



FEDERAL ELECTION COMMISSION

1125 K STREET NW  
WASHINGTON, D.C. 20543

THIS IS THE END OF MUR # 1910

Date Filmed 7/16/85 Camera No. --- 2

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FEDERAL ELECTION COMMISSION

Routing slips, Duplicates, Interim circulation  
documents, Documents pertaining to internal rules  
procedures.

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 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 Dorely B. Kramer  
date 7/9/85

85040531255

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 1910  
Citicorp Voluntary Political )  
Fund-Federal )  
Martha A. Golden, as treasurer )

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on June 10, 1985, the Commission decided by a vote of 6-0 to take the following actions in MUR 1910:

1. Accept the conciliation agreement attached to the General Counsel's Report signed June 5, 1985.
2. Close the file.

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

Attest:

6-12-85

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

Received in Office of Commission Secretary: 6-6-85, 10:59  
Circulated on 48 hour tally basis: 6-6-85, 4:00

85040531256



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

June 18, 1985

James L. Mitchell, Deputy General Counsel  
Citibank, N.A.  
399 Park Avenue  
New York, N.Y. 10043

Re: MUR 1910  
Citicorp Voluntary Political  
Fund-Federal  
Martha A. Golden, as treasurer

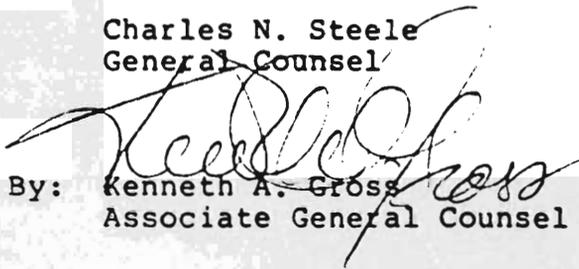
Dear Mr. Mitchell:

On June 10, 1985, the Commission accepted the conciliation agreement signed by you and a check for the civil penalty in settlement of a violation of 2 U.S.C. § 434(a)(4)(B), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter, and it will become a part of the public record within thirty days. However, 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

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

Sincerely,

Charles N. Steele  
General Counsel

By:   
Kenneth A. Gross  
Associate General Counsel

Enclosure  
Conciliation Agreement

8504051257

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Citicorp Voluntary Political ) MUR 1910  
Fund-Federal )  
Martha A. Golden, as treasurer)

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that Citicorp Voluntary Political Fund-Federal and its treasurer ("Respondents") violated 2 U.S.C. § 434(a)(4)(B) by failing to file their 1984 pre-general election report in a timely manner.

NOW, THEREFORE, the Commission and Respondents, having participated in informal methods of conciliation, prior to a finding a probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents, and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g(a)(4)(A)(i).

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

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

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

1. Citicorp Voluntary Political Fund-Federal is a political committee within the meaning of 2 U.S.C. § 431(4)(B).

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2. Martha A. Golden assumed the responsibilities as treasurer of Citicorp Voluntary Political Fund-Federal on January 14, 1985 and is presently the treasurer of record.

3. Pursuant to 2 U.S.C. § 434(a)(4)(B), Citicorp Voluntary Political Fund-Federal was required to file its 1984 pre-general election report by October 25, 1984. Citicorp filed a 1984 November monthly report in lieu of its 1984 pre-general election report on November 20, 1984.

V. Respondents violated 2 U.S.C. § 434(a)(4)(B) by failing to file their 1984 pre-general election report in a timely manner.

VI. Respondents will pay a civil penalty to the Treasurer of the United States in the amount of One Hundred and Seventy Five dollars (\$175), pursuant to 2 U.S.C. § 437g(a)(5)(A).

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

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

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

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

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

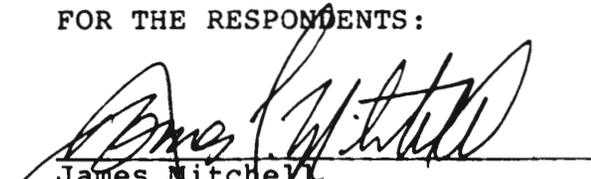
FOR THE COMMISSION:

Charles N. Steele  
General Counsel

BY:   
Kenneth A. Gross  
Associate General Counsel

June 17, 1985  
Date

FOR THE RESPONDENTS:

  
James Mitchell  
Counsel for the Respondents

May 16, 1985  
Date

35740501267

RECEIVED  
OFFICE OF THE SECRETARY

In the Matter of )  
Citicorp Voluntary Political )  
Fund-Federal )  
Martha A. Golden, as treasurer )

85 JUN 6 AIO: 59  
MUR 1910

**SENSITIVE**

**GENERAL COUNSEL REPORT**

**I. BACKGROUND**

Attached is a conciliation agreement which has been signed by James Mitchell, counsel for the Respondents. Also attached is a copy of a check received in payment of the civil penalty.

The attached agreement contains no changes from the agreement approved by the Commission on April 16, 1985.

**II. RECOMMENDATION**

The Office of the General Counsel recommends acceptance of this agreement and the closing of the file.

Charles N. Steele  
General Counsel

June 5, 1985  
Date

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

Attachments

- Cover letter and Conciliation Agreement
- Copy of civil penalty check
- Closing letter

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RECEIVED AT THE FEC  
*Chamer*  
CITIBANK  
65 MAY 21 4 5 05

Citibank, N.A.  
399 Park Avenue  
New York, NY  
10043

James L. Mitchell  
Deputy General Counsel

RECEIVED  
GENERAL COUNSEL

MAY 21 9:41

May 16, 1985

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

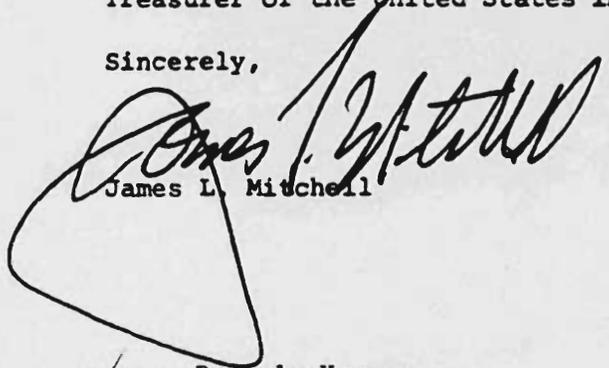
Dear Mr. Steele:

Re: MUR 1910  
Citicorp Voluntary Political Fund-Federal  
Martha A. Golden, as treasurer

This refers to your letter of April 22, 1985.

We have reviewed the conciliation agreement contained in your letter and find it agreeable. Accordingly, I enclose an executed copy of the agreement and a check payable to the Treasurer of the United States in the amount of \$175.

Sincerely,

  
James L. Mitchell

✓cc: Beverly Kramer

85040531262

(1)

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Citicorp Voluntary Political ) MUR 1910  
Fund-Federal )  
Martha A. Golden, as treasurer)

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that Citicorp Voluntary Political Fund-Federal and its treasurer ("Respondents") violated 2 U.S.C. § 434(a)(4)(B) by failing to file their 1984 pre-general election report in a timely manner.

NOW, THEREFORE, the Commission and Respondents, having participated in informal methods of conciliation, prior to a finding a probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents, and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g(a)(4)(A)(i).

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

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

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

- 1. Citicorp Voluntary Political Fund-Federal is a political committee within the meaning of 2 U.S.C. § 431(4)(B).

85040531260

2. Martha A. Golden assumed the responsibilities as treasurer of Citicorp Voluntary Political Fund-Federal on January 14, 1985 and is presently the treasurer of record.

