



FEDERAL ELECTION COMMISSION

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

THIS IS THE END OF MUR # 18.36

Date Filmed 11/28/84 Camera No. --- 4

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FEDERAL ELECTION COMMISSION

- 12 Day Report w/ comment sheets

- routing slip

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 Carley Edwards
date 11/16/84

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UNITED FARM WORKERS of AMERICA AFL-CIO

GCC # RECEIVED THE FEC

84 NOV 19 10:06

X/ LEGAL DEPARTMENT
POST OFFICE BOX 30
KEENE, CA 93531
(805) 822-5571

Appellate Division
1201 24th Street
Sacramento, CA 95814
(916) 442-1862

November 9, 1984

Mr. Conley Edwards, Jr.,
Federal Election Commission
Washington, D.C. 20463

34 NOV 19 11:49
RECEIVED
GENERAL COUNSEL

Re: MUR 1836
National UFW Volunteer
Political Action Committee

Dear Mr. Edwards:

This letter is in response to the letter received by Peter G. Velasco on November 5, 1984, from Lee Ann Elliott regarding the above-referenced case. After speaking with you by telephone yesterday, I believe it may be helpful for the following information to be made part of the public record:

1. While the Delano Fundraising Committee may not have been a committee registered with the FEC, it was definitely not connected with the United Farm Workers Union (UFW), the National UFW Political Action Committee (the UFW's non-federal committee) or the National UFW Volunteer Political Action Committee (the federal committee). The Delano Fundraising Committee, to the best of our knowledge, was simply an ad hoc group that formed for the sole purpose of organizing one fundraiser. The workers in the Delano area, solely on their own, decided to hold a large fiesta and sold food and beverages to raise the money.

These funds were not solicited by the Union nor did the Union or its PAC's contribute any amounts to the fundraiser. All funds came from individuals, in small amounts, totalling \$5,360.86.

2. In the fall of 1983, the FEC (RAD) requested information about the committee and how the contribution was reported. At the suggestion of the FEC staff person with whom we spoke, the \$5,360.86 was transferred from the UFW's federal committee to its state committee, NUFWPAC. It was intended that the transfer take place immediately. We have since learned that it took some time to be done -- according to your letter the transfer was made one month later, on October 25, 1983.

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I hope this clarifies what took place. We are sure that no violation occurred and apologize for any confusion that we may have caused by our reporting. In the future we will report all monies received from fundraisers as just that, not as being received from an unregistered fundraising committee.

Thank you for your assistance.

Respectfully,

Ellen J. Eggers

Ellen J. Eggers
Attorney At Law

EJE:ja

cc: Peter G. Velasco

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UNITED FARM WORKERS of AMERICA AFL-CIO
LEGAL DEPARTMENT
P.O. Box 30, La Paz
Keene, California 93531



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Mr. Conley Edwards, Jr.,
Federal Election Commission
Washington, D.C. 20463

84 NOV 19 8 9 : 06

RECORDED AT THE FEC



BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
National UFW Volunteer) RAD REFERRAL NO. 84L-10
Political Action Committee)
Peter G. Velasco, Treasurer)
Delano Fundraising Committee)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of October 23, 1984, do hereby certify that the Commission decided by a vote of 5-0 to take the following actions in the above-captioned matter:

1. Open a MUR.
2. Find reason to believe that the National UFW Volunteer Political Action Committee and Peter G. Velasco, as treasurer of UFW-PAC, violated 2 U.S.C. § 441b.
3. Find reason to believe that the Delano Fundraising Committee violated 2 U.S.C. § 433.
4. Find reason to believe that the Delano Fundraising Committee violated 2 U.S.C. § 434.

(continued)

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5. Find reason to believe that the Delano Fundraising Committee violated 2 U.S.C. § 441b.
6. Close the file.
7. Direct the General Counsel to send appropriate letters pursuant to the actions noted above.

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

Attest:

10-25-84

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 1, 1984

Peter G. Velasco, Treasurer
National UFW Volunteer Political
Action Committee
P.O. Box 62, La Paz
Keene, California 93531

RE: MUR 1836
National UFW Volunteer Political
Action Committee

Dear Mr. Velasco:

On October 23, 1984, the Commission found reason to believe that the National UFE Volunteer Political Action Committee and you, as treasurer, violated 2 U.S.C. 441b, a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file. The file will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

The Commission reminds you that your receipt and acceptance of prohibited funds from the Delonus Fundraising Committee, an unregistered political entity, nevertheless appears to be a violation of the Act and you should take immediate steps to insure that this activity does not occur in the future.

The General Counsel's Factual and Legal analysis which formed a basis for the Commission's finding is attached for your information.

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If you have any questions, please direct them to Conley Edwards, Jr., at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Lee Ann Elliott
Chairman

Enclosures

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

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR No.

RESPONDENT National UFW Volunteer Political
Action Committee
Peter G. Velasco, Treasurer

SUMMARY OF ALLEGATIONS

The National UFW Volunteer Political Action Committee (hereinafter "UFW-PAC") received and accepted funds from the Delano Fundraising Committee (hereinafter "the Delano Committee"), an unregistered political organization.

FACTUAL BASIS AND LEGAL ANALYSIS

According to RAD, UFW-PAC may have received and accepted prohibited funds in violation of 2 U.S.C. § 441b through a \$5,360.86 transfer-in from the Delano Committee, an unregistered political entity.

UFW-PAC's 1982 30 Day Post-General Election Report discloses that on October 6, 1982, it received a transfer-in of \$5,360.86 from the Delano Committee; this Committee is not registered with the Commission. This was the only receipt disclosed by UFW-PAC during the reporting period in question.

On August 24, 1983, RAD requested clarification from UFW-PAC concerning the receipt from the Delano Committee. On September 6, 1983, a representative of UFW-PAC responded by phone to RAD's inquiry and stated that the funds from the Delano Committee were proceeds from an event sponsored by local UFW members.

On September 28, 1983, UFW-PAC responded to RAD's request for additional information by stating that the \$5,360.86 received

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from the Delano Committee had been transferred to a non-federal account. It is not clear from the letter, however, whether the funds were transferred to a non-federal account maintained by UFW-PAC or a non-federal account maintained by another entity affiliated with UFW-PAC.

The UFW-PAC's 1983 Year End Report discloses that on October 25, 1983, \$5,360.86 was transferred to the UFW National Political Action Committee to correct an error in deposit. There is no indication whether this transfer was made to a non-federal account. Moreover, the report contradicts an earlier written statement made by UFW-PAC which indicated that the \$5,360.86 had been transferred on or before September 28, 1983.

2 U.S.C. § 441b expressly prohibits the receipt and expenditure of any funds or proceeds in connection with any federal election that were solicited from corporate and/or labor entities.

Based on the above, a compliance action should be instituted since it appears that UFW-PAC and Peter G. Velasco, as treasurer of UFW-PAC, violated 2 U.S.C. § 441b by receiving and accepting funds from a source that may include funds from corporate and/or labor entities. Therefore, the Office of General Counsel recommends that reason to believe be found against the National UFW Volunteer Political Action Committee and Peter G. Velasco as treasurer of the National UFW Volunteer Political Action Committee but take no further action and close the file in this matter.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 1, 1984

Office of the Treasurer
Delano Fundraising Committee
P.O. Box 130
Delano, California 93215

RE: MUR 1836
Delano Fundraising Committee

Dear Sir/Madam:

On October 23, 1984, the Commission found reason to believe that Fundraising Committee and you, as treasurer, had violated 2 U.S.C. §§ 433, 434, and 441b, provisions of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close it file. The file will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

The Commission reminds you that the failure to register and file certain reports of receipts and disbursements with the Commission and by contributing funds to be used in a federal campaign that may have contained funds from corporate and/or labor entities, nevertheless appears to be a violation of the Act, and you should take immediate steps to insure that this activity does not occur in the future.

The General Counsel's Factual and Legal analysis which formed a basis for the Commission's finding is attached for your information.

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If you have any questions, please direct them to Conley Edwards, Jr., this matter, at (202) 523-4000.

Sincerely,

Lee Ann Elliott
Lee Ann Elliott
Chairman

Enclosures

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

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO.

RESPONDENT Delano Fundraising Committee

SUMMARY OF ALLEGATIONS

The Delano Fundraising Committee (hereinafter "the Delano Committee"), an unregistered political organization, transferred funds to the National UFW Volunteer Political Action Committee (hereinafter "UFW-PAC").

FACTUAL BASIS AND LEGAL ANALYSIS

According to RAD, UFW-PAC may have received and accepted prohibited funds in violation of 2 U.S.C. § 441b through a \$5,360.86 transfer-in from the Delano Committee, an unregistered political entity.

UFW-PAC's 1982 30 Day Post-General Election Report discloses that on October 6, 1982, it received a transfer-in of \$5,360.86 from the Delano Committee; the Delano Committee is not registered with the Commission. This was the only receipt disclosed by UFW-PAC during the reporting period in question.

2 U.S.C. § 441b expressly prohibits the receipt and expenditure of any funds or proceeds in connection with any federal election that were solicited from corporate and/or labor entities. Additionally, 2 U.S.C. § 433 requires that all political committees shall file a statement of organization no later than ten (10) days after establishment, and 2 U.S.C. § 434 requires each treasurer of a political committee to file certain reports of receipts and disbursements.

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3

Based on the above, a compliance action should be instituted since it appears that the Delano Committee and its treasurer violated 2 U.S.C. §§ 433 and 434 by failing to register and file certain reports of receipts and disbursements with the Commission, and 2 U.S.C. § 441b by contributing funds to be used in a federal campaign that may have contained funds from corporate and/or labor entities. Therefore, the Office of General Counsel recommends that reason to believe be found against the Delano Committee and its treasurer but take no further action and close the file in this matter.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Peter G. Velasco, Treasurer
National UFW Volunteer Political
Action Committee
P.O. Box 62, La Paz
Keene, California 93531

RE: MUR 1836
National UFW Volunteer Political
Action Committee

Dear Mr. Velasco:

On October 23, 1984, the Commission found reason to believe that the National UFE Volunteer Political Action Committee and you, as treasurer, violated 2 U.S.C. 441b, a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file. The file will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days. ---

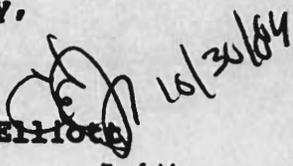
The Commission reminds you that your receipt and acceptance of prohibited funds from the Delonus Fundraising Committee, an unregistered political entity, nevertheless appears to be a violation of the Act and you should take immediate steps to insure that this activity does not occur in the future.

