



**FEDERAL ELECTION COMMISSION**  
WASHINGTON, D C 20463

THE FOLLOWING MATERIAL IS BEING ADDED TO THE  
PUBLIC FILE OF CLOSED MUR 2409 .

18040722398

@COA 9846

RECEIVED  
FEDERAL ELECTION COMMISSION

88 JUL 18 PM 12:02



RON BOOKMAN & ASSOCIATES, INC.  
International Marketing • Strategic Sales

July 13, 1988

Federal Election Commission  
999 E. Street., NW  
Washington, D.C. 20463

RE: MUR 2409  
RON BOOKMAN & ASSOCIATES, INC.  
and Ronald Bookman

ATTN: Ms. Sandra Dunham

As it relates the above matter, please find enclosed a check for \$100.00 (one hundred dollars and no/hundreds) as per Mr. Noble's Conciliation Agreement.

The delay in the receipt of the enclosed was primarily due to the untimely death of my father in late April. The resulting activities surrounding his death has prevented any earlier reply.

Should you have any further inquiries please don't hesitate to contact me or Mr. Whatley directly.

Regards,

Ronald G. Bookman  
President

enclosure

cc: Mr. Lynn Whatley  
Mr. Lawrence Noble

RECEIVED  
FEDERAL ELECTION COMMISSION  
OFFICE  
88 JUL 19 AM 10:04

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# CLOSED

RON BOOKMAN & ASSOCIATES, INC.  
245 PEACHTREE CENTER AVE., NE 404-522-9169  
ATLANTA, GA 30303

1004

JULY 13 19 88

PAY TO THE ORDER OF

FEDERAL ELECTIONS COMMITTEE

\$ 100.00

One HUNDRED DOLLARS & 00/100

DOLLARS

THIS CHECK IS DELIVERED IN CONNECTION WITH THE FOLLOWING ACCOUNTS

MUR 2409			

*Ronald G. Bookman*

⑈001004⑈ ⑆1113000971⑆

143⑈578⑈

0009846

First Republic Bank  
1080 Holcombe  
Houston, Texas 77030

MEMORANDUM

TO: DEBRA A. TRIMIEW

TO: CECILIA LIEBER

FROM: CECILIA LIEBER

FROM: DEBRA A. TRIMIEW

CHECK NO. 1004 (A COPY OF WHICH IS ATTACHED) RELATING TO

MUR 2409 AND NAME Ron Bookman & Associates, Inc.

WAS RECEIVED ON 7/19/88. PLEASE INDICATE THE ACCOUNT INTO

WHICH IT SHOULD BE DEPOSITED:

- BUDGET CLEARING ACCOUNT { 95F3875.16 }
- CIVIL PENALTIES ACCOUNT { 95-1099.160 }
- OTHER \_\_\_\_\_

SIGNATURE Debra A. Trimiew

DATE 7/19/88

88 JUL 19 AM 10:04

RECEIVED  
FEDERAL ELECTIONS COMMISSION  
OFFICE



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 2409

DATE FILMED 7/17/89 CAMERA NO. 2

CAMERAMAN AS

89040754709

GLORIA J. BUTLER  
Chairwoman  
JERRY D. SANDERS  
Vice-Chairman  
J. THOMAS VANCE  
FRANK B. STRICKLAND

STATE OF GEORGIA



**SENSITIVE**

GLC 1707  
ROBERT P. LANE  
Executive Secretary

*Ans Ans 174*

STATE CAMPAIGN AND FINANCIAL DISCLOSURE COMMISSION  
2082 East Exchange Place, Suite 236  
Tucker, Georgia 30084  
(404) 493-5795

October 7, 1986

RECEIVED  
OFFICE OF THE SEC  
COMMISSION SECRETARY  
OCT 23 9:59

Mr. Charles N. Steele  
General Counsel  
Federal Elections Commission  
999 E. Street, N.W.  
Washington, D.C. 30463

Dear Mr. Steele:

The Georgia State Campaign and Financial Disclosure Commission directed that I forward the enclosed material pertaining to campaign contributions made to candidates for public office in Georgia. A controversy arose between Ron Bookman and Associates, Inc., Atlanta, Georgia, and Doctor Walter Young, Atlanta, Georgia concerning the disposition of a \$10,000 fee paid by the Transportation Group, Inc., Orlando, Florida, a subsidiary of Bombardier, Inc., Montreal, Canada. The Commission initiated the preliminary investigation on the premise of a violation of 11CFR Chapter 1, Section 110.4, prohibited contributions, and the State Campaign and Financial Disclosure Act.

Mr. Bookman alleged the fee was to be used in making campaign contributions, whereas Doctor Young stated the money was intended for use other than making campaign contributions. Mr. Bookman made campaign contributions totaling \$900 from the \$10,000 fee.

This matter is referred for your information and whatever action you may deem appropriate. If you have any further questions please contact me.

Sincerely,

STATE CAMPAIGN AND FINANCIAL DISCLOSURE COMMISSION

By:

*Robert P. Lane*  
Robert P. Lane, Executive Secretary

RPL:psd

Enclosure

cc: Commission Members

62:00 211005

89040754710

Gloria J. BUTLER  
Chairwoman  
JERRY D. SANDERS  
Vice-Chairman  
J. THOMAS VANCE  
FRANK B. STRICKLAND

ROBERT P. LANE  
Executive Secretary



STATE CAMPAIGN AND FINANCIAL DISCLOSURE COMMISSION

2082 East Exchange Place, Suite 235  
Tucker, Georgia 30084  
(404) 493-5795

June 24, 1986

To: Gloria J. Butler, Commission Chairwoman  
From: Robert P. Lane, Executive Secretary *R.P.L.*  
Subject: Preliminary Investigation - Case 060-86-001-003-03  
Newspaper Article Referencing Campaign Contributions

This report of preliminary investigation pertains to the article which appeared in the Sunday, May 18, 1986 edition of the Atlanta Journal-Constitution. The article makes reference to a \$10,000 fee which was to have been paid to the Young International Development Corporation by a Canadian firm, part of which was for campaign contributions as alleged by Ronald Bookman of Ron Bookman and Associates, Inc.

The parties involved were contacted and the reports of interview are enclosed.

As mentioned in my memorandum dated May 19, 1986, records of the Elections Office, Secretary of State, reflect there are no campaign committees registered in the name of, (1) Young International Development Corporation, (2) Ronald Bookman or (3) Walter Young.

A check with the Clerk of Council, City of Atlanta, shows the following candidates reported on their final campaign financing disclosure report for 1985 as having received campaign contributions from:

Ron Bookman and Associates, Inc.  
P.O. Box 725302  
Atlanta, Ga. 30339

These candidates are:

<u>Name</u>	<u>Amount of Contribution</u>
<u>John Lewis - Atlanta City Council, P. 18</u>	<u>\$ 75.00</u>
<u>Andrew Jackson Young - Atlanta Mayor</u>	<u>100.00</u>
<u>Barbara Miller Asher - City Council, P. 16</u>	<u>150.00</u>
<u>Elaine Wiggins Valentine - City Council, P. 15</u>	<u>150.00</u>

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The campaign committee of Richard Aron Guthman, Jr., candidate for Atlanta City Council, acknowledged they received a \$100.00 campaign contribution in October 1985 from Ron Bookman and Associates, P.O. Box 725302, Atlanta, Ga. 30339

Mr. Lance Moore, a member of Atlanta City Councilwoman Debby O. McCarty's staff, advised they have no record of Ron Bookman and Associates, Inc. making a \$100.00 campaign contribution to Ms. McCarty in the 1985 campaign.

Mr. John Franklin advised that Ms. Mary D. Davis, candidate for Atlanta City Council, District 6 received a campaign contribution for \$75.00 in check form from Ron Bookman and Associates, Inc. in October 1985. Mr. Franklin stated the check was signed by Mr. Robert Kaughman.

Attorney Lackland of Arnall Golden and Gregory, sent a letter, dated June 18, 1986, to the Commission office which pertained to the interview on June 14, 1986. A copy of the letter is enclosed for your information.

In concluding, all parties concerned with the exception of Mr. Bookman, stated none of the \$10,000 fee was intended to be disbursed for campaign contributions. Mr. Bookman gained control of the \$10,000, and stated he made campaign contributions totaling \$750.00 in the name of Ron Bookman and Associates, Inc., to candidates for public office in the City of Atlanta general election in 1985.

RPL:psd

**Enclosures:**

- A. Report of Interview with:
  - 1. Theodore H. Lackland, Attorney-at-Law
  - 2. Walter F. Young, Young International Development Corporation
  - 3. Francis Taylor, the Transportation Group, Inc.
  - 4. Memoranda submitted by Attorney Lackland as exhibits, 1 through 4
- B. Report of Interview with:
  - A. Carl Mawby, the Transportation Group, Inc.
- C. Report of Interview with:
  - Ronald G. Bookman, Ron Bookman and Associates, Inc.
- D. Letter from Attorney Lackland

cc: Commission Members

89040754712

Report of Interview with  
Ronald G. Bookman  
Made June 12, 1986  
To  
Robert P. Lane  
Executive Secretary

Mr. Bookman stated that of the \$10,000.00 fee paid by the Transportation Group, Inc., Orlando, Florida to Ron Bookman Associates, Incorporated, Atlanta, Georgia, a total of \$900.00 was expended in 1985 on campaign contributions. Mr. Bookman listed these contributions as follows:

City of Atlanta Election

Elaine Valentine	\$150.00
Barbara Asher	150.00
Andrew Young	100.00
Mary Davis	75.00
John Lewis	75.00
Debie McCarty	100.00
Richard Gutherman	100.00

Federal Election

Pat Swindall	\$150.00
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Mr. Bookman stated that prior to making the campaign contributions, he sought legal and accounting opinions from the law firm of Arnold, Golden and Gregory, and the accounting firm of Price, Waterhouse concerning tax deduction aspects, and instructions relative to acting within the proper guidelines concerning the making of campaign contributions. Mr. Bookman indicated he felt he was acting within the scope of the law after contacting the two firms. Mr. Bookman stated that while he was aware the Transportation Group, Inc. was a part of the Canadian firm, Bombardier, he looked on it as an American entity.

Mr. Bookman stated that Dr. Walter Young was aware of the campaign contributions made and said Dr. Young commented that the openness with which they were made was not the way they wanted it done. Mr. Bookman indicated the campaign contributions were made approximately seven or eight days prior to the City of Atlanta general election.

89040754713

Mr. Bookman stated the funds used in making the campaign contributions had been placed in a trust account under Mr. Robert J. Kaughman, P.C., 460 E. Paces Ferry Rd., N.E., Atlanta, Georgia. He added, Mr. Kaughman prepared and signed all contribution checks to the candidates. Mr. Bookman said he then placed a logo on each check which read Ron Bookman & Associates, Inc., prior to it being given to the candidate.

Mr. Bookman stated he did not register a campaign committee with the Secretary of State, or file campaign financing disclosure reports with the City of Atlanta as he was not apprised of the need for such by the firms whom he contacted. Mr. Bookman expressed a willingness to register a campaign committee with the Secretary of State and file campaign financing disclosure reports for the campaign contributions which he made in 1985 to the City of Atlanta candidates for public office.

This interview was made at the office of Mr. Lynn Whatley, Attorney at Law. Mr. Whatley was present and advised that some of the issues pertaining to the interview are in litigation.

89040754714

Report of Interview with  
A. Carl Mawby, the Transportation Group, Inc.  
made June 18, 1986

To  
Robert P. Lane, Executive Secretary

Mr. Carl Mawby, vice-chairman and chief executive officer of T.G.I. stated the check in the amount of \$10,000 prepared by his firm initially was to be made payable in trust to the law firm Arnall Golden and Gregory. The reason for handling the check in this manner was because of the concern which arose about the old company, Young International Development Corporation, having ongoing businesses, and it was believed best not to mix this business concerning consulting work with the other ongoing businesses. Just prior to the preparation of the check, Mr. Mawby stated Mr. Bookman called him at his office in Orlando and advised him that the group in Atlanta had decided upon a name for the new business which was to receive the check. Mr. Bookman stated the check should be made payable to Ron Bookman and Associates, Inc. Mr. Mawby said he complied with this request and forwarded the check to Arnall Golden and Gregory.

89040754715

Report of Interview with  
Theodore H. Lackland, Attorney-at-Law  
Walter F. Young, Young International Development Corporation  
Francis Taylor, the Transportation Group, Inc.

Made June 17, 1986

To

Robert P. Lane, Executive Secretary

The above individuals were interviewed together since they expressed a common interest in the matter pertaining to the alleged campaign contributions.

Mr. Lackland, attorney-at-law, is associated with the law firm of Arnall Golden and Gregory. Dr. Walter F. Young is president of Young International Development Corporation. Mr. Francis Taylor is Regional Manager-Marketing with the Transportation Group, Inc. (T.G.I.)

Mr. Lackland was spokesman for the group since both Dr. Young and the Transportation Group, Inc., retain his law firm as counsel. He stated that originally, Young International Development Corporation and T.G.I. in September, 1985 had given consideration to making campaign contributions to candidates in the Atlanta area. However, before his law firm had an opportunity to prepare an opinion concerning the question, Mr. Carl Mawby, vice-chairman and chief executive officer of T.G.I., a Delaware Corporation, and subsidiary of Bombardier, Inc., Montreal, Canada, who resides and works at the Orlando, Florida corporate location, made the decision to not make the campaign contributions since they were questionable and not worth the risk to the corporation. Dr. Young stated he agreed with the decision as he felt the contributions were not necessary. Mr. Lackland stated that Mr. Bookman participated in the decision making, and it was Mr. Bookman's opinion the campaign contributions were necessary and urged they be made.

Mr. Lackland stated that after the decision was made to defer from making campaign contributions, the T.G.I. agreed to send a check in the amount of \$10,000 to be placed in trust with the law firm Arnall Golden and Gregory, and it was to be used for the purpose of reimbursing Dr. Young for expenses which he had incurred as consultant to T.G.I.

Mr. Lackland stated that Mr. Bookman, unbeknown to his law firm, Dr. Young or Mr. Taylor, contacted Mr. Mawby and requested that the payee be changed from the law firm to Ron Bookman and Associates, Incorporated. Further, Mr. Bookman picked up the check from a secretary at the law firm of Arnall Golden and Gregory and placed it in the escrow account of Robert J. Kaufman, P.C., Atlanta.

Mr. Lackland stated his firm has attempted to recover the \$10,000, but has been unsuccessful to date.

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Mr. Lackland gave me four documents of correspondence which he requested that I include for the information of the Commission members. They are identified as Exhibits 1 through 4. I bring to your attention Exhibits 1 and 2 which reflect the efforts, and disbursement of funds by Mr. Bookman.

89040754717

Exhibit #1



RON BOOKMAN & ASSOCIATES, INC.  
INTERNATIONAL MARKETING • CONSULTING FIRM

October 24, 1985

Mr Francis 'Buddy' Taylor  
Transportation Group Incorporated  
201 South Orange Ave.  
Suite 1000  
Orlando, Florida 32801

Mr Taylor:

Pursuant to our conversation of today, please consider this letter as an effective resignation of my firm's efforts in Mass Transit Projects contemplated by Bombardier/The Transportation Group, Inc. This action is retroactive to the effective close of the business day, Friday, October 11th, 1985.

Prior to Friday, October 11th, and based on representations by The Transportation Group Inc., to include Arnold Golden & Gregory and Dr Walter F. Young, my pursuit of Mass Transit Projects in your behalf was based on the accepted belief that Ron Bookman & Associates, Inc, indeed was an integral partner in your Atlanta & Georgia efforts. With that stated belief, RBA proceeded on a best efforts basis to procure support for your stated purpose. To include the following efforts:

- A. The retention of PRICE WATERHOUSE as Financial, Tax and Land Acquisition Counsel.
- B. Legal Efforts of Friedman & Kaufman.
- C. Secretarial Time/Administrative tasks.
- D. Printing Cost.
- E. Consulting Time/Efforts.

You will find enclosed a separate invoice further detailing the above items.

As to the matter of check # 267, and your resulting stop-payment order of 8 October, we were made aware of this action by yourself and Mr Mawby on the above date. At the date of 8 October, we immediately ceased any further disbursements of funds. At that point, a total sum of 1200 Dollars had been disbursed, leaving a balance of 8800 dollars. Should you desire, I'm sure Mr Kaufman will issue

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Page 2...TGI

an accurate report of the disbursed funds. Additionally, Mr Kaufman will forward the remaining amount of 8800 dollars to whom you designate.

We appreciate your efforts and the task that you are undertaking and sincerely wish you and all associated with your efforts the very best of luck.

Sincerely,



Ronald G. Bookman, President  
Ron Bookman & Associates, Inc.

enclosures for your review

cc: Robert J. Kaufman

89040754719

Exhibit #2

RON BOOKMAN & ASSOCIATES, INC.

INTERNATIONAL MARKETING . CONSULTING FIRM  
\*P.O. BOX 725302  
ATLANTA, GA. 30339  
\*(404)262-9169

THE TRANSPORTATION GROUP INCORPORATED  
201 SOUTH ORANGE AVE.  
SUITE 1000  
ORLANDO, FLORIDA 32801

BILLING DATE: 10-24-85  
ACCOUNT # RBA 0146

RE: MASS TRANSIT EFFORTS

PRICE WATERHOUSE	3 HRS. @110	330.00
200 Galleria Parkway, N.W. Suite 1300, Atlanta, GA 30339 Attn: Mike Wolf, Ron Keeton		
Friedman & Kaufman Legal Services RE: TGI, Florida		1200.00
QUIK/PRINT (See attached)		151.36
FEDERAL EXPRESS TO ORLANDO		<del>12.00</del>
SUB-TOTAL		1693.36

89040754720

CONSULTING TIME/EFFORTS RENDERED VIA 54.25 HRS  
RON BOOKMAN & ASSOCIATES, INC.  
FOR TRANSPORTATION GROUP INC.  
ORLANDO, FLORIDA

See attached detail invoice\*

Receipts will be made available upon request++++

\*Please note that your payment is due upon receipt of this statement.  
A 1.5% per month service charge will be assessed on accounts 30 days  
past due. Thank you for your prompt payment.

RON BOOKMAN & ASSOCIATES, INC.

PROJECT: MASS TRANSIT PROJECTS  
ATLANTA/GEORGIA AREA

BILLING DATE: 10-24-85  
ACCOUNT # : RBA 0147

CLIENT: THE TRANSPORTATION  
GROUP, INC.

ATTN : Mr Carl Mawby  
Mr Buddy Taylor  
Mr Ted Lackland

TIME REPORTS

89040754721

9-12-85	CONFERENCE MEETING W/ TAYLOR, MADAY & YOUNG	3.5 HRS
9-13-85	CONFERENCE W/LACKLAND, TELEPHONE CONFERENCE W/ YOUNG	2.0 HRS
9-14-85	PREPARATION/ROUGH DRAFT OF MKT. PROPOSAL/TGI	5.0 HRS
9-15-85	BREAKFAST MEETING W/ YOUNG	2.5 HRS
9-16-85	MEETING W/LACKLAND AND REVIEW OF PROJECT	1.5 HRS
9-16-85	TELEPHONE CONFERENCE/ TAYLOR	1.0 HRS
9-17-85	MEETING W/TAYLOR @ MARRIOTT MARQUIS	3.0 HRS
9-18-85	BREAKFAST MEETING W/TAYLOR, TOUR OF GA 400 AREA TO INCLUDE BUCKHEAD/PERIMETER	3.5 HRS
9-18-85	MEETING/MAWBY, YOUNG, TAYLOR, @YOUNG'S OFFICE & OMNI HOTEL	4.5 HRS
9-19-85	TELEPHONE CONFERENCE W/YOUNG	1.5 HRS
9-20-85	REVIEW LTR/INTENT FROM TGI W/YOUNG MEETING	2.0 HRS
9-20-85	MEETING W/LACKLAND AND HIS ASSOCIATE	.75HRS
9-21-95	DINNER MEETING/YOUNG PEACHTREE PLAZA HOTEL	2.5 HRS
9-23-85	TELEPHONE CONFERENCE W/ KAUFMAN	1.0 HRS

89040754722

9-26-85	TELEPHONE CONFERENCE W/TAYLOR, YOUNG	1.75 HRS
9-26-85	TELEPHONE CONFERENCE W/ SKORECKI	.50 HRS
9-26-85	TELEPHONE CONFERENCE W/ MAWBY	.25 HRS
9-27-85	MEETING W/PRICE WATERHOUSE	3.0 HRS
9-28-85	CONFERENCE/KAUFMAN	.50 HRS
9-30-85	CONFERENCE CALLS TO YOUNG/ LACKLAND	1.0 HRS
10-1-85	TELEPHONE CONFERENCE W/ COUNCILMAN FOWKLES	1.0 HRS
10-2-85	MEETINGS WITH THE FOLLOWING CITY COUNCIL PERSONS: DEBBIE MCCARTY ELAINE VALENTINE RICHARD GUTHMAN	1.0 HRS 1.0 HRS 1.0 HRS
10-3-85	TELEPHONE CONFERENCE W/ LACKLAND RE DALE INTL. & TOM EVANS	1.0 HRS
10-7-85	MEETINGS W/THE FOLLOWING CITY COUNCIL PERSONS: MS BARBARA ASHER MS MARY DAVIS MR JOHN LEWIS MR PRENTISS YANCY, TREASURER, ANDY YOUNG.CAMPAIGN	2.5 HRS .50 HRS .50 HRS .50 HRS
10-8-85	TELEPHONE CONFERENCES W/YOUNG, MAWBY, KAUFMAN & LACKLAND	2.0 HRS
10-9-85	CONFERENCE W/KAUFMAN	1.0 HRS
10-11-85	CONFERENCE W/ LACKLAND (TELE- PHONE)	1.0 HRS

=====

TOTAL HRS EXPENDED 54.25 HRS

+++++

PAGE 3...CONSULTING TIME DETAIL...

RON BOOKMAN & ASSOCIATES, INC. BILLABLE RATE  
FOR SERVICES RENDERED 350 DOLLARS PER HOUR.  
@ 54.25 HOURS

AMOUNT PAYABLE \$18,987.50  
ADDITIONAL SERVICES 1,693.36  
TOTAL PAYMENTS DUE \$20,680.86

89040754723

\*Please note that your payment is due upon receipt of this statement.  
A 1.5% per month service charge will be assessed on accounts 30 days  
past due. Thank you for your prompt payment.

