



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 2494

DATE FILMED 2/27/88 CAMERA NO. 3

CAMERAMAN GPC

89040571904

PUBLIC RECORD INDEX - MUR 2494

1. Memo, 22 May 87, John D. Gibson (Reports Analysis Division) to Lawrence M. Noble (Acting General Counsel), subj: Referral of LOCAL 401 Iron Workers Political Action Fund, w/atch (RAD Referral Pkg).
2. First General Counsel's Report, 10 Jun 87.
3. Certification of Commission Action, 16 Jun 87.
4. Ltr, 29 Jun 87, Scott E. Thomas (Chairman, FEC) to Joseph J. Dougherty (treasurer, Local 401 Iron Workers Political Action Fund), w/atch.
5. Ltr, 10 Jul 87 J.J. Dougherty to FEC, w/atch.
6. General Counsel's Report, 17 Aug 87.
7. Memo, 21 Aug 87, Marjorie W. Emmons/Joshua McFadden to L.M. Noble, subj: Objection to MUR 2494.
8. Certification of Commission Action, 10 Sep 87.
9. Ltr, 14 Sep 87, L.M. Noble to J.J. Dougherty.
10. General Counsel's Report, 16 Oct 87
11. Certification of Commission Action, 21 Oct 87.
12. Ltr, 27 Oct 87, L.M. Noble to J.J. Dougherty, 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.

89040371905



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20543

May 22, 1987

MEMORANDUM

TO: LAWRENCE M. NOBLE
ACTING GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

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

SUBJECT: QUARTERLY FILERS (UNAUTHORIZED COMMITTEES) WHICH
FAILED TO FILE THE 1986 12 DAY PRE-GENERAL REPORT
BY ELECTION DAY

The attached list of unauthorized committees consists of forty-nine (49) quarterly filers which failed to file a 1986 12 Day Pre-General Report by Election Day, November 4, 1986. In accordance with Standard 3 of the RAD Review and Referral Procedures, further examination is required by your office.

Unlike the mandatory reporting requirement placed upon monthly filers, 2 U.S.C. §434(a)(4)(A)(ii) requires quarterly filers to submit 12 Day Pre-General Reports only if the committees make contributions to or expenditures on behalf of federal candidates involved in the general election. All unauthorized committees were sent prior notification regarding the pre- and post-general filing requirements on September 29, 1986 (Attachment 50).

The Party/Non-Party Branch conducted a thorough examination to identify quarterly filers disclosing contributions or expenditures between October 1 and October 15, 1986. The research revealed committees that submitted:

- a) 12 Day Pre-General Reports in an untimely manner;
- b) 30 Day Post-General Reports indicating that 12 Day Pre-General Reports should have been filed; and
- c) Year End Reports indicating that 12 Day Pre-General Reports should have been filed.

ATTACHMENT 1

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For your information, the pertinent supporting documentation on each committee has been arranged in alphabetical order. Statistics on all C indices only reflect activity through December 31, 1986. Any reports disclosing activity in 1987 have not been reviewed.

The following committees were previously referred either to your office or to the Audit Division for a possible 2 U.S.C. §438(b) audit.

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If you have any questions, please contact Lisa J. Stolaruk at 376-2480.

Attachments

88040571908

C00163535

Local 401 Iron Workers Political
Action Fund

87NF-113

/

LOCAL 401 IRON WORKERS POLITICAL ACTION FUND

(Attachments 28a - 28f)

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FEDERAL ELECTION COMMISSION
 COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) (85-86)

