



FEDERAL ELECTION COMMISSION  
WASHINGTON DC 20461

M12-28-87

THE FOLLOWING MATERIAL IS BEING ADDED TO THE  
PUBLIC FILE OF CLOSED MUR 2454

89040670138

THE STANDARD OIL COMPANY  
200 PUBLIC SQUARE, 12-B-5554  
CLEVELAND, OHIO 44114-2375

NOT VALID  
AFTER 180 DAYS

MANUFACTURERS HANOVER BANK (DELAWARE)  
WILMINGTON, DELAWARE

961-09  
62-26  
311

08113501

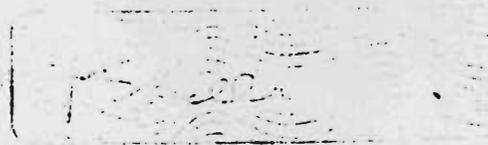
DATE  
8-11-87

1419

PAY EXACTLY

The sum of 1.000dol's00cts

FEDERAL ELECTION COMMISSION  
999 E. STREET, NW,  
WASHINGTON, DC 20463



⑈001419⑈ ⑆031100267⑆ 6301409615 509⑈

570139

CCC#4131  
APR 17 1987 13:29

MEMORANDUM

TO: DEBRA A. TRIMIEW

TO: CECILIA LIEBER

FROM: CECILIA LIEBER

FROM: DEBRA A. TRIMIEW

CHECK NO. 1419 { A COPY OF WHICH IS ATTACHED } RELATING TO

MUR 2454 (Garr) AND NAME Standard Oil Company PAC  
Deborah Witmer, as treasurer

WAS RECEIVED ON 8/17/87. 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 8/18/87



RECEIVED AT THE FEC  
QCC# 4181  
87 AUG 14 AM: 14  
MUR 2454

200 Public Square  
35-5256-D  
Cleveland, Ohio 44114-2375  
(216) 586-5553

August 10, 1987

87 AUG 17 P 3: 30

Ms. Shelley Garr  
Federal Election Commission  
999 E Street, NW  
Washington, DC 20463

Dear Ms. Garr:

Thanks so much for your assistance on this matter. I have enclosed a check for \$1,000, a revised conciliation agreement, a sworn affidavit by the assistant treasurer, E. M. Abfall, and a brochure which explains our solicitation procedures for contributions.

If you have any questions or need further information, please feel free to call me at (216)586-4756.

Sincerely,

Patricia K. Allen

PKA:klr  
0605P  
Enclosures

3 9 3 4 0 6 7 0 1 4 0





FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

July 24, 1987

Deborah F. Whitmer, Treasurer  
Standard Oil Company Political  
Action Committee  
35-D 5256 200 Public Square  
Cleveland, Ohio 44114

RE: MUR 2454  
Standard Oil Company  
Political Action Committee  
Deborah F. Whitmer,  
as treasurer

Dear Ms. Whitmer:

On May 28, 1987, the Federal Election Commission found reason to believe that the Standard Oil Company Political Action Committee and you, as Treasurer, violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended and 11 C.F.R. § 102.5(a)(1)(i). At your request on July 22, 1987, the Commission determined to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible.

If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Shelley Garr, the staff member assigned to this matter, at (202) 376-8200.

Sincerely,

*Lawrence M. Noble (LF)*  
Lawrence M. Noble  
Acting General Counsel

Enclosure  
Conciliation Agreement

93040670142

*plm*

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
Standard Oil Company )  
Political Action Committee ) MUR 2454  
Deborah Whitmer, as treasurer )

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that the Standard Oil Company Political Action Committee and Deborah Whitmer as treasurer, ("the Respondents") violated 2 U.S.C. § 441b(a) and 11 C.F.R. § 102.5(a)(1)(i).

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

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

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

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

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

1. Respondent Standard Oil Company Political Action Committee is a political committee within the meaning of 2 U.S.C. § 431(4).

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2. Respondent, Deborah Whitmer, is the treasurer of the Standard Oil Company Political Action Committee.

3. Respondents disclosed receipts totalling \$10,000 from an affiliated committee on June 22, 1986, and reported the transfer on its 1986 August Monthly Report.

4. Respondents filed an amended 1986 August Monthly Report on November 19, 1986, which disclosed that the transfer was from Respondents' non-federal account, SOPAC Non-Federal.

5. On December 22, 1987, Respondents transferred back \$10,000 to SOPAC Non-Federal.

6. Respondents' 1986 Year End Report itemizes the \$10,000 transfer back to SOPAC Non-Federal.

7. Ohio State election law permits unlimited labor and non-profit corporate contributions.

v. Pursuant to 11 C.F.R. § 102.5(a)(1)(i), all organizations which finance political activity in connection with both federal and non-federal elections may elect to establish separate federal accounts pursuant to the requirements of 11 C.F.R. §§ 102 and 104. Only funds subject to the prohibitions and limitation of the Act shall be deposited into such federal account. Further, no transfers may be made to such federal account from any other account(s) maintained by such organization for the purpose of financing activity in connection with non-federal elections. SOPAC-Federal's acceptance of a transfer from its non-federal account, SOPAC Non-Federal, is in violation of 11 C.R.F. § 102.5(a)(1)(i).

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VI. Pursuant to 2 U.S.C. § 441b(a), a political committee is prohibited from knowingly accepting or receiving a contribution from a corporation or labor organization. Respondents' acceptance of a transfer from its non-federal account, which may have contained corporate and/or labor organization funds, is in violation of 2 U.S.C. § 441b(a).

VII. Respondents will pay a civil penalty to the Federal Election Commission in the amount of Two Thousand Dollars, (\$2,000.00) pursuant to 2 U.S.C. § 437g(a)(5)(A).

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

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

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

XI. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or

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oral, made by either party or by agents of either party, that is not contained in this written agreement shall be valid.

FOR THE COMMISSION:

\_\_\_\_\_  
Lawrence M. Noble  
Acting General Counsel

\_\_\_\_\_  
Date

FOR THE RESPONDENT:

\_\_\_\_\_  
Date

88040570146



FEDERAL ELECTION COMMISSION  
WASHINGTON DC 20463

THIS IS THE BEGINNING OF MUR # 2454  
DATE FILMED 1/13/88 CAMERA NO. 3  
CAMERAMAN AS

88040570761

PUBLIC RECORD INDEX - MUR 2454

1. Memo, 10 Mar 87, John D. Gibson (Reports Analysis Division) to Charles N. Steele (General Counsel), subj: Referral of SOPAC-FEDERAL, w/atch (RAD Referral package).
2. First General Counsel's Report, 22 May 87.
3. Certification of Commission action, 28 May 87.
4. Ltr, dtd 5 June 87, Scott E. Thomas (Chairman, FEC) to Deborah F. Whitmer (Treas, SOPAC).
5. Ltr, dtd 15 June 87, D.F. Witmer to FEC.
6. General Counsell's Report, 17 Sept 87, w/atch (Response), (civil penalty check).
7. Memo, 23 Sept 87, M.W. Emmons to Lawrence M. Noble (Acting General Counsel), subj: Objection to G.C. Report.
8. Certification of Commission action, 7 Oct 87.
9. Clsg. ltr, dtd 13 Oct 87, L.M. Noble to Patricia K. Allen (Treas, SOPAC), w/atch (executed conciliation agreement).

-END-

NOTE: In preparing its file for the public record, O.G.C. routinely removes those documents in which it perceives little or no public interest, and those documents, or portions thereof, which are exempt from disclosure under the Freedom of Information Act.

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

10 March 1987

MEMORANDUM

TO: CHARLES N. STEELE  
GENERAL COUNSEL

THROUGH: JOHN C. SURINA *Charles*  
STAFF DIRECTOR

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

SUBJECT: REFERRAL OF SOPAC-FEDERAL (THE STANDARD OIL  
COMPANY POLITICAL ACTION COMMITTEE)

This is a referral of SOPAC-Federal (The Standard Oil Company Political Action Committee) ("SOPAC-Federal") for receiving a \$10,000 transfer of funds from its non-federal account, SOPAC Non-Federal.

