

FEDERAL ELECTION COMMISSION

ROUTING SLIPS, EXTRA COPIES OF  
LETTERS ORIGINALS OF 2 PAGES A REPORT (DENY  
OF CONCILIATION) PROPOSED CONCILIATION AGREEMENTS

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 checked="" 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

DW Kirkland

date

7/24/85

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FEDERAL ELECTION COMMISSION

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

THIS IS THE END OF MUR # 1944

Date Filmed 7/26/85 Camera No. --- 2

Cameraman J.A.Q.

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

June 17, 1985

Paul Castleman, Treasurer  
Massachusetts Freeze Voter '84  
7 Mountain Road  
Lexington, Massachusetts 02173

RE: MUR 1944  
Massachusetts Freeze Voter '84  
Paul Castleman, Treasurer

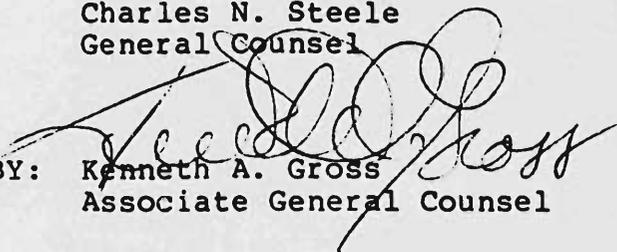
Dear Mr. Castleman:

On June 12, 1985, the Commission accepted the conciliation agreement signed by you, and a civil penalty in settlement of a violation of 2 U.S.C. § 434(a)(4)(A)(i) and (ii) 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

Enclosures  
Conciliation Agreement

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0-007641  
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RECEIVED  
OFFICE OF THE  
GENERAL COUNSEL

BEFORE THE FEDERAL ELECTION COMMISSION

85 MAY 31 10: 58

In the Matter of  
Massachusetts Freeze Voter '84  
Paul Castleman, Treasurer

JUN 3 ) P12: 19  
MUR 1944

*Reyes*

**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 the Massachusetts Freeze Voter '84, and Paul Castleman, as treasurer, ("Respondents"), violated 2 U.S.C. §§ 434(a)(4)(A)(i), and (ii), by failing to timely file the 1984 October Quarterly and the Pre-General Election Report.

NOW, THEREFORE, the Commission and Respondents, having participated in informal methods of conciliation, prior to a finding of 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. Respondent, Massachusetts Freeze Voter '84 (hereinafter, the "Committee") is a political Committee within the meaning of 2 U.S.C. § 431(4).

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2. Respondent Paul Castleman is treasurer of the Committee.

3. Sections 434(a)(4)(A)(i) and (ii) of Title 2, United States Code, require timely filing of quarterly and pre-general election reports. In 1984, these reports were due, respectively, on October 15 and October 25, 1984.

4. During the 1983-1984 election cycle, Respondents filed the October Quarterly and Pre-General Election reports on November 8, 1984.

V. WHEREFORE, the Commission and Respondents agree:

In violation of 2 U.S.C. § 434(a)(4) Respondents filed the 1984 October Quarterly report twenty four (24) days late and the Pre-General Election report fourteen (14) days late.

VI. Respondents will pay a civil penalty to the Treasurer of the United States in the amount of Two Hundred and Fifty dollars (\$250), 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*  
Kenneth A. Gross  
Associate General Counsel

*June 14, 1985*  
Date

FOR THE RESPONDENTS:

*Paul Castleman*  
Paul Castleman, Treasurer

*5/25/85*  
Date

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**MEMORANDUM**

TO: CHERYL THOMAS

RECEIVED  
OFFICE TO:  
GENERAL COUNSEL

6007641  
JOAN HARRIS

FROM: JOAN HARRIS

FROM: CHERYL THOMAS

CHECK NO. 619 (A copy of which is attached) RELATING  
TO MUR 1944 AND NAME Massachusetts Freeze Voter '84  
Paul Castleman, Treas.

WAS RECEIVED ON June 3, 1985. PLEASE INDICATE THE ACCOUNT INTO  
WHICH IT SHOULD BE DEPOSITED:

- 14 BUDGET CLEARING ACCOUNT (#95F3875.16)
- 11 CIVIL PENALTIES ACCOUNT (#95-1099.160)

SIGNATURE Cheyl R. Thomas OTHER \_\_\_\_\_ DATE 6/3/85

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MASS. FREEZE VOTER '84  
723 WASHINGTON ST., TEL. 969-6577  
NEWTONVILLE, MA 02160

619

PAY TO THE ORDER OF Treasurer of the United States May 24 1985 5-7008/2110  
\$ 250.00  
two hundred fifty and 00/100 DOLLARS

**Mutual Bank**  
Boston, MA

Memo \_\_\_\_\_ Dunnehan

⑆21107008⑆ 74 845113 0⑆ 0619

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 1944
Massachusetts Freeze Voter '84	)	
Paul Castleman, treasurer	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on June 12, 1985, the Commission decided by a vote of 6-0 to take the following actions in MUR 1944:

1. Accept the conciliation agreement submitted with the General Counsel's Report signed June 6, 1985.
2. Close the file.
3. Approve and send the proposed letter attached to the General Counsel's Report signed June 6, 1985.

