FEDERAL ELECTION COMMISSION
WASHINGTON D C 20463

THIS IS THE BEGINNING OF MUR # 2531

DATE FILMED 10/7/87 CAMERA NO. 3

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PUBLIC RECORDS INDEX - MUR 2531

1. Complaint, dtd 9 Aug 87, filed by Anthony R. Martin-Trigona.

2. Ltr, dtd 19 Aug 87, Lois G. Lerner (Assoc. General Counsel) to A.R. Martin-Trigona.

3. Ltrs, dtd 19 Aug 87, L.G. Lerner to a) Hon Michael S. Dukakis b) Hon Richard Gephardt c) John Spinola (V.P., WBZ-TV) d) S. James Coppersmith (V.P., WNVB-TV) e) Seymour Yanoff (Pres, WNEV-TV).

4. Memo, 21 Aug 87, Lawrence N. Noble (Acting General Counsel) to The Commission, Subj: MUR 2531.

5. Certification of Commission action, 27 Aug 87.

6. Ltr, dtd 31 Aug 87, L.M. Noble to A.R. Martin-Trigona.

7. Ltrs, dtd 31 Aug 87, L.M. Noble to a) Marvin Diamond (Counsel for WNEV-TV) b) S.J. Coppersmith c) J. Spinola d) Hon M.S. Dukakis e) Hon R. Gephardt.

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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CC #4146
RECEIVED AT THE FEC
87 AUG 12 4:51

Before The

FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

87 AUG 12 P2:30
RECEIVED
GENERAL COUNSEL

In the Matter of:)
)
WNEV-TV, Boston,) DOCKET NUMBER: 2531
WBZ-TV, Boston)
WCVB-TV, Boston)
MICHAEL DUKAKIS,)
RICHARD GEPHARDT)

37040655231

COMPLAINT AND REQUEST FOR ENFORCEMENT ACTION

PRELIMINARY STATEMENT

The 1988 Presidential Campaign, which is in full swing, shows promise of eviscerating the Commission's regulatory supervision of the federal electoral process because of artifices and arftful actions designed to benefit candidates through prohibited expenditures and contributions.

The petitioner asks the Commission to hold that a "pseudo event" is not a "news story" within the exceptions to definition of "expenditure" contained in 2 UCSA §431 (9)(B)(i) and to further hold that expenditures whose transparent intent is to confer a benefit on a local public official are barred as contributions/ expenditures by prohibited corporate entities.

1. APPLICABLE FACTS

The political "debate" holds a special place in the hearts of political candidates and the public. The term debate has usually meant,however, that all candidates for a particular office in a particular party, were present to argue the issues. It has never been interpreted to mean exclusionary meetings between less than all the candidates of a single party. In 1988, however,

the "pseudo debate" has come to the fore in which the candidates themselves include or exclude whom they want, pay for air time and distribute their own "program" to the world. Willing stations then distribute these pseudo events as "news."

The term "news" as defined in the Federal Elections Campaign Act has always been interpreted to mean "bona fide" news story, i.e. some fortuitous or planned action which occurs in the normal course of events. News has never been interpreted to mean an event which is staged primarily for the purpose of securing live, free media coverage in a candidate's home state when the event itself is not news of and in itself.[1]

Mr. Michael Dukakis is a Governor in Massachusetts. Local TV stations have an obvious interest in favoring their local native son, but can't do so directly. They have developed, in conjunction with Dukakis, the subterfuge of a staged "debate" which is boradcast live but which excludes all the candidates of Dukakis' party. Consider that if Boston TV stations gave free live TV time to Dukakis, the illegality of such a gift would be obvious. Dukakis accomodates the TV stations by excluding all but one of his opponents, and then holding a "straw" debate which favors him, but disfavors everyone else. Such a staged event is obviously designed to favor Duakis, and to injure excluded candidates. As noted in the attached article, the claim that a "debate" on August 8th was a phoney event is commonplace. The fact

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1. Thus, live coverage of the withdrawal of Gary Hart as a candidate was obviously bona fide news, because he was taking action to quit. A pseudo event, on the other hand, is not a priori news, because the pseudo event is mainly a tactic used to aggrandize an individual and is by definition an effort to create that which it is not, namely a genuine news event. Congress clearly meant to protect bona fide news events, but there is no evidence that Congress meant to protect discriminatory, exclusionary pseudo events from the regulatory reach of the Commission or the prohibition on corporate contributions. A debate sponsored by a third party is obviously "news." But a debate choreographed by a TV station or network, or the candidates themselves, is obviously not "news" as the term has been commonly understood in the English language.

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that all but one of the Dukakis opponents were blacked out, while a single straw opponent was placed on the program, conclusively demonstrates that a bona fide political debate was not taking place.

2. BASIS FOR COMMISSION ACTION

When the Federal Communications Commission was considering amendments to its "equal time" and political debate policies, this agency, i.e. the FEC, appeared before the FCC and expressed concerns that actions by the FCC might tread on regulatory policies and congressional restrictions inherent in the FECA.[2] Because there was no dispute between candidates, or "case or controversy," this agency did nothing. But the very real fears expressed by the FEC before the FCC must now prompt immediate emergency action by this agency.

What is developing in 1987-1988 is that broadcasters provide free time to favored candidates based on their own likes and dislikes. No campaign can afford to pay for such time. On the other hand, if the broadcasters made outright cash gifts to campaigns, that would be an obvious violation of the law. The use of free time in the context of exclusionary or discriminatory "debates" is no less a violation of the FECA because it is a subtle, gentle perversion of congressional purpose.