DATE 28APR87
 PAGE 1

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
LOCAL 401 IRON WORKERS POLITICAL ACTION FUND CONNECTED ORGANIZATION: IRON WORKERS; INT'L ASS'N OF BRIDGE...				NON-PARTY QUALIFIED		ID 0C00163535
1985	MID-YEAR REPORT	31,608	17,870	1JAN85 -30JUN85	7	85FEC/383/2968
	YEAR-END	30,454	27,135	1JUL85 -31DEC85	8	86FEC/401/4803
1986	APRIL QUARTERLY	16,804	7,411	1JAN86 -31MAR86	6	86FEC/412/4788
	JULY QUARTERLY	17,281	11,669	1APR86 -30JUN86	7	86FEC/420/2324
	OCTOBER QUARTERLY	20,756	39,431	1JUL86 -30SEP86	8	86FEC/425/4624
	OCTOBER QUARTERLY - AMENDMENT	-	-	1JUL86 -30SEP86	3	86FEC/443/3403
	1'ST LETTER INFORMATIONAL NOTICE			1JUL86 -30SEP86	1	86FEC/442/1098
	POST-GENERAL	8,865	21,695	1OCT86 -24NOV86	9	87FEC/453/4479
	NOTICE OF FAILURE TO FILE			24NOV86	1	86FEC/452/1716
	1'ST LETTER INFORMATIONAL NOTICE			1OCT86 -24NOV86	1	87FEC/460/1573
	YEAR-END	8,006	2,748	25NOV86 -31DEC86	6	87FEC/453/3855
	TOTAL	133,774	0 127,959	0	57	TOTAL PAGES

All reports have been reviewed.
 Ending cash-on-hand as of 12/31/86: \$16,009
 Outstanding debts owed by the committee as of 12/31/86: \$0

LEONARD G. O'CONNOR
GENERAL REPRESENTATIVE

JOSEPH J. DOUGHERTY
TREASURER

International Association of Bridge, Structural and Ornamental Workers



1924 SPRING GARDEN STREET
PHILADELPHIA, PA. 19130
PHONE: (215) 524-0420-20

AFFILIATED WITH
AFL-CIO
BUILDING AND CONSTRUCTION TRADES COUNCIL
OF PHILADELPHIA AND VICINITY

January 6, 1967

Federal Election Commission
1345 "K" Street
Washington, D. C., 20463

Re: 30 Day Post General Report

Attn: Alva E. Smith

Dear Ms. Smith,

In reference to your letter dated December 23rd 1966 (copy attached) regarding 30 Day Post-General Report.

We assumed that this report was not due since to the best of our knowledge a General Election Report notice was never received. We did however, file on a timely basis our 30 Day Post-General Report for the State of Pennsylvania.

We are sorry for the misunderstanding and hope no further action is required.

Sincerely,
Joseph J. Dougherty
Joseph J. Dougherty
Financial Secretary, Treasurer
IRON WORKERS LOCAL NO. 401

JJD/al
encl.

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

Attachment 28c

(Summary Page)

1 Name of Committee (In Full)
**IRON WORKERS LOCAL 401
POLITICAL ACTION FUND**

Address (Number and Street)
1924 SPRING GARDEN STREET

City, State and ZIP Code
PHILADELPHIA PA. 19130

Check here if address is different than previously reported

2 FEC Identification Number
C00163535

3 This committee qualified as a multicandidate committee during the Reporting Period on _____ (Date)

4. TYPE OF REPORT (Check appropriate boxes) **77 JAN 12 P2: 58**

(a) April 15 Quarterly Report October 15 Quarterly Report
 July 15 Quarterly Report January 31 Year End Report
 July 31 Mid Year Report (Non-Election Year Only)
 Monthly Report for _____
 Twelfth day report preceding _____ (Type of Election)
election on _____ in the State of _____
 Thirtieth day report following the General Election
on **Nov 4, 1986** in the State of **PA.**
 Termination Report

(b) Is this Report an Amendment?
 YES NO

SUMMARY		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5 Covering Period	OCTOBER 1 through NOVEMBER 24, 1986		
6 (a) Cash on hand January 1, 19 86			\$ 27,252.67
(b) Cash on Hand at Beginning of Reporting Period		\$ 23,502.55	
(c) Total Receipts (from Line 18)		\$ 8,865.35	\$ 63,708.36
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)		\$ 32,447.90	\$ 90,961.03
7 Total Disbursements (from Line 28)		\$ 21,695.72	\$ 80,208.85
8 Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))		\$ 10,752.18	\$ 10,752.18
9 Debts and Obligations Owed TO The Committee (Itemize all on Schedule C or Schedule D)		\$ -0-	
10 Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)		\$ -0-	