The General Counsel's Factual and Legal analysis which formed a basis for the Commission's finding is attached for your information.

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If you have any questions, please direct them to Conley Edwards, Jr., at (202) 523-4000.

Sincerely,


Lee Ann Elliott
Chairman

Enclosures

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

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR No.

RESPONDENT National UFW Volunteer Political
Action Committee
Peter G. Velasco, Treasurer

SUMMARY OF ALLEGATIONS

The National UFW Volunteer Political Action Committee (hereinafter "UFW-PAC") received and accepted funds from the Delano Fundraising Committee (hereinafter "the Delano Committee"), an unregistered political organization.

FACTUAL BASIS AND LEGAL ANALYSIS

According to RAD, UFW-PAC may have received and accepted prohibited funds in violation of 2 U.S.C. § 441b through a \$5,360.86 transfer-in from the Delano Committee, an unregistered political entity.

UFW-PAC's 1982 30 Day Post-General Election Report discloses that on October 6, 1982, it received a transfer-in of \$5,360.86 from the Delano Committee; this Committee is not registered with the Commission. This was the only receipt disclosed by UFW-PAC during the reporting period in question.

On August 24, 1983, RAD requested clarification from UFW-PAC concerning the receipt from the Delano Committee. On September 6, 1983, a representative of UFW-PAC responded by phone to RAD's inquiry and stated that the funds from the Delano Committee were proceeds from an event sponsored by local UFW members.

On September 28, 1983, UFW-PAC responded to RAD's request for additional information by stating that the \$5,360.86 received

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from the Delano Committee had been transferred to a non-federal account. It is not clear from the letter, however, whether the funds were transferred to a non-federal account maintained by UFW-PAC or a non-federal account maintained by another entity affiliated with UFW-PAC.

The UFW-PAC's 1983 Year End Report discloses that on October 25, 1983, \$5,360.86 was transferred to the UFW National Political Action Committee to correct an error in deposit. There is no indication whether this transfer was made to a non-federal account. Moreover, the report contradicts an earlier written statement made by UFW-PAC which indicated that the \$5,360.86 had been transferred on or before September 28, 1983.

2 U.S.C. § 441b expressly prohibits the receipt and expenditure of any funds or proceeds in connection with any federal election that were solicited from corporate and/or labor entities.

Based on the above, a compliance action should be instituted since it appears that UFW-PAC and Peter G. Velasco, as treasurer of UFW-PAC, violated 2 U.S.C. § 441b by receiving and accepting funds from a source that may include funds from corporate and/or labor entities. Therefore, the Office of General Counsel recommends that reason to believe be found against the National UFW Volunteer Political Action Committee and Peter G. Velasco as treasurer of the National UFW Volunteer Political Action Committee but take no further action and close the file in this matter.

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Office of the Treasurer
Delano Fundraising Committee
P.O. Box 130
Delano, California 93215

RE: MUR 1836
Delano Fundraising Committee

Dear Sir/Madam:

On October 23, 1984, the Commission found reason to believe that Fundraising Committee and you, as treasurer, had violated 2 U.S.C. §§ 433, 434, and 441b, provisions of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file. The file will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

The Commission reminds you that the failure to register and file certain reports of receipts and disbursements with the Commission and by contributing funds to be used in a federal campaign that may have contained funds from corporate and/or labor entities, nevertheless appears to be a violation of the Act, and you should take immediate steps to insure that this activity does not occur in the future.

The General Counsel's Factual and Legal analysis which formed a basis for the Commission's finding is attached for your information.

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If you have any questions, please direct them to Conley Edwards, Jr., this matter, at (202) 523-4000.

Sincerely,


Lee Ann Elliott
Chairman

10/30/84

Enclosures

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

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO.

RESPONDENT Delano Fundraising Committee

SUMMARY OF ALLEGATIONS

The Delano Fundraising Committee (hereinafter "the Delano Committee"), an unregistered political organization, transferred funds to the National UFW Volunteer Political Action Committee (hereinafter "UFW-PAC").

FACTUAL BASIS AND LEGAL ANALYSIS

According to RAD, UFW-PAC may have received and accepted prohibited funds in violation of 2 U.S.C. § 441b through a \$5,360.86 transfer-in from the Delano Committee, an unregistered political entity.

UFW-PAC's 1982 30 Day Post-General Election Report discloses that on October 6, 1982, it received a transfer-in of \$5,360.86 from the Delano Committee; the Delano Committee is not registered with the Commission. This was the only receipt disclosed by UFW-PAC during the reporting period in question.

2 U.S.C. § 441b expressly prohibits the receipt and expenditure of any funds or proceeds in connection with any federal election that were solicited from corporate and/or labor entities. Additionally, 2 U.S.C. § 433 requires that all political committees shall file a statement of organization no later than ten (10) days after establishment, and 2 U.S.C. § 434 requires each treasurer of a political committee to file certain reports of receipts and disbursements.

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Based on the above, a compliance action should be instituted since it appears that the Delano Committee and its treasurer violated 2 U.S.C. §§ 433 and 434 by failing to register and file certain reports of receipts and disbursements with the Commission, and 2 U.S.C. § 441b by contributing funds to be used in a federal campaign that may have contained funds from corporate and/or labor entities. Therefore, the Office of General Counsel recommends that reason to believe be found against the Delano Committee and its treasurer but take no further action and close the file in this matter.

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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: OCTOBER 18, 1984

SUBJECT: OBJECTIONS - RAD REFERRAL 84L-10
First General Counsel's Report
dated October 17, 1984

The above-named document was circulated to the Commission on Wednesday, October 17, 1984 at 4:00.

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

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

This matter will be placed on the Executive Session agenda for Tuesday, October 23, 1984.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

MEMORANDUM

TO: Office of the Commission Secretary
 FROM: Office of General Counsel *UC*
 DATE: October 17, 1984
 SUBJECT: RAD 84L-10 - First General Counsel's Report

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

Open Session _____

Closed Session _____

CIRCULATIONS

48 Hour Tally Vote [X]
 Sensitive [X]
 Non-Sensitive []
 24 Hour No Objection []
 Sensitive []
 Non-Sensitive []
 Information []
 Sensitive []
 Non-Sensitive []

Other []

DISTRIBUTION

Compliance [X]
 Audit Matters []
 Litigation []
 Closed MUR Letters []
 Status Sheets []
 Advisory Opinions []
 Other (see distribution
 below) []

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SENSITIVE

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

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

FIRST GENERAL COUNSEL'S REPORT 84 OCT 17 A 9: 32

DATE AND TIME OF TRANSMITTAL BY OGC
TO THE COMMISSION 10/17/84 - 9:30

RAD REFERRAL NO. 84L-10
STAFF MEMBER
Conley Edwards, Jr.

SOURCE OF REFERRAL: I N T E R N A L L Y G E N E R A T E D/
Reports Analysis Division

RESPONDENT'S NAME: National UFW Volunteer Political Action
Committee
Peter G. Velasco, Treasurer
Delano Fundraising Committee

RELEVANT STATUTES: 2 U.S.C. § 441b
2 U.S.C. § 433
2 U.S.C. § 434

INTERNAL REPORTS
CHECKED: Committee's Reports

FEDERAL AGENCIES
CHECKED: None

GENERATION OF MATTER

This matter was referred to the Office of General Counsel for review as a result of the National UFW Volunteer Political Action Committee's (hereinafter "UFW-PAC") receipt and acceptance of a transfer-in from an unregistered political organization. Attachment I.

SUMMARY OF ALLEGATIONS

According to RAD, it appears that UFW-PAC may have received and accepted prohibited funds in violation of 2 U.S.C. § 441b through a \$5,360.86 transfer-in from the Delano Fundraising Committee (hereinafter "the Delano Committee"), an unregistered political entity.

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FACTUAL AND LEGAL ANALYSIS

UFW-PAC's 1982 30 Day Post-General Election Report discloses that on October 6, 1982, it received a transfer-in of \$5,360.86 from the Delano Committee; this Committee is not registered with the Commission. This was the only receipt disclosed by UFW-PAC during the reporting period in question.

On August 24, 1983, RAD requested clarification from UFW-PAC concerning the receipt from the Delano Committee. On September 6, 1983, a representative of UFW-PAC responded by phone to RAD's inquiry and stated that the funds from the Delano Committee were proceeds from an event sponsored by local UFW members. However, the RAD analyst also requested that a written response to the request for additional information be provided for the file.

On September 28, 1983, UFW-PAC responded to RAD's request for additional information by stating that the \$5,360.86 received from the Delano Committee had been transferred to a non-federal account. However, it is not clear from the letter whether the funds were transferred to a non-federal account maintained by UFW-PAC or a non-federal account maintained by another entity affiliated with UFW-PAC.

The UFW-PAC's 1983 Year End Report discloses that on October 25, 1983, \$5,360.86 was transferred to the UFW National Political Action Committee to correct an error in deposit.*/
There is no indication whether this transfer was made to a non-

*/ The actual language is: "Transfer to correct error in Deposit." Attachment I, p. 15. However, in a letter of September 28, 1983, the treasurer indicated that \$5,360.86 was transferred to a non-federal account and was to be reported on the next report. Attachment I, p. 14.

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federal account. Moreover, the report contradicts an earlier written statement made by UFW-PAC which indicated that the \$5,360.86 had been transferred on or before September 28, 1983. Attachment I, p. 14.

2 U.S.C. § 441b expressly prohibits the receipt and expenditure of any funds or proceeds in connection with any federal election that were solicited from corporate and/or labor entities. Additionally, 2 U.S.C. § 433 requires that all political committees shall file a statement of organization no later than ten (10) days after establishment, and 2 U.S.C. § 434 requires each treasurer of a political committee to file certain reports of receipts and disbursements.

Based on the above, a compliance action should be instituted since it appears that UFW-PAC and Peter G. Velasco, as treasurer, may have violated 2 U.S.C. § 441b by receiving and accepting funds from a source that may include funds from corporate and/or labor entities. Additionally, it appears that the Delano Committee may have violated 2 U.S.C. §§ 433 and 434 by failing to register and file certain reports of receipts and disbursements with the Commission. Accordingly, we recommend that reason to believe be found against UFW-PAC and the Delano Committee.

RECOMMENDATIONS

1. Open a MUR.
2. Find reason to believe that the National UFW Volunteer Political Action Committee and Peter G. Velasco, as treasurer of UFW-PAC, violated 2 U.S.C. § 441b.
3. Find reason to believe that the Delano Fundraising Committee violated 2 U.S.C. § 433.