3. RELIEF REQUESTED

The petitioner asks this agency to issue an advisory opinion or regulatory ruling that when a broadcaster invites all legally qualified candidates or, later in the season, all ballot-qualified candidates, of a paricular party for a particular office, or covers a similar function by a non-broadcast entity, then the bona fide news exemption contained in §431 (9) applies.

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2. See In Re Geller, 95 FCC 2d 1236 at 1239 (1983)("In its comments, the FEC...might be required to reconsider its regulations on corporate-broadcaster funding of candidate debates..."). The time has now come to do precisely what the FEC earlier said it might be required to do.

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However, when a broadcaster picks and chooses which candidates of a group of legally qualified candidates <u>for the same office of the same party</u> it will air in either a pseudo debate or event, then the exemption for bona fide news does not apply and a prohibited corporate contribution/expenditure must be applied.*

It is critical to note that petitioner does not seek an expansive ruling for all parties or all candidates. Petitioner only seeks a ruling that all the candidates of a single party for a single office must be afforded access for the expenditure exemption to apply. For example, all Democratic candidates who have qualified to be on the ballot for President would have to participate to avoid the contribution/expenditure prohibition, because an event in which all participate cannot influence one candidate to the detriment of another. Equal access by its very terms negates any intent to prefer a candidate over another. But, when only one or two candidates of a group of legally qualified candidates are given discriminatory and exclusionary access, then the requirement of §431 and the general prohibitions/limitations on corporate contributions applies. Thus, airing a meeting between all ballot-qualified Democratic Party candidates would not implicate a contribution in a primary election merely because the Vegetarian Party candidates were not given similar access. But, in order to claim a safe harbor, a broadcaster would have to invite all candidates who have ballot-qualified for a single office of a single party. This request is consistent with the Commission's own procedures, which do not trigger "candidacy" for regulatory purposes unless and until an initial minimum threshold level of expenditures is achieved. The

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* It is obvious that such discrimination/exclusion by a broadcaster is designed to influence an election and triggers FECA concerns because by exclusion/discrimination the broadcaster benefits the included and devastates the excluded, thereby having a pivotal "influence" on the election.

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Commission could adopt either petitioner's proposed definition of a nondiscriminatory/nonexclusionary broadcast, or adopt a similar standard reasoning from its own definition.[3] It us clear, however, that subtle efforts to aid one candidate or candidates to the detriment of other candidates, implicates serious concern. The Commission has previously realized that such questions are implicated by its own filings with the FCC. Now, there is a specific pseudo event which has been given wide free live exposure but which was discriminatory and exclusionary in that the hometown candidate was allowed to pick his own single patsy, to exclude all other candidates, and to receive saturation coverage of what is generally conceded not to have been anything more than a pseudo event.

CONCLUSION

Petitioner asks that the Commission address this issue immediately, either on the basis of this complaint or its own inherent statutory/regulatory duty to see to it that the FECA is lawfully and properly administered and that perversions or subversions of the law are not permitted.

Respectfully submitted,

ANTHONY R.MARTIN-TRIGONA
P.O. Box 1988
Middletown, CT 06457

August 9, 1987

NOTARIZATION

APPEARED PERSONALLY BEFORE ME Anthony R. Martin-Trigona and, being first duly sworn, stated that the foregoing complaint is true and correct to the best of his knowledge, information and belief.

NOTARY PUBLIC

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3. Once a candidate qualifies for the ballot and meets or exceeds the Commission's expenditure threshold requirements ($5,000) he should not be subjected to discriminatory/exclusionary treatment by denial of access to federal, publically owned airwaves without triggering the contribution/expenditure prohibitions of the FECA.

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ANTHONY R.
MARTIN-TRIGONA for PRESIDENT
DEMOCRAT / 1988

POST OFFICE BOX 1988, MIDDLETOWN, CONNECTICUT 06457
TELEPHONE (203) 347-0130

July 23, 1987

Station Manager
WBZ-TV
1170 Soldiers Field Rd.
Boston, MA 02134

Station Manager
WNEV-TV
7 Bulfinch Place
Boston, MA 02114

Station Manager
WCVB-TV
5 TV Place
Needham, MA 02192

EQUAL TIME DEMAND/FAIRNESS DOCTRINE DEMAND

Dear Station Manager:

As a legally qualified candidate for the Democratic presidential nomination, who is as legally qualified as either Michael Dukakis or Richard Gephardt, I wish to make an equal time demand concerning your possible televising of a debate on August 8, 1987 from Des Moines.

The debate does not in my opinion qualify for any exemption from the equal time law. It is not a bona fide news event but instead is being produced and promoted by the candidates themselves. I do not believe that candidates can stage debates and pick and choose whom they choose to exclude or include and to obtain coverage of their own actions while blacking out the views of their opponents. Spot news coverage might not trigger the equal time law, but "gavel to gavel" coverage certainly does.

In addition, I believe it is appropriate to demand under the equal time laws that you provide fair coverage to all presidential candidates. There is no more chance of Dukakis winning than the man in the moon. He may have "MassMillions" behind him after shaking down contractors and people who do business with the state, but he is as flat as warm Pepsi. I believe the fairness doctrine should and does apply to your presidential coverage, above and beyond the equal time applicability to the purported Iowa "debate."

Respectfully submitted,

ANTHONY R. MARTIN-TRIGONA

ARMT:sp

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SE7EN

Jeff Rosser
Vice President and
Director of News

July 29, 1987

Mr. Anthony R. Martin-Trigona
Post Office Box 1988
Middletown, CT 06457

Dear Mr. Martin-Trigona:

I am in receipt of your letter dated July 23, 1987 demanding equal time to our telecast of the Richard Gephardt/Michael Dukakis debate in Iowa on August 8, 1987.

