



FEDERAL ELECTION COMMISSION

1200 K STREET N.W.
WASHINGTON, D.C. 20541

86040614130

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|-------------------------------------|---|--------------------------|--|
| <input type="checkbox"/> | (1) Classified Information | <input type="checkbox"/> | (6) Personal privacy |
| <input checked="" type="checkbox"/> | (2) Internal rules and practices | <input type="checkbox"/> | (7) Investigatory files |
| <input type="checkbox"/> | (3) Exempted by other statute | <input type="checkbox"/> | (8) Banking information |
| <input type="checkbox"/> | (4) Trade secrets and commercial or financial information | <input type="checkbox"/> | (9) Well information (geographic or geophysical) |
| <input checked="" type="checkbox"/> | (5) Internal Documents | | |

Signed *Fronce B. Hagan*
 Date *9-29-86*

REC 9-21-77

Allen

FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

September 18, 1986

Wayne L. Denley, Treasurer
Jock Scott for Congress Committee
P.O. Box 1987
Alexandria, LA 71301

RE: MUR 2236
Jock Scott for Congress Committee
Wayne L. Denley, as treasurer

Dear Mr. Denley:

On September 9, 1986, the Federal Election Commission determined that there is reason to believe that the Jock Scott for Congress Committee and you, as treasurer, violated 2 U.S.C. § 434(b)(5)(D), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). However, after considering the circumstances of this matter, the Commission has determined to take no further action and on the same day, closed its file as it pertains to you and your committee. The General Counsel's Factual and Legal analysis which formed a basis for the Commission's finding is attached for your information.

The file will be made part of the public record within 30 days after this matter has been closed with respect to all other respondents involved. Should you wish to submit any materials to appear on the public record, please do so within 10 days of your receipt of this letter.

If you have any questions, please contact Frances B. Hagan, the staff member assigned to this matter, at (202) 376-5690.

Sincerely,

Joan D. Aikens

Joan D. Aikens
Chairman

Enclosures

General Counsel's Factual and Legal Analysis

86040614132

plm

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 24, 1986

Wayne L. Denley, Treasurer
Jock Scott for Congress Committee
P.O. Box 1987
Alexandria, LA 71301

RE: MUR 2236
Jock Scott for
Congress Committee
Wayne L. Denley, as
treasurer

Dear Mr. Denley:

This is in reference to the Commission's letter dated September 18, 1986, which notified you of the Commission's decision on September 9, 1986, to find reason to believe and close the file as to you and your committee for a violation of 2 U.S.C. § 434(b)(5)(D). That letter incorrectly indicated that other respondents were involved. In fact, the entire file was closed and will be placed on public record within 30 days of the closing date.

If you have questions, contact Frances B. Hagan, at (202) 376-5690.

Sincerely,

Charles N. Steele
General Counsel

Lawrence M. Noble
BY: Lawrence M. Noble
Deputy General Counsel

86040614133

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of
Jock Scott for Congress Committee
Wayne L. Denley, Treasurer

)
) RAD Referral 86L-12 (M 2236)
)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of September 9, 1986, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in RAD Referral 86L-12:

1. Open a Matter Under Review (MUR).
2. Find reason to believe that the Jock Scott for Congress Committee and Wayne L. Denley, as treasurer, violated 2 U.S.C. § 434(b)(5)(D).
3. Close the file.
4. Approve and send the Factual and Legal Analysis attached to the General Counsel's report dated August 15, 1986.
5. Direct the Office of General Counsel to send an appropriate letter pursuant to the above actions.

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

Attest:

9-18-86
Date

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

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FEDERAL ELECTION COMMISSION
999 E Street, N.W.
Washington, D.C. 20463

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

86 AUG 15 P 1:11

FIRST GENERAL COUNSEL'S REPORT

SENSITIVE

SOURCE OF MUR: INTERNALLY GENERATED

RESPONDENTS' NAMES: Jock Scott for Congress Committee
Wayne L. Denley, Treasurer

RELEVANT STATUTE: 2 U.S.C. § 434(b)(5)(D)

INTERNAL REPORTS CHECKED: RAD Referral

FEDERAL AGENCIES CHECKED: NONE

GENERATION OF MATTER

This matter was referred to the Office of General Counsel from the Reports Analysis Division.

SUMMARY OF ALLEGATIONS

The Jock Scott for Congress Committee ("the Committee") and Wayne L. Denley, as treasurer, violated 2 U.S.C. § 434(b)(5)(D).

FACTUAL AND LEGAL ANALYSIS

2 U.S.C. § 434(b)(5)(D) requires that each report of receipts and expenditures shall disclose the name and address of each person who receives a loan repayment from the reporting committee during the reporting period, together with the date and amount of such loan repayment.

On the Committee's 1985 Year End Report, filed March 18, 1986,^{*/} the detailed summary page noted on Line 19(a) a partial repayment of \$35,000 on candidate loans. The Committee failed to

^{*/} The Committee received a non-filer notice and subsequently filed the report. According to RAD's procedures, the late report is not referred to OGC.

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file a Schedule B to support the detailed summary page disclosure.

