



FEDERAL ELECTION COMMISSION

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

THIS IS THE END OF MUR # 1973

Date Filmed 9/20/85 Camera No. --- 2

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Routing slips

Discussion of Conciliator

Checks

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):

- (1) Classified Information
- (2) Internal rules and practices
- (3) Exempted by other statute
- (4) Trade secrets and commercial or financial information
- (5) Internal Documents
- (6) Personal privacy
- (7) Investigatory files
- (8) Banking Information
- (9) Well Information (geographic or geophysical)

Signed R. Lee Clark
date 9/9/75

85040552076

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
 American Health Care) MUR 1973
 Association Political)
 Action Committee and Dave)
 Meillier, 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 the American Health Care Association Political Action Committee and Dave Meillier, as treasurer ("Respondents") violated 2 U.S.C. § 434(a)(4)(A)(ii).

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. American Health Care Association Political Action Committee is a political committee registered with the Commission.

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2. Dave Meillier is the treasurer of the American Health Care Association Political Action Committee.

3. The Respondents were required to file the 12 Day Pre-General Election Report on October 25, 1984.

4. The Respondents filed a November Monthly Report on November 21, 1984, disclosing its activity for the entire month of October.

5. Therefore, the November Monthly Report disclosed the pre-general election activity of the Committee.

V. Respondents violated 2 U.S.C. § 434(a)(4)(A)(ii) by failing to timely file the 12 Day Pre-General Election Report.

VI. Respondents will pay a civil penalty to the Treasurer of the United States in the amount of One Hundred 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 all parties hereto have executed the same and the Commission has approved the entire agreement.

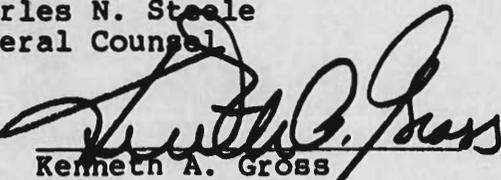
X. Respondents shall have no more than thirty (30) days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

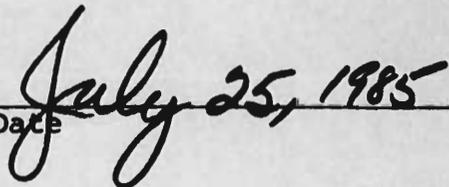
XI. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be valid.

FOR THE COMMISSION:

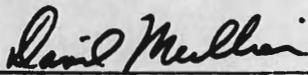
Charles N. Steele
General Counsel

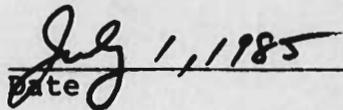
BY:


Kenneth A. Gross
Associate General Counsel


Date July 25, 1985

FOR THE RESPONDENTS:


Dave Meillier
Treasurer


Date July 1, 1985

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	MUR 1973
American Health Care)	
Association Political)	
Action Committee)	
Dave Meillier, as treasurer	-)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on July 17, 1985, the Commission decided by a vote of 5-0 to take the following actions in MUR 1973:

1. Accept the conciliation agreement with the American Health Care Association Political Action Committee and Dave Meillier, as treasurer.
2. Approve the proposed letter attached to the General Counsel's Report signed July 12, 1985.
3. Close the file.

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

Attest:

7-18-85
Date

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

Received in Office of Commission Secretary:	7-15-85, 12:00
Circulated on 48 hour tally basis:	7-15-85, 4:00

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Dave Meillier, Treasurer
American Health Care Association
Political Action Committee
1200 15th Street, N.W.
Washington, D.C. 20005

RE: MUR 1973

Dear Mr. Meillier:

On , 1985, the Commission accepted the conciliation agreement signed by you in settlement of a violation of 2 U.S.C. §§ 434(a)(4)(A)(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

Enclosure
Conciliation Agreement

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RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

In the Matter of)
)
American Health Care) MUR 1973
Association Political)
Action Committee)
Dave Meillier, as treasurer)