In exercise of the station's editorial discretion, WNEV-TV intends to provide its viewers with live coverage of the debate as a legitimate news event, and therefore our news coverage is exempt from equal time rules.

Sincerely,

Jeff Rosser
Vice President and Director of News

JR:kks
cc:Sy Yanoff

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WNEV-TV
Government Center
Boston, MA 02114
New England Television Corporation
A CBS Affiliate
617 725-0790

POLITICAL NOTEBOOK

"We've been amazed at the Boston media," says Michael Reynolds, managing editor for KCCI-TV in Des Moines, confirming that his station won't carry live coverage of Saturday's debate between Gov. Dukakis and Rep. Richard Gephardt (D-Mo.). "What is Dukakis back there – God?"

For while Boston's television stations are hustling to provide live coverage, their counterparts in Iowa are treating the debate as a somewhat inconsequential ploy by two candidates to win media attention.

"There are dwarf prints all over Iowa. This is a staged event – staged for you folks [political reporters]," said Robert Helmers, station manager at WOI-TV in Ames. "I don't think it deserves to be covered in its entirety."

Helmers said that Iowa broadcasters have asked themselves a question: Who in their right mind wants to spend a Saturday morning in the middle of summer watching two men in blue suits debate economic policy?

Their answer: Only the campaign junkies and political reporters whose professions demand drama and controversy six months before the caucus.

"It's not newsworthy enough to cover live here," Reynolds said. "They are speaking to a very limited audience of media and activists."

Spokesmen for both campaigns admit that no Iowa station has chosen to broadcast the Aug. 8 debate live. Iowans who are interested can catch the candidates a day later on C-SPAN.

In Boston, however, WNEV-TV (Channel 7) and WBZ-TV (Channel 4) have confirmed plans to carry live coverage at noon Saturday, while spokesmen for WCVB-TV (Channel 5) say the station is weighing live coverage or a tape-delayed broadcast.

Sasha Norkin, executive producer for WNEV-TV, said the Dukakis presidential campaign is a compelling story in Massachusetts, and that her station will also broadcast a half-hour news special at 7:30 p.m. to wrap up the day's events.

Said Reynolds: "We've never seen such home-state interest as the Boston media – ever."

If there is an early edge to all this, it is Gephardt's – who fought and will receive extra attention in New Hampshire, where most television sets receive Boston stations.

Dukakis' hopes to gain added exposure in Iowa, however, will be limited by the reluctance of broadcasters there to make a big deal of Saturday's debate.

But fans of public television can catch a "Duke" in action: Dr. Red Duke, the host of Bodywatch, a health program. Other Iowa viewers will choose from National Football League preseason play or two children's shows: the continuing saga of Lazer Tag or further adventures at Galaxy High.

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THE NEW YORK TIMES NATIONAL NEWS TUESDAY, JULY 21, 1987

Political Marketing

Via Satellite, Candidates Make Their Own News

By ANDREW ROSENTHAL
Special to The New York Times

WASHINGTON, July 20 — The letters, about 1,000 of them, went out to local television stations with the same message: Representatives Jack F. Kemp and Richard A. Gephardt would be available today on K2, transponder 8A, audio 5.8, downlink 11.924.

Such is the language of politics by satellite, a discipline that is becoming part of the mandatory curriculum for campaigns as technological advances make it easier for candidates to get their message through to local television stations without waiting for the national networks.

Using the small transmitters that have revolutionized television news gathering in recent years, candidates offering live or prepared reports to news directors at local stations who are not covering a political event but might be receptive if the event came to them. This is the television equivalent of a politician writing a column for a newspaper or providing a taped statment for a radio station, both common practices for members of Congress.

In this case, the event was a debate today in Des Moines between Mr. Kemp, a Republican from upstate New York, and Mr. Gephardt, a Missouri Democrat, who are seeking their party's nomination for President.

The Vital Statistics

The two candidates' campaign staffs contracted with a Chicago concern, Conus Satellite Services, to film the confrontation and transmit it to a satellite orbiting 22,300 miles above the Equator. They then divided the list of the approximately 1,000 television stations capable of receiving satellite transmissions and sent out the vital statistics:

The satellite name, RCA's K2, the one most often used for news transmissions of this type; the number of the transponder, the device that receives the video signal from earth and sends it back down again; the audio channel and the number of the downlink, which receives the signal from a satellite.

The campaigns also arranged live, five-minute interviews via satellite with the two Congressmen for 12 stations in Iowa, where party caucuses will be held in early February, as well as in states holding early primaries, the candidates' hometowns and industrial areas interested in the topic of the debate — trade.

To be sure of coverage, they arranged to send a live satellite signal to a Washington studio so that political reporters who did not want to fly to Iowa could watch the debate. The whole effort is costing each campaign $5,500 to $6,000, said an aide to Mr. Kemp.

Political consultants say the use of satellites will become especially important later in the 1988 campaign, because of budget cuts at the television networks, the wide field of candidates and the importance of the the March 8, "Super Tuesday" primaries in at least 20 states across the nation.

> Technology allows them to deliver their message while bypassing the networks.

"Satellites," said John Buckley, a spokesman for Mr. Kemp's campaign, "are an imperative in a situation where your resources are going to be stretched so thin prior to Super Tuesday and, in the absence of cloning, your principle resource, the candidate, can't be everywhere at once."

Even so, the impact of the technology has already been felt in these ways:

¶Most of the Presidential candidates have used satellites at least once. Even Vice President Bush, whose office gives him a measure of access to national television that other candidates do not have, plans to use satellites in his campaign.