Exhibit #3

FRIEDMAN & KAUFMAN

ATTORNEYS AND COUNSELLORS AT LAW

480 E. PACES FERRY ROAD, N.E.

ATLANTA, GEORGIA 30305-3307

TELEPHONE 404-239-0080

SHELDON E. FRIEDMAN, P.C.  
ROBERT J. KAUFMAN, P.C.

FREDRIC CHAIKEN

November 4, 1985

Theodore H. Lackland, Esq.  
Arnall Golden & Gregory  
55 Park Place  
Atlanta, Georgia 30335

Re: Ronald G. Bookman / Walter Young / TGI Group  
(Our File No. 1269-005).

Dear Ted:

8 9 0 4 0 7 5 4 7 2 4  
Receipt of your letter of October 31, 1985, is acknowledged. Needless to say, I profess no knowledge of many of purported statements which you attribute to Mr. Bookman relative to Mr. Buddy Taylor and others. The little information in your letter that I am familiar with, I categorically reject and deny. At no time has this law firm ever undertaken the representation of TGI Group and consequently no attorney-client relationship was ever created. To this day, I have never had the privilege of speaking with any representative of TGI Group including Mr. Taylor. Any representations made by any other party relative to this firm's representation of the TGI Group is not accurate.

As far as the monies contained in my escrow account, they were deposited at the behest of Ronald Bookman acting as President of Ron Bookman & Associates, Inc. The only fiduciary responsibility this law firm has with respect to those funds are to Mr. Bookman and that corporation. As I said before, no attorney-client relationship was ever established with TGI Group nor was there any fiduciary relationship established with respect to those funds between this law firm and TGI Group.

You are further advised that these funds will be disbursed only pursuant to further direction from my client.

Finally, I take great exception to your reference that this situation raises "ethical issues". I firmly believe that this law firm has acted properly and ethically at all times

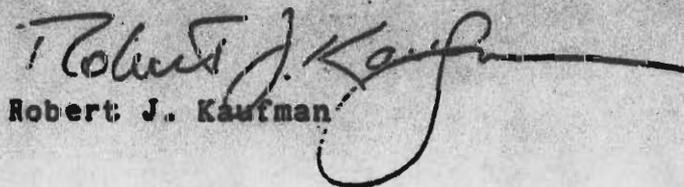
FRIEDMAN & KAUFMAN  
ATTORNEYS AND COUNSELLORS AT LAW

Theodore H. Lackland, Esq.  
Page Two

relative to this representation.

I enjoyed working with you in this matter and look forward to working with you in the future. Should you have any additional questions or concerns, please feel free to contact the undersigned at your earliest convenience.

Sincerely,

  
Robert J. Kaufman

RJK:klg

cc: Ronald G. Bookman

89040754725



TRANSPORTATION GROUP INC.

Exhibit #4

November 7, 1985

Mr. Ron Bookman  
Ron Bookman & Associates, Inc.  
P. O. Box 725302  
Atlanta, GA 30339

WITHOUT PREJUDICE

Dear Mr. Bookman:

I have reviewed both your letter to Mr. Francis Taylor of TGI dated October 24, 1985 and your letter to Adam Skorecki, Esquire dated October 8, 1985. As they concern TGI, the letters are so filled with gross misstatements and inaccuracies that a point by point correction would be meaningless.

At no time have either I or any other TGI employee retained you or your company for any purpose, or made any commitment to do so. At no time have you or your company been authorized to act on our behalf or to perform services for us. Accordingly, your purported claim to be paid for alleged work and expenditures is flatly rejected.

I reiterate that neither you nor your company is authorized or permitted to claim any kind of association or affiliation with TGI and may not, under any circumstances, hold yourself out as our representative. Further, we have decided that we will not be represented by Dr. Walter Young in Atlanta, and that further steps to be taken with respect to your role in this matter will be at the discretion of Dr. Young.

We hereby make demand for return of the \$10,000 (ten thousand dollars) entrusted to your care in your capacity as the representative of Dr. Young. I understand from your letter of October 24 that your attorney, Mr. Kaufman, has \$8,800 (eight thousand and eight hundred dollars) of this sum and, in accordance with your letter, I direct that you transmit the sum in his possession to TGI.

yours faithfully,

  
A. Carl Hawby  
Vice Chairman and CEO

89040754726

**ARNALL GOLDEN & GREGORY**

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

55 PARK PLACE  
ATLANTA, GEORGIA 30335

(404) 577-5100  
TELEX 261370  
TELECOPIER 522-9393

1000 POTOMAC STREET, N.W.  
WASHINGTON, D.C. 20007  
(202) 337-0104

FULTON FEDERAL BUILDING  
MACON, GEORGIA 31208  
(912) 746-3344

36 EAST BAY STREET  
SAVANNAH, GEORGIA 31401  
(912) 233-2266

June 18, 1986

Mr. Robert Lane  
State Campaign & Financial  
Disclosure Commission  
2082 East Exchange Place  
Suite 235  
Tucker, Georgia 30084

Re: TGI

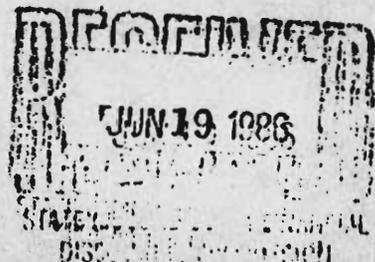
Dear Mr. Lane:

Again I wish to reiterate how much we appreciated the opportunity to discuss with you some of the questions raised by the newspaper articles. We understand that in your capacity as a "gatherer-of-the-facts", you will not determine, unilaterally, how this matter will be decided. We nonetheless appreciate your candor and your willingness to hear us out.

As you indicated during the meeting, no one, neither Walter Young nor Carl Mawby, authorized the payment of any funds to any political candidate. This act, if it in fact occurred, is but one example of Ron Bookman's attitude and conduct which caused him to be terminated by Dr. Young.

If TGI intended to make contributions without regard for the law, this law firm would not have gone to the trouble and expense of researching the law and advising them as to the questionable legality of such a course.

The simple truth is that Mr. Bookman took possession of funds over which he had no authority and gave these funds to his lawyer who then dispersed them according to Bookman's



ARNALL GOLDEN & GREGORY

Page 2  
Mr. Robert Lane  
June 18, 1986

direction. The lawyer has denied that he was employed by TGI or that he was holding funds subject to TGI's instructions.

We are, of course, available if you have any further questions.

Very truly yours,

ARNALL GOLDEN & GREGORY

*Theodore H. Lackland*  
Theodore H. Lackland

THL/nmt

02360

89040754728

Form NO. 1 REGISTRATION FORM FOR A CAMPAIGN COMMITTEE  
 Rev. 7/84

NAME OF THE CANDIDATE: [Illegible]

Type of Committee: (Check one)  
 Organization of Person other than Candidate or his/her Committee (P.A.C.)  
 Recall Election

Constitutional Amendment or Statewide Referendum  
 County or Municipal Ballot Question

Chairperson (Full Name): Ronald G. Bookman

Address: 3095 Peachtree Dunwoody Rd  
Atlanta, GA 30339

Committee (Full Name): Ronald G. Bookman

Address: P.O. Box 172530  
Atlanta, GA 30339

Telephone Number (Area Code): 404-251-7100

Transmitter (Full Name): Ronald G. Bookman

Address: 3095 Peachtree Dunwoody Rd  
Atlanta, GA 30339

FOR OFFICE USE ONLY



For Office Use Only

CAMPAIGN FINANCING DISCLOSURE REPORT

Please type or print

- Original report
- Report amendment

1. Date of this report June 24, 1986
2. Check only one box and complete:

a. REPORT OF CANDIDATE OR CAMPAIGN COMMITTEE

Full name of candidate: \_\_\_\_\_  
first middle last

Mailing address: \_\_\_\_\_  
street city county state zip code

Telephone number: Office \_\_\_\_\_ Home \_\_\_\_\_

Check one and name the office sought:

- State (include district, post, or judicial circuit) \_\_\_\_\_
- County \_\_\_\_\_
- Municipal \_\_\_\_\_

Does the candidate have a campaign committee (one or more persons) to make campaign transactions, keep the financial records of the campaign, or file the reports?  
 Yes  No

If yes, complete the following:

Name of Committee: \_\_\_\_\_

Full name of Chairperson or Treasurer: \_\_\_\_\_

Mailing address: \_\_\_\_\_  
street city county state zip code

Telephone number: Office \_\_\_\_\_ Home \_\_\_\_\_

b. REPORT OF ORGANIZATION OR PERSON OTHER THAN CANDIDATE OR CANDIDATE'S COMMITTEE.

Name of organization: Ren Bookman + Assoc., Inc.

Full name of Committee Chairman or Treasurer: Ronald Gary Bookman

Mailing address: 3995 Randall Mill Rd, NW ATLANTA, Fulton, GA 30327  
street city county state zip code

Telephone number: Office 262-9169 (404) Home (404) 231-0115

3. Type of report you are filing: (Check only one box)

- Report due 45th day before primary election.
- Report due 15th day before primary election.
- Report due 10th day after primary election.
- Report due 15th day before  general or  special election.
- Report due 6th day before  general or  special runoff election.
- Final report due no later than December 31 in election year.

- Supplemental report to be filed by person elected to office and due no later than December 31 of each year following the year in which the election occurs if contributions were received or expenditures were made which are required to be reported.

**RECEIVED**  
 JUN 30 1986  
 CLERK OF COUNCIL

VERIFICATION BY OATH OR AFFIRMATION

State of Georgia  
County of Fulton

I, Ronald Gary Bookman, being duly sworn, depose (affirm) and say that the information in this report form is complete, true and correct.

Sworn to and subscribed before me on 6/27, 19 86

Kevin B. Kruse  
Notary Public

Ronald G. Bookman  
Signature of filing person

My commission expires \_\_\_\_\_  
Notary Public, Cherokee County, Georgia  
My Commission Expires Sept. 18, 1988

**PENALTIES:** Any person who knowingly fails to comply with or who knowingly violates any of the provisions of the Campaign and Finance Disclosure Act shall be guilty of a misdemeanor on the first offense, and upon conviction thereof, shall be punished as for a misdemeanor; and upon the second or subsequent offense shall be guilty of a felony, and upon conviction thereof, shall be punished by imprisonment for not less than one nor more than five years or by a fine not to exceed \$5,000, or both.

89040754730

CONTRIBUTION

For Office Use Only

1. Full name of (Check only one box and complete):

Candidate or campaign committee: \_\_\_\_\_  
first middle last

Other person or organization required to file report: Ron Bookman + Assoc, Inc.

2. I have:

a.  No contributions of \$101 or more from a common source to report.

b.  The following contributions to report:

	Cash Amount	In-Kind Contributions (Items)	
		General Description	Estimated Value
3. Total contributions received and reported prior to this reporting period.	NONE		
4. List names of each contributor (alphabetically preferred) for this reporting period. Give complete mailing address.			
Transportation Group Inc. 201 S. Orange Ave. Suite 1000 Banett Plaza Orlando, FL 32801	\$10,000		
5. Total contributions reported this period (sum of all entries in Section 4).	\$10,000		
6. Total contributions to date (lines 3 + 5). Totals to be carried forward to next due report. (use continuation sheet if needed)	\$10,000		

89040754731

1. Full name of (Check only one box and complete):

Candidate or campaign committee: \_\_\_\_\_ first \_\_\_\_\_ middle \_\_\_\_\_ last

Other person or organization required to file report: Ron Bookman & Assoc. Inc.

2. I have:

a.  No expenditures of \$101.00 or more to report.

b.  The following expenditures to report:

		Expenditures	
		General Purpose	Amount
3. Total expenditures made and reported prior to this reporting period.			NONE
4. List names of each recipient (alphabetically preferred) for this reporting period. Give complete mailing address.	If recipient is an individual, list occupation or place of employment.		
Barbara Asher Campaign Fund Suite 1800 100 Peachtree St. Atlanta, GA 30301	Barbara Asher Atlanta City Councilwoman	Campaign Contribution	150.00
Mary Davis 40 City Hall, Suite 300 68 Mitchell St., S.W. Atlanta, GA 30335	Mary Davis Atlanta City Councilwoman	Campaign Contribution	75.00
John Lewis 40 City Hall, Suite 300 68 Mitchell St., S.W. Atlanta, GA 30335	John Lewis Atlanta City Councilman	Campaign Contribution	75.00
Pat Swindall 40 Swindall for Congress Bldg P.O. Box 985 Decatur, GA 30031	Pat Swindall U.S. Congressional Representative	<del>Campaign</del> Political Contribution	150.00
Elaine Valentine Campaign Fund 699 Piedmont Ave. N.E. Atlanta, GA 30308	Elaine Valentine Atlanta City Councilwoman	Campaign Contribution	150.00
Andrew Young c/o Prantiss Yancy, Campaign Treasurer Smith Range First Atlanta Tower Atlanta, GA 30303	Andrew Young Mayor, City of Atlanta	Campaign Contribution	100.00
5. Total expenditures reported this period (sum of all entries in Section 4).			\$700.00
6. Total expenditures to date (lines 3 + 5). Total to be carried forward to next due report. (use continuation sheet if needed)			

89040754732

1. Full name of (Check only one box and complete):

Candidate or campaign committee: \_\_\_\_\_  
first middle last

Other person or organization required to file report: Pon Bookman - Assoc. Inc.

2. I have:

a.  No expenditures of \$101.00 or more to report.

b.  The following expenditures to report:

		Expenditures	
		General Purpose	Amount
3. Total expenditures made and reported prior to this reporting period.			NONE
4. List names of each recipient (alphabetically preferred) for this reporting period. Give complete mailing address.	If recipient is an individual, list occupation or place of employment.		
Richard Guthman Campaign Fund 6332 Piedmont Rd. NE, Suite 550 Atlanta, GA 30305	Richard Guthman Atlanta City Councilman	Campaign Contribution	\$100.00
Debbie McCarty Campaign Fund 454 Boulevard S.E. Atlanta, GA 30312	Debbie McCarty Atlanta City Councilwoman	Campaign Contribution	\$100.00
5. Total expenditures reported this period (sum of all entries in Section 4).			\$200.00
6. Total expenditures to date (lines 3 + 5). Total to be carried forward to next due report. (use continuation sheet if needed)			\$900.00

89040754733

STATE OF GEORGIA

GLORIA J. BUTLER  
Chairwoman  
MARY MARTIN BOWEN  
Vice Chairwoman  
JERRY D. SANDERS  
J. THOMAS VANCE  
FRANK B. STRICKLAND



ROBERT P. LANE  
Executive Secretary

STATE CAMPAIGN AND FINANCIAL DISCLOSURE COMMISSION  
2082 East Exchange Place, Suite 235  
Tucker, Georgia 30084  
(404) 493-5795

May 19, 1986

To: Gloria J. Butler, Commission Chairwoman  
From: Robert P. Lane, Executive Secretary *R.P.L.*  
Subject: Newspaper Article Referencing Campaign Contributions

Please find enclosed an article which appeared in the Sunday, May 18, 1986 edition of the Atlanta Journal-Constitution. The article makes reference to a \$10,000.00 fee paid by a Canadian firm to the Young International Development Corporation for the purpose of making campaign contributions to politicians, as alleged by Ronald Bookman, a former associate of the corporation.

Mr. Bookman said he contributed about \$1,200.00 of the money to political campaigns.

I am further enclosing for your information a copy of 11 CFR Ch. 1 (1-1-85 Edition), section 110.4, Prohibited contributions. This code section prohibits a foreign national from making a contribution in connection with any local, state or federal public office.

Records at the Elections office, Secretary of State, reflect there are no campaign committees registered in the name of, (1) Young International Development corporation, (2) Ronald Bookman or (3) Walter Young.

RP:psd

Enclosures

cc: Commission Members

89040754734

# The Atlanta Journal E ATLANTA CONSTITUTION

SUNDAY, MAY 18, 1986

## Young's brother paid to lobby city

### Canadian firm seeks Ga. 400 rail contract

By John Lancaster  
Staff Writer

Walter Young, a dentist and brother of Mayor Andrew Young, is earning \$2,000 a month as a lobbyist for a Canadian company seeking a \$150 million government contract to build a monorail along the proposed Georgia 400 extension in north Atlanta.

Mayor Young said Friday that he had not been aware of the arrangement. "I have consistently advised him against that sort of thing, and told him I cannot support it," the mayor said.

"I have said to him time and time again that there is no way he can make money on things that have to do with the city," Young said. "He's a younger brother, and whatever he does, he wants to do on his own."

While Walter Young's lobbying has surfaced as an issue before, the details of his business remained private until a routine garnishment proceeding in Fulton State Court last month. The proceeding was against a former business associate, Ronald Bookman.

In addition to the monthly fee, the Canadian firm last year agreed to pay \$10,000 to Walter Young's consulting company, according to court records. Although Young said the fee was a retainer, Bookman said in a court deposition that the money was to be disbursed as campaign contributions to political candidates, including Mayor Young.

Walter Young's firm also has been paid \$15,000 by a French com-

See YOUNG

18A

89040754735

# Young

FROM 1A

many for his services as a lobbyist to help win the same contract, as well as to promote the idea of a high-speed bullet train between Atlanta and Savannah.

"The train proposal was endorsed publicly by Mayor Young after he met with company officials in Paris in March 1985. 'I still don't know that my brother has any arrangement with them,' the mayor said Friday.

Besides practicing dentistry in southwest Atlanta, Walter Young openly advertised himself as an international business consultant for several years. He consistently has claimed that he profits by his brother's prominence.

"I make it a point to stay away from him," he said in an interview last week. "I personally remove myself from access to the mayor."

Walter Young said he does "a little consulting" for the American subsidiary of Bombardier Inc., a rail-system manufacturer based in Montreal.

He said his main interest isn't securing the Georgia 400 rail contract, but to promote the idea of a monorail to spur development in the city's southwest quarter.

A company executive said Walter Young was hired because he already had represented the French firm and "was the only guy there who really knew much about" the Georgia 400 project. "One of the problems when you go into a new area is really getting to understand the local scene," said Carl Mawby, vice chairman and chief executive officer of Transportation Group Inc., Bombardier's American subsidiary.

Among the evidence included in court records is a document bearing the name of Walter Young's firm, Young International Development Corp., titled "The Georgia 400 Pro-



**WALTER YOUNG:** Says he wants to promote the idea of a monorail to spur development.

North America's largest manufacturer of rail passenger cars, according to a company press release.

Mayor Young never has indicated any preference for one rail system over another. His only involvement in MARTA affairs is the appointment of five members of the MARTA board, including Chairman Charlye Loudermilk. The mayor already has signaled his support of the Georgia 400 project.

In a deposition taken last month, Walter Young said he had thus far received \$8,000 from Bombardier, paid in monthly installments of \$2,000.

Young also said he was negoti-

ating on behalf of Bombardier and Young International. Among others, Mayor Young received \$100 from Ron Bookman and Associates, campaign records show.

Walter Young gives a different version in his deposition. Referring to the \$10,000 payment, Young said, "I think the money was sent to my office for my discretion. I hadn't decided what I was going to do with it."

Asked whether the money was for campaign contributions, Dr. Young replied, "I'd rather not answer that."

Walter Young said that Bookman intercepted the check without authorization, which led to the end of their partnership. Young said he never granted permission for Bookman to distribute the money to political campaigns.

### Center of court action

The relationship between Bookman and Walter Young later became the center of the Fulton State Court action that produced the disclosures about the mayor's brother.

A brokerage firm was seeking to recover a judgment against Bookman, and asked the court to garnish his assets. Attorneys for the brokerage firm turned to Young International for relief, arguing that Young owed money to Bookman and that the money should be turned over to the court to satisfy the judgment.

Attorneys for Young argued that Bookman was not owed any money, and the judge ruled in their favor. The two men first had become acquainted in March 1984. Bookman was working as a broker for an underwriting company when he approached Young about the possibility of "trying to do some joint ventures with me," Young said in his deposition.

After Bookman introduced him to several foreign clients, Young said, he agreed to pay Bookman 40 percent of the profits from "contracts that he brought into Young International."

Among their first clients was a French rail manufacturing company, Alsthom Atlantique. Alsthom Atlantique was exploring the possibility of building a high-speed rail line between Atlanta and Savannah, and also was interested in the Georgia 400 project, Young said.

In his deposition, Young was asked whether he was "supposed to introduce them to politically important people that could help them." Young replied, "Sure."

Walter Young's efforts received a considerable boost in March 1985, when he traveled to Paris with an official Atlanta delegation led by his brother.

During that trip, Mayor Young met with officials of the French rail company, and subsequently endorsed the idea of the bullet train. "We'd like to be the pioneering region in America for a high-speed rail sys-

tem," the mayor said then.

In a separate interview last week, Walter Young said the mayor sought out the French firm on his own. "I had nothing to do with planning his itinerary."

Alsthom Atlantique later canceled its contract with Young International, and paid the company a final sum of \$15,000, according to court records. Young said in his deposition that the money was for "reimbursement of expenses."

### A dentist half the time

Walter Young formed Young International Development in 1979. Three years the mayor's junior, the 51-year-old Young began his professional career as a dentist, graduating from Howard University's school of dentistry in 1959.

Young said his company initially sought to represent American companies doing business in Africa and the Caribbean. More recently, he said, he has turned his attention toward home as a result of political turmoil in those regions.

Young said he spends about half his time working as a dentist, and the other half running Young International, both out of his office at 2265 Cascade Road S.W. "Most of my international business can be done over the telephone," he said.

Young indicated that he is sensitive to criticism of his access to the mayor. He said he has taken steps to assure that his business relation-

ships do not mix with his personal ones.

"I don't want to utilize my brother's influence," he said. "It's just a matter of ethics." Four months ago, Young said he voluntarily went before the city Ethics Board and assured the members that he would not take advantage of his brother's position.

Young dismissed the significance of the lobbying guide prepared by his former associate. He said it "wasn't done very well" and was irrelevant to any business his firm might have attracted.

Young said his primary role is to steer foreign companies through unfamiliar government bureaucracies. He added, "I think as a tax-paying citizen in Atlanta, I should have access to certain people in city and state and county government."

His company publicity lists Mayor Young as a reference.

Mawby, the head of the American subsidiary, said his company initially had reservations about employing the mayor's brother because of the possibility of adverse publicity.

But he said that company lawyers subjected the arrangement to a thorough legal review, going so far as to request that Walter Young notify several local politicians of his intentions. "There was absolutely no negative response," he said.

Mawby added, "We kind of anticipated this sort of thing."