85 JUL 15 P12:00

GENERAL COUNSEL'S REPORT

I. BACKGROUND

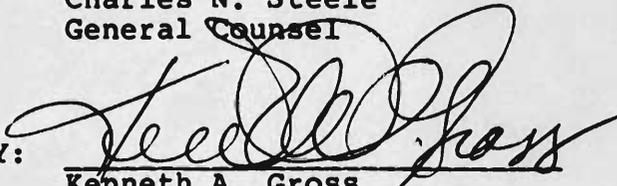
Attached for the Commission's approval is a conciliation agreement signed by Dave Meillier, treasurer for the American Health Care Association Political Action Committee. The agreement is the same proposed agreement approved by the Commission on May 30, 1985. The General Counsel's Office has received a check for the civil penalty. The General Counsel's Office recommends that the Commission accept the attached agreement and close the file in this matter.

II. RECOMMENDATIONS

1. Accept the attached conciliation agreement with the American Health Care Association Political Action Committee and Dave Meillier, as treasurer.
2. Approve the proposed letter.
3. Close the file.

Charles N. Steele
General Counsel

July 12, 1985
Date

BY: 
Kenneth A. Gross
Associate General Counsel

Attachments

- I. Letter from Respondent
- II. Conciliation Agreement
- III. Copy of check
- IV. Proposed letter

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85 JUL 3 P12:50



American Health Care Association Political Action Committee • 1200 15th Street, N.W. • Washington, D.C. 20005

July 1, 1985

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

RECEIVED
ASSOCIATE
GENERAL COUNSEL
95 JUL 5 P 2:59

Re: MUR 1973

Dear Mr. Gross:

In response to your letter of June 5, I have attached a signed conciliation agreement and the civil penalty for the Commission.

I hope the attachments will end our requirements in this matter. If you have any questions or need additional documents, please feel free to contact me. I can be reached at 833-2050.

Sincerely,

Gary Hong
Political Action Director

Enclosures

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Attachment 1

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	MUR 1973
American Health Care)	
Association Political)	
Action Committee and)	
Dave Meillier, as treasurer)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on May 30, 1985, the Commission decided by a vote of 4-0 to take the following actions in MUR 1973:

1. Enter into conciliation with the American Health Care Association Political Action Committee and Dave Meillier, as treasurer, prior to a finding of probable cause to believe.
2. Approve the proposed conciliation agreement and letter attached to the General Counsel's Report signed May 24, 1985.

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

Attest:

5-31-85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

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

5-28-85, 10:31
5-28-85, 4:00

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
 American Health Care)
 Association Political)
 Action Committee and Dave)
 Meillier, as treasurer)

MUR 1973

MAY 28 4:31

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On April 8, 1985, the Commission found reason to believe that American Health Care Association Political Action Committee and Dave Meillier, as treasurer, violated 2 U.S.C.

§ 434(a)(4)(A)(ii) by failing to file the 12 Day Pre-General Election Report in a timely manner. By letter dated April 16, 1985, the Committee's treasurer requested to settle this matter prior to a finding of probable cause to believe (Attachment 1).

II. DISCUSSION OF CONCILIATION PROVISIONS AND CIVIL PENALTY

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III. GENERAL COUNSEL'S RECOMMENDATIONS

1. Enter into conciliation with the American Health Care Association Political Action Committee and Dave Meillier, as treasurer, prior to a finding of probable cause to believe.
2. Approve the attached proposed conciliation agreement and letter.

Charles N. Steele
General Counsel

May 24, 1985
Date

BY:

Kenneth A. Gross
Kenneth A. Gross
Associate General Counsel

Attachments

1. Letter from AHCA-PAC
2. Proposed conciliation agreement and letter

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GARRY
①

APR 30 7 3 : 19
APR 30 P 4 : 41

American Health Care Association Political Action Committee • 1200 15th Street, N.W. • Washington, D.C. 20005

Attachment 1

April 16, 1985

Mr. John Warren McGarry
Federal Election Commission
Seventh Floor
Washington, D. C., 20463

Dear Mr. McGarry:

This letter is in response to your letter dated April 12, 1985, RE: MUR 1973, regarding the late filing of the 12 Day Pre-General Election Report that was due on October 25, 1984.