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

JOSEPH J. DOUGHERTY
Type or Print Name of Treasurer

Joseph J. Dougherty
SIGNATURE OF TREASURER

1-6-87
Date

For further information contact
 Federal Election Commission
 550 E Street, N.W.
 Washington, D.C. 20543
 Toll Free 800-424-9530
 Local 202 376-3120

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

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

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

Name of Committee or Fund	Report Covering the Period	
IRON WORKERS LOCAL 401- POLITICAL ACTION FUND	From OCT 1	To NOV 30 1986
	COLUMN A Total This Period	COLUMN B Calendar Year To-Date
I. RECEIPTS		
11. CONTRIBUTIONS (other than loans) FROM		
(a) Individuals/Persons Other Than Political Committees (Name Entry Unitized \$ <u>8747.05</u>)	8747.05	61972.29
(b) Political Party Committees		
(c) Other Political Committees		
(d) TOTAL CONTRIBUTIONS (other than loans) (add 11(a), 11(b) and 11(c))	8747.05	61972.29
12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES		
13. ALL LOANS RECEIVED		
14. LOAN REPAYMENTS RECEIVED		
15. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)		
16. REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES		
17. OTHER RECEIPTS (Dividends, Interest, etc.)	118.30	1736.07
18. TOTAL RECEIPTS (Add 11(d), 12, 13, 14, 15, 16 and 17)	8865.35	63708.36
II. DISBURSEMENTS		
19. OPERATING EXPENDITURES	1203.64	2971.33
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES	4817.08	24062.52
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES		
22. INDEPENDENT EXPENDITURES (use Schedule E)		
23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. 9411 a(d)) (Use Schedule F)		
24. LOAN REPAYMENTS MADE		
25. LOANS MADE		
26. REFUNDS OF CONTRIBUTIONS TO		
(a) Individuals/Persons Other Than Political Committees		
(b) Political Party Committees		
(c) Other Political Committees		
(d) TOTAL CONTRIBUTION REFUNDS (Add 26(a), 26(b) and 26(c))		
27. OTHER DISBURSEMENTS	15675.00	53175.00
28. TOTAL DISBURSEMENTS (add lines 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)	21695.72	80208.85
III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES		
29. TOTAL CONTRIBUTIONS (other than loans) from Line 11(d)	8747.05	61972.29
30. TOTAL CONTRIBUTION REFUNDS from Line 26(d)	-0-	-0-
31. NET CONTRIBUTIONS (other than loans) (Subtract Line 30 from Line 29)	8747.05	61972.29
32. TOTAL OPERATING EXPENDITURES from Line 19	1203.64	2971.33
33. OFFSETS TO OPERATING EXPENDITURES from Line 15	-0-	-0-
34. NET OPERATING EXPENDITURES (Subtract Line 33 from Line 32)	1203.64	2971.33

SCHEDULE B

ITEMIZED DISBURSEMENTS

Use separate schedules for each category of the Detailed Summary Page

PAGE 1 OF 2
FOR LINE NUMBER 37

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)

IRON WORKERS LOCAL 401 - POLITICAL ACTION FUND

A Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
15TH WARD DEMOCRATIC EXEC. COMMITTEE 876 N TAYLOR ST PHILA PA 19130	CONTRIBUTION Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	10-3-86	250.00
PENNSYLVANIANS FOR REPRESENTATIVE CONRAD 405 C. TY TOWERS JOI CHESTNUT ST HARRISBURG PA 17101	CONTRIBUTION Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	10-3-86	250.00
COMMITTEE TO RE-ELECT RON RAYBOND 900 CHESTER PIKE SHARON HILL PA 19079	CONTRIBUTION Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	10-3-86	250.00
CITIZENS FOR HOWLETT 117 S. 17TH ST. SUITE 1103 PHILA PA 19103	CONTRIBUTION Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	10-3-86	250.00
CITIZENS FOR ROBERT C DONATUCCI 824 CATHARINE ST PHILA PA	CONTRIBUTION Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	10-3-86	250.00
FRIENDS TO RE-ELECT SENATOR BELL 400 W. 24TH STREET UPLAND PA 19033	CONTRIBUTION Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	10-3-86	500.00
FRIENDS OF BILL WACHS PO BOX 10141 STATE COLLEGE, PA. 16805	CONTRIBUTION Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	10-9-86	1000.00
HOUSE DEMOCRATIC CAMPAIGN COMMITTEE 405 C. TY TOWERS JOI CHESTNUT ST HARRISBURG PA 17101	CONTRIBUTION Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	10-9-86	1000.00
FUGLIETTA '86 COMMITTEE PO BOX 40125 PHILA PA 19106	CONTRIBUTION Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	10-9-86	1000.00