CLOSE-OUT SAVINGS  
ON SEAN POSTEREDIC

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ject. A Formula for Success, Proposed Light/Heavy Rail-Line.

The lobbying guide identifies key politicians involved in the Georgia 400 decision, including Mayor Young. Submitted to both the Canadian and French companies, it says, "As you are aware, private businesses generally persuade politicians to accept or deny participation in contracts of the Georgia 400 magnitude."

The guide was written by Bookman. Walter Young's former business associate, in his deposition, Bookman says, "What we find with foreign companies, whether it was Canadian, French, English or German, is that obviously we had very good rapport with development political interests by virtue of the presence of Dr. Young."

Political support is crucial to success of the Georgia 400 project, an ambitious and controversial undertaking that would create a 30-mile "transportation corridor" through the heart of Bookman. The current plan, which still must be approved by city and county elected officials, calls for construction of a highway and some form of rail system.

### Skeptical about monorail

Some MARTA officials are privately skeptical that a monorail could adequately serve the Georgia 400 corridor. It is one of several options being considered by the Committee of 50, a panel of business and community leaders that will make a final recommendation to the MARTA board this summer.

If a monorail is chosen, Bookman would be a leading contender for the contract. Bombardier, the monorail that serves Disney World in Orlando, Fla., and is

ating with Bombardier for an additional fee, a percentage of the entire rail contract should the company submit the lowest bid, "we're still trying to decide what's fair," he said. "I'm trying to get as much as I can."

In the deposition, Young said his business is "to assist (clients) with talking with the right people in the business community (and) help them understand the politics of the community."

### Donating campaign funds

Young's arrangement with Bookman did not stop at consulting, according to the deposition of Bookman. Last fall, Bookman said, he and Young arranged to distribute campaign contributions on behalf of the Canadian firm.

"Dr. Young and I indicated to the potential client... that... it would be very good if... Dr. Young and I had an escrow account within which we could donate funds to political candidates running in October 1985," he said. "The company agreed that it was a good strategy and forwarded \$10,000 here to Atlanta."

In an interview, Bookman said he arranged to distribute the money himself because he was concerned about possible repercussions if Walter Young's involvement with the Canadian firm were made public.

"The appearance of influence peddling and the appearance of being a Mike Deaver type was too fresh in my mind," he said. "And I insisted... if they were interested in coming in, then perhaps maybe Dr. Young should not be involved."

Bookman said that he contributed about \$1,200 of the money to political campaigns, keeping the year expenses he said he incurred on

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STATE OF GEORGIA

GLORIA J. BUTLER

Chairwoman

MARY MARTIN BOWEN

Vice-Chairwoman

JERRY D. SANDERS

J. THOMAS VANCE

FRANK B. STRICKLAND

ROBERT P. LANE

Executive Secretary



STATE CAMPAIGN AND FINANCIAL DISCLOSURE COMMISSION

2082 East Exchange Place, Suite 235

Tucker, Georgia 30084

(404) 493-5795

May 26, 1986

To: Gloria J. Butler, Commission Chairwoman  
From: Robert P. Lane, Executive Secretary *R.P.L.*  
Subject: Newspaper Article Referencing Campaign Contributions

Please find enclosed a copy of an article written by Mr. Ronald Bookman in reference to the captioned subject which has been placed on the Commission Agenda for discussion.

RPL:psd

Enclosures

cc: Commission Members

89040754738

## LETTERS

## Firm warned about using mayor's brother as lobbyist

ATLANTA — The article "Mayor's brother earning lobbyist fee" (Journal-Constitution, May 18) deserves further amplification and clarification as it pertains to my involvement with the American subsidiary of Bombardier, the Canadian manufacturer of mass transit systems.

As indicated, Dr. Walter Young has been engaged as a paid lobbyist/consultant for the Transportation Group Inc., based in Orlando, Fla.

When contacted by Carl Mawby, TGI's vice chairman and CEO, I agreed, as did Dr. Young, to represent the firm in its bid to obtain mass transit contracts for the Georgia 400 project.

As Mawby openly admits in the article, I had gathered tremendous research materials for a marketing research report titled "The Georgia 400 Project, A Formula for Success."

My agreement to represent Mawby's firm was based on one clear condition — that Dr. Young's lobbying should be severely monitored and restricted. I had felt it was completely proper that Dr. Young receive some type of finder's fee for his initial contacts with local politicians. But to lobby the city of Atlanta appeared to smack of influence peddling and potential charges of conflict of interest, because Dr. Young's brother is Mayor Andrew Young.

With that prerequisite, I proceeded to issue campaign support, as had been my understanding. Several days later, Mawby mailed me a retainer check for \$10,000. Contrary to Dr. Young's statement that the funds were at his discretion, the check had been made payable to



Dr. Walter Young

my firm.

Unknown to me at the time, Dr. Young had agreed separately to increase his role in lobbying city and county officials. Mawby, in association with his legal counsel (the same as Dr. Young's), apparently agreed to dramatically expand Dr. Young's role from that of merely introducing the Canadians to local elected officials to that of major lobbyist/consultant.

When I was informed of this, I immediately ceased further disbursements of campaign funds to politicians.

Further, I vigorously opposed the expansion of Dr. Young's role as a lobbyist/consultant for the Canadian group efforts, both verbally and in writing, to all parties involved. But my repeated protests to Mawby and to his legal counsel apparently fell on deaf ears.

I took my case to Mawby's superiors in Montreal. Bombardier, TGI's parent company, although alarmed about my warnings, de-

ferred the decision regarding Dr. Young's increased role to Mawby. At that point, and retroactive to Oct. 11, 1985, I resigned my firm's efforts to represent TGI.

Immediately following my resignation, I asked the Canadian firm and TGI for a fair reimbursement of my out-of-pocket expenses. Both firms refused.

Soon thereafter I received a tersely worded reply from Mawby denying my claim for expense reimbursement. In that same letter, Mawby stated he had decided not to retain Dr. Young's services as lobbyist. Then I immediately received a second letter from Dr. Young's counsel, denying that Dr. Young had received any form of lobbying compensation, either directly or indirectly.

My firm's position has always been quite clear in this affair. I repeatedly stated that Dr. Young's overt and later covert involvement in the Georgia 400 project would eventually cast a cloud of doom over the entire effort and subject everyone's legitimate efforts to increased and unwarranted criticism.

Finally, I felt that Dr. Young's participation would bring unfair and unjust political reflections on Mayor Andrew Young, who in my opinion was totally unaware of his brother's role. By Mayor Young's own statement, he "has consistently warned" his younger brother of the potential risk of representing clients attempting to do business within the city of Atlanta.

Your article certainly raises key ethical questions and perhaps a larger problem than you've reported.

RONALD BOOKMAN

89040754739

STATE OF GEORGIA



GLORIA J. BUTLER  
Chairwoman  
MARY MARTIN BOWEN  
Vice-Chairwoman  
JERRY D. SANDERS  
J. THOMAS VANCE  
FRANK B. STRICKLAND

ROBERT P. LANE  
Executive Secretary

STATE CAMPAIGN AND FINANCIAL DISCLOSURE COMMISSION

2082 East Exchange Place, Suite 235  
Tucker, Georgia 30084  
(404) 493-5795

June 2, 1986

To: Gloria J. Butler, Commission Chairwoman  
From: Robert P. Lane, Executive Secretary *R.P.L.*  
Subject: Newspaper Article Referencing Campaign Contributions

Please find enclosed an article which appeared in the Sunday, June 1, 1986 edition of the Atlanta Journal - Constitution pertaining to the preliminary investigation to be made by the Commission relative to campaign contributions made by a foreign national.

RPL:psd

Enclosure

cc: Commission Members

89040754740

# Campaign violations suspected

State probes contributions  
tied to Walter Young's firm

By John Lancaster  
Staff Writer

A series of small campaign contributions, made on behalf of a Canadian company that wants to build a monorail line in north Atlanta, has prompted state elections officials to begin a "preliminary inquiry" into possible elections law violations.

The state Campaign and Financial Disclosure Commission on Friday voted to conduct an inquiry into whether the Canadian firm illegally channeled money to local political candidates, including Mayor Andrew Young. The firm first attracted attention in May when it was reported that it is employing Young's brother as a lobbyist.

Federal law prohibits foreign companies from contributing to federal, state and local campaigns in the United States. In addition, board members said they were concerned because the contributions were made by a "middleman," thus disguising the true source of the money.

"Our interest is in seeing that the state financial disclosure act is being complied with," said Jerry Sanders, an attorney who serves on the board.

Board members said the inquiry was prompted by a May 18 article in The Atlanta Journal and The Atlanta Constitution describing the lobbying efforts of Transportation Group Inc., the American subsidiary of a Canadian rail-system manufacturer. TGI is making a concerted pitch to build a monorail along the proposed Georgia 400 corridor through Buckhead.

As part of that campaign, the company is paying \$2,000 a month to Walter Young, an Atlanta dentist who is the mayor's younger brother. Walter Young said he was hired to advise the foreign firm on the workings of local government.

Last Wednesday, Walter Young's arrangement with TGI was the focus of a meeting of the city ethics board, which rules on conflict of interest questions involving city officials. The ethics board has not issued an opinion.

The campaign contributions are a matter of sharp dispute. Last year, TGI agreed to pay \$10,000 to Walter Young's consulting company, Young International Development Corp. Although Young said the money was a retainer, Ron Beckman, then an informal partner of Young's, said in a court deposition that the money was to be disbursed to political candidates.

See FUNDS

10C

89040754741

## Funds FROM 1C

In an interview, Bookman said he distributed only about \$1,200 of the money, most of it to Northside City Council members. Mayor Young received a typically modest \$100. "What we wanted to do was get on the books," Bookman said Friday. "We wanted to gain their attention and be able to present a dog and pony show and let them choose a system according to its merits."

Walter Young was unavailable for comment Saturday. In the past, he has said that the \$10,000 check was "intercepted" by Bookman, and that he never granted permission for its distribution to political candidates.

Carl Mawby, vice chairman and chief executive officer of TGI, said Friday that if Bookman made any campaign contributions, it was without the company's knowledge or authorization. "The matter which you've raised I have no official knowledge of," he said. "Mr. Bookman acted without authority, illegally."

Mawby added, "I think this thing is being milked to the point of obscenity." Both TGI and Walter Young severed their ties with Bookman last fall.

Based in Orlando, Fla., TGI is a wholly owned subsidiary of Bombardier, Inc. of Montreal.

Bookman said he was aware that foreign companies are not supposed to contribute to campaigns in this country. But he said he had not been concerned about the prohibition because the money was provided by TGI, not Bombardier. "The way we looked at it is that the check did not come from Canada," he said.

But Robert Lane, executive sec-



**WALTER YOUNG: Mayor's brother paid to lobby city.**

retary of the campaign disclosure commission, said that since the company's "principal place" of business is outside the United States, it remains a foreign entity.

In addition, Lane said, Bookman failed to identify himself as the company's representative. Lane said state law requires that anyone making campaign contributions on behalf of a company register with the secretary of state, then file disclosure reports describing the donations. "He's accepting contributions for a company, so he became a middleman," Lane said.

Meanwhile, the company's lobbying efforts continue apace. Last Monday, Councilwoman Carolyn Long Banks endorsed TGI's mono-rail proposal, saying it offered a cheaper alternative to more conventional heavy-rail systems now under consideration.

89040754742



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

October 30, 1986

Robert P. Lane, Exec. Secy.  
State Campaign and Finance Disclosure Committee  
2082 E. Exchange Plaza, Suite 235  
Tucker, GA 30084

Re: Pre-MUR 174

Dear Mr. Lane:

This is to acknowledge receipt of your letter dated October 7, 1986, advising us of the possibility of a violation of the Federal Election Campaign Act of 1971, as amended, by Ron Bookman & Associates, Inc., Dr. Walter Young, and Transportation Group, Inc. We are currently reviewing the matter and will advise you of the Commission's determination.

If you have any questions, please call Shelley Garr, the staff person assigned to this matter, at (202) 376-8200. Our file number for this matter is Pre-MUR 174.

Pursuant to 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A), the Commission's review of this matter shall remain confidential.

Sincerely,

Charles N. Steele  
General Counsel

  
By: Lawrence M. Noble  
Deputy General Counsel

89040754743

**SENSITIVE**

87 APR 15 9:17

RECEIVED  
OFFICE OF THE  
COMMISSIONER  
SECRETARY

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

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL  
BY OGC TO THE COMMISSION:

PRE-MUR # 174  
STAFF MEMBER:  
Shelley Garr

SOURCE OF MUR: INTERNALLY GENERATED

RESPONDENT'S NAME: Bombadier, Inc.  
Transportation Group, Inc.  
Ron Bookman  
Ron Bookman and Associates, Inc.  
Swindall for Congress Committee  
Walter F. Pohl, Jr., Treasurer

RELEVANT STATUTE: 2 U.S.C. §§ 441e, 441b, 441f

INTERNAL REPORTS  
CHECKED: AO's 1980-10, 1985-3  
FEC Disclosure Documents

FEDERAL AGENCIES  
CHECKED: N/A

GENERATION OF MATTER

On October 23, 1986, the Commission received a referral from Robert Lane, Executive Secretary of the Georgia State Campaign and Financial Disclosure Commission.

SUMMARY OF ALLEGATIONS

The referral involves the disposition of a \$10,000 fee paid by Transportation Group, Inc. ("TGI") of Orlando, Florida, a subsidiary of Bombadier, Inc. of Montreal, Canada.<sup>1/</sup> The referral alleges that a \$10,000 fee was paid by TGI to the Young International Development Corporation ("Young Corporation"), headed by Walter Young, to lobby various elected officials in an effort to obtain mass transit contracts. Ron Bookman of Ron

<sup>1/</sup> Transportation Group, Inc. is incorporated in the State of Delaware.

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Bookman and Associates, Inc., served as an informal partner to the Young Corporation.

The only information available to the Commission at present is that provided with the referral by the Georgia State Campaign and Financial Disclosure Commission. Therefore, the following discussion is based solely upon third party assertions. Exhibits submitted with the referral provide information regarding the payment and disbursement of TGI funds. Included are reports of interviews held by the Georgia State Campaign and Financial Disclosure Commission with Ron Bookman on June 12, 1986, with A. Carl Mawby (vice-chairman and CEO of TGI) on June 18, 1986, and with Dr. Young, a TGI representative, and counsel representing both Dr. Young and TGI on June 17, 1986. In these interviews it was disclosed that although consideration had initially been given to giving campaign contributions to candidates in the Atlanta area, the decision to defer making them had been made by Mr. Mawby, because he believed "they were questionable and not worth the risk to the corporation." Although Dr. Young supported the decision, Mr. Bookman opposed it.

Alternatively, TGI agreed to place \$10,000 in trust with a local law firm for the purpose of reimbursing Dr. Young for expenses he incurred as TGI's consultant. At the request of Mr. Bookman, however, the payee was changed to Ron Bookman and Associates, Inc. and placed in an escrow account with

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Mr. Bookman's attorney who disbursed the funds at Mr. Bookman's direction.<sup>2/</sup>

Of the \$10,000 given to Ron Bookman, \$900 was used for campaign contributions for various local and federal officials during the 1985-86 election cycle. According to Mr. Bookman, the Ron Bookman and Associates, Inc. logo was placed on each check prior to its distribution. These contributions include:

<u>Name</u>	<u>Office</u>	<u>Amount of Contribution</u>
1) Barbara Asher Campaign Fund	Atlanta City Councilwoman	\$150.00
2) Mary Davis	Atlanta City Councilwoman	\$ 75.00
3) John Lewis	Atlanta City Councilman	\$ 75.00
4) Pat Swindall	U.S. Congressional Representative	\$150.00 <sup>3/</sup>
5) Elaine Valentine Campaign Fund	Atlanta City Councilwoman	\$150.00
6) Andrew Young	Mayor, City of Atlanta	\$100.00

<sup>2/</sup> To date all attempts to recover the \$10,000 by TGI and its counsel have been unsuccessful.

Ron Bookman and Associates, Inc. is incorporated in the State of Georgia.

<sup>3/</sup> The Swindall for Congress Committee, Inc.'s 1985 Year End Report discloses a \$150.00 contribution from "Ronald Bookman." A review of all reports filed for the 1985-86 cycle up to and including the 30 Day Post General Report does not list any contributions from TGI.

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7) Richard Guthman Campaign Fund	Atlanta City Councilman	\$100.00
8) Debbie McCarty Campaign Fund	Atlanta City Councilwoman	\$100.00

**LEGAL AND FACTUAL ANALYSIS**

A. 2 U.S.C. § 441e

Pursuant to 11 C.F.R. § 110.4(a)(1) and 2 U.S.C. § 441e, foreign nationals are prohibited from directly or indirectly making a contribution or by promising expressly or impliedly to make a contribution in connection with a convention, caucus, primary, general, special, or runoff election for any local, State, and federal public office. A foreign national is defined at 2 U.S.C. § 441e(b)(1) to mean a "foreign principal" as such term is defined specifically at 22 U.S.C. § 611(b). Section 611(b) defines "foreign principal" as including:

- (1) a government of a foreign country and a foreign political party;
- (2) a person outside of the United States, unless it is established that such person is an individual and a citizen of and domiciled within the United States, or that such person is not an individual and is organized under or created by the laws of the United States or of any State or other place subject to the jurisdiction of the United States and has its principal place of business in the United States, and;
- (3) a partnership, association, corporation, organization, or other combination of persons organized under the laws of or having its principal place of business in a foreign country.

Under 22 U.S.C. § 611(b), a corporation organized under the law of any state within the United States whose principal place of business is within the United States is not considered a

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foreign principal and, accordingly would not be a "foreign national" subject to the prohibitions under 2 U.S.C. § 441e. See Advisory Opinions 1985-3 and 1982-10.

Section 441e, however, does prohibit contributions by a foreign national through any other person. Because TGI's parent Canadian corporation is both a person, 2 U.S.C. § 431(11), and a foreign national by application of 22 U.S.C. § 611(b)(3), it follows that a contribution by TGI may only be made under certain conditions. That is, the parent Canadian corporation, Bombadier, Inc., may not directly or indirectly provide funds for a political contribution; nor may that corporation or any person who is a foreign national have any decision-making role or control with respect to making the contribution.

In the present instance, the evidence indicates that the \$10,000 in question was paid by TGI of Orlando, Florida and the disposition of \$900 in campaign funds was done through Ron Bookman and Associates, Inc. by Ron Bookman. There is no evidence to suggest that anyone involved with Bombadier, Inc., either provided the funds or was involved in the distribution of the \$900 in question. This Office, therefore, recommends that the Commission find no reason to believe that Bombadier, Inc. violated 11 C.F.R. § 110.4(a)(1) and 2 U.S.C. § 441e.

B. 2 U.S.C. § 441b

Pursuant to 2 U.S.C. § 441b, a corporation is prohibited from making any contributions or expenditures in connection with

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any election at which presidential and vice presidential candidates or a Senator or Representative in Congress are to be voted for. Conversely, a candidate, political committee, or other person is prohibited from knowingly accepting or receiving any prohibited corporate contribution, or for any officer or director of any corporation to consent to any contribution to the corporation.

According to information in the interview reports, the \$150 campaign contribution to the Swindall for Congress Committee was made through Ron Bookman and Associates, Inc., by Ron Bookman. As an apparent agent for TGI, Mr. Bookman may have had authority to disperse \$10,000 in TGI funds. It is, however, unclear whether he was authorized to make campaign contributions using those funds or whether he used the funds of Ron Bookman and Associates, Inc.

Accordingly, this Office recommends that the Commission find reason to believe that Transportation Group, Inc. and Ron Bookman and Ron Bookman and Associates, Inc., violated 2 U.S.C. 441b. Further, this Office recommends that the Commission find reason to believe that the Swindall for Congress Committee and Walter F. Pohl, Jr., as treasurer, violated 2 U.S.C. § 441b by knowingly accepting a \$150 campaign contribution from a corporation.

Unclear, at this point, is the involvement, if any of the Young International Development Corporation and of Walter Young, president of the Young International Development Corporation, in

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connection with Mr. Bookman's expenditure of the TGI funds because of the apparent dissolution of their informal partnership.

Because of the lack of information sufficient to determine the relationship and levels of involvement of the persons and corporate entities involved in this matter, this Office makes no recommendation at this time, with respect to the Young International Development Corporation. If the investigation in this matter indicates any involvement, this Office will make a further recommendation to the Commission.

C. 2 U.S.C. § 441f

Pursuant to 2 U.S.C. § 441f, no person shall make a contribution in the name of another person or knowingly permit his name to be used to effect such a contribution, and no person shall knowingly accept a contribution by one person in the name of another person.

Although the contribution to the Swindall Committee was made with TGI funds, it was made on a Ron Bookman and Associates, Inc. check. This Office, then, recommends that the Commission find that TGI violated 2 U.S.C. § 441f by making a contribution to the Swindall Committee in the name of Ron Bookman and Associates, Inc., and that Ron Bookman and Associates, Inc. violated 2 U.S.C. § 441f by knowingly permitting its name to be used to effect TGI's contribution.

Further, this Office notes that while the Swindall Committee accepted a check from Ron Bookman and Associates, Inc. and

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reported it as a contribution from Ron Bookman, the Swindall Committee was apparently unaware that the source of the funds was TGI, rather than Ron Bookman and Associates, Inc. Thus, because the Swindall Committee did not knowingly accept a contribution based on TGI funds, this Office makes no recommendation with respect to the Swindall Committee.

**RECOMMENDATIONS**

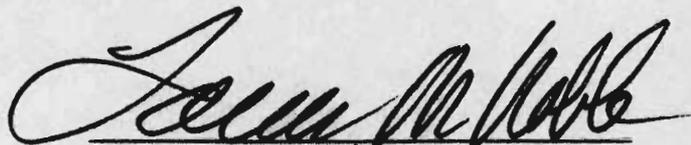
The Office of General Counsel recommends that the

**Commission:**

1. Open a MUR;
2. Find no reason to believe that Bombadier, Inc. violated 2 U.S.C. § 441e;
3. Find reason to believe that Ron Bookman and Ron Bookman and Associates, Inc. violated 2 U.S.C. §§ 441b and 441f;
4. Find reason to believe that the Swindall for Congress Committee and Walter F. Pohl, Jr., as treasurer, violated 2 U.S.C. § 441b;
5. Find reason to believe that Transportation Group, Inc. violated 2 U.S.C. §§ 441b and 441f;
6. Approve and send the attached letters and legal and factual analyses.