The prior notice of October 1, 1984 was not received by American Health Care Association Political Action Committee. The non-filer notice of November 16, 1984 was received and responded to by telephone and by our letter of November 28, 1984, a copy of which is attached.

The General Counsel's Factual and Legal Analysis with the inclusion of the above information is essentially correct; therefore, it is our desire to proceed with Pre-Probable Cause Concillation.

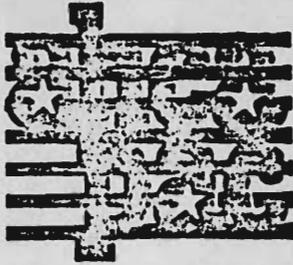
Thank you for your consideration in this matter.

Sincerely,

William Hermelin

William Hermelin
Assistant Treasurer

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2

American Health Care Association Political Action Committee • 1200 15th Street, N.W. • Washington, D.C. 20005

November 28, 1984

Ms. Lisa Stolaruk
Senior Reports Analyst
Reports Analysis Division
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20468

Dear Ms. Stolaruk:

This letter is in response to your letter dated November 16, 1984, Identification Number C00006080, referencing the 12 Day Pre-General Report for the period October 1, 1984 through October 17, 1984.

The American Health Care Association Political Action Committee reports to the Federal Election Commission on a monthly basis. The report for October was filed on November 20, 1984. This letter confirms our telephone communication of November 26, 1984 that the October 1984 monthly report filed fulfills the requirements of the 12 Day Pre-General Report.

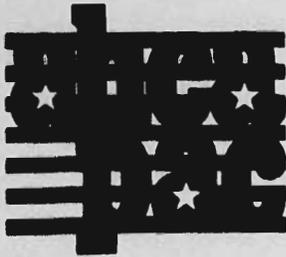
Thank you for your consideration in this matter.

Sincerely,

William Hermelin
Assistant Treasurer

WH/dm

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6-11 7337
RECEIVED
OFFICE OF THE
GENERAL COUNSEL
APR 30 4:41
APR 30 3:19

American Health Care Association Political Action Committee • 1200 15th Street, N.W. • Washington, D.C. 20005

April 16, 1985

Mr. John Warren McGarry
Federal Election Commission
Seventh Floor
Washington, D. C., 20463

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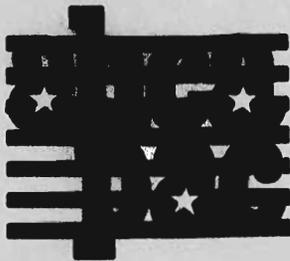
The General Counsel's Factual and Legal Analysis with the inclusion of the above information is essentially correct; therefore, it is our desire to proceed with Pre-Probable Cause Concillation.

Thank you for your consideration in this matter.

Sincerely,

William Hermelin
Assistant Treasurer

3 5 0 4 0 5 5 2 0 8 7



American Health Care Association Political Action Committee • 1200 15th Street, N.W. • Washington, D.C. 20005

November 28, 1984

Ms. Lisa Stolaruk
Senior Reports Analyst
Reports Analysis Division
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20468

Dear Ms. Stolaruk:

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The American Health Care Association Political Action Committee reports to the Federal Election Commission on a monthly basis. The report for October was filed on November 20, 1984. This letter confirms our telephone communication of November 26, 1984 that the October 1984 monthly report filed fulfills the requirements of the 12 Day Pre-General Report.

Thank you for your consideration in this matter.