If you have any questions regarding this matter, please contact Mike Tangney at 376-2480.

Attachment

83040570753

/

**REPORTS ANALYSIS REFERRAL**  
**TO**  
**OFFICE OF GENERAL COUNSEL**

DATE: 10 March 1987

ANALYST: Mike Tanqney

**I. COMMITTEE:** SOPAC-Federal (The Standard Oil Company Political Action Committee)  
(C00160630)  
Deborah F. Witmer, Treasurer  
(February 5, 1986 - present)  
James M. Petro, Treasurer  
(January 11, 1985 - February 4, 1986)  
J.M. Reagor, Treasurer  
(January 1, 1985 - January 10, 1985)  
35-D 5256 200 Public Square  
Cleveland, OH 44114

**II. RELEVANT STATUTE:** 11 CFR 102.5(a)(1)(i)

**III. BACKGROUND:**

**Receipt of Funds From a Non-Federal Account**

SOPAC-Federal (The Standard Oil Company Political Action Committee) ("SOPAC-Federal") disclosed receipts totalling \$10,000 from an affiliated committee on Line 12 of the Detailed Summary Page for the 1986 August Monthly Report, but did not provide a supporting Schedule A (Attachment 2). A Request for Additional Information ("RFAI") was sent to SOPAC-Federal on November 12, 1986 which advised that all transfers from affiliates must be itemized on Schedule A (Attachment 3). An amended August Monthly Report was received at the Commission on November 19, 1986 which disclosed that the transfer, received July 22, 1986, was from SOPAC Non-Federal (Attachment 4).

An RFAI was sent to SOPAC-Federal on December 10, 1986, asking it to clarify whether the transfer was made from an account maintained for non-federal activity. SOPAC-Federal was advised that such activity is prohibited by 11 CFR 102.5. It was recommended that if the transfer was from a prohibited source, the full amount should be returned to the non-federal account (Attachment 5). A Second Notice was sent to SOPAC-Federal on December 31, 1986 for failing to submit a written response (Attachment 6).

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**SOPAC-FEDERAL (THE STANDARD  
OIL COMPANY POLITICAL ACTION  
COMMITTEE  
REPORTS ANALYSIS OGC REFERRAL  
PAGE 2**

Mrs. Elizabeth M. Abfall, the assistant treasurer of SOPAC-Federal, called the Reports Analysis Division ("RAD") analyst on January 5, 1987 to explain that a response was mailed to the Commission on December 23, 1986. The RAD analyst advised Mrs. Abfall that the response had not been received and that a copy should be sent to the Commission (Attachment 7).

On January 8, 1987 a response was received from SOPAC-Federal (Attachment 8). The response included a photocopy of the \$10,000 check issued December 22, 1986 to return the funds to SOPAC Non-Federal and stated that the transfer would be reflected on Schedule B of SOPAC-Federal's next report.

Schedule B of SOPAC-Federal's 1986 Year End Report itemized the \$10,000 transfer to SOPAC Non-Federal (Attachment 9).

**IV. OTHER PENDING MATTERS INITIATED BY RAD:**

None.

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NON-PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
SOPAC-FEDERAL (THE STANDARD OIL COMPANY POLITICAL ACTION COMMITTEE) CONNECTED ORGANIZATION: STANDARD OIL COMPANY				NON-PARTY QUALIFIED		ID #C00033530
1985	STATEMENT OF ORGANIZATION - AMENDMENT			22JAN85		3 85FEC/361/2185
	FEBRUARY MONTHLY	2.605	3.000	1JAN85 -31JAN85		4 85FEC/366/2027
	FEBRUARY MONTHLY - AMENDMENT	2.629	3.000	1JAN85 -31JAN85		2 85FEC/368/2960
	MARCH MONTHLY	24	1.500	1FEB85 -28FEB85		4 85FEC/368/2962
	APRIL MONTHLY	4.319	2.373	1MAR85 -31MAR85		5 85FEC/371/3365
	MAY MONTHLY	2.631	9.930	1APR85 -30APR85		5 85FEC/373/3669
	JUNE MONTHLY	3.096	1.250	1MAY85 -31MAY85		5 85FEC/376/0161
	JULY MONTHLY	2.445	2.350	1JUN85 -30JUN85		5 85FEC/378/4802
	AUGUST MONTHLY	2.420	3.050	1JUL85 -31JUL85		5 85FEC/385/4474
	SEPTEMBER MONTHLY	2.686	2.000	1AUG85 -31AUG85		5 85FEC/387/5249
	OCTOBER MONTHLY	7.401	1.750	1SEP85 -30SEP85		6 85FEC/389/2864
	NOVEMBER MONTHLY	3.661	4.850	1OCT85 -31OCT85		6 85FEC/391/0727
	DECEMBER MONTHLY	3.097	4.000	1NOV85 -30NOV85		6 86FEC/396/0550
	NOTICE OF FAILURE TO FILE			1NOV85 -30NOV85		1 86FEC/395/0924
	YEAR-END	53	0	1DEC85 -31DEC85		3 86FEC/396/0547
1986	STATEMENT OF ORGANIZATION - AMENDMENT			13FEB86		3 86FEC/402/2732
	FEBRUARY MONTHLY	47	200	1JAN86 -31JAN86		4 86FEC/403/1065
	MARCH MONTHLY	7.722	2.000	1FEB86 -28FEB86		4 86FEC/405/4567
	APRIL MONTHLY	1.647	7.519	1MAR86 -31MAR86		5 86FEC/411/4097
	MAY MONTHLY	2.108	4.350	1APR86 -30APR86		4 86FEC/413/4495
	JUNE MONTHLY	1.561	2.250	1MAY86 -31MAY86		5 86FEC/417/1609
	JULY MONTHLY	4.859	1.950	1JUN86 -30JUN86		6 86FEC/422/3900
	AUGUST MONTHLY	12.709	9.000	1JUL86 -31JUL86		6 86FEC/426/4379
	AUGUST MONTHLY - AMENDMENT	12.709	9.000	1JUL86 -31JUL86		7 86FEC/444/2567
	AUGUST MONTHLY - AMENDMENT	-	-	1JUL86 -31JUL86		3 87FEC/453/0735
	REQUEST FOR ADDITIONAL INFORMATION			1JUL86 -31JUL86		1 86FEC/444/0862
	REQUEST FOR ADDITIONAL INFORMATION			1JUL86 -31JUL86		3 86FEC/450/5355
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JUL86 -31JUL86		3 87FEC/452/3587
	SEPTEMBER MONTHLY	1.944	10.250	1AUG86 -31AUG86		7 86FEC/431/2454
	OCTOBER MONTHLY	2.000	500	1SEP86 -30SEP86		6 86FEC/436/0157
	PRE-GENERAL	900	5.850	1OCT86 -15OCT86		5 86FEC/439/4712
	POST-GENERAL	10.740	1.250	16OCT86 -24NOV86		8 86FEC/445/2586
	POST-GENERAL - AMENDMENT	10.740	1.250	16OCT86 -24NOV86		7 87FEC/453/5033
	1ST LETTER INFORMATIONAL NOTICE			16OCT86 -24NOV86		1 87FEC/452/4918
	YEAR-END	3.245	10.000	25NOV86 -31DEC86		8 87FEC/454/4862
1987	STATEMENT OF ORGANIZATION - AMENDMENT			29JAN87		2 87FEC/458/5827
	FEBRUARY MONTHLY	2	0	1JAN87 -31JAN87		4 87FEC/460/4156
	TOTAL	83.946	0			167 TOTAL PAGES

ATTACHMENT 1

All 1985&86 reports have been reviewed

Ending cash on hand as of 1/31/87 \$4,074 \*

Debts and obligations owed by the committee \$0

Debts and obligations owed to the committee \$0

\*Note: All financial activity includes 1987 reports. 0 7 0 8 8

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

ATTACHMENT 2

Name of Committee or Fund: **SOPAC Federal  
The Standard Oil Company Political Action Committee**

