam F. Segnar
Internorth
2223 Dodge Street
Omaha, Nebraska 68102

Re: MUR 1773

Dear Mr. Segnar:

This letter is to notify you that on September 4, 1984 the Federal Election Commission received a complaint which alleges that the corporation and you may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 1773. Please refer to this number in all future correspondence.

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

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

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

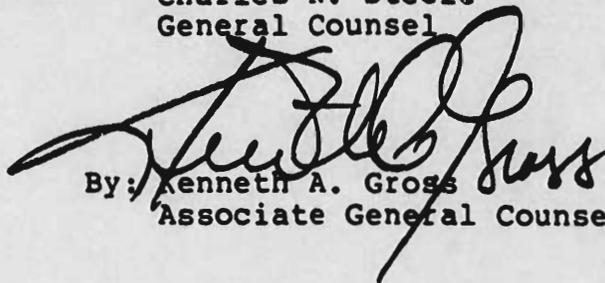
If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

85040510384

If you have any questions, please contact Judy Thedford, the staff person, assigned to this matter at (202) 523-4000. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele
General Counsel



By: Kenneth A. Gross
Associate General Counsel

Enclosures

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

85040510385



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 10, 1984

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Vernon E. Dolleck
Treasurer
Hal Daub for Congress
Committee
8801 West Center Road, #002
Omaha, Nebraska 68124

Re: MUR 1773

Dear Mr. Dolleck:

This letter is to notify you that on September 4, 1984 the Federal Election Commission received a complaint which alleges that the committee and you, as treasurer may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 1773. Please refer to this number in all future correspondence.

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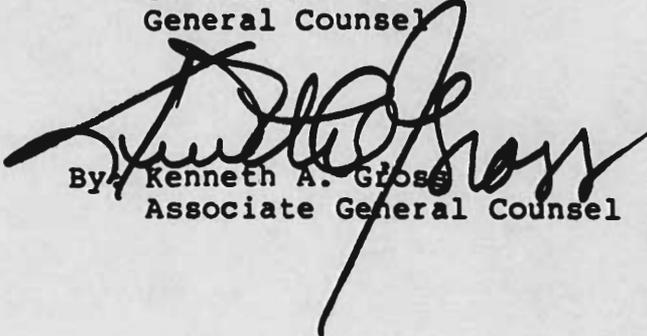
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85040510386

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Sincerely,

Charles N. Steele
General Counsel


By: Kenneth A. Gross
Associate General Counsel

Enclosures

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

cc: The Honorable Hal Daub

85040510387



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 10, 1984

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Friends of Hal Daub
P.O. Box 6333
Omaha, Nebraska 68106

Re: MUR 1773

Dear Sir/Madam:

This letter is to notify you that on September 4, 1984 the Federal Election Commission received a complaint which alleges that the committee may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 1773. Please refer to this number in all future correspondence.

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

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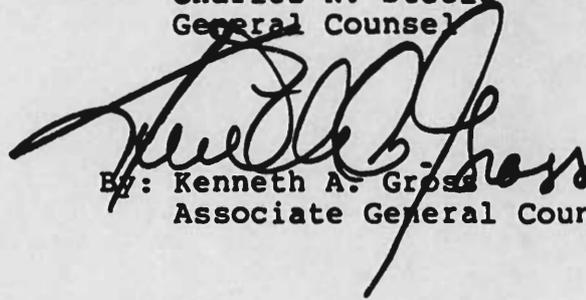
If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

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Sincerely,

Charles N. Steele
General Counsel



By: Kenneth A. Gross
Associate General Counsel

Enclosures

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

85040510389

RECEIVED AT THE FEC
GCC # 4538

84 AUG 4 9:00
Sept

Brown Law Offices, P.C.
159 North 72nd Street
Omaha, Nebraska 68114

MUR
1773

Telephone
(402) 553-6664

Ronald L. Brown
Maureen Fitzgerald Brown

August 28, 1984

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

Dear Sir:

Please find enclosed a letter of August 24, 1984 from Sam F. Segnar, Chairman of the Board and Chief Executive Officer of Internorth Corporation with international headquarters in Omaha, Nebraska. I am also enclosing for your reference an Internorth envelope and enclosures contained in the letter from Mr. Segnar. It appears to me that Mr. Segnar's correspondence is a partisan communication soliciting contributions on behalf of Congressman Hal Daub, a Republican incumbent congressman from Omaha.