SUBTOTAL (Disbursements This Page only)

4750.00

TOTAL (Disbursements This Page only)

0804051914

INTERNATIONAL ASSOCIATION OF BRIDGE,
STRUCTURAL & ORNAMENTAL IRON
WORKERS
LOCAL 401
1024 SPRING GARDEN STREET
PHILADELPHIA, PA 19130



CERTIFIED

170 101 865

MAIL

RETURN RECEIPT REQUESTED

Federal Election Commission
999 E. Street N.W.
Washington, D.C. 20461

Attn: A. E. Smith

RETURN RECEIPT REQUESTED

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

FIRST GENERAL COUNSEL'S REPORT

RAD REFERRALS: 87NF-86134
STAFF MEMBER: George F. Rishel

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P12:

SOURCE OF MUR: INTERNALLY GENERATED

88040371916

Local 401 Iron Workers Political Action Fund
and Joseph J. Dougherty, as treasurer

88040571917

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

INTERNAL REPORTS
CHECKED: Referral Materials

FEDERAL AGENCIES
CHECKED: None

I. GENERATION OF MATTER

The Report Analysis Division ("RAD") referred the above-listed 49 committees to the Office of the General Counsel on May 22, 1987. The basis of the attached referrals is their failure to either file a 12-day Pre-Election Report or file such report in a timely fashion.

II. FACTUAL AND LEGAL ANALYSIS

The Federal Election Campaign Act of 1971, as amended ("the Act"), provides that for unauthorized committees filing quarterly, such committees shall file a Pre-Election Report before any election in which the committee makes a contribution to or expenditure on behalf of a candidate in such election. Such report shall be filed no later than the 12th day before (or posted by registered or certified mail no later than the 15th day before) such election and shall be complete as of the 20th day before the election. 2 U.S.C. § 434(a)(4)(A)(ii).

The 1986 Pre-Election Report for the 1986 General Election was due on October 23, 1986, complete as of October 15, 1986. Quarterly

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filers were notified on September 29, 1986, of the requirement for filing the Pre-Election Report.

The following committees filed a 12-Day Pre-Election Report, but did not file it in a timely fashion:

<u>Committee</u>	<u>Date Filed</u>	<u>Pre-Election Activity</u>
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The following committees filed a 1986 Post-General Report that disclosed activity indicating a 12-Day Pre-Election Report should have been filed:

<u>Committee</u>	<u>Date Filed</u> ^{1/}	<u>Pre-Election Activity</u>
------------------	---------------------------------	------------------------------

88040671920

^{1/} The date filed is that on which the Post-General Election Report was filed. The number of days late is that for the filing of the 12-Day Pre-Election Report. In some cases, the Post-General Election Report was filed after December 4, 1986. The late filings of such reports, however, were not included as a basis for these referrals. Therefore, no recommendations have been made with respect to the late filing of any Post-General Election Report.

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Local 401 Iron 1-7-87
Workers Political (76 days late)
Action Fund

\$2,000 in contributions
to two candidates

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2/ The committee is an on-going committee with total receipts of \$78,187 and total disbursements of \$87,158 in 1986. A 12-Day Pre-Election Report would have disclosed an additional \$1,436.70 in disbursements and an undetermined amount of \$3,399 in unitemized receipts. Nevertheless, on the basis that the pre-election activity requiring the filing of a Pre-Election Report constituted only \$26.17, this Office recommends that the Commission decline to open a MUR in this referral.

The following committees filed a Year End Report disclosing activity indicating that 12-Day Pre-Election Report should have been filed:

<u>COMMITTEE</u>	<u>Date Filed</u> ^{4/}	<u>Pre-Election Activity</u>
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Accordingly, with regard to 48 of these 49 committees, the Office of the General Counsel recommends that the Commission open Matter Under Review and find reason to believe these committees

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and their treasurers violated 2 U.S.C. § 434(a)(4)(A)(ii). This Office recommends that the Commission decline to open a Matter Under Review in 87NF-114 (Massachusetts Freeze Voter). See footnote 2.