3. Pursuant to 2 U.S.C. § 434(a)(4)(B), Citicorp Voluntary Political Fund-Federal was required to file its 1984 pre-general election report by October 25, 1984. Citicorp filed a 1984 November monthly report in lieu of its 1984 pre-general election report on November 20, 1984.

V. Respondents violated 2 U.S.C. § 434(a)(4)(B) by failing to file their 1984 pre-general election report in a timely manner.

VI. Respondents will pay a civil penalty to the Treasurer of the United States in the amount of One Hundred and Seventy Five dollars (\$175), pursuant to 2 U.S.C. § 437g(a)(5)(A).

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

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

85040531264



**CITICORP. VOLUNTARY  
POLITICAL FUND - FEDERAL**  
399 PARK AVENUE, 32ND FLOOR  
NEW YORK, NY 10043

1648

May 16 19 85

1-82  
216

PAY  
TO THE  
ORDER OF

Treasurer of the United States

\$ 175.00

One Hundred Seventy Five Dollars & 00/100

DOLLARS

Citibank, N.A.  
399 Park Avenue  
New York, N.Y.  
10043

**CITIBANK**

FOR

*Martha h. Golden*

⑆001648⑆ ⑆021000089⑆ 022 02717662⑆

Treasurer

5



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

James L. Mitchell, Deputy General Counsel  
Citibank, N.A.  
399 Park Avenue  
New York, N.Y. 10043

Re: MUR 1910  
Citicorp Voluntary Political  
Fund-Federal  
Martha A. Golden, as treasurer

Dear Mr. Mitchell:

On , 1985, the Commission accepted the conciliation agreement signed by you and a check for the civil penalty in settlement of a violation of 2 U.S.C. § 434(a)(4)(B), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter, and it will become a part of the public record within thirty days. However, 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

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

Sincerely,

Charles N. Steele  
General Counsel

By: Kenneth A. Gross  
Associate General Counsel

Enclosure  
Conciliation Agreement

35040511257





MEMORANDUM

TO: CHERYL THOMAS

*Sent 5/29/85*

*000 7536*

TO: JOAN HARRIS

FROM: JOAN HARRIS

FROM: CHERYL THOMAS

CHECK NO. 1648 (a copy of which is attached) RELATING

TO MUR 1910 AND NAME Citizens Voluntary Pol. Fund

WAS RECEIVED ON 5/20/85. PLEASE INDICATE THE ACCOUNT INTO

WHICH IT SHOULD BE DEPOSITED:

/ BUDGET CLEARING ACCOUNT (#95F3875.16)

/ / CIVIL PENALTIES ACCOUNT (#95-1099.160)

/ / OTHER \_\_\_\_\_

SIGNATURE Retha L. Ripon DATE 5-21-85

00040531270

MEMORANDUM

6007536  
RECEIVED AT THE FEC  
CITIBANK+

RECEIVED

GENERAL COUNSEL

85 MAY 20 12: 53

MAY 21 9: 42

Citibank, N.A.  
399 Park Avenue  
New York, NY  
10043

James L. Mitchell  
Deputy General Counsel

May 16, 1985

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

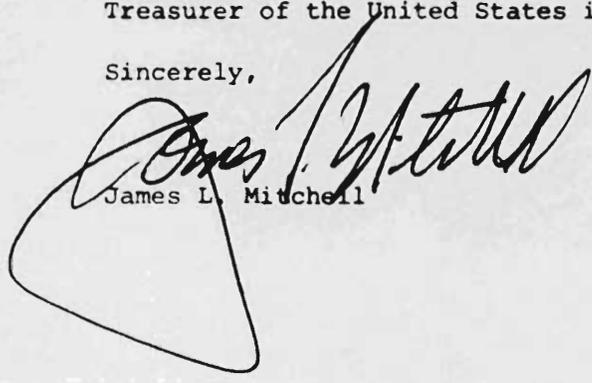
Dear Mr. Steele:

Re: MUR 1910  
Citicorp Voluntary Political Fund-Federal  
Martha A. Golden, as treasurer

This refers to your letter of April 22, 1985.

We have reviewed the conciliation agreement contained in your letter and find it agreeable. Accordingly, I enclose an executed copy of the agreement and a check payable to the Treasurer of the United States in the amount of \$175.

Sincerely,

  
James L. Mitchell

35040501271

MEMORANDUM

TO: CHERYL THOMAS  
FROM: JOAN HARRIS

*Sent 5/20/85*

TO: *0007536*  
JOAN HARRIS  
FROM: CHERYL THOMAS

CHECK NO. 1648 (a copy of which is attached) RELATING  
TO MUR 1910 AND NAME Citizens Voluntary Fed. Fund  
WAS RECEIVED ON 5/20/85. PLEASE INDICATE THE ACCOUNT INTO  
WHICH IT SHOULD BE DEPOSITED:

- BUDGET CLEARING ACCOUNT (#95F3875.16)
- / / CIVIL PENALTIES ACCOUNT (#95-1099.160)
- / / OTHER \_\_\_\_\_

SIGNATURE

*Eitha L. Wiper*

DATE

5-21-85

MEMORANDUM

8 5 0 4 0 5 3 1 2 7 2

850427

1648

**CITICORP. VOLUNTARY  
POLITICAL FUND - FEDERAL**  
399 PARK AVENUE, 32ND FLOOR  
NEW YORK, NY 10043

May 16 19 85

1-82  
210

\$ 175.00

PAY  
TO THE  
ORDER OF

Treasurer of the United States

DOLLARS

One Hundred Seventy Five Dollars & 00/100

**CITIBANK**

Citibank, N.A.  
399 Park Avenue  
New York, N.Y.  
10043

*Martha h. Golden*

FOR

Treasurer

⑈001648⑈ - ⑆021000089⑆ 022 02717662⑈

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 1910
Citicorp Voluntary Political	)	
Fund-Federal	)	
Martha A. Golden, as treasurer	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on April 16, 1985, the Commission decided by a vote of 6-0 to take the following actions in MUR 1910:

1. Enter into conciliation with Citicorp Voluntary Political Fund-Federal and Martha A. Golden, as treasurer, prior to a finding of probable cause to believe.
2. Approve and send the proposed conciliation agreement and letter attached to the General Counsel's Report signed April 9, 1985.

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

Attest:

4-16-85  
Date

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

Received in Office of Commission Secretary:	4-11-85, 11:40
Circulated on 48 hour tally basis:	4-11-85, 4:00

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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 1910 - 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 [X]  
Sensitive [X]  
Non-Sensitive [ ]  
24 Hour No Objection [ ]  
Sensitive [ ]  
Non-Sensitive [ ]  
Information [ ]  
Sensitive [ ]  
Non-Sensitive [ ]

Compliance [k]  
Audit Matters [ ]  
Litigation [ ]  
Closed MUR Letters [ ]  
Status Sheets [ ]  
Advisory Opinions [ ]

Other [ ]

Other (see distribution below) [ ]

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**SENSITIVE**

**BEFORE THE FEDERAL ELECTION COMMISSION**

RECEIVED  
FEB  
COMMUNICATIONS SECTION

In the Matter of )  
 )  
Citicorp Voluntary Political ) MUR 1910  
Fund-Federal )  
Martha A. Golden, as treasurer )

85 APR 11 AM 11:40

**GENERAL COUNSEL'S REPORT**

**I. BACKGROUND**

On March 4, 1985, the Commission found reason to believe that Citicorp Voluntary Political Fund-Federal ("the Committee") and William G. Speer, as treasurer<sup>\*/</sup>, violated 2 U.S.C. § 434(a)(4)(B) by failing to file their 1984 Pre-general election report in a timely manner. By letter of March 28, 1985, the Committee responded to the Commission's notice of its reason to believe finding. The Committee requests the opportunity to enter into conciliation prior to a finding of probable cause to believe and calls the Commission's attention to mitigating circumstances surrounding the violation at issue. Specifically, the Committee calls the Commission's attention to the fact that since its inception in August of 1972, this is the first instance of a failure to file reports in a timely manner. According to the Committee's response, Mr. Speer assumed the responsibilities as treasurer in early 1984. During his tenure he caused all monthly reports to be filed in a timely manner. With regard to the Committee's failure to file its 1984 Pre-general election report in a timely manner, the Committee attributes such failure to the

<sup>\*/</sup> Subsequent to the referral of this matter by the Reports Analysis Division to the Office of the General Counsel, the Committee notified the Commission that Martha A. Golden was designated treasurer as of January 14, 1985.