¶When Senator Joseph R. Biden Jr., the Delaware Democrat who is chairman of the Senate Judiciary Committtee, found himself off the campaign trail, preparing for hearings on the nomination of Judge Robert H. Bork to the Supreme Court, his staff arranged for satellite interviews with 10 stations in key primary and caucus states.

¶Mr. Gephardt has taken his own television crews with him while campaigning in Iowa, sending raw and edited material by satellite.

¶Companies that provide satellite services ranging from simple transmission to a package of camera crews, producers, editors and coordinators are wooing the candidates. Conus Satellite Services has so far done the bulk of the political work. But at least two other companies with national transmission capabilities, IDB Communications Group Inc. of Los Angeles and Calhoun Satellite Communications of New York, are making the rounds.

More Portable Equipment

What has made all of this possible is the development specialized transmitters that can fit into a panel truck or into six or seven cases that can be placed in an airplane's baggage hold. Such equipment was not available in the 1984 Presidential race.

"Things that were once preposterous to think about, like being in a rice paddy in China and picking up a phone and having it ring in Los Angeles, are now all possible," said Peter Hartz of IDB Communications.

But satellite transmissions require money and good organization, making regular use practical only in the Presidential campaign and in well-financed Senate races in large states. To have a mobile transmitter follow a candidate would cost about $3,000 a day, Mr. Hartz said.

The most successful technique appears to be the live interview offered via satellite, campaign aides say. Television stations seem more reluctant to accept full-fledged coverage from the candidates themselves.

Candidate wants in on Dem debate

By WAYNE WOODLIEF

GOV. MICHAEL Dukakis' campaign yesterday shrugged off Sen. Albert Gore's bid to crash the Dukakis-Gephardt debate party.

Monday, Gore (D-Tenn.) said he'd "press" his challenge to debate either Dukakis or Rep. Richard Gephardt (D-Mo.) or both.

"Right now we are focused on the upcoming debate against Gephardt," said Dukakis aide Patricia O'Brien, who added a date for a Gephardt-Dukakis showdown in Iowa may be decided as early as today.

Gephardt claims Dukakis' free-trade policies are "like Ronald Reagan's."

Sen. ALBERT GORE
Wants to debate Duke

Dukakis said the Gephardt amendment to a pending trade bill penalizes foreign competitors too broadly and risks "a trade war" that would hurt farmers and consumers.

Boston Herald 7/22/87

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Dukakis' letter on debate gets a cool reception

■ **DEBATE**
Continued from Page 1

hunt,'" said Fred Martin, campaign manager to Sen. Albert Gore Jr. (D-Tenn.).

Martin went on to describe what he termed a "bizarre episode ... a private debate, required by so-called personal attacks on trade policy and a public record, then a secret letter in the middle of a public presidential campaign, which the governor's campaign still won't disclose. ... I don't understand it. Maybe it's the heat wave."

Martin said he communicated his feelings to Sasso after Gore received the letter.

Sasso yesterday declined to release a copy of the letter, citing its confidential nature.

However, according to a source in one campaign who did not want to be identified, the letter said in part: "Rep. Gephardt attacked my record as governor of Massachusetts, stating incorrectly that my international trade policy is similar to Ronald Reagan's and accusing me of pursuing a blame-America-first line. ... I know a one-on-one debate may create problems for those not participating. I hope this will be the only time one of us feels the need to correct false and personal attacks."

Charges echoed

Mark Johnson, spokesman for the Gephardt campaign, said yesterday that the letter was an example of "inflammatory rhetoric" and "negative campaigning." His remarks echoed charges that the Dukakis campaign has been leveling at Gephardt.

"There's no mystery why we're debating in Iowa. It's to advance Mike Dukakis' personal and political agenda. He asked for this debate and we accepted," said Johnson. Sasso declined to respond to those comments.

The Dukakis letter is the latest twist in the feuding between Gephardt and Dukakis that began after a July 1 television debate in Houston among the seven Democratic candidates. After Gephardt criticized Dukakis' trade positions, Dukakis charged Gephardt with "negative campaigning." They agreed to a debate, which they announced this week will take place in Iowa on Aug. 8.

Up until now, the five other Democratic candidates have maintained a distance from the Gephardt-Dukakis flap. But Dukakis' letter, whatever its intent, apparently disturbed some campaigns, which were quick to respond yesterday when the general contents of the letter became public.

Martin said Dukakis is trying to rationalize the debate when "the basic concept of a one-on-one debate is wrong and we all know that. It's an attempt to deny the voters of Iowa and America an opportunity to hear and see all the Democratic candidates in public discussion of public issues."

"Front-runneritis"

Michael McCurry, a spokesman for former Arizona Gov. Bruce Babbitt, called the Dukakis letter "sweet," but added, "It smacks a bit of 'front-runneritis.'"

"'Smug' may be too nice a descriptive phrase," said McCurry.

As for Dukakis' characterization of Gephardt's criticisms as "negative and personal," McCurry said: "I don't recall anything in congressman Gephardt's comments being personal. They were comments directed at the governor of Massachusetts and his record. We answer questions all the time about Gov. Babbitt's record."

Larry Rasky, a spokesman for Sen. Joseph Biden (D-Del.), said he did not believe that the Dukakis campaign needed to explain anything and said, "I respect what they were intending to do."

A spokesman for Sen. Paul Simon (D-Ill.) declined comment, and the Globe was unable to contact a spokesman for Rev. Jesse Jackson.

Both the Gephardt and Dukakis campaigns say the debate will go on as scheduled.