Sincerely,

William Hermelin
Assistant Treasurer

WH/dm

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SENSITIVE



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

D
FEC
CLERK
SECRETARY

85 APR 12 PM 12:33

April 11, 1985

MEMORANDUM TO: The Commission

FROM: Charles N. Steele
General Counsel

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

SUBJECT: RAD Referral 85NF-5

On April 8, 1985 the Commission approved the recommendation that RAD Referral 85NF-5 should become a MUR. Therefore, all documents which had previously been contained in RAD Referral 85NF-5 should now become MUR 1973.

Attachment
Copy of Certification

85040552091



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 12, 1985

Dave Meillier, Treasurer
American Health Care Association Political
Action Committee
1200 15th Street, N.W.
Washington, D.C. 20005

RE: MUR 1973
American Health Care
Association Political Action
Committee and Dave Meillier
as treasurer

Dear Mr. Meillier:

On April 8, 1985, the Federal Election Commission determined that there is reason to believe that the American Health Care Association Political Action Committee and you, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(ii), 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. 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 stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

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Dave Meillier, Treasurer
Page 2

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 Deborah Curry, 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

35040552095

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR # 1973
STAFF MEMBER
CURRY

RESPONDENT: American Health Care Association Political
Action Committee and Dave Meillier, as treasurer

SUMMARY OF ALLEGATIONS

The American Health Care Association Political Action Committee (hereinafter "AHCA-PAC) and Dave Meillier, as treasurer, failed to timely file its 12 Day Pre-General Election Report in violation of 2 U.S.C. § 434(a)(4)(A)(iii). The report was due October 25, 1984, covering the period October 1 through October 17, 1984. The Respondent incorrectly filed a November Monthly Report on November 21, 1984, disclosing activity from 10/1-10/31.

AHCA-PAC was sent a prior notice on October 1, 1984 which specifically informed it of the requirement to file a 12 Pre-General on October 25, 1984. A non-filer notice was also sent to AHCA-PAC on November 16, 1984, due to its failure to file the Pre General Report.

On November 29, 1984 a letter in response to the November 16, 1984 non-filer notice filed by AHCA-PAC. According to AHCA-PAC, the letter was written to confirm an earlier telephone conversation with RAD that the October monthly report already filed fulfilled the requirements of the 12 Day Pre-General Report.

FACTUAL AND LEGAL ANALYSIS

2 U.S.C. § 434(a)(4)(A)(ii) requires an unauthorized committee to file, in an election year, a pre-election report

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which shall be filed no later than the 12th day before any election in which the committee makes a contribution or expenditure on behalf of a candidate in such election.

AHCA-PAC did not file its 12 Day Pre-General Election Report on the due date, October 25, 1984. Instead, AHCA-PAC filed a November Monthly Report on November 21, 1984, disclosing its activity for the entire month of October. Since the pre-election report coverage date (10/1-10/17) were included in the coverage dates of the November Monthly Report and the activity disclosed, it is recommended that the November Monthly Report filing date be the date used to compute the late filing of AHCA-PAC's 12 Day Pre-General Election Report.

Therefore, the disclosure of activity for the pre-election time period was filed 27 days late by AHCA-PAC. It is difficult to attribute activity to the pre-election period since this was a monthly filing. However, the activity attributable to the entire month of October was 22,954.82 in receipts and 17,265.14 in expenditures.

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

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL
BY OGC TO THE COMMISSION 4/4/85-9:25 RAD # 85NF-5
STAFF MEMBER
CURRY

SENSITIVE

RESPONDENT'S NAMES: American Health Care Association Political
Action Committee and Dave Meillier as
treasurer

RELEVANT STATUTE: 2 U.S.C. §434(a)(4)(A)(ii)

INTERNAL REPORTS CHECKED: American Health Care Association
PAC by RAD

FEDERAL AGENCIES CHECKED: None

GENERATION OF MATTER

This matter was referred to the Office of General Counsel by
the Reports Analysis Division on January 15, 1985.