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4. Find reason to believe that the Delano Fundraising Committee violated 2 U.S.C. § 434.
5. Find reason to believe that the Delano Fundraising Committee violated 2 U.S.C. § 441b.
6. Approve and send the attached letters and General Counsel's Factual and Legal Analyses.

Charles N. Steele
General Counsel

October 16, 1984
Date

BY: *Kenneth A. Gross*
Kenneth A. Gross
Associate General Counsel

- Attachments
- RAD Referral
 - Notification Letters (2)
 - Questions
 - General Counsel's Factual and Legal Analyses (2)

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

15 March 1984

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA *JCS*
STAFF DIRECTOR

FROM: JOHN D. GIBSON *JDG*
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

SUBJECT: REFERRAL OF THE NATIONAL UFW VOLUNTEER PAC

This is a referral of the National UFW Volunteer PAC (aka United Farm Workers of America, AFL-CIO Federal PAC, hereafter referred to as "UFW-PAC"). It appears that UFW-PAC received prohibited funds in violation of 2 U.S.C. 441b through a \$5,360.86 transfer-in from an unregistered organization.* To remedy the matter, UFW-PAC has transferred-out the full amount to its non-Federal account. According to the RAD Review and Referral Procedures (Standard 6, formerly Standard 4), further examination is required by your office.

If you have any questions, please contact Pamela Brown at 523-4048.

Attachment

*/ According to the Analysis of Federal and State Campaign Finance Law - Summaries and Quick-Reference Charts, 1978, California law does not prohibit corporate or labor contributions.

Attachment I (p.1)

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REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 15 March 1984ANALYST: Pamela Brown

I. COMMITTEE: National UFW Volunteer PAC
C00011783
Peter G. Velasco, Treasurer
P.O. Box 62, La Paz
Keene, CA 93531

II. RELEVANT STATUTE: 2 U.S.C. 441b(a) and 11 CFR 102.5

III. BACKGROUND:

Receipt of Apparent Prohibited Contributions
2 U.S.C. 441b(a) and 11 CFR 102.5

The 1982 30 Day Post-General Election Report filed by the National UFW Volunteer PAC (aka United Farm Workers of America, AFL-CIO Federal PAC, hereafter referred to as "UFW-PAC") disclosed a \$5,360.86 receipt from the Delano Fundraising Committee on October 6, 1982 (Attachment 2a).^{*/} The Delano Fundraising Committee is not registered with the Federal Election Commission.

On August 24, 1983, a Request for Additional Information was sent to UFW-PAC requesting clarification of this receipt. The notice also included instructions concerning the proper reporting of proceeds from joint fundraisers (Attachment 3).

A UFW-PAC spokesman contacted a Reports Analysis Division ("RAD") analyst by phone on September 6, 1983 (Attachment 4). The spokesman stated that the funds from the Delano Fundraising Committee were proceeds from an event held by local UFW members. The RAD analyst explained the Act and the regulations to the spokesman and requested that a written response be submitted.

^{*/} As noted on the report, no other funds were received during the period (Attachment 2b). On October 19, 1982, UFW-PAC made a \$3,000 contribution to the Philip Burton Campaign Committee (Attachment 2c).

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NATIONAL UFW VOLUNTEER PAC
REPORTS ANALYSIS OGC REFERRAL
PAGE 2

On September 15, 1983, a Second Notice was sent to UFW-PAC for failure to respond to the initial notice (Attachment 5). The treasurer phoned on September 16, 1983, however, the RAD analyst was not available (Attachment 6). After several attempts, the RAD analyst finally reached the treasurer on September 19, 1983. The treasurer stated that he was confused about several reporting requirements, and requested copies of the Commission's Campaign Guide for Corporations and Labor Organizations. There was no discussion of the outstanding Request for Additional Information (Attachment 7).

UFW-PAC responded on October 4, 1983, by stating that the entire amount received from the Delano Fundraising Committee had been transferred to its non-Federal account (Attachment 8).

The 1983 Year End Report discloses that the disbursement was made on October 25, 1983, and noted as a "transfer to correct error in deposit" (Attachment 9).

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None

84040490631

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FEDERAL ELECTION COMMISSION
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) (81-82)

PAGE 1

NON-PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER	DATE OF COVERAGE	NO. OF PAGES	MICROFILM LOCATION
NATIONAL UFW VOLUNTEER PAC (AKA UNITED FARM WORKERS OF AMERICA, AFL-CIO FEDERAL PAC) CONNECTED ORGANIZATION: FARM WORKERS OF AMERICA; UNITED				NON-PARTY QUALIFIED		ID #C00011783	
1981	MID-YEAR REPORT	0	1,500		1JAN81 -31JUL81	3	81FEC/205/1093
	MID-YEAR REPORT - AMENDMENT	0	1,500		1JAN81 -31JUL81	5	83FEC/284/0874
	REQUEST FOR ADDITIONAL INFORMATION				1JAN81 -31JUL81	2	83FEC/283/1111
	REQUEST FOR ADDITIONAL INFORMATION 2ND				1JAN81 -31JUL81	6	83FEC/203/0111
	YEAR-END	201	0		1AUG81 -31DEC81	3	82FEC/233/2705
	YEAR-END - AMENDMENT	201	0		1JUL81 -31DEC81	4	83FEC/284/0870
	REQUEST FOR ADDITIONAL INFORMATION				1JUL81 -31DEC81	1	83FEC/283/1163
	REQUEST FOR ADDITIONAL INFORMATION 2ND				1JUL81 -31DEC81	1	83FEC/283/0408
1982	APRIL QUARTERLY	44	0		1JAN82 -31MAR82	3	82FEC/231/3082
	APRIL QUARTERLY - AMENDMENT	-	-		1JAN82 -31MAR82	1	83FEC/264/5062
	JULY QUARTERLY	63	2,000		31DEC81 -15JUL82	4	82FEC/240/3752
	JULY QUARTERLY - AMENDMENT	63	2,000		1JAN82 -30JUL82	4	83FEC/264/2844
	OCTOBER QUARTERLY	0	18		1JUL82 -30SEP82	3	82FEC/251/0114
	POST-GENERAL	5,360	3,000		1OCT82 -22NOV82	5	82FEC/257/5050
	POST-GENERAL - AMENDMENT	-	-		1OCT82 -22NOV82	2	83FEC/284/0868
	REQUEST FOR ADDITIONAL INFORMATION				1OCT82 -22NOV82	2	83FEC/283/1168
	REQUEST FOR ADDITIONAL INFORMATION 2ND				1OCT82 -22NOV82	1	83FEC/283/0407
	YEAR-END	4,932	0		23NOV82 -31DEC82	4	83FEC/264/4801
	TOTAL	10,600	0	6,518	0	54	TOTAL PAGES

Ending Cash-on-hand 12/31/82: \$7,540

Debts (by) 12/31/82: -0-

All reports have received condensed review.

Attachment I (p. 4)

ATTACHMENT 1a

8 4 0 4 0 4 9 0 6 3 3

FEDERAL ELECTION COMMISSION
 COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) (83-84)

NON-PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
NATIONAL UFW VOLUNTEER PAC (AKA UNITED FARM WORKERS OF AMERICA, AFL-CIO FEDERAL PAC)						
CONNECTED ORGANIZATION:	FARM WORKERS OF AMERICA; UNITED					
	1983 STATEMENT OF ORGANIZATION - AMENDMENT			12SEP83	2	83FEC/283/0081
	MID-YEAR REPORT	371	1,004	1JAN83 -30JUN83	5	83FEC/274/53
	YEAR-END	226	5,671	1JUL83 -31DEC83	5	84FEC/295/27
	TOTAL	597	0 6,675	0	12	TOTAL PAGES

Ending Cash-on-hand 12/31/83: \$1,463

Debts (by) 12/31/83: -0-

The reports have not been reviewed.

Attachment I (p. 5)

REPORT OF RECEIPTS AND DISBURSEMENTS
For Political Committee Other Than an Authorized Committee

(Summary Page)

30 Day Post General Election Report
Attachment 2b

8404064056235750;0

1. Name of Committee (in Full)
National UFW Voluntary Political Action Committee

Address (Number and Street)
P.O. Box 62

City, State and ZIP Code
Keene, CA 93531

Check if address is different than previously reported.

2. FEC Identification Number
000011783

3. This committee qualified as a multicandidate committee during this Reporting Period on _____ (date)

4. TYPE OF REPORT (check appropriate boxes)

(a) April 15 Quarterly Report
 July 15 Quarterly Report
 October 15 Quarterly Report
 January 31 Year End Report
 July 31 Mid Year Report (Non-election Year Only)
 Monthly Report for _____
 Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____

Thirtieth day report following the General Election on **Nov 2, 1982** in the State of **CA**

Termination Report

(b) Is this Report an Amendment?
 YES NO

SUMMARY		Column A This Period	Column B Calendar Year-to-Date
5. Covering Period	<u>10/1/82</u> Through <u>11/22/82</u>		
6. (a) Cash on Hand January 1, 19 <u>82</u>	.....		\$ 2202.88
(b) Cash on Hand at Beginning of Reporting Period	.....	\$ 247.68	
(c) Total Receipts (from Line 18)	.....	\$ 5360.86	\$ 5424.06
(d) Subtotal (add lines 6(b) and 6(c) for Column A and lines 6(a) and 6(c) for Column B)	.....	\$ 5608.54	\$ 7626.94
7. Total Disbursements (from Line 28)	.....	\$ 3000.00	\$ 5018.40
8. Cash on Hand at Close of Reporting Period (subtract line 7 from 6(d))	...	\$ 2608.54	\$ 2608.54
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C or Schedule D)	.....	\$ 0	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	.....	\$ 0	

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

For further information, contact:

Peter G. Velasco
Type or Print Name of Treasurer

Peter G. Velasco
SIGNATURE OF TREASURER

Federal Election Commission
Toll Free 800-424-9530
Local 202-523-4068

11/27/82
Date

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. §437g.

All previous versions of FEC FORM 3 and FEC FORM 3a are obsolete and should no longer be used.

