FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 2559

DATE FILMED 3/29/91 CAMERA NO. 4

CAMERAMAN AS

9104033312

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 6 May 1987

ANALYST: Joseph Rawson

I. COMMITTEE: Oregon Republican State Central Committee
Campaign 82
(C00153031)
James Bunn, Treasurer
(1/19/87-present)
Steve Gann, Acting Treasurer[1]
(7/18/85-1/18/87)
Bob Hocks, Treasurer
(1/1/85-7/17/85)
620 S.W. Fifth Avenue
Portland, OR 97204

II. RELEVANT STATUTE: 2 U.S.C. §441(a)(2)(A)

III. BACKGROUND:

Apparent Excessive Contributions Made to a Federal Candidate Committee

The 1986 30 Day Post-General Report filed by the Oregon Republican State Central Committee Campaign 82 ("the Committee") disclosed a total of $39,105.55 in disbursements for a "Bruce Long Mailer" (Attachment 2).[2]

A Request for Additional Information ("RFAI") was sent to the Committee on February 18, 1987 informing it that the Act precludes a multicandidate committee from making contributions to a federal candidate in excess of $5,000 per election. The RFAI further recommended that the Committee request a refund of the amount in excess of $5,000 from the recipient committee (Attachment 3). On March 12, 1987 a Second Notice was sent to the Committee (Attachment 4).

1/ The term of office was derived from the fact that Mr. Gann signed the 1985 Mid-Year Report (dated 7/18/85) and then signed a letter as treasurer on January 24, 1986.

2/ The total listed on Schedule B supporting Line 19 of the Detailed Summary Page is $38,905.55.

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On March 12, 1987 a response was received from the Committee which indicated that it was attempting to obtain the necessary information from the former officials of the Committee and requested a forty-five (45) day extension (Attachment 5).

On March 17, 1987 a representative of the Committee contacted the Reports Analysis Division ("RAD") analyst in order to discuss the Bruce Long mailings (Attachment 6). The representative said that they were having difficulty in tracking down the necessary information because of a change in officers. The RAD analyst asked the Committee representative if the Bruce Long mailings may qualify as an exempt activity. She responded that she did not think that the activity qualified as exempt activity but would clarify the situation as soon as they could obtain the necessary information.

On March 24, 1987 the Commission received a response from the Committee which stated"...we are working diligently to comply with your request" (Attachment 7).

On April 13, 1987 a RAD analyst attempted to contact Mr. James Bunn, treasurer of the Committee, to inquire about the status of the response. Mr. Bunn was not in the office but the RAD analsyt left a message for him to return the call (Attachment 8).

On April 15, 1987, the RAD analyst contacted Mr. Bunn (Attachment 9). Mr. Bunn said that all the information regarding the Bruce Long mailings was not yet together but he expected to be able to send in a response within two weeks. The RAD analyst informed Mr. Bunn that the matter was in the process of being referred to the Office of General Counsel.

As of this date no further response has been received from the Committee regarding the Bruce Long mailings.

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None

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

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
OREGON REP STATE CENT CMTE CAMP 82				PARTY QUALIFIED		ID #C00153031
1985	MID-YEAR REPORT	6,802	7,010	1JAN85 -30JUN85	10	85FEC/382/3020
	MID-YEAR REPORT - AMENDMENT	6,802	7,010	1JAN85 -30JUN85	5	86FEC/400/1806
	REQUEST FOR ADDITIONAL INFORMATION			1JAN85 -30JUN85	2	86FEC/401/4707
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JAN85 -30JUN85	2	86FEC/403/5407
	YEAR-END	2,520	70	1JUL85 -31DEC85	5	86FEC/400/1801
1986	APRIL QUARTERLY	52,877	43,124	1JAN86 -31MAR86	17	86FEC/408/2799
	APRIL QUARTERLY - AMENDMENT	-	-	1JAN86 -31MAR86	3	86FEC/416/2860
	REQUEST FOR ADDITIONAL INFORMATION			1JAN86 -31MAR86	1	86FEC/415/0438
	PRE-PRIMARY	18,844	7,747	1APR86 -30APR86	6	86FEC/414/0353
	JULY QUARTERLY	37,194	39,423	1APR86 -30JUN86	16	86FEC/420/1871
	REQUEST FOR ADDITIONAL INFORMATION			1APR86 -30JUN86	1	86FEC/424/3411
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1APR86 -30JUN86	2	86FEC/427/2500
	OCTOBER QUARTERLY	21,590	0	1JUL86 -30SEP86	7	86FEC/439/3937
	POST-GENERAL	6,335	38,905	10CT86 -24NOV86	5	87FEC/460/1085
	NOTICE OF FAILURE TO FILE			24NOV86	1	86FEC/452/1642
	REQUEST FOR ADDITIONAL INFORMATION			10CT86 -24NOV86	3	87FEC/461/0547
	REQUEST FOR ADDITIONAL INFORMATION 2ND			10CT86 -24NOV86	4	87FEC/462/4186
	YEAR-END	970	0	25NOV86 -31DEC86	4	87FEC/460/1090
1987	MISCELLANEOUS REPORT			12MAR87 TO FEC	2	87FEC/462/4022
	STATEMENT OF ORGANIZATION - AMENDMENT			24MAR87	7	87FEC/462/4044
	TOTAL	147,132 0	136,279 0		103	TOTAL PAGES

All Reports have been reviewed.

Cash on hand as of 12/31/86: $126.27
Debts and Obligations Owed To the Party: $0
Debts and Obligations Owed By the Party: $0

ATTACHMENT 1

ATTACHMENT 2

SCHEDULE B — ITEMIZED DISBURSEMENTS

Use separate schedule for each category of the Detailed Summary Page

Page 1 of 1

POST LINE NUMBER 19

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): Oregon Republican Party — 1986 30 Day Post-General Report

	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
A. Portland Mailing Service, 510 NW 15th, Portland, OR 97209	Positive Graphics for Bruce Long Mailer; Disbursement for: [ ] Primary [x] General [ ] Other (specify)	10/24/86	17,463.99
B. Portland Mailing Service, 510 NW 15th, Portland, OR 97209	Postage, Labeling & Stuffing Bruce Long Mailer; Disbursement for: [ ] Primary [x] General [ ] Other (specify)	10/24/86	10,085.00
C. Portland Mailing Service, 510 NW 15th, Portland, OR 97209	Postage, Labeling & Stuffing Bruce Long Mailer; Disbursement for: [ ] Primary [x] General [ ] Other (specify)	10/29/86	8,612.45
D. Rainesto Rubber Stamp Co., 1411 Cal Young Rd., Eugene, OR 97401	Rubber Stamps for Bruce Long Mailer; Disbursement for: [ ] Primary [x] General [ ] Other (specify)	11/12/86	250.00
E. Voter Contact Services, 311 SW "B" Street #211, Lake Oswego, OR 97034	Labels for Bruce Long Mailer; Disbursement for: [ ] Primary [x] General [ ] Other (specify)	11/12/86	2,694.11
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement; Disbursement for: [ ] Primary [ ] General [ ] Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement; Disbursement for: [ ] Primary [ ] General [ ] Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement; Disbursement for: [ ] Primary [ ] General [ ] Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement; Disbursement for: [ ] Primary [ ] General [ ] Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period

SUBTOTAL of Disbursements This Page (optional)	38,905.55
TOTAL This Period (last page this line number only)	38,905.55

37 1 2 1 3 1 0 3 0 1 5 1 6

ATTACHMENT 3
(1 of 2)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

FEB 18 1987

Bob W. Hocks, Treasurer
Oregon Republican Central Committee
620 SW 5th Avenue, Suite 304
Portland, OR 97204

Identification Number: C00153031

Reference: 30 Day Post-General Report (10/1/86-11/24/86)

Dear Mr. Hocks:

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

-Your report discloses a negative ending cash balance of $843.73. This suggests that you have either overdrawn your account, made a mathematical error, or incurred a debt. If your committee has incurred a debt or obligation, please show a zero balance on Line 8 of the Summary Page and reflect the amount and the nature of the debt on Schedule D and Line 10. 2 U.S.C. §434(b)(8).

-Line 19 of the Detailed Summary Page of your report discloses a total of $38,905.55 in operating expenditures. The sum of the entries itemized on Schedule B, however, indicates the total to be $39,105.55. Please amend your report to clarify the discrepancy.

-Schedule B of your report (pertinent portion(s) attached) discloses a contribution(s) which appears to exceed the limits set forth in the Act. The Act precludes a multicandidate committee from making a contribution to a candidate for Federal office in excess of $5,000 per election. (2 U.S.C. §441a(a)) If you have made an excessive contribution, the Commission recommends that you notify the recipient and request a refund of the amount in excess of $5,000. Please inform the Commission immediately in writing and provide a photocopy of your refund request sent to the recipient. In addition, any refund should appear on a supporting Schedule A for Line 16 of your next report.

MR

If the contribution(s) in question was incorrectly reported and/or you have additional information, you may wish to submit documentation for the public record.

Although the Commission may take further legal steps concerning the excessive contribution(s), your prompt action in obtaining a refund of the excessive amount will be taken into consideration.

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

Sincerely,

Joseph Rawson

Joseph Rawson
Reports Analyst
Reports Analysis Division

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ATTACHMENT 4

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

RQ-3

March 12, 1987

Bob W. Hocks, Treasurer
Oregon Republican Central Committee
620 SW 5th Avenue, Suite 304
Portland, OR 97204

Identification Number: C00153031

Reference: 30 Day Post-General Report (10/1/86-11/24/86)

Dear Mr. Hocks:

This letter is to inform you that as of March 11, 1987, the Commission has not received your response to our request for additional information, dated February 18, 1987. That notice requested information essential to full public disclosure of your Federal election financial activity and to ensure compliance with provisions of the Federal Election Campaign Act (the Act). A copy of our original request is enclosed.

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

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

Sincerely,

John D. Gibson

John D. Gibson
Assistant Staff Director
Reports Analysis Division

Enclosure

ATTACHMENT 5

FEC

87 MAR 12 A8:48

Oregon Republicans

Serving over a half million registered members of the Oregon Republican Party

March 9, 1987

Federal Election Commission
Washington, D.C. 20463

Dear Sirs:

I have received your notification of February 18, 1987, relating to our 30 Day Post-General FEC Report. The Oregon Republican Party changed management as of January 20, 1987, and those responsible for the report are being contacted, requesting whatever information they can provide regarding the matter.

I request an additional 45 days to allow us to research the matter and correspond with those involved. It is difficult to come upon an unfamiliar question that we had no involvement in but we will do our best to resolve this matter.

Thank you for your consideration.

Sincerely,

James Bunn

James Bunn
Executive Director
Oregon Republican Party

620 S.W. Fifth Avenue • Portland, Oregon 97204 • (503) 228-0816

ATTACHEMENT 6

TELECON

ANALYST: Joseph Rawson

CONVERSATION WITH: Representative of the Oregon Republican Party

COMMITTEE: Oregon Republican State Central Committee (C00153031)

DATE: March 17, 1987

SUBJECT(S): Bruce Long Mailings and Math Discrepancies

A representative of the Oregon Republicans called to discuss problems with the 30 Day Post-General Report. They had had a change of officers and it was taking them time to track down the necessary information from the old officers.

I advised them to send us what they could as soon as possible and keep us advised of their progress in locating the remainder of the information. I also asked if she thought that the Bruce Long mailings qualified as exempt activity. If the mailings did not qualify as exempt activity,then the matter would be referred to our Office of General Counsel. She said that she did not think that the activity would qualify as exempt but was not sure,as they did not have all the information about the mailings yet.

She said that they would send in an amendment correcting the math discrepancies soon, and would send in information clarifying the Bruce Long mailings as soon as they got all the information together.

ATTACHMENT 7

FEC

'87 MAR 24 AM: 82

Oregon Republicans

Serving over a half million registered members of the Oregon Republican Party

March 20, 1987

Federal Election Commission
Washington, D.C. 20463

Dear Sirs,

Regarding identification #C00153031 - I have enclosed a copy of our initial response dated March 9, 1987.

We are still in the process of gathering necessary information to respond to your request for information. The change in staff and officers at the Oregon Republican Party Headquarters has created a difficult situation but we are working diligently to comply with your request.

Further, it should be noted for your records that Bob W. Hocks is deceased and that Seve Gann was duly elected to fill the vacancy and was acting as Treasurer during the period in question and as of January 19, 1987, James Bunn is serving as Oregon Republican Party Treasurer.

If you should have any questions or suggestions relating to this matter, please contact me at (503) 627-0745.

Sincerely,

James Bunn

James Bunn
Executive Director & Treasurer
Oregon Republican Party

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620 S.W. Fifth Avenue • Portland, Oregon 97204 • (503) 229-0816

ATTACHMENT 8

TELECON

ANALYST: Joseph Rawson

CONVERSATION WITH: Receptionist

COMMITTEE: Oregon Republican Party

DATE: April 13, 1987

SUBJECT(S): Bruce Long Mailings

I attempted to call Mr. James Bunn, Treasurer of the Oregon Republican Party, in order to ask him if they had an answer to our questions concerning the Bruce Long mailings. He was not in the office today so I left a message to call me.

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ATTACHMENT 9

TELECON

ANALYST: Joseph Rawson

CONVERSATION WITH: James Bunn, Treasurer

COMMITTEE: Oregon Republican Party (C00153031)

DATE: April 15, 1987

SUBJECT(S): Bruce Long Mailings

I called Mr Bunn to ask him if they had prepared a response to our inquiry about the Bruce Long mailings. I told him that the matter was being referred to our Office of General Counsel.

He replied that they were still trying to get the information together as they recently had a change of officers and the new officers were unfamiliar with the situation and the old officers were difficult to get in contact with. He said that he expected to send the FEC a response regarding the mailings in two weeks.

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SENSITIVE

RECEIVED
FEDERAL ELECTION COMMISSION
SECRETARIAT

87 DEC -1 PM 5:01

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

EXECUTIVE SESSION

DEC 08 1987

FIRST GENERAL COUNSEL'S REPORT

RAD Referral #: 87L-16
STAFF: Sandra H. Robinson

SOURCE OF MUR: INTERNALLY GENERATED

RESPONDENTS: Oregon Republican State Central Committee Campaign 82 and Fred G. Capell, as treasurer

National Republican Congressional Committee and Jack McDonald, as treasurer

RELEVANT STATUTES:
2 U.S.C. § 431(8)(B)(x)
2 U.S.C. § 431(9)(B)(viii)
2 U.S.C. § 433(c)
2 U.S.C. § 441a(a)(2)(A)
2 U.S.C. § 441a(d)
2 U.S.C. § 441a(f)
11 C.F.R. § 100.7(b)(15)
11 C.F.R. § 100.8(b)(16)
11 C.F.R. § 110.7(b)(4)

INTERNAL REPORTS CHECKED: Disclosure Reports

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

The Reports Analysis Division ("RAD") referred the Oregon Republican State Central Committee Campaign 82 and James Bunn,[1/] as treasurer ("the Committee"), to the Office of the General Counsel on May 7, 1987, for allegedly making an excessive contribution to the campaign committee of Bruce Long. Attachment I. Mr. Long was an

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1/ In response to a separate matter involving these same respondents, the Chairman of the Committee informed this Office via telephone that a new treasurer, Fred G. Capell, had been appointed. In the discussion of this current matter, Mr. Capell's name has been substituted as treasurer.

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unsuccessful candidate for the U.S. House of Representatives from the State of Oregon in the 1986 election cycle.

The Committee's 1986 30-Day Post-General Election Report disclosed a total of $39,105.55 in disbursements for a "Bruce Long Mailer." RAD's requests for additional information from the Committee were not directly responded to until a letter, dated May 7, 1987, and an amended 1986 Post-General Election Report were received by the Commission on May 21, 1987. Attachment II. The RAD referral was made prior to receipt of these materials. Previous communications between the RAD analyst and the Committee indicated that the Committee, having changed treasurers, was having difficulty gathering the relevant information to explain the disbursements. The RAD analyst had informed the Committee of the applicable $5,000 contribution limitation pursuant to 2 U.S.C. § 441a(a)(2)(A), and recommended that a refund be sought. Attachment I(2).

In the amended 1986 Post-General Election Report filed on May 21, 1987, the Committee acknowledged mathematical errors and made the appropriate corrections. A copy of a letter from the Committee's legal counsel, dated March 30, 1987, advising it of the legality of the disbursements for the Bruce Long mailer was attached to the amended Report. Attachment II(6)-(8). The revised total of the disbursements on behalf of Mr. Long equaled $38,095.80. Based on counsel's advice, the Committee deleted allocations of the costs for the mailer to Bruce Long from the amended Report.

Although it is not included in the referral, it is also apparent that the Committee failed to report a change in treasurers in a

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timely manner. Pursuant to 2 U.S.C. § 433(c), such a change must be filed within ten days. Upon the death of its first treasurer, an acting treasurer apparently performed the duties during the July 18, 1985, to January 18, 1987, reporting periods. This information was ascertained by the RAD analyst, who reviewed the signatures on a report and a letter submitted during that time. The Committee filed an amendment to its Statement of Organization on March 24, 1987, informing the Commission of the above change, and stating that as of January 19, 1987, James Bunn was the treasurer of the Committee. Attachment III.

II. FACTUAL AND LEGAL ANALYSIS

The Federal Election Campaign Act of 1971, as amended ("the Act") requires a political committe to file disclosure reports with the Commission on a prescribed basis. Each report filed must disclose the name and address of each political committee which has received a contribution from the reporting committee during the reporting period, including the date and amount of such contribution; and the name and address of each person who receives any expenditure from the reporting committee during the reporting period, in connection with an expenditure under Section 441a(d) of the Act, including the date, amount, and purpose of such expenditure, as well as the name of, and office sought by, the candidate on whose behalf the expenditure is made. 2 U.S.C. § 434(b)(6)(B).

National and state party committees are prohibited from making any expenditure in connection with the general election campaign of a respective party candidate for the office of Representative, in a

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state with more than one Representative, which exceeds $10,000. 2 U.S.C. § 441a(d). This limitation shall be adjusted according to the Consumer Price Index published by the U.S. Bureau of Labor Statistics. 2 U.S.C. § 441a(c) and 11 C.F.R. § 110.9(c). For the 1986 general election in the State of Oregon the expenditure limit was set at $21,810 each for the national and state party committees. The Regulations also prohibit party committees from making independent expenditures on behalf of the general election campaign of candidates for Federal office. 11 C.F.R. § 110.7(b)(4).

Multi-candidate political committees are prohibited from making contributions which aggregate in excess of $5,000 to a candidate and his authorized committee with respect to any election for Federal office. 2 U.S.C. § 441a(a)(2)(A). The Act also prohibits a candidate or political committee from knowingly accepting any contribution or making any expenditure in violation of the provisions established in Section 441a and provides that no officer or employee of a political committee shall knowingly accept a contribution made for the benefit or use of a candidate, or knowingly make any expenditure on behalf of a candidate, in violation of the limitations imposed under Section 441a. 2 U.S.C. § 441a(f).

Finally, payments by a state or local party committee for the costs of campaign materials used by the committee in connection with volunteer activities on behalf of party nominees are not contributions or expenditures, when certain criteria are met. Relevant criteria are that, (a) the payments must not be for campaign materials or activities used in connection with direct mail or

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similar types of general public communication or political advertising; (b) such payments must be made from contributions subject to provisions of the Act; and (c) such payments must not be made from contributions designated for a particular candidate. 2 U.S.C. § 431(8)(B)(x) and (9)(B)(viii). In addition, funds from the national committee of a political party must not be used to purchase the campaign materials, nor can campaign materials purchased by the national committee and delivered to the state or local party committee be used. 11 C.F.R. §§ 100.7(b)(15)(vii) and 100.8(b)(16)(vii). The Commission's Regulations define "direct mail" as any mailing(s) by a commerical vendor or made from commerical lists. 11 C.F.R. §§ 100.7(b)(15)(i) and 100.8(b)(16)(i). The Regulations also require that campaign materials paid for by state parties be distributed by volunteers and not by commercial or for-profit organizations, in order to be exempt from the definition of contribution or expenditure. 11 C.F.R. §§ 100.7(b)(15)(iv) and 100.8(b)(16)(iv). Expenditures for this type of activity are to be reported by the political committee as disbursements and need not be allocated to specific candidates. 11 C.F.R. §§ 100.7(b)(15)(v) and 100.8(b)(16)(v).

In the House Report for the 1979 amendments to the Act regarding the exemptions in Section 431, a test for whether an activity qualifies for the volunteer exemption is discussed. The test requires examination of how the campaign materials are used and by whom. It states that the provision "excludes all public communications or political advertising." That Report further

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specifies that mere purchase of campaign materials described in the Section does not mean their costs are exempt. Those same materials must be distributed by volunteers, such as door-to-door or at shopping centers, and not by commercial vendors. H.R. Rep. No. 422, 96th Cong., 1st Sess. at 9 (1979), reprinted in FEC Legislative History of Federal Election Campaign Act Amendments of 1979 at 193(GPO 1983).

A total cost of $18,697.45 was incurred by the Committee for combined postage, labeling, and stuffing done by a commercial vendor.[2/] Attachment I(5). It is stated in the advisory letter from the Committee's counsel that this service was used jointly with the volunteers, who also labelled envelopes. Attachment II(6)-(7). Counsel asserted that the materials were "distributed" by the volunteers in that they placed the completed envelopes in boxes and delivered them to the Post Office for mailing. Attachment II(7). However, the expending of $18,697.45 suggests a significant amount of involvement by the commerical vendor, which would meet the definition of direct mail pursuant to 11 C.F.R. § 100.7(b)(15)(i) and 100.8(b)(16)(i), thereby excluding the mailer activity from the volunteer exemption. Further, the purpose of the exemption, as explained in the legislative history, is to encourage volunteer participation in the distribution process, such as handing out material "at shopping centers or door-to-door." Further investigation is required to

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2/ The Committee also expended $17,463.99 for graphics, $2,694.11 for address labels, and $250 for rubber stamps, on behalf of the Bruce Long mailer.

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determine the number and dates of the mailings conducted in this matter, as well as to determine the extent of the commercial vendor's involvement in this activity.[3/]

Additional issues to be resolved in this matter are whether the funds used for the mailer activity were those subject to the provisions of the Act, and whether national party committee funds were used to purchase the campaign materials.

The Committee's counsel stated in his advisory letter that the funds used to pay for the mailer activity came from the Committee's "general" account and not from designated contributions. However, when considering information found in the Committee's response to an unrelated inquiry from RAD, it is not clear whether this general account is a federal account. In a letter filed with the Commission on June 9, 1986, the Committee, in explaining the disclosure of a loan repayment to the Republican National Committee ("RNC"), discussed its non-federal account as its "general checking account," and specified its federal account as its "federal checking account." Attachment IV. An inquiry to clarify the source of the funds used in this current matter is necessary to determine whether

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3/ The Committee's counsel also stated that the names used for the mailer activity came from Bruce Long. Attachment II(7). Additional information is needed to determine the original source of the names.

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they were subject to the provisions of the Act, and to further substantiate that they were not designated funds.

A review of the Committee's 1986 disclosure reports revealed that it did not receive contributions transferred from any affiliated or other party committees during that year. This information helps to support their counsel's assertion that national party funds were not used by the Committee to pay for the Bruce Long mailer. However, two of the vendors used by the Committee for the mailer activity were also disbursed funds by the National Republican Congressional Committee ("NRCC") as coordinated expenditures on behalf of the Bruce Long campaign, on or about the same dates. A review of the NRCC's disclosure reports revealed that it expended a total of $40,228.46 in coordinated expenditures on behalf of the Bruce Long campaign in 1986.[4/] The NRCC stated in these disclosure reports that it had been designated by the RNC "and/or the Republican State Committee" to make these coordinated expenditures.

The Committee made disbursements to Portland Mailing Service for graphics, labeling and stuffing services on October 24 and 29, 1986. The NRCC made disbursements to this same vendor for mailing and printing services on October 14, 20, and 24, and November 20, 1986. The Committee made a disbursement to the Voter Contact Services for labels on November 12, 1986; the NRCC

4/ The NRCC also contributed $6,266.34 to the Bruce Long campaign, disbursed during the primary and general elections.