Report Covering the Period  
From: **07/01/86** To: **07/31/86**

	COLUMN A Total This Period	COLUMN B Calendar Year-To-Date	
<b>I. RECEIPTS</b>			
<b>11. CONTRIBUTIONS (other than loans) FROM:</b>			
(a) Individuals/Persons Other Than Political Committees . . . . .	2,678.94	20,378.13	11(a)
(b) Political Party Committees . . . . .	00.00	00.00	11(b)
(c) Other Political Committees . . . . .	00.00	00.00	11(c)
(d) TOTAL CONTRIBUTIONS (other than loans) (Add 11(a), 11(b) and 11(c)) . . . . .	00.00	00.00	11(d)
<b>12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES . . . . .</b>	10,000.00	10,000.00	12
<b>13. ALL LOANS RECEIVED . . . . .</b>	00.00	00.00	13
<b>14. LOAN REPAYMENTS RECEIVED . . . . .</b>	00.00	00.00	14
<b>15. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.) . . . . .</b>	00.00	00.00	15
<b>16. REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES . . . . .</b>	00.00	00.00	16
<b>17. OTHER RECEIPTS (Dividends, Interest, etc.) . . . . .</b>	30.51	277.83	17
<b>18. TOTAL RECEIPTS (Add 11(d), 12, 13, 14, 15, 16 and 17) . . . . .</b>	12,709.45	30,655.96	18
<b>II. DISBURSEMENTS</b>			
<b>19. OPERATING EXPENDITURES . . . . .</b>	00.00	00.00	19
<b>20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES . . . . .</b>	00.00	00.00	20
<b>21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES . . . . .</b>	9,000.00	27,150.00	21
<b>22. INDEPENDENT EXPENDITURES (see Schedule E) . . . . .</b>	00.00	00.00	22
<b>23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES . . . . .</b> (2 U.S.C. § 441 (d)) (Use Schedule F)	00.00	00.00	23
<b>24. LOAN REPAYMENTS MADE . . . . .</b>	00.00	00.00	24
<b>25. LOANS MADE . . . . .</b>	00.00	00.00	25
<b>26. REFUNDS OF CONTRIBUTIONS TO</b>			
(a) Individuals/Persons Other Than Political Committees . . . . .	00.00	00.00	26(a)
(b) Political Party Committees . . . . .	00.00	00.00	26(b)
(c) Other Political Committees . . . . .	00.00	00.00	26(c)
(d) TOTAL CONTRIBUTION REFUNDS (Add 26(a), 26(b) and 26(c)) . . . . .	00.00	00.00	26(d)
<b>27. OTHER DISBURSEMENTS . . . . .</b>	00.00	119.57	27
<b>28. TOTAL DISBURSEMENTS (Add lines 19, 20, 21, 22, 23, 24, 25, 26(d) and 27) . . . . .</b>	9,000.00	27,269.57	28
<b>III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES</b>			
<b>29. TOTAL CONTRIBUTIONS (other than loans) from Line 11(d) . . . . .</b>	00.00	00.00	29
<b>30. TOTAL CONTRIBUTION REFUNDS from Line 26(d) . . . . .</b>	00.00	00.00	30
<b>31. NET CONTRIBUTIONS (other than loans) (Subtract Line 30 from Line 29) . . . . .</b>	00.00	00.00	31
<b>32. TOTAL OPERATING EXPENDITURES from Line 19 . . . . .</b>	00.00	00.00	32
<b>33. OFFSETS TO OPERATING EXPENDITURES from Line 15 . . . . .</b>	00.00	00.00	33
<b>34. NET OPERATING EXPENDITURES (Subtract Line 33 from Line 32) . . . . .</b>	00.00	00.00	34



**FEDERAL ELECTION COMMISSION**  
WASHINGTON, D.C. 20543

ATTACHMENT 3

NOV 12 1986

**Deborah F. Witner, Treasurer**  
**SOFTAC - FEDERAL (The Standard Oil**  
**Company Political Action Committee)**  
**35-D 3256 200 Public Square**  
**Cleveland, OH 44114**

**Identification Number: C00033530**

**Reference: August Monthly Report (7/1/86-7/31/86)**

**Dear Ms. Witner:**

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

-Please provide a Schedule A to support the entry on Line 12 of the Detailed Summary Page. All transfers from affiliates received by your committee must be itemized on Schedule A, regardless of the amount. 2 U.S.C. §434(b)(3)(D).

An amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 376-2400.

Sincerely,

**Mike Tanguay**  
**Reports Analyst**  
**Reports Analysis Division**

86034410062

**SCHEDULE A**

**ITEMIZED RECEIPTS**

Use separate schedule for each category of the Detailed Summary Page

PAGE 1 OF 1  
FOR LINE NUMBER 12

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

ATTACHMENT 4

**SOPAC Federal (The Standard Oil Company Political Action Committee)**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
SOPAC Non-Federal 25-B-5556, 200 Public Square Cleveland, OH 44114  Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation <b>Transfer of Funds</b> Aggregate Year-to-Date > 10,000.00	07/22/86	10,000.00
B. Full Name, Mailing Address and ZIP Code   Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Name of Employer  Occupation Aggregate Year-to-Date > 0	Date (month, day, year)	Amount of Each Receipt this Period
C. Full Name, Mailing Address and ZIP Code   Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Name of Employer  Occupation Aggregate Year-to-Date > 0	Date (month, day, year)	Amount of Each Receipt this Period
D. Full Name, Mailing Address and ZIP Code   Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Name of Employer  Occupation Aggregate Year-to-Date > 0	Date (month, day, year)	Amount of Each Receipt this Period
E. Full Name, Mailing Address and ZIP Code   Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Name of Employer  Occupation Aggregate Year-to-Date > 0	Date (month, day, year)	Amount of Each Receipt this Period
F. Full Name, Mailing Address and ZIP Code   Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Name of Employer  Occupation Aggregate Year-to-Date > 0	Date (month, day, year)	Amount of Each Receipt this Period
G. Full Name, Mailing Address and ZIP Code   Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Name of Employer  Occupation Aggregate Year-to-Date > 0	Date (month, day, year)	Amount of Each Receipt this Period

3673412577

SUBTOTAL of Receipts This Page (optional) .....	
TOTAL This Period (last page this line number only) .....	10,000.00



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

DEC 10 1986

Deborah F. Witmer, Treasurer  
SOPAC-FEDERAL (The Standard Oil  
Company Political Action Committee)  
35 D 5256 Public Square  
Cleveland, OH 44114

Identification Number: C00033530

Reference: Amended August Monthly Report (7/1/86-7/31/86 -  
dated 11/17/86)

Dear Ms. Witmer:

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

-Schedule A of your report discloses a receipt of \$10,000 from the SOPAC Non-Federal Account (pertinent portion attached). Please clarify whether this transfer is from an account maintained by your committee for non-Federal activity. If so, be advised that such transfer is prohibited by 11 CFR 102.5(a)(1)(i) and the full amount of the transfer should be returned to the non-Federal account. Please inform the Commission immediately in writing and provide a photocopy of your check for the transfer-out. In addition, the transfer-out should be disclosed on a supporting Schedule B for Line 27 of your next report.

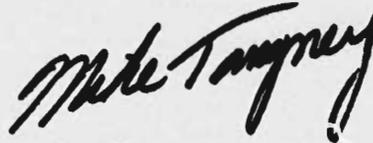
If, however, this transaction represents an "internal transfer" of funds from one Federal account to another, and the source(s) of such funds has been identified in previous reports of receipts and disbursements, please note that such transfers should not be itemized as doing so inflates total receipts and cash on hand. If this is the case, please amend your report accordingly.

Although the Commission may take further legal action regarding the acceptance of funds from a non-Federal account, your prompt transfer-out of the funds in question, or clarification of the transaction, will be taken into consideration.

8 3 0 4 0 6 7 0 7 7 0

An amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 376-2480.