A spokesman for WNEV-TV (Channel 7) said yesterday that it will broadcast the debate live; WCVB-TV (Channel 5) does not plan live coverage, according to Burt Peretsky, a spokesman. WBZ-TV (Channel 4) has not yet made a decision about coverage, a WBZ spokesman said.

GOV. DUKAKIS
in Des Moines yesterday

GOING OUT OF BUSINESS
SING DOWN
STORE
ION

Storm and heat wave kill 9 across nation

Associated Press

MINNEAPOLIS – A heat wave clash[illegible] cool Canadian air over this c[illegible] causing a storm that [illegible]

[illegible] the whole month of July is 3.5 inches.

[illegible] two deaths were blamed on the rain-

[illegible] robell, head meteorologist at the [illegible] Service in Minneapolis, [illegible] high pressure system to [illegible] up warm and humid [illegible] during

while Phoenix, Ariz., had a blistering afternoon temperature of 108.

Among the high temperature records set or tied Friday were 99 in Baltimore and Greer, S.C.; 97 in Parkersburg, W.Va.; 96 in Richmond, Va., Roanoke, Va., and Hartford, Conn., and 94 in New York, Portland, Williamsport, Pa., and Providence.

[illegible]

plan

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 19, 1987

Mr. Anthony R. Martin-Trigona
PO Box 1988
Middletown, CT 06457

RE: MUR 2531

Dear Mr. Martin-Trigona:

This letter acknowledges receipt of your complaint, received on August 12, 1987, alleging possible violations of the Federal Election Campaign Act of 1971, as amended (the "Act"), by the Honorable Michael S. Dukakis, the Honorable Richard Gephardt, WBZ- TV, WCVB- TV, and WNEV- TV. The respondents will be notified of this complaint within five days.

You will be notified as soon as the Federal Election Commission takes final action on your complaint. Should you receive any additional information in this matter, please forward it to the Office of the General Counsel. Such information must be sworn to in the same manner as the original complaint. We have numbered this matter MUR 2531. Please refer to this number in all future correspondence. For your information, we have attached a brief description of the Commission's procedures for handling complaints. If you have any questions, please contact Retha Dixon, Docket Chief, at (202) 376-3110.

Sincerely,

Lawrence M. Noble
Acting General Counsel

By: Lois G. Lerner
Associate General Counsel

Enclosure
Procedures

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 19, 1987

The Honorable Michael S. Dukakis
85 Perry Street
Brookline, MA 02146

RE: MUR 2531
Michael S. Dukakis

Dear Governor Dukakis:

The Federal Election Commission received a complaint which alleges that you may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 2531. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against you in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

This matter will remain confidential in accordance with 2 U.S.C. section 437g(a)(4)(B) and section 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. 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.

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3a

If you have any questions, please contact Jacqueline Jones-Smith, the attorney assigned to this matter, at (202) 376-8200. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,

Lawrence M. Noble
Acting General Counsel

By: Lois G. Lerner
Associate General Counsel

Enclosures
1. Complaint
2. Procedures
3. Designation of Counsel Statement

cc: Robert A. Farmer, Treasurer
Dukakis For President Committee, Inc.
105 Chauncy Street
Boston, MA 02111

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3a

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 19, 1987

The Honorable Richard Gephardt
304 Pennsylvania Avenue, SE
2nd Floor
Washington, DC 20003

RE: MUR 2531
Richard Gephardt

Dear Congressman Gephardt:

The Federal Election Commission received a complaint which alleges that you may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 2531. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against you in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

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36

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Sincerely,

Lawrence M. Noble
Acting General Counsel

By: Lois G. Lerner
Associate General Counsel

Enclosures
1. Complaint
2. Procedures
3. Designation of Counsel Statement

cc: S. Lee King, Treasurer
Gephardt For President Committee, Inc.
304 Pennsylvania Avenue, SE
2nd Floor
Washington, DC 20003

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 19, 1987

John Spinola, Vice President
and General Manager
WBZ- TV
1170 Soldiers Field Road
Boston, MA 02134

RE: MUR 2531
WBZ- TV

Dear Mr. Spinola:

The Federal Election Commission received a complaint which alleges that WBZ- TV may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 2531. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against WBZ- TV in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

This matter will remain confidential in accordance with 2 U.S.C. section 437g(a)(4)(B) and section 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. 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.

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3c

If you have any questions, please contact Jacqueline Jones-Smith, the attorney assigned to this matter, at (202) 376-8200. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,

Lawrence M. Noble
Acting General Counsel

By: Lois G. Lerner
Associate General Counsel

Enclosures
1. Complaint
2. Procedures
3. Designation of Counsel Statement

37040695293

3c

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 19, 1987

S. James Coppersmith, Vice President
and General Manager
WCVB- TV
5 TV Place
Needham Bridge
Boston, MA 02192

RE: MUR 2531
WCVB- TV

Dear Mr. Coppersmith:

The Federal Election Commission received a complaint which alleges that WCVB- TV may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 2531. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against WCVB- TV in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

This matter will remain confidential in accordance with 2 U.S.C. section 437g(a)(4)(B) and section 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. 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.

87040655299

3d

If you have any questions, please contact Jacqueline Jones-Smith, the attorney assigned to this matter, at (202) 376-8200. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,

Lawrence M. Noble
Acting General Counsel

By: Lois G. Lerner
Associate General Counsel

Enclosures
1. Complaint
2. Procedures
3. Designation of Counsel Statement

87040655300

3d

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 19, 1987

Seymour Yanoff, President and
General Manager
WNEV- TV
7 Bulfinch Place
Government Center
Boston, MA 02114

RE: MUR 2531
WNEV- TV

Dear Mr. Yanoff:

The Federal Election Commission received a complaint which alleges that WNEV- TV may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 2531. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against WNEV- TV in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

This matter will remain confidential in accordance with 2 U.S.C. section 437g(a)(4)(B) and section 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. 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.

