



FEDERAL ELECTION COMMISSION

1125 K STREET N.W.
WASHINGTON, D.C. 20543

THIS IS THE END OF MUR # 1856

Date Filmed 6/13/85 Camera No. --- 2

Cameraman AS

85040524148

FEDERAL ELECTION COMMISSION

- Routing slips
- Assignment sheet
- First C.C. Report (in part)
- C.C. Report (in part)

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 type="checkbox"/> (2) Internal rules and practices | <input type="checkbox"/> (7) Investigatory files |
| <input checked="" 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 Lane R. Wessenberg
date 5/24/85

FEC 9-21-77

J. Q. W. 6/3/85

85040524149

ANDERSON & ASSOCIATES, P.C.
ATTORNEYS AT LAW

RECEIVED AT THE FEC

GCC # 7374

85 MAY 3 P 3: 24

ODIN P. ANDERSON
ROBERT L. ROSSI
A. DAVID DAVIS
TRACY ROACH

May 1, 1985

ONE LONGFELLOW PLACE
SUITE 216
BOSTON, MASSACHUSETTS 02114
(617) 742-8200

Charles N. Steele, General Counsel
Federal Election Commission
1324 K Street, N.W.
Washington, D.C. 20463

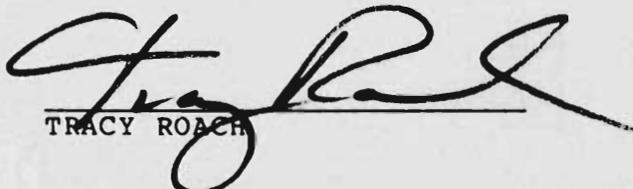
Re: MUR 1856

Dear Mr. Steele:

On December 16, 1984, The LaRouche Campaign ("TLC") and its Treasurer Edward Spannaus provided a written response to the Commission's November 27, 1984 notification that a complaint by E.R. Sessoms alleged a violation of the Federal Election Campaign Act of 1971, as amended ("the Act"). The debt owed Mr. Sessoms, which was the basis of his complaint, was acknowledged and reported overdue to the Commission. It is therefore apparent that no violation of a law within the jurisdiction of the Commission has occurred.

Since there remains no actionable complaint, and no Commission action has yet been taken, Mr. Spannaus and TLC request that MUR 1856 be dismissed forthwith. A response from the Commission is requested ten (10) days from the date of this letter.

Very truly yours,
The LaRouche Campaign
Edward Spannaus, Treasurer
By Their Attorney,


TRACY ROACH

TR/jm

85040524150



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 29, 1985

Edward Spannaus Treasurer
The LaRouche Campaign, Inc.
P.O. Box 2150, G.P.O.
New York, New York 10116

RE: MUR 1856

Dear Mr. Spannaus:

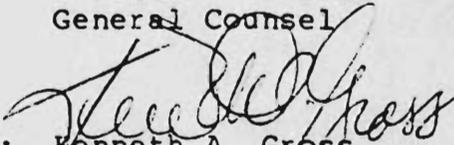
On November 27, 1984, the Commission notified the LaRouche Campaign, Inc., ("the Committee") and you as treasurer, of a complaint concerning the complainant's failure to receive repayment of a loan made to the Committee.

The Commission, on April 23, 1985, determined that on the basis of the information in the complaint and of information provided by you, there is no reason to believe that a violation of the Federal Election Campaign Act has been committed.

Accordingly, the Commission has closed its file in this matter. This matter will become a part of the public record within 30 days.

Sincerely,

Charles N. Steele
General Counsel


BY: Kenneth A. Gross
Associate General Counsel

Enclosure
General Counsel's Report

85040524151



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 29, 1985

William E. Hicks
2023 Holiday Drive
Emporia, Kansas 66801

RE: MUR 1856

Dear Mr. Hicks:

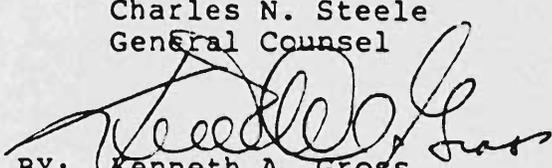
The Federal Election Commission has reviewed the allegations in your complaint which was received on November 13, 1984, and has determined that, on the basis of information provided in your complaint and information provided by the Respondent, there is no reason to believe that a violation of the Federal Election Campaign Act has been committed. Accordingly, the Commission has decided to close the file in this matter. A copy of the General Counsel's Report is attached for your information.