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FEC FORM 3X (3/80)

Attachment I (p 7)

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Full)

National UFW Voluntary Political Action Committee

840400240950263765035

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Philip Burton Campaign Com P.O. Box 4200 San Francisco, CA 94101	Contribution Disbursement for: <input checked="" type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	10/19/82	\$3,000.00
B. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
SUBTOTAL of Disbursements This Page (optional)			
TOTAL This Period (last page this line number only)			\$3,000.00



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

24 August 1983

RQ-2

Gilbert Padilla, Treasurer
 National UFW Voluntary Political
 Action Committee
 P.O. Box 62, La Paz
 Keene, CA 93531

Identification Number: C00011783

Reference: 30 Day Post-General Report (10/1/82-11/22/82)

Dear Mr. Padilla:

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

-Please clarify the nature of the receipt from the Delano Fund Raising Committee. If the receipt be a transfer in from an account maintained by your committee for non-Federal activity, be advised that 11 CFR 102.5(a)(1)(i) prohibits such a transfer, and the full amount must be returned to the non-Federal account.

If the receipt represents proceeds raised through joint fundraising through a collection agent, it should be properly reported as receipts from individuals are reported (itemization required for an individual whose aggregate contribution(s) exceeds \$200 in a calendar year).

As the Delano Fund Raising Committee is not registered with the Federal Election Commission, a contribution from the former may contain funds prohibited under 2 U.S.C. 441b, and must be returned. If the funds be from permissible sources, a contribution to your committee may trigger a registration and reporting obligation on the part of the donor.

Finally, as a separate segregated fund of a labor organization, your committee may only solicit those persons belonging to your "restricted class" (see 11 CFR 114.5(g)(2)), which is limited to your members and their families. If your committee has improperly solicited outside of your "restricted class", the full amount of the receipt must be refunded.

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Attachment I (p. 9)

An amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 357-0026.

Sincerely,



Pamela Brown
Senior Reports Analyst
Reports Analysis Division

84040490633

Attachment I (p. 10)

COMMITTEE NAME: National UFW Voluntary Political Action Committee

COMMITTEE CONTACT: Chris Hartmire (805) 822-5571

DATE: 9/6/83

ANALYST: P. Brown

SUBJECT: RFAIs

Mr. Hartmire called in response to the RFAIs. In particular, we discussed the Delano Fundraising Committee, which he said was an event held by local UFW members. I explained the following information to him:

1. By making a contribution to their committee, the Delano Fundraising Committee (DFC) had triggered a registration and reporting requirement, unless DFC acted as a collecting agent for UFW.
2. UFW had the option of refunding the money to a non-federal account, rather than refunding to the donor.
3. How a separate segregated fund differed from other political committees-no \$ threshold.
4. The event sponsored by DFC may have contained funds not permitted under the Act-commingling.
5. The event may have obtained money from beyond the permissible class of UFW.
6. How UFW should file an amended Form 1 to reflect the name of the connected organization in the committee name.

He said that he would get back to me if he had further questions.

84040490639



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-3

September 15, 1983

Gilbert Padilla, Treasurer
National UFW Voluntary Political
Action Committee
P.O. Box 62, La Paz
Keene, CA 93531

Identification Number: C00011783

Reference: 30 Day Post-General (10/1/82-11/22/82),
Year End (7/1/81-12/31/81) and Mid-Year (1/1/81-
7/31/81) Reports

Dear Mr. Padilla:

This letter is to inform you that as of September 14, 1983, the Commission has not received your response to our requests for additional information dated August 24, 1983. Those notices requested information essential to full public disclosure of your Federal election financial activity and to ensure compliance with provisions of the Federal Election Campaign Act (the Act). Copies of our original requests are enclosed.

If no response is received within fifteen (15) days from the date of this notice, the Commission may choose to initiate audit or legal enforcement action.

If you should have any questions related to this matter, please contact Pamela Brown on our toll-free number (800) 424-9530 or our local number (202) 357-0026.

Sincerely,

John D. Gibson
Assistant Staff Director
Reports Analysis Division

Enclosures

84040490640

Attachment I (p 12)

MEMORANDUM TO THE FILES: TELECOM

ATTACHMENT 6

COMMITTEE NAME: National UPW Voluntary PAC

COMMITTEE CONTACT: Peter Velasco

DATE: 9/16

ANALYST: Brown

SUBJECT: RFAIS

Mr. Velasco called and I was not at my desk. I tried to return his phone call, but there was no answer.

84040490641

Attachment I (p 13)



UNITED FARM WORKERS of AMERICA
National Headquarters La Paz, Keene, California 93531
(805) 822-5571

September 28, 1983

Pamela Brown
Federal Elections Commission
Washington, D.C. 20463

(1 of 3)
Re: RQ-2
ID #C00011783

Dear Ms. Brown:

In response to your letter of August 24, 1983 regarding our 30 day Post-general report dated Oct. 1, 1982 - Nov. 22, 1982:

- (1) We have transferred \$5360.86 from the National UFW Voluntary Political Action Committee to our non-Federal account.

I assume that we should show this transaction in our next report to the FEC. If I am not correct in this assumption please let me know.

Cordially,

Peter G. Velasco
Secretary-Treasurer

PGV/gh

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SCHEDULE B

ITEMIZED DISBURSEMENTS

Page 4 of 4 for
 LINE NUMBER
 (Use separate schedule(s) for each
 category of the Detailed
 Summary Page)

ATTACHMENT 9

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Full)

U.F.W. VLUNTARY POLITICAL ACTION COMMITTEE

1983 Year-End Report

33

8 JAN 04 10 24 97 0.67 45 J

A. Full Name, Mailing Address and ZIP Code Congressional Hispanic Caucus 504 "C" Street, N.E. Washington, D.C. 20002	Purpose of Disbursement Contribution Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify): Unspecified	Date (month, day, year) 12/28/83	Amount of Each Disbursement This Period \$150.00
B. Full Name, Mailing Address and ZIP Code U.F.W. National Political Action Committee P.O.Box 62 Keene, California 93531	Purpose of Disbursement Transfer to correct error in deposit Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify): N/A	Date (month, day, year) 10/25/83	Amount of Each Disbursement This Period 5360.86
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
SUBTOTAL of Disbursements This Page (optional):			
TOTAL This Period (last page this line number only):			5510.86

Attachment I (p. 15)

MEMORANDUM TO THE FILES: TELECON

ATTACHMENT 7

COMMITTEE NAME: National UFW Voluntary PAC

COMMITTEE CONTACT: Peter Velasco

DATE: 9/19

ANALYST: Brown

SUBJECT: RFAIS

Mr. Velasco called at 2:25, and I was not there. I returned his call at 2:30, 2:46, 3:06, 3:15, 3:48, 4:26 & 5:03, and finally reached him (he had complained that I had not returned his phone calls). He requested 3 copies of the SSF campaign guide. We did not discuss the RFAIs.

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Attachment I (p 10)



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Peter G. Velasco, Treasurer
National UFW Volunteer Political
Action Committee
P.O. Box 62, La Paz
Keene, California 93531

RE: MUR
National UFW Volunteer Political
Action Committee

Dear Mr. Velasco:

On , 1984, the Federal Election Commission determined that there is reason to believe the National UFW Volunteer Political Action Committee and you, as treasurer, violated 2 U.S.C. § 441b, a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"), by receiving and accepting prohibited funds from the Delano Fundraising Committee, an unregistered political entity. The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you and the committee. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit any such materials, along with your answers to the enclosed questions, within ten days of your receipt of this letter. Statements should be submitted under oath.

In the absence of any additional information which demonstrates that no further action should be taken against you and your committee, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Of course, this does not preclude the settlement of this matter through conciliation prior to a finding of probable cause to believe if you so desire. See 11 C.F.R. § 111.18(d).

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form

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Mr. Peter G. Velasco, Treasurer
Page 2

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.

The investigation now being conducted will be confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A), unless you notify the Commission in writing that you wish the investigation to be made public.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Conley Edwards, Jr. at (202) 523-4000.

Sincerely,

Enclosures

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

84040490646

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR No.

RESPONDENT National UFW Volunteer Political
Action Committee
Peter G. Velasco, Treasurer

SUMMARY OF ALLEGATIONS

The National UFW Volunteer Political Action Committee (hereinafter "UFW-PAC") received and accepted funds from the Delano Fundraising Committee (hereinafter "the Delano Committee"), an unregistered political organization.

FACTUAL BASIS AND LEGAL ANALYSIS

According to RAD, UFW-PAC may have received and accepted prohibited funds in violation of 2 U.S.C. § 441b through a \$5,360.86 transfer-in from the Delano Committee, an unregistered political entity.

UFW-PAC's 1982 30 Day Post-General Election Report discloses that on October 6, 1982, it received a transfer-in of \$5,360.86 from the Delano Committee; this Committee is not registered with the Commission. This was the only receipt disclosed by UFW-PAC during the reporting period in question.

On August 24, 1983, RAD requested clarification from UFW-PAC concerning the receipt from the Delano Committee. On September 6, 1983, a representative of UFW-PAC responded by phone to RAD's inquiry and stated that the funds from the Delano Committee were proceeds from an event sponsored by local UFW members.

On September 28, 1983, UFW-PAC responded to RAD's request for additional information by stating that the \$5,360.86 received

84040490647

from the Delano Committee had been transferred to a non-federal account. It is not clear from the letter, however, whether the funds were transferred to a non-federal account maintained by UFW-PAC or a non-federal account maintained by another entity affiliated with UFW-PAC.

The UFW-PAC's 1983 Year End Report discloses that on October 25, 1983, \$5,360.86 was transferred to the UFW National Political Action Committee to correct an error in deposit. There is no indication whether this transfer was made to a non-federal account. Moreover, the report contradicts an earlier written statement made by UFW-PAC which indicated that the \$5,360.86 had been transferred on or before September 28, 1983.

2 U.S.C. § 441b expressly prohibits the receipt and expenditure of any funds or proceeds in connection with any federal election that were solicited from corporate and/or labor entities.

Based on the above, a compliance action should be instituted since it appears that UFW-PAC and Peter G. Velasco, as treasurer of UFW-PAC, violated 2 U.S.C. § 441b by receiving and accepting funds from a source that may include funds from corporate and/or labor entities. Therefore, the Office of General Counsel recommends that reason to believe be found against the National UFW Volunteer Political Action Committee and Peter G. Velasco as treasurer of the National UFW Volunteer Political Action Committee.