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made disbursements to this same vendor on October 28 and 30, 1986, for professional services. These reported disbursements suggest that the Committee and the NRCC shared the total cost for this mailer activity by dividing the bills from these vendors. For example, it appears that the Committee paid for the graphics, layout and postage for the mailer activity, while the NRCC paid the incurred printing costs.[5/] Additional information is required to determine whether the disbursements made by the NRCC to these vendors is connected to the Bruce Long mailer activity conducted by the Committee. These circumstances raise a question whether these materials were, in part, purchased by the NRCC and delivered to the Committee and, thus, would exclude the activity from the volunteer exemption pursuant to 11 C.F.R. §§ 100.7(b)(15)(vii) and 100.8(b)(16)(vii).

The Committee's 1986 reports also showed that it did not disclose contributions to the Bruce Long campaign, pursuant to 2 U.S.C. § 441a(a). In addition, coordinated expenditures on behalf of the Bruce Long campaign were not reported by the Committee.

The expenditures made by the Committee, together with those reported by the NRCC as coordinated expenditures on behalf of the

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5/ As noted previously, the Committee expended $17,463.99 for graphics in this activity. In his advisory letter, the Committee's counsel stated that the campaign materials distributed were "newsletters used by the Bruce Long for Congress Campaign Committee." Attachment II(7). This statement, however, does not answer the questions about the origin of the materials and sources of the funds used for their development.

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Bruce Long campaign, exceed the expenditure limitations of the Act. Because the evidence indicates that the mailer activity may not fall within the volunteer exemption, this Office recommends a finding of reason to believe the Committee and Fred G. Capell, as treasurer, and the NRCC and Jack McDonald, as treasurer, violated 2 U.S.C. §§ 441a(d) and 441a(f). Questions concerning this issue are included in the proposed interrogatories. This Office also recommends a finding of reason to believe the Committee and Fred G. Capell, as treasurer, violated 2 U.S.C. § 434(b)(6)(B), for failing to properly report the expenditures made on behalf of the Bruce Long campaign.

III. RECOMMENDATIONS

1. Open a Matter Under Review.

2. Find reason to believe the Oregon Republican State Central Committee Campaign 82 and Fred G. Capell, as treasurer, violated 2 U.S.C. §§ 433(c), 434(b)(6)(B), 441a(d), and 441a(f).

3. Find reason to believe the National Republican Congressional Committee and Jack McDonald, as treasurer, violated 2 U.S.C. §§ 441a(d) and 441a(f).

4. Approve the attached letters(2), Factual and Legal Analyses, Interrogatories and Requests for Production of Documents.

11/30/87
Date

Lawrence M. Noble
General Counsel

Attachments
1. Referral materials
2. Amended 1986 Post-General Election Report
3. Notification of change in Statement of Organization
4. Letter from Oregon Republican Party
5. Letters(2), Factual and Legal Analyses, Interrogatories and Requests for Production of Documents

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FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

MEMORANDUM TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS /SUSAN GREENLEE S.G

DATE: DECEMBER 3, 1987

SUBJECT: OBJECTION TO RAD Ref. 87L-16: First General Counsel's Report signed Nov. 30, 1987

The above-captioned document was circulated to the Commission on Wednesday, December 2, 1987 at 11:00 A.M.

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

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

This matter will be placed on the Executive Session agenda for December 8, 1987.

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

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Oregon Republican State Central Committee Campaign 82 and Fred G. Capell, as treasurer	)	RAD Referral 87L-16
	)	
National Republican Congressional Committee and Jack McDonald, as treasurer	)	

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of December 8, 1987, do hereby certify that the Commission decided by a vote of 6-0 to defer consideration of RAD Referral #87L-16 until December 10, 1987, at the continuation of the executive session.

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

Attest:

12-9-87
Date

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

9104033336

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of Oregon Republican Party and Fred G. Capell, as treasurer National Republican Congressional Committee and Jack McDonald, as treasurer	))))))))	RAD Referral #87L-16 (MUR 2559)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of December 10, 1987, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions with respect to RAD Referral 87L-16:

1. Open a Matter Under Review (MUR).

2. Find reason to believe the Oregon Republican Party and Fred G. Capell, as treasurer, violated 2 U.S.C. §§ 433(c) and 441a(f).

3. Reject recommendation number 3 in the General Counsel's report dated November 30, 1987.

(continued)

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4. Direct the Office of the General Counsel to prepare an appropriate letter, an appropriate factual and legal analysis, interrogatories, and request for production of documents and circulate them for Commission approval on a tally vote basis.

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

Attest:

12-10-87
Date

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

9104033338

FEDERAL ELECTION COMMISSION

88 JAN 22 AM 10:58

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

MEMORANDUM

TO: The Commission

FROM: Lawrence M. Noble
General Counsel

SUBJECT: Revised Questions in MUR 2559

I. BACKGROUND

On December 10, 1987, the Commission approved the sending of interrogatories and requests for production of documents in MUR 2559. The Commission decided that the interrogatories should be revised so that they would be as uniform as possible. The Commission also requested that the revised interrogatories and requests for production of documents be circulated.

Although the interrogatories and requests for production of documents have been substantially standardized, some differences remain because of the different facts in each matter. The changes made to the interrogatories also reflect the discussion that occurred at the Executive Session meeting of December 10, 1987.

Accordingly, this Office recommends that the Commission approve and send the revised interrogatories and requests for production of documents, and the attached letters (and the Factual and Legal Analysis in MUR 2559).

II. RECOMMENDATIONS

1.

2.

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3.

4. Approve the attached letter, factual and legal analysis, interrogatories and request for production of documents as they concern MUR 2559.

Attachments
1.

2.

3.

4. Letter, factual and legal analysis, interrogatories and request for production of documents - MUR 2559.

Staff Persons: Susan Beard
Patty Reilly
Sandra Robinson

9140323340

-Kelly

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
	)	MUR 2559
	)	
	)	
	)	
	)	
	)	
	)	
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	)	
	)	
Oregon Republican Party and Fred G. Capell, as treasurer	)	

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CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on January 27, 1988, the Commission decided by a vote of 6-0 to take the following actions in MUR 2559:

1.

2.

3.

(Continued)

4. Approve the letter, factual and legal analysis, interrogatories and request for production of documents as they concern MUR 2559, as recommended in the General Counsel's memorandum to the Commission dated January 22, 1988.

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

Attest:

Jan. 28, 1988
Date

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

Received in the Office of Commission Secretary:	Mon.,	1-25-88,	1:51
Circulated on 48 hour tally basis:	Mon.,	1-25-88,	11:00
Deadline for vote:	Wed.,	1-27-88,	11:00

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 4, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Fred G. Capell, Treasurer
Oregon Republican Party
10550 S.W. Allen Boulevard
Beaverton, Oregon 97005

RE: MUR 2559
Oregon Republican Party
and Fred G. Capell, as
treasurer

Dear Mr. Capell:

On December 10, 1987, the Federal Election Commission found that there is reason to believe the Oregon Republican Party ("Committee") and you, as treasurer, violated 2 U.S.C. § 433(c) and 441a(f), provisions 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, along with answers to the enclosed interrogatories and request for production of documents, 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-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 ordinarily will not 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.

This matter will remain 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 matter 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 H. Robinson, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Thomas J. Josefiak
Chairman

Enclosures
Factual and Legal Analysis
Procedures
Designation of Counsel Form
Interrogatories and Request for Production of Documents

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FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

RESPONDENTS: Oregon Republican Party and Fred G. Capell, as treasurer MUR 2559

The Reports Analysis Division ("RAD") referred the Oregon Republican Party and James Bunn,[1/] as treasurer ("the Committee"), to the Office of the General Counsel on May 7, 1987, for allegedly making an excessive contribution to the campaign committee of Bruce Long. Mr. Long was an unsuccessful candidate for the U.S. House of Representatives from the State of Oregon in the 1986 election cycle.

The Committee's 1986 30-Day Post-General Election Report disclosed a total of $39,105.55 in disbursements for a "Bruce Long Mailer." RAD's requests for additional information from the Committee were not directly responded to until a letter, dated May 7, 1987, and an amended 1986 Post-General Election Report were received by the Commission on May 21, 1987. The RAD referral was made prior to receipt of these materials. Previous communications between the RAD analyst and the Committee indicated that the Committee, having changed treasurers, was having difficulty gathering the relevant information to explain the disbursements. The RAD analyst had

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1/ In response to a separate matter involving these same respondents, the Chairman of the Committee informed this Office via telephone that a new treasurer, Fred G. Capell, had been appointed. In the discussion of this current matter, Mr. Capell's name has been substituted as treasurer.

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informed the Committee of the applicable $5,000 contribution limitation pursuant to 2 U.S.C. § 441a(a)(2)(A), and recommended that a refund be sought.

In the amended 1986 Post-General Election Report filed on May 21, 1987, the Committee acknowledged mathematical errors and made the appropriate corrections. A copy of a letter from the Committee's legal counsel, dated March 30, 1987, advising it of the legality of the disbursements for the Bruce Long mailer was attached to the amended Report. The revised total of the disbursements on behalf of Mr. Long equaled $38,095.80. Based on counsel's advice, the Committee deleted allocations of the costs for the mailer to Bruce Long from the amended Report.

Although it is not included in the referral, it is also apparent that the Committee failed to report a change in treasurers in a timely manner. Pursuant to 2 U.S.C. § 433(c), such a change must be filed within ten days. Upon the death of its first treasurer, an acting treasurer apparently performed the duties during the July 18, 1985, to January 18, 1987, reporting periods. This information was ascertained by the RAD analyst, who reviewed the signatures on a report and a letter submitted during that time. The Committee filed an amendment to its Statement of Organization on March 24, 1987, informing the Commission of the above change, and stating that as of January 19, 1987, James Bunn was the treasurer of the Committee.

The Federal Election Campaign Act of 1971, as amended ("the Act") requires a political committee to file disclosure reports with the Commission on a prescribed basis. Each report filed must

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disclose the name and address of each political committee which has received a contribution from the reporting committee during the reporting period, including the date and amount of such contribution; and the name and address of each person who receives any expenditure from the reporting committee during the reporting period, in connection with an expenditure under Section 441a(d) of the Act, including the date, amount, and purpose of such expenditure, as well as the name of, and office sought by, the candidate on whose behalf the expenditure is made. 2 U.S.C. § 434(b)(6)(B).

National and state party committees are prohibited from making any expenditure in connection with the general election campaign of a respective party candidate for the office of Representative, in a state with more than one Representative, which exceeds $10,000. 2 U.S.C. § 441a(d). This limitation shall be adjusted according to the Consumer Price Index published by the U.S. Bureau of Labor Statistics. 2 U.S.C. § 441a(c) and 11 C.F.R. § 110.9(c). For the 1986 general election in the State of Oregon the expenditure limit was set at $21,810 each for the national and state party committees. The Regulations also prohibit party committees from making independent expenditures on behalf of the general election campaign of candidates for Federal office. 11 C.F.R. § 110.7(b)(4).

Multi-candidate political committees are prohibited from making contributions which aggregate in excess of $5,000 to a candidate and his authorized committee, with respect to any election for Federal office. 2 U.S.C. § 441a(a)(2)(A). The Act also prohibits a candidate or political committee from knowingly accepting any

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contribution or making any expenditure in violation of the provisions established in Section 441a; and provides that no officer or employee of a political committee shall knowingly accept a contribution made for the benefit or use of a candidate, or knowingly make any expenditure on behalf of a candidate, in violation of the limitations imposed under Section 441a. 2 U.S.C. § 441a(f).

Finally, payments by a state or local party committee for the costs of campaign materials used by the committee in connection with volunteer activities on behalf of party nominees are not contributions or expenditures, when certain criteria are met. Relevant criteria are that, (a) the payments must not be for campaign materials or activities used in connection with direct mail or similar types of general public communication or political advertising; (b) such payments must be made from contributions subject to provisions of the Act; and (c) such payments must not be made from contributions designated for a particular candidate. 2 U.S.C. § 431(8)(B)(x) and (9)(B)(viii). In addition, funds from the national committee of a political party must not be used to purchase the campaign materials, nor can campaign materials purchased by the national committee and delivered to the state or local party committee be used. 11 C.F.R. §§ 100.7(b)(15)(vii) and 100.8(b)(16)(vii). The Commission's Regulations define "direct mail" as any mailing(s) by a commerical vendor or made from commerical lists. 11 C.F.R. §§ 100.7(b)(15)(i) and 100.8(b)(16)(i). The Regulations also require that campaign materials paid for by state parties be distributed by volunteers and not by commercial or for-

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profit organizations, in order to be exempt from the definition of contribution or expenditure. 11 C.F.R. §§ 100.7(b)(15)(iv) and 100.8(b)(16)(iv). Expenditures for this type of activity are to be reported by the political committee as disbursements and need not be allocated to specific candidates. 11 C.F.R. §§ 100.7(b)(15)(v) and 100.8(b)(16)(v).

In the House Report for the 1979 amendments to the Act regarding the exemptions in Section 431, a test for whether an activity qualifies for the volunteer exemption is discussed. The test requires examination of how the campaign materials are used and by whom. It states that the provision "excludes all public communications or political advertising." That Report further specifies that mere purchase of campaign materials described in the Section does not mean their costs are exempt. Those same materials must be distributed by volunteers, such as door-to-door or at shopping centers, and not by commercial vendors. H.R. Rep. No. 422, 96th Cong., 1st Sess. at 9 (1979), reprinted in FEC Legislative History of Federal Election Campaign Act Amendments of 1979 at 193(GPO 1983).

A total cost of $18,697.45 was incurred by the Committee for combined postage, labeling, and stuffing done by a commercial vendor.[2/] It is stated in the advisory letter from the Committee's

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2/ The Committee also expended $17,463.99 for graphics; $2,694.11 for address labels; and $250 for rubber stamps, on behalf of the Bruce Long mailer.

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counsel that this service was used jointly with the volunteers, who also labelled envelopes. Counsel asserted that the materials were "distributed" by the volunteers in that they placed the completed envelopes in boxes and delivered them to the Post Office for mailing. However, the expending of $18,697.45 suggests a significant amount of involvement by the commerical vendor, which would meet the definition of direct mail pursuant to 11 C.F.R. § 100.7(b)(15)(i) and 100.8(b)(16)(i), thereby excluding the mailer activity from the volunteer exemption.[3/]

Additional issues to be resolved in this matter are whether the funds used for the mailer activity were those subject to the provisions of the Act, and whether national party committee funds were used to purchase the campaign materials.

The Committee's counsel stated in his advisory letter that the funds used to pay for the mailer activity came from the Committee's "general" account and not from designated contributions. However, when considering information found in the Committee's response to an unrelated inquiry from RAD, it is not clear whether this general account is a federal account. In a letter filed with the Commission on June 9, 1986, the Committee, in explaining the disclosure of a loan repayment to the Republican National Committee ("RNC"), discussed its non-federal account as its "general checking account," and specified its federal account as its "federal checking account."

3/ The Committee's counsel also stated that the names used for the mailer activity came from Bruce Long.

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A review of the Committee's 1986 disclosure reports revealed that it did not report contributions transferred from any affiliated or other party committees during that year. This information helps to support their counsel's assertion that national party funds were not used by the Committee to pay for the Bruce Long mailer. However, two of the vendors used by the Committee for the mailer activity were also disbursed funds by the National Republican Congressional Committee ("NRCC") as coordinated expenditures on behalf of the Bruce Long campaign, on or about the same dates. A review of the NRCC's disclosure reports revealed that it expended a total of $40,228.46 in coordinated expenditures on behalf of the Bruce Long campaign in 1986. The NRCC stated in these disclosure reports that it had been designated by the RNC "and/or the Republican State Committee" to make these coordinated expenditures.

The Committee made disbursements to Portland Mailing Service for graphics, labeling and stuffing services on October 24 and 29, 1986. The NRCC made disbursements to this same vendor for mailing and printing services on October 14, 20, and 24, 1986 and November 20, 1986. The Committee made a disbursement to the Voter Contact Services for labels on November 12, 1986; the NRCC made disbursements to this same vendor on October 28 and 30, 1986, for professional services. These reported disbursements suggest that the NRCC may have paid funds to these vendors for this mailer activity. For example, it appears that the Committee paid for the graphics, layout and

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postage for the mailer activity, while the NRCC paid the incurred printing costs. These circumstances raise a question whether these materials were, in part, purchased by the NRCC and delivered to the Committee or paid for, in part, with funds provided by the NRCC and, thus, exclude the activity from the volunteer exemption pursuant to 11 C.F.R. §§ 100.7(b)(15)(vii) and 100.8(b)(16)(vii).

The Committee's 1986 reports also showed that it did not disclose contributions to the Bruce Long campaign, pursuant to 2 U.S.C. § 441a(a). In addition, coordinated expenditures on behalf of the Bruce Long campaign were not reported by the Committee.

The expenditures made by the Committee, together with those reported by the NRCC as coordinated expenditures on behalf of the Bruce Long campaign, exceed the expenditure limitations of the Act. Therefore, the Commission found reason to believe the Oregon Republican Party and Fred G. Capell, as treasurer, violated 2 U.S.C. §§ 433(c) and 441a(f).

9104033352

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 2559
)

INTERROGATORIES AND REQUEST FOR PRODUCTION OF DOCUMENTS

TO: Fred G. Capell
Treasurer
Oregon Republican Party
10550 S.W. Allen Blvd.
Beaverton, Oregon 97005

In furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby requests that the Oregon Republican Party and Fred G. Capell, as treasurer, submit answers in writing and under oath to the questions set forth below within 15 days of your receipt of this request. In addition, the Commission hereby requests that the above-named respondents produce the documents specified below, in their entirety, for inspection and copying at the Office of the General Counsel, Federal Election Commission, Room 659, 999 E Street, N.W., Washington, DC 20463, on or before the same deadline, and continue to produce those documents each day thereafter as may be necessary for counsel for the Commission to complete their examination and reproduction of those documents. Clear and legible copies or duplicates of the documents which, where applicable, show both sides of the documents may be submitted in lieu of the production of the originals.

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INSTRUCTIONS

In answering these interrogatories and request for production of documents, furnish all documents and other information, however obtained, including hearsay, that is in possession of, known by or otherwise available to you, including documents and information appearing in your records.

Each answer is to be given separately and independently, and unless specifically stated in the particular discovery request, no answer shall be given solely by reference either to another answer or to an exhibit attached to your response.

The response to each interrogatory propounded herein shall set forth separately the identification of each person capable of furnishing testimony concerning the response given, denoting separately those individuals who provided informational, documentary or other input, and those who assisted in drafting the interrogatory response.

If you cannot answer the following interrogatories in full after exercising due diligence to secure the full information to do so, answer to the extent possible and indicate your inability to answer the remainder, stating whatever information or knowledge you have concerning the unanswered portion and detailing what you did in attempting to secure the unknown information.

Should you claim a privilege with respect to any documents, communications, or other items about which information is requested by any of the following interrogatories and requests for production of documents, describe such items in sufficient detail to provide justification for the claim. Each claim of privilege must specify in detail all the grounds on which it rests.

The following interrogatories and requests for production of documents are continuing in nature so as to require you to file supplementary responses or amendments during the course of this investigation if you obtain further or different information prior to or during the pendency of this matter. Include in any supplemental answers the date upon which and the manner in which such further or different information came to your attention.

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DEFINITIONS

For the purpose of these discovery requests, including the instructions thereto, the terms listed below are defined as follows:

"You" shall mean the named respondent in this action to whom these discovery requests are addressed, including all officers, employees, agents or attorneys thereof.

"Persons" shall be deemed to include both singular and plural, and shall mean any natural person, partnership, committee, association, corporation, or any other type of organization or entity.

"Document" shall mean the original and all non-identical copies, including drafts, of all papers and records of every type in your possession, custody, or control, or known by you to exist. The term document includes, but is not limited to books, letters, contracts, notes, diaries, log sheets, records of telephone communications, transcripts, vouchers, accounting statements, ledgers, checks, money orders or other commercial paper, telegrams, telexes, pamphlets, circulars, leaflets, reports, memoranda, correspondence, surveys, tabulations, audio and video recordings, drawings, photographs, graphs, charts, diagrams, lists, computer print-outs, and all other writings and other data compilations from which information can be obtained.

"Identify" with respect to a document shall mean state the nature or type of document (e.g., letter, memorandum), the date, if any, appearing thereon, the date on which the document was prepared, the title of the document, the general subject matter of the document, the location of the document, the number of pages comprising the document.

"Identify" with respect to a person shall mean state the full name, the most recent business and residence addresses and telephone numbers, the present occupation or position of such person, the nature of the connection or association that person has to any party in this proceeding. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.

"And" as well as "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of these interrogatories and requests for the production of documents any documents and materials which may otherwise be construed to be out of their scope.

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INTERROGATORIES AND REQUEST FOR PRODUCTION OF DOCUMENTS

RE: MUR 2559

The following questions are propounded in reference to mailings that the Oregon Republican Party ("the Committee") conducted on behalf of the 1986 Campaign of Bruce Long for U.S. Representative from the State of Oregon, and which the Committee treated as being within the volunteer campaign materials exemption.

1. a. State the date(s) on which the mailing(s) occurred.

   b. Provide a sample copy of each mailing. If a copy is not available state the reason(s) why a copy is not available, and describe the content of each mailing.

   c. State the number of items mailed.

   d. State the original source of the list of names used in each mailing.

2. a. State the number of volunteers who assisted with each mailing, and the basis for determining that these individuals were volunteers.

   b. State whether the volunteers were paid. If so, state the purpose and amount of each payment.

   c. Describe the duties/tasks performed and the time expended by each of the volunteers.

3. a. State whether a commercial vendor assisted with each mailing.

   b. Identify the vendor(s) and describe the services provided. State the amount paid to each vendor and the date of each payment.

4. a. Describe the services provided by the following vendors, the dates such services were procured and delivered, and the costs incurred, as they relate to each mailing:

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(i) Portland Mailing Service, located at 510 N.W. 15th, Portland, Oregon.

(ii) Rahnasto Rubber Stamp Company, located at 1411 Cal Young Road, Eugene, Oregon.

(iii) Voter Contact Services, located at 311 S.W. "B" Street #211, Lake Oswego, Oregon.

b. Provide copies of all contracts, vouchers, receipts, invoices, and other documentation related to the business transactions with these vendors.

5. State whether any payments made by the National Republican Congressional Committee ("NRCC") to Portland Mailing Service and Voter Contact Services were associated with each mailing. If so, state the purpose, amount, and date of each payment. Provide copies of all documentation relating to these transactions.

6. Provide a copy of the written designation which allowed the NRCC to make coordinated party expenditures for the benefit of the Bruce Long Campaign in 1986 on behalf of the Committee.

7. a. State whether the funds to pay for the mailing(s) were deposited in the Committee's Federal account.

b. State whether these funds, were designated for a specific candidate(s), and if so, identify each candidate.

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GCC #6568

FEDERAL ELECTION COMMISSION
88 FEB 24 AM 11:30

Oregon Republicans

Serving over a half million registered members of the Oregon Republican Party

February 18, 1988

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
88 FEB 24 PM 2:36

Office of the General Counsel
Federal Election Commission
999 E. Street N.W.
Washington, D.C. 20463

Attn: Ms. Sandra H. Robinson, Attorney

Re: MUR 2559

Gentlemen:

We have received your letter of February 4, 1988, regarding the subject Matter Under Review.

My personal involvement in the management of the Oregon Republican Party dates back only to August of last year. In addition, no one else currently involved was here during the period of inquiry. As a result, we are encountering some delay in obtaining documents and information to respond to the Interrogatories and Request for Production of Documents. We would, therefore, respectfully request an additional 20 days within which to prepare our response.

Thank you.

Very truly yours,

Fred G. Capell

Fred G. Capell
Treasurer

CERTIFIED MAIL -- RETURN RECEIPT REQUESTED

9104033353

10550 S.W. Allen Blvd., Suite 224 • Beaverton, OR 97005 • (503) 627-0745

plm

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 29, 1988

Fred G. Capell, Treasurer
Oregon Republican Party
10550 S.W. Allen Blvd., Suite 224
Beaverton, Oregon 97005

RE: MUR 2559
Oregon Republican Party
and Fred G. Capell, as
treasurer

Dear Mr. Capell:

This is in response to your letter dated February 18, 1988, which we received on February 24, 1988, requesting an extension of twenty (20) days to respond to the interrogatories and request for production of documents. After considering the circumstances presented in your letter, I have granted the requested extension. Accordingly, your response is due by the close of business on March 17, 1988.