Sincerely,



Mike Tangney  
Reports Analyst  
Reports Analysis Division

8 3 0 4 0 6 7 0 7 7 1



## FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

RQ-3

December 31, 1986

Deborah F. Witmer, Treasurer  
 SOPAC-FEDERAL (The Standard Oil  
 Company Political Action Committee)  
 35 D 5256 Public Square  
 Cleveland, OH 44114

Identification Number: C00033530

Reference: Amended August Monthly Report (7/1/86-7/31/86 - dated  
 11/17/86)

Dear Ms. Witmer:

This letter is to inform you that as of December 30, 1986, the Commission has not received your response to our request for additional information, dated December 10, 1986. That notice requested information essential to full public disclosure of your Federal election financial activity and to ensure compliance with provisions of the Federal Election Campaign Act (the Act). A copy of our original request is enclosed.

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

If you should have any questions related to this matter, please contact Mike Tangney on our toll-free number (800) 424-9530 or our local number (202) 376-2480.

Sincerely,

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

Enclosure

9 8 7 6 5 4 3 2 1

ANALYST: Mike Tangney

CONVERSATION WITH: Elizabeth M. Abfall

COMMITTEE: SOPAC-FEDERAL (The Standard Oil Company Political Action  
Committee) (C00033530)

DATE: January 5, 1987

SUBJECT(S): Response to a Request For Additional Information and  
Second Notice

Mrs. Abfall stated that a response was mailed to the Commission on December 23, 1986 concerning the refund to SOPAC non-federal and asked if it was received at the Commission. I told Mrs. Abfall that I would check and call her back. After determining that the response had not been received I called Mrs. Abfall and informed her and asked that a copy be sent.

8 8 0 4 0 6 7 0 7 7 3

*Att 5*

January 7, 1987

Mike Tangney  
Federal Election Commission

Dear Mike:

Per our telephone conversations, attached  
is a copy of the letter and check copy I  
sent to you on December 23, 1986.

Sorry for any inconvenience this has  
caused you and thanks for all of your  
help.

*Beth Abfall*  
Beth Abfall  
Asst. Sec./Treasurer  
SOPAC

attachments

8 7 0 3 4 5 3 0 7 3 5

December 22, 1986

ATTACHMENT 8  
Page 2 of 3

Mr. Mike Tangney  
Reports Analysis Division  
Federal Election Commission  
Washington, DC 20463

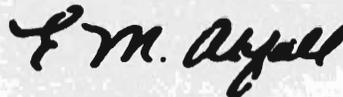
Re: Identification #C000039530

Dear Mr. Tangney:

Per your letter of December 18th to B. F. Wimer, enclosed is a copy of the check we issued (#1213) to return the \$10,000 transferred in July from the SOPAC Non-Federal account. This correction will be reflected on Schedule B of our next report.

If you have any questions, please contact me at (216)986-8886.

Sincerely,



E. M. Axfall  
Asst. Treasurer/Secretary  
SOPAC

/ba  
0438P

Enclosure

87034530736

1813

58

10 00.00

DOLLARS

*Elizabeth M. O'Fall*

000121P \*00410000 000510-01000

87034530737

1986 Year End Report

SCHEDULE B

ITEMIZED DISBURSEMENTS

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 1 OF 1  
FOR LINE NUMBER 26c

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

SOPAC Federal

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
SOPAC Non-Federal 200 Public Square Cleveland, OH 44114	To refund money transferred on 07/23/86. Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify) Refund	12/22/86	\$10,000.00
B. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period

SUBTOTAL (Disbursements This Page) (not used)

TOTAL (Disbursements This Page) (not used)

\$10,000.00

end 1

98340570777

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

**SENSITIVE**

JUL 27 11:17 AM '86

**FIRST GENERAL COUNSEL'S REPORT**

87L-7  
STAFF MEMBER: Garr

**SOURCE OF MUR: INTERNALLY GENERATED**

**RESPONDENT:** Standard Oil Company Political Action  
Committee  
Deborah F. Whitmer, as Treasurer

**RELEVANT STATUTE:** 11 C.F.R. § 102.5(a)(1)(i)  
2 U.S.C. § 441b(a)

**INTERNAL REPORTS  
CHECKED:** FEC Disclosure Documents

**FEDERAL AGENCIES  
CHECKED:** N/A

**I. GENERATION OF MATTER**

The Standard Oil Company Political Action Committee ("SOPAC-Federal") and Deborah F. Whitmer, as treasurer, were referred to the Office of General Counsel by the Reports Analysis Division. SOPAC-Federal disclosed receipts totalling \$10,000 from an affiliated committee on Line 12 of the Detailed Summary Page for the 1986 August Monthly Report, but did not provide a supporting Schedule A. An RFAI, sent to SOPAC-Federal on November 12, 1986, advised that all transfers from affiliates must be itemized on Schedule A. An amended August Monthly Report was received at the Commission on November 19, 1986, which disclosed that the transfer, received July 22, 1986, was from SOPAC Non-Federal.

An RFAI was again sent to SOPAC-Federal on December 10, 1986, to determine whether the transfer was made from an account maintained for non-federal activity. SOPAC-Federal was advised

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that such activity is prohibited by 11 C.F.R. § 102.5, that if the transfer was from a prohibited source, the full amount should be returned to the non-federal account. A Second Notice was sent to SOPAC-Federal on December 31, 1986 for failing to submit a written response.

A SOPAC-Federal representative contacted RAD on January 5, 1987, to advise that a response had been mailed to the Commission on December 23, 1986. The analyst advised that the response had not been received and that a copy should be sent to the Commission.

On January 8, 1987, the Commission received SOPAC-Federal's response which included a photocopy of the \$10,000 check issued December 22, 1986, transferring the funds back to SOPAC Non-Federal.

Schedule B of SOPAC-Federal's 1986 Year End Report itemized the \$10,000 transfer to SOPAC Non-Federal.

## II. FACTUAL AND LEGAL ANALYSIS

Pursuant to 11 C.F.R. § 102.5(a)(1)(i), all organizations which finance political activity in connection with both federal and non-federal elections may elect to establish separate federal accounts pursuant to the requirements of 11 C.F.R. §§ 102 and 104. Only funds subject to the prohibitions and limitations of the Act shall be deposited into such federal accounts. Further, no transfers may be made to such federal accounts from any other account(s) maintained by such organization for the purpose of

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financing activity in connection with non-federal elections.

Additionally, pursuant to 2 U.S.C. § 441b(a), a political committee is prohibited from knowingly accepting or receiving a contribution from a corporation or labor organization.<sup>1/</sup>

SOPAC-Federal's acceptance of a transfer from its non-federal account, SOPAC Non-Federal, appears to be in violation of 11 C.F.R. § 102.5(a)(1)(i). Further, its acceptance of a transfer from SOPAC Non-Federal, an account which may have contained corporate and/or labor organization funds which are permissible under Ohio State election law, appears to be in violation of 2 U.S.C. § 441b(a).

### III. RECOMMENDATIONS

1. Open a MUR.
2. Find reason to believe that Standard Oil Company Political Action Committee and Deborah F. Whitmer, as Treasurer, violated 11 C.F.R. § 102.5(a)(1)(i).
3. Find reason to believe that Standard Oil Company Political Action Committee and Deborah F. Whitmer, as Treasurer, violated 2 U.S.C. § 441b(a).

<sup>1/</sup> Ohio State election law permits unlimited labor and non-profit corporate contributions. Contributions by for-profit corporations are prohibited.

8 3 0 4 0 5 7 0 7 8 0

4. Approve the attached letter and legal and factual analysis.

5/22/87  
Date

  
Lawrence M. Noble  
Acting General Counsel

**Attachments**

- 1. Referral
- 2. Proposed letter and legal and factual analysis

88040670781

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Standard Oil Company Political Action )  
Committee )  
Deborah F. Whitmer, as Treasurer )

(MUR  
2454)  
RAD Ref. 87L-7

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on May 28, 1987, the Commission decided by a vote of 6-0 to take the following actions in RAD Ref. 87L-7:

8 3 0 4 0 5 7 0 7 9 2

1. Open a MUR.
2. Find reason to believe that Standard Oil Company Political Action Committee and Deborah F. Whitmer, as Treasurer, violated 11 C.F.R. § 102.5(a)(1)(i).
3. Find reason to believe that Standard Oil Company Political Action Committee and Deborah F. Whitmer, as Treasurer, violated 2 U.S.C. § 441b(a).
4. Approve the letter and legal and factual analysis, as recommended in the First General Counsel's Report signed May 22, 1987.