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

Should additional information come to your attention which you believe establishes a violation of the Act, you may file a complaint pursuant to the requirements set forth at 2 U.S.C. § 437g(a)(1) and 11 C.F.R. § 111.14.

Sincerely,

Charles N. Steele
General Counsel


BY: Kenneth A. Gross
Associate General Counsel

Enclosure
General Counsel's Report

85040524152

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 1856
The LaRouche Campaign, Inc.)
Edward Spannaus, as Treasurer)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of April 23, 1985, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in MUR 1856:

1. Find no reason to believe that The LaRouche Campaign, Inc., and Edward Spannaus, as treasurer, have violated the Federal Election Campaign Act, as amended, in this matter.
2. Approve the letters attached to the General Counsel's report dated April 9, 1985.
3. Close the file.

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

Attest:

4-24-85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

85040524153



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES STEELE, GENERAL COUNSEL
FROM: MARJORIE W. EMMONS/JODY C. RANSOM *JCR*
DATE: APRIL 16, 1985
SUBJECT: OBJECTION - MUR 1856 General Counsel's
Report signed April 9, 1985

The above-named document was circulated to the
Commission on Thursday, April 11, 1985 at 4:00.

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

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

This matter will be placed on the Executive Session
agenda for Tuesday, April 23, 1985.

85040524154



FEDERAL ELECTION COMMISSION
 WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary
 FROM: Office of General Counsel *Cut*
 DATE: April 11, 1985
 SUBJECT: MUR 1856 - 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
 Sensitive
 Non-Sensitive
 24 Hour No Objection
 Sensitive
 Non-Sensitive
 Information
 Sensitive
 Non-Sensitive
 Other

DISTRIBUTION

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

85040524155

SENSITIVE

BEFORE THE FEDERAL ELECTION COMMISSION

ED
FEC
CLERK

In the Matter of
The LaRouche Campaign, Inc.
Edward Spannaus, as Treasurer

)
)
) 25 APR 11 56 : 39
)
)

GENERAL COUNSEL'S REPORT

BACKGROUND

On November 13, 1984, this Office received a complaint from William E. Hicks, filed on behalf of E.R. Sessoms of Emporia, Kansas, concerning the failure of The LaRouche Campaign ("the Committee") to repay a loan which Mr. Sessoms had made by credit card and for which repayment was due within ninety days.

A \$900.00 loan from E.R. Sessoms was reported by the Committee as having been received on May 17, 1984, and due on June 17, 1984. It was continuously reported as a debt owed until December, 1984. The Committee's Year End Report itemizes a \$900.00 loan repayment to Mr. Sessoms on December 31, 1984. No information has been received from the complainant confirming this partial repayment. The Committee's response is attached.

LEGAL ANALYSIS

Whether or not Mr. Sessoms has been made whole, it appears that no violation of the Federal Election Campaign Act of 1971, as amended, has occurred as regards the Committee's failure to repay his loan. The loan involved was made by an individual, not by a bank or corporation, and, therefore, constituted a contribution at the time it was made. Mr. Sessoms' loan, therefore, does not come within the coverage of 11 C.F.R. § 114.10 which applies a "commercially reasonable" standard to the making and collection of loans obtained by political committees from corporations or banks.

8 5 0 4 0 5 2 4 1 5 6

Neither the Federal Election Campaign Act nor the Commission's regulations addresses the issue of the late repayment of loans received by a political committee from an individual. It also appears that the Committee has fulfilled its reporting requirements concerning Mr. Sessom's loan.

This Office recommends that the Commission find no reason to believe that The LaRouche Campaign has violated the Act in this matter and close the file.

RECOMMENDATIONS

1. Find no reason to believe that The LaRouche Campaign, Inc., and Edward Spannaus, as treasurer, have violated the Act in this matter.
2. Approve the attached letters.
3. Close the file.