3704065530 1

3e

If you have any questions, please contact Jacqueline Jones-Smith, the attorney assigned to this matter, at (202) 376-8200. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,

Lawrence M. Noble
Acting General Counsel

By: Lois G. Lerner
Associate General Counsel

Enclosures
1. Complaint
2. Procedures
3. Designation of Counsel Statement

37040665530 2

3e

SENSITIVE

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 21, 1987

MEMORANDUM

TO: The Commission

FROM: Lawrence M. Noble
Acting General Counsel

SUBJECT: MUR 2531

I. BACKGROUND

On August 12, 1987, Anthony R. Martin-Trigona filed a complaint in the present matter against the WNEV-TV, Boston; WBZ-TV, Boston; WCVB-TV, Boston; Governor Michael Dukakis and Congressman Richard Gephardt alleging possible violations of the Federal Election Campaign Act of 1971, as amended (the "Act") (Attachment 1). A copy of this complaint was circulated to the Commission on August 14, 1987. Notification and a copy of the complaint were sent to the respondents on August 19, 1987, pursuant to 2 U.S.C. § 437g(a)(1).

In MUR 2516 Mr. Martin-Trigona filed a complaint against the Public Broadcasting Service ("PBS"), Southern Educational Communications Association, William Buckley, and named licensees of television stations affiliated with PBS alleging possible violations of the Act. On July 28, 1987, in response to a motion filed by respondents, the Commission dismissed and closed its file in MUR 2516 because Mr. Martin-Trigona failed, in filing his complaint, to comply with the terms of an injunction of the U.S. District Court for the District of Connecticut in In re Martin-Trigona, 592 F.Supp. 1566 (D. Conn. 1984), aff'd, 763 F.2d 140 (2nd Cir. 1985), cert. denied, 106 S.Ct. 807 (1966).[1]

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[1] In this case the U.S. District Court enjoined Mr. Martin-Trigona from "filing or attempting to initiate any new lawsuit, action, proceeding, or matter in any federal court, agency, tribunal, committee, or other federal forum of the United States...without first obtaining leave of the court, agency, tribunal, committee, or other forum." Id. at 1571. The court stated that Mr. Martin-Trigona had to follow a number of steps

(Footnote continued)

4

In filing the complaint in the present matter, Mr. Martin-Trigona again has failed to comply with the terms of the injunction issued in In re Martin-Trigona. In accordance with the Commission's action in MUR 2516, this Office recommends that the Commission dismiss the complaint and close its file in MUR 2531.

II. RECOMMENDATIONS

1. Dismiss the complaint filed in MUR 2531.

2. Close the file.

3. Send the attached letters.

Attachments
1. Complaint
2. Proposed letters

3704065530

(Footnote continued)
which primarily consist of attaching copies of opinions of various courts to his application to seek leave to file. The court noted that failure to abide by the terms of the injunction "may be considered by such court or other forum a sufficient basis for sustaining a motion to dismiss such a lawsuit, action, proceeding, or matter, or a request otherwise to dispose of the matter filed or submitted by Martin-Trigona." Id. at 1572.

Attachment(s) 1, 2

to General Counsel's Report

have been removed from this

position in Public Record File.

See Index Item(s) 1, 6+7

8704065530

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
	)	
WNEV-TV, Boston,	)	
WBZ-TV, Boston	)	MUR 2531
WCVB-TV, Boston	)	
MICHAEL DUKAKIS,	)	
RICHARD GEPHARDT	)	
	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on August 26, 1987, the Commission decided by a vote of 4-0 to take the following actions in MUR 2531:

1. Dismiss the complaint filed in MUR 2531, as recommended in the General Counsel's memorandum dated August 21, 1987.

2. Close the file.

3. Send the letters, as recommended in the General Counsel's memorandum dated August 21, 1987.

Commissioners Aikens, Elliott, McDonald, and McGarry voted affirmatively for the decision; Commissioners Josefiak and Thomas did not cast a vote.

Attest:

8-27-87
Date

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

Received in the Office of Commission Secretary: Fri., 8-21-87, 3:58
Circulated on 48 hour tally basis: Mon., 8-24-87, 11:00
Deadline for vote: Wed., 8-26-87, 11:00

3704065553036

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 31, 1987

Anthony R. Martin-Trigona
P.O. Box 1988
Middleton, CT 06457

RE: MUR 2531

Dear Mr. Martin-Trigona:

On August 12, 1987, in the above-referenced matter the Federal Election Commission (the "Commission") received your complaint against the WNEV-TV, Boston; WBZ-TV, Boston; WCVB-TV, Boston; Governor Michael Dukakis and Congressman Richard Gephardt alleging possible violations of the Federal Election Campaign Act of 1971, as amended (the "Act"). The respondents were notified of the complaint.

On August 26 , 1987, the Commission dismissed the complaint and closed its file in the above-referenced matter because, in filing this complaint, you failed to comply with the terms of the injunction issued by the United States District Court for the District of Connecticut in In re Martin-Trigona, 592 F.Supp. 1566 (D. Conn. 1984). The Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

This action does not preclude you from refiling the complaint pursuant to the requirements set forth in 2 U.S.C. § 437g(a)(1), 11 C.F.R. § 111.4, and the terms of the injunction issued by the United States District Court for the District of Connecticut. If you do so, the Commission will handle the matter under its usual procedures.