III. RECOMMENDATIONS

1. Open Matters Under Review with respect to the following committees and find reason to believe the following committees and their treasurers violated 2 U.S.C. § 434(a)(4)(A)(ii):

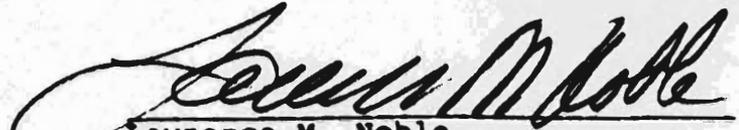
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Local 401 Iron Workers Political Action Fund and Joseph J.
Dougherty, as treasurer

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2. Approve and send the attached letters and factual and legal analyses to the respective committees listed in recommendation 1.
- 3.

6/10/57
Date


Lawrence M. Noble
Acting General Counsel

Attachments

1. Referral Materials
2. Letters and Factual and Legal Analyses (48)

33040571926

Federal Election Commission
Certification for RAD Ref.'s 87NF-86
through 87NF-134
June 15, 1987

Page 4

83040671930

(continued)

Federal Election Commission
Certification for RAD Ref.'s 87NF-86
through 87NF-134
June 15, 1987

Page 5

Local 401 Iron Workers Political Action Fund and Joseph
J. Dougherty, as treasurer

88040571931

(continued)

Federal Election Commission
Certification for RAD Ref.'s 87NF-86
through 87NF-134
June 15, 1987

Page 6

2. Approve and send the letters and factual and legal analyses to the respective committees listed in recommendation 1.
- 3.

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

Attest:

6-16-87
Date

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

Received in Office of Commission Secretary: Thurs , 6-11-87, 12:34
Circulated on 48 hour tally basis: Thurs., 6-11-87, 4:00
Deadline for vote: Mon., 6-15-87, 4:00

88040571932



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 29, 1987

Joseph J. Dougherty, Treasurer
Local 401 Iron Workers Political Action Fund
1924 Spring Garden Street
Philadelphia, PA 19130

RE: MUR 2494
Local 401 Iron Workers
Political Action

Dear Mr. Dougherty:

On June 15, 1987, the Federal Election Commission found that there is reason to believe Local 401 Iron Workers Political Action Fund ("Committee") and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The 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 the Committee and you, as treasurer. 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 demonstrating 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.

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, the Commission will not entertain requests for pre-

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2/2/87

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probable cause conciliation 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 will not ordinarily 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 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 Sandra Dunham, the staff member assigned to this matter, at (202) 376-5690.

Sincerely,



Scott E. Thomas
Chairman

Enclosures
Factual and Legal Analysis
Procedures
Designation of Counsel Form

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FEDERAL ELECTION COMMISSION
FACTUAL AND LEGAL ANALYSIS

RESPONDENTS: Local 401 Iron Workers
Political Action Fund and
Joseph J. Dougherty,
as treasurer

MUR: 2494

The Federal Election Campaign Act of 1971, as amended ("the Act"), provides that for unauthorized committees filing quarterly, such committees shall file a Pre-Election Report before any election in which the committee makes a contribution to or expenditure on behalf of a candidate in such election. Such report shall be filed no later than the 12th day before (or posted by registered or certified mail no later than the 15th day before) such election and which shall be complete as of the 20th day before the election. 2 U.S.C. § 434(a)(4)(A)(ii).

The 1986 Pre-Election Report for the 1986 General Election was due on October 23, 1986, and complete as of October 15, 1986. Quarterly filers were notified on September 29, 1986, of the requirement for filing the Pre-Election Report. The committee filed a 1986 Post-General Election Report that disclosed \$2,000 in contributions to two candidates between October 1, 1986, and October 15, 1986. Thus, the committee was required to file a 12-Day Pre-Election Report by October 23, 1986, and complete as of October 15, 1986. The Committee did not file a report disclosing this activity until it filed its 1986 Post-General Election Report on January 7, 1987. Accordingly, the committee and its treasurer have violated 2 U.S.C. § 434(a)(4)(A)(ii).