Charles N. Steele
General Counsel

April 9, 1985
Date

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

Attachments
Response from Committee
Letters (2)

85040524157



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

William E. Hicks
2023 Holiday Drive
Emporia, Kansas 66801

RE: MUR 1856

Dear Mr. Hicks:

The Federal Election Commission has reviewed the allegations in your complaint which was received on November 13, 1984, and has determined that, on the basis of information provided in your complaint and information provided by the Respondent, there is no reason to believe that a violation of the Federal Election Campaign Act has been committed. Accordingly, the Commission has decided to close the file in this matter. A copy of the General Counsel's Report is attached for your information.

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

Should additional information come to your attention which you believe establishes a violation of the Act, you may file a complaint pursuant to the requirements set forth at 2 U.S.C. § 437g(a)(1) and 11 C.F.R. § 111.14.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

Enclosure
General Counsel's Report

85040524158



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Edward Spannaus Treasurer
The LaRouche Campaign, Inc.
P.O. Box 2150, G.P.O.
New York, New York 10116

RE: MUR 1856

Dear Mr. Spannaus:

On November 27, 1984, the Commission notified the LaRouche Campaign, Inc., ("the Committee") and you as treasurer, of a complaint concerning the complainant's failure to receive repayment of a loan made to the Committee.

The Commission, on March , 1985, determined that on the basis of the information in the complaint and of information provided by you, there is no reason to believe that a violation of the Federal Election Campaign Act has been committed.

Accordingly, the Commission has closed its file in this matter. This matter will become a part of the public record within 30 days.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

Enclosure
General Counsel's Report

85040524159



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES N. STEELE
GENERAL COUNSEL *mwe*

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

DATE: JANUARY 14, 1985

SUBJECT: MURS, 1856,
First General Counsel's Report
signed January 10, 1985

The above-captioned matter was circulated to the Commission on a 24 hour no-objection basis at 4:00, January 10, 1985.

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

85040524160



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES N. STEELE
GENERAL COUNSEL *MWE*

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

DATE: JANUARY 14, 1985

SUBJECT: MURS 1856,
First General Counsel's Report
signed January 10, 1985

The above-captioned matter was circulated to the Commission on a 24 hour no-objection basis at 4:00, January 10, 1985.

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

85040524161



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary
FROM: Office of General Counsel *CX*
DATE: January 10, 1985
MURs 1856
SUBJECT: First General Counsel's Report

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

CIRCULATIONS		DISTRIBUTION	
48 Hour Tally Vote	[]	Compliance	[X]
Sensitive	[]	Audit Matters	[]
Non-Sensitive	[]	Litigation	[]
24 Hour No Objection	[X]	Closed MUR Letters	[]
Sensitive	[X]	Status Sheets	[]
Non-Sensitive	[]	Advisory Opinions	[]
Information	[]	Other (see distribution below)	[]
Sensitive	[]		
Non-Sensitive	[]		
Other	[]		

35040524162

SENSITIVE

FEDERAL ELECTION COMMISSION
1325 K STREET, N.W.
WASHINGTON, D.C. 20463

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF
TRANSMITTAL BY OGC TO
COMMISSION

1/10/85 - 12:40

MURS # 1856,
DATES COMPLAINTS RECEIVED BY
COMMISSION

11/13/84,
DATES OF NOTIFICATIONS TO RESPONDENTS
11/27/84,

STAFF MEMBER Anne Weissenborn

COMPLAINANTS' NAMES:

William E. Hicks on behalf of
E.R. Sessoms

RESPONDENTS' NAMES:

The LaRouche Campaign
Edward Spannaus, as treasurer

RELEVANT STATUTES:

2 U.S.C. § 434(b)(3) and (8)
2 U.S.C. § 9042(c)

INTERNAL REPORTS CHECKED:

The LaRouche Campaign

SUMMARY OF ALLEGATIONS

FACTUAL & LEGAL ANALYSIS

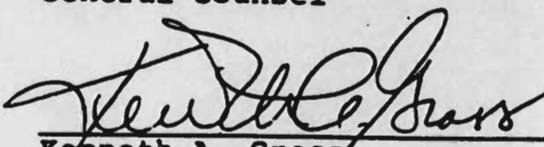
An examination of reports filed by the LaRouche Campaign
indicates that monies received from _____, E.R.
Sessoms, _____ have been reported as
loans by the committee;