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

Attest:

5-28-87  
Date

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

Received in the Office of Commission Secretary:	Tues., 5-26-87,	11:17
Circulated on 48 hour tally basis:	Tues., 5-26-87,	4:00
Deadline for vote:	Thurs., 5-28-87,	4:00



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

June 5, 1987

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Deborah F. Whitmer, Treasurer  
Standard Oil Company Political  
Action Committee  
35-D 5256 200 Public Square  
Cleveland, Ohio 44114

RE: MUR 2454  
Standard Oil Company  
Political Action  
Committee  
Deborah F. Whitmer,  
Treasurer

Dear Ms. Whitmer:

On May 28, 1987, the Federal Election Commission found that there is reason to believe Standard Oil Company Political Action Committee ("Committee") and you, as treasurer, violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") and 11 C.F.R. § 102.5(a)(1)(i). The 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 your committee. You may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Please submit such materials to the General Counsel's Office within 15 days of your receipt of this letter. Where appropriate, statements should be submitted under oath.

In the absence of any additional information which demonstrates that no further action should be taken against the Committee and you, as treasurer, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

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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 the 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 the 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.

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 the General Counsel is not authorized to give extensions beyond 20 days.

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  
Factual and Legal Analysis  
Procedures  
Designation of Counsel Form

8 8 0 4 0 5 7 0 7 8 4

RECEIVED AT THE FEC  
COC# 3656  
87 JUN 22 AM : 36  
Wm 2454

**STANDARD OIL**

June 15, 1987

Ms. Shelley Garr  
Federal Election Commission  
Washington, DC 20463

RECEIVED  
OFFICE OF THE  
GENERAL COUNSEL

87 JUN 22 P 3 : 29

Dear Ms. Garr:

As we discussed by telephone, I am requesting pre-probable cause conciliation regarding an unintentional violation by the Standard Oil Company Political Action Committee (SOPAC).

I am in agreement with the FEC's factual and legal analysis which is attached. In summary, I, as treasurer of SOPAC, did authorize the transfer of SOPAC Non-Federal funds to the SOPAC Federal account. I did not know that this was a prohibited transaction. I reported the transfer to the FEC and was subsequently notified that the Non-Federal account should be reimbursed. I did that, admitting my error.

Please be aware that the improper transfer was simply a misunderstanding on my part and was in no way an intentional violation of the law.

Thank you for your consideration. Please contact me if further information is required.

Sincerely,



D. F. Witmer  
SOPAC Treasurer

DFW/ba  
0572P

attachment

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FEDERAL ELECTION COMMISSION  
FACTUAL AND LEGAL ANALYSIS

RESPONDENT: Standard Oil Company  
Political Action Committee  
Deborah F. Whitmer, Treasurer

MUR: 2454

The Standard Oil Company Political Action Committee ("SOPAC-Federal") disclosed receipts totalling \$10,000 from an affiliated committee on Line 12 of the Detailed Summary Page for the 1986 August Monthly Report, but did not provide a supporting Schedule A. An RFAI, sent to SOPAC-Federal on November 12, 1986, advised that all transfers from affiliates must be itemized on Schedule A. An amended August Monthly Report was received at the Commission on November 19, 1986, which disclosed that the transfer, received July 22, 1986, was from SOPAC Non-Federal.

An RFAI was again sent to SOPAC-Federal on December 10, 1986, to determine whether the transfer was made from an account maintained for non-federal activity. SOPAC-Federal was advised that such activity is prohibited by 11 C.F.R. § 102.5, that if the transfer was from a prohibited source, the full amount should be returned to the non-federal account. A Second Notice was sent to SOPAC-Federal on December 31, 1986 for failing to submit a written response.

A SOPAC-Federal Representative contacted RAD on January 5, 1987, to advise that a response had been mailed to the Commission on December 23, 1986. The analyst advised that the response had not been received and that a copy should be sent to the Commission.

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On January 8, 1987, the Commission received SOPAC-Federal's response which included a photocopy of the \$10,000 check issued December 22, 1986, transferring the funds back to SOPAC Non-Federal.

Schedule B of SOPAC-Federal's 1986 Year End Report itemized the \$10,000 transfer to SOPAC Non-Federal.

Pursuant to 11 C.F.R. § 102.5(a)(1)(i), all organizations which finance political activity in connection with both federal and non-federal elections may elect to establish separate federal accounts pursuant to the requirements of 11 C.F.R. §§ 102 and 104. Only funds subject to the prohibitions and limitations of the Act shall be deposited into such federal accounts. Further, no transfers may be made to such federal accounts from any other account(s) maintained by such organization for the purpose of financing activity in connection with non-federal elections.

Additionally, pursuant to 2 U.S.C. § 441b(a), a political committee is prohibited from knowingly accepting or receiving a contribution from a corporation or labor organization.<sup>1/</sup>

SOPAC-Federal's acceptance of a transfer from its non-federal account, SOPAC Non-Federal, appears to be in violation of 11 C.F.R. § 102.5(a)(1)(i). Further, its acceptance of a transfer from SOPAC Non-Federal, an account which may have contained corporate and/or labor organization funds, which are

<sup>1/</sup> Ohio State election law permits unlimited labor and non-profit corporate contributions. Contributions by for-profit corporations are prohibited.

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permissible under Ohio State election law, appears to be in violation of 2 U.S.C. § 441b(a).

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
Standard Oil Company Political )  
Action Committee )  
Patricia K. Allen, as treasurer )

MUR 2454

SENSITIVE  
EXECUTIVE SESSION  
OCT 06 1987  
87 SEP 17 PM 4:40

RECEIVED  
FEDERAL ELECTION COMMISSION  
SECRETARIAT

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On May 28, 1987, the Commission found reason to believe that the Standard Oil Company Political Action Committee ("SOPAC") and Deborah Witmer, as treasurer<sup>1/</sup> violated 2 U.S.C. § 441b(a) and 11 C.F.R. § 102.5(a)(1)(i) by accepting a \$10,000 transfer from its non-Federal account, SOPAC Non-Federal, an account which may have contained corporate and/or labor organization funds.

This Office has been in contact with Deborah Witmer and Patricia Allen, SOPAC's current treasurer, to discuss the Commission's findings and conciliation agreement. Ms. Witmer acknowledged the 11 C.F.R. § 102.5(a)(1)(i) violation, explaining that she was unaware that a transfer of funds from its State account to SOPAC was a prohibited transaction and that attempts were made to rectify the error immediately after notification by the Reports Analysis Division.

<sup>1/</sup> On August 12, 1987, SOPAC filed an amended Statement of Organization designating Patricia K. Allen as its new treasurer.

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In a subsequent conversation with Ms. Allen, she contended that SOPAC was not in violation of 2 U.S.C. § 441b(a). All persons, she explained, who are solicited for contributions are advised that their funds will be used to support both Federal and State candidates. Further, she continued, SOPAC accepts only individual contributions.

In correspondence dated August 17, 1987, Ms. Allen substantiated her contention regarding the 2 U.S.C. § 441b(a) violation by including a signed, sworn affidavit from SOPAC's Assistant Secretary/Treasurer. The affidavit states that all contributions which are solicited and received by SOPAC are done so in compliance with the requirements established by the Federal Election Campaign Act of 1971, as amended, and which are outlined in the brochure "SOPAC." (Attachment I, pages 8 and 9). The brochure, sent only to Standard Oil Company executive and administrative salaried employees, advised that all contributions to SOPAC are used "to support qualified state and federal candidates for public office who share our concerns and interest."

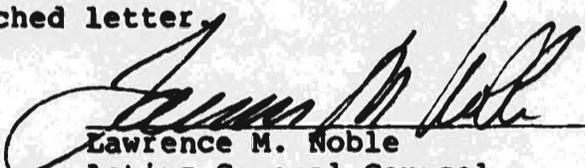
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**II. RECOMMENDATIONS**

- 1. Accept this conciliation agreement with Standard Oil Company Political Action Committee and Patricia K. Allen, as treasurer in settlement of this matter;
- 2. Close the file; and
- 3. Approve and send the attached letter.