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:  
Circulated on 48 hour tally basis:

6-7-85, 9:51  
6-7-85, 2:00

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 1944  
Massachusetts Freeze Voter '84 )  
Paul Castleman, treasurer )

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on May 17, 1985, the Commission decided by a vote of 5-0 to take the following actions in MUR 1944:

1. Enter into conciliation with the Massachusetts Freeze Voter '84, and Paul Castleman, as treasurer, prior to a finding of probable cause to believe.
2. Approve the proposed conciliation agreement submitted with the General Counsel's Report signed May 14, 1985.
3. Approve and send the letter attached to the General Counsel's Report signed May 14, 1985.

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

Attest:

5-17-85

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

Received in Office of Commission Secretary:  
Circulated on 48 hour tally basis:

5-15-85, 8:48  
5-15-85, 11:00

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary  
FROM: Office of General Counsel *CS*  
DATE: May 15, 1985  
SUBJECT: MUR 1944 - 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	<input checked="" type="checkbox"/>	Compliance	<input checked="" type="checkbox"/>
Sensitive	<input checked="" type="checkbox"/>	Audit Matters	<input type="checkbox"/>
Non-Sensitive	<input type="checkbox"/>	Litigation	<input type="checkbox"/>
24 Hour No Objection	<input type="checkbox"/>	Closed MUR Letters	<input type="checkbox"/>
Sensitive	<input type="checkbox"/>	Status Sheets	<input type="checkbox"/>
Non-Sensitive	<input type="checkbox"/>	Advisory Opinions	<input type="checkbox"/>
Information	<input type="checkbox"/>	Other (see distribution below)	<input type="checkbox"/>
Sensitive	<input type="checkbox"/>		
Non-Sensitive	<input type="checkbox"/>		
Other	<input type="checkbox"/>		

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of  
Massachusetts Freeze Voter '84  
Paul Castleman, Treasurer

)  
)  
) MUR 1944 6: 48  
)

GENERAL COUNSEL'S REPORT

**SENSITIVE**

I. BACKGROUND

On March 20, 1984, the Commission found reason to believe that the Massachusetts Freeze Voter '84, and Paul Castleman, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (ii) by failing to timely file the 1984 October Quarterly and the Pre-General Election Reports of receipts and disbursements.

Respondents were notified of this determination by letter dated March 26, 1985. Respondents' response was received April 15, 1985. Respondents have explained that they have no office staff and consequently their mail is picked-up infrequently. As a result the treasurer states that he actually received the Commission's notification on April 10, 1985. Respondents have requested that this matter be resolved through pre-probable cause conciliation.

II. LEGAL ANALYSIS

Section 434(a)(4)(A)(i) of Title 2, United States Code, requires that quarterly reports, in a calendar year in which a regularly scheduled general election is held, shall be filed "no later than the 15th day after the last day of each calendar quarter ...."

Section 434(a)(4)(A)(ii) of Title 2, United States Code requires that pre-general election reports shall be filed "no

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later than the 12th day before (or posted by registered or certified mail no later than the 15th day before) any election in which the committee makes a contribution to or expenditure on behalf of a candidate in such election ...."

A regularly scheduled general election was held in 1984 on November 6.

The Committee was notified on September 21, 1984 and October 1, 1984, that its reports were either due, respectively, by October 15 and October 25, 1984 or should be sent by certified or registered mail by midnight October 15 and October 22, 1984.

On November 8, 1984, the Committee's 1984 Quarterly and Pre-General election reports, filed by first-class mail, were received at the Commission. Thus, the Committee filed its 1984 October Quarterly Report twenty four (24) days late and its 1984 Pre-General Election Report was fourteen (14) days late.

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

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1. Enter into conciliation with the Massachusetts Freeze Voter '84, and Paul Castleman, as treasurer, prior to a finding of probable cause to believe.
2. Approve the attached proposed conciliation agreement.

3. Approve and send the attached letter.

Charles N. Steele  
General Counsel

May 14, 1985  
Date

BY:

Kenneth A. Gross  
Associate General Counsel

Attachments  
Proposed Conciliation Agreement  
Proposed Letter  
RTB Response

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RECEIVED AT THE FED.  
GCH 7187  
85 APR 15 P3: [initials]

April 12, 1985

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

RE: MUR 1944  
Massachusetts Freeze Voter '84  
Paul Castleman, Treasurer

Dear Mr. Gross:

This is in response to the letter we received concerning the timeliness of submission of the 1984 October Quarterly and the Pre-General Election Reports of receipts and disbursements for Massachusetts Freeze Voter '84. Unfortunately, because there is no office staff, in-coming mail is picked up infrequently, and as a result there was some delay in my receiving your letter. In fact, I only physically received it two days ago.