Date

4/14/87



Lawrence M. Noble  
Acting General Counsel

**Attachments**

1. Referral
2. Proposed letters and legal and factual analyses.

89040754751



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM TO: LAWRENCE M. NOBLE  
ACTING GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/JOSHUA MCFADDEN *JEM*

DATE: APRIL 17, 1987

SUBJECT: OBJECTION TO Pre-MUR 174: FIRST G.C. REPORT  
SIGNED APRIL 14, 1987

The above-captioned document was circulated to the Commission on Wednesday, April 15, 1987 at 4:00 P.M.

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

Commissioner Aikens	<u>          X          </u>
Commissioner Elliott	<u>                          </u>
Commissioner Josefiak	<u>                          </u>
Commissioner McDonald	<u>                          </u>
Commissioner McGarry	<u>                          </u>
Commissioner Thomas	<u>                          </u>

This matter will be placed on the Executive Session agenda for April 28, 1987.

Please notify us who will represent your Division before the Commission on this matter.

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
Bombadier, Inc. )  
Transportation Group, Inc. )  
Ron Bookman )  
Ron Bookman and Associates, Inc. )  
Swindall for Congress Committee )  
Walter F. Pohl, Jr., Treasurer )

Pre-MUR 174

(MUR  
2409)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of April 28, 1987, do hereby certify that the Commission took the following actions with respect to Pre-MUR 174:

1. Decided by a vote of 5-1 to decline to open a MUR.

Commissioners Aikens, Elliott, Josefiak, McDonald, and McGarry voted affirmatively for the decision; Commissioner Thomas dissented.

2. Decided by a vote of 5-1 to direct the Office of General Counsel to send an appropriate letter to the referring agency.

Commissioners Aikens, Elliott, McDonald, McGarry, and Thomas voted affirmatively for the decision; Commissioner Josefiak dissented.

(continued)

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3. Decided by a vote of 6-0 to reconsider the first actions taken.

Commissioners Aikens, Elliott, Josefiak, McDonald, McGarry, and Thomas voted affirmatively for reconsideration.

4. Decided by a vote of 4-2 to reject the recommendations contained in the General Counsel's report dated April 14, 1987, and instead -

- a) Decline to open a MUR.
- b) Direct the Office of General Counsel to send an appropriate letter to the referring agency.

Commissioners Aikens, Elliott, McDonald, and McGarry voted affirmatively for the decision; Commissioners Josefiak and Thomas dissented.

5. Decided by a vote of 6-0 to reconsider the previous action (noted in number 4 above).

Commissioners Aikens, Elliott, Josefiak, McDonald, McGarry, and Thomas voted affirmatively for reconsideration.

6. Decided by a vote of 4-2 to -

- a) Open a MUR;
- b) Find no reason to believe that Bombadier, Inc. violated 2 U.S.C. § 441e;
- c) Find reason to believe that Ron Bookman and Ron Bookman and Associates, Inc. violated 2 U.S.C. §§ 441b and 441f;
- d) Find reason to believe that the Swindall for Congress Committee and Walter F. Pohl, Jr., as treasurer, violated 2 U.S.C. § 441b;

(continued)

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- e) Find reason to believe that Transportation Group, Inc. violated 2 U.S.C. §§ 441b and 441f;
- f) Approve and send the letters and legal and factual analyses attached to the General Counsel's report dated April 14, 1987.

Commissioners Josefiak, McDonald, McGarry, and Thomas voted affirmatively for the decision; Commissioners Aikens and Elliott dissented.

Attest:

4-29-87

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

89040754755



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

May 11, 1987

Laurent Beaudin  
Chairman and CEO  
Bombadier, Inc.  
800 Dorchester Blvd. West  
Montreal, Canada H3B 1Y8

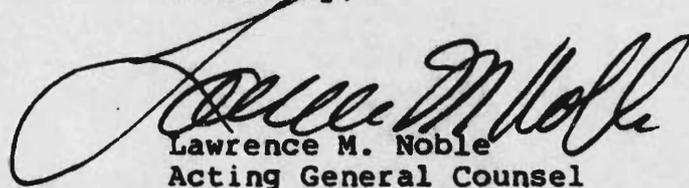
RE: MUR 2409  
Bombadier, Inc.

Dear Mr. Beaudin:

In the normal course of carrying out its supervisory responsibilities, the Federal Election Commission ("Commission") considered the issue of whether Bombadier, Inc. violated 2 U.S.C. § 441e, a provision of the Federal Election Campaign Act of 1971, as amended, ("the Act") which prohibits foreign nationals from directly or indirectly making contributions in connection with any local, state, and federal public office. On April 28, 1987, the Commission determined that there is no reason to believe that a violation of 2 U.S.C. § 441e has been committed by Bombadier, Inc.

This matter will become part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. § 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

Sincerely,

  
Lawrence M. Noble  
Acting General Counsel

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

May 11, 1987

Walter F. Pohl, Jr., Treasurer  
Swindall for Congress Committee  
P.O. Box 985  
Decatur, Georgia 33031

RE: MUR 2409  
Swindall for Congress  
Committee  
Walter F. Pohl, Jr., Treasurer

Dear Mr. Pohl:

On April 28, 1987, the Federal Election Commission determined that there is reason to believe that the Swindall for Congress Committee and you, as treasurer, violated 2 U.S.C. § 441b, 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.

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Walter F. Pohl, Jr., Treasurer  
Swindall for Congress Committee  
Page 2

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 Shelley Garr, the staff member assigned to this matter, at (202) 376-8200.

Sincerely,



Scott E. Thomas  
Chairman

Enclosures

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

89040754758



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

May 11, 1987

A. Carl Mawby, Vice Chairman  
Transportation Group, Inc.  
2460 Sand Lake Road  
Orlando, Florida 32807

RE: MUR 2409  
Transportation Group, Inc.

Dear Mr. Mawby:

On April 28, 1987, the Federal Election Commission determined that there is reason to believe that Transportation Group, Inc. violated 2 U.S.C. §§ 441b and 441f, 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 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 you, 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.

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plm

A. Carl Mawby, Vice Chairman  
Transportation Group, Inc.  
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 Shelley Garr, the staff member assigned to this matter, at (202) 376-8200.

Sincerely,



Scott E. Thomas  
Chairman

Enclosures

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

89040754760



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

May 11, 1987

Ron Bookman  
Ron Bookman and Associates  
P.O. Box 725302  
Atlanta, Georgia 30339

RE: MUR 2409  
Ron Bookman

Dear Mr. Bookman:

On April 28, 1987, the Federal Election Commission determined that there is reason to believe that you and Ron Bookman and Associates, Inc., violated 2 U.S.C. §§ 441b and 441f, 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. 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 you, 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.

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Letter to Ron Bookman  
Page Two

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 Shelley Garr, the staff member assigned to this matter, at (202) 376-8200.

Sincerely,



Scott E. Thomas  
Chairman

Enclosures

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

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RECEIVED AT THE FED  
**HAND DELIVERED**  
87 MAY 29 P 2: 06

LAW OFFICES

**HICKS, MALOOF & CAMPBELL**

A PROFESSIONAL CORPORATION  
SUITE 3401, 101 MARIETTA TOWER  
ATLANTA, GEORGIA 30335-5901  
(404) 588-1100

ROBERT E. HICKS  
MAURICE N. MALOOF  
CHARLES E. CAMPBELL  
ROBERT A. BARTLETT  
CHARLES E. WILSON III  
ROBERT E. TRITT  
BRUCE N. EDENFIELD  
PETER J. QUIST  
J. MICHAEL LEVENGOOD  
J. DAVID DANTZLER, JR.  
STEVEN K. BENDER  
MICHAEL S. BRADLEY  
ROBERT TAYLOR ROSS  
LISA L. WEBB  
DAVID G. REDDICK  
HENRY F. SEWELL, JR.  
VIRGINIA B. PETERSON

TELECOPIER 588-8860  
TELEX 54-2701  
HM&C ATL

May 28, 1987

VIA PUROLATER COURIER

Shelley Garr  
Federal Election Commission  
Washington, D.C. 20463

Re: MUR 2409 Swindall For Congress Committee  
Walter F. Pohl, Jr., Treasurer

Dear Ms. Garr:

This firm represents Swindall for Congress Committee, Inc. ("Committee") and Walter F. Pohl, Jr., its Treasurer, in the above referenced matter. A consent as to this representation signed by Walter F. Pohl, Jr., on his behalf and on behalf of the Committee is enclosed.

Please consider this letter as a request for pre-probable cause conciliation. The letter of the Federal Elections Commission dated May 11, 1987 was received by the Swindall for Congress Committee on May 18, 1987. This response is within fifteen days of the receipt of the May 11, 1987 letter.

Since the receipt of your May 11, 1987 letter, the Committee has examined the issues raised therein and responds as follows:

1. On or about May 24, 1985 a check was received by the Swindall for Congress Committee, Inc. drawn on the bank account of Ronald or Collette Bookman, 3995 Randall Mill Road, N.W., Atlanta, Georgia 30327. This check was in the amount of \$50 and was signed by Ronald Bookman. It is the policy of the Committee to keep copies of all checks, and a copy of this check is enclosed and identified as Exhibit "A". You will note that the copy of the check is scratched through. Our file copy appears in the

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RECEIVED  
OFFICE OF THE  
GENERAL COUNSEL

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Shelley Garr  
May 28, 1987  
Page Two

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same manner. According to what we have been able to determine, this check was originally returned by the bank for insufficient funds and the Committee's bookkeeper at that time scratched through it. Subsequently, the check was redeposited and did clear the bank, from what has been determined. The relevance of this check is that it led to the creation of an entry in the Committee's computer software for Ronald Bookman at his home address.

2. On or about October, 1985, the Swindall for Congress Committee sent solicitation letters asking those on its mailing list (including Bookman) to purchase tickets to an event at which Vice President Bush would appear. Enclosed with the letter was a reply card asking for the information required by Federal Election laws. Bookman (or someone on his behalf) completed the card and returned it together with a check in the amount of \$150 made payable to the Swindall for Congress Committee. A copy of his card and a copy of his check are enclosed as Exhibit "B". This check and card were one of a great number received; the Bush event raised approximately \$100,000 for the Committee. Note that the card identifies Bookman, in his individual capacity, as the person making the contribution. The check is obviously confusing. It bears the typed logo "Ronald Bookman & Associates, Inc.", but also the printed logo "Robert J. Kaufman PC". The best we have been able to determine is that the person responsible for making the deposits and for making the entries in the computer program upon opening the envelope called up Ronald Bookman's name and found that there was already a computer listing for him on Randall Mill Road. Because of the representations made by Bookman on his card, and, undoubtedly being confused by the various legends on the check, the \$150 contribution was posted to Ronald Bookman's individual account. I am enclosing as Exhibit "C" page 4 of the Committee's itemized receipt statement for the 1985 Year End FEC Report which shows \$150 contribution from Bookman on October 2, 1985. Consistently, the report also shows a year-to-date total of \$200.

3. On or about August, 1986, the attention of the campaign staff was directed to the Bookman contribution. Upon close examination at such time, it appeared that, notwithstanding the reply card which represented that the contribution was an individual contribution, the check may have represented a corporate contribution. In keeping with the practice of the Committee to promptly refund any inappropriate contribution, on August 6, 1986, Matt Hawkins, Campaign Manager, wrote to Robert J. Kaufmann,

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LAW OFFICES

HICKS, MALOOF & CAMPBELL

A PROFESSIONAL CORPORATION

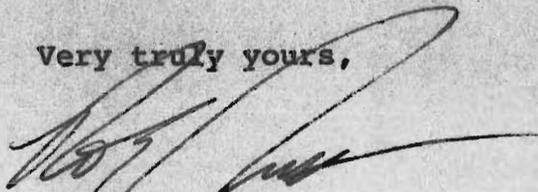
Shelley Garr  
May 28, 1987  
Page Three

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the party who signed the check in question, enclosing a refund check of \$150. A copy of the letter to Robert J. Kaufmann, dated August 6, 1986, is enclosed as Exhibit "D". This check has apparently not cleared the bank, but for your information a copy of the check stub showing this check is also enclosed as Exhibit "E".

We hope that upon your review of this information, that you will agree with the Committee's conclusion that there has been no unlawful or inappropriate act by the Swindall for Congress Committee or Walter F. Pohl, Jr., its Treasurer.

Very truly yours,



ROBERT E. TRITT

RET:sle  
Enclosures

cc: Walter F. Pohl, Jr. (via telecopy)

89040754765

May 27, 87 08:35 CONG

EXHIBIT P. A

O. L. OR HELEN G. BURDETTE  
4120 BONTURA COURT 294-6638  
STONE MOUNTAIN, GA 30083

June 25 '85

06-10  
610

PAY TO THE ORDER OF

The Honorable Pat Swindall  
Ten ~~and~~ ~~no~~ ~~one~~ ~~hundred~~ DOLLARS

Trust Company Bank  
Atlanta, Georgia

FOR Campaign debt

*[Signature]*

⑆06 1000 104⑆ 8812597881⑆ 2025

(3343) 7c

ATTN:  
Bob  
Tritt

J. D. OR JOY C. HORNEY  
BOX 1826 782-4821  
CLAYTON, GEORGIA 30528

2878

PAY TO THE ORDER OF

Swindall & Co.  
Two ~~and~~ ~~no~~ ~~one~~ ~~hundred~~ DOLLARS

2878

06-10  
611

⑆2⑆

BANK OF CLAYTON  
CLAYTON, GEORGIA 30528

FOR

⑆002878⑆ ⑆061104864⑆ 00 06 008⑆

*[Signature]*

(3344) 7c

89040754766

~~RECEIVED BY THE BANK OF CLAYTON~~  
~~ON 06/25/85~~  
~~FOR DEPOSIT ONLY~~  
~~DO NOT WRITE IN THESE SPACES~~  
~~OR SIGNATURES~~  
~~OR STAMPS~~  
~~OR MARKS~~  
~~OR CHECKS~~  
~~OR OTHER DOCUMENTS~~  
~~OR COPIES~~  
~~OR REPRODUCTIONS~~  
~~OR ANY OTHER MARKS~~  
~~OR ANY OTHER INFORMATION~~  
⑆06 1000078⑆ 23 047 78⑆ 0998 ⑆0000005000⑆

Send  
thru

A

# EXHIBIT B

Federal Election laws require us to provide the following information:

Name: RONALD BOOKMAN Phone: (404) 262-9169 (H) (O)  
 Address: P.O. Box 725302  
 City and State: ATLANTA, GEORGIA Zip: 30339  
 Employer or Firm: RON BOOKMAN ASSOCIATES (check box if self-employed)  
 Occupation or Title: PRESIDENT City and State: ATLANTA, GEORGIA

Make checks payable to:  
The Swindall for Congress Committee

89040754767

ROBERT J. KAUFMAN, P. C. TRUST ACCOUNT 600 S. PACES FERRELL RD. NE ATLANTA, GA 30308	Ron Bookman & Assoc., Inc. P.O. Box 725302 Atlanta, GA 30339	Trust Company Bank Atlanta, Georgia	453				
	SWINDALL FOR CONGRESS COMMITTEE		Oct. 4 1987				
	PAY TO THE ORDER OF <u>SWINDALL FOR CONGRESS COMMITTEE</u>		<u>150.00</u>				
	<u>One Hundred - fifty + 00/100</u>		DOLLARS				
THE CHECK IS DELIVERED IN CONNECTION WITH THE FOLLOWING CONTRACT:							
<table border="1"> <tr> <td><u>Campaign</u></td> <td></td> </tr> <tr> <td><u>Re-election</u></td> <td></td> </tr> </table>		<u>Campaign</u>		<u>Re-election</u>		<u>Robert J. Kaufman</u>	
<u>Campaign</u>							
<u>Re-election</u>							
#000453# 4061000104: 8800806112#							

**HIBIT 67**  
 Page 4 of 48  
 for Line Number 114

**FILE A**

**ITEMIZED RECEIPTS**

Full Name of Committee: Swindall for Congress

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipt
Mr. Cyril Bell 4886 Candlewood Lane Stone Mountain, GA 30088		P	10/10/85	100.00
Total YTD: \$ 270.00				

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipt
Mr. G.P. Bennett 755 Columbia Drive Suite 33 Decatur, GA 30030		P	12/02/85	100.00
Total YTD: \$ 200.00				

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipt
Mr. Wendell Bird 4227 Glengory Drive Atlanta, GA 30342	Parker, Johnson, Cook & Attorney	P	10/13/85	100.00
Total YTD: \$ 200.00				

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipt
Mr. George M. Sobo 3922 Beachwood Drive Atlanta, GA 30327		P	10/22/85	100.00
Total YTD: \$ 1000.00				

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipt
Mr. Ronald Bookman 3995 Randall Mill Road, N.W. Atlanta, GA 30327	Ron Bookman & Assoc. President	P	10/02/85	150.
Total YTD: \$ 200.00				

**TOTAL THIS PAGE: 1450.**

89040754768

# PAT SWINDALL

U.S. CONGRESSMAN  
4th DISTRICT

August 6, 1986

EXHIBIT D

Mr. Robert J. Kaufman  
460 E. Faces Ferry Road NE  
Atlanta, GA 30305

Dear Robert,

After taking a full accounting of all our contributions, I discovered check #453 for \$150 that was drawn on your P.C. trust account and dated October 2, 1985. The Federal Elections Commission prohibits our campaign from accepting corporate checks, and I apologize for the delay in returning the money to you.

Thank you for your support for Pat, and I hope you'll feel welcome to become involved with his 1986 re-election campaign.

Please call me at 377-9633 if you have any questions.

Sincerely,

MATT HAWKINS  
CAMPAIGN MANAGER

mh/de

89040754769

EXHIBIT E

89040754770

No. 1250		BALANCE BROUGHT FORWARD 49,440.66	
DATE 8/5, 1986			
TO cash		1615	
FOR petty cash for NO			
TOTAL		50,055.66	
AMOUNT THIS CHECK		50.00	
BALANCE		50,005.66	

LET SOURCE OF DEPOSIT AND INFORMATION ABOUT DEPOSITOR BE CHECKED BY BANK

No. 1251		BALANCE BROUGHT FORWARD 50,005.66	
DATE 8/5, 1986			
TO Robt Kaufman 406 E. Peachbery Rd. Apt. 203		230.00	
FOR check returned per mail		60.00	
TOTAL		50,295.66	
AMOUNT THIS CHECK		170.00	
BALANCE		50,125.66	

Robt - Buyer,  
Jacob  
Bauer

No. 1252		BALANCE BROUGHT FORWARD	
DATE 8/7, 1986			
TO DeKalb County		465.00	
FOR precinct list		970.00	
TOTAL		1,435.00	
AMOUNT THIS CHECK		1,435.00	
BALANCE		0.00	

600 3487

LAW OFFICES OF

DECHERT PRICE & RHOADS

3400 CENTRE SQUARE WEST  
1500 MARKET STREET  
PHILADELPHIA, PA 19102  
TELEX 84 5324 BARDEP  
(215) 972-3400

1730 PENNSYLVANIA AVENUE, N.W.  
WASHINGTON, DC 20006  
2021 783-7200  
800 NORTH THIRD STREET  
HARRISBURG, PA 17102  
(717) 233-7847

477 MADISON AVENUE  
NEW YORK, NY 10022  
(212) 368-4400

250 AVENUE LOUISE  
1050 BRUSSELS, BELGIUM  
(021) 947 85 82

52 BEDFORD SQUARE  
LONDON WC1H 3ZK, ENGLAND  
01. 631. 3383

BRETT A. SCHLOSSBERG  
DIRECT DIAL: (215) 972-3693

May 28, 1987

29 P 2: 36

Mr. Scott E. Thomas, Chairman  
Federal Election Commission  
Washington, DC 20463

Re: MUR 2409  
The Transportation Group Inc.

Dear Mr. Thomas:

I have been retained to represent The Transportation Group Inc. ("TGI") with respect to the above-referenced Matter Under Review ("MUR"). A Statement of Designation of Counsel dated May 15, 1987 signed by Mr. A. C. Mawby, Vice Chairman and Chief Executive Officer, is enclosed.

In accordance with your letter to Mr. Mawby dated May 11, 1987, I am submitting herewith on behalf of TGI, materials which the company believes are relevant to the Commission's consideration of this MUR. TGI is extremely concerned that its funds, albeit small in amount, apparently were contributed to political campaigns without either TGI's knowledge or consent. TGI uniformly attempts to comply fully with all applicable laws and expects to cooperate fully with the Commission.

To this end, TGI is interested in exploring the possibility of "pre-probable cause conciliation," as described in your letter and in the Commission's regulations at 11 C.F.R., Section 111.18(d). Please notify me as to what steps should be taken in this regard.

8904075471

97 JUN 1 P 2: 00

RECEIVED  
OFFICE OF THE  
GENERAL COUNSEL

Mr. Scott E. Thomas, Chairman  
May 28, 1987  
Page 2

Thank you for your consideration of this letter and its enclosures.

Sincerely,

*Brett A. Schlossberg*  
Brett A. Schlossberg

BAS:mjo  
Enclosures

cc: Mr. A.C. Mawby (w/encs.)  
Ms. Shelly Garr (w/encs.)

89040754772

STATEMENT OF DESIGNATION OF COUNSEL

MUR 2409

NAME OF COUNSEL: Brett A. Schlossberg, Esquire

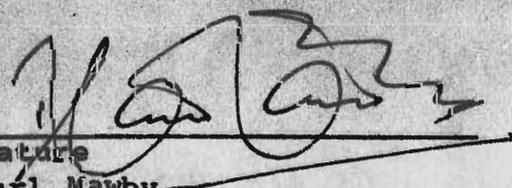
ADDRESS: Dechert Price & Rhoads  
3400 Centre Square West  
1500 Market Street

Philadelphia, PA 19102

TELEPHONE: (215) 972-3693

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

May 15, 1987  
Date

  
Signature

A. Carl Mawby  
Vice Chairman and Chief Executive Officer

RESPONDENT'S NAME: The Transportation Group Inc.

ADDRESS: 2460 Sand Lake Road  
Orlando, Florida 32807  
305-857-2727

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

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

89040754773

**the TRANSPORTATION GROUP INC.**

May 22, 1987

*via Federal Express*

Mr. Brett Schlossberg  
Dechert, Price & Rhoads  
3400 Centre Sq. W. 1500 Market  
Philadelphia, PA 19102

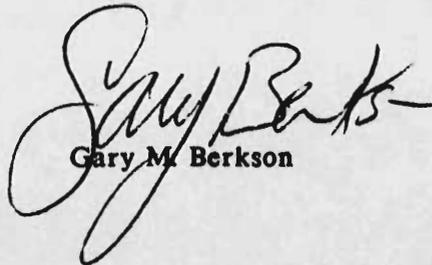
Dear Mr. Schlossberg:

In response to our recent conversation, enclosed is a chronology of events (with exhibits attached) related to the matter being investigated by the Federal Election Commission.