Date 9/17/87

  
 \_\_\_\_\_  
 Lawrence M. Noble  
 Acting General Counsel

**Attachments**

- 1. Response
- 2. Proposed letter

2/ Included in the August 17, 1987, response from Patricia Allen was a check for \$1,000.



Standard Oil Political Action Committee

RECEIVED AT THE FEC  
QCC# 4181  
87 AUG 14 AM: 14

200 Public Square  
35-5256-D  
Cleveland, Ohio 44114-2175  
(216) 586-5553

August 10, 1987

07 AUG 17 P 3: 30

Ms. Shelley Garr  
Federal Election Commission  
999 E Street, NW  
Washington, DC 20463

Dear Ms. Garr:

Thanks so much for your assistance on this matter. I have enclosed a check for \$1,000, a sworn affidavit by the assistant treasurer, E. M. Abfall, and a brochure which explains our solicitation procedures for contributions.

If you have any questions or need further information, please feel free to call me at (216)586-4756.

Sincerely,

Patricia K. Allen

PKA:klr  
0605P  
Enclosures

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I(2)

b

Garr

THE STANDARD OIL COMPANY  
200 PUBLIC SQUARE, 12-B-5554  
CLEVELAND, OHIO 44114-2375

NOT VALID  
AFTER 180 DAYS

MANUFACTURERS HANOVER BANK (DELAWARE)  
WILMINGTON, DELAWARE

961-09  
62-26  
311

08113501

DATE  
8-11-87

1419

PAY EXACTLY

The sum of 1,000 dol's 00 cts

FEDERAL ELECTION COMMISSION  
999 E. STREET, NW,  
WASHINGTON, DC 20463

⑈001419⑈ ⑆031100267⑆ 6301409615 509⑈

570703

MEMORANDUM

TO: DEBRA A. TRIMIEW

TO: CECILIA LIEBER

FROM: CECILIA LIEBER

FROM: DEBRA A. TRIMIEW

CCC#4181

31 AUG 17 1987 13:29

CHECK NO. 1419 { A COPY OF WHICH IS ATTACHED } RELATING TO

MUR 2454 AND NAME Standard Oil Company PAC  
Deborah Witmer, as treasurer

WAS RECEIVED ON 8/17/87. PLEASE INDICATE THE ACCOUNT INTO WHICH IT SHOULD BE DEPOSITED:

- BUDGET CLEARING ACCOUNT { 953875.16 }
- CIVIL PENALTIES ACCOUNT { 95-1099.160 }
- OTHER \_\_\_\_\_

SIGNATURE Debra A. Trimiew DATE 8/18/87

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6

AFFIDAVIT

STATE OF OHIO  
COUNTY OF CUYAHOGA

)  
) ss:  
)

E. M. Abfall, being first duly sworn upon oath, deposes and states as follows:

1. That I am employed by The Standard Oil Company and hold the position of Assistant Treasurer/Secretary of The Standard Oil Company Political Action Committee. I have held this position since December 1, 1983.

2. That to the best of my knowledge, information and belief all contributions solicited and received by The Standard Oil Company Political Action Committee during the period December 1, 1983 to present have been in full compliance with procedures outlined in the brochure designated "SOPAC" attached hereto and are in full compliance with the contributions limits and solicitation requirements of the Federal Election Campaign Act of 1971, as amended.

Further, affiant saith not.

E. M. Abfall  
E. M. Abfall

The foregoing instrument was acknowledged before me this 7th day of August, 1987, by E. M. Abfall of The Standard Oil Company, an Ohio corporation, on behalf of The Standard Oil Company Political Action Committee.

Kathleen P. Chapman  
Notary Public

Feb. 14, 1988  
My Commission Expires

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6



**Q. What is SOPAC?**

A. SOPAC is a voluntary, nonpartisan political contribution fund to encourage Standard Oil employees to become more politically involved.

Corporations, like Standard Oil, are legally prohibited from contributing to federal candidates but may sponsor political action committees. Labor unions, trade groups and other organizations also sponsor PACs.

Your contributions to SOPAC enable it to support qualified state and federal candidates for public office who share our concerns and interests.

Together, Standard Oil and its employees represent a political partnership that can work effectively to see that its interests are protected.

**Q. What guarantee do I have that SOPAC will represent my interests?**

A. As a citizen, you may feel strongly about many issues. SOPAC cannot guarantee that the candidates it supports will take a stand similar to yours on every issue.

SOPAC can guarantee, however, that every dollar you contribute to SOPAC will be given to candidates who:

- 1) support legislation that advances the business interests you share with your company and colleagues; and
- 2) will make decisions that benefit the economic health of our industry and our nation.

**Q. Who may participate in SOPAC?**

A. Federal law permits every executive and administrative salaried employee in Standard Oil to join SOPAC. In addition, they must be U.S. citizens or have permanent resident alien status. Approximately 4,000 employees in salary grades 18 and above meet these requirements.

**Q. Who decides how my money is spent?**

A. SOPAC is directed by a team of senior management representatives, chosen from a cross-section of business groups and Corporate Staff. This team is responsible for reviewing candidates and determining who will receive SOPAC's support.

The team includes:  
C. H. Bowman, President, Old Ben Coal Company and SOPAC Chairman;  
J. D. Campbell, President, Standard Oil Chemical Company;  
G. J. Dunn, Vice President and General Counsel, Standard Oil Company;  
F. G. Garibaldi, Vice President, External Affairs, Standard Oil Company and  
R. A. McGimpsey, Senior Vice President, Petroleum Products and Refining, Sohio Oil Company.

As a contributor, you may recommend candidates to the SOPAC contributions team who you believe deserve support based on certain criteria used by the team in evaluating candidates.

**Q. What are SOPAC's candidate evaluation criteria?**

A. SOPAC evaluates candidates for their positions or voting records on issues of concern to Standard Oil and its employees. It also considers a candidate's present or potential leadership position in the legislature. Finally, SOPAC considers candidates who have Standard Oil operations in their districts or states.

**Q. Do I have to support SOPAC?**

A. No. SOPAC Contributions are completely voluntary and you may refrain from contributing without incurring or being threatened with any job discrimination or financial reprisal whatsoever. It's entirely up to you to decide how much to give or whether to give at all.

Further, your contributions are confidential. The only Standard Oil personnel who know whether—or how much—you contribute are those responsible for bookkeeping and meeting legal reporting requirements. No one in management nor the members of the SOPAC Committee have access to this information.

**Q. How do I contribute to SOPAC?**

A. Either through payroll deduction or personal check. Contributions through payroll deduction give you a convenient method of participation. They also enable SOPAC to better administer its campaign contribution budget.

Please fill out the enclosed SOPAC contribution form and mail it with your contribution today.

For additional information, contact:

Debbie Witmer  
SOPAC Secretary/Treasurer  
35-5256-D  
Cleveland

(b)  
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FEDERAL ELECTION COMMISSION  
WASHINGTON DC 20463

MEMORANDUM TO: LAWRENCE M. NOBLE  
ACTING GENERAL COUNSEL  
FROM: MARJORIE W. EMMONS/SUSAN GREENLEE *SG.*  
DATE: September 23, 1987  
SUBJECT: OBJECTION TO MUR 2454: General Counsel's Report  
signed September 17, 1987

The above-captioned document was circulated to the Commission on Friday, September 18, 1987 at 12:00 P.M.

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

Commissioner Aikens \_\_\_\_\_  
Commissioner Elliott \_\_\_\_\_  
Commissioner Josefiak \_\_\_\_\_  
Commissioner McDonald \_\_\_\_\_  
Commissioner McGarry \_\_\_\_\_  
Commissioner Thomas  X

This matter will be placed on the Executive Session agenda for September 29, 1987.