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fact that Mr. Speer was unaware of the special rules on filing in connection with a general election.

It is the recommendation of the General Counsel's Office that the Commission enter into conciliation with the respondents prior to a finding of probable cause to believe.

**II. DISCUSSION OF CONCILIATION PROVISIONS AND CIVIL PENALTY**

**III. RECOMMENDATIONS**

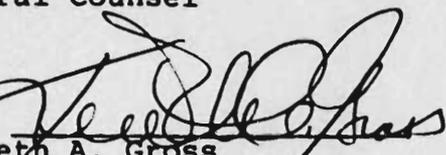
1. Enter into conciliation with Citicorp Voluntary Political Fund-Federal and Martha A. Golden, as treasurer, prior to a finding of probable cause to believe.

85040531277

2. Approve and send the attached proposed conciliation agreement and letter.

Charles N. Steele  
General Counsel

*April 9, 1985*  
Date

By:   
Kenneth A. Gross  
Associate General Counsel

Attachments

1. Response from Citicorp Voluntary Political Fund-Federal
2. Proposed agreement and letter.

85040561273

Kramer

James L. McNeill  
Deputy General Counsel

March 28, 1985

John Warren McGarry, Chairman  
Federal Election Commission  
Washington, D.C. 20463

Dear Mr. McGarry:

The undersigned has been designated to act as counsel for Citicorp Voluntary Political Fund-Federal regarding MUR No. 1910. A Statement of Designation of Counsel is enclosed.

We have reviewed the matter contained in the General Counsel's Factual and Legal Analysis with Mr. Speer, the former Treasurer of the Fund. Mr. Speer does not recall having received the general notice regarding the filing requirements that was sent on October 1, 1984. The information required to be provided in the pre-general election report for the period October 1, 1984, through October 17, 1984, was, in fact, submitted on November 20, 1984. Thus, the Commission was in possession of the information required by the pre-general election report 26 days, not 67 days, after the due date. Mr. Speer was replaced as Treasurer of the Committee by Martha A. Golden as of January 14, 1985. The amendment to the Statement of Organization of the Fund was submitted to the Commission on January 31, 1985. A copy of the Statement together with the receipt for certified mail showing receipt by the Commission is enclosed.

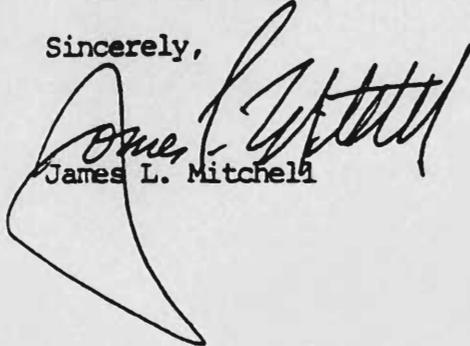
The Fund has been in existence since August 1972. To the knowledge of those presently associated with the Fund, this is the first instance of a failure to file reports in a timely manner. Mr. Speer assumed his responsibilities as Treasurer of the Fund in early 1984. He caused all monthly reports to be filed in a timely manner during his tenure. Mr. Speer states that he was not aware of the special rules on filing in connection with the general election. There appears to be no evidence of any intent on the part of any person associated with the Fund to withhold any required information. The activity of the Fund immediately prior to the election was not disproportionate to the activity of the Fund earlier in the year. Prior to the referral of this matter to your General Counsel's Office on January 16, 1985, but after Citicorp officers learned of the failure to file on time, Mr. Speer had been replaced as Treasurer of the Fund.

85040561279

Mr. John Warren McGarry  
March 28, 1985  
Page 2

In view of these circumstances, we request the opportunity for conciliation with the staff of the Commission prior to a finding of probable cause.

Sincerely,



James L. Mitchell

cc: Beverly Kramer, Office of the General Counsel

85040561280



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

James L. Mitchell, Deputy General Counsel  
Citibank, N.A.  
399 Park Ave.  
New York, N.Y. 10043

RE: MUR 1910  
Citicorp Voluntary Political  
Fund-Federal  
Martha A. Golden, as treasurer

Dear Mr. Mitchell:

On March 4, 1985, the Commission found reason to believe that Citicorp Voluntary Political Fund-Federal and its treasurer violated 2 U.S.C. § 434(a)(4)(B). At your request, the Commission determined on . . . , 1985, to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If your clients agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible. If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Beverly Kramer the staff member assigned to this matter, at (202) 523-4143.

Sincerely,

Charles N. Steele  
General Counsel

By: Kenneth A. Gross  
Associate General Counsel

Enclosures

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Citibank, N A  
399 Park Avenue  
New York, NY  
10043

James L. Mitchell  
Deputy General Counsel

Demougeot

05 MAR 29 1985

March 28, 1985

John Warren McGarry, Chairman  
Federal Election Commission  
Washington, D.C. 20463

Dear Mr. McGarry:

The undersigned has been designated to act as counsel for Citicorp Voluntary Political Fund-Federal regarding MUR No. 1910. A Statement of Designation of Counsel is enclosed.

We have reviewed the matter contained in the General Counsel's Factual and Legal Analysis with Mr. Speer, the former Treasurer of the Fund. Mr. Speer does not recall having received the general notice regarding the filing requirements that was sent on October 1, 1984. The information required to be provided in the pre-general election report for the period October 1, 1984, through October 17, 1984, was, in fact, submitted on November 20, 1984. Thus, the Commission was in possession of the information required by the pre-general election report 26 days, not 67 days, after the due date. Mr. Speer was replaced as Treasurer of the Committee by Martha A. Golden as of January 14, 1985. The amendment to the Statement of Organization of the Fund was submitted to the Commission on January 31, 1985. A copy of the Statement together with the receipt for certified mail showing receipt by the Commission is enclosed.

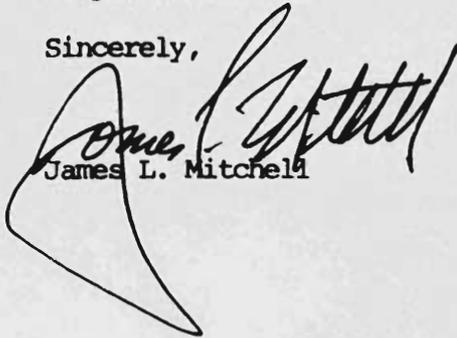
The Fund has been in existence since August 1972. To the knowledge of those presently associated with the Fund, this is the first instance of a failure to file reports in a timely manner. Mr. Speer assumed his responsibilities as Treasurer of the Fund in early 1984. He caused all monthly reports to be filed in a timely manner during his tenure. Mr. Speer states that he was not aware of the special rules on filing in connection with the general election. There appears to be no evidence of any intent on the part of any person associated with the Fund to withhold any required information. The activity of the Fund immediately prior to the election was not disproportionate to the activity of the Fund earlier in the year. Prior to the referral of this matter to your General Counsel's Office on January 16, 1985, but after Citicorp officers learned of the failure to file on time, Mr. Speer had been replaced as Treasurer of the Fund.