As soon as I received it, I contacted Mr. Paul Reyes, the name given in the letter, to whom I relayed a verbal summary of the situation. He suggested I address my written reply to you. Also, as soon as I received your letter I asked Mr. Abram Claude, the Executive Director during the time in question, to document the sequence of events surrounding the timing of submission of these two reports. His memorandum to me is enclosed.

It explains how my extended absence caused him some uncertainty and confusion on how to handle the submission, which required my review, signature, and in one case notarization. Also, please understand that our organization was less than nine months old, and that no one involved, including myself, had any prior experience with Federal Election Commission rules and requirements.

I trust that this letter and Mr. Claude's memorandum provide the factual information you need in your deliberations. Please contact me if you need additional information.

As I mentioned, communication through the Mass. Freeze Voter '84 office, which is inactive, is quite slow; therefore, I would appreciate your sending any letters, or copies of letters, directly to my home address if this is possible. Also, if you need to call me during the business day, my telephone number is (617)497-8151.

We do request that the matter be settled by conciliation prior to a probable cause proceeding.

Yours truly,

*Paul Castleman*

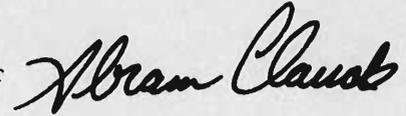
Paul A. Castleman  
7 Mountain Road  
Lexington, Mass. 02173

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# FREEZE VOTER '84

723 Washington Street  
 Newtonville, MA 02160  
 (617) 969-8577 or 5244

TO: Paul Castleman, Treasurer  
 FROM: Abram Claude, Former Executive Director  
 DATE: April 12, 1985



**Advisory Committee**

- Robert Allen
- Carol Annello
- Pauline Bassett
- Betsy Bayer
- Herb Bryan
- Dr. Bill Caldicott\*
- Dr. Helen Caldicott
- Rev. Nick Carter
- Paul Castleman\*
- Dr. Eric Chivian
- Rep David B. Cohen
- Lynn Courtney-Knights
- Carol Doherty
- Esther S Ewing
- Ann Gannett
- Kirsten Gorham
- Carol Grodzins
- Jerome Grossman
- Dr. Jerome Gross
- Thomas A. Halsted
- Francis Hatch
- Rev. Larry M. Hill
- Sarah Cannon Holden\*
- Marcia Hnatowich
- Eliot Hubbard\*
- Edna Hunt\*
- Stephen Hunt
- Hubie Jones
- Alan F. Kay
- Pamela Kelly\*
- Sen. Edward M. Kennedy
- Jonathan King
- Mel King
- Dr. Alexander Leaf
- Brooke Lipsitt\*
- Dr. Bernard Lown
- Sara Mattes\*
- Cong. Nicholas Mavroules
- Richmond Mayo-Smith
- Jean McGuire
- Cynthia Medeiros
- Dr. Josephine L. Murray
- John D. O'Bryant
- Edward E. Prunty
- Abby A. Rockefeller
- Diana Rockefeller
- Rep. Byron D. Rushing
- Judy Sapers
- Robert Schaeffer\*
- Eine Sheehan
- Pat Simon
- Halsey Snow
- Lester Thurow
- Sen. Paul E. Tsongas
- Joe Ureneck
- John G. van Dusen
- Phil Villers
- Cara Warwright
- Paul Waver\*
- Anne W. Weld
- David A. Wylie

As you requested, I will recount the events surrounding the submission of the third quarter and pre-election reports by Freeze Voter to the Federal Election Commission in 1984.

In my role as Executive Director (from June 1 until November 14, 1984) I maintained records of Freeze Voter income and expenditures and assembled this information into reports for the FEC, for your review. Upon your review, you, as treasurer, signed the FEC reports and then they were submitted.

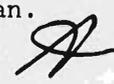
With respect to the third quarter and pre-election reports, the following events took place. I tried to reach you without success during the week of October 21, 1984 to review and sign the third quarter report. The following week I reached someone at your residence who told me that you were away. No time period was specified. One or two days later, I discovered through your office that you were out of the country until December of 1984. Since the third quarter report required both your signature for the whole report and your notarized signature for the section on independent expenditures, I was unsure on how to proceed.

On November 1, 1984 I was asked by a colleague if Freeze Voter had filed a pre-election report. Up to that time, I was under the impression that only quarterly reports were required. I assembled the pertinent material, but was still left with the problem of obtaining your signature.

Given that two reports were now outstanding, I decided that it was necessary to submit them even if they might lack validity unsigned. I explained in a cover letter to the FEC that the reports would be resubmitted with your signature upon your return to the country in December.

When you returned to the country, we met, and you reviewed and signed the reports. They were submitted again to the FEC.

That is my recollection of the events. Please feel free to call upon me for any further information or clarification concerning these events. I will provide as much information and detail as I can.



BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Massachusetts Freeze Voter '84 ) RAD Referral 85NF-60  
Paul Castleman, treasurer )

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on March 20, 1985, the Commission decided by a vote of 5-0 to take the following actions in RAD Referral 85NF-60:

1. Open a MUR.
2. Find reason to believe that the Massachusetts Freeze Voter '84 Committee and Paul Castleman, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) and (ii).
3. Approve and send the letter and factual and legal analysis attached to the First General Counsel's Report signed March 15, 1985.