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

83040670707

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
Standard Oil Company Political ) MUR 2454  
Action Committee )  
Patricia K. Allen, as treasurer )

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of October 6, 1987, do hereby certify that the Commission decided by a vote of 5-1 to take the following actions in MUR 2454:

1. Accept the conciliation agreement with Standard Oil Company Political Action Committee and Patricia K. Allen, as treasurer, as recommended in the FEC General Counsel's report dated September 17, 1987.
2. Close the file.
3. Approve and send the letter attached to the General Counsel's report dated September 17, 1987.

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

Attest:

10-7-87  
Date

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

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

13 October 1987

Patricia K. Allen, Treasurer  
Standard Oil Company Political Action Committee  
200 Public Square 35-5256-D  
Cleveland, Ohio 44114-2375

RE: MUR 2454  
Standard Oil Company  
Political Action Committee  
Patricia K. Allen, as  
treasurer

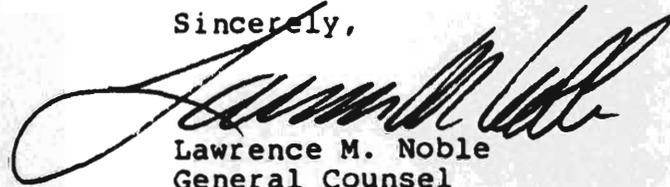
Dear Ms. Allen:

On October 6, 1987, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted by you in settlement of a violation of 2 U.S.C. § 434(a)(4)(B), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter as it pertains to the Standard Oil Company Political Action Committee and Patricia K. Allen, as treasurer. This matter will become a part of the public record within 30 days. If you wish to submit any factual or legal materials to appear on the public record, please do so within ten days. Such materials should be sent to the Office of the General Counsel.

Please be advised that information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. See 2 U.S.C. § 437g(a)(4)(B). The enclosed conciliation agreement, however, will become a part of the public record.

Enclosed you will find a copy of the fully executed conciliation agreement for your file. If you have any questions, please contact Shelley Garr, the staff member assigned to this matter at (202) 376-8200.

Sincerely,



Lawrence M. Noble  
General Counsel

Enclosure  
Conciliation Agreement

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
Standard Oil Company ) MUR 2454  
Political Action Committee )  
Deborah Witmer, as Treasurer )

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that the Standard Oil Company Political Action Committee and Deborah Witmer as Treasurer ("the Respondents") violated 11 C.F.R. Sec. 102.5(a)(1)(i).

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

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

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

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

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

1. Respondent Standard Oil Company Political Action Committee is a political committee within the meaning of 2 U.S.C. Sec. 431(4).

2. Respondent Deborah Witmer was the Treasurer of the Standard Oil Company Political Action Committee at all times relevant to this matter.

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3. Patricia K. Allen is presently the Treasurer of the Standard Oil Company Political Action Committee.

4. Respondents disclosed receipts totalling \$10,000 from an affiliated committee on June 22, 1986 and reported the transfer on its 1986 August Monthly Report.

5. Respondents filed an amended 1986 August Monthly Report on November 19, 1986, which disclosed that the transfer was from Respondents' non-federal account, SOPAC Non-Federal.

6. On December 22, 1986, Respondents transferred back \$10,000 to SOPAC Non-Federal.

7. Respondents' 1986 Year-End Report itemizes the \$10,000 transfer back to SOPAC Non-Federal.

8. Although Ohio State election law permits unlimited labor and non-profit corporate contributions, the Standard Oil Company Political Action Committee contends that all contributions solicited and received are in compliance with the prohibitions, contribution limits and solicitation requirements of the Federal Election Campaign Act of 1971, as amended (the "Act").

V. Pursuant to 11 C.F.R. Sec. 102.5(a)(1)(i), all organizations which finance political activity in connection with both federal and non-federal elections may elect to establish separate federal accounts pursuant to the requirements of 11 C.F.R. Sections 102 and 104. Only funds subject to the prohibitions and limitations of the Act shall be deposited into such federal account. Further, no transfers may be made to such federal account from any other account(s) maintained by such organization for the purpose of financing

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activity in connection with non-federal elections. SOPAC-Federal's acceptance of a transfer from its non-federal account, SOPAC Non-Federal, is in violation of 11 C.F.R. Sec. 102.5(a)(1)(i).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of One Thousand Dollars (\$1,000.00) pursuant to 2 U.S.C. Sec. 437g(a)(5)(A).

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

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

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

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

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FOR THE COMMISSION:

Lawrence M. Noble  
Lawrence M. Noble  
General Counsel

10/13/87  
Date

FOR THE RESPONDENTS:

Mark M. Pierce  
Mark M. Pierce  
Counsel  
The Standard Oil Company  
Political Action Committee  
39-C-4355  
200 Public Square  
Cleveland, Ohio 44114-2375  
(216) 586-8083

8/7/87  
Date

9 8 3 0 4 0 5 7 0 8 0 3



FEDERAL ELECTION COMMISSION  
WASHINGTON DC 20541

THIS IS THE END OF MUR # 2454

DATE FILMED 4/13/88 CAMERA NO. 3

CAMERAMAN AS

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FEDERAL ELECTION COMMISSION  
WASHINGTON DC 20461

M03-14-88

THE FOLLOWING MATERIAL IS BEING ADDED TO THE  
PUBLIC FILE OF CLOSED MUR 2454

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Standard Oil Company	)	MUR 2454
Political Action Committee	)	
Deborah F. Whitmer, as	)	
treasurer	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on July 22, 1987, the Commission decided by a vote of 6-0 to take the following actions in MUR 2454:

1. Enter into conciliation with Standard Oil Company Political Action Committee and Deborah Whitmer, as treasurer, prior to a finding of probable cause to believe.
2. Approve the proposed conciliation agreement and letter, as recommended in the General Counsel's Report signed July 17, 1987.

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

Attest:

7-22-87

Date

*Marjorie W. Emmons*

Marjorie W. Emmons  
Secretary of the Commission

Received in the Office of Commission Secretary:	Mon.,	7-20-87,	11:07
Circulated on 48 hour tally basis:	Mon.,	7-20-87,	4:00
Deadline for vote:	Wed.,	7-22-87,	4:00

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**SENSITIVE**

87 JUN 20 11:07

**BEFORE THE FEDERAL ELECTION COMMISSION**

In the Matter of	)	
	)	
Standard Oil Company	)	2454
Political Action Committee	)	
Deborah F. Whitmer, as	)	
treasurer	)	

**GENERAL COUNSEL'S REPORT**

**I. BACKGROUND**

On May 28, 1987, the Commission found reason to believe that the Standard Oil Company Political Action Committee ("SOPAC") and Deborah Whitmer, as treasurer, violated 2 U.S.C § 441b(a) and 11 C.F.R. § 102.5(a)(1)(i) by accepting a \$10,000 transfer from its non-federal committee, SOPAC Non-Federal. By letter dated June 15, 1987, Ms. Whitmer requested to settle this matter prior to a finding of probable cause to believe (Attachment 1).

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

Attached for the Commission's approval is a proposed conciliation agreement with the Standard Oil Company Political Action Committee and Deborah Whitmer, as treasurer (Attachment 2). The proposed agreement provides for an admission of the violation. In view of SOPAC's misunderstanding of the FECA and Commission Regulations pertaining to the transfer of funds between federal and non-federal accounts and of SOPAC's attempt to rectify the violation prior to receiving the Commission's

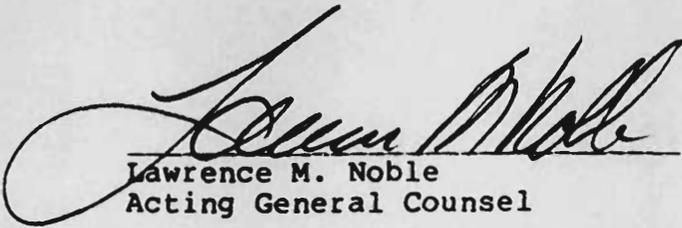
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notification of findings, this Office recommends a civil penalty of \$2000.<sup>1/</sup>

**III. RECOMMENDATIONS**

1. Enter into conciliation with Standard Oil Company Political Action Committee and Deborah Whitmer, as treasurer, prior to a finding of probable cause to believe.
2. Approve the attached proposed conciliation agreement and letter.