If you have any questions, please contact Sandra H. Robinson, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel

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RECEIVED
FEDERAL ELECTION COMMISSION
SECRETARIAT
88 MAR -3 AM 10:56

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Oregon Republican Party and) MUR 2559
Fred G. Capell, as treasurer)

SENSITIVE

COMPREHENSIVE INVESTIGATIVE REPORT #1

On December 10, 1987, the Commission found reason to believe the Oregon Republican Party and Fred G. Capell, as treasurer ("Respondents"), violated 2 U.S.C. § 441a(f), in connection with a mailer activity conducted on behalf of the 1986 Bruce Long campaign for election to the U.S. House of Representatives which may not qualify as an exempt volunteer activity pursuant to 2 U.S.C. §§ 431(8)(B)(x) or (9)(B)(viii). On that same date, the Commission found reason to believe Respondents violated 2 U.S.C. § 433(c) for failing to report a change in treasurer in a timely manner. Notification of the Commission's findings, the Factual and Legal Analysis, and interrogatories and a request for documents were mailed to Respondents on February 4, 1988.

On February 24, 1988, this Office received a request from Mr. Capell for an extension of twenty (20) days to respond to the interrogatories and request for documents. Mr. Capell stated that he has been treasurer since August 1987, and that none of the staff currently with the committee was there during the period of the alleged violations. Therefore, he is experiencing some delay in gathering the relevant information and documents. In light of these circumstances, an extension of time to respond was granted until March 17, 1988.

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After receiving and evaluating Respondents' responses, this Office will prepare a report with appropriate recommendations.

Date 3/2/88

Lawrence M. Noble
General Counsel

Staff Person: Sandra H. Robinson

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/JOSHUA MCFADDEN

DATE: MARCH 4, 1988

SUBJECT: MUR 2559 - COMPREHENSIVE INVESTIGATIVE REPORT #1
SIGNED MARCH 2, 1988

The above-captioned matter was received in the Office of the Secretary of the Commission Thursday, March 3, 1988 at 10:56 A.M. and circulated to the Commission on a 24-hour no-objection basis Thursday, March 3, 1988 at 4:00 P.M.

There were no objections received in the Office of the Secretary of the Commission to the Comprehensive Investigative Report #1 at the time of the deadline.

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GCC # 8815

FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
88 MAR 17 PM 1:09

EVES & WADE
ATTORNEYS AT LAW
410 METRO BUILDING
2000 S.W. FIRST AVENUE
PORTLAND, OREGON 97201
(503) 227-6226

MARK W. EVES
RONALD L. WADE

OF COUNSEL
FRANCIS I. SMITH
(503) 227-5080

March 16, 1988

RECEIVED
FEDERAL ELECTION COMMISSION
88 MAR 17 PM 1:04

VIA FEDERAL EXPRESS

Mr. Thomas J. Josefiak, Chairman
Federal Election Commission
Washington, DC 20463

ATTENTION: Sandra H. Robinson, Counsel

RE: MUR 2559, Oregon Republican Party
& Fred G. Capell, as Treasurer

Dear Chairman Josefiak & Ms. Robinson:

Several days ago this firm was retained by the Oregon Republican Party to represent it in the above matter. Enclosed with this letter is an executed document entitled "Statement of Designation of Counsel", which has been requested by telephone by Ms. Robinson of your office.

As you probably know, submissions were made to your offices nearly one year ago regarding the facts which relate to this matter, as well as the applicable law. Those submissions were made within a relatively short period of time following a bitterly contested race for the officer positions of the Oregon Republican Party. As a result of that race, nearly all of the offices were filled with newly elected persons. Because of the bitterness of the race, accurate facts involving this matter were difficult to obtain in the first part of 1987. Fortunately, accurate facts are easier to obtain now.

In the very short period of time since we have been retained, we have learned that important facts involved in this matter are different from those which have been previously understood by the current Party Officers and by counsel. In order to learn all of the relevant facts, it will be necessary for us to interview a number of persons. Unfortunately, several of the key persons who were aware of all of the events which took place are not currently available to us. The most important person will not be back from his vacation until March 28, 1988.

It is our hope to respond fully to all requests for information and provide all documents desired by your offices. This simply cannot be done unless this firm is provided with an ample amount of time. Therefore, by this letter request is made

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for an extension of time to April 18, 1988, to respond and provide information.

We understand that your offices have already granted an extension of time for a period of 20 days, and that further extensions are not freely given. However, this firm will not be able to effectively represent our client and all relevant facts will not be able to be brought forward unless such an extension is granted in this case.

We sincerely appreciate your indulgence in this matter.

Sincerely,

Mark W. Eves

MWE:ts

Enc.

cc: Oregon Republican Party

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STATEMENT OF DESIGNATION OF COUNSEL

MUR 2559

NAME OF COUNSEL: EVES & WADE

ADDRESS: 410 Metro Building
2000 SW First Avenue
Portland, OR 97201

TELEPHONE: 1-503-227-6226

RECEIVED
FEDERAL ELECTION COMMISSION
88 MAR 17 PM 1:04

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.

March 10, 1988
Date

Thomas J. Bilyeu
Signature

RESPONDENT'S NAME: OREGON REPUBLICAN PARTY

ADDRESS: 10550 SW Allen Blvd.
Beaverton, OR 97005

HOME PHONE: N/A

BUSINESS PHONE: 627-0745

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plm

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 22, 1988

Mark W. Eves, Esquire
Eves & Wade
410 Metro Building
2000 SW First Avenue
Portland, Oregon 97201

RE: MUR 2559
Oregon Republican Party
and Fred G. Capell, as treasurer

Dear Mr. Eves:

This is in response to your letter dated March 16, 1988, requesting an extension until April 18, 1988, to respond to the interrogatories and request for production of documents.

Considering the Federal Election Commission's responsibilities to act expeditiously in the conduct of investigations, I cannot grant your full request, but can only agree to an additional 25-day extension. Accordingly, the response is due by close of business on April 11, 1988.

If you have any questions, please contact Sandra H. Robinson, the attorney handling this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel

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RONALD L. WADE

OF COUNSEL
FRANCIS I. SMITH
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April 8, 1988

RECEIVED
FEDERAL ELECTION COMMISSION
88 APR 12 PM 12:52

Mr. Thomas J. Josefiak, Chairman
Federal Election Commission
Washington, D.C. 20463

RE: MUR 2559 Oregon Republican Party
& Fred G. Capell, as Treasurer

Dear Mr. Josefiak:

This firm has been retained by the Oregon Republican Party for the purpose of preparing a response in the above matter.

This firm has reviewed the terms and provisions set forth in your letter to the Treasurer of Oregon Republican Party dated February 4, 1988. We have enclosed the requested Response to Interrogatories And Request For Production Of Documents. We would request that you accept this letter as a narrative explanation of the facts in response to Factual And Legal Analysis which has been prepared by your office. We will attempt to set forth the facts in chronological order. However, before doing so, we felt it would be appropriate for you to understand the background relating submissions which have been made by the Oregon Republican Party to the Federal Elections Commission since December of 1986.

FACTUAL BACKGROUND

The Oregon Republican Party has had a succession of Treasurers since 1985. In early March of 1985, Mr. Bill Hocks died. He was the Treasurer of the Oregon Republican Party. Mr. Hocks was replaced by Mr. Steve Gann on a temporary basis. In November in 1986, Mr. Gann contracted a disease which rendered him paralyzed. Therefore, he could not actively participate in the preparation of necessary reports and submissions to the Federal Election Commission. Approximately on January 17, 1987, an election took place at which most of the officer positions of the Oregon Republican Party were changed. At that election, Mr. Jim Bunn was elected as the new Treasurer. In approximately August of 1987, Mr. Bunn resigned as Treasurer. On the 29th day of August, 1987, Mr. Fred G. Capell was elected as Treasurer of the Oregon Republican Party.

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The original inquiry from your offices to the Oregon Republican Party during the early part of 1987, took place shortly after the above election. Unfortunately, the election of officers of the Oregon Republican Party was highly contested and emotionally charged. After a new slate of officers was elected, communications between the new officers and the previous officers was very poor. As a result, it was very difficult to obtain accurate and complete information regarding the events which had transpired in the fall of 1986 regarding the Bruce Long For Congress campaign. No one in the new administration had seen the material which is the subject of this matter. As will be demonstrated below, the previous administration also was unaware of a number of facts which have come to light as a result of the inquiry by the Federal Election Commission. This firm drafted a letter to Mr. T.J. Bailey, the newly elected chairman of the Oregon Republican Party, on March 30, 1987. That letter subsequently was forwarded to your offices. As a result of a lack of accurate information which was available at the time, that letter contained several errors. Those errors have now been discovered, and are as follows:

(1) All funds which were expended in connection with the Bruce Long For Congress campaign were derived from the Federal Account of the Oregon Republican Party, and not from the General Account. The records of the 1986 transactions using the Federal Account were found in a file drawer labeled 1978.

(2) The funds were not expended solely for the purpose of providing a mailing. The funds were expended for the purpose of designing, producing, and disseminating a brochure which was distributed both by mail, and by direct delivery by volunteers.

(3) The brochures were not "newsletters". They were informational brochures concerning the background and experience of Bruce Long.

(4) Approximately 90% of the brochures were distributed by mail to registered Republicans and Independents who resided in the Fourth Congressional District in Oregon.

(5) The brochures were not placed in envelopes. The address labels and postage information were affixed to the brochures.

Please accept the above corrections to the facts which were set forth in our letter dated March 30, 1987. As indicated above that letter was prepared based upon the facts then available.

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Neither this firm, nor any of the new officers of the Oregon Republican Party at that time had access to most of the facts and materials involved. The previous officers also were confused about the facts. This firm and the Oregon Republican Party had only rumors and hearsay to rely upon until very recently.

Fortunately, additional information has now been obtained on the entire project. Much of that information has been attached as Exhibits to the enclosed Response To Interrogatories And Request For Production Of Documents.

In approximately June of 1986, the Oregon Republican Party was approached to provide assistance to the Bruce Long for Congress campaign. Mr. Dwight Hille, the Volunteer Coordinator for the Bruce Long for Congress Committee contacted Mr. William Moshofsky, the then chairman of the Oregon Republican Party. Mr. Todd Bankofier, the Campaign Manager for the Bruce Long for Congress campaign and Mr. Jeff Larson of the National Republican Congressional Committee also contacted the Oregon Republican Party. Requests for assistance were submitted in connection with a project which came to be known as the Positive Graphics Brochure project, and which involved the following aspects:

(1) The design and preparation of a brochure which could be mailed to the supporters and potential supporters, and which also could be personally delivered to constituents.

(2) Marshalling the efforts of volunteers to accomplish the above.

(3) Providing sufficient funds to pay for the costs of the project.

Mr. William Moshofsky, a volunteer chairman of Oregon Republican Party contributed some of his time and coordinating efforts. He assigned the primary responsibility on behalf of the Oregon Republican Party to a paid employee, Mr. Fred Peterson. The task undertaken by Mr. Moshofsky and Mr. Peterson are set forth in the attached Affidavits of each of them.

Through coordinated efforts involving primarily volunteers, decisions were made regarding the design and contents of the enclosed brochure. Pictures of Mr. Long were selected by volunteers. The brochures were printed by Portland Mailing Services, Inc. At the same time, volunteers such as T.J. Bailey, the current Chairman of the Oregon Republican Party, were meeting for the purpose of coordinating the selection and use of other volunteers. Attached is his Affidavit.

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The services of Voter Contact Services, Inc. was retained by the Oregon Republican Party for the purpose of using publicly available information regarding registered Republicans and Independents residing in the Fourth Congressional District, and developing "Cheshire" mailing labels in a form which would allow not more than one label to be printed for each household.

Once the 102,000 brochures had been printed, and 91,612 "Cheshire" labels had been prepared, all 102,000 brochures were delivered to Eugene, Oregon by Portland Mailing Services, Inc. At that point, additional volunteer efforts ensued. Each of the individual brochures were individually stamped using rubber stamps which were purchased for $250.00 from Rahnasto Rubber Stamp Company in Eugene, Oregon. Approximately 23 volunteers each spent an average of 14 hours embossing stamped postage information on each of the 91,612 brochures. We have enclosed photographs of the volunteer efforts. Affidavits of several of the volunteers who were involved in the project will be forwarded to your offices when we receive them. After the postage information was embossed on each brochure by the volunteers, 91,612 of the brochures were delivered to the offices of Portland Mailing Services, Inc., at Portland, Oregon. Portland Mailing Services, Inc., then affixed the "Cheshire" labels on 91,612 brochures. The remaining 10,388 brochures were delivered to constituent Republicans by volunteers located in the Fourth Congressional District in Oregon. Please see the enclosed Affidavit of Volunteer Coordinator Dwight Hille.

In all, it is estimated that approximately 600 hours of volunteer efforts were undertaken in connection with the preparation and dissemination of the 102,000 brochures. The volunteers included the individuals who embossed the individual 91,612 brochures, the individuals who disseminated the remaining 10,388 brochures, coordinators, and others. In all, the participation of approximately 30 volunteers was involved.

Apparently the National Republican Congressional Committee ("NRCC") was assisting the Bruce Long for Congress campaign at the same time the Oregon Republican Party was providing its assistance. Although the Oregon Republican Party was aware of NRCC's assistance with the Positive Graphics Brochure project, the other activities of the NRCC were not known to the Oregon Republican Party. See the Affidavits of William Moshofsky and Fred Peterson.

In June of 1986, Chairman Moshofsky was presented with a letter drafted by Mr. Jeff Larson of NRCC which purported to

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authorize NRCC to expend $21,000 for the Bruce Long For Congress campaign as agent for the Oregon Republican Party. Chairman Moshofsky signed the letter, but did not understand why it was requested or what it was to be used for. He was not provided with a copy of the letter. He did not authorize NRCC to expend funds for any unlawful purpose and did not authorize expenditures for projects which were not approved by the Oregon Republican Party.

In October of 1986, Mr. Jeff Larson of NRCC requested the Oregon Republican Party to draft several checks to Portland Mailing Services, Inc., and to Voter Contact Services, Inc. Mr. Larson represented that the supporting invoices would be supplied later. Charirman Moshofsky and Fred Peterson authorized checks to be written believing that the amounts represented thereby would be used to pay for the Positive Graphics Brochure project. They now realize that they were used for projects which are known as the "2-Page Letter" project and the "Comparison Brochure" project, both of which were arranged by the NRCC without the knowledge, consent, or participation of the Oregon Republican Party. Mr. Larson apparently instructed the vendors regarding how to address invoices. However, those invoices were not ever delivered to the Oregon Republican Party. Copies of them have only recently been received by counsel.

Based upon information which has been discovered over the past thirty (30) days, it appears that a total of seven (7) projects were undertaken by the Oregon Republican Party and the NRCC. Attached is a document entitled "Bruce Long For Congress Assisted Projects". Only the Positive Graphics Brochure project described therein was known about and authorized by the Oregon Republican Party. It was paid for by the Oregon Republican Party. The "2-Page Letter" project and the "Comparison Brochure" project were not authorized by the Oregon Republican Party and were not known about. Nevertheless, they were paid for based upon the mistaken belief that the payments were for the Positive Graphics Brochure project. Attached to the enclosed document as Exhibits "A" through "G" is all currently available documentation for each project.

The itemized disbursements set forth in Schedule B to the Report of Receipts and Disbursements dated May 15, 1987, covering the period from October 1, 1986, through November 24, 1986, should be amended to reflect those amounts. Please accept this letter as an amendment.

In the Factual And Legal Analysis which was submitted to the Oregon Republican Party together with your letter dated February 4, 1988, your office has outlined five bases upon which

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applicable statutes or regulations may have been violated. Based upon the facts, we would like to respond to each of those issues below.

NOTICE OF CHANGE OF TREASURER

As indicated above, the Oregon Republican Party has had four Treasurers over approximately the past three years. The information in our files tends to indicate that communications have been directed to the Federal Election Commission by each of those persons. Whether an appropriate form provided notice was submitted by each of those four persons, we have no current information. Needless to say, persons who are elected as the treasurers of political parties generally are not aware of the regulations which have been promulgated by the Federal Election Commission. We would assert that good faith efforts have been made by all four persons to comply with all applicable regulations. No evidence exists which could tend to indicate that information has been intentionally withheld from the Federal Election Commission.

FEDERAL ACCOUNT VS. GENERAL ACCOUNT

As indicated above, the information received by counsel for the Oregon Republican Party subsequent to March 30, 1987, has indicated that all of the funds involved with the Bruce Long for Congress project were derived from the Federal Account of the Oregon Republican Party, not the General Account. Reference to the General Account in this firm's letter to the Oregon Republican Party dated March 30, 1987, were in error.

COORDINATED ACTIVITIES OF ORP AND NRCC

As established through Affidavit, the Oregon Republican Party had no knowledge of any separate activities by the National Republican Congressional Committee in connection with the Bruce Long for Congress project which is described herein. To the best of the knowledge and belief of the Oregon Republican Party at the time, no funds were being expended by the National Republican Congressional Committee for the same project or any other project at the time when the Oregon Republican Party was contributing funds. No meetings or discussions took place in which the financial activities of the National Republican Congressional Committee were discussed or coodinated with the Oregon Republican Party. The National Republican Congressional Committee was aware of the assistance which was being provided by the Oregon Republican Party. The Oregon Republican Party was not aware of any

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other activities which were being undertaken by the National Republican Congressional Committee.

DIRECT MAIL OR GENERAL PUBLIC COMMUNICATION

As indicated above, approximately 10% of all the brochures involved in the Positive Graphics Brochure project were distributed to constituents through door to door and other means by volunteers. With respect to that 10%, there could be no valid question about the expenditures. The expenditure and contribution limitation did not apply.

A question does remain regarding the remaining 90% of the Positive Graphics Brochures which were mailed. The above facts establish that the brochures were mailed to registered Republicans and Independents who resided in the Fourth Congressional District. The brochures were not mailed to members of the general public. Therefore, their disbursal was not a general public communication.

The distribution of the remaining 90% of the brochures also did not constitute a "direct mail" distribution as intended by the applicable statutes. The list of persons to whom the brochures were to be sent was obtained from the public county records which are located in the Fourth Congressional District in Oregon. Therefore, no commercial list was used. The use of the facilities of Voter Contact Services, Inc., and Portland Mailing Services, Inc., in connection with the printing of the brochures, an aspect of the preparation of the brochures, and for applying labels for mailing does not constitute a mailing by a commercial vendor. Any project which involves approximately 600 hours of volunteer efforts, the design of a brochure by volunteers, the handling of each and every brochure by volunteers, the hand embossing of each brochure, and the delivery of the brochures for affixing address labels does not constitute a mailing by a commercial vendor. The affixing of addresses on 91,612 brochures is a substantial task. The use of machine printed labels is the only practical means for affixing addresses for large mailings. The affixing of address labels for mailings of this size are virtually always handled by machinery. The Oregon Republican Party simply hired the machinery of Voter Contact Services, Inc., to print and affix the labels. Because that machinery is sophisticated and is not owned by the Oregon Republican Party, it was necessary that the machinery be operated by professionals, and not by volunteers.

The mailing of 91,612 Positive Graphics Brochures was substantially a volunteer effort. The funds which were used to pay the costs of the effort came from the Federal Account which

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was contributed by individual private contributors. Therefore, the mailing of the brochures was not a "direct mail" communication as intended by Congress. It was also not a mailing by a commercial vendor as described in the regulations of the Federal Election Commission.

The remaining six projects were undertaken without the knowledge or consent of the Oregon Republican Party. We have no direct information regarding whether volunteer efforts may have been undertaken in connection with those projects. Because the remaining projects were not authorized, the enclosed letter to NRCC requesting reimbursement has been dispatched.

SUMMARY

By making the submissions which are set forth in this letter and enclosures with this letter, the Oregon Republican Party is attempting to resolve this matter in an amicable and reasonable fashion with the Federal Election Commission. However, it is the position of the Oregon Republican Party that the statutory and regulatory regulation of the activities of the Oregon Republican Party, or any other party in connection with such matters is unconstitutional. The Oregon Republican Party reserves the right to contest the constitutionality of existing laws and regulations if necessary. Moreover, it is the position of the Oregon Republican Party that the Federal Election Commission has promulgated regulations which go substantially beyond the authority which was granted by statute in connection with the type of activity which is described in this letter. The Oregon Republican Party reserves the right to contest the validity of the regulations which have been promulgated by the Federal Election Commission.

Based upon all the facts which are now available to us, it does appear that this entire project of the 102,000 Positive Graphics Brochures was a volunteer effort from beginning to end. The activities of the volunteers were assisted through the hiring of professional firms. The volunteers included approximately 30 persons and the project included approximately 600 hours of work. To suggest that such a commitment of time and energy by volunteers was not a volunteer effort would be to ignore the facts in this matter. We trust that this matter can be resolved at this level without further action.

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If you have any questions or comments please feel free to contact us.

Sincerely,

Mark W. Eves

MWE:ts

cc: T.J. Bailey, Chairman, Republican Party

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of Oregon Republican Party)
) MUR 2559
)

RESPONSE TO INTERROGATORIES AND
REQUEST FOR PRODUCTION OF DOCUMENTS

The following is provided to the Federal Election Commission in response to a letter of request which was dated February 4, 1988. The responses are provided by the undersigned based upon information which the undersigned has received, but not based upon the personal knowledge or experience of the undersigned. At the time when all relevant events took place, the undersigned was not an officer of the Oregon Republican Party. Some of the Affidavits supporting the factual statements set forth herein will be forwarded to the Federal Election Commission in the future.

1. a. Based upon all information received, it is the understanding of the undersigned that a project was undertaken through efforts of the Oregon Republican Party, the National Republican Congressional Committee, representatives of the Bruce Long For Congress Committee, and approximately thirty (30) volunteers. The project, which was known as the "Positive Graphics Brochure" project, involved the designing of a brochure, the printing of approximately of 102 copies of a brochure, and the distribution of the brochure. 91,612 copies of the brochure were mailed. 10,388 copies of the brochure were distributed door to door and by other means by volunteers in October and early November of 1986. The entire project was begun approximately in August of 1986 and was completed prior to election day in November of 1986. The portion of the project which involved the preparation for mailing and mailing of 91,612 brochures took place during the month of October of 1986. Other projects about which the Oregon Republican Party was not aware were being undertaken by the National Republican Congressional Committee at approximately the same time. Attached is a document entitled "Bruce Long For Congress Assisted Projects" which describes the costs associated with each project. Exhibits "A" through "G" attached thereto provide copies of all documentation available concerning each project.

b. See Exhibits "A" through "G" attached to "Bruce Long For Congress Assisted Projects."

c. See Exhibits "A" through "G" attached to "Bruce Long For Congress Assited Projects."

d. The names of all persons to whom the Positive Graphics Brochures were mailed was obtained from the voter registration lists of Republicans and Independents of the Fourth Congressional District. The list was obtained from the applicable county election officials. The services of Voter Contact Services, Inc., were hired for the purpose of placing the list in a more usable form. The primary purpose for such services was to make certain that only one brochure was mailed to each household within the Fourth Congressional District. We suspect that the lists of names of persons who received other letters and brochures were derived from the same sources.

2. a. Approximately 30 volunteers participated in the overall "Positive Graphics Brochure" project. Approximately 23 volunteers participated in that aspect of the project which involved the delivery, packing, unpacking, and embossing of postage information on approximately 91,612 brochures. The basis for determining that those individuals were volunteers has been that they offered their assistance without request for remuneration, they provided assistance, and no remuneration was paid to them. We have no information regarding the volunteer aspects of any of the other projects.

b. The volunteers were not paid.

c. The tasks of the volunteers included the location of the photographs for the brochure, participation in the design of the brochure, the distribution of approximately 10,388 copies of the brochure to various persons by door to door means and other means, the coordination of the overall project, and the participation in the mailing of approximately 91,612 brochures. The participation in the mailing of approximately 91,612 brochures included the picking up of the brochures in Eugene, Oregon, the distribution of those brochures to the volunteers, the ordering and distribution of rubber stamps to the volunteers, and the affixing of stamped information on each of approximately 91,612 brochures. The stamped information contained the following words "NON-PROFIT ORG. U.S. POSTAGE PAID PORTLAND, OR PERMIT ON.1514." The volunteer efforts also included the repackaging of the brochures into boxes after affixing the stamped information, and the redelivery of

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approximately 91,612 brochures to Portland, Oregon. Many of the volunteers each contributed an average of approximately 14 hours into the mailing aspect of the project. It is estimated that the total number of hours for the entire project by all volunteers equaled approximately 600 hours.