SUMMARY OF ALLEGATIONS

The American Health Care Association Political Action
Committee (hereinafter "AHCA-PAC) and Dave Meillier, as
treasurer, failed to timely file its 12 Day Pre-General Election
Report in violation of 2 U.S.C. § 434(a)(4)(A)(iii). The report
was due October 25, 1984, covering the period October 1 through
October 17, 1984. The Respondent incorrectly filed a November
Monthly Report on November 21, 1984, disclosing activity from
10/1-10/31.

AHCA-PAC was sent a prior notice on October 1, 1984 which
specifically informed it of the requirement to file a 12 Pre-
General on October 25, 1984. A non-filer notice was also sent to
AHCA-PAC on November 16, 1984, due to its failure to file the Pre
General Report.

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On November 29, 1984 a letter in response to the November 16, 1984 non-filer notice filed by AHCA-PAC. According to AHCA-PAC, the letter was written to confirm an earlier telephone conversation with RAD that the October monthly report, already filed fulfilled the requirements of the 12 Day Pre-General Report.

FACTUAL AND LEGAL ANALYSIS

2 U.S.C. § 434(a)(4)(A)(ii) requires an unauthorized committee to file, in an election year, a pre-election report which shall be filed no later than the 12th day before any election in which the committee makes a contribution or expenditure on behalf of a candidate in such election.

AHCA-PAC did not file its 12 Day Pre-General Election Report on the due date, October 25, 1984. Instead, AHCA-PAC filed a November Monthly Report on November 21, 1984, disclosing its activity for the entire month of October. Since the pre-election report coverage date (10/1-10/17) were included in the coverage dates of the November Monthly Report and the activity disclosed, it is recommended that the November Monthly Report filing date be the date used to compute the late filing of AHCA-PAC's 12 Day Pre-General Election Report.

Therefore, the disclosure of activity for the pre-election time period was filed 27 days late by AHCA-PAC. It is difficult to attribute activity to the pre-election period since this was a monthly filing. However, the activity attributable to the entire month of October was 22,954.82 in receipts and 17,265.14 in expenditures.

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RECOMMENDATION

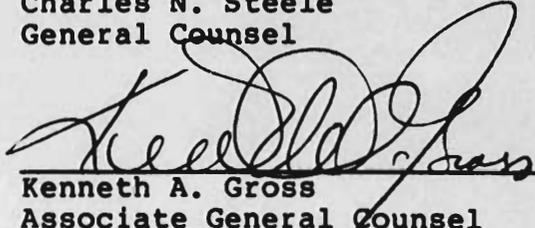
The Office of General Counsel recommends that the Commission:

1. Open a MUR;
2. Find reason to believe American Health Care Association Political Action Committee and Dave Meillier, as treasurer violated 2 U.S.C. § 434(a)(4)(A)(iii); and
3. Approve and send the attached letter and legal and factual analysis.

Charles N. Steele
General Counsel

April 3, 1985
Date

BY:


Kenneth A. Gross
Associate General Counsel

Attachments

1. Referral
2. Letter
3. Legal and Factual Analysis

85040552100



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 1, 1984

GENERAL ELECTION FILING NOTICE
FOR UNAUTHORIZED COMMITTEES

3

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).

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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

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FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

RQ-7

5

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

35040552105

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**AMERICAN HEALTH CARE ASSOCIATION POLITICAL
ACTION COMMITTEE (AHCA-PAC)**

(Attachments 4a - d)