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GCC 3880

LAWRENCE M. O'DONNELL
BUSINESS REPRESENTATIVE

JOSEPH J. DOUGHERTY
FINANCIAL SECRETARY-TREASURER

International Association of Bridge, Structural and Ornamental Iron Workers



1924 SPRING GARDEN STREET
PHILADELPHIA, PA. 19130
PHONE: (215) 564-0458 - 59

AFFILIATED WITH
AFL-CIO
BUILDING AND CONSTRUCTION TRADES COUNCIL
OF PHILADELPHIA AND VICINITY

July 10, 1987

97 JUL 13 P12:19

RECEIVED
GENERAL COUNSEL

Federal Election Commission
General Counsel's Office
999 "E" Street, N.W.
Washington, D. C. 20463

Re: MUR 2494
Local 401 Iron Workers
Political Action

Attention: Sandra Dunham

Dear Ms. Dunham,

In reference to the Federal Election Commission's letter dated June 29, 1987 (copy attached) regarding violation 2 U.S.C. & 434 (a) (4) (A) (ii).

As mentioned in our January 6, 1987 letter (copy attached), we were not aware that we were delinquent in filing any Post or Pre-Election reports until we were notified by the Commission on December 23, 1986.

In your letter dated December 23rd, 1986 it was stated that we were notified previously of the due date for this report. We never received the reports or a notice that a report was due. Upon receiving your letter in December, we immediately completed a report for Thirtieth day post-election and forwarded to you on January 6th, 1987.

Based on the above information and since there was no intent to violate any regulations under the Federal Election Commission, I am therefore, requesting a pre-probable cause conciliation.

Thanking you for your kind consideration, I remain

Sincerely,

Joseph J. Dougherty
Joseph J. Dougherty
Financial Secretary, Treasurer
IRON WORKERS LOCAL NO. 401

JJD/al
encl.

RECEIVED AT THE FEC
HAND DELIVERED
97 JUL 13 AID: 35

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International Association of Bridge, Structural and Ornamental Iron Workers

LOCAL 401

1924 SPRING GARDEN STREET
PHILADELPHIA, PA. 19130
PHONE: (215) 564-0458 - 59

AFFILIATED WITH
AFL-CIO
BUILDING AND CONSTRUCTION TRADES COUNCIL
OF PHILADELPHIA AND VICINITY

January 6, 1987

Federal Election Commission
1345 "K" Street
Washington, D. C., 20463

Re: 30 Day Post-General Report

Attn: Alva E. Smith

Dear Ms. Smith,

In reference to your letter dated December 23rd 1986 (copy attached) regarding 30 Day Post-General Report.

We assumed that this report was not due since to the best of our knowledge a General Election Report notice was never received. We did however, file on a timely basis our 30 Day Post-General Report for the State of Pennsylvania.

We are sorry for the misunderstanding and hope no further action is required.

Sincerely,

Joseph J. Dougherty

Joseph J. Dougherty
Financial Secretary, Treasurer
IRON WORKERS LOCAL NO. 401

JJD/al
encl.

SENSITIVE

BEFORE THE FEDERAL ELECTION COMMISSION

37 AUG 18 9:29

In the Matter of)	
)	
Local 401 Iron Workers Political)	MUR 2494
Action Fund and Joseph J.)	
Dougherty, as treasurer)	

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On June 15, 1987, the Commission found reason to believe that the Local 401 Iron Workers Political Action Fund and Joseph J. Dougherty, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii) by failing to file the 1986 Pre-Election Report in a timely manner. When the Local 401 Iron Workers Political Action Fund filed its 1986 Post-Election Report it disclosed two \$1,000 contributions to federal candidates between October 1, 1986 and October 15, 1986. These contributions necessitated the filing of a Pre-Election Report. All of the information which should have been included in the Pre-Election Report was contained in the Post-Election Report filed on January 7, 1987. By letter dated July 10, 1987, respondents requested to settle this matter prior to a finding of probable cause to believe (Attachment 1).