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

Attest:

3-20-85

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

Received in Office of Commission Secretary: 3-15-85, 12:30  
Circulated on 48 hour tally basis: 3-18-85, 11:00

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

March 26, 1985

Paul Castleman, Treasurer  
Massachusetts Freeze Voter '84  
723 Washington Street  
Newtonville, Massachusetts 02160

RE: MUR 1944  
Massachusetts Freeze Voter '84  
Paul Castleman, Treasurer

Dear Mr. Castleman:

On March 20, 1985, the Federal Election Commission determined that there is reason to believe that the Massachusetts Freeze Voter '84, and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) and (ii), provisions 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 the 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 you so desire. See 11 C.F.R. § 111.18(d).

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

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For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Paul Reyes, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,



John Warren McGarry  
Chairman

Enclosures

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

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

RESPONDENT Massachusetts Freeze Voter '84 MUR NO. 1944  
Paul Castleman, Treasurer

SUMMARY OF ALLEGATIONS

The Massachusetts Freeze Voter '84 (the "Committee") and Paul Castleman, as treasurer, failed to timely file the 1984 October Quarterly and the Pre-General Election Reports of receipts and disbursements.

FACTUAL BASIS AND LEGAL ANALYSIS

Section 434(a)(4)(A)(i) of Title 2, United States Code, requires that Quarterly reports, in a calendar year in which a regularly scheduled general election is held, shall be filed "no later than the 15th day after the last day of each calendar quarter ... [with one exception not relevant here]."

Section 434(a)(4)(A)(ii) of Title 2, United States Code, requires that Pre-General Election reports shall be filed "no later than the 12th day before (or posted by registered or certified mail no later than the 15th day before) any election in which the committee makes a contribution to or expenditure on behalf of a candidate in such election ..."

Section 104.5(c)(1)(ii)(A) of Title 11, Code of Federal Regulations, provides that "pre-election reports for the primary and general election shall be filed by a political committee which makes contributions or expenditures in connection with any such election if such disbursements have not been previously disclosed. [They] shall be filed no later than 12 days before

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any primary or general election. If sent by registered or certified mail, the report shall be filed no later than the 15th day before any election."

A regularly scheduled general election was held in 1984 on November 6.

The Committee was notified on September 21, 1984 and October 1, 1984, that its reports were either due, respectively, by October 15 and October 25, 1985 or should be certified or registered by midnight October 15 and October 22, 1984.

On November 8, 1984, the Committee's 1984 Quarterly and Pre-General election reports, filed by first-class mail, were received at the Commission. Thus, the Committee filed its 1984 October Quarterly Report twenty four (24) days late and its 1984 Pre-General Election Report was fourteen (14) days late.

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary  
 FROM: Office of General Counsel *act*  
 DATE: March 15, 1985  
 SUBJECT: RAD 85NF-60: First General Counsel's Report

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

CIRCULATIONS

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

Other  [ ]

DISTRIBUTION

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

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\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**SENSITIVE**

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

APR 15 12:30  
SECRETARY

**FIRST GENERAL COUNSEL'S REPORT**

DATE AND TIME OF TRANSMITTAL BY OGC TO THE COMMISSION 3/15/85-12:30 RAD REFERRAL NO. 85-NF-60  
STAFF MEMBER: Paul Reyes

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

RESPONDENT'S NAME: Massachusetts Freeze Voter '84 and Paul Castleman, Treasurer

RELEVANT STATUTE: 2 U.S.C. § 434(a)(4)(A)(i) and (ii)  
11 C.F.R. § 104.5(c)(1)(i)(A) and (ii)(A)

INTERNAL REPORTS CHECKED: Committee Reports

FEDERAL AGENCIES CHECKED: None

**GENERATION OF MATTER**

Based on information obtained in the normal course of its supervisory duties under the Federal Election Campaign Act of 1971, as amended, (the "Act"), the Reports Analysis Division ("RAD") referred this matter to the General Counsel's Office on February 22, 1985.

**SUMMARY OF ALLEGATIONS**

The Massachusetts Freeze Voter '84 (the "Committee") and Paul Castleman, as treasurer, failed to timely file the 1984 October Quarterly and Pre-General Election Reports of receipts and disbursements.

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FACTUAL AND LEGAL ANALYSIS

Section 434(a)(4)(A)(i) of Title 2, United States Code, requires that Quarterly reports, in a calendar year in which a regularly scheduled general election is held, shall be filed "no later than the 15th day after the last day of each calendar quarter .... [with one exception not relevant here]."

Section 434(a)(4)(A)(ii) of Title 2, United States Code, requires that Pre-General Election reports shall be filed "no later than the 12th day before (or posted by registered or certified mail no later than the 15th day before) any election in which the committee makes a contribution to or expenditure on behalf of a candidate in such election ..."