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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
AMERICAN HEALTH CARE ASSOCIATION POLITICAL ACTION COMM (AHCA-PAC) CONNECTED ORGANIZATION: HEALTH CARE ASS'N; AMERICAN				NON-PARTY QUALIFIED		ID #C00006080
1983	STATEMENT OF ORGANIZATION - AMENDMENT			3FEB83	3	83FEC/265/1000
	MID-YEAR REPORT	48,839	14,600	1JAN83 -30JUN83	24	83FEC/278/5002
	MID-YEAR REPORT - AMENDMENT	60,436	14,530	1JAN83 -30JUN83	25	84FEC/309/1611
	REQUEST FOR ADDITIONAL INFORMATION			1JAN83 -30JUN83	1	84FEC/299/1607
	REQUEST FOR ADDITIONAL INFORMATION 2ND YEAR-END	77,068	35,775	1JAN83 -30JUN83	4	84FEC/308/1611
	YEAR-END - AMENDMENT	84,522	35,870	1JUL83 -31DEC83	39	84FEC/294/1636
	REQUEST FOR ADDITIONAL INFORMATION			1JUL83 -31DEC83	39	84FEC/309/1636
	REQUEST FOR ADDITIONAL INFORMATION 2ND YEAR-END			1JUL83 -31DEC83	2	84FEC/299/4604
1984	STATEMENT OF ORGANIZATION - AMENDMENT			17JAN84	2	84FEC/308/5362
	MISCELLANEOUS REPORT			18JAN84 TO FEC	2	84FEC/296/5093
	STATEMENT OF ORGANIZATION - AMENDMENT			10FEB84	2	84FEC/291/0377
	MISCELLANEOUS REPORT			29NOV84 TO FEC	2	84FEC/296/3107
	FEBRUARY MONTHLY	5,369	11,500	1JAN84 -31JAN84	7	84FEC/349/5005
	FEBRUARY MONTHLY - AMENDMENT	6,964	11,509	1JAN84 -31JAN84	7	84FEC/296/2508
	MARCH MONTHLY	4,434	15,491	1FEB84 -29FEB84	8	84FEC/309/1675
	MARCH MONTHLY - AMENDMENT	4,434	15,499	1FEB84 -29FEB84	9	84FEC/299/3777
	APRIL MONTHLY	9,409	25,467	1MAR84 -31MAR84	7	84FEC/309/1683
	APRIL MONTHLY - AMENDMENT	9,409	25,467	1MAR84 -31MAR84	16	84FEC/312/0636
	MAY MONTHLY	4,747	18,696	1APR84 -30APR84	3	84FEC/312/4007
	JUNE MONTHLY	7,748	13,071	1MAY84 -31MAY84	8	84FEC/315/0750
	JUNE MONTHLY - AMENDMENT	-	-	1MAY84 -31MAY84	13	84FEC/318/1762
	REQUEST FOR ADDITIONAL INFORMATION			1MAY84 -31MAY84	11	84FEC/325/0116
	JULY MONTHLY	15,823	31,763	1MAY84 -31MAY84		84FEC/323/0363
	JULY MONTHLY - AMENDMENT	-	-	1JUN84 -30JUN84		84FEC/324/0316
	AUGUST MONTHLY	12,805	8,714	1JUN84 -30JUN84		84FEC/327/0127
	SEPTEMBER MONTHLY	3,438	12,208	1JUL84 -31JUL84		84FEC/328/0232
	SEPTEMBER MONTHLY - AMENDMENT	-	-	1AUG84 -31AUG84		84FEC/329/17
	REQUEST FOR ADDITIONAL INFORMATION			1AUG84 -31AUG84		84FEC/349/11
	OCTOBER MONTHLY	18,059	13,265	1AUG84 -31AUG84		84FEC/347/4755
	NOTICE OF FAILURE TO FILE			1SEP84 -30SEP84		84FEC/343/2107
	NOVEMBER MONTHLY	22,954	17,265	1OCT84 -17OCT84		84FEC/349/0581
	1'ST LETTER INFORMATIONAL NOTICE			1OCT84 -31OCT84		84FEC/349/2761
	POST-GENERAL	8,790	6,000	1OCT84 -31OCT84		84FEC/358/1665
1985	STATEMENT OF ORGANIZATION - AMENDMENT			1NOV84 -26NOV84		84FEC/353/1344
	TOTAL	260,129	0 223,857	3JAN85		84FEC/358/0888
	ENDING CASH (11/26):	\$65,837				
	DEBTS:	\$ 0				