Sincerely,

Lawrence M. Noble
Acting General Counsel

Enclosures
General Counsel's Memorandum
Certification

6

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 31, 1987

Marvin Diamond, Esquire
Hogan & Hartson
555 13th Street, N.W.
Washington, D.C. 20004

RE: MUR 2531
WNEV-TV, Boston

Dear Mr. Diamond:

On August 12, 1987, in the above-referenced matter, the Federal Election Commission (the "Commission") received a complaint from Anthony R. Martin-Trigona alleging your client, WNEV-TV, Boston may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). On August 19, 1987, the respondent was notified of the complaint.

On August 26, 1987, the Commission dismissed the complaint and closed its file in the above-referenced matter because in filing his complaint Mr. Martin-Trigona failed to comply with the terms of the injunction issued by the United States District Court for the District of Connecticut in In re Martin-Trigona, 592 F.Supp. 1566 (D. Conn. 1984).

This matter will become a part of the public record within thirty (30) days. If you wish to submit any materials to appear on the public record, please do so within ten (10) days. Please send such materials to the Office of the General Counsel.

If you have any questions, please contact Jacqueline Jones-Smith, the attorney assigned to this matter at (202) 376-5690.

Sincerely,

Lawrence M. Noble
Acting General Counsel

Enclosures
General Counsel's Memorandum
Certification

87040655300

7a

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 31, 1987

S. James Coppersmith, Vice President
and General Manager
WCVB-TV
5 TV Place
Needham Br.
Boston, MA 02192

RE: MUR 2531
WCVB-TV, Boston

Dear Mr. Coppersmith:

On August 12, 1987, in the above-referenced matter, the Federal Election Commission (the "Commission") received a complaint from Anthony R. Martin-Trigona alleging WCVB-TV, Boston may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). On August 19, 1987, you were notified of the complaint.

On August 26 , 1987, the Commission dismissed the complaint and closed its file in the above-referenced matter because in filing his complaint Mr. Martin-Trigona failed to comply with the terms of the injunction issued by the United States District Court for the District of Connecticut in In re Martin-Trigona, 592 F.Supp. 1566 (D. Conn. 1984).

This matter will become a part of the public record within thirty (30) days. If you wish to submit any materials to appear on the public record, please do so within ten (10) days. Please send such materials to the Office of the General Counsel.

If you have any questions, please contact Jacqueline Jones-Smith, the attorney assigned to this matter at (202) 376-5690.

Sincerely,

Lawrence M. Noble
Acting General Counsel

Enclosures
General Counsel's Memorandum
Certification

8704063530

76

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 31, 1987

John Spinola, Vice President
and General Manager
WBZ-TV
1170 Soldiers Field Rd
Boston, MA 02134

RE: MUR 2531
WBZ-TV, Boston

Dear Mr. Spinola:

On August 12, 1987, in the above-referenced matter, the Federal Election Commission (the "Commission") received a complaint from Anthony R. Martin-Trigona alleging WBZ-TV, Boston may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). On August 19, 1987, you were notified of the complaint.

On August 26 , 1987, the Commission dismissed the complaint and closed its file in the above-referenced matter because in filing his complaint Mr. Martin-Trigona failed to comply with the terms of the injunction issued by the United States District Court for the District of Connecticut in In re Martin-Trigona, 592 F.Supp. 1566 (D. Conn. 1984).

This matter will become a part of the public record within thirty (30) days. If you wish to submit any materials to appear on the public record, please do so within ten (10) days. Please send such materials to the Office of the General Counsel.

If you have any questions, please contact Jacqueline Jones-Smith, the attorney assigned to this matter at (202) 376-5690.

Sincerely,

Lawrence M. Noble
Acting General Counsel

Enclosures
General Counsel's Memorandum
Certification

7C

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 31, 1987

The Honorable Michael S. Dukakis
85 Perry Street
Brookline, MA 02146

RE: MUR 2531
Governor Michael S. Dukakis

Dear Governor Dukakis:

On August 12, 1987, in the above-referenced matter, the Federal Election Commission (the "Commission") received a complaint from Anthony R. Martin-Trigona alleging you may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). On August 19, 1987, you were notified of the complaint.

On August 26 , 1987, the Commission dismissed the complaint and closed its file in the above-referenced matter because in filing his complaint Mr. Martin-Trigona failed to comply with the terms of the injunction issued by the United States District Court for the District of Connecticut in In re Martin-Trigona, 592 F.Supp. 1566 (D. Conn. 1984).

This matter will become a part of the public record within thirty (30) days. If you wish to submit any materials to appear on the public record, please do so within ten (10) days. Please send such materials to the Office of the General Counsel.

If you have any questions, please contact Jacqueline Jones-Smith, the attorney assigned to this matter at (202) 376-5690.

Sincerely,

Lawrence M. Noble
Acting General Counsel

Enclosures
General Counsel's Memorandum
Certification

cc: Dukakis for President Committee, Inc.

7d

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 31, 1987

The Honorable Richard Gephardt
304 Pennsylvania Avenue, S.E.
2nd Floor
Washington, D.C. 20003

RE: MUR 2531
Congressman Richard Gephardt

Dear Congressman Gephardt:

On August 12, 1987, in the above-referenced matter, the Federal Election Commission (the "Commission") received a complaint from Anthony R. Martin-Trigona alleging you may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). On August 19, 1987, your were notified of the complaint.

On August 26 , 1987, the Commission dismissed the complaint and closed its file in the above-referenced matter because in filing his complaint Mr. Martin-Trigona failed to comply with the terms of the injunction issued by the United States District Court for the District of Connecticut in In re Martin-Trigona, 592 F.Supp. 1566 (D. Conn. 1984).