84040490643

QUESTIONS FOR PETER G. VELASCO, TREASURER
NATIONAL UFW VOLUNTEER POLITICAL ACTION COMMITTEE

1. Who are the organizers and officers of the Delano Fundraising Committee?
2. How long has the Delano Fundraising Committee been in existence?
3. How many fundraisers did the Delano Committee sponsor? If more than one, how much was raised at each fundraiser?
4. Who were the individuals attending the local fundraiser(s) that raised \$5,360.86 for UFW-PAC? Please provide a list of the individuals attending the function(s).
5. Were there any other organizations or corporations involved in the Delano Committee fundraiser(s)?
6. How many bank accounts does the National UFW Volunteer Political Action Committee maintain?
 - a) How many are federal campaign accounts?
 - b) How many are non-federal campaign accounts?
7. How many bank accounts does the Delano Fundraising Committee maintain?
 - a) How many are federal campaign accounts?
 - b) How many are non-federal campaign accounts?
8. What is the relationship between the National UFW Volunteer Political Action Committee and the UFW National Political Action Committee?

84040490649



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Office of the Treasurer
Delano Fundraising Committee
P.O. Box 130
Delano, California 93215

RE: MUR
Delano Fundraising Committee

Dear Sir/Madam:

8 4 0 4 0 4 9 0 6 5 0
On , 1984, the Federal Election Commission determined that there is reason to believe that the Delano Fundraising Committee and you, as treasurer, violated 2 U.S.C. §§ 433, 434, and 441b, provisions of the Federal Election Campaign Act of 1971, as amended ("the Act") by failing to register and file certain reports of receipts and disbursements with the Commission and by contributing funds to be used in a federal campaign that may have contained funds from corporate and/or labor entities. The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you and the committee. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against you and your committee, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Of course, this does not preclude the settlement of this matter through conciliation prior to a finding of probable cause to believe if you so desire. See 11 C.F.R. § 111.18(d).

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form

Treasurer
Delano Fundraising Committee
Page 2

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.

The investigation now being conducted will be confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A), unless you notify the Commission in writing that you wish the investigation to be made public.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Conley Edwards, Jr. at (202) 523-4000.

Sincerely,

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

84040490651

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO.

RESPONDENT Delano Fundraising Committee

SUMMARY OF ALLEGATIONS

The Delano Fundraising Committee (hereinafter "the Delano Committee"), an unregistered political organization, transferred funds to the National UFW Volunteer Political Action Committee (hereinafter "UFW-PAC").

FACTUAL BASIS AND LEGAL ANALYSIS

According to RAD, UFW-PAC may have received and accepted prohibited funds in violation of 2 U.S.C. § 441b through a \$5,360.86 transfer-in from the Delano Committee, an unregistered political entity.

UFW-PAC's 1982 30 Day Post-General Election Report discloses that on October 6, 1982, it received a transfer-in of \$5,360.86 from the Delano Committee; the Delano Committee is not registered with the Commission. This was the only receipt disclosed by UFW-PAC during the reporting period in question.

2 U.S.C. § 441b expressly prohibits the receipt and expenditure of any funds or proceeds in connection with any federal election that were solicited from corporate and/or labor entities. Additionally, 2 U.S.C. § 433 requires that all political committees shall file a statement of organization no later than ten (10) days after establishment, and 2 U.S.C. § 434 requires each treasurer of a political committee to file certain reports of receipts and disbursements.

84040490652

Based on the above, a compliance action should be instituted since it appears that the Delano Committee and its treasurer violated 2 U.S.C. §§ 433 and 434 by failing to register and file certain reports of receipts and disbursements with the Commission, and 2 U.S.C. § 441b by contributing funds to be used in a federal campaign that may have contained funds from corporate and/or labor entities. Therefore, the Office of General Counsel recommends that reason to believe be found against the Delano Committee and its treasurer.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

15 March 1984

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA 15/
STAFF DIRECTOR

FROM: JOHN D. GIBSON JG
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION 3

SUBJECT: REFERRAL OF THE NATIONAL UFW VOLUNTEER PAC

This is a referral of the National UFW Volunteer PAC (aka United Farm Workers of America, AFL-CIO Federal PAC, hereafter referred to as "UFW-PAC"). It appears that UFW-PAC received prohibited funds in violation of 2 U.S.C. 441b through a \$5,360.86 transfer-in from an unregistered organization.* To remedy the matter, UFW-PAC has transferred-out the full amount to its non-Federal account. According to the RAD Review and Referral Procedures (Standard 6, formerly Standard 4), further examination is required by your office.

If you have any questions, please contact Pamela Brown at 523-4048.

Attachment

*/ According to the Analysis of Federal and State Campaign Finance Law - Summaries and Quick-Reference Charts, 1978, California law does not prohibit corporate or labor contributions.

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REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 15 March 1984ANALYST: Pamela Brown

I. COMMITTEE: National UFW Volunteer PAC
C00011783
Peter G. Velasco, Treasurer
P.O. Box 62, La Paz
Keene, CA 93531

II. RELEVANT STATUTE: 2 U.S.C. 441b(a) and 11 CFR 102.5

III. BACKGROUND:

Receipt of Apparent Prohibited Contributions
2 U.S.C. 441b(a) and 11 CFR 102.5

The 1982 30 Day Post-General Election Report filed by the National UFW Volunteer PAC (aka United Farm Workers of America, AFL-CIO Federal PAC, hereafter referred to as "UFW-PAC") disclosed a \$5,360.86 receipt from the Delano Fundraising Committee on October 6, 1982 (Attachment 2a).^{*/} The Delano Fundraising Committee is not registered with the Federal Election Commission.

On August 24, 1983, a Request for Additional Information was sent to UFW-PAC requesting clarification of this receipt. The notice also included instructions concerning the proper reporting of proceeds from joint fundraisers (Attachment 3).

A UFW-PAC spokesman contacted a Reports Analysis Division ("RAD") analyst by phone on September 6, 1983 (Attachment 4). The spokesman stated that the funds from the Delano Fundraising Committee were proceeds from an event held by local UFW members. The RAD analyst explained the Act and the regulations to the spokesman and requested that a written response be submitted.

^{*/} As noted on the report, no other funds were received during the period (Attachment 2b). On October 19, 1982, UFW-PAC made a \$3,000 contribution to the Philip Burton Campaign Committee (Attachment 2c).

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NATIONAL UFW VOLUNTEER PAC
REPORTS ANALYSIS OGC REFERRAL
PAGE 2

On September 15, 1983, a Second Notice was sent to UFW-PAC for failure to respond to the initial notice (Attachment 5). The treasurer phoned on September 16, 1983, however, the RAD analyst was not available (Attachment 6). After several attempts, the RAD analyst finally reached the treasurer on September 19, 1983. The treasurer stated that he was confused about several reporting requirements, and requested copies of the Commission's Campaign Guide for Corporations and Labor Organizations. There was no discussion of the outstanding Request for Additional Information (Attachment 7).

UFW-PAC responded on October 4, 1983, by stating that the entire amount received from the Delano Fundraising Committee had been transferred to its non-Federal account (Attachment 8).

The 1983 Year End Report discloses that the disbursement was made on October 25, 1983, and noted as a "transfer to correct error in deposit" (Attachment 9).

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None

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FEDERAL ELECTION COMMISSION
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) (01-02)

PAGE 1

NON PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
NATIONAL UFW VOLUNTEER PAC (AKA UNITED FARM WORKERS OF AMERICA, AFL-CIO FEDERAL PAC) CONNECTED ORGANIZATION: FARM WORKERS OF AMERICA; UNITED				NON-PARTY QUALIFIED		ID #C00011783
1981	MID-YEAR REPORT	0	1,500	1JAN81 -31JUL81	3	81FEC/205/1093
	MID-YEAR REPORT - AMENDMENT	0	1,500	1JAN81 -31JUL81	5	83FEC/284/0874
	REQUEST FOR ADDITIONAL INFORMATION			1JAN81 -31JUL81	2	83FEC/282/1165
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JAN81 -31JUL81	6	83FEC/283/0182
	YEAR-END	201	0	1AUG81 -31DEC81	3	82FEC/233/2
	YEAR-END - AMENDMENT	201	0	1JUL81 -31DEC81	4	83FEC/284/0
	REQUEST FOR ADDITIONAL INFORMATION			1JUL81 -31DEC81	1	83FEC/282/1163
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JUL81 -31DEC81	1	83FEC/283/0408
1982	APRIL QUARTERLY	44	0	1JAN82 -31MAR82	3	82FEC/231/3082
	APRIL QUARTERLY - AMENDMENT	-	-	1JAN82 -31MAR82	1	83FEC/264/5062
	JULY QUARTERLY	63	2,000	31DEC81 -15JUL82	4	82FEC/240/3752
	JULY QUARTERLY - AMENDMENT	63	2,000	1JAN82 -30JUL82	4	83FEC/264/2844
	OCTOBER QUARTERLY	0	18	1JUL82 -30SEP82	3	82FEC/251/0114
	POST-GENERAL	5,360	3,000	1OCT82 -22NOV82	5	82FEC/257/5050
	POST-GENERAL - AMENDMENT	-	-	1OCT82 -22NOV82	2	83FEC/284/0868
	REQUEST FOR ADDITIONAL INFORMATION			1OCT82 -22NOV82	2	83FEC/282/1168
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1OCT82 -22NOV82	1	83FEC/283/0407
	YEAR-END	4,932	0	23NOV82 -31DEC82	4	83FEC/264/4801
	TOTAL	10,600	0	6,518	0	54 TOTAL PAGES

Ending Cash-on-hand 12/31/82: \$7,540

Debts (by) 12/31/82: -0-

All reports have received condensed review.

ATTACHMENT 1a

8 4 0 4 0 4 9 0 6 5 3

FEDERAL ELECTION COMMISSION
 COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) (83-84)

PAGE 1

NON-PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
NATIONAL UFW VOLUNTEER PAC (AKA UNITED FARM WORKERS OF AMERICA, AFL-CIO FEDERAL PAC)				NON-PARTY QUALIFIED		ID #C00011783
	CONNECTED ORGANIZATION: FARM WORKERS OF AMERICA; UNITED					
	1983 STATEMENT OF ORGANIZATION - AMENDMENT			12SEP83	2	83FEC/283/0091
	MID-YEAR REPORT	371	1,004	1JAN83 -30JUN83	5	83FEC/274/5370
	YEAR-END	226	5,671	1JUL83 -31DEC83	5	84FEC/295/2748
	TOTAL	597	0 6,675	0	12	TOTAL PAGES

Ending Cash-on-hand 12/31/83: \$1,463

Debts (by) 12/31/83: -0-

The reports have not been reviewed.