85040531232

Mr. John Warren McGarry  
March 28, 1985  
Page 2

In view of these circumstances, we request the opportunity for conciliation with the staff of the Commission prior to a finding of probable cause.

Sincerely,



James L. Mitchell

cc: Beverly Kramer, Office of the General Counsel

85040581230

STATEMENT OF DESIGNATION OF COUNSEL

MUR 1910

NAME OF COUNSEL: James L. Mitchell

ADDRESS: Deputy General Counsel  
399 Park Ave. /37th Fl/Zn. 9  
New York, N.Y. 10043

TELEPHONE: (212) 559-2164

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

3/26/85  
Date

MARTHA A. GOLDEN, Treasurer  
Citicorp Voluntary Political Funds  
399 Park Ave. Fl. Zone 3, Ext. 7195  
Martha A. Golden  
Signature Martha A. Golden, Treasurer

RESPONDENT'S NAME: Citicorp Voluntary Political Fund - Federal

ADDRESS: 399 Park Avenue - 32nd Fl/Zn. 3  
New York, N.Y. 10043

HOME PHONE: \_\_\_\_\_

BUSINESS PHONE: (212) 559-4550

85040531234

# STATEMENT OF ORGANIZATION

(see reverse side for instructions)

1. (a) Name of Committee (in Full) <input type="checkbox"/> Check if name or address is changed. <b>Citicorp Voluntary Political Fund - Federal</b>	2. Date <b>August, 1972</b>
(b) Address (Number and Street) <b>399 Park Avenue - 32nd Floor</b>	3. FEC Identification Number <b>C 000 88 088</b>
(c) City, State and ZIP Code <b>New York, NY 10043</b>	4. Is this an amended Statement? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <b>as of January 14, 1985</b>

5. TYPE OF COMMITTEE (check one):

(a) This committee is a principal campaign committee. (Complete the candidate information below.)

(b) This committee is an authorized committee, and is NOT a principal campaign committee. (Complete the candidate information below.)

Name of Candidate	Candidate Party Affiliation	Office Sought	State/District
-------------------	-----------------------------	---------------	----------------

(c) This committee supports/opposes only one candidate \_\_\_\_\_ and is NOT an authorized committee.  
(name of candidate)

(d) This committee is a \_\_\_\_\_ committee of the \_\_\_\_\_ Party.  
(National, State or subordinate) (Democratic, Republican, etc.)

(e) This committee is a separate segregated fund.

(f) This committee supports/opposes more than one Federal candidate and is NOT a separate segregated fund nor a party committee.

6. Name of Any Connected Organization or Affiliated Committee	Mailing Address and ZIP Code	Relationship
Citicorp Voluntary Political Fund - State/Local	399 Park Avenue New York, NY 10043	Affiliated

If the registering political committee has identified a "connected organization" above, please indicate type of organization:

Corporation  Corporation w/o Capital Stock  Labor Organization  Membership Organization  Trade Association  Cooperative

7. Custodian of Records: Identify by name, address (phone number - optional) and position, the person in possession of committee books and records.

Full Name <b>Denise C. Gomez</b> (212) 559-8114	Mailing Address and ZIP Code 399 Park Avenue New York, NY 10043	Title or Position <b>Secretary</b>
---	---	---------------------------------------

8. Treasurer: List the name and address (phone number - optional) of the treasurer of the committee, and the name and address of any designated agent (e.g., assistant treasurer).

Full Name <b>Martha A. Golden</b> (212) 559-7135	Mailing Address and ZIP Code 399 Park Avenue New York, NY 10043	Title or Position <b>Treasurer</b>
Full Name <b>Mark F. Kessenich, Jr.</b> (212) 668-3851	Mailing Address and ZIP Code 55 Water Street New York, NY 10005	Title or Position <b>Chairman</b>

9. Banks or Other Depositories: List all banks or other depositories in which the committee deposits funds, holds accounts, rents safety deposit boxes or maintains funds.

Name of Bank, Depository, etc.	Mailing Address and ZIP Code
Citibank, N.A.	399 Park Avenue New York, NY 10043

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

Martha A. Golden	<i>Martha A. Golden</i>	1/31/85
Type or Print Name of Treasurer	SIGNATURE OF TREASURER	Date

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

For further information contact: Federal Election Commission, Toll Free 800-424-9530, Local 202-523-4066

PS Form 3811, July 1983

**SENDER: Complete items 1, 2, 3 and 4.**

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

- Show to whom, date and address of delivery.
- Restricted Delivery.

3. Article Addressed to:  
*Federal Election Commission  
 1325 K Street, NW  
 Washington, D.C. 20463*

4. Type of Service:	Article Number
<input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail	<i>P 466 413 619</i>

Always obtain signature of addressee or agent and **DATE DELIVERED**

- Signature - Addressee  
X
- Signature - Agent  
X
- Pay of Delivery  
*22:84 FEB 7 1984*
- Addressee's Address (ONLY if requested and fee paid)  
*FEDERAL ELECTION COMMISSION*

DOMESTIC RETURN RECEIPT

85040531235

**P 466 413 619**  
**RECEIPT FOR CERTIFIED MAIL**

NO INSURANCE COVERAGE PROVIDED--  
 NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to <i>Federal Election Comm.</i>	
Street and No. <i>1325 K Street, NW</i>	
P.O., State and ZIP Code <i>Washington, D.C. 20463</i>	
Postage	\$ <i>26</i>
Certified Fee	<i>25</i>
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to whom and Date Delivered	<i>60</i>
Return Receipt Showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	<i>1.55</i>
Postmark or Date 	

PS Form 3800, Feb. 1982



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY

05 MAR 18 11:56

**SENSITIVE**

March 18, 1985

MEMORANDUM TO: The Commission  
FROM: Charles N. Steele  
General Counsel  
By: Kenneth A. Gross  
Associate General Counsel  
SUBJECT: RAD Referral 85NF-11

On March 4, 1985 the Commission approved the recommendation that RAD Referral 85NF-11 should become a MUR. Therefore, all documents which had previously been contained in RAD Referral 85NF-11 should now become MUR 1910.

Attachment  
Copy of Certification

85040501287

BEFORE THE FEDERAL ELECTION COMMISSION

M1910

Kramer

In the Matter of	)	
	)	RAD #85NF-11
Citicorp Voluntary Political	)	
Fund - Federal	)	
William G. Speer, treasurer	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on March 4, 1985, the Commission decided by a vote of 5-0 to take the following actions in RAD #85NF-11:

1. Open a MUR.
2. Find reason to believe that Citicorp Voluntary Political Fund - Federal and William G. Speer, as treasurer, violated 2 U.S.C. § 434(a)(4)(B).
3. Approve and send the letter and General Counsel's Factual and Legal Analysis attached to the First General Counsel's Report signed February 27, 1985.

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

Attest:

3-5-85

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

Received in Office of Commission Secretary:	2-28-85, 10:00
Circulated on 48 hour tally basis:	2-28-85, 4:00

85040531230

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	RAD #85NF-11
Citicorp Voluntary Political	)	
Fund - Federal	)	
William G. Speer, treasurer	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on March 4, 1985, the Commission decided by a vote of 5-0 to take the following actions in RAD #85NF-11:

1. Open a MUR.
2. Find reason to believe that Citicorp Voluntary Political Fund - Federal and William G. Speer, as treasurer, violated 2 U.S.C. § 434(a)(4)(B).
3. Approve and send the letter and General Counsel's Factual and Legal Analysis attached to the First General Counsel's Report signed February 27, 1985.