3. a. Vendors assisted with the "Positive Graphics Brochure" project, but to a limited degree. The extent of vendor participation in the other projects is not known.

   b. See attached "Bruce Long For Congress Assisted Projects." The services provided by each entity are described below.

4. a. (i) Portland Mailing Service provided camera, stripping, negatives, printing, and bindery for each of the brochures. It shipped the brochures to Eugene, Oregon. It affixed the presorted labels to approximately 91,612 brochures, and tied, sacked, and delivered them to United States Post Office in Portland, Oregon. A copy of the applicable invoice is attached hereto as Exhibit "A".

   (ii) Rahnasto Rubber Stamp Co., fabricated and delivered approximately 20 rubber stamps to be used by the volunteers in order to avoid the necessity in applying postage to each brochure. Attached to Exhibit "A" is the invoice from Rahnasto Rubber Stamp Co.

   (iii) Voter Contact Services, Inc., provided the mailing labels for approximately 91,612 brochures, and sorted the labels by courier routes. The names that were affixed to each mailing label were those names that were described above. A copy of the applicable invoice is attached to "A".

   b. See attached Exhibits "A" through "G"

5. Based upon all information known to the undersigned, as well as the information that is set forth in the affidavits which are attached hereto, the Oregon Republican Party had no knowledge until recently of any participation by the National Republican Congressional Committee in any projects other than the "Positive Graphics Brochure" project, and only the Oregon Republican Party provided funds for that project. Funds from the National Republican Congressional Committee were used to pay for those projects described in Exhibits "D through "G", and should have been used to pay

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for those projects which are described in Exhibits "B" and "C".

6. See enclosed letter dated June 2, 1986.

7. a. The funds utilized to pay for the "Positive Graphics Brochure", the "2-Page Letter", and the "Comparison Brochure" projects, including the mailing aspects of the projects, were deposited into the Oregon Republican Party's Federal Account.

   b. No portion of the funds in the Federal Account were designated for any specific candidates or activity.

Respectfully Submitted,

T.J. Bailey, Chairman
Oregon Republican Party

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	}	MUR 2559
	}	
	}	AFFIDAVIT OF
OREGON REPUBLICAN PARTY	}	FRED T. PETERSON

THE UNDERSIGNED, Fred T. Peterson, being of sound mind and age of majority hereby swears and says:

1. As a paid employee of the Oregon Republican Party in 1986, the undersigned assisted in a volunteer project involving the preparation and dissemination of a brochure for the Bruce Long for Congress campaign. The brochure consisted of 102,000 copies and was known as the "Positive Graphics Brochure." The Positive Graphics Brochure described the qualifications of Bruce Long to serve as a Representative for the Fourth Congressional District of Oregon.

2. To the best of my knowledge and belief, the entire Positive Graphics Brochure project, including the design, preparation, and dissemination of 102,000 brochures, was primarily a volunteer effort. Although I was a paid employee of the Oregon Republican Party at the time the Positive Graphics Brochure project was approved and undertaken, I also volunteered some of my own personal time without compensation to assist in the project.

3. To the best of my knowledge and belief, the assistance by the Oregon Republican Party with the Positive Graphics Brochure project was an isolated transaction, and not undertaken in coordination with any other activities of any other organization. In particular, it was not undertaken in coordination with

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any assistance which may have been provided by the National Republican Congressional Committee for the Bruce Long For Congress campaign. I was not aware of any separate assistance which the National Republican Congressional Committee was providing for the Bruce Long For Congress campaign.

4. Together with the Chairman, I authorized expenditures of Oregon Republican Party funds for the Positive Graphics Brochure project, but not for any other project involving the Bruce Long For Congress campaign. Over the past three weeks, I have learned that the Oregon Republican Party paid certain amounts for projects in addition to the Positive Graphics Brochure project, and I have learned that the National Republican Congressional Committee was handling a number of projects to assist the Bruce Long For Congress campaign. The attached document entitled "Bruce Long For Congress Assisted Projects" represents what I now believe to be an accurate representation of all projects for the Bruce Long For Congress campaign which were assisted by either the Oregon Republican Party or the National Republican Congressional Committee ("NRCC"). As indicated in the attached document, the Oregon Republican Party contributed $10,160.45 for a project known as the "2 Page Letter" and $10,140.90 for a project known as the "Comparison Brochure." Although invoices were addressed to the Oregon Republican Party for those two additional projects, I did not authorize them to be invoiced, billed, or paid and I did not participate in the projects. Nevertheless, the amounts of these invoices were paid

by the Oregon Republican Party at the request of Mr. Jeff Larson of NRCC. It was my understanding at the time that the above expenditures by the Oregon Republican Party were all for the Positive Graphics Brochure project and that Mr. Larson would supply us with supporting invoices at a later date. The invoices were never provided by Mr. Larson. It was my intention to authorize payment only for expenses which are described in the attached document and were associated with the Positive Graphics Brochure project. Until the last few weeks, I was not aware of any assisted project for the Bruce Long For Congress campaign except the Positive Graphics Brochure project. The revelations regarding the above inadvertent expenditures were brought to my attention by counsel for the Oregon Republican Party.

5. All expenditures by the Oregon Republican Party described above in connection with assistance to the Bruce Long For Congress campaign were paid from the federal account of the Oregon Republican Party, and not the general account. The expenditures were authorized based upon the understanding of the undersigned that the Positive Graphics Brochure project was to be primarily a volunteer project. It has been my understanding that approximately thirty volunteers were involved in the entire Positive Graphics Brochure project, and that those volunteers have expended approximately six hundred hours of labor. It also has been my understanding that approximately 23 volunteers each contributed an average of approximately 14 hours to the unpacking, handling, embossing with postage information, repacking, and

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delivery of approximately 91,612 of the Positive Graphics Brochures, and that additional volunteers distributed on a door-to-door basis and other bases an additional 10,388 brochures. The Positive Graphics Brochures were not distributed to members of the general public, but were distributed to persons who were registered as Republicans and Independents in the Fourth Congressional District of Oregon.

6. To the best of my knowledge and belief, the names of the registered Republican and Independent voters in the Fourth Congressional District in Oregon were obtained from publicly available information at the various counties included within the Fourth Congressional District. No mailing list was purchased from any individual or entity, but the existing names and addresses obtained through the counties were organized by Voter Contact Services, Inc., in order to prevent sending more than one brochure to each household.

Further affiant saith not.

4/8/88
Date

Fred T. Peterson
FRED T. PETERSON

State of Oregon }
} ss.
County of Multnomah }

The above affidavit of FRED T. PETERSON was signed and sworn before me this 8th day of April, 1988

Notary Public for Oregon
My commission expires: 11-15-89

BRUCE LONG FOR CONGRESS

ASSISTED PROJECTS

Name of Project	Costs	Invoice No.	Payor	Responsible Party
Positive Graphics Brochure	$17,263.99	15465, Portland Mailing Services	ORP	ORP
	1,090.21	15541, Portland Mailing Services	ORP	ORP
	250.00	18534, Rahnosto Rubber Stamp Co.	ORP	ORP
	1,214.73	1760, Voter Contact Services	ORP	ORP
	$19,818.93			
2-Page Letter	8,994.79	15541, Portland Mailing Services	ORP	NRCC
	414.22	1775, Voter Contact Services	ORP	NRCC
	263.19	"	ORP	NRCC
	65.60	"	ORP	NRCC
	266.42	"	ORP	NRCC
	156.23	"	ORP	NRCC
	$10,160.45			
Comparison Brochure	8,612.45	15603, Portland Mailing Services	ORP	NRCC
	111.70	1775, Voter Contact Services	ORP	NRCC
	824.51	"	ORP	NRCC
	592.24	"	ORP	NRCC
	$10,140.90			
Integrity Brochure	18,288.15	15514, Portland Mailing Services	NRCC	NRCC
	2,158.13	1778, Voter Contact Services	NRCC	NRCC
	$20,446.28			

91040332334

BRUCE LONG FOR CONGRESS
ASSISTED PROJECTS
(Cont.)

Name of Project	Cost	Invoice No.	Payor	Responsible Party
Starn's Democrat Letter	9,136.60	15389, Portland Mailing Services	NRCC	NRCC
Hardisty Democrat Letter	4,885.82	15446 Portland Mailing Services	NRCC	NRCC
	57.87	15446, Portland Mailing Services	NRCC	NRCC
	1,225.74	1757, Voter Contact Services	NRCC	NRCC
	310.80	7198, Voter Contact Services	NRCC	NRCC
	6,480.23			
Television Purchase	2,400.00	KVAL TV	NRCC	NRCC

91040333335

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	}	MUR 2559
	}	
	}	AFFIDAVIT OF
OREGON REPUBLICAN PARTY	}	T.J. BAILEY

THE UNDERSIGNED, T.J. Bailey, being of sound mind and age of majority hereby swears and says:

1. As a volunteer for the Bruce Long For Congress campaign in 1986, the undersigned assisted in a project involving the preparation and dissemination of a brochure consisting of 102,000 copies, which was known as the "Positive Graphics Brochure." The Positive Graphics Brochure described the qualifications of Bruce Long to serve as a Representative for the Fourth Congressional District of Oregon.

2. To the best of my knowledge and belief, the entire Positive Graphics Brochure project, including the design, preparation, and dissemination of 102,000 brochures, was primarily a volunteer effort. I volunteered approximately ten (10) hours to assist in the project. My volunteer efforts consisted of assisting in the location and coordination of volunteers to undertake the project, together with travel time to attend meetings regarding volunteer efforts associated with the project.

Further affiant saith not.

4-8-1988
Date

T.J. BAILEY

State of Oregon }
} ss.
County of Multnomah }

The above affidavit of T.J. BAILEY was signed and sworn before me this 8th day of April, 1988

Notary Public for Oregon
My commission expires: 11-15-89

2140031336

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	}	MUR 2559
	}	
	}	AFFIDAVIT OF
OREGON REPUBLICAN PARTY	}	DWIGHT HILLE

THE UNDERSIGNED, Dwight Hille, being of sound mind and age of majority hereby swears and says:

1. As the Volunteer Coordinator for the Bruce Long For Congress campaign in 1986, the undersigned assisted in a project involving the preparation and dissemination of a brochure consisting of 102,000 copies, which was known as the "Positive Graphics Brochure." The Positive Graphics Brochure described the qualifications of Bruce Long to serve as a Representative for the Fourth Congressional District of Oregon.

2. To the best of my knowledge and belief, the entire Positive Graphics Brochure project, including the design, preparation, and dissemination of 102,000 brochures, was primarily a volunteer effort. I volunteered some of my non-paid time to assist in the project.

3. To the best of my knowledge and belief, the Oregon Republican Party agreed to provide financial assistance for the Positive Graphics Brochure and no other project. To the best of my knowledge and belief, the Oregon Republican Party did not coordinate its assistance with assistance being provided by any other organization. In particular, The Oregon Republican Party did not coordinate its assistance with any assistance which may

2 1 0 4 0 3 3 3 7

have been provided by the National Republican Congressional Committee for the Bruce Long For Congress campaign.

4. As the Volunteer Coordinator of the Bruce Long for Congress Committee, I was aware of assistance which was being provided by the National Republican Congressional Committee for projects other than the Positive Graphics Brochure project and involving the Bruce Long For Congress campaign. Over the past three weeks, I have learned that the Oregon Republican Party has mistakenly paid certain amounts for projects in addition to the Positive Graphics Brochure project. The attached document entitled "Bruce Long for Congress Assisted Projects" represents what I believe to be an accurate representation of all projects for the Bruce Long For Congress campaign which were assisted by either the Oregon Republican Party or the National Republican Congressional Committee. As indicated in the attached document, the Oregon Republican Party contributed $10,160.45 for a project known as the "2 Page Letter" and $10,140.90 for a project known as the "Comparison Brochure." Although invoices were addressed to the Oregon Republican Party for those two additional projects, they were projects which had been organized and designed by the National Republican Congressional Committee and should have been paid by that Committee. I have been informed over the past three weeks that the amounts of the invoices were inadvertently paid by the Oregon Republican Party. The revelations regarding the above inadvertent expenditures by the Oregon Republican Party were

brought to my attention by counsel for the Oregon Republican Party.

5. It is my recollection that approximately thirty volunteers were involved in the Positive Graphics Brochure project, and that they have expended approximately six hundred hours of labor. It is my personal recollection based upon personal experience that approximately 23 volunteers each contributed an average of approximately 14 hours to the unpacking, handling, embossing with postage information, repacking, and delivery of approximately 91,612 of the Positive Graphics Brochures, and that additional volunteers distributed on a door-to-door basis and other bases an additional 10,388 brochures. The Positive Graphics Brochures were not distributed to members of the general public, but were distributed to persons who were registered as Republicans and Independents in the Fourth Congressional District of Oregon.

6. To the best of my knowledge and belief, the names of the registered Republican and Independent voters in the Fourth Congressional District in Oregon were obtained from publicly available information at the various counties included within the Fourth Congressional District. No mailing list was purchased from any individual or entity, but the existing names and addresses obtained through the counties were organized by Voter

Contact Services, Inc., in order to prevent sending more than one brochure to each household.

Further affiant saith not.

April 1, 1988
Date

Dwight Hille
DWIGHT HILLE

State of Oregon }
} ss.
County of Multnomah }

The above affidavit of DWIGHT HILLE was signed and sworn before me this 1st day of April, 1988

Notary Public for Oregon
My commission expires: 11-15-89

BRUCE LONG FOR CONGRESS

ASSISTED PROJECTS

Name of Project	Costs	Invoice No.	Payor	Responsible Party
Positive Graphics Brochure	$17,263.99	15465, Portland Mailing Services	ORP	ORP
	1,090.21	15541, Portland Mailing Services	ORP	ORP
	250.00	18534, Rahnosto Rubber Stamp Co.	ORP	ORP
	1,214.73	1760, Voter Contact Services	ORP	ORP
	$19,818.93			
2-Page Letter	8,994.79	15541, Portland Mailing Services	ORP	NRCC
	414.22	1775, Voter Contact Services	ORP	NRCC
	263.19	"	ORP	NRCC
	65.60	"	ORP	NRCC
	266.42	"	ORP	NRCC
	156.23	"	ORP	NRCC
	$10,160.45			
Comparison Brochure	8,612.45	15603, Portland Mailing Services	ORP	NRCC
	111.70	1775, Voter Contact Services	ORP	NRCC
	824.51	"	ORP	NRCC
	592.24	"	ORP	NRCC
	$10,140.90			
Integrity Brochure	18,288.15	15514, Portland Mailing Services	NRCC	NRCC
	2,158.13	1778, Voter Contact Services	NRCC	NRCC
	$20,446.28			

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BRUCE LONG FOR CONGRESS
ASSISTED PROJECTS
(Cont.)

Name of Project	Cost	Invoice No.	Payor	Responsible Party
Starn's Democrat Letter	9,136.60	15389, Portland Mailing Services	NRCC	NRCC
Hardisty Democrat Letter	4,885.82	15446 Portland Mailing Services	NRCC	NRCC
	57.87	15446, Portland Mailing Services	NRCC	NRCC
	1,225.74	1757, Voter Contact Services	NRCC	NRCC
	310.80	7198, Voter Contact Services	NRCC	NRCC
	6,480.23			
Television Purchase	2,400.00	KVAL TV	NRCC	NRCC

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	}	MUR 2559
	}	
	}	AFFIDAVIT OF
OREGON REPUBLICAN PARTY	}	WILLIAM MOSHOFSKY

THE UNDERSIGNED, William Moshofsky, being of sound mind and age of majority hereby swears and says:

1. In 1986, the undersigned was the volunteer Chairman of the Oregon Republican Party when it expended funds for a project for the Bruce Long For Congress campaign. The project involved the preparation and dissemination of a brochure consisting of 102,000 copies, which was known as the "Positive Graphics Brochure." The Positive Graphics Brochure described the qualifications of Bruce Long to serve as a Representative for the Fourth Congressional District of Oregon.

2. To the best of my knowledge and belief, the entire Positive Graphics Brochure project, including the design, preparation and dissemination of 102,000 brochures, was primarily a volunteer effort.

3. To the best of my knowledge and belief, the assistance by the Oregon Republican Party with the Positive Graphics Brochure project was an isolated transaction, and not undertaken in coordination with any other projects of any other organization. In particular, it was not undertaken in coordination with any projects of the National Republican Congressional Committee for the Bruce Long For Congress campaign. I was not aware of any separate projects which the National Republican Congressional Committee was involved in regarding the Bruce Long For Congress

campaign. However, on June 2, 1986, it appears that I signed the attached letter which was addressed to and presumably drafted by the National Republican Congressional Committee ("NRCC"). In that letter the Oregon Republican Party authorized expenditures by NRCC as agent. I do not recall the purpose of the letter and I do not recall receiving a copy of it. I never intended to authorize NRCC to expend funds for any project which was not approved by the Oregon Republican Party or for any purpose which was not permitted by law.

4. As chairman of the Oregon Republican Party, I authorized expenditures for the Positive Graphics Brochure project, but no other project involving the Bruce Long For Congress campaign. Over the past three weeks, I have learned that the Oregon Republican Party paid certain amounts for projects in addition to the Positive Graphics Brochure project, and I have learned that the NRCC was handling a number of projects to assist the Bruce Long For Congress campaign. The attached document entitled "Bruce Long for Congress Assisted Projects" represents what I now believe to be an accurate representation of all projects for the Bruce Long For Congress campaign which were assisted by either the Oregon Republican Party or the NRCC. As indicated in the attached document, the Oregon Republican Party expended $10,160.45 for a project known as the "2 Page Letter" and $10,140.90 for a project known as the "Comparison Brochure." Although invoices were addressed to the Oregon Republican Party for those two additional projects, I did not authorize them to be invoiced, billed, or paid. Nevertheless, the amounts of the invoices related to those projects were paid by the Oregon Republican Party at the request of Mr. Jeff Larson of NRCC. The

amounts were paid before any invoices were delivered. It was my understanding at the time that the above expenditures by the Oregon Republican Party were all for the Positive Graphics Brochure project and that supporting invoices would be supplied at a later date. It was my intention to authorize payment only of the expenses described in the attached document which were associated with the Positive Graphics Brochure project. Until the last few weeks, I was not aware of any Oregon Republican Party involvement in any assisted projects for the Bruce Long For Congress campaign, other than the Positive Graphics Brochure project. The revelations regarding the above inadvertent expenditures were brought to my attention by counsel for the Oregon Republican Party.

5. All expenditures by the Oregon Republican Party described above in connection with assistance to the Bruce Long For Congress campaign were paid from the federal account of the Oregon Republican Party, and not the general account. The expenditures were authorized based upon the understanding of the undersigned that such expenditures were for the Positive Graphics Brochure project, and that it was to be primarily a volunteer project.

April 8, 1988
Date

WILLIAM MOSHOFSKY

State of Oregon }
} ss.
County of Multnomah }

The above affidavit of WILLIAM MOSHOFSKY was signed and sworn before me this 8th day of April, 1988

Notary Public for Oregon
My commission expires: 11-15-89

BRUCE LONG FOR CONGRESS

ASSISTED PROJECTS

Name of Project	Costs	Invoice No.	Payor	Responsible Party
Positive Graphics Brochure	$17,263.99	15465, Portland Mailing Services	ORP	ORP
	1,090.21	15541, Portland Mailing Services	ORP	ORP
	250.00	18534, Rahnosto Rubber Stamp Co.	ORP	ORP
	1,214.73	1760, Voter Contact Services	ORP	ORP
	$19,818.93			
2-Page Letter	8,994.79	15541, Portland Mailing Services	ORP	NRCC
	414.22	1775, Voter Contact Services	ORP	NRCC
	263.19	"	ORP	NRCC
	65.60	"	ORP	NRCC
	266.42	"	ORP	NRCC
	156.23	"	ORP	NRCC
	$10,160.45			
Comparison Brochure	8,612.45	15603, Portland Mailing Services	ORP	NRCC
	111.70	1775, Voter Contact Services	ORP	NRCC
	824.51	"	ORP	NRCC
	592.24	"	ORP	NRCC
	$10,140.90			
Integrity Brochure	18,288.15	15514, Portland Mailing Services	NRCC	NRCC
	2,158.13	1778, Voter Contact Services	NRCC	NRCC
	$20,446.28			

BRUCE LONG FOR CONGRESS
ASSISTED PROJECTS
(Cont.)

Name of Project	Cost	Invoice No.	Payor	Responsible Party
Starn's Democrat Letter	9,136.60	15389, Portland Mailing Services	NRCC	NRCC
Hardisty Democrat Letter	4,885.82	15446 Portland Mailing Services	NRCC	NRCC
	57.87	15446, Portland Mailing Services	NRCC	NRCC
	1,225.74	1757, Voter Contact Services	NRCC	NRCC
	310.80	7198, Voter Contact Services	NRCC	NRCC
	6,480.23			
Television Purchase	2,400.00	KVAL TV	NRCC	NRCC

9 1 5 4 0 5 3 3 9 7

BRUCE LONG FOR CONGRESS

ASSISTED PROJECTS

Name of Project	Costs	Invoice No.	Payor	Responsible Party
Positive Graphics Brochure	$17,263.99	15465, Portland Mailing Services	ORP	ORP
	1,090.21	15541, Portland Mailing Services	ORP	ORP
	250.00	18534, Rahnosto Rubber Stamp Co.	ORP	ORP
	1,214.73	1760, Voter Contact Services	ORP	ORP
	$19,818.93			
2-Page Letter	8,994.79	15541, Portland Mailing Services	ORP	NRCC
	414.22	1775, Voter Contact Services	ORP	NRCC
	263.19	"	ORP	NRCC
	65.60	"	ORP	NRCC
	266.42	"	ORP	NRCC
	156.23	"	ORP	NRCC
	$10,160.45			
Comparison Brochure	8,612.45	15603, Portland Mailing Services	ORP	NRCC
	111.70	1775, Voter Contact Services	ORP	NRCC
	824.51	"	ORP	NRCC
	592.24	"	ORP	NRCC
	$10,140.90			
Integrity Brochure	18,288.15	15514, Portland Mailing Services	NRCC	NRCC
	2,158.13	1778, Voter Contact Services	NRCC	NRCC
	$20,446.28			

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BRUCE LONG FOR CONGRESS
ASSISTED PROJECTS
(Cont.)

Name of Project	Cost	Invoice No.	Payor	Responsible Party
Starn's Democrat Letter	9,136.60	15389, Portland Mailing Services	NRCC	NRCC
Hardisty Democrat Letter	4,885.82	15446 Portland Mailing Services	NRCC	NRCC
	57.87	15446, Portland Mailing Services	NRCC	NRCC
	1,225.74	1757, Voter Contact Services	NRCC	NRCC
	310.80	7198, Voter Contact Services	NRCC	NRCC
	6,480.23			
Television Purchase	2,400.00	KVAL TV	NRCC	NRCC

21040323399

VOTER CONTACT SERVICES
311 SW "B", Suite 211
Lake Oswego, OR 97034

(503) 635-5859

pd 1/19/87

INVOICE NO.
1760
5866

SOLD TO	SHIP TO
Oregon Republican Party	Bruce Long
620 SW 5th, Room 302	Portland Mailing Service
Portland, OR 97204	

CUSTOMER'S ORDER	SALESMAN	TERMS	SHIPPED VIA	F.O.B.	DATE
5866	Keyser				10/17/86

	QUANTITY ORDERED	QUANTITY SHIPPED	DESCRIPTION	UNIT PRICE	AMOUNT
1		91,612	Cheshire Labels 4th CD all R&I HH	$8/m	732.90
2		84,606	Carrier Routed	$5/m	423.03
3					
4					
5			Shipping		58.80
6					
7					
8					
9					
10			TOTAL		$1,214.73

REDIFORM 7W759 DUP
POLY PAK (50 SETS)

INVOICE

2

SPEEDIPLY® PAT'D MCM® PAT'D

Exhibit "A"

[illegible] PARTY

FEDERAL FUND
620 SW FIFTH
PORTLAND, OR 97204

No 5134

January 15 1987

PAY ----------ONE THOUSAND TWO HUNDRED FOURTEEN AND 73/100-- DOLLARS $1,214.73

TO THE ORDER OF

Voter Contact Services
311 SW "B" Street #201
Lake Oswego, OR 97034

OFFICE COPY—Not Negotiable

Fred T. Parker

CHECK PRINTING COMPANY - PORTLAND, OREGON

1/15/87 for Bruce Long Labels $1,214.73

[illegible] PARTY PORTLAND, OR 97204

OREGON REPUBLICAN PARTY
FEDERAL FUND
620 SW FIFTH
PORTLAND, OR 97204

225-6504

№ 5134

24-22 99
1230

UNITED STATES NATIONAL BANK OF OREGON
BURLINGAME BRANCH, PORTLAND 97219

January 15 19 87

PAY ----------ONE THOUSAND TWO HUNDRED FOURTEEN AND 73/100- DOLLARS $1,214.73

TO THE ORDER OF

Voter Contact Services
311 SW "B" Street #201
Lake Oswego, OR 97034

Will Murray
Fred T. Peterson

⑈005134⑈ ⑆123000220⑆ 099 0009 870⑈ ⑈0000121473⑈

CHECK PRINTING COMPANY - PORTLAND, OREGON

19 JAN 87

24-12 145 24-12

PAY ANY BANK, P.O.
FIRST INTERSTATE BANK
OF OREGON, N.A.
PORTLAND, OREGON
24-12 24-12

0473 6 6 0 7

19 JAN 87

PAY TO THE ORDER OF (047)
FIRST INTERSTATE BANK OF OREGON, N.A.
FOR DEPOSIT ONLY
CONTACT SERVICES, INC.
047 003420-7

PROCESSED

CLASSIFIED

Phone 343-0949

Rahnasto Rubber Stamp Co.