Section 104.5(c)(1)(ii)(A) of Title 11, Code of Federal Regulations, provides that "pre-election reports for the primary and general election shall be filed by a political committee which makes contributions or expenditures in connection with any such election if such disbursements have not been previously disclosed. [They] shall be filed no later than 12 days before any primary or general election. [I]f sent by registered or certified mail, the report shall be filed no later than the 15th day before any election."

A regularly scheduled general election was held in 1984 on November 6.

The Committee was notified on September 21, 1984 and October 1, 1984, that its reports were either due, respectively,

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

Paul Castleman, Treasurer  
Massachusetts Freeze Voter '84  
723 Washington Street  
Newtonville, Massachusetts 02160

RE: MUR  
Massachusetts Freeze Voter '84  
Paul Castleman, Treasurer

Dear Mr. Castleman:

On \_\_\_\_\_, 1985, the Federal Election Commission determined that there is reason to believe that the Massachusetts Freeze Voter '84, and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) and (ii), provisions 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 the 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 you so desire. See 11 C.F.R. § 111.18(d).

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

Attachment 1

85040533547

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 Paul Reyes, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

John Warren McGarry  
Chairman

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

85040533548

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

RESPONDENT Massachusetts Freeze Voter '84 MUR NO. \_\_\_\_\_  
Paul Castleman, Treasurer

SUMMARY OF ALLEGATIONS

The Massachusetts Freeze Voter '84 (the "Committee") and Paul Castleman, as treasurer, failed to timely file the 1984 October Quarterly and the Pre-General Election Reports of receipts and disbursements.

FACTUAL BASIS AND LEGAL ANALYSIS

Section 434(a)(4)(A)(i) of Title 2, United States Code, requires that Quarterly reports, in a calendar year in which a regularly scheduled general election is held, shall be filed "no later than the 15th day after the last day of each calendar quarter ... [with one exception not relevant here]."

Section 434(2)(4)(A)(ii) of Title 2, United States Code, requires that Pre-General Election reports shall be filed "no later than the 12th day before (or posted by registered or certified mail no later than the 15th day before) any election in which the committee makes a contribution to or expenditure on behalf of a candidate in such election ..."

Section 104.5(c)(1)(ii)(A) of Title 11, Code of Federal Regulations, provides that "pre-election reports for the primary and general election shall be filed by a political committee which makes contributions or expenditures in connection with any such election if such disbursements have not been previously disclosed. [They] shall be filed no later than 12 days before

Attachment 2

85040533549

any primary or general election. If sent by registered or certified mail, the report shall be filed no later than the 15th day before any election."

A regularly scheduled general election was held in 1984 on November 6.

The Committee was notified on September 21, 1984 and October 1, 1984, that its reports were either due, respectively, by October 15 and October 25, 1985 or should be certified or registered by midnight October 15 and October 22, 1984.

On November 8, 1984, the Committee's 1984 Quarterly and Pre-General election reports, filed by first-class mail, were received at the Commission. Thus, the Committee filed its 1984 October Quarterly Report twenty four (24) days late and its 1984 Pre-General Election Report was fourteen (14) days late.

85040533550



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

22 February 1985

MEMORANDUM

TO: CHARLES N. STEELE  
GENERAL COUNSEL

THROUGH: JOHN C. SURINA |S|  
STAFF DIRECTOR

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

SUBJECT: REFERRAL OF MASSACHUSETTS FREEZE VOTER '84

This is a referral of Massachusetts Freeze Voter '84 ("the Committee"). The Committee failed to file the 1984 October Quarterly and 12 Day Pre-General Reports of Receipts and Disbursements as of Election Day, November 6, 1984. According to the review and Referral Procedures for Unauthorized Committees (Standard 3), further examination is required by your office.

If you have any questions, please contact Paul Kolesa at 523-4048.

Attachment

Attachment 3

5

85040533551

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 22 February 1985

ANALYST: Paul Kolesa

I. COMMITTEE: Massachusetts Freeze Voter '84  
(C00177204)  
Paul Castleman, Treasurer  
723 Washington Street  
Newtonville, MA 02160

II. RELEVANT STATUTE: 2 U.S.C. §434(a)(4)(A)(i) and (ii)  
11 CFR 104.5(c)(1)(i)(A) and (ii)(A)

III. BACKGROUND:

Failure to File Required Reports as of Election Day

Massachusetts Freeze Voter '84 ("the Committee") failed to file the 1984 October Quarterly and the 12 Day Pre-General Reports of Receipts and Disbursements as of Election Day, November 6, 1984. The Committee was notified on September 21, 1984, that the October Quarterly Report was due on October 15, 1984 (Attachment 2). On October 1, 1984, the Committee was notified that a 12 Day Pre-General Report was due on October 25, 1984 if contributions and expenditures, which had not previously been reported, were made in connection with the general election during the period ending October 17, 1984 (Attachment 3).

On November 8, 1984, the Committee filed the 1984 October Quarterly and the 12 Day Pre-General Reports (Attachments 4 and 5 respectively). The 12 Day Pre-General Report disclosed \$971 in contributions and \$18,970.50 in independent expenditures supporting Federal candidates.