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

Attest:

3-5-85

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

Received in Office of Commission Secretary:	2-28-85, 10:00
Circulated on 48 hour tally basis:	2-28-85, 4:00

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

March 7, 1985

William G. Speer, Treasurer  
Citicorp Voluntary Political Fund-Federal  
399 Park Ave. 32nd Floor  
New York, NY 10043

RE: MUR 1910  
Citicorp Voluntary Political  
Fund-Federal  
William G. Speer, as treasurer

Dear Mr. Speer:

On March 4, 1985, the Federal Election Commission determined that there is reason to believe Citicorp Voluntary Political Fund-Federal and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(B), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

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

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

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

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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 Beverly Kramer, the staff member assigned to this matter, at (202) 523-4143.

Sincerely,



John Warren McGarry  
Chairman

Enclosures

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

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FEDERAL ELECTION COMMISSION  
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR No. 1910

Staff Member

Beverly Kramer

RESPONDENTS: Citicorp Voluntary Political Fund-Federal  
William G. Speer, Treasurer

SUMMARY OF ALLEGATIONS

The Reports Analysis Division referred this matter to the General Counsel's Office on January 16, 1985. The referral alleges that Citicorp Voluntary Political Fund-Federal and its treasurer, William G. Speer, failed to timely file a pre-general election report in violation of 2 U.S.C. § 434(a)(4)(B).

FACTUAL BASIS AND LEGAL ANALYSIS

1. Legal Framework

Pursuant to 2 U.S.C. § 434(a)(4)(B), the treasurer of a political committee is required to file monthly reports no later than 20 days after the last day of the month. In lieu of the monthly reports due in November and December, in any year in which a regularly scheduled general election is held, a pre-election report must be filed no later than 12 days before any general election and a post-election report must be filed no later than 30 days after any general election. In addition, a year end report must be filed no later than January 31 of the following calendar year. See also 11 C.F.R. § 104.5(c)(3).

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2. The Facts.

Citicorp Voluntary Political Fund-Federal ("the Committee") is a political committee within the meaning of 2 U.S.C. § 431(4)(B) and Mr. William G. Speer is its treasurer.<sup>1/</sup>

During the 1983-84 election cycle the Committee filed monthly reports with the Commission. In lieu of a November monthly report, the Committee was required to file pre- and post-general election reports with the Commission. The pre-general election report, covering the period October 1, 1984 through October 17, 1984, was required to be filed no later than October 25, 1984. A general notice to unauthorized committees, advising them of the above filing requirements was sent to the Committee on October 1, 1984.

By November 16, 1984, the respondents still had not filed their pre-general election report which was due on October 25, 1984. Accordingly, the Reports Analysis Division notified the respondents of their failure to file the report.

On November 19, 1984, a staff person from the Reports Analysis Division spoke with Mr. Speer by phone and again advised him to file the Committee's required pre-general election report. At that time Mr. Speer stated he was unaware that the Committee was required to file the pre-general election report.

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<sup>1/</sup> The Committee is the separate segregated fund of Citicorp. Mr. William G. Speer has been the treasurer of record since November 21, 1983.

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On the following day, November 20, 1984, the Committee hand-delivered to the Commission a November monthly report (for the period October 1, 1984 through October 31, 1984) in lieu of pre- and post-general election reports. More than a month later, on December 31, 1984, the Committee apparently realized its error and filed pre- and post-general election reports. Hence, it was not until 67 days after the due date that the Committee finally filed its required pre-general election report.

3. Application of the law to the facts.

The record in this case reveals that the respondents failed to file their pre-general election report within the time-frame required by 2 U.S.C. § 434(a)(4)(B). Failure to file reports within the time-frame required is a violation of this section. The treasurer's response, that he was unaware of the requirements, is not a sufficient defense in light of the fact that the respondents received prior notice of the requirements and that the Act and Commission regulations make clear the requirements for filing reports. Accordingly, the Office of the General Counsel recommends that the Commission open a matter under review and find reason to believe that the Committee and William G. Speer, as treasurer, violated 2 U.S.C. § 434(a)(4)(B).

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DESCRIPTION OF PRELIMINARY PROCEDURES  
FOR PROCESSING POSSIBLE VIOLATIONS DISCOVERED BY THE  
FEDERAL ELECTION COMMISSION

Possible violations discovered during the normal course of the Commission's supervisory responsibilities shall be referred to the Enforcement Division of the Office of General Counsel where they are assigned a MUR (Matter Under Review) number, and assigned to a staff member.

Following review of the information which generated the MUR, a recommendation on how to proceed on the matter, which shall include preliminary legal and factual analysis, and any information compiled from materials available to the Commission shall be submitted to the Commission. This initial report shall recommend either: (a) that the Commission find reason to believe that a possible violation of the Federal Election Campaign Act (FECA) may have occurred or is about to occur and that the Commission conduct an investigation of the matter; or (b) that the Commission find no reason to believe that a possible violation of the FECA has occurred and that the Commission close the file on the matter.

Thereafter, if the Commission decides by an affirmative vote of four (4) Commissioners that there is reason to believe that a violation of the Federal Election Campaign Act (FECA) has been committed or is about to be committed, the Office of the General Counsel shall open an investigation into the matter. Upon notification of the Commission's finding(s), within 15 days a respondent(s) may submit any factual or legal materials relevant to the allegations. During the investigation, the Commission shall have the power to subpoena documents, to subpoena individuals to appear for depositions, and to order answers to interrogatories. The respondent(s) may be contacted more than once by the Commission in its investigation.

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If, during this period of investigation, the respondent(s) indicate a desire to enter into conciliation, the Office of General Counsel staff may begin the conciliation process prior to a finding of probable cause to believe a violation has been committed. Conciliation is an informal method of conference and persuasion to endeavor to correct or prevent a violation of the Federal Election Campaign Act (FECA). Most often, the result of conciliation is an agreement signed by the Commission and the respondent(s). The Conciliation Agreement must be adopted by four votes of the Commission before it becomes final. After signature by the Commission and the respondent(s), the Commission shall make public the Conciliation Agreement.

[If the investigation warrants], and no conciliation agreement is entered into prior to a probable cause to believe finding, the General Counsel must notify the respondent(s) of his intent to proceed to a vote on probable cause to believe that a violation of the Federal Election Campaign Act (FECA) has been committed or is about to be committed. Included with the notification to the respondent(s) shall be a brief setting forth the position of the General Counsel on the legal and factual issues of the case. Within 15 days of receipt of such brief, the respondent(s) may submit a brief posing the position of respondent(s) and replying to the brief of the General Counsel. Both briefs will then be filed with the Commission Secretary and will be considered by the Commission. Thereafter, if the Commission determines by an affirmative vote of four (4) Commissioners, that there is probable cause to believe that a violation of the FECA has been committed or is about to be committed conciliation must be undertaken for a period of at least 30 days but not more than 90 days. If the Commission is unable to correct or prevent any violation of the FECA through conciliation the Office of General Counsel may recommend that the Commission file a civil suit against the respondent(s) to enforce the Federal Election Campaign Act (FECA). Thereafter, the Commission may, upon an affirmative vote of four (4) Commissioners, institute civil action for relief in the District Court of the United States.

See 2 U.S.C. § 437g, 11 C.F.R. Part 111.

November 1980

3504051296

STATEMENT OF DESIGNATION OF COUNSEL

MUR \_\_\_\_\_

NAME OF COUNSEL: \_\_\_\_\_

ADDRESS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

TELEPHONE: \_\_\_\_\_

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

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

RESPONDENT'S NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

HOME PHONE: \_\_\_\_\_

BUSINESS PHONE: \_\_\_\_\_

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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** 28 10:00

DATE AND TIME OF TRANSMITTAL  
BY OGC TO THE COMMISSION 2/28/85-10:00

RAD #85NF-11  
Staff Member  
Beverly Kramer

SOURCE OF MUR: I N T E R N A L L Y G E N E R A T E D

RESPONDENTS' NAMES: Citicorp Voluntary Political Fund-Federal  
William G. Speer, Treasurer

RELEVANT STATUTE: 2 U.S.C. § 434(a)(4)(B)  
11 C.F.R. § 104.5(c)(3)

INTERNAL REPORTS CHECKED: Public Records

FEDERAL AGENCIES CHECKED: None

**GENERATION OF MATTER**

The Reports Analysis Division referred this matter to the General Counsel's Office on January 16, 1985. The referral alleges that Citicorp Voluntary Political Fund-Federal and its treasurer, William G. Speer, failed to timely file a pre-general election report in violation of 2 U.S.C. § 434(a)(4)(B). See Attached Referral at 1-12.