Although the factual situation is rather long and complex, the matter is really very simple. Mr. Bookman was never employed by TGI to perform services for our company. Funds were transferred to his company based upon misrepresentations made by him to us. Attempts to recover those funds short of filing a lawsuit were unsuccessful. Most important, we were unaware of any campaign contributions that may have been made on behalf of TGI until some time after those contributions were made. If in fact we had been made aware of any such contributions, we would have taken whatever action necessary to remedy the situation.

At this time we would like you to prepare an appropriate response to the Federal Elections Commission so that we may remedy this situation as quickly as possible.

Very truly yours,

  
Gary M. Berkson

GMB:sb

Enclosures

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**CHRONOLOGY OF EVENTS RELATED TO  
MARKETING EFFORTS OF TGI IN ATLANTA, GEORGIA**

Beginning in early 1985 and throughout the summer of that year, The Transportation Group, Inc. (TGI) quietly investigated the Atlanta market to determine the potential for application of its monorail technology. During that time, Atlanta based representatives of the Governments of Canada and Quebec recommended the establishment of an agency relationship with Dr. Walter Young who had acquired considerable expertise in local transit issues through a previous working relationship with the French.

At the request of Carl Mawby (Vice Chairman and CEO of TGI), a meeting was arranged between Dr. Young and Buddy Taylor, TGI's Marketing Representative, during the first week of September, 1985. At the request of Dr. Young, the meeting was also attended by a Canadian Trade Commissioner and Mr. Ron Bookman who was introduced by Dr. Young as his colleague. At that meeting, the parties agreed to explore the potential for a working relationship between TGI and YIDC (Dr. Young's company-Young International Development Corporation). Taylor, Young and Bookman met on several occasions to explore the relationship.

On September 18, Mr. Mawby met with Taylor, Young and Bookman to discuss the situation. At that time Dr. Young introduced Bookman as "my colleague" and indicated that Bookman would be associated with him in any activities on behalf of TGI. By letter dated September 19, 1985 from Mr. Mawby to Dr. Young (Exhibit A), TGI expressed its intent to enter into an agreement with YIDC whereby YIDC would provide marketing guidance and support to TGI's efforts to sell turnkey transit systems in the Atlanta area. Though the relationship was to be subject to negotiation of acceptable terms and condition, Mr. Mawby expressed the urgent need to move forward as quickly as possible.

During the next several days the parties discussed the specifics of the nature of the relationship including the possibility of making campaign contributions to local political candidates. Mr. Ted Lackland, a partner with the law firm of Arnall, Golden & Gregory and attorney for Dr. Young, was requested to investigate the legality of such contributions. Concurrently, Mr. Mawby consulted the TGI policies outlined in its Code of Ethics.

Prior to receiving Mr. Lackland's opinion (which was expressed in a memo from Dave Worley to Mr. Lackland dated September 27, 1985-Exhibit B), Mr. Mawby concluded that any campaign contributions would not be appropriate since they would be questionable under the law and TGI's Code of Ethics; and of minimal value to TGI's efforts in the Atlanta area. Dr. Young agreed with Mr. Mawby's opinion over objections of Mr. Bookman who felt the contributions were necessary.

It was agreed that TGI would forward a check to Mr. Lackland's firm in the amount of \$10,000 to be held in trust for the purpose of reimbursing YIDC for its expenses incurred on behalf of TGI. Since the formal agreement between TGI and YIDC had not yet been executed, it was understood that the law firm would only disburse funds upon approval of TGI of the expenses incurred by YIDC. On September 26, Mr. Bookman called Mr. Mawby and informed him that the Atlanta lawyers and Dr. Young had decided that the check should be issued to his company rather than the law firm. On that same day, TGI issued a check for \$10,000 to

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Ron Bookman and Associates, Ltd. and delivered that check in care of Mr. Lackland (Exhibit C).

On October 7th Dr. Young called Mr. Mawby to inform him that Young had terminated his relationship with Mr. Bookman due to certain actions by Bookman that were not in Young's best interest. Over the course of the next few weeks there was considerable confusion caused for the most part by Bookman's actions including false statements regarding the purpose of the \$10,000 (see Exhibit D) and an impromptu trip to Montreal by Bookman to meet with executives of TGI's parent company.

Finally, a telephone conversation took place between Mr. Taylor and Mr. Bookman on October 24 which was memorialized by a memo from Mr. Taylor (Exhibit E) and a letter from Mr. Bookman (Exhibit F). Mr. Bookman acknowledged that he was no longer performing services for TGI, either directly or indirectly through his relationship with YDIC. Further, he acknowledged that funds had been transferred to his company by TGI. He claimed that approximately "\$1200 had been disbursed leaving a balance of 8800 dollars" which would be reimbursed to TGI. He also forwarded an invoice for \$20,680.86 which he claimed represented his efforts on behalf of TGI though he had been advised by Mr. Taylor that TGI's relationship was with YDIC and not him or his company. Although it was not clear at this time, apparently Bookman utilized portions of the funds to make political contributions without TGI's knowledge or authorization.

By letter dated October 24, 1985 (Exhibit G) Mr. Lackland acknowledged that TGI worked with Bookman only because he was Dr. Young's agent. For that reason, Mr. Lackland accepted responsibility for pursuing the funds on behalf of TGI (see Exhibits H, I and J). His attempts and demands by Mr. Mawby (Exhibit K) were unsuccessful. Due to a number of factors including TGI's desire to continue marketing efforts in Atlanta and Bookman's apparent financial difficulties, the company decided not to pursue legal recourse against Bookman.

Most important, it should be noted that TGI was not aware of the fact that any of the funds had been utilized for purposes of making campaign contributions until some time after the contributions had had been made. As stated above, TGI had discussed the possibility of making contributions to local political candidates, but had decided that such activities would not be in the company's best interest. If TGI had been aware that such contributions were being considered on behalf of TGI, the company would have used its best efforts to prevent such actions.

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ATL

**the TRANSPORTATION GROUP INC.**

September 19, 1985

Dr. Walter Young  
Young International Development Corp.  
2265 Cascade Road  
Atlanta, GA 30311

Dear Dr. Young,

It was good to meet with you and your colleague, Mr. Bookman, to discuss the potential for collaboration between our organizations. I was particularly grateful for your views on the probability of action to solve transportation problems in the Atlanta area.

By this letter I stipulate the intent of The Transportation Group, Inc. (TGI), a wholly owned (U.S.) subsidiary of Bombardier, Inc. of Montreal, Canada, to work with The Young International Development Corporation (YIDC) in all matters pertaining to the provision of people transportation systems in the Atlanta area. The role of TGI within the relationship will be to provide, sell, instal, construct, test and where appropriate, operate transit systems and equipment, while that of YIDC will be the provision of marketing guidance and support.

TGI fully recognizes the lengthy and intense effort devoted by YIDC to the pertinent market, and will express that recognition in the terms of agreement to be negotiated as quickly as possible.

Subject solely to the agreement of specific terms and conditions to govern the proposed relationship, TGI proposes to move quickly towards the presentation of a proposal of a transit system to meet the needs of the GA 400 project. Secondary projects may include rail links from Atlanta to other cities and people-mover systems in and near Atlanta. TGI reserves the right to introduce Mr. Bud Debenham and other individuals and/or corporations to any or all of these projects as and when, in the opinion of TGI, such action would contribute to the success of the project concerned.

It is the understanding of TGI that YIDC will henceforth, until the intent detailed in this letter is either consummated in a formal agreement or abandoned, devote its activities in matters related to transportation in the Atlanta area to the support of the TGI initiatives.

Exhibit A



Dr. Walter Young  
September 19, 1985  
Page Two

As this matter is of urgency, I have asked Mr. Buddy Taylor to contact you within the next few days to discuss how we may proceed. We appreciate your considered opinion that an order may be obtained within six months, and we are prepared to work towards this ambitious target. We will also have in your hands by September 29 material suitable for release to the press.

We are pleased by our new association and will do all that we can to ensure our joint success.

Yours sincerely,

A. Carl Mawby  
Vice Chairman and CEO

ACM:dcw

cc: Mr. R. Bookman  
Mr. J. Perkins ✓  
Mr. M.A. Roy  
Mr. B. Taylor

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ARNALL GOLDEN &amp; GREGORY

MEMORANDUM

TO: Ted Lackland  
FROM: Dave Worley  
DATE: September 27, 1985  
RE: Campaign Contributions by Foreign Corporations

Title 2, §441-e(a) of the United States Code states that

It shall be unlawful for a foreign national directly or through any other person to make any contribution of money or other thing of value, or to promise expressly or impliedly to make any such contribution, in connection with an election to any political office or in connection with any primary election, convention or caucus held to select candidates for any political office; or for any person to solicit, accept or receive any such contribution from a foreign national. (Emphasis added).

This section is contained in Chapter 14 of Title 2 of the U. S. Code, which governs contributions to federal election campaigns. Thus, an argument could be made that §441-e(a) does not apply to an election to local or state office. However, the general definitional section for this chapter contains a specific definition of the term "Federal office", 2 U.S.C. §431(3), indicating that Congress could have narrowed the §441-e(a) definition by inserting the phrase "Federal office."

Exhibit B

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Since Congress did not insert the narrower definition, it could be argued that the broader statement "any political office" was intended to cover state or local races.

Moreover, although §441-e(a) was adopted as part of the Federal Election Campaign Act of 1974, it merely incorporates a previous section, 18 U.S.C. §613, which was enacted as part of the Foreign Agents Registration Act Amendments of 1966. The legislative history of this statute refers to "any political office" and makes no distinction between federal and state or local offices. 1966 U.S. Code Cons. & Admin. News, at 2411. Thus, it seems likely that §441-e does in fact apply to state or local campaigns.

I attempted to call the office of the state Campaign and Financial Disclosure Commission on Friday, but the staff was out of the office all day at the Commission's monthly meeting. I will attempt to call them for a clarification on Monday.

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9/26

Andre,

Carl asked me to get the following to you:

Please issue a cheque for \$10,000. to:

RON BOOKMAN AND ASSOCIATES LTD.

c/o Arnall, Golden & Gregory

55 Park Place

Atlanta, Georgia 30335

Attn: Ted Lackland

Carl 26/9

I am to have the above Federal Expressed to Ron this evening.

Deborah

6092  
50002

THE TRANSPORTATION GROUP, INC.			
APPROVAL:	POSTED:		
VENDOR #: 50002	DUE DATE: 9/27		
G.L. ACCT.#	DATE	AMOUNT	D/C
6092	9/27	\$10,000	

CK#267

89040754781

→ A. Roy Please issue  
Cheque for \$10,000. -

to:

RON BOOKMAN AND  
ASSOCIATES LTD.

90 ARNALL, GOLDEN  
K GREGORY.

55 PARK PLACE.

ATLANTA,

GA 30335

(for the attention of  
TED LACKLAND)

26/9

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RON BOOKMAN & ASSOCIATES, INC.  
INTERNATIONAL MARKETING • CONSULTING FIRM

October 8, 1985

OCT 15 1985

Mr Adam Skorecki, Attorney at Law  
Arnall Golden & Gregory  
55 Park Place  
Atlanta, Georgia 30335

Adam,

Enclosed is a copy of check # 267 payable to Ron Bookman & Associates, which was deposited in escrow on 30 September. The escrow account is held by my attorney, Mr Robert J. Kaufman of Friedman and Kaufman.

There seems to be a tremendous amount of confusion re this transaction. This confusion is to the point of unwarranted phone calls to the potential client seriously impugning my integrity and reputation in this matter. These unwarranted calls, I'm quite sure will harm my just abilities to effectively work with the client in the future.

As my honest ability was placed in question, I wish to set the record straight.

The Transportation Group, Inc. made known their intent to remit the funds primarily to support candidates of our choice currently running for elected office, who to some degree, in the past have supported The GA 400 Project. Of this intent, on the behalf of the client, I am sure you are aware.

On Thursday, September 26, unable to reach Mr Ted Lackland, attorney for Dr Walter Young, I placed a call to you at about 1:45 PM . I specifically asked you, should this intended check be made payable to Arnall Golden & Gregory. Your response, I'm sure you will recall, was that AG&G would not accept the check in the Firm's name. At this point, I informed the potential client, TGI, to make the check payable to myself, Ron Bookman & Associates. The client, understanding your stated position, agreed. As we had discussed in earlier conversations with Mr Mawby, the clear intent of the initial funds were to support candidates we felt would have our interest at heart later in the year. Further Mr Mawby was made aware of the very sensitive aspect of making the funds payable to Young International Development Corp., due to possible charges of influence peddling/and or serious conflict of interest implications. Mr Mawby was advised of this possible impropriety via previous News Accounts and the very detailed research performed previously by Mr Buddy Taylor.

P.O. Box 725302 Atlanta, Ga. 30339 • (404) 262-9169 • Telex 4611041 COMTEL ATL  
Exhibit D

89040754783

Page 2...Skorecki

Additionally, we felt that all campaign funds/contributions were to be documented and kept in line with Campaign Contribution Laws. My instructions to Mr Kaufman, as per everyone understanding, were in keeping with this intent. Mr Lackland, representing Dr Young, agreed to give a written list of candidates for our records in the event of any implication of wrongdoing later. I never received any list.

On Thursday, October 3rd, I hand delivered a letter to Mr Lackland, again requesting a written list, as the elections were indeed near. He received the letter. Friday, October 4th, I received a call from Mr Lackland indicating he wanted a check for 1500 Dollars drawn to the attention of Dale International, a construction firm. Further that a gentleman, named Mr Tom Evans would fetch the check when issued. I asked Mr Lackland, would he give me a letter to this effect, for our records. His response was no. In my opinion and supported by the counsel of Price Waterhouse and reconfirmed by Mr Kaufman, although no wrongdoing apparently was intended, my firm would ultimately have to justify this check. As I understand it, later on Friday, October 4th, Mr Lackland repeated his request to Mr Kaufman re the 1500 dollars to Dale International. As Mr Kaufman had no authority to do so, and unable to reach myself, he could not issue this amount from the Escrow Account.

On Monday, October 7th, Dr Walter Young placed a call to the client. We believe this to be the advice of his counsel. Mr Mawby, only hearing the half-truths by Dr Young and not your firm's position earlier, places a stop-payment on check # 267 and authorizes a new payment to AG&G, as per my and Mr Kaufman's understanding.

It certainly is the right of the client to do exactly what they feel is the right position. We are not concerned with their reversal of decisions. What concerns us is the information or lack of information that led to their decision. That I consider improper.

By my position in this letter, we do not question the integrity of Mr Lackland, but the events of recent days forces RBA to ask serious questions. As your firm is one of integrity and well respected nationally, I am quite sure that this mundane matter, in both our opinions, deserves serious answers.

Sincerely,

  
Ronald G. Bookman, President  
Ron Bookman & Associates, Inc.

RGB/caj

89040754784

→ ATLANTA FILE

111

MEMORANDUM

TO: File  
FROM: Buddy Taylor  
DATE: October 24, 1985  
SUBJECT: 10/24/85 Telephone Conversation  
Between Buddy Taylor and Ron  
Bookman Re: Georgia 400 Project

---

Ted Lackland received a call from Ron Bookman today. Ted explained that I was in his office, gave me the phone, and excused himself.

Throughout the conversation, Ron referred to himself or his interest as "his group" or "his side." Ron stated that his side had been "neutralized" before he went to Montreal. He felt that he had been muscled out and when asked what he was seeking, he explained a negotiated settlement for the time and effort he had expended on behalf of the Georgia 400 project up to October 14, 1985. He explained that is all his side is seeking. Ron next explained that his side could not deal with the way the project is now organized. I told Ron that before I would engage in a conversation concerning any settlement or the discussion of any expenses that it would be necessary for him to provide, through his attorney, a written list of expenses and expenditures and upon receipt, I would respond promptly.

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Ron next attempted to explain the purpose of the Montreal visit. He stated that:

1. He believed that his group could have been effective in delivering a contract to Bombardier though it was not working with TGI.
2. He said that he did not go to Montreal to sling mud, but merely delivered a professional presentation on how his group could deliver a transportation system contract.
3. In support of his remark of his desire not to sling mud, he explained that he chose not to bring up the \$10,000 issue in the meeting with Ramon and Mark Rebar, corporate counsel. He said further that during the 3 hour meeting, Ramon seemed inter-ested only in whether or not a project was going to happen.

I next asked Ron where the \$10,000 was and he responded by saying that his side verified with Sun Bank approximately 2 weeks ago that "the check had been stopped." It was still his side's understanding that the check has not cleared although it has not been returned to his side. He further explained that approximately \$1,200 has been disbursed and that \$8,800 is still in his lawyer's escrow account. He hastened to add that there had not been any "funny business"

with the money. I requested that he verify with the contact that he previously made with Sun Bank that, in fact, the check would, or would not be, honored and upon verification that it was honored to deliver the balance to me with a check made payable to TGI. Ron said he would pursue this question.

Ron next offered to deliver his summary of expenses today, relative to the negotiated settlement mentioned above. Then, he sought to explain further the purpose of his trip to Montreal.

He stated that:

1. He could not understand why Carl Mawby had a misunderstanding with his side.
2. His side had no input in the selection of Arnall, Golden & Gregory and acknowledged that they are one of the best law firms in the City.
3. He is not aware of why his side was dismissed and asked me what specific allegations had been made. (I said I did not know.)
4. He said that he clearly understands that the \$10,000 was for campaign contributions and could not understand why a check in the amount of \$1,500 was requested to be made payable to Dale International. He again explained that he did not understand any allegations of wrong doing.

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nor why the decision was made to dismiss his side. When asked again for my input, I explained that I didn't have the answer inasmuch as I was not involved in the discussions.

In conclusion, Ron indicated that Dr. Young had not acted properly with "their side's work." Bookman stated that his side had done all the work: packaging, presentation, marketing and meetings, and therefore, when he was dismissed, he took his side's case to Montreal. I reminded Ron that TGI's initiative was directed to Young International Development and not Ron Bookman and that any involvement on the part of Ron Bookman was at the discretion of Walter Young. I wanted him to understand that in my view, he had no "side" with which I had ever dealt and that TGI had no arrangement of any kind with him or "his side."

In closing the conversation, I told Ron that I would gladly respond to any document he presented and wished him well. Bookman's last remark was: "You have not seen the last of me."

89040754788



RON BOOKMAN & ASSOCIATES, INC.  
INTERNATIONAL MARKETING • CONSULTING FIRM

October 24, 1985

Mr Francis 'Buddy' Taylor  
Transportation Group Incorporated  
201 South Orange Ave.  
Suite 1000  
Orlando, Florida 32801

Mr Taylor:

Pursuant to our conversation of today, please consider this letter as an effective resignation of my firm's efforts in Mass Transit Projects contemplated by Bombardier/The Transportation Group, Inc. This action is retroactive to the effective close of the business day, Friday, October 11th, 1985.

Prior to Friday, October 11th, and based on representations by The Transportation Group Inc., to include Arnold Golden & Gregory and Dr Walter F. Young, my pursuit of Mass Transit Projects in your behalf was based on the accepted belief that Ron Bookman & Associates, Inc, indeed was an integral partner in your Atlanta & Georgia efforts. With that stated belief, RBA proceeded on a best efforts basis to procure support for your stated purpose. To include the following efforts:

- A. The retention of PRICE WATERHOUSE as Financial, Tax and Land Acquisition Counsel.
- B. Legal Efforts of Friedman & Kaufman.
- C. Secretarial Time/Administrative tasks.
- D. Printing Cost.
- E. Consulting Time/Efforts.

You will find enclosed a separate invoice further detailing the above items.

As to the matter of check # 267, and your resulting stop-payment order of 8 October, we were made aware of this action by yourself and Mr Mawby on the above date. At the date of 8 October, we immediately ceased any further disbursements of funds. At that point, a total sum of 1200 Dollars had been disbursed, leaving a balance of 8800 dollars. Should you desire, I'm sure Mr Kaufman will issue

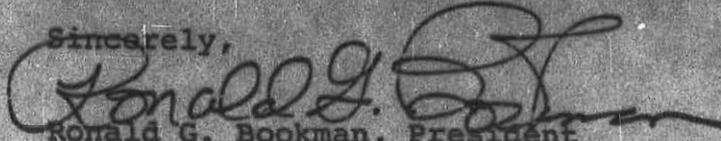
89040754789

Page 2...TGI

an accurate report of the disbursed funds. Additionally, Mr Kaufman will forward the remaining amount of 8800 dollars to whom you designate.

We appreciate your efforts and the task that you are undertaking and sincerely wish you and all associated with your efforts the very best of luck.

Sincerely,

  
Ronald G. Bookman, President  
Ron Bookman & Associates, Inc.

enclosures for your review

cc: Robert J. Kaufman

89040754790

RON BOOKMAN & ASSOCIATES, INC.

INTERNATIONAL MARKETING . . CONSULTING FIRM

\*P.O. BOX 725302  
ATLANTA, GA. 30339  
\*(404)262-9169

THE TRANSPORTATION GROUP INCORPORATED  
201 SOUTH ORANGE AVE.  
SUITE 1000  
ORLANDO, FLORIDA 32801

BILLING DATE: 10-24-85  
ACCOUNT # RBA 0146

RE: MASS TRANSIT EFFORTS

PRICE WATERHOUSE 3 HRS. @110 330.00  
200 Galleria Parkway, N.W.  
Suite 1300, Atlanta, GA 30339  
Attn: Mike Wolf, Ron Keeton

Friedman & Kaufman 1200.00  
Legal Services  
RE: TGI, Florida

QUIK/PRINT (See attached) 151.36

FEDERAL EXPRESS TO ORLANDO ~~12.00~~

SUB-TOTAL 1693.36

CONSULTING TIME/EFFORTS RENDERED VIA 54.25 HRS  
RON BOOKMAN & ASSOCIATES, INC.  
FOR TRANSPORTATION GROUP INC.  
ORLANDO, FLORIDA

See attached detail invoice\*

Receipts will be made available upon request++++

\*Please note that your payment is due upon receipt of this statement.  
A 1.5% per month service charge will be assessed on accounts 30 days  
past due. Thank you for your prompt payment.