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None.

35040533552

NON-PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
MASSACHUSETTS FREEZE VOTER '84						NON-PARTY NON-QUALIFIED ID #C00177204
CONNECTED ORGANIZATION: NONE						
	1984 REQUEST FOR ADDITIONAL INFORMATION					1 84FEC/299/2510
	STATEMENT OF ORGANIZATION			16FEB84	3	84FEC/296/4443
	STATEMENT OF ORGANIZATION - AMENDMENT			23APR84	2	84FEC/312/0111
	MISCELLANEOUS NOTICE FROM FEC			30NOV84	1	84FEC/350/1342
	REQUEST FOR ADDITIONAL INFORMATION 2ND				2	84FEC/307/1286
	APRIL QUARTERLY	15,035	3,085	1JAN84 -31MAR84	11	84FEC/311/4695
	JULY QUARTERLY	32,463	27,163	1APR84 -30JUN84	26	84FEC/324/3
	JULY QUARTERLY - AMENDMENT	-	-	1APR84 -30JUN84	3	84FEC/356/4
	1ST LETTER INFORMATIONAL NOTICE			1APR84 -30JUN84	3	84FEC/348/01
	OCTOBER QUARTERLY	61,568	43,183	1JUL84 -30SEP84	54	84FEC/348/3017
	OCTOBER QUARTERLY - AMENDMENT	61,568	43,183	1JUL84 -30SEP84	54	84FEC/356/2694
	REQUEST FOR ADDITIONAL INFORMATION			1JUL84 -30SEP84	1	84FEC/357/1580
	PRE-GENERAL	12,604	23,312	1OCT84 -17OCT84	21	84FEC/348/2998
	PRE-GENERAL - AMENDMENT	12,604	23,312	1OCT84 -17OCT84	20	84FEC/356/2674
	PRE-GENERAL - AMENDMENT	-	-	1OCT84 -17OCT84	2	85FEC/359/2527
	REQUEST FOR ADDITIONAL INFORMATION			1OCT84 -17OCT84	1	84FEC/357/1539
	POST-GENERAL	22,820	37,419	18OCT84 -26NOV84	38	84FEC/356/2636
	POST-GENERAL - AMENDMENT	-	-	18OCT84 -26NOV84	8	85FEC/362/3062
	REQUEST FOR ADDITIONAL INFORMATION			18OCT84 -26NOV84	5	85FEC/361/0835
	YEAR-END	912	3,733	27NOV84 -31DEC84	7	85FEC/365/0762
	TOTAL	145,402	0 137,895	0	263	TOTAL PAGES

Cash on Hand as of 12/31/84: \$7,507

Debts and Obligations Owed by the Committee: \$-0-

Debts and Obligations Owed to the Committee: \$-0-

ALL REPORTS REVIEWED.



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

September 21, 1984

**OCTOBER REPORTING NOTICE FOR UNAUTHORIZED COMMITTEES**

**WHO MUST FILE**

ALL unauthorized political committees, except those that file monthly, must file a quarterly report by October 15, 1984. (See Monthly Filers below.)

**WHAT MUST BE REPORTED**

All financial activity must be disclosed from the last report filed through September 30, 1984. Political committees which have not previously filed a financial disclosure report should report all financial activity from the date of registration,\* through September 30, 1984.

**WHEN TO FILE**

Reports sent by registered or certified mail must be postmarked no later than October 15, 1984. Reports hand delivered or mailed first class must be received no later than close of business October 15, 1984.

**WHERE AND HOW TO FILE**

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

**MONTHLY FILERS**

Committees that file on a monthly schedule must file their next report by October 20, 1984, and disclose all financial activity of their committee from September 1 through September 30, 1984. Monthly reports are due by the twentieth of each month and should cover all financial activity of the previous month.

**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.

\*The first report filed by a committee shall include all amounts received or disbursed prior to becoming a political committee, even if such amounts were not received during the current reporting period. See 11 CFR 104.3(a) and (b).

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

A R E M I N D E R

All committees that have made contributions or expenditures (including independent expenditures) in connection with an election, which have not previously been disclosed, must file a pre-election report for that election. (Although some committees may not be required to file pre-election reports, all committees, are required to file a post-general election report.)

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

8 5 0 4 0 5 3 3 5 5 5



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20543

October 1, 1984

GENERAL ELECTION FILING NOTICE FOR UNAUTHORIZED COMMITTEES

WHO MUST FILE THE PRE-GENERAL ELECTION REPORT

All committees that file monthly reports must file the pre-general election report due October 25, 1984.

In addition all quarterly filing committees that have made contributions or expenditures (including independent expenditures) in connection with the general election must file a pre-election report, if such activity has not previously been reported. See below for post-general filing information.

WHAT MUST BE REPORTED

The report must disclose all financial activity of the committee from the later of, the last report filed or the date of registration\* through October 17, 1984. (Monthly filers must disclose all financial activity from the later of October 1 or the date of registration\* through October 17, 1984.)