**FACTUAL BASIS AND LEGAL ANALYSIS**

**1. Legal Framework**

Pursuant to 2 U.S.C. § 434(a)(4)(B), the treasurer of a political committee is required to file monthly reports no later than 20 days after the last day of the month. In lieu of the monthly reports due in November and December, in any year in which a regularly scheduled general election is held, a pre-election report must be filed no later than 12 days before any general election and a post-election report must be filed no

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later than 30 days after any general election. In addition, a year end report must be filed no later than January 31 of the following calendar year. See also 11 C.F.R. § 104.5(c)(3).

**2. The Facts.**

Citicorp Voluntary Political Fund-Federal ("the Committee") is a political committee within the meaning of 2 U.S.C. § 431(4)(B) and Mr. William G. Speer is its treasurer.<sup>1/</sup>

During the 1983-84 election cycle the Committee filed monthly reports with the Commission. In lieu of a November monthly report, the Committee was required to file pre- and post-general election reports with the Commission. The pre-general election report, covering the period October 1, 1984 through October 17, 1984, was required to be filed no later than October 25, 1984. A general notice to unauthorized committees, advising them of the above filing requirements was sent to the Committee on October 1, 1984. See Attachments at 3-4.

By November 16, 1984, the respondents still had not filed their pre-general election report which was due on October 25, 1984. Accordingly, the Reports Analysis Division notified the respondents of their failure to file the report. See Attachments at 13.

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<sup>1/</sup> The Committee is the separate segregated fund of Citicorp. Mr. William G. Speer has been the treasurer of record since November 21, 1983.

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On November 19, 1984, a staff person from the Reports Analysis Division spoke with Mr. Speer by phone and again advised him to file the Committee's required pre-general election report. At that time Mr. Speer stated he was unaware that the Committee was required to file the pre-general election report. See Attachments at 8.

On the following day, November 20, 1984, the Committee hand-delivered to the Commission a November monthly report (for the period October 1, 1984 through October 31, 1984) in lieu of pre- and post-general election reports. See Attachments at 9. More than a month later, on December 31, 1984, the Committee apparently realized its error and filed pre- and post-general election reports. See Attachments at 10 and 11. Hence, it was not until 67 days after the due date that the Committee finally filed its required pre-general election report.

**3. Application of the law to the facts.**

The record in this case reveals that the respondents failed to file their pre-general election report within the time-frame required by 2 U.S.C. § 434(a)(4)(B). Failure to file reports within the time-frame required is a violation of this section. The treasurer's response, that he was unaware of the requirements, is not a sufficient defense in light of the fact that the respondents received prior notice of the requirements and that the Act and Commission regulations make clear the requirements for filing reports. Accordingly, the Office of the General Counsel recommends that the Commission open a matter

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under review and find reason to believe that the Committee and William G. Speer, as treasurer, violated 2 U.S.C. § 434(a)(4)(B).

**RECOMMENDATIONS**

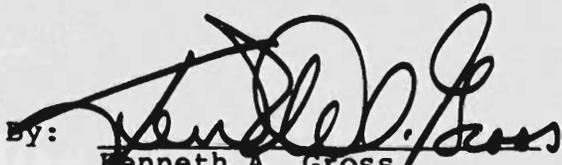
1. Open a matter under review.
2. Find reason to believe that Citicorp Voluntary Political Fund-Federal and William G. Speer, as treasurer, violated 2 U.S.C. § 434(a)(4)(B).
3. Approve and send the attached letter and General Counsel's Factual and Legal Analysis.

Charles N. Steele  
General Counsel

85040531301  
Date

February 27, 1985

By:

  
Kenneth A. Gross  
Associate General Counsel

Attachments

1. RAD referral (pages 1-12)
2. Copy of late filer notice to respondents (page 13)
3. Letter to respondent (pages 14-15)
4. General Counsel's Factual and Legal Analysis (pages 16-18)



**WHERE AND HOW TO FILE**

Committees should consult the instructions on the enclosed FEC form 3X, for details.

**QUARTERLY FILERS**

Name of Report	Period Covered	Reg./Cert. Mailing Date	Filing Date
3rd Q-Report	07/01* - 09/30	10/15/84	10/15/84
Pre-General	10/01 - 10/17	10/22/84	10/25/84
Post-General**	10/18 - 11/26	12/06/84	12/06/84
Year-end	11/27 - 12/31	01/31/85	01/31/85

\*Or from date of registration, or the close of books of the last report filed, whichever is later.

\*\*Reports filed by committees that did not file the pre-General report should cover all financial activity from the last report filed through November 26, 1984.

\* \* \*

**MONTHLY FILERS**

Name of Report	Period Covered	Reg./Cert. Mailing Date	Filing Date
Oct. Monthly	09/01 - 09/30	10/20/84	10/20/84
Pre-General	10/01 - 10/17	10/22/84	10/25/84
Post-General	10/18 - 11/26	12/06/84	12/06/84
Year-end	11/27 - 12/31	01/31/85	01/31/85

**COMPLIANCE**

Political committees are fully liable for failure to file any report required under the Act. Failure to file in a timely fashion is a serious violation. Committees are subject to enforcement action for late filing. Illegible reports which can not be clearly reproduced and reports submitted on non-FEC forms will not be accepted. Committees filing such documents will be required to refile.

FOR INFORMATION CALL: Office Of Public Communications  
800/424-9530 or 202/523-4068

35040561303



FEDERAL ELECTION COMMISSION  
WASHINGTON, DC 20463

RQ-7

November 16, 1984

Identification Number:

Reference: 12 Day Pre-General Report (10/1/84-10/17/84)

Dear

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced Report of Receipts and Disbursements as required by the Federal Election Campaign Act. You were previously notified of the due date for this report.

It is important that you file this report immediately with the Federal Election Commission, 1325 K Street, NW, Washington, DC 20463 (or with the Clerk of the House or the Secretary of the Senate, as appropriate). A copy of the report or the relevant portions should also be filed with the Secretary of State or equivalent state officer (see 11 CFR 108.2, 108.3, 108.4).

If the report in question was filed, please submit documentation for the public record. Although the Commission may take further legal steps concerning this matter, your prompt response will be taken into consideration.

If you have any questions, please contact on our toll-free number (800) 424-9530. Our local number is (202) 523-4048.