INVOICE 18534

1411 Cal Young Road
Eugene, Ore. 97401

Customer's Order No. _____ DATE Oct. 15, 1986

SOLD TO Friends of Bruce Long

ADDRESS 1 Bruce Republican Party

687-8715

CASH	CHARGE	C. O. D.	PAID OUT	RETD. MDSE.	RECD. ON ACCT.

QUAN.	DESCRIPTION	PRICE	AMOUNT	
1	Non Profit Dated Lot numbered		18	30
19	Duplicates	12.30	233	70
			252	00

PAID
NOV 25 1986
RAHNASTO RUBBER STAMP CO.

ALL Claims and Returned Goods MUST Be Accompanied By This Bill

Nonprofit Org
U.S. Postage
PAID
Eugene, OR
Permit No. 1514

STAMPS ORDER-BLANK

NAME Bruce Long

DATE 10-22 19 86

ADDRESS

PHONE

TYPE STYLE

QUANTITY 20

SIZE

X LINES

Non Profit
Portland OR

NON PROFIT ORG.
U.S. POSTAGE
PAID
PORTLAND, OR
PERMIT NO. 1513

10/86

NON PROFIT ORG.
U.S. POSTAGE
PAID
EUGENE, OREG.
PERMIT NO. 1814

Bill to:

~~Oregon Republican Party~~

Friends of Bruce Long
c/o Oregon Republican Party
w/ no address -
Bev Cagle 687-8715

Send to 2300 Oakmont Way
Ste 11
Eugene 97401

2110403324006

PARTY

FEDERAL FUND
620 SW FIFTH
PORTLAND, OR 97204

No 5132

November 12 19 86

PAY ----------TWO HUNDRED FIFTY AND NO/100---------- DOLLARS $ 250.00

Rahnasto Rubber Stamp Co.
1411 Cal Young Rd
Eugene, OR 97401

OFFICE COPY—Not Negotiable

CHECK PRINTING COMPANY - PORTLAND, OREGON

11/12/86	Rubber stamps for Bruce Long Mailer	$250.00

PUBLIC PARTY

PORTLAND, OR 97204

1 0 4 0 3 2 4 0 8

OREGON REPUBLICAN PARTY
FEDERAL FUND
620 SW FIFTH
PORTLAND, OR 97204

№ 5132

24-22 99
1230

UNITED STATES NATIONAL BANK OF OREGON
BURLINGAME BRANCH, PORTLAND 97219

November 12 1986

PAY ----------TWO HUNDRED FIFTY AND NO/100---------- DOLLARS $250.00

TO THE ORDER OF
Rahnasto Rubber Stamp Co.
1411 Cal Young Rd
Eugene, OR 97401

⑈005132⑈ ⑆123000220⑆ 099 0009 870⑈ ⑈0000025000⑈

CHECK PRINTING COMPANY · PORTLAND, OREGON

CE #5132

Pay to the order of
WILLAMETTE SAVINGS
For Deposit Only
Rahnasto Rubber Stamp Co.
72 7401978

1000 0 1 5 4

WILLAMETTE

1986

TELLER No. 4
72

[redacted]

[redacted]

[redacted]

[redacted]

INVOICE

Portland Mailing Services, Inc.
1438 N.W. Hoyt Street
Portland, Oregon 97209-2296
Telephone (503) 221-0707

To: Oregon Republican Party
620 S.W. 5th Avenue, #304
Portland, Oregon 97205

Invoice No. 15465 - ADVANCE
Date: October 21, 1986
Your Order No.

Terms: Net Cash Bills due and payable 15 days from date of invoice—1.5% interest charged after 30 days

Date of Service	Description	Count	Unit Price	Amount	
10/24/86	RE: Positive Graphics				
	1. Provide all camera, stripping, negs, printing and bindery for 11x17 selfmailer, printed 2 colors, 2 sides on 80# coated stock and fold to 8½ x 5½	102000	104.75/m	10684	50
	2. Ship to Eugene for client to hand stamp indicia (2 shipments	1	LOT	175	71
	3. Affix customer supplied 4-up cheshire labels, sort at Bulk non-profit, tie, sack and prepare postal verification form	92000	12.50/m	1150	00
	4. Prepare mail and deliver to U.S. Post Office	1	Heavy	25	00
	5. Postage Estimate				
	Carrier Route 84,606 at .055 = $4,653.33				
	Residual 6,770 at .085 = 575.45				
	Total $5,228.78			5228	78
			Total	17263	99

Full Service for all Direct Mail needs

PMS 7182 #27

[illegible] PARTY
FEDERAL FUND
920 SW FIFTH
PORTLAND, OR 97204

No. 5129

October 24 1986

PAY--SEVENTEEN THOUSAND TWO HUNDRED SIXTY-THREE AND 99/100 DOLLARS $17,263.99

Portland Mailing Service

IE ORDER OF

OFFICE COPY—Not Negotiable

Fred T. Peterson

CHECK PRINTING COMPANY - PORTLAND, OREGON

10/24/86	Bruce Long mailer (for positive graphics)	$17,263.99

[illegible] PARTY PORTLAND, OR [illegible]

CK# 5129

Pay to the order of
Head Office Clearing
THE OREGON BANK
For Deposit Only
PORTLAND MAILING SERVICE INC
POSTAGE ACCOUNT

OCT 27 86

BY ANY BANK PEG

INVOICE

Portland Mailing Services, Inc.
1438 N.W. Hoyt Street
Portland, Oregon 97209-2296
Telephone (503) 221-0707

To Oregon Republican Party
Mr. Fred Peterson
620 S.W. 5th Avenue, Suite 304

Portland, Oregon 97205

Invoice No. 15465-ADVANCED REVISED

Date October 23, 1986

Your Order No.

Terms: Net Cash Bills due and payable 15 days from date of invoice—1.5% interest charged after 30 days

Date of Service	Description	Count	Unit Price	Amount	
10/24/86	RE: Positive Graphics				
	1. Provide all camera, stripping, negs, printing and bindery for 11x17 selfmailer, printed 2 colors, 2 sides on 80# coated stock and fold to 8½ x 5½	102000	115.45/M LOT	11774	00
	2. Ship to Eugene for client to hand stamp indicia (2 shipments)	1	LOT	175	71
	3. Affix customer supplied 4-up cheshire labels sort at Bulk non-profit, tie, sack and prepare postal verification form	92000	12.50/m	1150	00
	4. Prepare mail and deliver to U.S. Post Office	1	Heavy	25	00
	5. Postage Estimate				
	Carrier Route 84,606 at .055 = $4,653.33 Residual 6,770 at .085 = 575.45				
	Total $5,228.78			5228	78
			Total	18353	49

Full Service for all Direct Mail needs

PMS 7/82 #27

INVOICE

Portland Mailing Services, Inc.
1438 N.W. Hoyt Street
Portland, Oregon 97209-2296
Telephone (503) 221-0707

To Oregon Republican Party
Mr. Fred Peterson
620 S.W. 5th Avenue, Suite 304
Portland, OR 97205

Invoice No. 15465 - Final
Date October 26, 1986
Your Order No.

Terms: Net Cash Bills due and payable 15 days from date of invoice—1.5% interest charged after 30 days

Date of Service	Description	Count	Unit Price	Amount
10/25/86	RE: Positive Graphics, Bruce Long			
	1. Provide all camera, stripping, negs, printing and bindery for 11x17 selfmailer, printed 2 colors, 2 sides on 80# coated stock and fold to 8½ x 5½.	102,000	LOT	11,774.00
	2. Ship to Eugene for client to hand stamp indicia (2 shipments)	1	LOT	175.71
	3. Affix customer supplied 4-up cheshire labels sort at Bulk non-profit, tie, sack and prepare postal verification form.	91,376	12.50/m	1,142.20
	4. Prepare mail and deliver to U.S. Post Office	1	Heavy	25.00
	5. Postal Analysis			
	Advance postage 17,263.99			
	Postage used 5,228.79			
	Postage credit (12,035.20)			(12,035.20)
	6. Deliver copies & advance to Oregon Republican Party	1	LOT	8.50
	NOTE: Due to PMS presort procedures, we saved Oregon Republiaan Party $2,538.17 in actual postage expenses over higher Bulk Third Class rates, (savings of 33%).			
			Total	1,090.21

Full Service for all Direct Mail needs

PMS 7/82 #27

INVOICE

Portland Mailing Services, Inc.

1438 N.W. Hoyt Street
Portland, Oregon 97209-2296
Telephone (503) 221-0707

To Oregon Republican Party
Attn: Fred Peterson
620 S.W. 5th, Suite 302

Portland, OR 97204

Invoice No. 15541 - Final

Date October 27, 1986

Your Order No.

Terms: Net Cash Bills due and payable 15 days from date of invoice—1.5% interest charged after 30 days

Date of Service	Description	Count	Unit Price	Amount
10/28/86	RE: Democrat Logger, Bruce Long			
	1. PMS to provide all camera, stripping, negs, printing & bindery for 8½x11 2 pg letter & #9 envelope.	70,000 each of 2	LOT	3,668.00
	2. Affix 4-up paper labels to #9 envelope, insert 2 pg. letter, seal, meter, sort, tie & sack at Bulk non-profit 3rd class postal rates. Prepare postal verification forms.	67,460	20.50/m	1,382.93
	3. Deliver to U.S. Post Office, Portland, OR	1	LOT	8.50
	4. Postal Analysis			
	Advance postage 10,085.00			
	Postage 3,874.93			
	Postage credit (6,210.07)			(6,210.07)
	5. Misc. Federal Express and Shipping charges	1	LOT	27.00
	6. Plus charges from job #15465 Positive Grahics			1,090.21
	NOTE: Due to PMS presort procedures, we saved the Oregon Republican Party			
	CREDIT BALANCE		Total	(33.43)

Full Service for all Direct Mail needs

PMS 7/82 #27

Leadership you can count on.

Oregon Republican Party
626 S.W. Fifth Ave. #302
Portland, OR 97204

A tradition of service.

Experienced:

- Douglas County Commissioner; 1978 -present
- Small Business Owner
- Instructor, Umpqua Community College
- Instructor, national sales training, Litton Industries

Education:

- University of Oregon graduate 1966
- One year post graduate studies at University of Oregon School of Law
- Attended Oakridge High School and Roseburg High School

Involved:

- Secretary-Treasurer, O & C Counties
- Special Land Use Task Force, Assoc. of Oregon Counties
- Western Oregon Health Systems Agency
- Oregon Coastal Zone Management Assoc.
- Coos-Curry-Douglas Development Assoc.
- Oregon-Pacific Economic Development Corporation

Bruce Long

U.S. CONGRESS

Paid for by the Oregon Republican Party.
Bill Markesbery Chairman
626 S.W. 5th Ave. #302

What others say about Bruce Long.

"Bruce Long has already done a tremendous amount for our part of Oregon. As a County Commissioner, he's been very sensitive to our fishing and coastal problems. Bruce Long is exactly the kind of honest, independent, effective leader we need working for us in Washington."

Ron Hanson
Mayor of Reedsport

"Bruce Long has received the support and encouragement of thousands of people from throughout our 4th Congressional District. That's because he understands us, he's one of us. As a community leader, Bruce has worked hard to help solve problems and make our communities even better places to live. We need him — his experience and positive new leadership — as our next Representative."

Ed Cone
Former Mayor of Eugene

"Bruce Long is one of the most honest and hard-working people I know. He shares our values of faith, work and community. Bruce Long is a good person. He'll be a great Congressman."

Doug Robertson

"Name a problem that affects people here in Oregon and Bruce Long has been involved in helping to find a solution. Water, crime, government spending, transportation and the list goes on. We need to send that commitment to Washington where he can do even more."

Mark Hatfield
U.S. Senator

New ideas for the 80's and beyond.

Bruce Long on jobs and the environment:

"I am particularly concerned with the kind of Oregon we leave our children. It is critical that we develop a balance between the need to create new jobs while preserving our special quality of life. We must protect the spectacular beauty of this special place we call home, while maintaining an economy that will put our people back to work."

Bruce Long on controlling taxes and wasteful spending:

"There are too many Congressmen in Washington who believe there is no limit to the amount of tax dollars they can spend. We need to cut spending rather than raise taxes to balance the budget. That's what I've done here in Oregon . . . and I'll carry that same message to Congress.

"And I'll work hard to make sure our people get the things they want and need — not unfair taxes and wasteful government spending."

Bruce Long on improving education:

"Despite increases in federal and state funding for schools, student test results still haven't returned to 1960 levels.

"We must work to continue improvement of education through meaningful reforms. I believe we must regain control of our schools — put parents back in charge, encourage teaching of basics, reward teacher merit, and restore tougher standards and more discipline."

Common sense
Uncommon ability

For nearly 20 years, Bruce Long has worked for the things we believe in — giving unselfishly to his community as a leader in business, education and government.

As County Commissioner for the past eight years, Bruce Long worked to make our communities better places to live — solving problems for our people and serving as a forceful advocate for new economic development to our area.

Bruce Long knows that the way to balance the federal budget is to cut wasteful spending and reduce the size of government.

That's just what he's done in Douglas County. In fact the number of County employees has been reduced by 40%, while still protecting essential county services.

In his eight years in office, Bruce Long has never proposed any new taxes because he knows that excessive taxes hurt people and keep new businesses from coming to our area.

Bruce Long has proven he has the wisdom, strength and common-sense to work against politicians more interested in bigger government than solving our problems.

As our Congressman, Bruce Long will be on guard for the working men and women of our district who want big government out of their lives and away from their paychecks.

Bruce Long is one of us . . . for all of us. He'll be the kind of citizen representative of whom we can all be proud.

VOTER CONTACT SERVICES, INC.
311 SW "B", Suite 211
Lake Oswego, OR 97034

(503) 635-5859

pd 11/17/86

INVOICE NO.
1775
6078
6188

SOLD TO
Oregon Republican Party
620 SW 5th, Room 302
Portland, OR 97204
Attn: Fred Peterson

SHIP TO
Portland Mailing Service

RE: Bruce Long

CUSTOMER'S ORDER	SALESMAN	TERMS	SHIPPED VIA	F.O.B.	DATE
6078	Keyser				10/23/86

	QUANTITY ORDERED	QUANTITY SHIPPED	DESCRIPTION	UNIT PRICE	AMOUNT
* 1		41,422	Cheshire Labels CD 4 Sel. prec. DHH in Prec. 55.9 or beteer	$10/m	414.22
* 2		37,599	Carrier Routed 5 lines	$7/m	263.19
* 3		203	Precinct Selects $25 @ .20 ea.		65.60
4		91,612	Cheshire Labels OR CD 4 all R&I HH	$9/m	824.51
5		84,600	Carrier Routed 5 lines	$7/m	592.24
* 6		26,642	Cheshire Labels OR CD 4 all I HH	$10/m	266.42
* 7		22,313	Carrier routed 5 lines	$7/m	156.23
8					
* 9			Shipping		111.70
10					$2,694.11

REDIFORM 7W759 DUP
POLY PAK (50 SETS)

INVOICE

Exhibit "B"

2

SPEEDIPLY® PAT'D MCP® PAT'D

OREGON REPUBLICAN PARTY
FEDERAL FUND
920 SW FIFTH
PORTLAND, OR 97204

No 5133

November 12 19 86

PAY-----TWO THOUSAND SIX HUNDRED NINETY-FOUR AND 11/100---DOLLARS $2,694.11

TO THE ORDER OF

Voter Contact Services Inc.
311 SW "B" #211
Lake Oswego, OR 97034

Fred J. Peterson

OFFICE COPY—Not Negotiable

CHECK PRINTING COMPANY · PORTLAND, OREGON

11/12/86 Labels for Bruce Long Mailings $2,694.11

OREGON REPUBLICAN PARTY
FEDERAL FUND
620 SW FIFTH
PORTLAND, OR 97204

№ 5133

24-22 / 1230 99

UNITED STATES NATIONAL BANK OF OREGON
BURLINGAME BRANCH, PORTLAND 97219

November 12 19 86

PAY -----TWO THOUSAND SIX HUNDRED NINETY-FOUR AND 11/100--- DOLLARS $2,694.11

TO THE ORDER OF
Voter Contact Services Inc.
311 SW "B" #211
Lake Oswego, OR 97034

Fred T. Peterson
Drew D. Gunn

⑈005133⑈ ⑆123000220⑆ 099 0009 870⑈ ⑈0000269411⑈

CHECK PRINTING COMPANY - PORTLAND, OREGON

CK # 5133

(24-12) PAY [illegible] OF (047)
FIRST INTE[illegible] OREGON, N.A.
[illegible]
VOTER [illegible] SERVICES, INC.
047 003420-7

NOV 18 '86

PROCESSED

NOV 18 '86 [illegible]

NOV 18 '85 [illegible] 14

24-12 [illegible] 5
PAY ANY BANK-P.E.
FIRST INTERSTATE BANK
OF OREGON, N.A.
24-12 PORTLAND, OREGON 24-12

0 4 0 8 3 4 2 3

INVOICE

Portland Mailing Services, Inc.
1438 N.W. Hoyt Street
Portland, Oregon 97209-2296
Telephone (503) 221-0707

To Oregon Republican Party
Attn: Fred Peterson
620 S.W. 5th, Suite 302

Portland, OR 97204

Invoice No. 15541 - Final
Date October 27, 1986
Your Order No.

Terms: Net Cash Bills due and payable 15 days from date of invoice—1.5% interest charged after 30 days

Date of Service	Description	Count	Unit Price	Amount
10/28/86	RE: Democrat Logger, Bruce Long			
	1. PMS to provide all camera, stripping, negs, printing & bindery for 8½x11 2 pg letter & #9 envelope.	70,000 each of 2	LOT	3,668.00
	2. Affix 4-up paper labels to #9 envelope, insert 2 pg. letter, seal, meter, sort, tie & sack at Bulk non-profit 3rd class postal rates. Prepare postal verification forms.	67,460	20.50/m	1,382.93
	3. Deliver to U.S. Post Office, Portland, OR	1	LOT	8.50
	4. Postal Analysis			
	Advance postage 10,085.00			
	Postage 3,874.93			
	Postage credit (6,210.07)			(6,210.07)
	5. Misc. Federal Express and Shipping charges	1	LOT	27.00
	6. Plus charges from job #15465 Positive Grahics			1,090.21
	NOTE: Due to PMS presort procedures, we saved the Oregon Republican Party			
	CREDIT BALANCE		Total	(33.43)

Full Service for all Direct Mail needs

PMS 7/82 #27

OREGON REPUBLICAN PARTY
FEDERAL FUND
620 SW FIFTH
PORTLAND, OR 97204

#15541

№ 5130

24-22 99
1290

UNITED STATES NATIONAL BANK OF OREGON
BURLINGAME BRANCH, PORTLAND 97219

October 24 19 86

PAY ----------TEN THOUSAND EIGHTY-FIVE AND NO/100---------- DOLLARS $10,085.00

10-27-86 552036251.01 150409019

TO THE ORDER OF

Portland Mailing Service

Steve D. Gunn

Fred T. Peterson

⑈005130⑈ ⑆123000220⑆ 099 0009 870⑈ ⑈0001008500⑈

CHECK PRINTING COMPANY · PORTLAND, OREGON

CL #5130

Pay to the order of
Head Office Branch
THE OREGON BANK
For Credit Only
55-203-625
PORTLAND MAILING SERVICE INC.
POSTAGE ACCOUNT

THE OREGON
PORTLAND, OREGON

PAY ANY BANK PEG

REPUBLICAN PARTY
FEDERAL FUND
820 SW FIFTH
PORTLAND, OR 97204

No. 5130

October 24 1986

PAY ---------TEN THOUSAND EIGHTY-FIVE AND NO/100---------- DOLLARS $10,085.00

TO THE ORDER OF Portland Mailing Service

Steve L. Gaine
Fred F. Gearhart

OFFICE COPY - Not Negotiable

CHECK PRINTING COMPANY - PORTLAND, OREGON

10/24/86	Bruce Long Mailer	$10,085.00

REPUBLICAN PARTY PORTLAND, OR 97204

JOHN WICK
Florence, Oregon

TOM BORLAND
Veneta, Oregon

Dear Friend,

We are Democrats. We were shocked recently to receive a letter from a Democrat who made a great many charges against our candidate for Congress, Peter DeFazio.

The letter was from Buck Hardisty. We were so concerned to hear another Democrat make such serious charges about Peter DeFazio that we decided to look into the charges for ourselves.

Here is what Mr. Hardisty said about Peter DeFazio:

He said that Peter DeFazio is a bureaucrat who has pushed for higher taxes throughout his term as a County Commissioner.

And that Peter DeFazio doesn't understand what it's like to have to make a payroll and live under government regulations.

In his first year in office, Peter DeFazio proposed three new taxes for the people he represented including a county income tax.

And at a time Oregonians needed new jobs, Peter DeFazio pushed for new taxes that hurt local businesses.

Peter DeFazio doesn't think that high taxes keep new industry away from our area. And DeFazio was quoted as saying, taxes are "the last thing businesses look at" when they are seeking to relocate.

Well, we looked at the official records for ourselves and, unfortunately, we must report to you that each of the charges made against Peter DeFazio is true.

Peter DeFazio has not been honest with us Democrats. And he has not been honest with the taxpayers of Oregon.

But we also found something that Mr. Hardisty didn't tell you in his letter. As recently as this week, Peter DeFazio has said that he is opposed to tax increases and that he always fought against tax increases.

Well, that's just not true.

As a candidate for County Commissioner, Peter DeFazio said he only wanted to tax "tourists", but once in office he introduced three new taxes and voted for several others.

It's obvious that the only way Peter DeFazio knows how to balance a budget is by raising taxes. Can you imagine how he would raise taxes if he really had a chance?

What also concerned us was how DeFazio has distorted the facts on critical issues.

1 0 4 0 3 3 2 4 2 8

In one case, Peter DeFazio twisted the truth to confuse people by saying that his opponent, Bruce Long, is willing to gamble on the future of Social Security. Well, we've heard Mr. Long talk about Social Security and we're glad to say that just isn't true.

And, in his 1986 voter information pamphlet, Peter DeFazio said that he "stopped WPPSS in Circuit Court, saving Northwest ratepayers millions of dollars."

But what he didn't say was that the Circuit Court decision was overturned by the Supreme Court just a few months later and didn't save ratepayers any money.

On top of all this, the thing we find the most disheartening is the fact that Peter DeFazio isn't from Oregon. He moved here from the East Coast. He can't truly understand our problems.

We were so concerned about Peter DeFazio's record when we found these things out that we checked into the record of his opponent, Bruce Long.

Frankly, we liked what we saw. Bruce Long is a fourth generation Oregonian and has a strong record of putting Oregon and our people first.

To start with, Bruce Long has been a businessman. That means he knows how to meet a payroll and balance a budget. He knows how to create new jobs. And just like Mr. Hardisty said, he is a man of his word.