The referral to the Office of the General Counsel is required by RAD review and referral procedures when a committee fails to submit a supporting schedule for amounts in excess of \$25,000. The Committee has not responded to RAD's written inquiries or telephone messages. Therefore, this Office recommends that the Commission open a MUR and find reason to believe in this matter.

RECOMMENDATIONS

1. Open a MUR.
2. Find reason to believe that the Jock Scott for Congress Committee and Wayne L. Denley, as treasurer, violated 2 U.S.C. § 434(b)(5)(D).
3. Send the attached letter and General Counsel's Factual and Legal Analysis.

Charles N. Steele
General Counsel

BY: 
Lawrence M. Noble
Deputy General Counsel

3/15/86
Date

Attachments

Letter to Respondents and General Counsel's Legal and Factual Analysis RAD Referral

86040614136

FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Wayne L. Denley, Treasurer
Jock Scott for Congress Committee
P.O. Box 1987
Alexandria, LA 71301

RE: MUR
Jock Scott for Congress Committee
Wayne L. Denley, as treasurer

Dear Mr. Denley:

On , 1986, the Federal Election Commission determined that there is reason to believe that the Jock Scott for Congress Committee and you, as treasurer, violated 2 U.S.C. § 434(b)(5)(D), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

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

If you are interested in pursuing pre-probable cause conciliation, you should so request in writing. See 11 C.F.R. § 111.18(d). Upon receipt of the request, the Office of General Counsel will make recommendations to the Commission either proposing an agreement in settlement of the matter or recommending declining that pre-probable cause conciliation be pursued. The Office of General Counsel may recommend that pre-probable cause conciliation not be entered into at this time so that it may complete its investigation of the matter. Further, requests for pre-probable cause conciliation will not be entertained after briefs on probable cause have been mailed to the respondent.

Attachment A (1)

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Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of General Counsel is not authorized to give extensions beyond 20 days.

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.

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 Frances B. Hagan, the staff member assigned to this matter, at (202) 376-5690.

Sincerely,

Joan D. Aikens
Chairman

Enclosures

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

A (2)

86040614138

FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR No. _____
STAFF MEMBER & TEL. NO.
Frances B. Hagan (202) 376-5690

RESPONDENT Jock Scott for Congress Committee
Wayne L. Denley, as treasurer

SUMMARY OF ALLEGATIONS

The Jock Scott for Congress Committee ("the Committee") and Wayne L. Denley, as treasurer, violated 2 U.S.C. § 434(b)(5)(D).

FACTUAL AND LEGAL ANALYSIS

2 U.S.C. § 434(b)(5)(D) requires that each report of receipts and expenditures shall disclose the name and address of each person who receives a loan repayment from the reporting committee during the reporting period, together with the date and amount of such loan repayment.

On the Committee's 1985 Year End Report, filed March 18, 1986, the detailed summary page noted on Line 19(a) a partial repayment of \$35,000 on candidate loans. The Committee failed to file a Schedule B to support the detailed summary page disclosure. The Committee has not responded to RAD's written inquiries or telephone messages. Therefore, this Office recommended that the Commission open a MUR and find reason to believe in this matter.

A (3)

26040614139

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 25 June 1986

ANALYST: Stuart N. Herschfeld

I. COMMITTEE: Jock Scott for Congress Committee (C00193886)
Wayne L. Danley, Treasurer
P.O. Box 1987
Alexandria, LA 71301

II. RELEVANT STATUTE: 2 U.S.C. §434(b)(5)(D)

III. BACKGROUND:

Failure to Provide a Supporting Schedule

The Jock Scott for Congress Committee (the "Committee") filed its 1985 Year End Report on March 18, 1986. Line 19(a) of the Detailed Summary Page disclosed a partial repayment of loans made or guaranteed by the candidate in the amount of \$35,000 (Attachment 2). The Committee failed to provide Schedule B supporting Line 19(a) of the Detailed Summary Page.

A Request for Additional Information ("RFAI") was sent to the Committee on April 1, 1986 (Attachment 3). The RFAI advised the Committee to provide a Schedule B to support Line 19(a) of the Detailed Summary Page. A Second Notice was sent on April 24, 1986, for failure to respond to the initial RFAI (Attachment 4).

On June 4, 1986, the Reports Analysis Division ("RAD") analyst attempted to contact the Committee, but was unable to locate either the treasurer or the candidate (Attachment 5).

To date, no response has been received.

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None.