2/17/57  
Date

  
Lawrence M. Noble  
Acting General Counsel

**Attachments**

1. Request for conciliation
2. Proposed agreement and letter

<sup>1/</sup> This civil penalty is consistent with recent Commission action involving MUR 2001 (Antelope Valley Political Action Committee). In MUR 2001, the Commission found probable cause to believe that the Antelope Valley Political Action Committee violated 2 U.S.C. § 441b(a) and 11 C.F.R. § 102.5 by accepting an \$11,050.85 transfer from its state account. The initial civil penalty proposed by the Commission was \$2,750; the Commission approved the final conciliation agreement which contained a \$1,500 civil penalty.

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The Standard Oil Company  
200 Public Square  
Cleveland, Ohio 44114-2375  
216 586-4141

RECEIVED BY THE FEC

GCCT 3656

87 JUN 22 AM 11:36

Wm 2454

**STANDARD OIL**

June 15, 1987

Ms. Shelley Garr  
Federal Election Commission  
Washington, DC 20463

87 JUN 22 PM 3:29

RECEIVED  
FEDERAL ELECTION COMMISSION

Dear Ms. Garr:

As we discussed by telephone, I am requesting pre-probable cause conciliation regarding an unintentional violation by the Standard Oil Company Political Action Committee (SOPAC).

I am in agreement with the FEC's factual and legal analysis which is attached. In summary, I, as treasurer of SOPAC, did authorize the transfer of SOPAC Non-Federal funds to the SOPAC Federal account. I did not know that this was a prohibited transaction. I reported the transfer to the FEC and was subsequently notified that the Non-Federal account should be reimbursed. I did that, admitting my error.

Please be aware that the improper transfer was simply a misunderstanding on my part and was in no way an intentional violation of the law.

Thank you for your consideration. Please contact me if further information is required.

Sincerely,

D. F. Witmer  
SOPAC Treasurer

DFW/ba  
0572P

attachment

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FEDERAL ELECTION COMMISSION  
FACTUAL AND LEGAL ANALYSIS

RESPONDENT: Standard Oil Company  
Political Action Committee  
Deborah F. Whitmer, Treasurer

MUR: 2454

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The Standard Oil Company Political Action Committee ("SOPAC-Federal") disclosed receipts totalling \$10,000 from an affiliated committee on Line 12 of the Detailed Summary Page for the 1986 August Monthly Report, but did not provide a supporting Schedule A. An RFAI, sent to SOPAC-Federal on November 12, 1986, advised that all transfers from affiliates must be itemized on Schedule A. An amended August Monthly Report was received at the Commission on November 19, 1986, which disclosed that the transfer, received July 22, 1986, was from SOPAC Non-Federal.

An RFAI was again sent to SOPAC-Federal on December 10, 1986, to determine whether the transfer was made from an account maintained for non-federal activity. SOPAC-Federal was advised that such activity is prohibited by 11 C.F.R. § 102.5, that if the transfer was from a prohibited source, the full amount should be returned to the non-federal account. A Second Notice was sent to SOPAC-Federal on December 31, 1986 for failing to submit a written response.

A SOPAC-Federal Representative contacted RAD on January 5, 1987, to advise that a response had been mailed to the Commission on December 23, 1986. The analyst advised that the response had not been received and that a copy should be sent to the Commission.

On January 8, 1987, the Commission received SOPAC-Federal's response which included a photocopy of the \$10,000 check issued December 22, 1986, transferring the funds back to SOPAC Non-Federal.

Schedule B of SOPAC-Federal's 1986 Year End Report itemized the \$10,000 transfer to SOPAC Non-Federal.

Pursuant to 11 C.F.R. § 102.5(a)(1)(i), all organizations which finance political activity in connection with both federal and non-federal elections may elect to establish separate federal accounts pursuant to the requirements of 11 C.F.R. §§ 102 and 104. Only funds subject to the prohibitions and limitations of the Act shall be deposited into such federal accounts. Further, no transfers may be made to such federal accounts from any other account(s) maintained by such organization for the purpose of financing activity in connection with non-federal elections.

Additionally, pursuant to 2 U.S.C. § 441b(a), a political committee is prohibited from knowingly accepting or receiving a contribution from a corporation or labor organization.<sup>1/</sup>

SOPAC-Federal's acceptance of a transfer from its non-federal account, SOPAC Non-Federal, appears to be in violation of 11 C.F.R. § 102.5(a)(1)(i). Further, its acceptance of a transfer from SOPAC Non-Federal, an account which may have contained corporate and/or labor organization funds, which are

<sup>1/</sup> Ohio State election law permits unlimited labor and non-profit corporate contributions. Contributions by for-profit corporations are prohibited.

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permissible under Ohio State election law, appears to be in violation of 2 U.S.C. § 441b(a).

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Standard Oil Company )  
Political Action Committee ) MUR 2454  
Deborah Whitmer, as treasurer )

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that the Standard Oil Company Political Action Committee and Deborah Whitmer as treasurer, ("the Respondents") violated 2 U.S.C. § 441b(a) and 11 C.F.R. § 102.5(a)(1)(i).

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

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

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

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

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

1. Respondent Standard Oil Company Political Action Committee is a political committee within the meaning of 2 U.S.C. § 431(4).

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2. Respondent, Deborah Whitmer, is the treasurer of the Standard Oil Company Political Action Committee.

3. Respondents disclosed receipts totalling \$10,000 from an affiliated committee on June 22, 1986, and reported the transfer on its 1986 August Monthly Report.

4. Respondents filed an amended 1986 August Monthly Report on November 19, 1986, which disclosed that the transfer was from Respondents' non-federal account, SOPAC Non-Federal.

5. On December 22, 1987, Respondents transferred back \$10,000 to SOPAC Non-Federal.

6. Respondents' 1986 Year End Report itemizes the \$10,000 transfer back to SOPAC Non-Federal.

7. Ohio State election law permits unlimited labor and non-profit corporate contributions.

V. Pursuant to 11 C.F.R. § 102.5(a)(1)(i), all organizations which finance political activity in connection with both federal and non-federal elections may elect to establish separate federal accounts pursuant to the requirements of 11 C.F.R. §§ 102 and 104. Only funds subject to the prohibitions and limitation of the Act shall be deposited into such federal account. Further, no transfers may be made to such federal account from any other account(s) maintained by such organization for the purpose of financing activity in connection with non-federal elections. SOPAC-Federal's acceptance of a transfer from its non-federal account, SOPAC Non-Federal, is in violation of 11 C.R.F. § 102.5(a)(1)(i).

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VI. Pursuant to 2 U.S.C. § 441b(a), a political committee is prohibited from knowingly accepting or receiving a contribution from a corporation or labor organization. Respondents' acceptance of a transfer from its non-federal account, which may have contained corporate and/or labor organization funds, is in violation of 2 U.S.C. § 441b(a).

VII. Respondents will pay a civil penalty to the Federal Election Commission in the amount of Two Thousand Dollars, (\$2,000.00) pursuant to 2 U.S.C. § 437g(a)(5)(A).

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

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

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

XI. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or

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oral, made by either party or by agents of either party, that is not contained in this written agreement shall be valid.

FOR THE COMMISSION:

\_\_\_\_\_  
Lawrence M. Noble  
Acting General Counsel

\_\_\_\_\_  
Date

FOR THE RESPONDENT:

\_\_\_\_\_  
Date

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Deborah F. Whitmer, Treasurer  
Standard Oil Company Political  
Action Committee  
35-D 5256 200 Public Square  
Cleveland, Ohio 44114

RE: MUR 2454  
Standard Oil Company  
Political Action Committee  
Deborah F. Whitmer,  
as treasurer

Dear Ms. Whitmer:

On May 28, 1987, the Federal Election Commission found reason to believe that the Standard Oil Company Political Action Committee and you, as Treasurer, violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended and 11 C.F.R. § 102.5(a)(1)(i). At your request on , 1987, the Commission determined to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible.

If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Shelley Garr, the staff member assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble  
Acting General Counsel

Enclosure  
Conciliation Agreement

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