WHEN TO FILE

Pre-general election reports sent registered or certified mail must be postmarked no later than October 22, 1984. Reports hand delivered or mailed first class must be received no later than close of business October 25, 1984.

\* \* \* \* \*

WHO MUST FILE THE POST-GENERAL ELECTION REPORT

All committees must file the post-general election report due December 6, 1984, regardless of election activity.

WHAT MUST BE REPORTED

The post-general election report must cover all financial activity of the committee from either the date of the last report filed or the date of registration, whichever is later\* through November 26, 1984.

WHEN TO FILE

Post-general election reports sent by registered or certified mail must be postmarked no later than December 6, 1984. Reports hand delivered or mailed first class must be received no later than close of business December 6, 1984.

\*The first report filed by a committee shall include all amounts received or disbursed prior to becoming a political committee, even if such amounts were not received during the current reporting period. See 11 CFR 104.3(a) and (b).

8 5 0 4 0 5 3 3 5 5 6

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

85040533557



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

RECEIVED AT THE FEC  
Attachment 4 (2 of 3)

84 NOV 8 11:51

(Summary Page)

ALIGN AREA

ALIGN AREA

1. Name of Committee (In Full)

MA Freeze Voter '84

Address (Number and Street)

723 Washington St.

City, State and ZIP Code

Wash DC 20160

Check here if address is different than previously reported.

2. FEC Identification Number

C00177204

3.  This committee qualified as a multijurisdictional committee during the Reporting Period on 8/3/84

4. TYPE OF REPORT (Check appropriate boxes)

- (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 \_\_\_\_\_ (Type of Election) election on \_\_\_\_\_ in the State of \_\_\_\_\_  
 Thirtieth day report following the General Election on \_\_\_\_\_ in the State of \_\_\_\_\_  
 Termination Report

(b) Is this Report an Amendment?

YES  NO

SUMMARY

5. Covering Period 7/1/84 through 9/30/84

6. (a) Cash on hand January 1, 1984

(b) Cash on hand at Beginning of Reporting Period

(c) Total Receipts (from Line 14)

(d) Subtotal (Add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)

7 Total Disbursements (from Line 28)

8 Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))

9 Debts and Obligations Owed TO The Committee (Itemize all on Schedule C or Schedule D)

10 Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)

	COLUMN A This Period	COLUMN B Calendar Year-to-Date
6(a)		0
6(b)	17,250	
6(c)	61,568	109,066
6(d)	78,818	109,066
7	43,183	73,431
8	35,635	35,635
9	0	
10	0	

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

Paul C. Trevar

Type or Print Name of Treasurer

13

For further information contact:

Federal Election Commission

Toll Free 800-424-6530

Lo. 202-523-4788

SIGNATURE OF TREASURER

Date

NOTE: Submission of false, fraudulent, or misleading information may subject the person signing this report to the same penalties as a criminal.

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

FEC FORM 3X (3/80)



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

RECEIVED AT THE REC  
Attachment 5 (1 of 2)

(Summary Page)

NOV 8 8 08:51  
ALBANY AREA

ALBANY AREA

1. Name of Committee (Do Not)

711/2 Freeze Voter '84

Address (Number and Street)

723 Washington St.

City, State and ZIP Code

Newton, MA 02159

Check here if address is different than previously reported.

2. FEC Identification Number

00177204

This committee qualified as a non-candidate committee during this reporting period on \_\_\_\_\_

4. TYPE OF REPORT (Check appropriate boxes)

- 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 \_\_\_\_\_
- Tenth day report preceding Revised Primary Election on 11/6/84 in the State of MA
- Thirtieth day report following the General Election on \_\_\_\_\_ in the State of \_\_\_\_\_
- Termination Report

(b) Is this Report an Amendment?

YES  NO

SUMMARY

5. Covering Period 10/1/84 through 10/17/84

6. (a) Cash on Hand January 1, 1984

(b) Cash on Hand at Beginning of Reporting Period

(c) Total Receipts (from Line 1b)

(d) Subtotal (Add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)

7. Total Disbursements (from Line 2b)

8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))

9. Debts and Obligations Owed TO The Committee (Report all on Schedule C or Schedule D)

10. Debts and Obligations Owed BY the Committee (Report all on Schedule C or Schedule D)

	COLUMN A This Period	COLUMN B Calendar Year-to-Date
6. (a)		0
(b)	35,635	
(c)	12,604	121,671
(d)	48,239	121,671
7.	23,312	16,744
8.	24,927	24,927
9.	—	
10.	—	

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

Paul Castle MAW

True or True Name of Treasurer

For further information contact:  
Federal Election Commission  
Tel. (202) 692-9530  
Laser 707-433-4888

SIGNATURE OF THE ADVERTISER

Date

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this report to the penalties of 2 U.S.C. 1432b.