ATTACHMENT 1b

SCHEDULE A

ITEMIZED RECEIPTS

Page 3 of 4 for
 LINE NUMBER _____
 (Use separate schedules for each
 category of the Detailed
 Summary Page)

30 Day Post General Election Report

Any information contained from such Receipts or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in full)
National UPW Voluntary Political Action Committee Attachment 2a

84040490659

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Dulano Fund Raising Committee P.O. Box 130 Delano, CA 93215 Receipt For: Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify) _____	Occupation _____ Aggregate Year-to-Date \$ _____	10/6/82	\$5360.86
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) _____	Occupation _____ Aggregate Year-to-Date \$ _____		
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) _____	Occupation _____ Aggregate Year-to-Date \$ _____		
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) _____	Occupation _____ Aggregate Year-to-Date \$ _____		
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) _____	Occupation _____ Aggregate Year-to-Date \$ _____		
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) _____	Occupation _____ Aggregate Year-to-Date \$ _____		
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) _____	Occupation _____ Aggregate Year-to-Date \$ _____		

SUBTOTAL of Receipts This Page (optional) _____

TOTAL This Period (use page this line number only) \$5360.86

REPORT OF RECEIPTS AND DISBURSEMENTS
For a Political Committee Other Than an Authorized Committee

(Summary Page) 30 Day Post General Election Report
Attachment 2b

84040490566307

1. Name of Committee (in Full)
National UPW Voluntary Political Action Committee

Address (Number and Street)
P.O. Box 62

City, State and ZIP Code
Keene, CA 93531

Check if address is different than previously reported.

2. FEC Identification Number
000011783

3. This committee qualified as a multicandidate committee during this Reporting Period on _____ (date)

4. TYPE OF REPORT (check appropriate boxes)

(a) April 15 Quarterly Report
 July 15 Quarterly Report
 October 15 Quarterly Report
 January 31 Year End Report
 July 31 Mid Year Report (Non-election Year Only)
 Monthly Report for _____
 Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____

Thirtieth day report following the General Election on **Nov 2, 1982** in the State of **CA**

Termination Report

(b) Is this Report an Amendment?
 YES NO

SUMMARY		Column A This Period	Column B Calendar Year-to-Date
5. Covering Period	<u>10/1/82</u> Through <u>11/22/82</u>		
6. (a) Cash on Hand January 1, 19 <u>82</u>			\$ 2202.88
(b) Cash on Hand at Beginning of Reporting Period		\$ 247.68	
(c) Total Receipts (from Line 1B)		\$ 5360.86	\$ 5424.06
(d) Subtotal (add lines 6(b) and 6(c) for Column A and lines 6(a) and 6(c) for Column B)		\$ 5608.54	\$ 7626.94
7. Total Disbursements (from Line 2B)		\$ 3000.00	\$ 5018.40
8. Cash on Hand at Close of Reporting Period (subtract line 7 from 6(d))		\$ 2608.54	\$ 2608.54
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C or Schedule D)		\$ 0	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)		\$ 0	

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

For further information, contact:

Federal Election Commission
Toll Free 800-424-9530
Local 202-523-4068

Peter G. Velasco

Type or Print Name of Treasurer

Peter G. Velasco

SIGNATURE OF TREASURER

11/27/82
Date

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. §437g.

All previous versions of FEC FORM 3 and FEC FORM 3a are obsolete and should no longer be used.

<i>P.P.P.</i>							
<i>12/1</i>							

FEC FORM 3X (3/80)

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

Name of Committee (in Full)

National UFW Voluntary Political Action Committee

A. Full Name, Mailing Address and ZIP Code

Philip Burton Campaign Com
P.O. Box 4200
San Francisco, CA 94101

Purpose of Disbursement

Contribution

Date (month, day, year)

10/19/82

Amount of Each Disbursement This Period

\$3,000.00

Disbursement for: Primary General
 Other (specify):

B. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month, day, year)

Amount of Each Disbursement This Period

Disbursement for: Primary General
 Other (specify):

C. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month, day, year)

Amount of Each Disbursement This Period

Disbursement for: Primary General
 Other (specify):

D. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month, day, year)

Amount of Each Disbursement This Period

Disbursement for: Primary General
 Other (specify):

E. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month, day, year)

Amount of Each Disbursement This Period

Disbursement for: Primary General
 Other (specify):

F. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month, day, year)

Amount of Each Disbursement This Period

Disbursement for: Primary General
 Other (specify):

G. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month, day, year)

Amount of Each Disbursement This Period

Disbursement for: Primary General
 Other (specify):

H. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month, day, year)

Amount of Each Disbursement This Period

Disbursement for: Primary General
 Other (specify):

I. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month, day, year)

Amount of Each Disbursement This Period

Disbursement for: Primary General
 Other (specify):

SUBTOTAL of Disbursements This Page (optional)

TOTAL This Period (last page this line number only)

\$3,000.00

8474049063133



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20461

24 August 1983

RQ-2

Gilbert Padilla, Treasurer
National UFW Voluntary Political
Action Committee
P.O. Box 62, La Paz
Keene, CA 93531

Identification Number: C00011783

Reference: 30 Day Post-General Report (10/1/82-11/22/82)

Dear Mr. Padilla:

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

-Please clarify the nature of the receipt from the Delano Fund Raising Committee. If the receipt be a transfer in from an account maintained by your committee for non-Federal activity, be advised that 11 CFR 102.5(a)(1)(i) prohibits such a transfer, and the full amount must be returned to the non-Federal account.

If the receipt represents proceeds raised through joint fundraising through a collection agent, it should be properly reported as receipts from individuals are reported (itemization required for an individual whose aggregate contribution(s) exceeds \$200 in a calendar year).

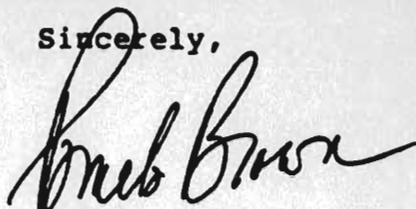
As the Delano Fund Raising Committee is not registered with the Federal Election Commission, a contribution from the former may contain funds prohibited under 2 U.S.C. 441b, and must be returned. If the funds be from permissible sources, a contribution to your committee may trigger a registration and reporting obligation on the part of the donor.

Finally, as a separate segregated fund of a labor organization, your committee may only solicit those persons belonging to your "restricted class" (see 11 CFR 114.5(g)(2)), which is limited to your members and their families. If your committee has improperly solicited outside of your "restricted class", the full amount of the receipt must be refunded.

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An amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 357-0026.

Sincerely,



Pamela Brown
Senior Reports Analyst
Reports Analysis Division

8 4 0 4 0 4 9 0 6 6 3

COMMITTEE NAME: National UFW Voluntary Political Action Committee

COMMITTEE CONTACT: Chris Hartmire (805) 822-5571

DATE: 9/6/83

ANALYST: P. Brown

SUBJECT: RFAIs

Mr. Hartmire called in response to the RFAIs. In particular, we discussed the Delano Fundraising Committee, which he said was an event held by local UFW members. I explained the following information to him:

1. By making a contribution to their committee, the Delano Fundraising Committee (DFC) had triggered a registration and reporting requirement, unless DFC acted as a collecting agent for UFW.
 2. UFW had the option of refunding the money to a non-federal account, rather than refunding to the donor.
 3. How a separate segregated fund differed from other political committees-no \$ threshold.
 4. The event sponsored by DFC may have contained funds not permitted under the Act-commingling.
 5. The event may have obtained money from beyond the permissible class of UFW.
 6. How UFW should file an amended Form 1 to reflect the name of the connected organization in the committee name.
- He said that he would get back to me if he had further questions.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-3

September 15, 1983

Gilbert Padilla, Treasurer
National UFW Voluntary Political
Action Committee
P.O. Box 62, La Paz
Keene, CA 93531

Identification Number: C00011783

Reference: 30 Day Post-General (10/1/82-11/22/82),
Year End (7/1/81-12/31/81) and Mid-Year (1/1/81-
7/31/81) Reports

Dear Mr. Padilla:

This letter is to inform you that as of September 14, 1983, the Commission has not received your response to our requests for additional information dated August 24, 1983. Those notices requested information essential to full public disclosure of your Federal election financial activity and to ensure compliance with provisions of the Federal Election Campaign Act (the Act). Copies of our original requests are enclosed.

If no response is received within fifteen (15) days from the date of this notice, the Commission may choose to initiate audit or legal enforcement action.

If you should have any questions related to this matter, please contact Pamela Brown on our toll-free number (800) 424-9530 or our local number (202) 357-0026.

Sincerely,

John D. Gibson
Assistant Staff Director
Reports Analysis Division

Enclosures

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0
6
6
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MEMORANDUM TO THE FILES: TELECON

ATTACHMENT 6

COMMITTEE NAME: National UFW Voluntary PAC

COMMITTEE CONTACT: Peter Velasco

DATE: 9/16

ANALYST: Brown

SUBJECT: RFAIS

Mr. Velasco called and I was not at my desk. I tried to return his phone call, but there was no answer.

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MEMORANDUM TO THE FILES: TELECON

ATTACHMENT 7

COMMITTEE NAME: National UFW Voluntary PAC

COMMITTEE CONTACT: Peter Velasco

DATE: 9/19

ANALYST: Brown

SUBJECT: RFAIS

Mr. Velasco called at 2:25, and I was not there. I returned his call at 2:30, 2:46, 3:06, 3:15, 3:48, 4:26 & 5:03, and finally reached him (he had complained that I had not returned his phone calls). He requested 3 copies of the SSF campaign guide. We did not discuss the RFAIS.

84040490657



UNITED FARM WORKERS of AMERICA AFL-CIO 14

National Headquarters La Paz, Keene, California 93531
(805) 822-5571

September 28, 1983

Pamela Brown
Federal Elections Commission
Washington, D.C. 20463

(1 of 3)
Re: RQ-2
ID #C00011783

Dear Ms. Brown:

In response to your letter of August 24, 1983 regarding our 30 day Post-general report dated Oct. 1, 1982 - Nov. 22, 1982:

- (1) We have transferred \$5360.86 from the National UFW Voluntary Political Action Committee to our non-Federal account.

I assume that we should show this transaction in our next report to the FEC. If I am not correct in this assumption please let me know.