This matter will become a part of the public record within thirty (30) days. If you wish to submit any materials to appear on the public record, please do so within ten (10) days. Please send such materials to the Office of the General Counsel.

If you have any questions, please contact Jacqueline Jones-Smith, the attorney assigned to this matter at (202) 376-5690.

Sincerely,

Lawrence M. Noble
Acting General Counsel

Enclosures
General Counsel's Memorandum
Certification

cc: Gephardt for President Committee, Inc.

7e

8704065531 2

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

THIS IS THE END OF MUR # 2531

DATE FILMED 10/7/87 CAMERA NO. 3

CAMERAMAN GPC

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FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

M03-14-88

THE FOLLOWING MATERIAL IS BEING ADDED TO THE

PUBLIC FILE OF CLOSED MUR 2531

8 8 0 4 0 6 8 0 0 7 5

GCC #4254

Jones-Smith

Mike Dukakis for President
105 Chauncy St., Boston, MA 02111
1-800-USA-MIKE / (617) 451-2480

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
87 AUG 28 PM 12: 15

August 24, 1987

Lois G. Lerner
Associate General Counsel
Federal Election Commission
Washington, D.C.

Dear Ms. Lerner:

Since our legal counsel is on vacation until after Labor Day, we request an additional 15 days to respond to your letter of August 19, 1987.
(Re: MUR 2531)
Michael S. Dukakis

Sincerely,

Herbert F. Regal

Herbert F. Regal
Assistant to the Campaign Manager

3 3 0 4 0 5 3 0 0 7 6

Paid for and authorized by the Dukakis for President Committee, Inc.

GCC#4327

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

87 SEP -8 PM 2:41

WCVB TV **Boston**
5 TV Place, Needham Br.
Boston, MA 02192
(617) 449-0400

Janine Ann Petit
Counsel

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

87 SEP -8 PM 4:10

8 3 0 4 0 5 0 0 7 7

September 3, 1987

Mr. Lawrence M. Noble
Acting General Counsel
Federal Election Commission
Washington, D.C. 20463

RE: MUR 2531

Dear Mr. Noble:

In the event there are any further proceedings or an amended complaint in the above-referenced matter brought by Anthony R. Martin-Trigona, I have submitted herewith the Designation of Counsel form signed by S. James Coppersmith, Vice President and General Manager of WCVB-TV.

Sincerely,

JP/cjb

Enclosure

cc: C. J. Reynolds, Esq.

STATEMENT OF DESIGNATION OF COUNSEL

MUR 2531

NAME OF COUNSEL: Christopher J. Reynolds

ADDRESS: Dempsey and Koplovitz
Suite 630
1401 New York Avenue, N.W.
Washington, D.C. 20005-2102

TELEPHONE: (202) 737-6363

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

September 3, 1987
Date

Signature

RESPONDENT'S NAME: S. James Coppersmith

ADDRESS: WCVB-TV
5 TV Place
Needham, MA 02192

HOME PHONE:

BUSINESS PHONE: (617) 449-0400

8 8 0 4 0 5 8 0 0 7 8

GCC # 4230

RECEIVED AT THE FEC
HAND DELIVERED
87 AUG 26 AM : 12

STATEMENT OF DESIGNATION OF COUNSEL

MUR 2531

NAME OF COUNSEL: MR. MARVIN DIAMOND

ADDRESS: HOGAN & HARTSON
555 13th Street N.W.
WASHINGTON, D.C. 20004

TELEPHONE: (202) 637-6523

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
87 AUG 26 PM 1:29

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

8/25/87
Date

Signature

RESPONDENT'S NAME: JEFF ROSSER

ADDRESS: WNEV-TV
47 BULFINCH PL.
BOSTON, MA. 02114

HOME PHONE:

BUSINESS PHONE: (617) 725-0790

83040560079

GCC # 4241

August 26, 1987

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
87 AUG 27 PM 3:39

Lawrence M. Noble
Acting General Counsel
Federal Election Commission
999 E Street., N.W.
Washington, D.C. 20463

Re: MUR 2531 - Richard A. Gephardt

Attn: Jacqueline Jones-Smith

Dear Mr. Noble:

In response to your letter notifying Congressman Gephardt of a complaint filed against him by Anthony Martin-Trigona, please find enclosed a designation of counsel. Congressman Gephardt is currently traveling, and it would be extremely difficult to get the designation of counsel to him for his signature. Therefore, I, as Treasurer of the Gephardt For President Committee, have signed the designation in his behalf. I understand that this method of designating counsel for this Matter Under Review was approved by the FEC's attorney in this matter, Jacqueline Jones-Smith.

I would also like to request an extension of time until September 25 to respond to the notification. The principal counsel in this matter, Mr. Bauer, is also traveling and will not be back in his office until September 8. With the extension of time, he will be able to review the issues raised by this complaint and prepare an appropriate response.

If you have any questions in the interim, please let me know.

Very truly yours,

S. Lee Kling
Treasurer

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STATEMENT OF DESIGNATION OF COUNSEL

MUR 2531

NAME OF COUNSEL: Robert F. Bauer

ADDRESS: Perkins Coie
1110 Vermont Avenue, N.W., #1200
Washington, D.C. 20005

TELEPHONE: 202/887-9030

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

08/26/87
Date

X
Signature S. Lee Kling, for
Richard A. Gephardt

RESPONDENT'S NAME: Richard A. Gephardt

ADDRESS: Gephardt for President Committee, Inc.
304 Pennsylvania Ave., S.E.
Washington, D.C. 20003

HOME PHONE: ---

BUSINESS PHONE: 202/544-8088

8304063081