As a County Commissioner for eight years, Bruce Long never proposed a tax increase to balance his county's budget. In fact, he cut the number of county employees by 40% and continued to provide all of the needed county services. Also, as County Commissioner, Bruce Long took a pay cut.

Now that is a record we can be proud of.

I think you'd agree, Bruce Long will make a great Congressman for Oregon.

We may be strong Democrats, but in this election we are working very hard to elect Bruce Long as our next Congressman. We hope you will join us. We are convinced that if Bruce Long wins, all of us win too.

Sincerely,

John Wick

John Wick

Sincerely,

Tom Borland

Tom Borland

Paid for by the Oregon Republican Party
620 S.W. 5th Suite 302, Portland, OR 97204

VOTER CONTACT SERVICES, INC.
311 SW "B", Suite 211
Lake Oswego, OR 97034

(503) 635-5859

pd 11/17/86

INVOICE NO.
1775
6078
6188

SOLD TO
Oregon Republican Party
620 SW 5th, Room 302
Portland, OR 97204
Attn: Fred Peterson

SHIP TO
Portland Mailing Service

RE: Bruce Long

CUSTOMER'S ORDER	SALESMAN	TERMS	SHIPPED VIA	F.O.B.	DATE
6078	Keyser				10/23/86

	QUANTITY ORDERED	QUANTITY SHIPPED	DESCRIPTION	UNIT PRICE	AMOUNT
1		41,422	Cheshire Labels CD 4 Sel. prec. MH in Prec. 55.9 or beteer	$10/m	414.22
2		37,599	Carrier Routed 5 lines	$7/m	263.19
3		203	Precinct Selects $25 @ .20 ea.		65.60
* 4		91,612	Cheshire Labels OR CD 4 all R&I HH	$9/m	824.51
* 5		84,600	Carrier Routed 5 lines	$7/m	592.24
6		26,642	Cheshire Labels OR CD 4 all I HH	$10/m	266.42
7		22,313	Carrier routed 5 lines	$7/m	156.23
8					
9			Shipping		111.70
10					$2,694.11

REDIFORM 7W759 DUP
POLY PAK (50 SETS)

INVOICE

2

SPEEDIPLY® PAT'D MCP® PAT'D

Exhibit "C"

INVOICE

Portland Mailing Services, Inc.
1438 N.W. Hoyt Street
Portland, Oregon 97209-2296
Telephone (503) 221-0707

To: Oregon Republican Party
ATTN: Mr. Fred Peterson
620 S W 5 Avenue, Suite 304
PORTLAND, OR 97205

Invoice No. 15603
Date: October 31, 1986
Your Order No.

Terms: Net Cash Bills due and payable 15 days from date of invoice—1.5% interest charged after 30 days

Date of Service	Description	Count	Unit Price	Amount	
10/29/86	RE: BRUCE LONG COMPARISON SELFMAILER				
	1. Provide all camera, stripping, negatives, printing and bindery for 11 x 17 selfmailer, printed 2 colors, 2 sides on 70# crown bright stock and fold to 8½ x 5½	92,000	LOT	2,195	62
	2. Affix customer supplied 4-up cheshire labels, sort at Bulk non-profit; tie, sack and prepare postal verification form	91,376	12.50/m	1,142	20
	3. Prepare mail and deliver to U. S. Post Office, Portland, Oregon	2	HEAVY	25	00
	4. Postal Analysis:				
	Advance postage; $ 8,612.45				
	Postage used: 5,228.78				
	Postage credit: $ (3,383.67)			(3,383	67)
	5. Ship overages via Greyhound			20	85
	NOTE: Due to PMS presort procedures, we saved Oregon Republican Party $2,538.18 in actual postage expenses over higher Bulk Third Class rates (savings of 32%).				
			Total		

Full Service for all Direct Mail needs

PMS 7/82 #27

OREGON REPUBLICAN PARTY
FEDERAL FUND
620 SW FIFTH
PORTLAND, OR 97204

№ 5131

24-22 99
1230

UNITED STATES NATIONAL BANK OF OREGON
BURLINGAME BRANCH, PORTLAND 97219

#15603

October 29 19 86

PAY---EIGHT THOUSAND SIX HUNDRED TWELVE AND 45/100--------DOLLARS $ 8,612.45

TO THE ORDER OF Portland Mailing Service

Fred T. Peterson

⑈005131⑈ ⑆123000220⑆ 099 0009 870⑈ 2000086124 5

CHECK PRINTING COMPANY · PORTLAND, OREGON

10403432

PAY ANY BANK PER
10-30-88 552C9825 01

PROCESSED

OT 86 31

Pay to the order of
Any Other Bank

THE OREGON [illegible]
For Deposit Only
PORTLAND [illegible]
POSTAGE ACCOUNT

CK # 5131

Special Report to the 4th Congressional District Voters

620 S.W. Fifth Ave. #302
Portland, OR 97204

Non Profit Org.
U.S. Postage
PAID
Portland, OR
Permit No. 1514

Leadership that you can count on.

Bruce Long

"Name a problem that affects people here in Oregon and Bruce Long has been involved in helping to find a solution. Water, crime, government spending, transportation and the list goes on. We need to send that commitment to Washington where he can do even more."

Mark Hatfield
U.S. Senator

"Bruce Long has proven that he has the background, strength and common sense to work for us in Washington. I am most impressed with his commitment to get Oregon's economy moving again."

Dave Frohnmeyer
Attorney General

Paid for by the Oregon Republican Party
620 SW 5th, Suite 302, Portland, OR 97204

COMPARE. . .
THEN DECIDE!!

BACKGROUND	BRUCE LONG	PETER DEFAZIO
Native Oregonian.	Yes	No
Permanent Oregon resident for over ten years.	Yes	No
Made primary living owning a small business.	Yes	No

ENDORSEMENTS

LONG	DEFAZIO
U.S. Chamber of Commerce	Sierra Club
Business Industry Political Action Committee	WildPAC
National Association of Realtors	Friends of the Earth
Association of General Contractors	National Abortion Rights League
American Medical Association	AFL-CIO
National Association of Homebuilders	Gay Rights Groups
National Forest Products Association	Women's Action for Nuclear Disarmament
Oregon Farm Bureau Federation PAC	Oregon Public Employees Union
National Federation of Independent Business	

ISSUES	LONG	DEFAZIO
Proposed county income tax.	No	Yes
Supports taxpayer funding of abortion.	No	Yes
Supports additional wilderness set-asides in Oregon.	No	Yes
Supports legislation to balance Federal budget.	Yes	No
Supports giving homosexuals additional rights.	No	Yes
Supports County law to take profit out of drug dealing.	Yes	No
Took pay "CUT" as a County Commissioner.	Yes	No

VOTER CONTACT SERVICES
311 SW "B", Suite 211
Lake Oswego, OR 97034

(503) 635-5859

pd 10/21/86
DD

1778
6014

SOLD TO

Bruce Long for Congress
c/o NRCC
Attn: Stacey Deumite
320 First St, SE
Washington DC 20003

SHIP TO

Portland Mailing Service

CUSTOMER'S ORDER	SALESMAN	TERMS	SHIPPED VIA	F.O.B.	DATE
6014	Keyser				10/22/86

QUANTITY ORDERED	QUANTITY SHIPPED	DESCRIPTION	UNIT PRICE	AMOUNT
	91,612	Cheshire Labels 4th CD R&I	$9/m	824.51
	84,606	Carrier Routed Five lines	$7/m	592.24
	33,301	Cheshire Labels Dems off Rank Report	$11/m	366.31
	29,395	Carrier Routed 5 lines	$7/m	205.77
	283	District Selects	$25 & .20 ea	81.60
				2,070.43
		Shipping		87.70
		TOTAL		$2,158.13

DIFORM 7W759 DUP
Y PAK (50 SETS)

INVOICE

Exhibit "D"

2

XEROX TELECOPIER 295 ; 10-30-86; 1:07 PM; CCITT G3 → 4842112 ; # 1
P.1

OCT 30 '86 11:03 REED-HARRIS
311 SW "3", Suite 211
Lake Oswego, OR 97034

(503) 635-5859

303131334
37-237

INVOICE NO.
1778

SOLD TO

Bruce Long for Congress
C/O NRCC
Attn: Stacey Deupite
328 First St, SE
Washington DC 20003

SHIP TO

NRCC Jeff Larson
CAMPAIGN Todd Bantofier

Portland Mailing Service

CUSTOMER'S ORDER	SALESMAN	TERMS	SHIPPED VIA	F.O.B.	DATE
6014	Keyser				10/22/86

	QUANTITY ORDERED	QUANTITY SHIPPED	DESCRIPTION	UNIT PRICE	AMOUNT
1		21,612	Cheshire Labels 4th CD R&I	$9/m	324.51
2		84,886	Carrier Routed Five lines	$7/m	592.24
3		33,291	Cheshire Labels Dems off Rank Report	$11/m	366.31
4		29,395	Carrier Routed 5 lines	$7/m	205.77
5		283	District Selects	.25 & .20 ea	31.60
6					2,070.43
7			Shipping		27.70
8					
			TOTAL		$2,158.13

FORM 7W759 DUP
DLY PAK (50 SETS)

INVOICE

2

OCT 31 1986

WIRE INFORMATION

Amount: $2158.13 Date: 10/30/86 Cand/Dist: Long OR/04

Receiving Bank Name: First Interstate Bank Phone 503/225-7085
Bank Address: 522 SW A , Lake Oswego, OR 97034
Name on Vendor's Acct: Voter Contact Services
Vendor's Acct number: 047-003420-7
Name & number of the vendor contact to be notified by the bank that wire transfer is complete: Bob Keyser 503/635-5853

WIRE BLUEFORMS MUST BE IN ACCOUNTING BY 1:00!

10/31/86
Michelle
11:35

2 1 0 4 0 3 2 4 3 8

THE ATTACHED EXPENDITURE FOR 2158.73 IS APPROVED

KP

DATE _____ Director of Fin. & Admin.

Vendor# VOTE 002

G/L Acct.#	Ln#	Amount	BATCH	VOUCHER
Wired				
10/31/86				
	KP			

91.0403324339

[redacted] HAS BEEN CHARGED TO [redacted] BOTTOMLINE TRANSFER, INC

FEDERAL TRANSFER OF FUNDS—OUTGOING

FT OUTGOING [redacted]

ACCOUNT NUMBER

[redacted]

VOTE002

Reference	Type
23000123	1040

Sender ABA		Amount
56004241	[redacted]	2,158.13

IRST AMER MCLEAN [redacted]-NATL REPUBLICAN CONG COMM

IRST [redacted] [redacted] S W A LAKE OSWEGO

R/BNF=VOTER CONTACT SERVICES #047 0034 207

National Republican Congressional Committee

BI=PHN BOB KAISER @ 503-635-5853

N/C

Message/Acknowledgement

031 E100402V 76 10311227 FTS1 E1FABAD

210403324

INVOICE

297120005
31-214

Portland Mailing Services, Inc.
1438 N.W. Hoyt Street
Portland, Oregon 97209-2296
Telephone (503) 221-0707

To National Republican Congressional Committee
Ms. Stacy Deumite
320 First Street S.E.
Washington D.C., 20003

Invoice No. 15514-ADVANCE REVISED
Date October 23, 1986
Your Order No.

Terms: Net Cash Bills due and payable 15 days from date of invoice — 1.5% interest charged after 30 days

Date of Service	Description	Count	Unit Price	Amount
10/24/86	RE: Integrity Selfmailer			
	1. Provide all camera, stripping, negs, printing and bindery for 11x17 selfmailer, printed 2 colors, 2 sides on 80# coated stock fold to 8½ x 11	120000	LOT	9,890 00
	2. Additional charges for typesetting and paste-up	1	LOT	125 00
	3. Affix customer supplied 4-up labels, sort, at Bulk non-profit rates, tie, sack and prepare postal verification form.	120000	12.50/m	1,500 00
	4. Prepare mail and deliver to U.S. Post Office, Beaverton, Oregon	1	Heavy	50 00
	5. Postal Analysis:			
	Estimated Postage based on 120,000 pieces at an average of .0[illegible] per piece (based on 92% CRIS qualification)			6648.57 ~~6,900 00~~
	NOTE: Actual postage to be billed upon completion of job.			
	6. Miscellaneous shipping, Federal Express, FAX	1	LOT	75 00

119,046 carrier 6547.51
residual 198.00
6648.57

NRCC J Larson
CAMPAIGN Todd Bartfur

Total 18288.15 ~~18,600 00~~

Full Service for all Direct Mail needs

PMS 7/82 #27

THE BELOW AMOUNT HAS BEEN CHARGED TO YOUR ACCOUNT AND TRANSFERRED BY WIRE THROUGH THE FEDERAL RESERVE BANK.
THE DATE AND TIME OF THIS TRANSFER ARE SHOWN ON THE BOTTOM LINE.

1st AMERICAN
FIRST AMERICAN BANK OF VIRGINIA
FEDERAL TRANSFER OF FUNDS—OUTGOING

ACCOUNT NUMBER
001 00 501

PORT002

FT011U

FT OUTGOING MSG

Receiver ABA	Type
123000165	104[redacted]

Sender ABA		Amount
056004241	[redacted]	18,288.15

FIRST AMER M[redacted] REPUBLICAN CONG COMM

OREGON BANK PORT /CTR/IBK=1001 S WEST 5TH; NRCC

PORTLAND OR/BNF=PORTLAND MAILING SERVICES INC

#55203625/OBI=PHN CLAIRE UPON RECEIPT @

503-221-0707 n/c

Message Acknowledgement

1024 E100402V 105 10241442 FTS1 E1FABAD

MS

2 1 0 4 0 3 3 4 4 2

THE ATTACHED EXPENDITURE FOR 18288.15 IS APPROVED

KP

DATE _____ Director of Fin. & Admin.

Vendor# PORT 002

G/L Acct.#	In#	Amount	BATCH	VOUCHER
Wired				
	10/24/86			

9104083244 3

ublican Congressional Committee
S.E
DC 20004

Not Profit Organization
U.S. Postage
Paid
National Republican
Congressional Committee

XEROX TELECOPIER 295 ; 10-

4 0 0 3 2 4 4 4

he Issue is...

4842112 ; # 1

Integrity.

nen it comes to campaigning, a lot of politicians try to play fast and loose with the uth. **And when it comes to *trimming* the truth, Peter DeFazio is a pro.**

he first line of Peter DeFazio's voter statement says his record "proves that if you take e to h stands and stick to them, you can make a difference."

utlook at a few of Peter DeFazio's "tough stands" for yourself.

eter DeFazio *says* he "fights tax increases." (1986 Voter's Pamphlet)

ut actually, **Peter DeFazio proposed three new taxes during his first year in fice ... including a county income tax.** (Springfield News 8/27/83)

eFazio also boasts he had the *courage* to file a lawsuit against WWPPS. He claims he as "instrumental in stopping WWPPS, saving ratepayers millions of dollars."

he truth is DeFazio lost the lawsuit in the Supreme Court on March 20, 1984. (Pacific eporter, 2nd Ed., Vol. 693, p. 1316)

Here are a few examples of DeFazio's "tough stands" on the issues.

The Flip. The Flop.

DeFazio said that the foremost issue in the campaign is the nuclear arms race. *Eugene Register-Guard* 7-13-86	But now Peter DeFazio says the number one issue is jobs. DeFazio TV Ad.
Peter DeFazio said he would work for adequate funding for law enforcement from general fund not "burdensome special levys.". DeFazio 1982 General Voter's Pamphlet	When the Lane County Sheriff's office was short of critical funds to operate. Peter DeFazio first refused to support the necessary money for public safety and then he flip-flopped and supported a special tax levy on the taxpayers. *Eugene Register Guard* 7-28-83 Minutes of Lane County Board of Comissioners 8-16-83
Peter DeFazio said he's opposed to cutting old growth timber. *Eugene Register-Guard* 4-17-86	But then Peter DeFazio said we'll have to cut old growth *Curry County Reporter* 9-17-86
Peter DeFazio said he was opposed to Political Action Committees. (PACS) and would introduce legislation to ban them. *Eugene Register-Guard* 4-30-86	But Peter DeFazio's most recent Federal Election Commission report shows that he has accepted $119,000 from PACS ... over 58% of his total campaign funds. DeFazio FEC report

eadership you can trust.

In his eight years in office, Bruce Long has never proposed any new taxes because he knows that excessive taxes hurt people and keep new businesses from coming to our area.

Bruce has proven he has the wisdom, strength and common-sense to work against politicians more interested in bigger government than solving our problems.

And best of all, as our Congressman, we will always know where Bruce Long stands on critical issues facing us

Bruce Long
U.S. CONGRESS

Paid for by the Fauquier Republican Congressional Committee
Authorized by the campaign of Bruce Long

XEROX TELECOPIER 295 ; 10-23-86; 11:56 AM; 7203054 → 4842112 ; # 4

INVOICE

Portland Mailing Services, Inc.
1438 N.W. Hoyt Street
Portland, Oregon 97209-2296
Telephone (503) 221-0707

To: National Republican Congressional Committee
Ms. Stacy Deumite
320 First Street S.E.
Washington D.C., 20003

Invoice No. 15514
Date October 27, 1986
Your Order No.

Terms: Net Cash Bills due and payable 15 days from date of invoice—1.5% interest charged after 30 days

Date of Service	Description	Count	Unit Price	Amount
10/27/86	RE: Integrity Selfmailer			
	1. Provide all camera, stripping, negs, printing and bindery for 11x17 selfmailer, printed 2 colors, 2 sides on 80# coated stock fold to 8½ x 11	120,000	LOT	9,886.71
	2. Additional charges for typesetting and paste-up	1	LOT	125.00
	3. Affix customer supplied 4-up labels, sort, at Bulk non-profit rates, tie, sack and prepare postal verification form	120,234	12.50/m	1,502.93
	4. Prepare mail and deliver to U.S. Post Office, Beaverton, Oregon	1	Heavy	50.00
	5. Postal Analysis:			
	Customer Wire Advance 18,288.15			
	Actual Postage Used 6,648.51			
	Postage Credit (11,639.64)			(11,639.64)
	NOTE: Actual postage to be billed upon completion of job.			
	6. Miscellaneous shipping, Federal Express, FAX	1	LOT	75.00
	NOTE: Due to PMS presort procedures, we saved National Republican Congressional Committee $3,571.38 in actual postage expenses over higher Bulk Third Class rates (savings of 34.9%).			
			Total	0.00

Full Service for all Direct Mail needs

PMS 7/82 #27

9 1 0 4 0 3 3 4 4 8

WIRE INFORMATION

Amount: $18,288.15 Date: 10/24/86 Cand/Dist: Long OR/04

Receiving Bank Name: Oregon Bank ABA 123000165
Bank Address: 1001 South West 5th, Portland, OR 97204
Name on Vendor's Acct: Portland Mailing Services, Inc.
Vendor's Acct number: 55203625
Name & number of the vendor contact to be notified by the bank that wire transfer is complete: Clair, 503/221-0707

WIRE BLUEFORMS MUST BE IN ACCOUNTING BY 1:00!

OCT 24 1986

10/15/86
Michelle
10:14am

WIRE INFORMATION

Amount: $9,136.60 Date: 10/14/86 Cand/Dist: Long/ OR4

Receiving Bank Name: Oregon Bank
Bank Address: 1001 South West 5th Ave., Portland, OR 97204
Name on Vendor's Acct: Portland Mailing Services, Inc.
Vendor's Acct number: 552-03-625
Name & number of the vendor contact to be notified by the bank that wire transfer is complete: Clair 503/221-0707

WIRE BLUEFORMS MUST BE IN ACCOUNTING BY 1:00!

Exhibit "E"

THE ATTACHED EXPENDITURE FOR 9136.60 IS APPROVED

DATE _____ Director of Fin. & Admin. KP

Vendor# PORT002

G/L Acct.#	Ln#	Amount	BATCH	VOUCHER

THE BELOW AMOUNT HAS BEEN CHARGED TO YOUR ACCOUNT AND TRANSFERRED BY WIRE THROUGH THE FEDERAL RESERVE BANK.
THE DATE AND TIME OF THIS TRANSFER ARE SHOWN ON THE BOTTOM LINE.

1ST AMERICAN
FIRST AMERICAN BANK OF VIRGINIA
FEDERAL TRANSFER OF FUNDS—OUTGOING

ACCOUNT NUMBER
001 00 501

PORT002

FT011U

FT OUTGOING MSG

Receiver ABA	Type
123000165	1040

Sender ABA	Reference Number	Amount
056004241	00	$2,136.60

FIRST AMER MCLEAN /ORG=N REPUBLICAN CONGRESSIONAL COMMITTEE

OREGON BANK PORT /CTR/BK=1001 SW 5TH AVE;PORT OR

BNF=PORTLAND MAILING SERVICE INC #55263 625

OBI=MN CLAIRE @ 503-221-0707

n/c

Message Acknowledgement

1015 E100402V 25 10151052 FTS1 EIFABAD

Natl Republican Congressional Comm.
Attn: Nancy Marshall
320 1st St SE
Washington, DC 20003

CUSTOMER COPY

2 1 0 4 0 3 2 4

XEROX TELECOPIER 295 : 10-14-86; 4:00 PM; 7203054 → 4842112 ; # 1

9 1 0 4 0 3 3 2 4 5 3

Alfred E. Starns
Permit Holder
National Republican Congressional Comm.
320 1st St. S.E.
Washington, D.C.

Non-Profit Org.
U.S. Postage
PAID
Permit # 633
Eugene, OR

10/14 13:00 7203054 #01 OF 01

NRCC _____
CAMPAIGN _____

INVOICE

287173827
37-187

Portland Mailing Services, Inc.
1438 N.W. Hoyt Street
Portland, Oregon 97209-2296
Telephone (503) 221-0707

To National Republic Congressional Committee
Att: Stacy Deumite
320 S.E. 1st S.E.
Washington, D.C. 20003

Invoice No. 15389 ADVANCE
Date October 13, 1986
Your Order No. _____

Terms Net Cash Bills due and payable 15 days from date of invoice — 1.5% interest charged after 30 days

Date of Service	Description	Count	Unit Price	Amount
10/15/86	RE: DEMOCRAT LETTER AL STARNS			
	Provide all type, design, layout and mechanical	1	LOT	125 00
	Provide all printing and bindery services for the following:			
	a. #10 regular envelope 1 side, 2 color	70,000 of each		
	b. 8½ x 11 2 page letter, 2 colors, fold and nested	2	LOT	3,640 00
	3. Affix 4-up paper labels to #10 envelope, insert 8½ x 11 2 page letter, seal, sort, tie at Bulk non-profit presort rates.	70,000	20.50/m	1,435 00
	4. Postal Analysis:			
	Postage ~~estimated~~ at 6.5 per unit			3936.60
	70,000 x 6.5 = $4,550.00			~~4,550 00~~
	5. Ship to Eugene Post Office (bill after shipping)			<250 00>
	carrier route (5.5)	3295.44		
	Residual 8.5 641.16			Total 9136.60
			Total	10,000 00

NRCC _____
CAMPAIGN _____

Alfred E. Starns
Veneta, Oregon 97487

Dear Friend,

I am a Democrat. My roots run deep both in Oregon and the Democratic Party. My father and his father were strong Democrats and were proud of what our party has done for this country under leaders like Franklin Roosevelt and Harry Truman. And, so am I.

Although I usually vote for Democratic candidates, once in a while, I'll vote for a Republican if there is a good reason.

That's why I am writing you. Because this year, I just can't support the Democratic candidate for U.S. Congress in the 4th District.

Let me tell you why.

Trust and honesty are all important ingredients for our public leaders. Sure, their stands on the issues are important. But, issues change. What doesn't change is a person's honesty.

I didn't support Peter DeFazio in the primary because I thought he did too much grandstanding for my tastes. But I've since come to learn that some of the things he says just aren't true.

Peter DeFazio is twisting the truth to confuse people by saying that his opponent, Bruce Long is willing to gamble on the future of Social Security. When in fact Bruce Long is firmly committed to preserving and protecting Social Security.

And there are many other examples of Peter DeFazio's misrepresentation.

He said in his Primary Voter's Pamphlet that he "stopped WPPSS in Circuit Court saving Northwest ratepayers hundreds of millions of dollars". I've since found out that he lost his law suit in the Oregon Supreme Court in 1984 ... two years before he made that statement.