Cordially,


Peter G. Velasco
Secretary-Treasurer

PGV/ah

2 1 0 3 2 7 1 1 9 5 3

SCHEDULE B

ITEMIZED DISBURSEMENTS

Page 4 of 4 for
 LINE NUMBER
 (Use separate schedules for each
 category of the Detailed
 Summary Page)

ATTACHMENT 9

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Full)

U.F.W. VLUNTARY POLITICAL ACTION COMMITTEE

1983 Year-End Report

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Congressional Hispanic Caucus 504 "C" Street, N.E. Washington, D.C. 20002	Contribution Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify) Unspecified	12/28/83	\$150.00
U.F.W. National Political Action Committee P.O.Box 62 Keene, California 93531	Transfer to correct error in deposit Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify) N/A	10/25/83	5360.86
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
SUBTOTAL of Disbursements This Page (optional)			
TOTAL This Period (last page this line number only)			5510.86

3
 15574020675571

12 DAY REPORT

March 23, 1984

RAD Referral No. 84L-10

Staff Conley Edwards, Jr.

Source of MUR: Reports Analysis Division
Respondent's Name: National UFW Voluntary Political
Action Committee
Relevant Statute: 2 U.S.C. § 441b(a)
Internal Reports
Checked: Committee's Reports
Federal Agencies
Checked: None

Statement of the Case

On March 16, 1984, the Reports Analysis Division (hereinafter "RAD") referred the above-referenced matter to this Office for review.

According to RAD, the National UFW Voluntary Political Action Committee (hereinafter "UFW-PAC") received and accepted a \$5,360.86 transfer-in from the Delano Fundraising Committee, an unregistered political organization.

Based on the above it appears that the UFW-PAC may have violated 2 U.S.C. § 441b(a) by receiving and accepting funds from a source that may have solicited contributions from corporate and/or labor entities.

Statement of Preliminary Discovery Plan

In order to establish that a violation of 2 U.S.C. § 441b(a) has occurred, it must first be determined that UFW-PAC received and accepted for its federal account a transfer-in from a non-registered political entity, and that the funds were tainted with prohibited contributions. We believe, however, that RAD has

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provided sufficient evidence to proceed to a reason to believe finding in this matter.

Additionally, interrogatories will be designed to determine the relationship of the two committees. It is possible that the Delano Fundraising Committee is an ad hoc committee established by the UFW-PAC for the sole purpose of organizing events to finance the UFW-PAC.

Statement of Track Designation

Track I.

Attachment

RAD Referral

84040490671



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

15 March 1984

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

FROM: JOHN D. GIBSON
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

SUBJECT: REFERRAL OF THE NATIONAL UFW VOLUNTEER PAC

This is a referral of the National UFW Volunteer PAC (aka United Farm Workers of America, AFL-CIO Federal PAC, hereafter referred to as "UFW-PAC"). It appears that UFW-PAC received prohibited funds in violation of 2 U.S.C. 441b through a \$5,360.86 transfer-in from an unregistered organization.* To remedy the matter, UFW-PAC has transferred-out the full amount to its non-Federal account. According to the RAD Review and Referral Procedures (Standard 6, formerly Standard 4), further examination is required by your office.

If you have any questions, please contact Pamela Brown at 523-4048.

Attachment

*/ According to the Analysis of Federal and State Campaign Finance Law - Summaries and Quick-Reference Charts, 1978, California law does not prohibit corporate or labor contributions.

34040490672

REPORTS ANALYSIS REFERRAL
TO
OFFICE OF GENERAL COUNSEL

DATE: 15 March 1984

ANALYST: Pamela Brown

- I. COMMITTEE: National UFW Volunteer PAC
 C00011783
 Peter G. Velasco, Treasurer
 P.O. Box 62, La Paz
 Keene, CA 93531
- II. RELEVANT STATUTE: 2 U.S.C. 441b(a) and 11 CFR 102.5
- III. BACKGROUND:

Receipt of Apparent Prohibited Contributions
 2 U.S.C. 441b(a) and 11 CFR 102.5

The 1982 30 Day Post-General Election Report filed by the National UFW Volunteer PAC (aka United Farm Workers of America, AFL-CIO Federal PAC, hereafter referred to as "UFW-PAC") disclosed a \$5,360.86 receipt from the Delano Fundraising Committee on October 6, 1982 (Attachment 2a).^{*/} The Delano Fundraising Committee is not registered with the Federal Election Commission.

On August 24, 1983, a Request for Additional Information was sent to UFW-PAC requesting clarification of this receipt. The notice also included instructions concerning the proper reporting of proceeds from joint fundraisers (Attachment 3).

A UFW-PAC spokesman contacted a Reports Analysis Division ("RAD") analyst by phone on September 6, 1983 (Attachment 4). The spokesman stated that the funds from the Delano Fundraising Committee were proceeds from an event held by local UFW members. The RAD analyst explained the Act and the regulations to the spokesman and requested that a written response be submitted.

^{*/} As noted on the report, no other funds were received during the period (Attachment 2b). On October 19, 1982, UFW-PAC made a \$3,000 contribution to the Philip Burton Campaign Committee (Attachment 2c).

34040490673

NATIONAL UFW VOLUNTEER PAC
REPORTS ANALYSIS OGC REFERRAL
PAGE 2

On September 15, 1983, a Second Notice was sent to UFW-PAC for failure to respond to the initial notice (Attachment 5). The treasurer phoned on September 16, 1983, however, the RAD analyst was not available (Attachment 6). After several attempts, the RAD analyst finally reached the treasurer on September 19, 1983. The treasurer stated that he was confused about several reporting requirements, and requested copies of the Commission's Campaign Guide for Corporations and Labor Organizations. There was no discussion of the outstanding Request for Additional Information (Attachment 7).

UFW-PAC responded on October 4, 1983, by stating that the entire amount received from the Delano Fundraising Committee had been transferred to its non-Federal account (Attachment 8).

The 1983 Year End Report discloses that the disbursement was made on October 25, 1983, and noted as a "transfer to correct error in deposit" (Attachment 9).

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None

34040490674

8 4 0 4 0 4 9 0 6 7 5

FEDERAL ELECTION COMMISSION
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) (81-82)

PAGE 1

NON PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
NATIONAL UFW VOLUNTEER PAC (AKA UNITED FARM WORKERS OF AMERICA, AFL-CIO FEDERAL PAC) CONNECTED ORGANIZATION: FARM WORKERS OF AMERICA; UNITED				NON-PARTY QUALIFIED		ID #C00011783
1981	MID-YEAR REPORT	0	1,500	1JAN81 -31JUL81	3	91FEC/205/1093
	MID-YEAR REPORT - AMENDMENT	0	1,500	1JAN81 -31JUL81	5	83FEC/284/0874
	REQUEST FOR ADDITIONAL INFORMATION			1JAN81 -31JUL81	2	83FEC/282/1165
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JAN81 -31JUL81	6	83FEC/283/0182
	YEAR-END	201	0	1AUG81 -31DEC81	3	82FEC/223/2705
	YEAR-END - AMENDMENT	201	0	1JUL81 -31DEC81	4	83FEC/284/0870
	REQUEST FOR ADDITIONAL INFORMATION			1JUL81 -31DEC81	1	83FEC/282/1163
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JUL81 -31DEC81	1	83FEC/283/0408
1982	APRIL QUARTERLY	44	0	1JAN82 -31MAR82	3	82FEC/231/3082
	APRIL QUARTERLY - AMENDMENT	-	-	1JAN82 -31MAR82	1	83FEC/264/5062
	JULY QUARTERLY	63	2,000	31DEC81 -15JUL82	4	82FEC/240/3752
	JULY QUARTERLY - AMENDMENT	63	2,000	1JAN82 -30JUL82	4	83FEC/264/2844
	OCTOBER QUARTERLY	0	18	1JUL82 -30SEP82	3	82FEC/251/0114
	POST-GENERAL	5,360	3,000	1OCT82 -22NOV82	5	82FEC/257/5050
	POST-GENERAL - AMENDMENT	-	-	1OCT82 -22NOV82	2	83FEC/284/0868
	REQUEST FOR ADDITIONAL INFORMATION			1OCT82 -22NOV82	2	83FEC/282/1168
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1OCT82 -22NOV82	1	83FEC/283/0407
	YEAR-END	4,932	0	23NOV82 -31DEC82	4	83FEC/264/4801
	TOTAL	10,600	0	6,518	0	54 TOTAL PAGES

Ending Cash-on-hand 12/31/82: \$7,540

Debts (by) 12/31/82: -0-

All reports have received condensed review.

ATTACHMENT 1A

8 4 0 4 0 4 9 0 6 7 6

FEDERAL ELECTION COMMISSION
 COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) (83-84)

NON-PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
NATIONAL UFW VOLUNTEER PAC (AKA UNITED FARM WORKERS OF AMERICA, AFL-CIO FEDERAL PAC)				NON-PARTY QUALIFIED		ID #C00011783
CONNECTED ORGANIZATION:	FARM WORKERS OF AMERICA; UNITED					
1983	STATEMENT OF ORGANIZATION - AMENDMENT			12SEP83	2	83FEC/283/0081
	MID-YEAR REPORT	371	1,004	1JAN83 -30JUN83	5	83FEC/274/5370
	YEAR-END	226	5,671	1JUL83 -31DEC83	5	84FEC/295/2748
	TOTAL	597	0 6,675	0	12	TOTAL PAGES

Ending Cash-on-hand 12/31/83: \$1,463

Debts (by) 12/31/83: -0-

The reports have not been reviewed.