89040754791

RON BOOKMAN & ASSOCIATES, INC.

PROJECT: MASS TRANSIT PROJECTS  
ATLANTA/GEORGIA AREA

BILLING DATE: 10-24-85  
ACCOUNT # : RBA 0147-

CLIENT: THE TRANSPORTATION  
GROUP, INC.

ATTN : Mr Carl Mawby  
Mr Buddy Taylor  
Mr Ted Lackland

TIME REPORTS

9-12-85	CONFERENCE MEETING W/ TAYLOR, MADAY & YOUNG	3.5 HRS
9-13-85	CONFERENCE W/LACKLAND, TELEPHONE CONFERENCE W/ YOUNG	2.0 HRS
9-14-85	PREPARATION/ROUGH DRAFT OF MKT. PROPOSAL/TGI	5.0 HRS
9-15-85	BREAKFAST MEETING W/ YOUNG	2.5 HRS
9-16-85	MEETING W/LACKLAND AND REVIEW OF PROJECT	1.5 HRS
9-16-85	TELEPHONE CONFERENCE/ TAYLOR.	1.0 HRS
9-17-85	MEETING W/TAYLOR @ MARRIOTT MARQUIS	3.0 HRS
9-18-85	BREAKFAST MEETING W/TAYLOR, TOUR OF GA 400 AREA TO INCLUDE BUCKHEAD/PERIMETER	3.5 HRS
9-18-85	MEETING/MAWBY, YOUNG, TAYLOR, @YOUNG'S OFFICE & OMNI HOTEL	4.5 HRS
9-19-85	TELEPHONE CONFERENCE W/YOUNG	1.5 HRS
9-20-85	REVIEW LTR/INTENT FROM TGI W/YOUNG MEETING	2.0 HRS
9-20-85	MEETING W/LACKLAND AND HIS ASSOCIATE	.75HRS
9-21-85	DINNER MEETING/YOUNG PEACHTREE PLAZA HOTEL	2.5 HRS
9-23-85	TELEPHONE CONFERENCE W/ KAUFMAN	1.0 HRS

89040754792

PAGE 2...CONSULTING TIME DETAIL...

9-26-85	TELEPHONE CONFERENCE W/TAYLOR, YOUNG	1.75 HRS
9-26-85	TELEPHONE CONFERENCE W/ SKORECKI	.50 HRS
9-26-85	TELEPHONE CONFERENCE W/ MAWBY	.25 HRS
9-27-85	MEETING W/PRICE WATERHOUSE	3.0 HRS
9-28-85	CONFERENCE/KAUFMAN	.50 HRS
9-30-85	CONFERENCE CALLS TO YOUNG/ LACKLAND	1.0 HRS
10-1-85	TELEPHONE CONFERENCE W/ COUNCILMAN FOWKLES	1.0 HRS
10-2-85	MEETINGS WITH THE FOLLOWING CITY COUNCIL PERSONS: DEBBIE MCCARTY ELAINE VALENTINE RICHARD GUTHMAN	1.0 HRS 1.0 HRS 1.0 HRS
10-3-85	TELEPHONE CONFERENCE W/ LACKLAND RE DALE INTL. & TOM EVANS	1.0 HRS
10-7-85	MEETINGS W/THE FOLLOWING CITY COUNCIL PERSONS: MS BARBARA ASHER MS MARY DAVIS MR JOHN LEWIS MR PRENTISS YANCY, TREASURER, ANDY YOUNG CAMPAIGN	2.5 HRS .50 HRS .50 HRS .50 HRS
10-8-85	TELEPHONE CONFERENCES W/YOUNG, MAWBY, KAUFMAN & LACKLAND	2.0 HRS
10-9-85	CONFERENCE W/KAUFMAN	1.0 HRS
10-11-85	CONFERENCE W/ LACKLAND (TELE- PHONE)	1.0 HRS

=====

TOTAL HRS EXPENDED 54.25 HRS

+++++

89040754793

PAGE 3...CONSULTING TIME DETAIL...

RON BOOKMAN & ASSOCIATES, INC. BILLABLE RATE  
FOR SERVICES RENDERED 350 DOLLARS PER HOUR.  
@ 54.25 HOURS

AMOUNT PAYABLE	\$18,987.50
ADDITIONAL SERVICES	\$1,693.36
TOTAL PAYMENTS DUE	\$20,680.86

89040754794

\*Please note that your payment is due upon receipt of this statement.  
A 1.5% per month service charge will be assessed on accounts 30 days  
past due. Thank you for your prompt payment.

ANNEX "C"

**ARNALL GOLDEN & GREGORY**

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

55 PARK PLACE  
ATLANTA, GEORGIA 30335

(404) 577-5100  
TELEX 261370  
TELECOPIER 522-9393

October 24, 1985

1000 POTOMAC STREET, N.W.  
WASHINGTON, D.C. 20007  
(202) 337-0104

FULTON FEDERAL BUILDING  
MACON, GEORGIA 31208  
(912) 748-3344

28 EAST BAY STREET  
SAVANNAH, GEORGIA 31401  
(912) 233-2266

Mr. A. Carl Mawby  
Vice Chairman and CEO  
The Transportation Group, Inc.  
201 South Orange Avenue  
Suite 1000, Barnett Plaza  
Orlando, Florida 32801

BY FEDERAL EXPRESS

Re: Ron Bookman

Dear Mr. Mawby:

Dr. Walter Young asked me to prepare a list of things he has learned about Ron Bookman over the last few weeks. The enclosed document was prepared in accordance with those instructions. From conversation with Mr. Buddy Taylor, your representative in Atlanta, it is clear that Taylor worked with Bookman only because he was Dr. Young's agent and never had an independent relationship with Ron Bookman & Associates or Bookman himself.

By both his words and conduct, Bookman appears to have severed his relationship with Dr. Young and Young International. It would appear from Bookman's conduct that any dealings he has with anyone on any business in Atlanta will be on matters he undertakes representing himself or someone other than Dr. Young. He does not speak for Dr. Young or any of Dr. Young's business associates. I trust that your decisions in dealing with Bookman will be, in part, shaped by this knowledge.

Very truly yours,

ARNALL, GOLDEN & GREGORY

  
Theodore H. Lackland

THL/pjs

Enclosure

cc: Mr. Buddy Taylor

Exhibit G

89040754795

89040754796

COLLETTE BOOKMAN 823  
 3036 RAMDALL MILL RD. NW 234-5394  
 ATLANTA, GA 30327

3121 3234  
 9/12/1981  
 747

For your attention  
 149  
 15985

Bank South  
 Atlanta, Georgia

10510000087  
 24 847 814 0247  
 0000048000

Collette Bookman

89040754797

*Robert B. [unclear]*

64-1160  
 PAY ANY BANK OR  
 STATE BANK AND  
 TRUST COMPANY  
 UNIFORM  
 GEORGIA 18

SEE 18  
 5-66512

ATLANTA, GEORGIA  
 0610-0014-6

0610-0014-6

CENTER & LICHTENSTEIN

ATTORNEYS AT LAW

3400 PEACHTREE ROAD N.E.

SUITE 1701

ATLANTA, GEORGIA 30326

CHARLES N. CENTER, P.C.  
MARSHALL H. LICHTENSTEIN  
STEVEN C. ROSEN

TELEPHONE  
(404) 233-0001

July 24, 1985

Dr. Walter Young  
Young International Development Company  
2265 Cascade Road, S.W.  
Atlanta, GA 30311

RE: Hereth, Orr & Jones, Inc., Plaintiff vs. Ronald  
G. Bookman, Defendant and Young International  
Development Company, Garnishee; Garnishment  
Case #947621

Dear Dr. Young:

Per our recent telephone conversations I am enclosing herein  
copies of the following documents:

- (1) Writ of Fieri Facias - the Judgment  
against Mr. Bookman is in the amount  
of \$14,033.35;
- (2) Summons of Continuing Garnish-  
ment - served on Young International  
Development Company with a copy  
to Mr. Bookman;
- (3) Fulton County Marshall's Notice of  
Service Form - indicates service on a  
"Mr. Backman" who identified himself  
as Executive-Vice President of Young  
International Development Company  
on April 12, 1985;
- (4) June 12, 1985 letter to the State  
Court - includes a notation that  
Judgment was entered against your  
company on June 18, 1985;

89040754798

Dr. Walter Young  
Page 2  
July 24, 1985

- (5) July 5, 1985 letter to Young International Development Company - informing you of the Judgment.

89040754799

My client has followed all procedures and has made all required filings and notifications. However, I sympathize with your position that you personally have never heard of these matters. I had offered Mr. Bookman an opportunity to compromise this matter if quick payment were made and although he agreed to this, payment was not forthcoming. Accordingly, there is no settlement with Mr. Bookman and we must abide by the garnishment law. On the other hand, I have no desire to force Young International Development Company to be responsible for Mr. Bookman's legal obligations. If your company simply abides by the garnishment procedures regarding funds owed to Mr. Bookman then we will certainly be willing to release your company from any direct liability. It is my understanding based on our conversations that certain business ventures may soon come to fruition which will result in your company owing Mr. Bookman about \$20,000.00. Generally, the law requires that you turn over to the Court 25% of amounts otherwise owed to Mr. Bookman for a period of 179 days after April 12, 1985. In the case of \$20,000.00, for example, you would pay \$5,000.00 into the Court and \$15,000.00 to Mr. Bookman. If money comes in which is owed to Mr. Bookman and it is not paid into the Court then your company would be liable. As long as the garnishment rules are complied with, the company will not have to pay a penny but all funds will come out of funds otherwise disburseable to Mr. Bookman. Kindly give me a call once the funds come in and I will be happy to assist you with the paperwork which needs to go with the check to the Court.

I appreciate your cooperation in this matter.

Sincerely,

*Marshall Lichtenstein*  
Marshall H. Lichtenstein

MHL/eaw

Encl.

CENTER & LICHTENSTEIN

ATTORNEYS AT LAW

2400 PEACHTREE ROAD, N.E.

SUITE 1701

ATLANTA, GEORGIA 30326

CHARLES H. CENTER, P.C.  
MARSHALL H. LICHTENSTEIN  
STEVEN C. ROSEN

TELEPHONE  
(404) 233-0001

July 5, 1985

Certified Mail Return Receipt Requested

Young International Development Co.  
2265 Cascade Road, S.W.  
Atlanta, Georgia 30311

Re: Hereth, Orr & Jones, Inc., Plaintiff vs. Ronald  
G. Bookman, Defendant and Young International  
Development Company, Garnishee; Garnishment  
Case #947621

Dear Sirs:

Kindly be advised that a Judgment was entered against Young International Development Company, Garnishee, in the above-referenced matter on June 18, 1985. Enclosed herein is a copy of our June 12, 1985 letter to the State Court of Fulton County in which it is stated that the Judgment is in the amount of \$14,158.70 plus post-judgment interest as allowed by law. It is imperative that you contact me in the next few days to make payment arrangements. If I do not hear from you I shall promptly proceed to take whatever actions are necessary and appropriate to effect enforcement of the Judgment.

Sincerely,

*Marshall Lichtenstein*  
Marshall H. Lichtenstein

89040754800

**ARNALL GOLDEN & GREGORY**

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

55 PARK PLACE  
ATLANTA, GEORGIA 30335

(404) 577-5100  
TELEX 281370  
TELECOPIER 522-9393

1000 POTOMAC STREET, N.W.  
WASHINGTON, D.C. 20007  
(202) 337-0104

FULTON FEDERAL BUILDING  
MACON, GEORGIA 31208  
(912) 745-3344

39 EAST BAY STREET  
SAVANNAH, GEORGIA 31401  
(912) 233-2288

October 25, 1985

Robert J. Kaufman, Esquire  
460 E. Paces Ferry Road, N.E.  
Atlanta, Georgia 30305-3307

Dear Mr. Kaufman:

I have been asked by Buddy Taylor, on behalf of my client, the Transportation Group, Inc. (TGI), to request that you return the unused portion of the funds in your firm's escrow account which were drawn on TGI's account. These funds were erroneously forwarded to Ron Bookman on a check made payable to Ron Bookman & Associates.

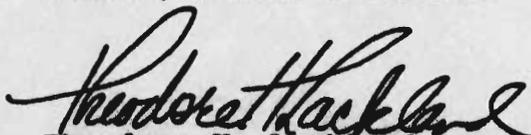
I would ask that you address your response to me or to:

Mr. Buddy Taylor  
The Transportation Group, Inc.  
201 South Orange Avenue  
Suite 1000  
Orlando, Florida 32801

Mr. Taylor has also requested that he be provided with an itemized accounting for any funds dispersed by your law firm, attaching copies of any documents deemed to be authority for these expenditures.

Very truly yours,

ARNALL, GOLDEN & GREGORY

  
Theodore H. Lackland

THL/pjs

bcc: Mr. Buddy Taylor

Exhibit H

89040754801

**ARNALL GOLDEN & GREGORY**

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

55 PARK PLACE  
ATLANTA, GEORGIA 30335

(404) 577-5100  
TELEX 281370  
TELECOPIER 522-9393

1000 POTOMAC STREET, N.W.  
WASHINGTON, D.C. 20007  
(202) 337-0104

FULTON FEDERAL BUILDING  
MACON, GEORGIA 31205  
(815) 745-3314

38 EAST BAY STREET  
SAVANNAH, GEORGIA 31401  
(815) 233-2288

October 31, 1985

Robert J. Kaufman, Esq.  
460 E. Paces Ferry Road, N.E.  
Atlanta, Georgia 30305-3307

Re: Ronald G. Bookman

Dear Rob:

I am in receipt of Ron Bookman's latest letter to Buddy Taylor. Aside from the statement of his concern that the Transportation Group had the audacity to hire a law firm without consulting him, the letter contained several points which cause me personal concern because they are not statements of the facts as I know them. That aside, Bookman's several letters and his trip to Canada have convinced Dr. Young that he cannot effectively assist Buddy Taylor, or his associates, in becoming comfortable in Atlanta.

It is indeed disappointing that, because of what Bookman has done and threatens to do, Dr. Young is unable to help the representative of a major foreign corporation who came to him for assistance. I wish only to advise you that Dr. Young has decided to stop his efforts to assist Mr. Taylor and his company, TGI.

So if Mr. Bookman makes good his threat to destroy the project TGI is attempting to develop in Atlanta, it will be an act without regard for Bookman's oft repeated threat to destroy Dr. Young's reputation in Atlanta.

Little of what Bookman has done in this case makes any sense, but it has never been clear to me why Bookman insists on the one hand that he worked for TGI and he writes Dr. Young acknowledging that he has severed his relationship with Young International. If Mr. Bookman was suprised and amazed that TGI retained another law firm, I am anxious to see TGI's response when they are told that they retained you.

Exhibit I

29040754802

ARNALL GOLDEN & GREGORY

Robert J. Kaufman, Esq.  
October 31, 1985  
Page Two

Just out of curiosity, if you are TGI's agent, Bookman has demanded that they pay your fee, and you hold their money, as everyone acknowledges, are you going to surrender those funds to someone else to the detriment of TGI? I am confident that you will extricate yourself from this dilemma, but the situation does raise serious ethical issues.

I look forward to working with you on other matters which, hopefully, will not involve Ron Bookman. If they do, I am sure the matters to be resolved will concern things other than mere civil disputes.

Very truly yours,

ARNALL, GOLDEN & GREGORY



Theodore H. Lackland

THL/pjs

89040754803

FRIEDMAN & KAUFMAN

ATTORNEYS AND COUNSELLORS AT LAW  
480 E. PACES FERRY ROAD, N.E.  
ATLANTA, GEORGIA 30305-3307

TELEPHONE 404-239-0060

SHELDON E. FRIEDMAN, P.C.  
ROBERT J. KAUFMAN, P.C.  
FREDRIC CHAIKEN

November 4, 1985

Theodore H. Lackland, Esq.  
Arnall Golden & Gregory  
55 Park Place  
Atlanta, Georgia 30335

Re: Ronald G. Bookman / Walter Young / TGI Group  
(Our File No. 1269-005).

Dear Ted:

Receipt of your letter of October 31, 1985, is acknowledged. Needless to say, I profess no knowledge of many of purported statements which you attribute to Mr. Bookman relative to Mr. Buddy Taylor and others. The little information in your letter that I am familiar with, I categorically reject and deny. At no time has this law firm ever undertaken the representation of TGI Group and consequently no attorney-client relationship was ever created. To this day, I have never had the privilege of speaking with any representative of TGI Group including Mr. Taylor. Any representations made by any other party relative to this firm's representation of the TGI Group is not accurate.

As far as the monies contained in my escrow account, they were deposited at the behest of Ronald Bookman acting as President of Ron Bookman & Associates, Inc. The only fiduciary responsibility this law firm has with respect to those funds are to Mr. Bookman and that corporation. As I said before, no attorney-client relationship was ever established with TGI Group nor was there any fiduciary relationship established with respect to those funds between this law firm and TGI Group.

You are further advised that these funds will be disbursed only pursuant to further direction from my client.

Finally, I take great exception to your reference that this situation raises "ethical issues". I firmly believe that this law firm has acted properly and ethically at all times

Exhibit J

89040754804

FRIEDMAN & KAUFMAN  
ATTORNEYS AND COUNSELLORS AT LAW

Theodore H. Lackland, Esq.  
Page Two

relative to this representation.

I enjoyed working with you in this matter and look forward to working with you in the future. Should you have any additional questions or concerns, please feel free to contact the undersigned at your earliest convenience.

Sincerely,

  
Robert J. Kaufman

RJK:klg

cc: Ronald G. Bookman

89040754805



**TRANSPORTATION GROUP INC.**

November 7, 1985

Mr. Ron Bookman  
Ron Bookman & Associates, Inc.  
P. O. Box 725302  
Atlanta, GA 30339

WITHOUT PREJUDICE

Dear Mr. Bookman:

I have reviewed both your letter to Mr. Francis Taylor of TGI dated October 24, 1985 and your letter to Adam Skorecki, Esquire dated October 8, 1985. As they concern TGI, the letters are so filled with gross misstatements and inaccuracies that a point by point correction would be meaningless.

At no time have either I or any other TGI employee retained you or your company for any purpose, or made any commitment to do so. At no time have you or your company been authorized to act on our behalf or to perform services for us. Accordingly, your purported claim to be paid for alleged work and expenditures is flatly rejected.

I reiterate that neither you nor your company is authorized or permitted to claim any kind of association or affiliation with TGI and may not, under any circumstances, hold yourself out as our representative. Further, we have decided that we will not be represented by Dr. Walter Young in Atlanta, and that further steps to be taken with respect to your role in this matter will be at the discretion of Dr. Young.

We hereby make demand for return of the \$10,000 (ten thousand dollars) entrusted to your care in your capacity as the representative of Dr. Young. I understand from your letter of October 24 that your attorney, Mr. Kaufman, has \$8,800 (eight thousand and eight hundred dollars) of this sum and, in accordance with your letter, I direct that you transmit the sum in his possession to TGI.

Yours faithfully,



A. Carl Hawby  
Vice Chairman and CEO

Exhibit K

ACH:ab 2460 SAND LAKE ROAD ORLANDO, FLORIDA 32809 PHONE (305) 857-2727

89040754806



RON BOOKMAN & ASSOCIATES, INC.  
International Marketing • Strategic Sales

RECEIVED AT THE FEC

CCC# 3498

87 JUN 1 AM: 54

7/11/87 2409

May 27, 1987

Ms. Shelley Garr  
Federal Elections Commission  
999 E Street., NW  
Washington, D.C. 20463

Ms. Garr:

Pursuant to your letter of May 11, 1987, I am enclosing the appropriate form as per the request.

Your letter was delayed getting to me due to a change in address by my firm. At any rate, the form designating counsel is enclosed. I am sure that we will reply to your statements within the appropriate time-frame.

Should you or any member of your staff have inquiries in the interim, please contact me or my counsel directly.

With regards,

Ronald G. Bookman  
President

enclosure

RGB/caj

87 JUN 1 AM: 03

RECEIVED  
OFFICE OF THE  
GENERAL COUNSEL

89040754807

STATEMENT OF DESIGNATION OF COUNSEL

MUR 2409

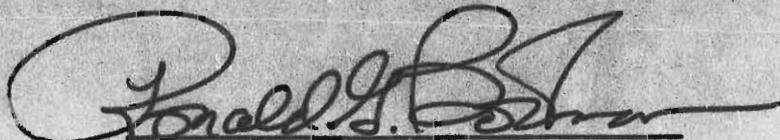
NAME OF COUNSEL: Mr. Lynn Whately / Whately & Associates, P.C.

ADDRESS: 121 Ralph McGill Boulevard., NE, SUITE 840  
Atlanta, Georgia 30309

TELEPHONE: (404)897-1185

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

May 27, 1987  
Date

  
Signature

RESPONDENT'S NAME: RONALD G. BOOKMAN/RON BOOKMAN & ASSOCIATES, INC.

ADDRESS: 245 Peachtree Center Avenue., NE, SUITE 701  
Atlanta, Georgia 30303

HOME PHONE: (404)231-0115

BUSINESS PHONE: (404)522-9169

89040754808

7th Cir 2409

# PAT SWINDALL

U.S. CONGRESSMAN  
4th DISTRICT

5/29/87

Ms Can -

The enclosed Statement of Designation  
of Counsel was inadvertently left out  
of the package sent to you by Bob  
Tritt on 5/28.

Thank you  
W. H. Hays

89040754809

87 JUN 1 11:01

RECEIVED  
OFFICE OF THE  
GENERAL COUNSEL

RECEIVED AT THE FEC  
HAND DELIVERED  
87 JUN 1 11:01

STATEMENT OF DESIGNATION OF COUNSEL

MUR 2409

NAME OF COUNSEL: Mr. Robert E. Tritt

ADDRESS: Hicks, Maloof & Campbell  
Suite 3401  
101 Marietta Tower  
Atlanta, GA 30335-5901

TELEPHONE: 404-588-1100

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

5/28/87  
Date

W. F. Pohl, Jr.  
Signature

RESPONDENT'S NAME: W. F. Pohl, Jr.