Sincerely,

John D. Gibson  
Assistant Staff Director  
Reports Analysis Division

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CITICORP VOLUNTARY POLITICAL FUND FEDERAL

(Attachments 10a - d)

6

8 5 0 4 0 5 3 1 3 0 6

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

DATE 11JAN85  
PAGE 1

NON-PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	OF PAGES	MICROFILM LOCATION
CITICORP VOLUNTARY POLITICAL FUND FEDERAL CONNECTED ORGANIZATION: CITICORP				NON-PARTY QUALIFIED		ID #C00088088
1983	STATEMENT OF ORGANIZATION - AMENDMENT			22FEB83		3 83FEC/266/4519
	STATEMENT OF ORGANIZATION - AMENDMENT			18NOV83		2 83FEC/287/2435
	FEBRUARY MONTHLY	2,462	11,025	1JAN83 -31JAN83		4 83FEC/266/4537
	MARCH MONTHLY	7,245	4,700	1FEB83 -28FEB83		5 83FEC/268/2396
	APRIL MONTHLY	8,818	11,150	1MAR83 -31MAR83		5 83FEC/269/2396
	MAY MONTHLY	8,165	14,700	1APR83 -30APR83		6 83FEC/272/3926
	JUNE MONTHLY	7,391	15,422	1MAY83 -31MAY83		9 83FEC/273/3926
	JULY MONTHLY	9,018	12,300	1JUN83 -30JUN83		8 83FEC/276/3192
	AUGUST MONTHLY	12,342	4,565	1JUL83 -31JUL83		7 83FEC/281/3068
	AUGUST MONTHLY - AMENDMENT	-	-	1JUL83 -31JUL83		2 83FEC/283/2265
	SEPTEMBER MONTHLY	15,362	7,655	1AUG83 -31AUG83		7 83FEC/283/2267
	OCTOBER MONTHLY	19,804	16,615	1SEP83 -30SEP83		8 83FEC/286/0633
	NOVEMBER MONTHLY	27,340	23,707	1OCT83 -31OCT83		13 83FEC/287/3856
	DECEMBER MONTHLY	12,383	9,936	1NOV83 -30NOV83		14 83FEC/289/4524
	YEAR-END	8,202	8,200	1DEC83 -31DEC83		8 84FEC/295/3272
	YEAR-END - AMENDMENT	8,202	8,200	1DEC83 -31DEC83		8 84FEC/296/2081
1984	STATEMENT OF ORGANIZATION - AMENDMENT			16JAN84		2 84FEC/290/4187
	FEBRUARY MONTHLY	5,374	18,650	1JAN84 -31JAN84		5 84FEC/297/1288
	MARCH MONTHLY	13,972	28,250	1FEB84 -29FEB84		9 84FEC/306/0917
	APRIL MONTHLY	7,677	6,700	1MAR84 -31MAR84		5 84FEC/311/3616
	MAY MONTHLY	6,513	6,450	1APR84 -30APR84		6 84FEC/315/1036
	JUNE MONTHLY	15,761	18,230	1MAY84 -31MAY84		7 84FEC/317/3745
	JULY MONTHLY	25,415	16,025	1JUN84 -30JUN84		7 84FEC/323/5493
	AUGUST MONTHLY	21,654	10,000	1JUL84 -31JUL84		7 84FEC/326/3306
	AUGUST MONTHLY - AMENDMENT	21,654	10,000	1JUL84 -31JUL84		7 84FEC/327/1435
	AUGUST MONTHLY - AMENDMENT	-	-	1JUL84 -31JUL84		7 84FEC/329/5013
	AUGUST MONTHLY - AMENDMENT	-	-	1JUL84 -31JUL84		7 84FEC/338/5013
	1 <sup>ST</sup> LETTER INFORMATIONAL NOTICE			1JUL84 -31JUL84		7 84FEC/329/54
	SEPTEMBER MONTHLY	18,667	11,360	1AUG84 -31AUG84		7 84FEC/329/4467
	OCTOBER MONTHLY	9,310	34,285	1SEP84 -30SEP84		7 84FEC/345/0862
	PRE-GENERAL	14,346	13,215	1OCT84 -17OCT84		7 84FEC/358/0914
	NOTICE OF FAILURE TO FILE			1OCT84 -17OCT84		7 84FEC/349/0603
	NOVEMBER MONTHLY	17,050	23,954	1OCT84 -31OCT84		7 84FEC/349/0994
	POST-GENERAL	12,685	12,389	18OCT84 -26NOV84		7 84FEC/358/0942
	NOTICE OF FAILURE TO FILE			1NOV84 -26NOV84		7 84FEC/357/4896
	TOTAL	306,956	0 339,483			AL PAGES
	ENDING CASH (11/26):	\$62,926				
	DEBTS:	\$ 0				

Attachment 10a

7

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

**HAND DELIVERED**  
FEC  
OCT NOV 20 A 9:43

(Summary Page)

<p><b>ALIGN AREA</b> <span style="float:right;"><b>ALIGN AREA</b></span></p> <p>1. Name of Committee (in Full) <b>Citicorp Voluntary Political Fund-Federal</b></p> <hr/> <p>Address (Number and Street) <b>399 Park Avenue - 32nd Floor</b></p> <hr/> <p>City, State and ZIP Code <b>New York, N.Y. 10043</b></p> <p><input type="checkbox"/> Check here if address is different than previously reported</p> <p>2. FEC Identification Number <b>C 000 88 088</b></p> <p>3. <input type="checkbox"/> This committee qualified as a multi-candidate committee during the Reporting Period on _____</p>	<p>4. TYPE OF REPORT (Check appropriate boxes)</p> <p>(a) <input type="checkbox"/> April 15 Quarterly Report    <input type="checkbox"/> October 15 Quarterly Report</p> <p><input type="checkbox"/> July 15 Quarterly Report    <input type="checkbox"/> January 31 Year End Report</p> <p><input type="checkbox"/> July 31 Mid Year Report (Non-Election Year Only)</p> <p><input checked="" type="checkbox"/> Monthly Report for <u>October</u></p> <p><input type="checkbox"/> Tenth day report preceding _____ Election on _____ in the State of _____</p> <p><input type="checkbox"/> Thirtieth day report following the General Election on _____ in the State of _____</p> <p><input type="checkbox"/> Termination Report</p> <p>(b) Is the Report an Amendment? <input type="checkbox"/> YES    <input checked="" type="checkbox"/> NO</p>
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**SUMMARY**

	COLUMN A This Period	COLUMN B Calendar Year-to-Date
6. Covering Period <u>October 1</u> through <u>October 31, 1984</u>		
6 (a) Cash on hand January 1, 19 <u>84</u>		\$ 33,042.56
6 (b) Cash on Hand at Beginning of Reporting Period	\$ 7,440.10	
6 (c) Total Receipts (from Line 1B)	\$ 17,050.56	\$ 141,398.10
6 (d) Subtract Total Lines 6 (b) and 6 (c) for Column A and Lines 6 (b) and 6 (c) for Column B	\$ 24,490.66	\$ 174,440.66
7 Total Disbursements (from Line 2B)	\$ 23,954.50	\$ 173,904.50
8 Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6 (d))	\$ 536.16	\$ 536.16
9 Debts and Obligations Owed TO The Committee (Itemize all on Schedule C or Schedule D)	\$ none	
10 Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	\$ none	

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

**William G. Speer**  
Type or Print Name of Treasurer

*William G. Speer*  
SIGNATURE OF THE TREASURER

11/19/84  
Date

For further information contact  
Federal Election Commission  
1 or 1 Free 800-424-9530  
Local 707 523-6080

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this report to the penalties of 2 U.S.C. § 6370.

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

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FEC FORM 3X (3/80)

9

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

**THIS REPORT SUPERSEDES REPORT**  
**SUBMITTED UNDER THE FEC**

(Summary Page)

Attachment 10d

ALIGN AREA

1. Name of Committee (in Full)  
**Citicorp Voluntary Political Fund-Federal**

---

Address (Number and Street)  
**399 Park Avenue - 32nd Floor**

---

City, State and ZIP Code  
**New York, New York 10043**

Check here if address is different than previously reported.