Attachment B(1)

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CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	RECEIPTS		DISBURSEMENTS		COVERAGE PERIOD	# OF PAGES	DATE
			PRIMARY	GENERAL	PRIMARY	GENERAL			
SCOTT, JOHN H "JACK"	HOUSE OF REPRESENTATIVES	DEMOCRATIC PARTY					1985 ELECTION	200	12/31/85
1. STATEMENT OF CANDIDATE									
1985 STATEMENT OF CANDIDATE									
2. CANDIDATE REPORTS OF RECEIPTS & EXPENDITURES									
3. PRINCIPAL CAMPAIGN COMMITTEE									
JACK SCOTT FOR CONGRESS COMMITTEE									
1985 STATEMENT OF ORGANIZATION									
48 HOUR CONTRIBUTION NOTICE									
48 HOUR CONTRIBUTION NOTICE									
48 HOUR CONTRIBUTION NOTICE									
48 HOUR CONTRIBUTION NOTICE									
PRE-SPECIAL			94,939		89,949				
PRE-SPECIAL - AMENDMENT			-		-				
REQUEST FOR ADDITIONAL INFORMATION									
REQUEST FOR ADDITIONAL INFORMATION 2ND									
POST-SPECIAL			189,837		191,400				
POST-SPECIAL - AMENDMENT			189,837		191,400				
POST-SPECIAL - AMENDMENT			-		-				
REQUEST FOR ADDITIONAL INFORMATION									
PRE-TERM REPORT			6,104		6,000				
PRE-TERM REPORT - AMENDMENT			-		-				
REQUEST FOR ADDITIONAL INFORMATION									
REQUEST FOR ADDITIONAL INFORMATION 2ND									
2ND-2ND			49,993		36,800				
NOTICE OF FAILING TO FILE									
REQUEST FOR ADDITIONAL INFORMATION									
REQUEST FOR ADDITIONAL INFORMATION 2ND									
TOTAL			330,543	0	322,010	0		200	12/31/85
4. AUTHORIZED COMMITTEES									
4B. TRANSFERS IN FROM JOINT FUNDRAISING COMMITTEES									

*low to special election
+ full filliburg's
start in 1985
special election '85*

All reports listed have been reviewed.

Ending cash on hand as of 12/31/85: \$8530.52

Outstanding debts and obligations owed by the committee as of 12/31/85: \$100,000

B(2)

ATTACHMENT 1



FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20541

EG-3

APR 1 1987

Wayne L. Denley, Treasurer
Jack Scott for Congress Committee
P.O. Box 1987
Alexandria, LA 71301

Identification Number: C00193000

Reference: Year End Report (7/1/86-12/31/86)

Dear Mr. Denley:

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

-Please provide a Schedule B to support the amount reported on Line 19(a), Column A of the Detailed Summary Page. Each loan repayment made by the committee must be itemized on a supporting Schedule B, regardless of the amount of the repayment. (11 CFR 104.3(b)(4)(iii) and (iv))

SMH

An amendment to your original report(s) correcting the above problem(s) should be filed with the Clerk of the House of Representatives, 1036 Longworth House Office Building, Washington, DC 20515 within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 376-2480.

Sincerely,

Stuart H. Horachfeld
Reports Analyst
Reports Analysis Division

B(4)

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FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20543

20-3

April 24, 1986

Wayne L. Donley, Treasurer
Jack Scott for Congress Committee
P.O. Box 1987
Alexandria, LA 71301

Identification Number: C00193800

Reference: Year End Report (7/1/85-12/31/85)

Dear Mr. Donley:

This letter is to inform you that as of April 23, 1986, the Commission has not received your response to our request for additional information, dated April 1, 1986. That action requested information essential to full public disclosure of your Federal election financial activity and to ensure compliance with provisions of the Federal Election Campaign Act (the Act). A copy of our original request is enclosed.

SNA

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

If you should have any questions related to this matter, please contact Stuart Horschfeld on our toll-free number (800) 424-9530 or our local number (202) 376-2400.

Sincerely,

John D. Gibson
John D. Gibson
Assistant Staff Director
Reports Analysis Division

Enclosure

B (5)

860405122434



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20543

Wayne L. Donley, Treasurer
Jack Scott for Congress Committee
P.O. Box 1987
Alexandria, VA 71201

Identification Number: C00100000

Reference: Year End Report (12/1/00-12/31/00)

Dear Mr. Donley:

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

-Please provide a Schedule B to support the amount reported on Line 10(a), Column A of the Detailed Summary Page. Such item support must be provided by the committee and be itemized on a supporting Schedule B, regardless of the amount of the amount. (11 CFR 106.3(b)(4)(iii) and (iv))

An amendment to your original report(s) correcting the above problem(s) should be filed with the Clerk of the House of Representatives, 1036 Longworth House Office Building, Washington, DC 20515 within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact us on our toll-free number, (800) 426-9930. My local number is (202) 376-2400.

Sincerely,

Stuart E. Borschfeld
Reports Analyst
Reports Analysis Division

B(6)

860341224

TELECON

ACHMENT 5
ANALYST Herschfeld
Initiated call? _____

TELECON WITH: Wayne Denley, Treas.
Initiated call? _____

Candidate/Committee: Jock Scott for Congress Committee C00193888 LA

DATE: June 4, 1966

SUBJECT(S): RFAI: Missing Schedule

The Reports Analyst attempted to reach the Treasurer, Wayne Denley at his residence (318 442-7072) on June 4, 1966. Being unable to reach the treasurer, the Reports Analyst attempted to contact the candidate Jock Scott. The analyst called Mr. Scott at his office (318 445-1474). The analyst was informed by Mr. Scott's secretary that both Mr. Scott and Mr. Denley were out of town and could not be reached for several days at the earliest. The analyst left a message for either person to return the call.

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FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF MUR # 2236

Date Filmed 10/2/86 Camera No. --- 2

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