ADDRESS: P. O. BOX 2210  
Atlanta, GA 30301

HOME PHONE: 404-469-6962

BUSINESS PHONE: 404-393-5265

89040754810

600 3729  
RECEIVED AT THE FEC

Law Offices  
**WHATLEY & ASSOCIATES, P.C.**

87 JUN 29 P12: 20

LYNN H. WHATLEY, Esq.  
Litigation and Counseling

120 RALPH MCGILL BOULEVARD, N.E.  
RENAISSANCE SQUARE - SUITE 840  
ATLANTA, GEORGIA 30308  
(404) 897-1185

POST OFFICE BOX 11230  
ATLANTA, GEORGIA 30310-0230

(404) 752-7592

87 JUN 29 P 2: 40

RECEIVED  
OFFICE OF THE  
GENERAL COUNSEL

Federal Election Commission  
999 E Street, N.W.  
Washington, D.C. 20463  
Attn: Sandy Dunham

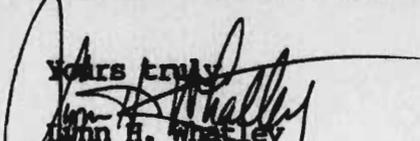
June 23, 1987

Re: MUR 2409  
Ron Bookman

Dear Ms. Dunham:

This office represents Ron Bookman in the above-cited Matter Under Review. In response to your letter of May 11, 1987, I have consulted with my clients and in order to accurately prepare their initial factual response I will need additional time to review my files. It is my feeling that the documents contained in my files will greatly assist your office in resolving the alleged violation. We would be ready to produce any further documentation within a ten day period.

Thank you for your immediate attention to this request.

Yours truly,  
  
Lynn H. Whatley  
Attorney at Law

89040754811

**SENSITIVE**

87 OCT -9 AM 11:28

RECEIVED  
FEDERAL ELECTION COMMISSION  
SECRETARIAT

**BEFORE THE FEDERAL ELECTION COMMISSION**

In the Matter of	)	
	)	MUR 2409
Transportation Group, Inc.	)	
Ron Bookman,	)	
Ron Bookman & Associates, Inc.	)	
Swindall for Congress Committee	)	
Walter F. Pohl, Jr., as treasurer	)	

**GENERAL COUNSEL'S REPORT**

**I. BACKGROUND**

On April 28, 1987, the Commission found reason to believe that Transportation Group, Inc. ("TGI") violated 2 U.S.C. § 441b by providing funds used to make a contribution to a federal campaign committee and 2 U.S.C. § 441f by making a contribution in the name of another person.

The Commission also found reason to believe that Ron Bookman and Ron Bookman & Associates, Inc. violated 2 U.S.C. § 441b by making a corporate contribution and 2 U.S.C. § 441f by making the contribution in the name of another person.

The basis for these findings was contained in a referral from Robert Lane, Executive Secretary of the Georgia State Campaign and Financial Disclosure Commission. The referral involves the disposition of a \$10,000 fee paid by TGI, a Delaware corporation which is located in Orlando, Florida and which is a subsidiary of Bombadier, Inc. of Montreal, Canada. The referral alleges, and the response from TGI concurs, that a \$10,000 fee was to be paid to the Young International Development Corporation ("YIDC"), headed by Dr. Walter Young, to lobby various elected officials in an effort to obtain mass transit contracts. Ron

89040754812

Bookman of Ron Bookman & Associates, Inc. served as an informal partner to YIDC.

The only information available to the Commission at the time of certification came from the referral by the Georgia State Campaign and Financial Disclosure Commission. Copies of newspaper articles and reports of interviews between the Georgia State Campaign and Financial Disclosure Commission and the various parties were included with the referral. The information in these documents indicated TGI did consider giving campaign contributions to candidates in the Atlanta area but ultimately decided that the contributions would be "questionable and not worth the risk to the corporation." Dr. Young agreed with TGI's decision but Mr. Bookman opposed it. However, TGI did agree to place \$10,000 in trust with YIDC's law firm as reimbursement for consultant work done on TGI's behalf.

Prior to establishing the trust account with YIDC's law firm, Mr. Bookman telephoned TGI and indicated that the \$10,000 check should be issued to Ron Bookman & Associates Inc. Mr. Bookman said that the money would be placed in a trust account with his attorney who would disburse the money at Mr. Bookman's discretion. TGI complied with Mr. Bookman's instructions.

Of the \$10,000 given to Mr. Bookman, \$900 was used for campaign contributions for various local and federal officials. A \$150 campaign contribution was made to the Swindall for Congress Committee by Ron Bookman through Ron Bookman &

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Associates, Inc. from the TGI trust account. It was this contribution which caused the Commission to find there was reason to believe that TGI and Ron Bookman and Ron Bookman & Associates, Inc. violated 2 U.S.C. §§ 441b and 441f.

TGI's response to the Commission's findings indicates Mr. Bookman was never engaged as an agent to perform services for TGI. TGI looked into establishing a working relationship with YIDC and only became associated with Mr. Bookman because he was Dr. Young's colleague. YIDC and TGI never entered into a formal agreement but TGI did agree to forward \$10,000 to be held in trust for the purpose of reimbursing YIDC for its expenses incurred on behalf of TGI. TGI's response stated several times that it had been decided to reject the idea of making campaign contributions and Dr. Young concurred with TGI's decision even though Mr. Bookman objected to this decision. TGI contends that shortly after this decision was made, Mr. Bookman caused the \$10,000 to be transferred to Ron Bookman & Associates, Inc. based upon misrepresentations made by him to TGI. TGI alleges it was not aware of the campaign contributions made by Mr. Bookman with TGI money until a later date.

TGI has expressed an interest in "exploring" pre-probable cause conciliation, but has not formally requested it. Thus, the Office of the General Counsel feels that the additional information from TGI is necessary before there can be any consideration of pre-probable cause conciliation. Although he

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and his attorney have indicated several times that they would respond, Ron Bookman has never provided a written response. Therefore, the Office of the General Counsel proposes to send the attached interrogatories and requests for documents to TGI and the attached subpoena to Ronald Bookman and Ron Bookman & Associates, Inc.

**III. RECOMMENDATIONS**

1. Authorize the attached Subpoena to Produce Documents and Order to Submit Written Answers with attached Questions to be sent to Ronald G. Bookman, President of Ron Bookman & Associates, Inc.
2. Approve and send the attached Interrogatories and Request for Production of Documents to be sent to Transportation Group, Inc.
3. Approve the attached letters.

Date

10/7/87

Lawrence M. Noble  
General Counsel

**Attachments**

1. Subpoena to Produce Documents and Order to Submit Written Answers with attached Questions to Ronald Bookman and Ron Bookman & Associates, Inc.
2. Interrogatories and Request for Production of Documents to Transportation Group, Inc.

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**SENSITIVE**

**BEFORE THE FEDERAL ELECTION COMMISSION**

87 OCT -9 AM 11:27

RECEIVED  
FEDERAL ELECTION COMMISSION  
SECRETARIAT

In the Matter of )  
 )  
Swindall for Congress Committee ) MUR 2409  
and Walter F. Pohl, Jr., as treasurer )

**GENERAL COUNSEL'S REPORT**

**I. BACKGROUND**

On April 28, 1987, the Commission found reason to believe that the Swindall for Congress Committee (the "Committee") and Walter F. Pohl, Jr., as treasurer, violated 2 U.S.C. § 441b by accepting a \$150 campaign contribution from a corporation. The Committee made a request for pre-probable cause conciliation (Attachment 1).

This matter was referred from the Georgia State Campaign and Financial Disclosure Commission, and involves the disposition of a \$10,000 fee paid by Transportation Group, Inc. ("TGI") of Orlando, Florida. The referral alleges that "a fee" was paid by TGI to Ron Bookman of Ron Bookman & Associates, Inc., to lobby various elected officials in an effort to obtain mass transit contracts in the Atlanta, Georgia area.

In documentation and reports of interviews provided by TGI and the Georgia State Campaign and Financial Disclosure Commission, it was disclosed that TGI and the Young International Development Corporation ("YIDC") met in September, 1985 to explore the possibility of working together to procure some mass transit contracts. Dr. Walter Young, President of YIDC, introduced Mr. Bookman as his colleague to representatives of TGI during the first meeting of TGI and YIDC. TGI agreed to place

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\$10,000 in a trust account with YIDC's attorney for expenses incurred by YIDC for lobbying efforts on TGI's behalf.

On September 26, 1985, Mr. Bookman telephoned a representative of TGI and indicated that it had been decided that TGI should issue the \$10,000 for expenses to Ron Bookman & Associates, Inc. instead of YIDC. TGI sent the \$10,000 check which was deposited in an escrow account with Mr. Bookman's attorney who disbursed the funds at Mr. Bookman's direction. The logo "Ron Bookman & Associates, Inc." was placed on each check disbursed from this account prior to its distribution.

Of the monies issued to Ron Bookman, \$900 was used for campaign contributions for various local and federal officials during the 1985-86 election cycle. Included in these contributions was a \$150 contribution to the Committee.<sup>1/</sup> TGI has indicated it was not aware of the fact that any of the funds they had provided for expenses had been used as campaign contributions.

Because the contribution to the Committee was endorsed with the "Ron Bookman & Associates, Inc." logo and was from an account bearing the name "Robert J. Kaufman PC,"<sup>2/</sup> both entities indicating some kind of corporate existence, the Committee, in its letter of response, acknowledged that the \$150 contribution

<sup>1/</sup> The contribution to Swindall was the only contribution to a Federal candidate.

<sup>2/</sup> Mr. Kaufman was the attorney who disbursed the funds from the escrow account.

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from Ron Bookman & Associates, Inc. was inadvertently accepted and posted to Ron Bookman's individual account. When this error was discovered 10 months later, the Committee wrote to Mr. Bookman's attorney stating it could not accept a contribution from a corporation and enclosed a refund check for \$150.

**II. ANALYSIS**

The Committee requested pre-probable cause conciliation after acknowledging it had inadvertently accepted the \$150 check endorsed with the logo "Ron Bookman & Associates, Inc." This contribution was posted to Ron Bookman's individual account. Although the evidence gathered thus far indicates the check may have represented funds originating with TGI rather than Ron Bookman & Associates, Inc., the fact remains that the Committee accepted a facially prohibited check. <sup>3/</sup> This office, therefore, recommends that the Commission enter into conciliation with the Committee.

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

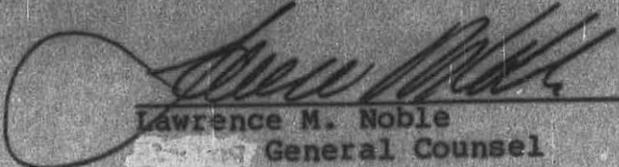
<sup>3/</sup> This Office is simultaneously circulating two sets of Interrogatories to be sent to TGI and Ron Bookman, respectively, in order to determine whether the \$150 contribution represented funds of TGI or Ron Bookman & Associates, Inc.

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**IV. RECOMMENDATIONS**

1. Enter into conciliation with Swindall for Congress Committee and Walter F. Pohl, as treasurer, prior to a finding of probable cause to believe.
2. Approve the attached conciliation agreement and letter.

Date 10/8/87

  
Lawrence M. Noble  
General Counsel

**Attachments**

1. Request for Conciliation
2. Conciliation Agreement
3. Letter

89040754819



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20541

MEMORANDUM TO: LAWRENCE M. NOBLE  
ACTING GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/JOSHUA MCFADDEN *JM*

DATE: OCTOBER 15, 1987

SUBJECT: OBJECTIONS TO MUR 2409 - General Counsel's Report  
(Transportation Group, Inc.)  
Signed October 7, 1987

The above-captioned document was circulated to the Commission on Tuesday, October 13, 1987 at 11:00 A.M.

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

Commissioner Aikens	<u>          X          </u>
Commissioner Elliott	<u>          X          </u>
Commissioner Josefiak	<u>                          </u>
Commissioner McDonald	<u>                          </u>
Commissioner McGarry	<u>                          </u>
Commissioner Thomas	<u>                          </u>

This matter will be placed on the Executive Session agenda for October 20, 1987.

Please notify us who will represent your Division before the Commission on this matter.

89040754820



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20461

MEMORANDUM TO: LAWRENCE M. NOBLE  
ACTING GENERAL COUNSEL

FROM: MARJORIE W. EMMONS / JOSHUA MCFADDEN *JM*

DATE: OCTOBER 15, 1987

SUBJECT: OBJECTIONS TO MUR 2409 - General Counsel's Report  
(Swindall f/ Congress Cmte.)  
Signed October 8, 1987

The above-captioned document was circulated to the Commission on Tuesday, October 13, 1987 at 11:00 A.M.

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

Commissioner Aikens	<u>          X          </u>
Commissioner Elliott	<u>          X          </u>
Commissioner Josefiak	<u>          X          </u>
Commissioner McDonald	<u>                          </u>
Commissioner McGarry	<u>                          </u>
Commissioner Thomas	<u>                          </u>

This matter will be placed on the Executive Session agenda for October 20, 1987.

Please notify us who will represent your Division before the Commission on this matter.

89040754821

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Transportation Group, Inc. ) MUR 2409  
Ron Bookman, )  
Ron Bookman & Associates, Inc. )  
Swindall for Congress Committee )  
Walter F. Pohl, Jr., as treasurer )

CERTIFICATION

I, Mary W. Dove, recording secretary for the Federal Election Commission executive session on October 20, 1987, do hereby certify that the Commission decided by a vote of 5-0 to take the following actions on MUR 2409:

Refer this matter back to the Office of General Counsel and authorize them to proceed to the next enforcement stage in accordance with the discussion held in the meeting.

Commissioners Aikens, Elliott, Josefiak, McGarry, and Thomas voted affirmatively. Commissioner McDonald did not cast a vote.

Attest:

10-21-87

Date

Mary W. Dove

Mary W. Dove  
Administrative Assistant

89040754822

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
Swindall for Congress Committee ) MUR 2409  
and Walter F. Pohl, Jr., as treasurer )

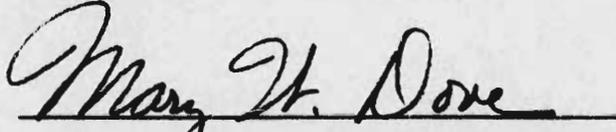
CERTIFICATION

I, Mary W. Dove, recording secretary for the Federal Election Commission executive session of October 20, 1987, do hereby certify that the Commission decided by a vote of 5-0 to take the following actions on MUR 2409:

1. Reject the recommendations set forth in the General Counsel's Report dated October 8, 1987.
2. Take no further action.
3. Close the file as it pertains to the Swindall for Congress Committee and Walter F. Pohl, Jr., as treasurer.

Commissioners Aikens, Elliott, Josefiak, McGarry, and Thomas voted affirmatively. Commissioner McDonald did not cast a vote.

Attest:

  
\_\_\_\_\_  
Mary W. Dove  
Administrative Assistant

10-21-87

Date

Mary W. Dove  
Administrative Assistant

89040754823



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

03 November 1987

Robert E. Tritt, Esquire  
Hicks, Maloof & Campbell  
Suite 3401  
101 Marietta Tower  
Atlanta, GA 30335-5901

RE: MUR 2409  
Swindall for Congress  
Committee and Walter F. Pohl,  
as treasurer

Dear Mr. Tritt:

On May 11, 1987, your clients were notified that the Federal Election Commission found reason to believe that Swindall for Congress Committee and Walter F. Pohl, as treasurer, violated 2 U.S.C. § 441b. On May 28, 1987, you submitted a response to the Commission's reason to believe finding in this matter.

After considering the circumstances of the matter, the Commission determined on October 20, 1987, to take no further action against Swindall for Congress Committee and Walter F. Pohl, as treasurer, and closed its file as it pertains to them. The file will be made part of the public record within 30 days after the matter has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within ten days of your receipt of this letter. Such materials should be sent to the Office of the General Counsel.

The confidentiality provisions of 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

The Commission reminds you that accepting the \$150 campaign contribution from Ron Bookman and Associates, Inc. appears to be a violation of 2 U.S.C. § 441b even though the \$150 was returned 10 months later. Your clients should take immediate steps to insure that this activity does not occur in the future.

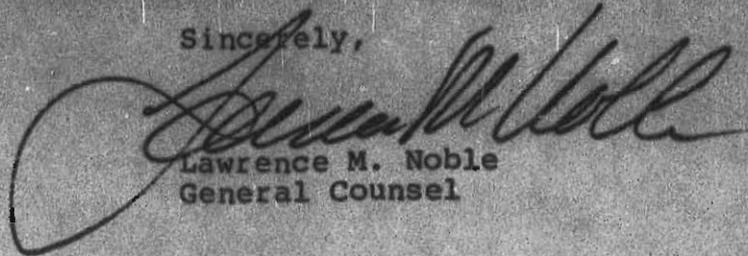
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Plus

Letter to Robert E. Tritt  
Page 2

If you have any questions, please contact Sandra Dunham, the  
staff member assigned to this matter, at (202) 376-8200.

Sincerely,



Lawrence M. Noble  
General Counsel

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
FEDERAL ELECTION COMMISSION

87 DEC -2 PH 12: 26

**SENSITIVE**

December 1, 1987

MEMORANDUM

TO: The Commission  
FROM: Lawrence M. Noble *[Signature]*  
General Counsel  
SUBJECT: MUR #2409

Attached for the Commission's review is a brief stating the position of the General Counsel on the legal and factual issues of the above-captioned matter. A copy of this brief and a letter notifying the respondents of the General Counsel's intent to recommend to the Commission a finding of probable cause to believe was mailed on December 1, 1987. Following receipt of the respondents' reply to this notice, this Office will make a further report to the Commission.

Attachments

- 1-Brief
- 2-Letter to respondent

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 1, 1987

Lynn H. Whatley, Esquire  
Whatley & Associates, PC  
120 Ralph McGill Boulevard, N.E.  
Renaissance Square, Suite #840  
Atlanta, Georgia 30308

RE: MUR 2409  
Ron Bookman & Associates,  
Inc. and Ronald Bookman,  
President

Dear Mr. Whatley:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities the Federal Election Commission, on May 11, 1978, found reason to believe that your clients, Ron Bookman & Associates, Inc. and Ronald Bookman, President, violated 2 U.S.C. § 441b, and instituted an investigation in this matter.

After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe that a violation has occurred.

The Commission may or may not approve the General Counsel's recommendation. Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within 15 days of your receipt of this notice, you may file with the Secretary of the Commission a brief (10 copies if possible) stating your position on the issues and replying to the brief of the General Counsel. (Three copies of such brief should also be forwarded to the Office of the General Counsel, if possible.) The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of whether there is probable cause to believe a violation has occurred.

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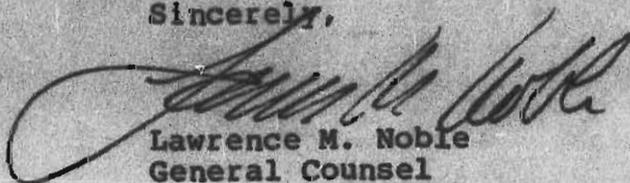
Lynn H. Whatley, Esquire  
Page 2

If you are unable to file a responsive brief within 15 days, you may submit a written request for an extension of time. All requests for extensions of time must be submitted in writing five days prior to the due date and good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

A finding of probable cause to believe requires that the Office of the General Counsel attempt for a period of not less than 30, but not more than 90 days, to settle this matter through a conciliation agreement.

Should you have any questions, please contact Sandra Dunham, the staff member assigned to handle this matter, at (202) 376-8200.

Sincerely,



Lawrence M. Noble  
General Counsel

Enclosure  
Brief

89040754826

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
Ron Bookman & Associates, Inc. ) MUR 2409  
and Ronald Bookman, President )

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

On April 28, 1987, the Commission found reason to believe that Ron Bookman & Associates, Inc. violated 2 U.S.C. § 441b by making a corporate contribution.

The basis of these findings was contained in a referral from Robert Lane, Executive Secretary of the Georgia State Campaign and Financial Disclosure Commission. The referral involves \$10,000 placed in trust with Ron Bookman & Associates, Inc. by Transportation Group, Inc. ("TGI") for expenses incurred for lobbying efforts concerning a transportation contract in the Atlanta area on TGI's behalf. Ron Bookman & Associates, Inc. and Ronald Bookman as President of Ron Bookman & Associates, Inc., used \$900 of the \$10,000 for campaign contributions to various elected officials; a \$150 contribution to the Swindall for Congress Committee was included. Pat Swindall represents the Fourth District of Georgia in the U.S. House of Representatives.

II. ANALYSIS

Pursuant to 2 U.S.C. § 441b, a corporation is prohibited from making any contributions or expenditures in connection with any election at which presidential and vice presidential candidates or a Senator or Representative in Congress are to be voted for. Further, any officer or any director of a corporation

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is prohibited from consenting to any contribution or expenditure by the corporation.

As evidenced by a copy of the check provided by TGI, Ron Bookman & Associates, Inc., through its President Ronald Bookman, made a \$150 campaign contribution to a federally elected official from its trust account.

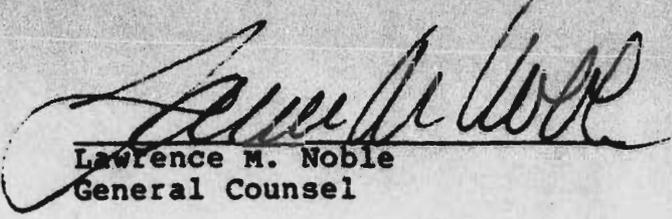
Accordingly, this Office recommends that the Commission find probable cause to believe that Ron Bookman & Associates, Inc. and Ronald Bookman violated 2 U.S.C. § 441b.

**III. GENERAL COUNSEL'S RECOMMENDATION**

1. Find probable cause to believe that Ron Bookman & Associates, Inc. and Ronald Bookman, President violated 2 U.S.C. § 441b.

Date

11/30/87

  
Lawrence M. Noble  
General Counsel

89040754830

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED  
FEDERAL ELECTION COMMISSION  
SECRETARIAT

FEB -5 AM 9:36

In the Matter of )  
Ron Bookman & Associates, Inc. )  
and Ronald Bookman, President )

MUR 2409

**SENSITIVE**

**EXECUTIVE SESSION**

**FEB 23 1988**

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On April 28, 1987, the Commission found reason to believe that Ron Bookman & Associates, Inc. and Ronald Bookman, President violated 2 U.S.C. § 441b by making a corporate contribution to a federally elected official.

The basis of these findings was contained in a referral from Robert Lane, Executive Secretary of the Georgia State Campaign and Financial Disclosure Commission. The referral involved \$10,000 placed in trust with Ron Bookman & Associates, Inc. by Transportation Group, Inc. ("TGI") for expenses incurred for lobbying efforts concerning a transportation contract in the Atlanta area on TGI's behalf. Ron Bookman & Associates, Inc. and Ronald Bookman as President of Ron Bookman & Associates, Inc. used \$900 of the \$10,000 for campaign contributions to various elected officials; a \$150 contribution to the Swindall for Congress Committee was included. Pat Swindall represents the Fourth District of Georgia in the U.S. House of Representatives.