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

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FEC FORM 3X (2/80)

8504053356

DETAILED SUMMARY PAGE  
of Receipts and Disbursements  
(Page 2, FEC FORM 3X)

Name of Committee for 1984		Period Covered by this Page	
Mid Foreign Voter '84		From 10/1/84 to 10/17/84	
		COLUMN A Total This Period	COLUMN B Calendar Year To-D
<b>I. RECEIPTS</b>			
11. CONTRIBUTIONS (other than loaned FROM):			
(a) Individuals/Persons Other Than Political Committees	2,400	12,528 00/100	114,077 70/100
(b) Political Party Committees		0	
(c) Other Political Committees		0	737 59/100
11a TOTAL CONTRIBUTIONS (other than loaned (add 11(a), 11(b) and 11(c)))	10,128.06	12,528 00/100	114,815 29/100
12 TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES		76 10/100	6,361 41/100
13 ALL LOANS RECEIVED		-	-
14 LOAN REPAYMENTS RECEIVED		-	-
15 OFFSETS TO OPERATING EXPENDITURES (Refunds, Retentions, etc.)		-	-
16 REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES		-	-
17 OTHER RECEIPTS (Dividends, Interest, etc.)		-	494 71/100
18 TOTAL RECEIPTS (Add Lines 11(a), 12, 13, 14, 15, 16 and 17)		12,604 20/100	121,671 41/100
<b>II. DISBURSEMENTS</b>			
19 OPERATING EXPENDITURES	2,342.85	3,370 10/100	37,154 70/100
20 TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES		-	140
21 CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES		971 -	4,715 -
22 INDEPENDENT EXPENDITURES (Less Schedule E)		18,070 50	32,267 54/100
23 COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. 6441 (a)(1)) (Less Schedule F)			
24 LOAN REPAYMENTS MADE			
25 LOANS MADE			
26 REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees			
(b) Political Party Committees			
(c) Other Political Committees			
26a TOTAL CONTRIBUTION REFUNDS (Add 26(a), 26(b) and 26(c))			
27 OTHER DISBURSEMENTS		0	2,416 71/100
28 TOTAL DISBURSEMENTS (Add Lines 19, 20, 21, 22, 23, 24, 25, 26(a) and 27)		23,370 50	96,764 24/100
<b>III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES</b>			
29 TOTAL CONTRIBUTIONS (other than loaned from Line 11(a))		12,528 00	
30 TOTAL CONTRIBUTION REFUNDS from Line 26(a)			
31 NET CONTRIBUTIONS (other than loaned) (Subtract Line 30 from Line 29)		12,528 00	
32 TOTAL OPERATING EXPENDITURES from Line 19		3,370 10	114,815 29/100
33 OFFSETS TO OPERATING EXPENDITURES from Line 15		3,370 10	114,815 29/100

16

by October 15 and October 25, 1985 or should be certified or registered by midnight October 15 and October 22, 1984.

On November 8, 1984, the Committee's 1984 Quarterly and Pre-General election reports, filed by first-class mail, were received at the Commission. Thus, the Committee filed its 1984 October Quarterly Report twenty four (24) days late and its 1984 Pre-General Election Report was fourteen (14) days late.

**RECOMMENDATIONS**

1. Open a MUR.
2. Find reason to believe that the Massachusetts Freeze Voter '84 Committee and Paul Castleman, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) and (ii).
3. Approve and send the attached letter, and factual and legal analysis.

Charles N. Steele  
General Counsel

MARCH 15, 1985

Date

BY:

  
Kenneth A. Gross  
Associate General Counsel

**Attachments**

Proposed letter (1)  
General Counsel's Factual and Legal Analysis  
Referral Materials

85040533563

**SENSITIVE**



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

LD  
OFFICE OF THE  
FEC  
COMMISSION SECRETARY

05 MAR 25 09:02

March 25, 1985

MEMORANDUM TO: The Commission  
FROM: Charles N. Steele  
General Counsel  
By: Kenneth A. Gross  
Associate General Counsel  
SUBJECT: RAD Referral 85NF-60

On March 20, 1985 the Commission approved the recommendation that RAD Referral 85NF-60 should become a MUR. Therefore, all documents which had previously been contained in RAD Referral 85NF-60 should now become MUR 1944.

Attachment  
Copy of Certification

85040533564

BEFORE THE FEDERAL ELECTION COMMISSION

M 1944  
Reyes

In the Matter of )  
 )  
Massachusetts Freeze Voter '84 ) RAD Referral 85NF-60  
Paul Castleman, treasurer )

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on March 20, 1985, the Commission decided by a vote of 5-0 to take the following actions in RAD Referral 85NF-60:

1. Open a MUR.
2. Find reason to believe that the Massachusetts Freeze Voter '84 Committee and Paul Castleman, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) and (ii).
3. Approve and send the letter and factual and legal analysis attached to the First General Counsel's Report signed March 15, 1985.

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

Attest:

3-20-85

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

Received in Office of Commission Secretary: 3-15-85, 12:30  
Circulated on 48 hour tally basis: 3-18-85, 11:00

85040533565



FEDERAL ELECTION COMMISSION

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

85040533566

THIS IS THE BEGINNING OF MUR # 1944

Date Filmed 7/26/85 Camera No. --- 2

Cameraman J.A.Q.