85040524163

85040524164

January 10, 1985
Date

Charles N. Steele
General Counsel

BY: 
Kenneth A. Gross
Associate General Counsel

Mel Klenetsky
National Campaign Director
Edward Spannaus
Treasurer

P.O. Box 2150, GPO, New York, N.Y. 10116, (212) 247-8820

December 16, 1984

Kenneth A. Gross
Associate General Counsel
Federal Election Commission
1325 K Street NW
Washington, DC 20463

Re: MUR 1856

Mr. Gross:

This is in reply to your letter of November 27, 1984, concerning MUR 1856, opened in response to the complaint filed with your office by William E. Hicks on behalf of E.R. Sessoms.

It is my understanding that a properly filed complaint shall differentiate between matters of personal knowledge and those on information and belief, and in the case of the latter, shall identify the source of that information and belief. Mr. Hicks does neither, but merely takes the undisputed fact that The LaRouche Campaign owes Mr. Sessoms money and adds inflammatory language which is hearsay at best. It is also questionable whether even the sworn statement that Mr. Hicks represents Mr. Sessoms in his financial matters is sufficient basis, without a statement such as a power of attorney from Mr. Sessoms himself, to take Mr. Hicks as in fact knowledgeable in his statements and empowered to represent Mr. Sessoms.

Additionally, it is my understanding that these allegations of the complainant do not even fall under the jurisdiction of the Commission. According to 11 C.F.R. Sec. 111.4, a formal complaint such as has resulted in this MUR

should contain a clear and concise recitation of the facts describing the violation of a statute or law over which the Commission has jurisdiction.

I see nothing in the alleged complaint which describes such a violation, since to my knowledge the Commission neither has nor seeks authority over the timing of payment on campaign debts.

If there is any other statute or regulation whose possible violation is specifically suggested by the complainant, I would appreciate your so informing me; otherwise I must assume that this letter constitutes sufficient response to MUR 1856 to permit your closing it with no further action.

Edward Spannaus
Edward Spannaus
Treasurer

GCC # 6035
RECEIVED AT THE FEC
HAND DELIVERED
AUG 82

GENERAL COUNSEL

85040524165

14
DEC 19 84
11:11

FEDERAL EXPRESS

12/18/84

129394064

FROM George Canning 212 247-8820
The LaRouche Campaign
304 West 50th St. - 5th Floor
New York NY 10019 USA

FEDERAL EXPRESS USE ONLY

Drop off at Service Center/Station
Is original with this form? Yes No
Dispatch #

Employee # 17054
Time 15:49 Date 12/18
Remarks ROC

Tax exempt

TO Kenneth A. Gross - Assoc. Gen. Counsel
Federal Election Commission
1325 K Street N.W.
Washington DC 20463 USA

Dispatch # 678 Machine # 202 467 4744
129394064

Basic charge

State/local taxes

Federal taxes/duties

Forwarded original charge

Other charges

Valuation charge

Total charge

Cash received at origin destination
Employee #

Country codes
Origin Destination

Address correction

Street

City State Zip

Employee # Date

Original returned at FEC location

Time Date

Delivery courier #

Received by

International

TRANSMISSION

Recipients 1

Copies -

Hold for pickup
 Saturday service Other:

BILL TO FEC acct. Sender's Recipient's acct. #
 Third party's acct. #

Credit card Amex MasterCard VISA Other:
Card # Exp.

Cash

pages 1 Page size 8 1/2 x 11 Value \$ Currency:

HANDLING OF ORIGINAL Hold for sender

Return to sender Deliver to other party

George Canning
The LaRouche Campaign 5th
304 West 50th St.
New York NY 10019

Hold for pickup
 Saturday service Other:

Part #2041738801 Printed in USA Rev 3/84 GBF
1 3 9 3 9 4 0 6 4

SCANNED AT 16:00 ON 12/18/84
FROM DTE 2123020140

PRINTED AT 16:08 ON 12/18/84
TO DTE 2024674744

001 PAGES PRINTED

RECIPIENT COPY



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 27, 1984

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Edward Spannaus
Treasurer
The LaRouche Campaign, Inc.
304 West 58th Street
New York, New York 10019

Re: MUR 1856

Dear Mr. Spannaus:

This letter is to notify you that on November 13, 1984 the Federal Election Commission received a complaint which alleges that The LaRouche Campaign, Inc. and you, as treasurer may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 1856. Please refer to this number in all future correspondence.