When Peter DeFazio spoke to a Sierra Club meeting before the primary he was quoted as saying he would introduce legislation to limit the logging of old growth trees. But, when he recently spoke to a group of timber company people, he told them that we are going to have to cut old growth timber.

In the Primary Voter's Pamphlet, again, Peter DeFazio said that he was against tax increases. Yet, he has proposed and supported five tax measures during his term as Lane County Commissioner. In fact, he even proposed a county income tax, and was quoted as saying that taxes are "the last thing businesses look at" when they are seeking to relocate.

It's hard to believe that he can say that, and then turn around and tell people he knows what it takes to bring new businesses to Oregon.

Peter DeFazio will say anything to any group to get elected.

So, for me, this congressional race has moved beyond the traditional contest between a Democrat and a Republican. My decision to vote for the Republican candidate this year boils down to trust and integrity.

I apologize if I sound angry. But I can't help but get angry when a Democrat thinks that the best way to gain votes is to purposely deceive people. We deserve better than that.

When I learned these things about Peter DeFazio, I started looking into Bruce Long's record. I felt that if he couldn't show me some good reasons to vote for him, I planned to skip over that race when I went to the ballot box in November.

But, from what I found, I am convinced that Bruce Long has the proven background to do a good job as our congressman. He has been a businessman and knows how to meet a payroll and live within a budget. And, in his eight years as a Douglas County Commissioner, Mr. Long cut the number of County employees by 40% and continued to maintain all of the needed county services.

I was pleased to find that Bruce Long had accomplished a large number of projects which helped bring new jobs to Douglas County.

But, most important to me, I was satisfied that people who know him say that he is a man who has high morals and integrity. As I said before, if a public official is honest, you can count on their word when promises are made.

I know it seems a little unusual to receive a letter like this. But I felt I had to write and tell you what I've learned.

I hope you'll join me in voting for Bruce Long for United States Congress this year. He is exactly the kind of hard working, honest man we need representing us in Washington, D.C.

Sincerely,

Al Starns

Al Starns

Paid for by the National Republican Congressional Committee

Authorized by Friends of Bruce Long

XEROX TELECOPIER 295 ; 10-13-86; 6:30 PM; 7203064 → 4842112 ; # 1

NATIONAL REPUBLICAN
CONGRESSIONAL COMMITTEE

01-PORT002 CA-035139

11/17/86	37-251 MAILING SERVICE	01171	57.87	.00	57.87
DETACH AND RETAIN STATEMENT			57.87	.00	57.87

01-PORT002 035139

NOT NEGOTIABLE

PAY TO THE ORDER OF
PORTLAND MAILING SERVICE
1400 NW FOVT STREET
PORTLAND, OR 97209

NOT NEGOTIABLE

Exhibit "F"

FOR USE OF POSTAL SERVICE ONLY

WEIGHING SECTION – COMPLETE APPLICABLE PARTS BELOW

Station or Unit	Mailing Statement Sequence No.	Permit No. ☐ *(Check here if company permit)*

FINANCE NO.	ZIP CODE	Name of Permit Holder

RECEIVED AND WEIGHED		
Date	Time A.M. P.M.	

☐ LETTER SIZE – *All mail normally processed through letter cases.*
☐ FLATS – *All mail normally processed through flat cases.*
☐ OTHER MAIL – *Not normally distributed in letter or flat cases.*

RCA OFFICE ONLY

NUMBER OF				Class	Weight of a single piece	NUMBER OF	
Sacks	Trays	Pallets	Other Containers		. — — — — lbs.	Total Pieces	Total Pounds

FOR TOTAL MAILING		FOR PIECES QUALIFYING FOR PRESORT RATE	
Total Weight (lbs.)		Total Weight (lbs.)	
Less TARE (lbs.)		Less TARE (lbs.)	
Net Total Wt. (lbs.)		Net Weight (lbs.)	

Results of Presort Verification

Detection *(Form 2866-A)* _____ %

In-Depth *(Form 2866-B)* _____ %

SACK/TRAY LABELS *(For mailings with 0% error)*

POSTAGE COMPUTATION

Pound Rate	1. Pound Rate Postage Charge	No. Pounds	Rate/Pound $	Postage
Piece Rates	2. ZIP + 4 Presort	No. Qual. Pieces	Rate Per Piece $	Postage
	3. Presort First Class	No. Qual. Pieces	Rate Per Piece $	Postage
	4. ZIP + 4 Nonpresort	No. Qual. Pieces	Rate Per Piece $	Postage
	5. Carrier Route	No. Qual. Pieces	Rate Per Piece $	Postage
	6. 5-digit	No. Qual. Pieces	Rate Per Piece $	Postage
	7. Basic	No. Qual. Pieces	Rate Per Piece $	Postage
	8. Rate Category	No. of Pieces	Rate Per Piece $	Postage
	9. SUBTOTAL (1 through 8) ▶			Postage

10. Additional Postage Payment *(State reasons for additional Postage Payments)*	No. Pieces	Rate/Piece $	Postage

Remarks:

11. TOTAL POSTAGE *(9 plus 10)* where applicable _____ ▶	Postage

I CERTIFY that this mailing has been inspected to verify that it qualifies for the rate of postage being paid, and that it is properly prepared (and presorted where required) and that the statement of mailing on the reverse of this form has been verified and the necessary annual fee has been paid.

Signature of Weigher	Date

USPO 1986

THE ATTACHED EXPENDITURE FOR 57.87 IS APPROVED

KP

DATE _____ Director of Fin. & Admin.

Vendor# PORT 002

G/L Acct.#	Ln#	Amount	BATCH	VOUCHER

321153816

INVOICE

Portland Mailing Services, Inc.
1438 N.W. Hoyt Street
Portland, Oregon 97209-2296
Telephone (503) 221-0707

37-248

To National Republican Congressional Committee
Attn: Stacy Deumite
320 S.E. 1st S.E.
Washington, D.C. 20003

Invoice No. 15446 - FINAL
Date October 20, 1986
Your Order No.

Terms: Net Cash Bills due and payable 15 days from date of invoice—1.5% interest charged after 30 days

Date of Service	Description	Count	Unit Price	Amount
10/20/86	RE: Bruce Long - Democrat Letter E. Buck Hardisty			
	1. Provide all type, design, layout and mechanical	1	LOT	125 00
	2. Provide all printing and bindery services for the following:			
	A) #10 regular envelope, 1 side, 2 color	70,000		
	B) 8½ x 11, 2 page letter, 2 color, fold and nest	ea. of 2	LOT	3,640 00
	3. Affix 4 up paper labels to #10 envelopes, insert letter, seal, sort, tie and sack at Bulk Third Class Residue & Carrier Route Rates, and prepare postal verification forms	66,817	20.50/m	1,369 75
	4. Ship to Eugene via Silver Eagle	1	LOT	250 00
	5. Ship art work to Eugene for client approval via Greyhound	1	LOT	9 00
	6. Postal Analysis			
	Customer Credit Balance Forward 5,300.60			
	Customer Advance 4,085.82			
	Total Postage Used 4,050.54			
	Postage Credit (5,335.88)			(5,335 88)
	NOTE: Due to PMS presort procedures, we saved the National Republican Congressional Committee $1,628.91 in postage over higher Bulk Third Class Rates. (Savings of 28%)			
	CAMPAIGN Jeff Larson / Todd Barbofer			
			Total	57 87

Full Service for all Direct Mail needs

PMS 7/82 #27

1049 3 4 5 0

32419716

INVOICE

Portland Mailing Services, Inc.
1438 N.W. Hoyt Street
Portland, Oregon 97209-2296
Telephone (503) 221-0707

To National Republican Congressional Committee
Attn: Stacy Deumite
320 S.E. 1st S.E.
Washington, D.C. 20003

Invoice No. 15440 - FINAL
Date October 20, 1986
Your Order No.

Terms: Net Cash Bills due and payable 15 days from date of invoice—1.5% interest charged after 30 days

Date of Service	Description	Count	Unit Price	Amount
10/20/86	RE: Bruce Long - Democrat Letter E. Brad Hardisty			
	1. Provide all type, design, layout and mechanical	1	LOT	125 00
	2. Provide all printing and bindery services for the following:			
	A) #10 regular envelope, 1 side, 2 colors	70,000		
	B) 8½ x 11, 2 page letter, 2 colors, fold and tab	ea. of 2	LOT	3,640 00
	3. Affix 4 up paper labels to #10 envelopes, insert letter, seal, sort, tie and pack as Bulk Third Class Residue & Carrier Route Rates, and prepare postal verification forms.	66,717	20.50/m	1,369 71
	4. Ship to Eugene via Silver Eagle	1	LOT	250 00
	5. Ship art work to Eugene for client approval via Greyhound	1	LOT	9 00
	6. Postal Analysis			
	Customer Credit Balance Forward 5,300.60			
	Customer Advance 4,015.02			
	Total Postage Used 4,050.54			
	Postage Credit (5,315.02)			(5,335 00)
	NOTE: Due to PMS presort procedures, we saved the National Republican Congressional Committee $1,320.61 in postage over higher Bulk Third Class Rates. (Savings of 20%)			
			Total	57 87

Full Service for all Direct Mail needs

PMS 7/82 #27

FOR ZONE RATED MAIL USE FORM 3606

U.S. Postal Service
STATEMENT OF MAILING WITH PERMIT IMPRINTS

MAILER: Complete all items by typewriter, pen or indelible pencil. Prepare in duplicate if receipt is desired. Check for instructions from your postmaster regarding box labeled "RCA Offices."

Permit No. 633

Post Office of Mailing	Date	Receipt No.	Mailing Statement Sequence No.
EUGENE, OR 97401	10-20-86	15446	1

Check applicable box

1st Class	2nd Class	3rd Class	4th Class
☐ *International*	☐ *Newspapers and magazines entered at the applicable third-class rate*	☒ *Carrier Route*	☐ *Library Rate*
☐ *ZIP + 4 Nonpresort*		☐ *5-digit*	☐ *Special 4th Class Single Piece*
☐ *ZIP + 4 Presort*		☐ *Basic*	☐ *Presort Special 4th Class*
☐ *Carrier Route*		☐ *Single Piece*	
☐ *Presort First-Class*			
☐ *Single Piece*			
☐ *Other (Specify)*			

Processing Category *(See DMM 128)*
☐ *Letters* ☐ *Irregular Parcels*
☐ *Flats* ☐ *Outside Parcels*
☐ *Machinable (Regular Parcels*

Weight of a single piece 0.0360 lbs.

RCA Offices:

TOTAL IN MAILING		NUMBER OF			
Pieces	Pound	Sacks	Trays	Pallets	Other Containers
59917	2157.012	91			

Name and Address of Permit Holder *(Include ZIP Code)*
E. HARDISTY
C/O PORTLAND MAILING SERVICES
510 N W 15TH AVE
PORTLAND, OR 97209
☐ Check if non-profit under 623. DMM*

Telephone No. 221-0707

Name and Address of Individual or Organization for which mailing is prepared *(If other than permit holder)*
☐ Check if non-profit under 623. DMM*

Name and Address of Mailing Agent *(If other than permit holder)*
Portland Mailing Serv.
510 NW 15th Ave.
Portland, OR 97209

POSTAGE COMPUTATION

Piece Rates	1. Pound Rate Postage Charge	No. Pounds	Rate/Pound $	Postage
	2. ZIP + 4 Presort	No. Qual. Pieces	Rate Per Piece $	Postage
	3. Presort First Class	No. Qual. Pieces	Rate Per Piece $	Postage
	4. ZIP + 4 Nonpresort	No. Qual. Pieces	Rate Per Piece $	Postage
	5. Carrier Route	No. Qual. Pieces 59917	Rate Per Piece $ 0.055	Postage 3,295.44
	6. 5-digit	No. Qual. Pieces	Rate Per Piece $	Postage
	7. Basic	No. Qual. Pieces	Rate Per Piece $	Postage
	8. Rate Category	No. of Pieces	Rate Per Piece $	Postage
	9. SUBTOTAL (1 through 8)			Postage $3,295.44

10. Additional Postage Payment *(State reasons for additional postage payments)*
National Republican Congressional Committee

No. Pieces	Rate/Piece	Postage
	$	

11. ☐ Check if applicable third class bulk piece rate is paid by meter. *(Form 3602-PC required)*

12. TOTAL POSTAGE *(9 plus 10)* where applicable) → Total Postage $ 3,295.44

*The signature of a nonprofit mailer certifies that: (1) The mailing does not violate section 623.5 DMM and (2) Only the mailer's matter is being mailed; and (3) This is not a cooperative mailing with other persons or organizations that are not entitled to special bulk mailing privileges; and (4) This mailing has not been undertaken by the mailer on behalf of or produced for another person or organization that is not entitled to special bulk mailing privileges.

Signature of Permit Holder or Agent *(Both principal and agent are liable for any postage deficiency incurred)*
Portland Mailing Services, Inc.
Jack Kemp

Telephone No. 221-0707

PS Form 3602, Dec. 1984

Willful Entry of false, fictitious or fraudulent statements or representations hereon punishable by fine up to $10,000 or imprisonment up to 5 years, or both (18 USC 1001)

U. S. POSTAL SERVICE
WEIGHING AND DISPATCH CERTIFICATE

NO. 48

10/20/86

EUGENE, OR, 974019998

PERMIT NO. 633

FINANCE # 40-2848

NATL.REP.CONG.COMMITTEE

LETTER SIZE-All mail normally processed through letter cases

SACKS	NUMBER OF TRAYS	NUMBER OF OTHER CONTAINERS	CLASS MAIL	WEIGHT OF A SINGLE PIECE	PIECES IN A POUND	NUMBER OF TOTAL PIECES	TOTAL POUNDS
91			[illegible]	0.5[illegible]	28.09	[illegible]297	1932.97

CARRIER ROUTE PRESORT POSTAGE IS $2986.33 54297 PIECES AT 0.055

(Received for dispatch by)

(Signature of Weisher)

S FORM 3607 FACSIMILE

YOUR ACCOUNT BALANCE IS $941.09
(MAY NOT INCLUDE LATEST DEPOSIT)

NATL.REP.CONG.COMMITTEE
320 FIRST ST S.E.
WASHINGTON DC 20003-0000

9 1 0 4 0 2 4 6 3

FOR ZONE RATED MAIL USE FORM 3605

U.S. Postal Service
STATEMENT OF MAILING WITH PERMIT IMPRINTS

MAILER: Complete all items by typewriter, pen or indelible pencil. Prepare in duplicate if receipt is desired. Check for instructions from your postmaster regarding box labeled "RCA Offices."

Permit No. 633

Post Office of Mailing	Date	Receipt No.	Mailing Statement Sequence No.
EUGENE, OR 97401	10-21-86 X	15446	

Check applicable box

1st Class	2nd Class	3rd Class	4th Class
☐ *International*	☐ *Newspapers and magazines entered at the applicable third-class rate*	☐ *Carrier Route*	☐ *Library Rate*
☐ *ZIP + 4 Nonpresort*		☐ *5-digit*	☐ *Special 4th Class Single Piece*
☐ *ZIP + 4 Presort*		☐ *Basic*	☐ *Presort Special 4th Class*
☐ *Carrier Route*		☐ *Single Piece*	
☐ *Presort First-Class*			
☐ *Single Piece*			
☐ *Other (Specify)*			

Processing Category *(See DMM 128)*
☒ *Letters*
☐ *Flats*
☐ *Machinable (Regular Parcels)*
☐ *Irregular Parcels*
☐ *Outside Parcels*

Weight of a single piece 0.0360 lbs.

RCA Offices:

TOTAL IN MAILING		NUMBER OF			
Pieces	Pound	Sacks	Trays	Pallets	Other Containers
7435	267.6600	47			

Name and Address of Permit Holder *(Include ZIP Code)*
E. HARDISTY
C/O PORTLAND MAILING SERVICES
510 N W 15TH AVE
PORTLAND, OR 97209
☐ Check if non-profit under 623. DMM*

Telephone No. 221-0707

Name and Address of Individual or Organization for which mailing is prepared *(If other than permit holder)*
☐ Check if non-profit under 623. DMM*

Name and Address of Mailing Agent *(If other than permit holder)*
Portland Mailing Serv.
510 NW 15th Ave.
Portland, OR 97209

POSTAGE COMPUTATION

		No. Pounds / No. Qual. Pieces	Rate/Pound / Rate Per Piece	Postage
Pound Rate	1. Pound Rate Postage Charge		$	
Piece Rates	2. ZIP + 4 Presort	No. Qual. Pieces	$	
	3. Presort First Class	No. Qual. Pieces	$	
	4. ZIP + 4 Nonpresort	No. Qual. Pieces	$	
	5. Carrier Route	No. Qual. Pieces	$	
	6. 5-digit	No. Qual. Pieces	$	
	7. Basic	No. Qual. Pieces 7435	$ 0.085	631.98
	8. Rate Category	No. of Pieces	$	
	9. SUBTOTAL (1 through 8)			$631.98

10. Additional Postage Payment *(State reasons for additional postage payments)* — No. Pieces — Rate/Piece $ — Postage

11. ☐ Check if applicable third class bulk piece rate is paid by meter. *(Form 3602-PC required)*

12. **TOTAL POSTAGE** *(9 plus 10)* where applicable) → Total Postage $ 631.98

*The signature of a nonprofit mailer certifies that: (1) The mailing does not violate section 623.5 DMM and (2) Only the mailer's matter is being mailed; and (3) This is not a cooperative mailing with other persons or organizations that are not entitled to special bulk mailing privileges; and (4) This mailing has not been undertaken by the mailer on behalf of or produced for another person or organization that is not entitled to special bulk mailing privileges.

Signature of Permit Holder or Agent *(Both principal and agent are liable for any postage deficiency incurred)*
Portland Mailing Services, Inc.

Telephone No. 221-0707

Willful Entry of false, fictitious or fraudulent statements or representations hereon punishable by fine up to $10,000 or imprisonment up to 5 years, or both (18 USC 1001)

1 1 0 4 0 3 3 4 5 3 4

FOR USE OF POSTAL SERVICE ONLY

WEIGHING SECTION – COMPLETE APPLICABLE PART BELOW

Station or Unit	Mailing Statement Sequence No.	Permit No. ☐ *(Check here if company permit)*

FINANCE NO.	ZIP CODE	Name of Permit Holder

RECEIVED AND WEIGHED		
Date	Time	A.M. P.M.

☐ LETTER SIZE – *All mail normally processed through letter cases.*
☐ FLATS – *All mail normally processed through flat cases.*
☐ OTHER MAIL – *Not normally distributed in letter or flat cases.*

RCA OFFICE ONLY

NUMBER OF				Class	Weight of a single piece	NUMBER OF	
Sacks	Trays	Pallets	Other Containers		. — — — — lbs.	Total Pieces	Total Pounds

FOR TOTAL MAILING		FOR PIECES QUALIFYING FOR PRESORT RATE	
Total Weight (lbs.)		Total Weight (lbs.)	
Less TARE (lbs.)		Less TARE (lbs.)	
Net Total Wt. (lbs.)		Net Weight (lbs.)	

Results of Presort Verification

Detection *(Form 2866-A)* _____ %

In-Depth *(Form 2866-B)* _____ %

SACK/TRAY LABELS *(For mailings with 0% error)*

POSTAGE COMPUTATION

Pound Rate	1. Pound Rate Postage Charge	No. Pounds	Rate/Pound $	Postage
Piece Rates	2. ZIP + 4 Presort	No. Qual. Pieces	Rate Per Piece $	Postage
	3. Presort First Class	No. Qual. Pieces	Rate Per Piece $	Postage
	4. ZIP + 4 Nonpresort	No. Qual. Pieces	Rate Per Piece $	Postage
	5. Carrier Route	No. Qual. Pieces	Rate Per Piece $	Postage
	6. 5-digit	No. Qual. Pieces	Rate Per Piece $	Postage
	7. Basic	No. Qual. Pieces	Rate Per Piece $	Postage
	8. Rate Category	No. of Pieces	Rate Per Piece $	Postage
	9. SUBTOTAL (1 through 8) ▶			Postage

10. Additional Postage Payment *(State reasons for additional Postage Payments)*	No. Pieces	Rate/Piece $	Postage

Remarks:

11. TOTAL POSTAGE *(9 plus 10)* where applicable _____ ▶ Postage $

I CERTIFY that this mailing has been inspected to verify that it qualifies for the rate of postage being paid, and that it is properly prepared (and presorted where required) and that the statement of mailing on the reverse of this form has been verified and the necessary annual fee has been paid.

Signature of Weigher | Date

USPO 1356

U. S. POSTAL SERVICE
WEIGHING AND DISPATCH CERTIFICATE

NO. 48

10/21/86

EUGENE,OR,974019998

PERMIT NO. 633

FINANCE # 40-2848

NATL.REP.CONG.COMMITTEE

LETTER SIZE-All mail normally processed through letter cases

NUMBER OF SACKS	NUMBER OF TRAYS	OTHER CONTAINERS	CLASS MAIL	WEIGHT OF A SINGLE PIECE	PIECES IN A POUND	NUMBER OF TOTAL PIECES	TOTAL POUNDS
47			3RD	0.596800	26.81	12520	467.00

3RD CLASS REGULAR PIECES POSTAGE IS $1064.20 PIECE RATE .085 PER PC

(Received for dispatch by)

(Signature of Weigher)

PS FORM 3607 FACSIMILE

YOUR ACCOUNT BALANCE IS $0.01
(MAY NOT INCLUDE LATEST DEPOSIT)

NATL.REP.CONG.COMMITTEE
320 FIRST ST S.E.
WASHINGTON DC 20003-0000

WIRE INFORMATION

Amount: $4085.82 Date: 10/20/86 Cand/Dist: Long OR/04

Receiving Bank Name: Oregon Bank
Bank Address: 1001 South West 5th, Portland, OR 97204
Name on Vendor's Acct: Portland Mailing Services, Inc.
Vendor's Acct number: 55203625
Name & number of the vendor contact to be notified by the bank that wire transfer is complete: Clair, 503/221-0707

WIRE BLUEFORMS MUST BE IN ACCOUNTING BY 1:00!

OCT 20 1986

7 4 5 4 3 0 4 1

THE ATTACHED EXPENDITURE FOR 4085.82 IS APPROVED

DATE _____ Director of Fin. & Admin. KP

Vendor# PORT 002

G/L Acct.#	Ln#	Amount	BATCH VOUCHER

Wired 10/20/86 KP

0 4 0 0 3 2 4 5 8

HE BELOW AMOUNT HAS BEEN CHARGED TO
OUR ACCOUNT AND TRA[redacted]
HROUGH THE FEDERAL [redacted]
HE DATE AND TIME OF [redacted]
HOWN ON THE BOTTOM[redacted]

1st AMERICAN
FIRST AMERICAN BANK OF VIRGINIA
FEDERAL TRANSFER OF FUNDS—OUTGOING

ACCOUNT NUMBER
001 00 501
PORT 002

T011U [redacted]T OUTGOING MSG

Receiver ABA	Type
23000165	1040

Sender ABA	Reference Number	Amount
56004241	0122	$4,085.82

IRST AMER MCLEAN . 1?0=NATL REPUBLICAN CONG COMM

REGON BANK PORT /CTR/IBK=1001 SW 5TH;PORTLAND OR NRCC

NF*PORTLAND MAILING SERVICES INC #55203625

BI=PHN CLAIRE @ 503-221-0707

n/c

Message Acknowledgement

[illegible] 11/ 10291433 [illegible] F1FABAD

MS

INVOICE

293120814
37-205

Portland Mailing Services, Inc.
1438 N.W. Hoyt Street
Portland Oregon 97209-2296
Telephone (503) 221-0707

To National Republic Congressional Committee
Attn: Stacy Dumbie
320 S.E. 1st S.E.
Washington, D.C. 20003

Invoice No -46
Date October 20, 1986
Your Order No.