In addition to having an opportunity to hear the Secretary of Commerce speak at the noon luncheon, the purpose of the luncheon is "obviously ...to assist Congressman Daub in his re-election campaign." There are no disclaimers on the Internorth communication nor any indication that Mr. Segnar's solicitation on Mr. Daub's behalf was paid for by the candidate. It appears that the stationery, envelope and postage were paid by the corporation inasmuch as there is no disclaimer. I am also enclosing the business reply envelope and a copy of the ticket which apparently were paid for by the candidate, as the ticket indicates it was paid for by his committee and the return envelope is addressed to Friends of Hal Daub. Nevertheless, it concerns me that the original solicitation may have been paid for by the corporation. I would appreciate your investigation of this matter and a response to my inquiry.

Very truly yours,
BROWN LAW OFFICES, P.C.

Ronald L. Brown
RONALD L. BROWN
Attorney at Law

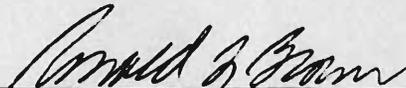
RLB:cs
Enclosures

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RECEIVED
OFFICE OF THE
GENERAL COUNSEL
34 SEP 4 12:00

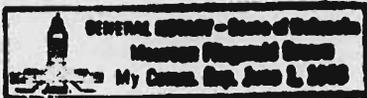
STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

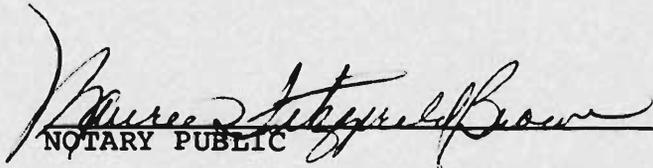
RONALD L. BROWN, being first duly sworn on oath, deposes and says that he has read the foregoing letter, knows the contents thereof, and that the statements contained therein are true and correct to the best of his knowledge.



RONALD L. BROWN

SUBSCRIBED and SWORN to before me this 25 day of August, 1984.





NOTARY PUBLIC

85040510391

Name

Address

Phone

Principal place
of business

Nº 1245

**Fund-Raising Luncheon for
CONGRESSMAN HAL DAUB**

special guest

The Honorable Malcolm Baldrige

Secretary of Commerce

Member of the President's Cabinet

Peony Park Ballroom

8100 Cass Street, Omaha

Friday, September 14, 1984

12 o'clock noon

\$100 per couple

Nº 1245

Paid for by Hal Daub for Congress Committee

85040510392



**NO POSTAGE
NECESSARY
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**FRIENDS OF HAL DAUB
P.O. BOX 6333
OMAHA, NE. 68106**



B

Sam F. Segnar
Chairman of the Board
and Chief Executive Officer



August 24, 1984

Mr. and Mrs. Ronald L. Brown
159 No. 72nd St.
Omaha, NE 68152

Dear Mr. and Mrs. Brown:

On September 14, 1984, a noon fundraising luncheon will be held honoring Congressman Hal Daub at Peony Park. Our special guest for this event will be Secretary of Commerce Malcolm Baldrige.

Secretary Baldrige is a native Nebraskan and a successful businessman. Prior to accepting the position of Secretary of Commerce, Mr. Baldrige was Chairman and Chief Executive Officer of Scovill, Inc.

In addition to hearing from Secretary Baldrige, obviously our purpose is to assist Congressman Daub in his re-election campaign. I believe Hal has been a superb Congressman and has shown time and time again that he can get the job done.

Tickets to the noon luncheon are \$100 per couple. Your specially numbered ticket is enclosed for your use, and I would appreciate it if you would return your contribution in the enclosed envelope as soon as possible.

Please accept my personal thanks for your help in keeping Hal Daub working for all of us in Washington.