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

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

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

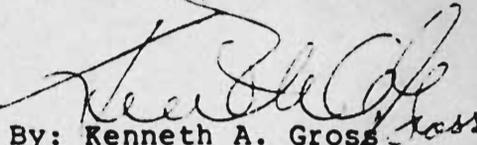
If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

85040524167

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

Sincerely,

Charles N. Steele
General Counsel



By: Kenneth A. Gross
Associate General Counsel

Enclosures

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

85040524168



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 27, 1984

William E. Hicks
2023 Holiday Drive
Emporia, Kansas 66801 .

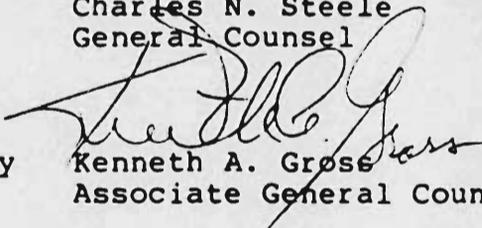
Dear Mr. Hicks:

This letter is to acknowledge receipt of your complaint which we received on November 13, 1984, against The LaRouche Campaign, Inc. and Edward Spannaus, which alleges violations of the Federal Election Campaign laws. A staff member has been assigned to analyze your allegations. The respondent will be notified of this complaint within five days.

You will be notified as soon as the Commission takes final action on your complaint. Should you have or receive any additional information in this matter, please forward it to this office. We suggest that this information be sworn to in the same manner as your original complaint. For your information, we have attached a brief description of the Commission's procedure for handling complaints. If you have any questions, please contact Barbara A. Johnson at (202) 523-4143.

Sincerely,

Charles N. Steele
General Counsel

By 
Kenneth A. Grose
Associate General Counsel

Enclosure

85040524169

RECEIVED AT THE FEC
GLO#5593
84 NOV 13 AM: 13

MUR
1896

WILLIAM E. HICKS
2023 HOLIDAY DRIVE
EMPORIA, KANSAS 66801
316-343-3386

NOVEMBER 6, 1984

NOV 13 11:25
GENERAL COUNSEL

Office of General Council
Federal Election Commission
1325 K Street NW
Washington, D.C. 20463

Dear Sirs;

I am writing you to lodge an official protest against the LaRouche Campaign for President. I am writing on behalf of Mr. E. R. Sessoms who is presently out of the country on business and has left me in charge of his financial affairs. The LaRouche Campaign obtained a loan from Mr. Sessoms by using constant telephone harrassment begging for contributions. After repeated refusals they finally asked for a loan via his American Express card. The loan term was to be repaid in ninety (90) days. The loan is now over four months overdue! Repeated calls with messages left for calls to be returned and two "Return Receipt Requested" letters have yielded no reply from anyone in the LaRouche campaign.

If I can be of help to you in prosecuting LaRouche please feel free to contact me. I look forward to your reply to this letter. If more people were aware of the type of people are running the LaRouche campaign I feel that Mr. LaRouche would not be able to take defraud them as easily.

I hereby swear that the contents of this letter are true and accurate.

Sincerely,

William E. Hicks
for
E. R. Sessoms

foregoing instrument was acknowledged before me this 8th day of November, 1984 by William E. Hicks.

NOTARY PUBLIC
James H. Wick
Notary Public
NOV 18 1987

85040524170

ANNIE HICKS
3 HOLIDAY DRIVE
WICHITA KANSAS

66501

NOV 13 10:13

OFFICE OF GENERAL COUNCIL
FEDERAL ELECTION COMMISSION
1325 K STREET N.W.
WASHINGTON, D.C. 20463

35040833



FEDERAL ELECTION COMMISSION

1325 K STREET NW
WASHINGTON, D.C. 20463

85040524172

THIS IS THE BEGINNING OF MUR # 1856

Date Filmed 6/13/85 Camera No. --- 2

Cameraman AS