SCHEDULE A

ITEMIZED RECEIPTS

Page 3 of 4 for
 LINE NUMBER _____
 (Use across categories for each
 category of the Detailed
 Summary Page)

30 Day Post General Election Report

Any information contained from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

Name of Committee (in full)

National UPW Voluntary Political Action Committee

Attachment 2a

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Dolano Fund Raising Committee P.O. Box 130 Delano, CA 93215 Receipt For: Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify) _____	Occupation _____ Aggregate Year-to-Date \$ _____	10/6/82	\$5360.86
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) _____	Occupation _____ Aggregate Year-to-Date \$ _____		
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) _____	Occupation _____ Aggregate Year-to-Date \$ _____		
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) _____	Occupation _____ Aggregate Year-to-Date \$ _____		
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) _____	Occupation _____ Aggregate Year-to-Date \$ _____		
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) _____	Occupation _____ Aggregate Year-to-Date \$ _____		
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) _____	Occupation _____ Aggregate Year-to-Date \$ _____		

SUBTOTAL of Receipts This Page (optional)

TOTAL This Period (use page this line number only)

\$5360.86

34740490677

6

REPORT OF RECEIPTS AND DISBURSEMENTS
For a Political Committee Other Than an Authorized Committee

(Summary Page)

30 Day Post General Election Report
Attachment 2b

<p>1. Name of Committee (in Full) National UFW Voluntary Political Action Committee</p> <p>Address (Number and Street) P.O. Box 62</p> <p>City, State and ZIP Code Keene, CA 93531</p> <p><input type="checkbox"/> Check if address is different than previously reported.</p>	<p>4. TYPE OF REPORT (check appropriate boxes)</p> <p>(a) <input type="checkbox"/> April 15 Quarterly Report <input type="checkbox"/> July 15 Quarterly Report <input type="checkbox"/> October 15 Quarterly Report <input type="checkbox"/> January 31 Year End Report <input type="checkbox"/> July 31 Mid Year Report (Non-election Year Only) <input type="checkbox"/> Monthly Report for _____ <input type="checkbox"/> Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____</p> <p><input checked="" type="checkbox"/> Thirtieth day report following the General Election on NOV 2, 1982 in the State of CA</p> <p><input type="checkbox"/> Termination Report</p> <p>(b) Is this Report an Amendment? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO</p>
<p>2. FEC Identification Number 000011783</p> <p>3. <input type="checkbox"/> This committee qualified as a multicandidate committee during this Reporting Period on _____ (date)</p>	

SUMMARY

	Column A This Period	Column B Calendar Year-to-Date
5. Covering Period <u>10/1/82</u> Through <u>11/22/82</u>		
6. (a) Cash on Hand January 1, 19 <u>82</u>		\$ 2202.88
(b) Cash on Hand at Beginning of Reporting Period	\$ 247.68	
(c) Total Receipts (from Line 18)	\$ 5360.86	\$ 5424.06
(d) Subtotal (add lines 6(b) and 6(c) for Column A and lines 6(a) and 6(c) for Column B)	\$ 5608.54	\$ 7626.94
7. Total Disbursements (from Line 28)	\$ 3000.00	\$ 5018.40
8. Cash on Hand at Close of Reporting Period (subtract line 7 from 6(d)) ..	\$ 2608.54	\$ 2608.54
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C or Schedule D)	\$ 0	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	\$ 0	

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

For further information, contact:

Federal Election Commission
Toll Free 800-424-9530
Local 202-523-4068

Peter G. Velasco

Type or Print Name of Treasurer

[Signature]

SIGNATURE OF TREASURER

11/27/82
Date

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. §437g.

All previous versions of FEC FORM 3 and FEC FORM 3a are obsolete and should no longer be used.

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FEC FORM 3X (3/80)

840484067395030

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Full)

National UFW Voluntary Political Action Committee

A. Full Name, Mailing Address and ZIP Code

Philip Burton Campaign Com
P.O. Box 4200
San Francisco, CA 94101

Purpose of Disbursement

Contribution

Date (month,
day, year)

10/19/82

Amount of Each
Disbursement This Period

\$3,000.00

Disbursement for: Primary General
 Other (specify):

B. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month,
day, year)

Amount of Each
Disbursement This Period

Disbursement for: Primary General
 Other (specify):

C. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month,
day, year)

Amount of Each
Disbursement This Period

Disbursement for: Primary General
 Other (specify):

D. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month,
day, year)

Amount of Each
Disbursement This Period

Disbursement for: Primary General
 Other (specify):

E. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month,
day, year)

Amount of Each
Disbursement This Period

Disbursement for: Primary General
 Other (specify):

F. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month,
day, year)

Amount of Each
Disbursement This Period

Disbursement for: Primary General
 Other (specify):

G. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month,
day, year)

Amount of Each
Disbursement This Period

Disbursement for: Primary General
 Other (specify):

H. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month,
day, year)

Amount of Each
Disbursement This Period

Disbursement for: Primary General
 Other (specify):

I. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month,
day, year)

Amount of Each
Disbursement This Period

Disbursement for: Primary General
 Other (specify):

SUBTOTAL of Disbursements This Page (optional)

TOTAL This Period (last page this line number only)

\$3,000.00

B

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

24 August 1983

Gilbert Padilla, Treasurer
National UFW Voluntary Political
Action Committee
P.O. Box 62, La Paz
Keene, CA 93531

Identification Number: C00011783

Reference: 30 Day Post-General Report (10/1/82-11/22/82)

Dear Mr. Padilla:

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

-Please clarify the nature of the receipt from the Delano Fund Raising Committee. If the receipt be a transfer in from an account maintained by your committee for non-Federal activity, be advised that 11 CFR 102.5(a)(1)(i) prohibits such a transfer, and the full amount must be returned to the non-Federal account.

If the receipt represents proceeds raised through joint fundraising through a collection agent, it should be properly reported as receipts from individuals are reported (itemization required for an individual whose aggregate contribution(s) exceeds \$200 in a calendar year).

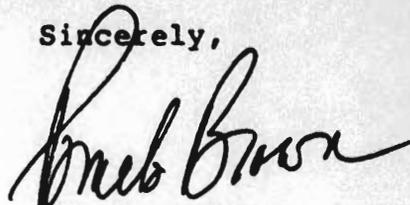
As the Delano Fund Raising Committee is not registered with the Federal Election Commission, a contribution from the former may contain funds prohibited under 2 U.S.C. 441b, and must be returned. If the funds be from permissible sources, a contribution to your committee may trigger a registration and reporting obligation on the part of the donor.

Finally, as a separate segregated fund of a labor organization, your committee may only solicit those persons belonging to your "restricted class" (see 11 CFR 114.5(g)(2)), which is limited to your members and their families. If your committee has improperly solicited outside of your "restricted class", the full amount of the receipt must be refunded.

84040490630

An amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 357-0026.

Sincerely,



Pamela Brown
Senior Reports Analyst
Reports Analysis Division

84040490681

COMMITTEE NAME: National UFW Voluntary Political Action Committee

COMMITTEE CONTACT: Chris Hartmire (805) 822-5571

DATE: 9/6/83

ANALYST: P. Brown

SUBJECT: RFAIs

Mr. Hartmire called in response to the RFAIs. In particular, we discussed the Delano Fundraising Committee, which he said was an event held by local UFW members. I explained the following information to him:

1. By making a contribution to their committee, the Delano Fundraising Committee (DFC) had triggered a registration and reporting requirement, unless DFC acted as a collecting agent for UFW.
2. UFW had the option of refunding the money to a non-federal account, rather than refunding to the donor.
3. How a separate segregated fund differed from other political committees-no \$ threshold.
4. The event sponsored by DFC may have contained funds not permitted under the Act-commingling.
5. The event may have obtained money from beyond the permissible class of UFW.
6. How UFW should file an amended Form 1 to reflect the name of the connected organization in the committee name.

He said that he would get back to me if he had further questions.

84040490682



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

RQ-3

September 15, 1983

Gilbert Padilla, Treasurer
 National UFW Voluntary Political
 Action Committee
 P.O. Box 62, La Paz
 Keene, CA 93531

Identification Number: C00011783

Reference: 30 Day Post-General (10/1/82-11/22/82),
 Year End (7/1/81-12/31/81) and Mid-Year (1/1/81-
 7/31/81) Reports

Dear Mr. Padilla:

This letter is to inform you that as of September 14, 1983, the Commission has not received your response to our requests for additional information dated August 24, 1983. Those notices requested information essential to full public disclosure of your Federal election financial activity and to ensure compliance with provisions of the Federal Election Campaign Act (the Act). Copies of our original requests are enclosed.

If no response is received within fifteen (15) days from the date of this notice, the Commission may choose to initiate audit or legal enforcement action.

If you should have any questions related to this matter, please contact Pamela Brown on our toll-free number (800) 424-9530 or our local number (202) 357-0026.

Sincerely,

John D. Gibson
 Assistant Staff Director
 Reports Analysis Division

Enclosures

84040490683

MEMORANDUM TO THE FILES: TELECON

ATTACHMENT 6

COMMITTEE NAME: National UFW Voluntary PAC

COMMITTEE CONTACT: Peter Velasco

DATE: 9/16

ANALYST: Brown

SUBJECT: RFAIS

Mr. Velasco called and I was not at my desk. I tried to return his phone call, but there was no answer.

84040490684

MEMORANDUM TO THE FILES: TELECON

ATTACHMENT 7

COMMITTEE NAME: National UFW Voluntary PAC

COMMITTEE CONTACT: Peter Velasco

DATE: 9/19

ANALYST: Brown

SUBJECT: RFAIS

Mr. Velasco called at 2:25, and I was not there. I returned his call at 2:30, 2:46, 3:06, 3:15, 3:48, 4:26 & 5:03, and finally reached him (he had complained that I had not returned his phone calls). He requested 3 copies of the SSF campaign guide. We did not discuss the RFAIS.

84040490685



UNITED FARM WORKERS of AMERICA AFL-CIO 14

National Headquarters La Paz, Keene, California 93531
(805) 822-8571

September 28, 1983

Pamela Brown
Federal Elections Commission
Washington, D.C. 20463

(1 of 3)
Re: RQ-2
ID #C00011783

Dear Ms. Brown:

In response to your letter of August 24, 1983 regarding our
30 day Post-general report dated Oct. 1, 1982 - Nov. 22, 1982:

- (1) We have transferred \$5360.86 from the National UFW
Voluntary Political Action Committee to our non-Federal
account.

I assume that we should show this transaction in our next report
to the FEC. If I am not correct in this assumption please let
me know.

Cordially,

Peter G. Velasco
Secretary-Treasurer

PGV/gh

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21032911953

SCHEDULE B

ITEMIZED DISBURSEMENTS

Page 4 of 4 for
LINE NUMBER
 (Use separate schedule(s) for each
 category of the Detailed
 Summary Page)

ATTACHMENT 9

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Full)

U.F.W. VOLUNTARY POLITICAL ACTION COMMITTEE

1983 Year-End Report

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Congressional Hispanic Caucus 504 "C" Street, N.E. Washington, D.C. 20002	Contribution Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify) Unspecified	12/28/83	\$150.00
U.F.W. National Political Action Committee P.O.Box 62 Keene, California 93531	Transfer to correct error in deposit Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify) N/A	10/25/83	5360.86
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
SUBTOTAL of Disbursements This Page (optional)			
TOTAL This Period (last page this line number only)			5510.86

30
 84043249; 0.6787



FEDERAL ELECTION COMMISSION

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

84040490698

THIS IS THE BEGINNING OF MUR # 1836

Date Filmed 11/28/84 Camera No. --- 4

Cameraman AS