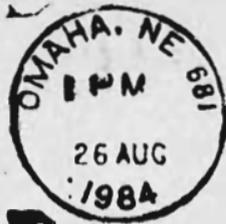
Sincerely,


Sam Segnar

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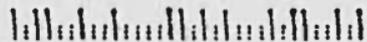
ERNORTH
We work
for America.

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Mr. and Mrs. Ronald L. Brown
159 No. 72nd St.
Omaha, NE 68152

Street, Omaha, Nebraska 68102



Law Offices, P.C.
159 North 78nd Street
Omaha, Nebraska 68114



RECEIVED A

AUG 4



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

1504



FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF MUR #

1773

Date Filmed

1/9/85

Camera No. --- 2

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FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20543

THIS IS THE END OF MUR # 1773

Date Filmed 2/28/85 Camera No. ---1

Cameraman JRL

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Brown Law Offices, P.C.

*159 North 72nd Street
Omaha, Nebraska 68114*

RECEIVED AT THE FEC
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MUR 1773

Theodore

*Telephone
(402) 553-6664*

*Ronald L. Brown
Maureen Fitzgerald Brown*

January 10, 1985

Federal Election Commission
1325 "K" Street, N.W.
Washington, DC 20463

Attn: Mr. Kenneth A. Gross
Associate General Counsel

Dear Mr. Gross:

I received your letter of January 2nd, regarding the complaint filed concerning Hal Daub Re-election Committee and Internorth. I am interested to learn why the Commission found there to be no cause to believe that a violation occurred despite your recommendation that the Committee and Internorth violated a section of the election law. I would appreciate any further explanation of their findings that may be provided.

Thanking you in advance for your cooperation, I am,

Very truly yours,

BROWN LAW OFFICES, P.C.

Ronald L. Brown
RONALD L. BROWN
Attorney at Law

RLB:df

85040514094

JAN 14 11:49

Broton Law Offices, P.C.

159 North 72nd Street

Omaha, Nebraska 68114

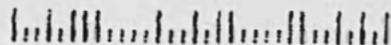


Federal Election Commission
1325 "K" Street, N.W.
Washington, DC 20463

ATTN: Mr. Kenneth A. Gross
Associate General Counsel

8504051409

85 JAN 14 89:11





FEDERAL ELECTION COMMISSION

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

THE FOLLOWING MATERIAL IS BEING ADDED TO THE
PUBLIC FILE OF CLOSED MUR 1773

85040514096





FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THE FOLLOWING MATERIAL IS BEING ADDED TO THE
PUBLIC FILE OF CLOSED MUR 1773 .

85040554147

Relevant File



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 29, 1985

The Honorable Hal Daub
1019 Longworth House Office Building
Washington, DC 20515

RE: MUR 1773

Dear Congressman Daub:

Pursuant to a request from Dave Heineman, we are enclosing a copy of the final closing letter in MUR 1773 which was previously sent to Vernon E. Dolleck on January 2, 1985.

If you have any questions, please contact Judy Thedford at (202)523-4000.

Sincerely,

Charles N. Steele
General Counsel

Handwritten signature of Kenneth A. Gross
By: Kenneth A. Gross
Associate General Counsel

Enclosures

85040554148

092

SENSITIVE



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM TO: THE COMMISSION
FROM: MARJORIE W. EMMONS/THERESE M. GREYER *J. M. G.*
DATE: TUESDAY, JANUARY 15, 1985
SUBJECT: MUR 1773 LETTER FROM COMPLAINANT DATED
JANUARY 10, 1985

The attached has been circulated for your information.

85040554149

Brown Law Offices, P.C.
159 North 22nd Street
Omaha, Nebraska 68114

RECEIVED BY THE FE
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85 JAN 14 9:11
1761773
Fredford Telephone
(402) 553-0000

Ronald L. Brown
Maureen Fitzgerald Brown

January 10, 1985

Federal Election Commission
1325 "K" Street, N.W.
Washington, DC 20463

SENSITIVE

Attn: Mr. Kenneth A. Gross
Associate General Counsel

64:11V

Dear Mr. Gross:

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Thanking you in advance for your cooperation, I am,

Very truly yours,

BROWN LAW OFFICES, P.C.

Ronald L. Brown
RONALD L. BROWN
Attorney at Law

RLB:df

85040554150