On December 1, 1987, this Office sent Ron Bookman & Associates, Inc. and Ronald Bookman a brief stating this Office's position on the legal and factual issues of this matter. To date, this Office has not received a response from counsel for Ron Bookman & Associates, Inc. and Ronald Bookman.

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**II. ANALYSIS**

(See General Counsel's Brief, signed December 1, 1987.)

Pursuant to 2 U.S.C. § 441b, a corporation is prohibited from making any contributions or expenditures in connection with any election at which presidential and vice presidential candidates or a Senator or Representative in Congress are to be voted for. Further, any officer or any director of a corporation is prohibited from consenting to any contribution or expenditure by the corporation.

As evidenced by a copy of the check provided by TGI, Ron Bookman & Associates, Inc., through its President, Ronald Bookman, made a \$150 campaign contribution to a federally elected official from its account.

Accordingly, this Office recommends that the Commission find probable cause to believe that Ron Bookman & Associates, Inc. and Ronald Bookman violated 2 U.S.C. § 441b.

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

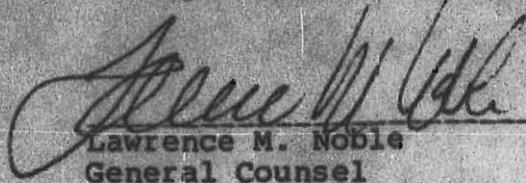
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**IV. RECOMMENDATIONS**

1. Find probable cause to believe that Ron Bookman & Associates, Inc. and Ronald Bookman violated 2 U.S.C. § 441b.
2. Approve the attached conciliation agreement and letter.

Date

2/4/88

  
Lawrence M. Noble  
General Counsel

**Attachments:**

- 1.- Proposed Conciliation Agreement
2. Letter

**Staff Person: Sandra Dunham**

89040754833

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Ron Bookman & Associates, Inc. ) MUR 2409  
and Ronald Bookman, President )

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of February 23, 1988, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in MUR 2409:

1. Find probable cause to believe that Ron Bookman & Associates, Inc. and Ronald Bookman violated 2 U.S.C. § 441b.
2. Approve the conciliation agreement and letter attached to the General Counsel's report dated February 4, 1988, subject to amendment of the agreement as discussed in the meeting.

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

Attest:

2/25/88

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

89040754834



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

March 1, 1988

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Lynn H. Whatley, Esquire  
Whatley & Associates, PC  
120 Ralph McGill Boulevard, N.E.  
Renaissance Square, Suite #840  
Atlanta, Georgia 30308

RE: MUR 2409  
Ron Bookman & Associates,  
Inc. and Ronald Bookman,  
President

Dear Mr. Whatley:

On February 23, 1988, the Federal Election Commission found that there is probable cause to believe Ron Bookman & Associates, Inc. and Ronald Bookman, President, violated 2 U.S.C. § 441b, a provision of the Federal Election Campaign Act of 1971, as amended.

The Commission has a duty to attempt to correct such violations for a period of 30 to 90 days by informal methods of conference, conciliation, and persuasion, and by entering into a conciliation agreement with a respondent. If we are unable to reach an agreement during that period, the Commission may institute a civil suit in United States District Court and seek payment of a civil penalty.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission within 10 days. I will then recommend that the Commission approve the agreement. Please make your check for the civil penalty payable to the Federal Election Commission.

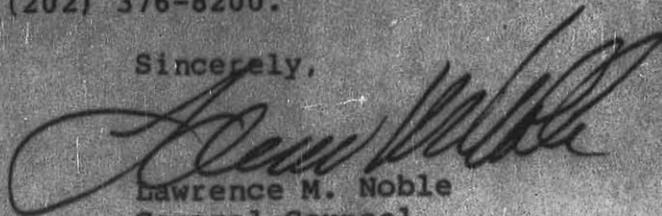
If you have any questions or suggestions for changes in the enclosed conciliation agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation

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Letter to Lynn H. Whatley, Esquire  
Page 2

agreement, please contact Sandra Dunham, the staff member  
assigned to this matter, at (202) 376-8200.

Sincerely,



Lawrence M. Noble  
General Counsel

Enclosure  
Conciliation Agreement

89040754836



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

April 27, 1988

**CERTIFIED MAIL  
RETURN RECEIPT REQUESTED**

Lynn H. Whatley, Esquire  
Whatley & Associates, PC  
120 Ralph McGill Boulevard, N.E.  
Renaissance Square, Suite #840  
Atlanta, Georgia 30308

RE: MUR 2409  
Ron Bookman & Associates,  
Inc. and Ronald Bookman,  
President

Dear Mr. Whatley:

By letter dated March 1, 1988, you were notified that on February 23, 1988, the Federal Election Commission found probable cause to believe that Ron Bookman & Associates, Inc. and Ronald Bookman, President, violated 2 U.S.C. 441b, a provision of the Federal Election Campaign Act of 1971, as amended.

To date, you have not responded to the notification. Unless we receive a response from you within 5 days, this Office will proceed to the next stage of the enforcement process.

Should you have any questions, please contact Sandra Dunham, the staff member assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble  
General Counsel

By:   
Lois G. Lerner  
Associate General Counsel

89040754837

RECEIVED  
FEDERAL ELECTION COMMISSION

**CONFIDENTIAL**

BEFORE THE FEDERAL ELECTION COMMISSION

08 MAY 18 AM 10:58

In the Matter of )  
 )  
Ron Bookman & Associates, Inc. ) MUR 2409  
and Ronald Bookman, President )

EXECUTIVE SESSION

GENERAL COUNSEL'S REPORT

MAY 24 1988

I. BACKGROUND

On February 23, 1988, the Commission found probable cause to believe that Ron Bookman & Associates, Inc. and Ronald Bookman, President, violated 2 U.S.C. § 441b. The Commission's notification and proposed conciliation agreement were mailed to Respondents by certified mail on March 1, 1988, which Respondents received on March 9, 1988 (Attachment 1). No response was submitted; therefore, on April 27, 1988, this Office mailed Respondents a follow-up letter by certified mail which requested a response within 5 days (Attachment 2). The letter sent by certified mail was received by Respondents on May 2, 1988. Respondents have not responded to this letter.

Since Respondents have shown no interest in negotiating any agreement, it is recommended that the Commission authorize this Office to file civil suit.

On April 28, 1987, the Commission found reason to believe that Transportation Group, Inc. ("TGI") violated 2 U.S.C. § 441b by providing the funds used by Ron Bookman & Associates, Inc. and Ronald Bookman, President, to make the \$150 contribution to the Swindall for Congress Committee, a federal campaign committee. Additionally, the Commission found reason that TGI violated

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2 U.S.C. § 441f for making the contribution in the name of another. TGI replied to the Commission's finding of reason to believe by supplying documents which indicated they did not want Mr. Bookman to make political contributions with the money they had supplied to him for lobbying efforts concerning transportation contracts in the Atlanta area. Further, they had instructed Mr. Bookman to return the money which had not been done as of May, 1987.

On October 20, 1987, the Commission determined that TGI had provided a sufficient response and instructed this Office to proceed to the next stage of enforcement against Ron Bookman & Associates, Inc. and Ronald Bookman, President. No determination was made concerning further actions against TGI, awaiting Mr. Bookman's response concerning what had transpired. Because Mr. Bookman never responded and consequently, did not dispute TGI's version of the facts, this Office recommends that the Commission take no further action against TGI and close the file as it pertains to them.

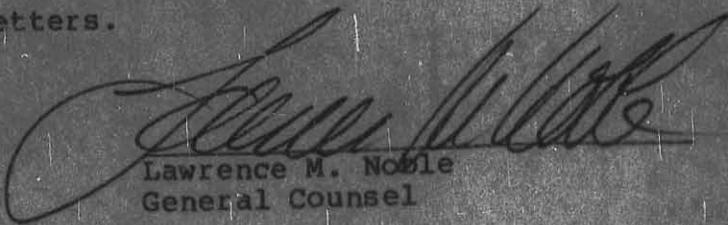
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II. RECOMMENDATIONS

1. Authorize the Office of the General Counsel to file a civil suit for relief in the United States District Court against Ron Bookman & Associates, Inc. and Ronald Bookman, President.
2. Take no further action against Transportation Group, Inc.
3. Close the file as it pertains to Transportation Group, Inc.

4. Approve the attached letters.

5/17/88  
Date

  
Lawrence M. Noble  
General Counsel

Attachment

1. Certified receipt dated March 9, 1988
2. Letter dated April 27, 1987
3. Certified receipt dated May 2, 1988
4. Letters (2)

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Ron Bookman & Associates, Inc. ) MUR 2409  
and Ronald Bookman, President )

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of May 24, 1988, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in MUR 2409:

1. Authorize the Office of the General Counsel to file a civil suit for relief in the United States District Court against Ron Bookman & Associates, Inc. and Ronald Bookman, President.
2. Take no further action against Transportation Group, Inc.
3. Close the file as it pertains to Transportation Group, Inc.

(continued)

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Federal Election Commission  
Certification for MUR 2409  
May 24, 1988

Page 2

4. Approve the letters attached to the General Counsel's report dated May 17, 1988.

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

Attest:

5/24/89

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

May 31, 1988

Brett A. Schlossberg, Esquire  
Dechert, Price & Rhoads  
2400 Centre Square West  
1500 Market Street  
Philadelphia, PA 19102

RE: MUR 2409  
Transportation Group, Inc.

Dear Mr. Schlossberg:

On April 28, 1987, your client, Transportation Group, Inc., was notified that the Federal Election Commission found reason to believe that they violated 2 U.S.C. §§ 441b and 441f. On May 28, 1987, you submitted a response to the Commission's reason to believe findings in this matter.

After considering the circumstances of the matter, the Commission determined on May 24, 1988, to take no further action against, Transportation Group, Inc., and closed its file as it pertains to Transportation Group, Inc.. The file will be made part of the public record within 30 days after the matter has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within ten days of your receipt of this letter. Such materials should be sent to the Office of the General Counsel.

The confidentiality provisions of 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

If you have any questions, please contact Sandra Dunham, the staff member assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble  
General Counsel

BY:   
Lois G. Lerner  
Associate General Counsel

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

May 31, 1988

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Lynn H. Whatley, Esquire  
Whatley & Associates, P.C.  
120 Ralph McGill Blvd., N.E.  
Renaissance Square, Suite 840  
Atlanta, Georgia 30308

RE: MUR 2409  
Ron Bookman & Associates, Inc.  
and Ronald Bookman, President

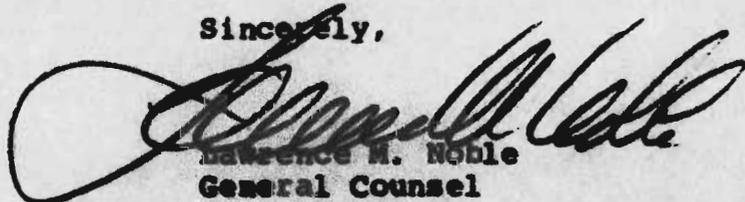
Dear Mr. Whatley:

You were previously notified that on February 23, 1988, the Federal Election Commission found probable cause to believe that your client Ron Bookman & Associates, Inc. and Ronald Bookman, violated 2 U.S.C. § 441b, a provision of the Federal Election Campaign Act of 1971, as amended, in connection with the captioned matter.

As a result of our inability to settle this matter through conciliation within the allowable time period, the Commission has authorized the General Counsel to institute of a civil action for relief in the United States District Court.

Should you have any questions, or should you wish to settle this matter prior to suit, please contact Ivan Rivera, Assistant General Counsel at (202) 376-8200, within five days of your receipt of this letter.

Sincerely,

  
Lawrence M. Noble  
General Counsel

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RECEIVED IN CLERK'S OFFICE  
U.S.D.C. - Atlanta

UGC 44 38

APR 24 1989

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LUTHER D. THOMAS, Clerk  
By: *[Signature]*  
Deputy Clerk

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

FILED IN CLERK'S OFFICE  
U.S.D.C. - Atlanta

MAY 2 1989

By: *[Signature]*  
LUTHER D. THOMAS, Clerk

FEDERAL ELECTION COMMISSION, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
RON BOOKMAN & ASSOCIATES, INC., )  
et al., )  
 )  
Defendants. )

Civil Action No.  
1:88-CV-1807-JTC

FINAL CONSENT ORDER  
AND JUDGMENT

**FINAL CONSENT ORDER AND JUDGMENT**

This action for declaratory, injunctive and other appropriate relief was instituted by the plaintiff Federal Election Commission (the "Commission" or "FEC") against defendants Ron Bookman & Associates, Inc. ("Bookman Corporation" and Ronald Gary Bookman, President of the Bookman Corporation, pursuant to the express authority granted the Commission by sections 307(a)(6) and 309(a)(6)(A) of the Federal Election Campaign Act of 1971, as amended (the "Act" or "FECA"), codified at 2 U.S.C. §§ 437d(a)(6) and 437g(a)(6)(A).

This court has original jurisdiction over this suit pursuant to 28 U.S.C. § 1345 as an action brought by an agency of the United States expressly authorized to sue by an Act of Congress. Venue is properly found in the United States District Court for the Northern District of Georgia in accord with 2 U.S.C. § 437g(a)(6)(A), as all defendants can be found, reside or transact business in this district. The plaintiff Commission

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U.S.D.C. - Atlanta

(13)

has satisfied all jurisdictional requirements which are prerequisites to filing this suit.

The parties now agree to entry of this court's judgment and consent to the issuance of this order, as evidenced by the signatures affixed hereto. Defendants assure this court that they will comply in all respects with the Federal Election Campaign Act of 1971, as amended.

The parties agree that the pertinent facts in this matter are as follows:

(1) Plaintiff Federal Election Commission is the agency of the United States government empowered with exclusive primary jurisdiction to administer, interpret and enforce the Federal Election Campaign Act of 1971, as amended. See generally 2 U.S.C. §§ 437c(b)(1), 437d(a) and 437g. The FEC is authorized to institute investigations of possible violations of the Act, 2 U.S.C. § 437g(a)(2), and has exclusive jurisdiction to initiate civil actions in the United States district courts to obtain judicial enforcement of the Act. 2 U.S.C. §§ 437c(b)(1) and 437d(e).

(2) During the time in question, defendant Bookman Corporation was a corporation incorporated in the State of Georgia.

(3) During the time in question, defendant Ronald Gary Bookman was President of the Bookman Corporation.

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(4) The Federal Election Campaign Act at 2 U.S.C. § 441b prohibits any corporation from making a contribution in connection with any federal election, and prohibits any officer of any corporation from consenting to the making of such contribution.

(5) The Federal Election Campaign Act at 2 U.S.C. § 431(8) defines the term "contribution" to include, inter alia, a gift, subscription, loan, advance, or deposit of money or anything of value made by any person for the purpose of influencing any election for federal office.

(6) Defendants contend that Transportation Group, Inc. ("TGI") paid defendants \$10,000 as a fee for marketing efforts on behalf of TGI.

(7) Defendant Bookman Corporation used \$900.00 of the \$10,000 referred to in paragraph (6) for political contributions to various elected officials which included a \$150 contribution to a federal candidate.

(8) Defendant Ronald Gary Bookman consented to the making of a \$150 contribution to a federal candidate.

(9) Defendants contend that the aforesaid violations of 2 U.S.C. § 441b were not knowing and willful.

Therefore, it is ORDERED, ADJUDGED AND DECREED:

1. That defendant Ron Bookman & Associates, Inc., violated 2 U.S.C. § 441b by making a corporate contribution to a federal candidate.

2. That defendant Ronald Gary Bookman violated 2 U.S.C. § 441b by consenting to the making of a corporate contribution to a federal candidate.

3. That defendants Ron Bookman & Associates, Inc., and Ronald Gary Bookman, President, shall pay a civil penalty in the amount of Five Hundred Dollars (\$500) for the foregoing violations, for which both defendants shall be jointly and severally liable. This penalty shall be paid as follows:

(a) The Commission acknowledges that defendants have made an initial payment of One Hundred Dollars (\$100);

(b) The remaining Four Hundred Dollars (\$400) shall be paid within sixty (60) days after the date of entry of this consent order and judgment.

4. That defendants Ron Bookman & Associates, Inc., and Ronald Gary Bookman, President, are permanently enjoined from similar future violations of the Federal Election Campaign Act of 1971, as amended.

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(5) That the parties shall bear their own costs and attorney's fees in this litigation.

5/2/89  
Date

Jack T. Camp  
Jack T. Camp  
United States District Judge

We hereby consent to the entry of the foregoing consent judgment and order.

Lawrence M. Noble  
Lawrence M. Noble  
General Counsel

Lynny E. Whatley  
Lynny E. Whatley  
Whatley & Associates, P.C.  
120 Ralph McGill Blvd., N.E.  
Suite 840  
Atlanta, GA 30308

Richard B. Bader  
Richard B. Bader  
Associate General Counsel

FOR DEFENDANTS  
RON BOOKMAN & ASSOCIATES, INC.  
RONALD GARY BOOKMAN, PRESIDENT

Ivan Rivera  
Ivan Rivera  
Assistant General Counsel

ENTERED IN BOOKET

MAY 8 1989

Charles W. Snyder  
Charles W. Snyder  
Attorney  
Georgia Bar No. 666240

DEPUTY CLERK

FOR THE PLAINTIFF  
FEDERAL ELECTION COMMISSION  
999 E Street, N.W.  
Washington, D.C. 20463  
(202) 376-8200

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Copies to:

Charles W. Snyder  
Office of the General Counsel  
FEDERAL ELECTION COMMISSION  
999 E Street, N.W.  
Washington, D.C. 20463

and

Lynn H. Whatley, Esquire  
WHATLEY & ASSOCIATES, P.C.  
120 Ralph McGill Boulevard, N.E.  
Suite 840  
Atlanta, GA 30308

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UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA

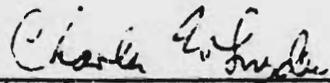
FEDERAL ELECTION COMMISSION, )  
 )  
Plaintiff, )  
 )  
v. ) Civil Action No.  
 ) 1:88-CV-1807-JTC  
 )  
RON BOOKMAN & ASSOCIATES, INC., ) CERTIFICATE OF SERVICE  
 et al. )  
 )  
Defendants. )

CERTIFICATE OF SERVICE

I hereby certify that on the 19th day of April, 1989, I caused to be served by first-class mail, postage prepaid, a copy of the plaintiff Federal Election proposed consent order and judgment which today was forwarded to the Clerk of the Court for filing in the above-captioned litigation, on the following counsel for defendants:

Lynn H. Whatley, Esquire  
Whatley & Associates  
120 Ralph McGill Boulevard, N.E.  
Atlanta, Georgia 30308

April 19, 1989

  
\_\_\_\_\_  
Charles W. Snyder  
Attorney  
Georgia Bar No. 666240  
FEDERAL ELECTION COMMISSION  
999 E Street, N.W.  
Washington, D.C. 20463  
(202) 376-8200

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

June 14, 1989

Laurent Beaudin  
Chairman and CEO  
Bombadier, Inc.  
800 Dorchester Blvd. West  
Montreal, Canada H3B 1Y8

RE: MUR 2409  
Bombadier, Inc.

Dear Mr. Beaudin:

This is to advise you that the entire file in this matter has now been closed and will become part of the public record within 30 days. Should you wish to submit any legal or factual materials to be placed on the public record in connection with this matter, please do so within ten days. Such materials should be sent to the Office of the General Counsel.

Should you have any questions, contact Sandra J. Dunham, the staff member assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble  
General Counsel

BY:   
Lois G. Lerner  
Associate General Counsel

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

June 14, 1989

Jan Roberds, Treasurer  
Swindall for Congress Committee  
P.O. Box 985  
Decatur, GA 33031

RE: MUR 2409  
Swindall for Congress Committee  
and Jan Roberds, as treasurer

Dear Ms. Roberds:

This is to advise you that the entire file in this matter has now been closed and will become part of the public record within 30 days. Should you wish to submit any legal or factual materials to be placed on the public record in connection with this matter, please do so within ten days. Such materials should be sent to the Office of the General Counsel.

Should you have any questions, contact Sandra J. Dunham, the staff member assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble  
General Counsel

BY: Lois G. Lerner  
Associate General Counsel

89040754853



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

June 14, 1989

A. Carl Mawby, Vice Chairman  
Transportation Group, Inc.  
2460 Sand Lane Road  
Orlando, Florida 32807

RE: MUR 2409  
Transportation Group, Inc.

Dear Mr. Mawby:

This is to advise you that the entire file in this matter has now been closed and will become part of the public record within 30 days. Should you wish to submit any legal or factual materials to be placed on the public record in connection with this matter, please do so within ten days. Such materials should be sent to the Office of the General Counsel.

Should you have any questions, contact Sandra J. Dunham, the staff member assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble  
General Counsel

BY:   
Lois G. Lerner  
Associate General Counsel

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

June 14, 1989

Robert P. Lane, Executive Secretary  
State Campaign and Financial  
Disclosure Commission  
2082 East Exchange Place  
Suite 235  
Tucker, GA 30084

RE: MUR 2409

Dear Mr. Lane:

This is in reference to the matter involving Ron Bookman & Associates, Inc., which your office referred to the Federal Election Commission.

After conducting an investigation into this matter, the Commission found that there was probable cause to believe Ron Bookman & Associates, Inc. and Ronald Bookman, as President of Ron Bookman & Associates, Inc., violated 2 U.S.C. § 441b, a provision of the Federal Election Campaign Act of 1971, as amended. The Commission was unable to settle this matter through conciliation within the allowable time period. Consequently, the Commission authorized the General Counsel to institute a civil action for relief in the United States District Court for the Northern District of Georgia - Atlanta Division. This matter was settled through a Final Consent Order and Judgment dated May 2, 1989.

We appreciate your cooperation in helping the Commission meet its enforcement responsibilities under the Federal Election Campaign Act of 1971, as amended.

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Robert P. Lane  
Page 2

If you have any questions, please contact Sandra J. Dunham,  
the staff member assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble  
General Counsel



BY: Lois G. Lerner  
Associate General Counsel

Enclosure  
Final Consent Order  
and Judgment

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 2409

DATE FILMED 7/14/89 CAMERA NO. 2

CAMERAMAN AS

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