2. FEC Identification Number

---

3.  The committee qualified as a multisandidate committee during this Reporting Period on \_\_\_\_\_

4. TYPE OF REPORT (Check appropriate)

(a)  April 15 Quarterly Report     October 15 Quarterly Report  
 July 15 Quarterly Report     January 31 Year End Report  
 July 31 Mid Year Report (Non Election Year Only)  
 Monthly Report for \_\_\_\_\_  
 Twelfth day report preceding General (Type of Election)  
election on 11/6/84 in the State of N.Y.  
 Thirtieth day report following the General Election  
on \_\_\_\_\_ in the State of \_\_\_\_\_  
 Termination Report

(b) Is this Report an Amendment?  
 YES     NO

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SUMMARY		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period	<u>10/1/84</u> through <u>10/17/84</u>		
6. (a) Cash on hand January 1, 19 <u>84</u>			\$ 33,042.56
(b) Cash on Hand at Beginning of Reporting Period		\$ 7,440.10	
(c) Total Receipts (from Line 18)		\$ 14,346.19	\$ 138,693.73
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)		\$ 21,786.29	\$ 171,736.29
7. Total Disbursements (from Line 28)		\$ 13,215.50	\$ 163,165.50
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))		\$ 8,570.79	\$ 8,570.79
9. Debts and Obligations Owed TO The Committee (Itemize all on Schedule C or Schedule D)		none	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)		none	

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

William G. Speer  
Type or Print Name of Treasurer

[Signature]  
SIGNATURE OF TREASURER

12-27-84  
Date

For further information contact  
 Federal Election Commission  
 1-800-424-9530  
 Local 202 523-4088

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

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

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FEC FORM 3X (3/80)

18



AUTOMOBILE AND TRUCK DEALERS ELECTION ACTION COMMITTEE TREASURER'S NAME: EDWIN J. MULLANE 8400 WESTPARK DR. MULLEN VA 22102	85NF-9	None	November Monthly Report 8b&9c received 11/16/84 Pre-General Report received 11/27/84
BANKAMERICA FEDERAL ELECTION FUND */ TREASURER'S NAME: FRED J. MARTIN JR 1800 K STREET N.W. SUITE 200 WASHINGTON DC 20006	85NF-10	None	November Monthly Report 9b received 11/20/84
CITICORP VOLUNTARY POLITICAL FUND FEDERAL TREASURER'S NAME: WILLIAM G. SPEER 399 PARK AVE./32ND FLOOR NEW YORK NY 10043	85NF-11	11/19/84 10b	November Monthly Report 10c&10d received 11/20/84 Pre-General Report received 12/31/84
CONGOLEUM CORPORATION POLITICAL ACTION COMMITTEE */ TREASURER'S NAME: ROBERT P. ST LOUIS 555 NEW JERSEY AVE, NW SUITE 1880 WASHINGTON DC 20001	85NF-12	12/17/84 11b	Pre-General Report 11c&11d received 11/7/84 Letter received 12/24/84
<del>TRUCK CORPORATION EMPLOYEES POLITICAL FUND TREASURER'S NAME: BARBARA YOUNG GA 31104</del>		<del>None</del> REFERRED FOR EXPEDITED AUDIT	<del>November Monthly Report 12b received 11/26/84</del>
DEMOCRATIC-REPUBLICAN INDEPENDENT VOTER EDUCATION COMMITTEE TREASURER'S NAME: WALLACE D. CLEMENTS 25 LOUISIANA AVENUE, N.W. WASHINGTON DC 20001	85NF-13	11/20/84 13b	Pre-General Report 13c received 11/13/84
FLORIDA NATIONAL GOOD GOVERNMENT COMMITTEE INC TREASURER'S NAME: TEALA W. MILTON 214 HOGAN STREET PO BOX 689 JACKSONVILLE FL 32201	85NF-14	None	Pre-General Report 14b received 11/23/84
BEECH AIRCRAFT POLITICAL ACTION COMMITTEE */ TREASURER'S NAME: MARSHA J. HUTCHINSON 9709 E. CENTRAL P.O. BOX 85 WICHITA KS 67201	85NF-15	None	November Monthly Report 15b received 11/19/84





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

William G. Speer, Treasurer  
Citicorp Voluntary Political Fund-Federal  
399 Park Ave. 32nd Floor  
New York, NY 10043

RE: MUR  
Citicorp Voluntary Political  
Fund-Federal  
William G. Speer, as treasurer

Dear Mr. Speer:

On \_\_\_\_\_, 1985, the Federal Election Commission determined that there is reason to believe Citicorp Voluntary Political Fund-Federal and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(B), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

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

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

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

(14)

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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 Beverly Kramer, the staff member assigned to this matter, at (202) 523-4143.

Sincerely,

Enclosures

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

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

MUR No. \_\_\_\_\_  
Staff Member  
Beverly Kramer

RESPONDENTS: Citicorp Voluntary Political Fund-Federal  
William G. Speer, Treasurer

**SUMMARY OF ALLEGATIONS**

The Reports Analysis Division referred this matter to the General Counsel's Office on January 16, 1985. The referral alleges that Citicorp Voluntary Political Fund-Federal and its treasurer, William G. Speer, failed to timely file a pre-general election report in violation of 2 U.S.C. § 434(a)(4)(B).

**FACTUAL BASIS AND LEGAL ANALYSIS**

1. Legal Framework

Pursuant to 2 U.S.C. § 434(a)(4)(B), the treasurer of a political committee is required to file monthly reports no later than 20 days after the last day of the month. In lieu of the monthly reports due in November and December, in any year in which a regularly scheduled general election is held, a pre-election report must be filed no later than 12 days before any general election and a post-election report must be filed no later than 30 days after any general election. In addition, a year end report must be filed no later than January 31 of the following calendar year. See also 11 C.F.R. § 104.5(c)(3).

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2. The Facts.

Citicorp Voluntary Political Fund-Federal ("the Committee") is a political committee within the meaning of 2 U.S.C. § 431(4)(B) and Mr. William G. Speer is its treasurer.<sup>1/</sup>

During the 1983-84 election cycle the Committee filed monthly reports with the Commission. In lieu of a November monthly report, the Committee was required to file pre- and post-general election reports with the Commission. The pre-general election report, covering the period October 1, 1984 through October 17, 1984, was required to be filed no later than October 25, 1984. A general notice to unauthorized committees, advising them of the above filing requirements was sent to the Committee on October 1, 1984.

By November 16, 1984, the respondents still had not filed their pre-general election report which was due on October 25, 1984. Accordingly, the Reports Analysis Division notified the respondents of their failure to file the report.

On November 19, 1984, a staff person from the Reports Analysis Division spoke with Mr. Speer by phone and again advised him to file the Committee's required pre-general election report. At that time Mr. Speer stated he was unaware that the Committee was required to file the pre-general election report.

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<sup>1/</sup> The Committee is the separate segregated fund of Citicorp. Mr. William G. Speer has been the treasurer of record since November 21, 1983.

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On the following day, November 20, 1984, the Committee hand-delivered to the Commission a November monthly report (for the period October 1, 1984 through October 31, 1984) in lieu of pre- and post-general election reports. More than a month later, on December 31, 1984, the Committee apparently realized its error and filed pre- and post-general election reports. Hence, it was not until 67 days after the due date that the Committee finally filed its required pre-general election report.

**3. Application of the law to the facts.**

The record in this case reveals that the respondents failed to file their pre-general election report within the time-frame required by 2 U.S.C. § 434(a)(4)(B). Failure to file reports within the time-frame required is a violation of this section. The treasurer's response, that he was unaware of the requirements, is not a sufficient defense in light of the fact that the respondents received prior notice of the requirements and that the Act and Commission regulations make clear the requirements for filing reports. Accordingly, the Office of the General Counsel recommends that the Commission open a matter under review and find reason to believe that the Committee and William G. Speer, as treasurer, violated 2 U.S.C. § 434(a)(4)(B).



FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF MUR # 1910

Date Filmed 7/16/85 Camera No. --- 2

Cameraman AS

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