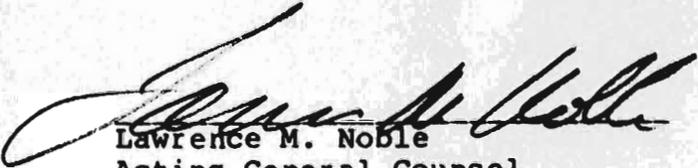
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III. RECOMMENDATIONS

1. Enter into conciliation with Local 401 Iron Workers Political Action Fund and Joseph J. Dougherty as treasurer prior to a finding of probable cause to believe.
2. Approve the attached proposed conciliation agreement and letter.

Date

8/17/57


Lawrence M. Noble
Acting General Counsel

Attachments

1. Request for conciliation
2. Proposed agreement and letter

83040571939



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

88040571940

Attachments to General
Counsel's Report

have been removed from this position in the Public Record File either because they duplicate documents located elsewhere in this file, or because they reflect exempt information.

For Attachment 1 see 5
2 9

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Local 401 Iron Workers Political) MUR 2494
Action Fund and Joseph J.)
Dougherty, as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of September 9, 1987, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in MUR 2494:

1. Enter into conciliation with Local 401 Iron Workers Political Action Fund and Joseph J. Dougherty as treasurer prior to a finding of probable cause to believe.
2. Approve the proposed conciliation agreement and letter attached to the General Counsel's report dated August 17, 1987.

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

Attest:

9-10-87
Date

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

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

September 14, 1987

Joseph J. Dougherty, Treasurer
Local 401 Iron Workers
Political Action Fund
1924 Spring Garden Street
Philadelphia, PA 19130

RE: MUR 2494
Local 401 Iron Workers
Political Action Fund and
Joseph J. Dougherty, as
treasurer

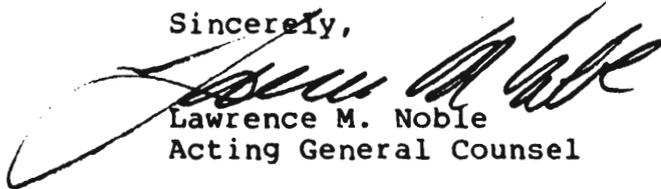
Dear Mr. Dougherty:

On June 15, 1987, the Federal Election Commission found reason to believe that the Local 401 Iron Workers Political Action Fund and Joseph J. Dougherty, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii). At your request, on September 9, 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 Sandra Dunham, 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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Tellman

BEFORE THE FEDERAL ELECTION COMMISSION

87 OCT 16 PM 4:36

In the Matter of)
)
Local 401 Iron Workers Political)
Action Fund and Joseph J.)
Dougherty, as treasurer)

MUR 2494

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

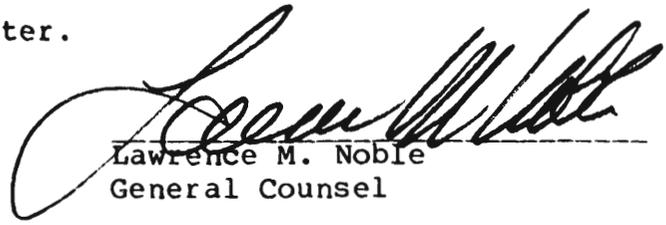
Attached is a conciliation agreement which has been signed by Joseph J. Dougherty, the treasurer of the Local 401 Iron Workers Political Action Fund.

The attached agreement contains no changes from the agreement approved by the Commission on September 9, 1987. A \$500.00 check for the civil penalty has also been received.

II. RECOMMENDATIONS

1. Accept the attached conciliation agreement with Local 401 Iron Workers Political Action Fund and Joseph J. Dougherty, as treasurer.
2. Close the file.
3. Approve the attached letter.

Date 10/16/87


Lawrence M. Noble
General Counsel

Attachments

1. Conciliation Agreement
2. Photocopy of civil penalty check
3. Letter to Respondent

38040671944

Durham

IRON WORKERS LOCAL No. 401
POLITICAL ACTION FUND
1924 SPRING GARDEN STREET
PHILADELPHIA, PA. 19130

REMITTANCE ADVICE					

60-117 23
310

425

PAY 500 DOLLARS 00 CTS DOLLARS

TO THE ORDER OF	DATE	DESCRIPTION	CHECK NO.	CHECK AMOUNT
Federal Election Comm.	9-25-87	Civil Penalty - MUR 2494	425	500.00

CONTINENTAL BANK
NORRISTOWN, PA.