Attachment 4a

AL PAGES



anCa

83 45 00 34 50 5 8 2 7 0 3

American Health Care Association

100 15th Street, NW, Washington, DC 20005

WASHINGTON, D.C. 200 WASHINGTON, D.C. 200



NOV 21 1984 PM



FEDERAL ELECTION COMMISSION
1325 K STREET NW
WASHINGTON DC 20468



84 NOV 23 11:26
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9

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

FILED AT THE FEC

Summary Page

ALION AREA

04 NOV 84

1. Name of Committee (in Full)
**American Health Care Association
Political Action Committee**

Address (Number and Street)
1200 15th Street, N.W.

City, State and ZIP Code
Washington, D.C. 20005

Check here if address is different than previously reported.

2. FEC Identification Number
C-000-0680

3. This committee qualified as a major state committee during the Reporting Period on _____

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 (Election Year Only)
 Monthly Report for October, 84
 Twelve day report preceding _____
 election on _____ in the State of _____
 Thirteen 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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91033192761

SUMMARY

	COLUMN A This Period	COLUMN B Calendar Year-to-Date
6. Covering Period <u>10-01-84</u> through <u>10-31-84</u>		
6. (a) Cash on hand January 1, 19 <u>84</u>		\$ 124,124.00
(b) Cash on Hand at Beginning of Reporting Period	\$ 57,357.68	
(c) Total Receipts (from Line 1B)	\$ 22,954.82	\$ 106,385.20
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	\$ 80,312.50	\$ 230,509.20
7 Total Disbursements (from Line 2B)	\$ 17,265.14	\$ 167,461.84
8 Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	\$ 63,047.36	\$ 63,047.36
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)	\$	

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

For further information contact:
Federal Election Commission
Toll Free 800-424-9530
Local 202-433-4888

William M. Hermelin, Assistant Treasurer
Type or Print Name of Treasurer
William M. Hermelin 11/20/84
SIGNATURE OF TREASURER Date

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

All previous versions of FEC FORM 2 and FEC FORM 2a are obsolete and should no longer be used.

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ANALYST: Lisa Stolaruk

CONVERSATION WITH: William Hermelin

COMMITTEE: American Health Care Association PAC

DATE: 11/26/84

SUBJECT(S): Non-Filing of the 12 Day Pre-General Election Report

Mr. Hermelin called this morning in response to the non-filer letter regarding the 12 Day Pre-General Report. He stated that the committee has already sent in the November Monthly Report. I recommended that he send a letter to the Commission in response to the non-filer notice. I also reminded him to file the 30 Day Post-General Report which should cover the period of November 1, 1984 through November 26, 1984.

85040552108

ACTION COMMITTEE FOR RURAL ELECTRIFICATION (ACRE)
 TREASURER'S NAME: BOB BERGLAND
 1800 MASSACHUSETTS AVE. N.W.
 WASHINGTON DC 20036
 85NF-3
 None
 Letter, Pre-General and November Monthly Reports received 11/21/84

~~ALLIED BANKSHARES LEADERSHIP FUNDS FEDERAL~~
~~TREASURER'S NAME: JAMES C POLLARD~~
~~18 BOX 1515, 000 TRAVEL~~
~~HOUSTON TX 77002~~
 REFERRED FOR EXPEDITED AUDIT
 11/20/84 2b
~~Letter and November Monthly Report received 11/26/84~~

AMERICAN CONSULTING ENGINEERS PAC
 TREASURER'S NAME: LARRY N SPILLER
 1015 15TH STREET, NW #502
 WASHINGTON DC 20005
 85NF-4
 None
 November Monthly Report received 11/20/84

AMERICAN HEALTH CARE ASSOCIATION POLITICAL ACTION COMM (AHCA-PAC)
 TREASURER'S NAME: DAVE NEILLIER
 1200 15TH STREET NW
 WASHINGTON DC 20005
 85NF-5
 11/26/84 4b
 November Monthly Report received 11/21/84
 Letter received 11/29/84