Joseph J. Dougherty
Laurence M. O'Connell

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GCC # 4479

MEMORANDUM

TO: DEBRA A. TRIMIEW
FROM: CECILIA LIEBER

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
87 OCT - 1 PM 1:33

CHECK NO. 425 [A COPY OF WHICH IS ATTACHED] RELATING TO
MUR 2494 AND NAME Local 401 Iron Workers Political Action Fund
and Joseph J. Dougherty, as treasurer

WAS RECEIVED ON 10/1/87. 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 10/2/87

Attachment II(1)

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Local 401 Iron Workers Political) MUR 2494
Action Fund and Joseph J. Dougherty,)
as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on October 21, 1987, the Commission decided by a vote of 6-0 to take the following actions in MUR 2494:

1. Accept the conciliation agreement with Local 401 Iron Workers Political Action Fund and Joseph J. Dougherty, as treasurer, as recommended in the General Counsel's report signed October 16, 1987.
2. Close the file.
3. Approve the letter, as recommended in the General Counsel's report signed October 16, 1987.

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

Attest:

10-21-87
Date

Mary H. Donegan
for
Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary: Fri., 10-16-87, 4:36
Circulated on 48 hour tally basis: Mon., 10-19-87, 11:00
Deadline for vote: Wed., 10-21-87, 11:00
jm

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plm



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

27 October 1987

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Joseph J. Dougherty, Treasurer
Local 401 Iron Workers Political
Action Fund
1924 Spring Garden Street
Philadelphia, PA 19130

RE: MUR 2494
Local 401 Iron Workers Political
Action Fund and Joseph J. Dougherty,
as treasurer

Dear Mr. Dougherty:

On October 21, 1987, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on your behalf in settlement of a violation of 2 U.S.C. § 434(a)(4)(A)(ii), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed. 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 files. If you have any questions, please contact Sandra Dunham, the staff member assigned to this matter at (202) 376-8200.

Sincerely,

Lawrence M Noble (LH)
Lawrence M. Noble
General Counsel

Enclosure
Conciliation Agreement

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QCC#4479

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

87 OCT -1 AM 10:47

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	
Local 401 Iron Workers Political)	MUR 2494
Action Fund and Joseph J.)	
Dougherty, as treasurer)	

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that the Local 401 Iron Workers Political Action Fund and Joseph J. Dougherty, as treasurer ("Respondents") violated 2 U.S.C. § 434(a) (4) (A) (ii).

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

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

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

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

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

1. Respondent, Local 401 Iron Workers Political Action Fund, is a political committee within the meaning of 2 U.S.C. § 431(4).

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

87 OCT -1 PM 1:33

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2. Respondent, Joseph J. Dougherty, is the treasurer of Local 401 Iron Workers Political Action Fund.

3. Respondents filed a 1986 Post-Election Report that disclosed two contributions made to federal candidates between October 1, 1986 and October 15, 1986.

4. Thus, Respondents were required to file a Pre-Election Report by October 23, 1986.

5. Respondents did not file a report disclosing these contributions until it filed its Post-Election Report on January 7, 1987.

6. Respondents were 76 days late notifying the Commission of all activity between October 1, 1986 and October 15, 1986.

V. Respondents failed to file their 1986 Pre-Election Report in a timely manner, in violation of 2 U.S.C. § 434(a)(4)(A)(ii).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of Five Hundred dollars (\$500), pursuant to 2 U.S.C. § 437g(a)(5)(A).

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

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VIII. This agreement shall become effective as of the date that all parties hereto have executed 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 requirement 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 enforceable.

FOR THE COMMISSION:

Lawrence M. Noble (Signature) 10/27/87
Lawrence M. Noble Date
General Counsel

FOR THE RESPONDENTS:

Joseph J. Dougherty (Signature) 9-25-87
Joseph J. Dougherty Date
Treasurer

88040571950



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 2494

DATE FILMED 2/17/88 CAMERA NO. 3

CAMERAMAN GPC

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