AMERICAN SECURITY COUNCIL POLITICAL ACTION COMMITTEE
 TREASURER'S NAME: JOSEPH L RUTHERFORD
 499 SOUTH CAPITOL STREET, S.W.
 WASHINGTON DC 20003
 85NF-6
 None
 November Monthly Report received 11/23/84
 Pre-General Report received 12/17/84

AMERICAN WATERWAYS OPERATORS-PAC
 TREASURER'S NAME: DENA L WILSON
 1600 WILSON BLVD SUITE 1000
 ARLINGTON VA 22209
 85NF-7
 11/21/84 6b
 November Monthly Report received 11/19/84
 Letter received 12/17/84

ASHLAND OIL POLITICAL ACTION COMMITTEE FOR EMPLOYEES (PACE)
 TREASURER'S NAME: JOHN T DOYLE
 1409 WINCHESTER AVENUE
 ASHLAND KY 41101
 85NF-8
 11/20/84 7b
 November Monthly Report received 11/20/84
 Letter and Pre-General Report received 11/21/84

(14)



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

13

Attachment 2

Dave Meillier, Treasurer
American Health Care Association Political
Action Committee
1200 15th Street, N.W.
Washington, D.C. 20005

RE: MUR
American Health Care
Association Political Action
Committee and Dave Meillier
as treasurer

Dear Mr. Meillier:

On , 1985, the Federal Election Commission determined that there is reason to believe that the American Health Care Association Political Action Committee and you, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(ii), 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. 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 stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

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Dave Meillier, Treasurer
Page 2

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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 Deborah Curry, 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

85040552112

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

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Attachment 3

RAD # 85NF-5
STAFF MEMBER
CURRY

RESPONDENT: American Health Care Association Political
Action Committee and Dave Meillier, as treasurer

SUMMARY OF ALLEGATIONS

The American Health Care Association Political Action Committee (hereinafter "AHCA-PAC) and Dave Meillier, as treasurer, failed to timely file its 12 Day Pre-General Election Report in violation of 2 U.S.C. § 434(a)(4)(A)(iii). The report was due October 25, 1984, covering the period October 1 through October 17, 1984. The Respondent incorrectly filed a November Monthly Report on November 21, 1984, disclosing activity from 10/1-10/31.

AHCA-PAC was sent a prior notice on October 1, 1984 which specifically informed it of the requirement to file a 12 Pre-General on October 25, 1984. A non-filer notice was also sent to AHCA-PAC on November 16, 1984, due to its failure to file the Pre General Report.

On November 29, 1984 a letter in response to the November 16, 1984 non-filer notice filed by AHCA-PAC. According to AHCA-PAC, the letter was written to confirm an earlier telephone conversation with RAD that the October monthly report already filed fulfilled the requirements of the 12 Day Pre-General Report.

FACTUAL AND LEGAL ANALYSIS

2 U.S.C. § 434(a)(4)(A)(ii) requires an unauthorized committee to file, in an election year, a pre-election report

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which shall be filed no later than the 12th day before any election in which the committee makes a contribution or expenditure on behalf of a candidate in such election.

AHCA-PAC did not file its 12 Day Pre-General Election Report on the due date, October 25, 1984. Instead, AHCA-PAC filed a November Monthly Report on November 21, 1984, disclosing its activity for the entire month of October. Since the pre-election report coverage date (10/1-10/17) were included in the coverage dates of the November Monthly Report and the activity disclosed, it is recommended that the November Monthly Report filing date be the date used to compute the late filing of AHCA-PAC's 12 Day Pre-General Election Report.

Therefore, the disclosure of activity for the pre-election time period was filed 27 days late by AHCA-PAC. It is difficult to attribute activity to the pre-election period since this was a monthly filing. However, the activity attributable to the entire month of October was 22,954.82 in receipts and 17,265.14 in expenditures.

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FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF MUR # 1973

Date Filmed 9/20/85 Camera No. --- 2

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