Terms: Net Cash Bills due and payable 15 days from date of invoice — 1.5% interest charged after 30 days

Date of Service	Description	Count	Unit Price	Amount
10/20/86	RE: Democrat letter E. Buck Hardisty			
	1. Provide all type, design, layout and mechanical	1	LOT	125 00
	2. Provide all printing and bindery [illegible] for the following:			
	a. #10 regular envelope 1 side, 2 color	70,000 of each		
	b. 8½x11 2-page letter, 2 color, fold and nest	2	LOT	3,640 00
	3. Affix 4-up paper labels to #10 envelopes insert letter, seal, sort, tie and sack at Bulk Third Class residue and carrier rotted rates, and prepare postal verification forms	70,000	20.50/m	1,435 00
	4. Ship to Eugene via Silver Eagle	1	LOT	250 00
	5. Ship artwork to Eugene for client approval via Greyhound	1	LOT	9 00
	6. Postal Analysis	7,435 59,917	.085/ea .055/ea	631 98 3,295 44
	7. Postage Credit			(5,300 60)
			Total	4,085 82

blican Congressional Comm

Non Profit Org
U.S. Postage
PAID
Permit # 633
Eugene, OR

E. (Buck) Hardisty
Junction City, OR 97448

Dear Friend,

I am a Democrat. My roots run deep both in Oregon and the Democratic Party. I am proud of what our party has done for this country under leaders like Franklin Roosevelt and Harry Truman.

Although I usually vote for Democratic candidates, once in a while, I'll vote for a Republican if there is a good reason.

That's why I am writing you. Because this year, I just can't support the Democratic candidate for U.S. Congress in the 4th District.

Let me tell you why.

Trust and honesty are all important ingredients for our public leaders. Sure, their stands on the issues are important. But, issues change. What doesn't change is a person's honesty.

Peter DeFazio is confusing the issue by saying that his opponent, Bruce Long, is willing to gamble on the future of Social Security. When in fact, Bruce Long is firmly committed to preserving and protecting Social Security.

And there are many other examples of Peter DeFazio's misrepresentation.

He said in his Primary Voter's Pamphlet that he "stopped WPPSS in Circuit Court saving Northwest ratepayers hundreds of millions of dollars". I've since found out that he lost his lawsuit in the Oregon Supreme Court in 1984...two years before he made that statement.

When Peter DeFazio spoke to a Sierra Club meeting before the primary he was quoted as saying he would introduce legislation to limit the logging of old growth trees. But, when he recently spoke to a group of timber company people, he told them that we are going to have to cut old growth timber.

In the Primary Voter's Pamphlet, again, Peter DeFazio said that he was against tax increases. Yet, he has proposed and supported five tax measures during his term as Lane County Commissioner. In fact, he even proposed a county income tax, and was quoted as saying that taxes are "the last thing businesses look at" when they are seeking to relocate.

It's hard to believe that he can say that, and then turn around and tell people he knows what it takes to bring new businesses to Oregon.

So, for me, this congressional race has moved beyond the traditional contest between a Democrat and a Republican. My decision to vote for the Republican candidate this year boils down to trust and integrity.

When I learned these things about Peter DeFazio, I started looking into Bruce Long's record. I felt that if he couldn't show me some good reasons to vote for him, I planned to skip over that race when I went to the ballot box in November.

But, from what I found, I am convinced that Bruce Long has the proven background to do a good job as our congressman. He's a strong family man and a fourth generation Oregonian. He has been a businessman and knows how to meet a payroll and live within a budget. And, in his eight years as a Douglas County Commissioner, Mr. Long cut the number of County employees by 40% and continued to maintain all of the needed county services.

I was pleased to find that Bruce Long had accomplished a large number of projects which helped bring new jobs to Douglas County.

But, most important to me, I was satisfied that people who know him say that he is a man who has high morals and integrity. As I said before, if a public official is honest, you can count on their word when promises are made.

I know it seems a little unusual to receive a letter like this. But I felt I had to write and tell you what I've learned.

I hope you'll join me in voting for Bruce Long for United States Congress this year. He is exactly the kind of hard working, honest man we need representing us in Washington, D.C.

Sincerely,

E. Hardisty

E. Hardisty

Paid for by the National Republican Congressional Committee

Authorized by the Bruce Long

VENDOR NUMBER	NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE	CHECK NUMBER
01-VOTE002		04-034731

INVOICE DATE	INVOICE NO.	BATCH/VOUCHER	GROSS AMOUNT	DISCOUNT	NET AMOUNT
10/27/86	37-219	01092 00014	1,225.74	.00	1,225.74
10/27/86	37-221	01092 00015	310.80	.00	310.80
PROF.	SERVICES				
		TOTALS ▶	1,536.54	.00	1,536.54

DETACH AND RETAIN STATEMENT

VENDOR NUMBER
01-VOTE002

CHECK NUMBER
34731 04-034731

NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE • CONGRESSMAN GUY VANDER JAGT, CHAIRMAN
320 FIRST STREET S.E.
WASHINGTON, D.C. 20003
(202) 479-7040

DATE
10/28/86

CHECK AMOUNT
$1,536.54

PAY TO THE ORDER OF
VOTER CONTACT SERVICES
311 S.W. 8th SUITE 211
LAKE OSWEGO, OR 97034

FIRST AMERICAN BANK OF VIRGINIA
MCLEAN, VIRGINIA

NON-NEGOTIABLE

THE ATTACHED EXPENDITURE FOR 1225.74 IS APPROVED

DATE _____ Director of Fin. & Admin.

Vendor# VOTE 002 2 blue forms KP

G/L Acct.#	In#	Amount	BATCH	VOUCHER

2104032475

VOTER CONTACT SERVICES, INC.
311 SW "B", Suite 211
Lake Oswego, OR 97034

(503) 635-5859

INVOICE NO. 1757

300 151106
37-219

SOLD TO: Bruce Long for Congress

SHIP TO: Portland Mailing Service

CUSTOMER'S ORDER	SALESMAN	TERMS	SHIPPED VIA	F.O.B	DATE
5751	Keyser				10/14/86

	QUANTITY ORDERED	QUANTITY SHIPPED	DESCRIPTION	UNIT PRICE	AMOUNT
1		26,642	Cheshire Labels CD 4 Ind HH's	10.00/m	266.42
2		22,318	Carrier Routed Five lines	7.00/m	156.22
3		41,422	Cheshire Labels CD 4 Selected Precincts DHH in prec 55.9 or better	10.00/m	414.22
4		37,599	Carrier Routed 5 lines	7.00/m	263.19
5		203	District Selects 25.00 & .20 each		65.60
6					1,165.65
7					
8			Shipping		60.09
9					
10					$1,225.74

CAMPAIGN J. Larson Todd Bartlofier

REDIFORM 7W759 DUP
POLY PAK (50 SETS)

INVOICE

1

SPEEDIPLY® PAT'D MCP® PAT'D

THE ATTACHED EXPENDITURE FOR 310.80 IS APPROVED

DATE _____ Director of Fin. & Admin.

Vendor: VOTE 002

G/L Acct.#	Ln#	Amount	BATCH	VOUCHER

Voter Contact Services, Inc.
311 SW B St., Suite 211
Lake Oswego, OR 97034

INVOICE NO.
7198

300153659
37-221

SOLD TO

Bruce Long for Congress

c/o NRCC
Attn: Stacy DeWitt
320 First Street SE
Washington DC 20003

SHIP TO

VCS

CUSTOMER'S ORDER	SALESMAN	TERMS	SHIPPED VIA	F.O.B.	DATE
5635	Keyser				10/10/86

QUAN ORDERED	QUAN SHIPPED	DESCRIPTION	UNIT PRICE	AMOUNT
	1	3 - Variable Rank Precinct Report		300.00
		Shipping		10.80
		NRCC J Larson		
		Cont. Todd Bankofier		
				310.80

EDIFORM 7W760 TRIP
Y PAK (50 SETS) 7 P 760

INVOICE

1

Speed-ply MCP Patented

OCT 31 1986

WIRE INFORMATION

Amount: $2400.00 Date: 10/30/86 Cand/Dist: Long OR/04

Receiving Bank Name: First Interstate Bank of Oregon, Eugene Main
Bank Address: 99 East Broadway, Eugene, OR
Name on Vendor's Acct: KVAL TV
Vendor's Acct number: 17-0132543 ABA# 123000123
Name & number of the vendor contact to be notified by the bank that wire transfer is complete: Todd Bankofier 503/687-8715

WIRE BLUEFORMS MUST BE IN ACCOUNTING BY 1:00!

10/31/86 Michelle 11:35

Exhibit "G"

E BELOW AMOUNT HAS BEEN CHARGED TO
UR ACCOUNT AND TRANSFERRED BY WIRE
ROUGH THE FEDERAL RESERVE BANK.
E DATE AND TIME OF THIS TRANSFER ARE
OWN ON THE BOTTOM LINE.
011U

1st AMERICAN
FIRST AMERICAN BANK OF VIRGINIA
FEDERAL TRANSFER OF FUNDS—OUTGOING
FT OUTGOING MSG

ACCOUNT NUMBER
001 00 501

KVAL001

Received ABA	Type
3000123	1040

Sender ABA	Reference Number	Amount
6054241	0950	$2,400.00

RCT AMER NCLEAN /ORG-NATL REPUBLICAN CONG COMM

NSL [illegible] /TRAD/AMELUCOMM

National Republican Congressional
Committee

N/C

age Acknowledgement

0 1 0 4 0 3 3 2 3 0

THE ATTACHED EXPENDITURE FOR 2400.00 IS APPROVED

KP

DATE _____ Director of Fin. & Admin.

Vendor# KVAL001

G/L Acct.#	Ln#	Amount	BATCH	VOUCHER
Wood				
10/21/86				
		KP		

9104083324831

303132138
37-238

XEROX TEL: 2 295 : 10-18-86: 5:12 PM: FM-6 + 503341483 : 0 1

Bank info -
1st Interstate Bank of Or
Eugene Main
99 E. Broadway, Eugene OR

BRUCE LONG TELEVISION BUY
OCT 20-NOV 3, 1986

Acct Name -
KVAL TV

STATION: KVAL

Acct #
17-0132543

ABA #
123000123

M-F Rot.	7-9A	CBS AM NEWS	5 per wk
	9-10A	PHIL DONAHUE	5 per wk
	11:30-3P	SOAPS	5 per wk
	5-5:30P	MASH	5 per wk
	7-8P	WHEEL/JEOPARDY	5 per wk
Sat	7-8P	WHEEL/JEOPARDY	1 per wk
Sun	8-9:30A	CBS SUN AM NEWS	1 per wk
Sun Sports	10/26	NFL SF/GREEN BAY	1 per game
	11/2	NFL SF/NEW ORLNS	1 per game
PRIME			
Mon 10/20	9-10P	NEWHART/DSGNING	1 per wk
	10-11P	CA CNDY & LACEY	1 per wk
Mon 10/27	9-10P	NEWHART/DSGNING	1 per wk
	10-11P	CAGNEY & LACEY	1 per wk
Mon 11/3	9-10P	NEWHART/DSGNG	1 per wk
	10-11P	CAGNEY & LACEY	1 per wk
Weds	9-10P	MAGNUM	1 per wk
	10-11	EQUALIZER	1 per wk
Ths	8-9P	SIMON/SIMON	1 per wk
Fs	9-10P	DALLAS	1 per wk
Suns	7-8P	SIXTY MINUTES	1 per wk
	9-11	MOVIE	1 per wk

NRCC Jeff Larson
CAMPAIGN Todd Gaziano

NRCC Net portio
$2400.00

GROSS TOTAL: 12,775 = 6387
NET TOTAL: 10,850.75

ATT - STACI D -

9104033243 2

EVES & WADE
ATTORNEYS AT LAW
410 METRO BUILDING
2000 S.W. FIRST AVENUE
PORTLAND, OREGON 97201
(503) 227-6226

MARK W. EVES
RONALD L. WADE

OF COUNSEL
FRANCIS I. SMITH
(503) 227-5080

April 8, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Rick Holcomb, Counsel
National Republican Congressional Committee
320 First Street S.E.
Washington D.C. 20003

RE: Oregon Republican Party

Dear Mr. Holcomb:

As you know, this firm represents the Oregon Republican Party. It has come to our attention that Mr. Jeff Larson, an employee of the National Republican Congressional Committee in 1986, was actively attempting to provide assistance to the Bruce Long for Congress campaign which took place in 1986, in the Fourth Congressional District in Oregon.

As Mr. Larson was aware in 1986, the Oregon Republican Party provided assistance to the Bruce Long for Congress campaign in connection with a volunteer effort for the design, production, and dissemination of a brochure which has been known as the "Positive Graphics Brochure." On behalf of the National Republican Congressional Committee, we now understand that Mr. Larson was providing separate assistance to the Bruce Long for Congress campaign. That assistance involved the design, production, and dissemination of at least five unrelated mailing projects, as well as television advertising. All of the projects of which we are now aware are described in the enclosed document entitled "Bruce Long For Congress Assisted Projects."

We have been informed that Mr. Larson ordered goods and services in connection with the "2-Page Letter" and the "Comparison Brochure" projects described in the enclosed document from Portland Mailing Services, Inc., and from Voter Contact Services, Inc. Both of those entities are located in Oregon. Apparently, Mr. Larson instructed both of those entities to address their invoice billings directly to the Oregon Republican Party, and not to the National Republican Congressional Committee. This was done notwithstanding the fact that the Oregon Republican Party did not know of those projects and did not agree to financially participate in them. The Oregon Republican Party inadvertently paid $10,160.45 in connection with the "2-Page Letter" project and $10,140.90 in connection with the "Comparison

Brochure" project, but did so believing that those amounts were associated with the "Positive Graphics Brochure" project. The amounts were paid at the request of Jeff Larson before any invoices were produced. Mr. Larson promised to deliver the invoices to the Oregon Republican Party, but failed to do so. Copies of them have been received by this firm only recently.

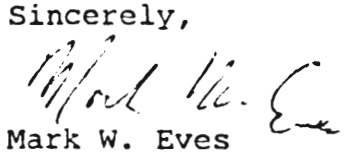
Demand is hereby made on behalf of our client for payment by the National Republican Congressional Committee in the above amounts of $10,160.45 and $10,140.90, together with interest at the statutory rate of 9% per annum from November 1, 1986, until paid in full. Enclosed with this letter are Affidavits of William Moshofsky, Dwight Hille, and Fred T. Peterson which will verify the above projects and expenditures, together with the responsibility of the National Republican Congressional Committee.

As you know, a matter has been instituted before the Federal Election Commission in connection with the expenditures made by the Oregon Republican Party. Questions may be raised regarding whether the "2-Page Letter" and "Comparison Brochure" projects were truly volunteer efforts. Based upon all available information, the "Positive Graphics Brochure" was a true volunteer effort. We have no information tending to indicate whether the "2-Page Letter" or the "Comparison Brochure" were volunteer efforts. In the event that the proceeding which is identified as MUR 2559 results in any penalty, fine, or order for payment of funds to any individual or entity, and if such action by the Federal Election Commission relates directly to the "2-Page Letter" or the " Comparison Brochure" projects, we must demand that the National Republican Congressional Committee pay all amounts assessed by the Federal Election Commission.

We recently have received from you a copy of a letter dated June 2, 1986, in which Chairman Moshofsky purports to appoint NRCC as agent for the Oregon Republican Party. The letter apparently was written by Mr. Larson. No copy was given to Mr. Moshofsky and he did not understand its purpose. It was not the intent of Mr. Moshofsky to grant power of attorney to NRCC or to allow it to undertake expenditures for projects which were not approved in advance or for purposes which were not permitted by law. Therefore, to the extent that agency was created by the letter, Mr. Larson's actions exceeded the bounds of his authority.

If you have any questions or comments concerning this matter, feel free to contact us.

Sincerely,



Mark W. Eves

MWE/tls
Enc.

2 1 0 4 0 3 3 4 3 4

Oregon Republicans

Serving over a half million registered members of the Oregon Republican Party

June 2, 1986

The Honorable Guy Vander Jagt, Chairman
National Republican Congressional Committee
320 First Street, SE
Washington, D.C. 20003

Dear Congressman Vander Jagt:

By this letter the Oregon Republican Party authorizes the National Republican Congressional Committee to serve as the agent of the Oregon Republican Party for the purpose of making coordinated expenditures pursuant to 2 U.S.C. 441 (a) (d) (3).

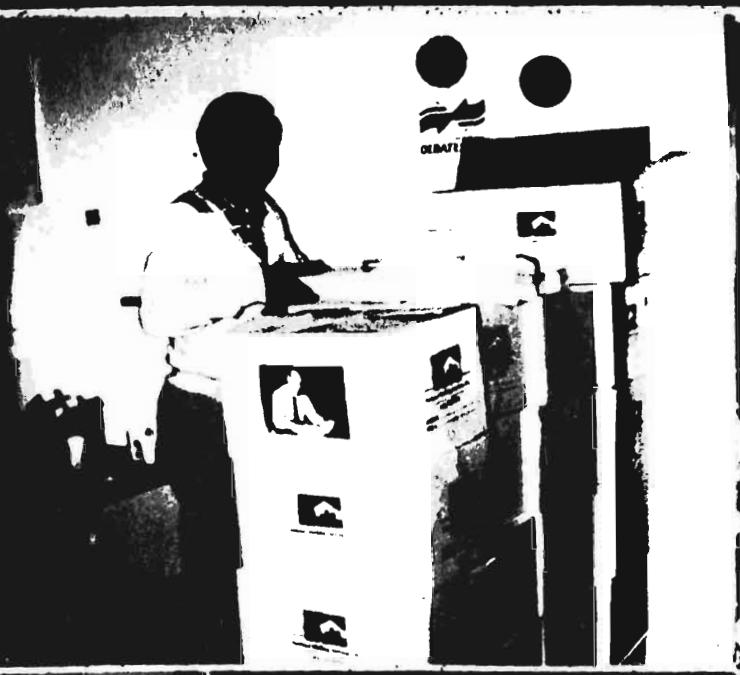
Your Committee is authorized to make these expenditures on behalf of the Oregon Republican Party in connection with the general election campaign of Bruce Long/District #4.

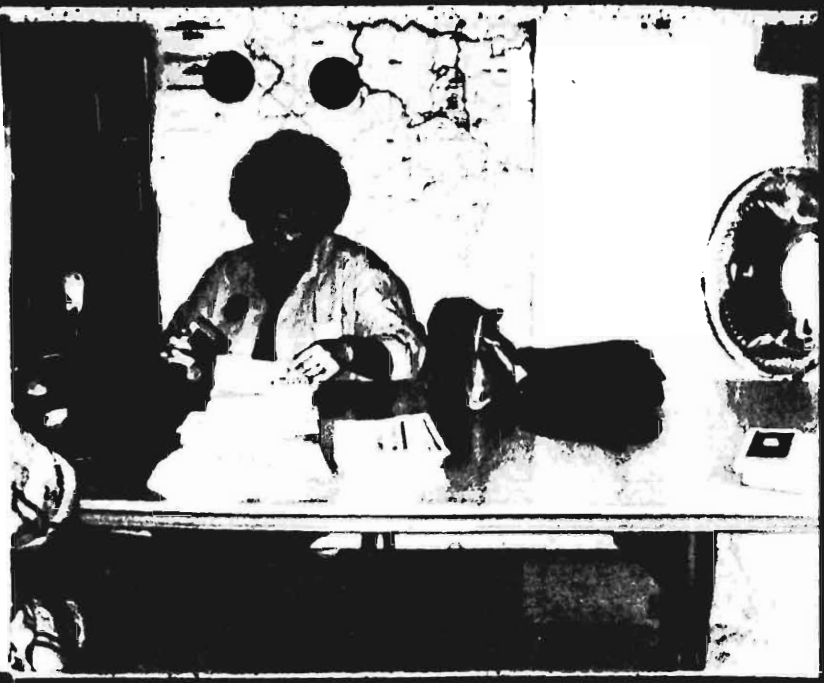
Under 441 (a) (d) (3) you may spend, on behalf of the Oregon Republican Party, $21,000.00 for Bruce Long.

Sincerely,

Bill Moshofsky
Chairman

620 S.W. Fifth Avenue • Portland, Oregon 97204 • (503) 228-0616


DEBATE



Dwight -
looks like
he's had a
work, huh?

B. Haley

Lucie Summer.
Judy's mom

Stamping away.

B. Haley

Blow drying
all that hair.

B. Haley

Office -
10-14-86
Our hard
work!

Bon

Judy & friend
Drew
11-5-86

Stamping
the mailing
aren't we hard
workers?

B Haley

9 1 0 4 0 3 3 2 4 3 3

Drying the ink
w/ blue, dryer!
It sounded like
a hair dryer!

B. Haley

GCC #9152

EVES & WADE
ATTORNEYS AT LAW
410 METRO BUILDING
2000 S.W. FIRST AVENUE
PORTLAND, OREGON 97201
(503) 227-6226

MARK W. EVES
RONALD L. WADE

OF COUNSEL
FRANCIS I. SMITH
(503) 227-5080

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

88 APR 26 AM 11:51

April 21, 1988

Mr. Thomas J. Josefiak, Chairman
Federal Election Commission
Washington, D.C. 20463

RE: MUR 2559 Oregon Republican Party
& Fred G. Capell, as Treasurer

Dear Mr. Josefiak:

As promised in our previous correspondence to you, we have enclosed with this letter the sworn and acknowledged Affidavits of three volunteers for the Positive Graphics Brochure project associated with the Bruce Long for Congress campaign. Please accept the enclosed Affidavits as being a part of our prior submission to your offices. We are awaiting one final Affidavit from an additional volunteer. When we receive it, we will send it to you.

Thank you for your courtesies in this matter.

Sincerely,

Mark W. Eves

Mark W. Eves

MWE:jmf

cc: T.J. Bailey, Chairman, Republican Party

9104032490

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	}	MUR 2559
	}	
	}	AFFIDAVIT OF
OREGON REPUBLICAN PARTY	}	WINIFRED PROUTY

THE UNDERSIGNED, Winifred Prouty, being of sound mind and age of majority hereby swears and says:

1. As a volunteer for the Bruce Long For Congress campaign in 1986, the undersigned assisted in a project involving the preparation and dissemination of a brochure consisting of 102,000 copies, which was known as the "Positive Graphics Brochure." The Positive Graphics Brochure described the qualifications of Bruce Long to serve as a Representative for the Fourth Congressional District of Oregon.

2. To the best of my knowledge and belief, the entire Positive Graphics Brochure project, including the design, preparation, and dissemination of 102,000 brochures, was primarily a volunteer effort. I volunteered approximately twelve (12) hours to assist in the project.

3. It is my recollection that approximately thirty volunteers were involved in the Positive Graphics Brochure project, and that they expended approximately six hundred hours of labor. It is my personal recollection based upon personal experience that approximately 23 volunteers each contributed an average of approximately 14 hours to the unpacking, handling, embossing with postage information, repacking, and delivery of approximately 91,612 of the Positive Graphics Brochures, and that additional volunteers distributed on a door-to-door basis and

9104063421

other bases an additional approximately 10,388 brochures. To the best of my knowledge, the Positive Graphics Brochures were not distributed to members of the general public, but were distributed to persons who were registered as Republicans and Independents in the Fourth Congressional District of Oregon.

Further affiant saith not.

4-13-88
Date

Winifred Prouty
WINIFRED PROUTY

State of Oregon }
} ss.
County of Lane }

The above affidavit of WINIFRED PROUTY was signed and sworn before me this 13 day of April, 1988

Notary Public for Oregon
My commission expires: 3/19/92

NOTARY PUBLIC - OREGON
My Commission Expires

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	}	MUR 2559
	}	
	}	AFFIDAVIT OF
OREGON REPUBLICAN PARTY	}	GERALDINE HUMPHREY

THE UNDERSIGNED, Geraldine Humphrey, being of sound mind and age of majority hereby swears and says:

1. As a volunteer for the Bruce Long For Congress campaign in 1986, the undersigned assisted in a project involving the preparation and dissemination of a brochure consisting of 102,000 copies, which was known as the "Positive Graphics Brochure." The Positive Graphics Brochure described the qualifications of Bruce Long to serve as a Representative for the Fourth Congressional District of Oregon.

2. To the best of my knowledge and belief, the entire Positive Graphics Brochure project, including the design, preparation, and dissemination of 102,000 brochures, was primarily a volunteer effort. I volunteered approximately twenty (20) hours to assist in the project.

3. It is my recollection that approximately thirty volunteers were involved in the Positive Graphics Brochure project, and that they expended approximately six hundred hours of labor. It is my personal recollection based upon personal experience that approximately 23 volunteers each contributed an average of approximately 14 hours to the unpacking, handling, embossing with postage information, repacking, and delivery of approximately 91,612 of the Positive Graphics Brochures, and that additional volunteers distributed on a door-to-door basis and

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other bases an additional approximately 10,388 brochures. To the best of my knowledge, the Positive Graphics Brochures were not distributed to members of the general public, but were distributed to persons who were registered as Republicans and Independents in the Fourth Congressional District of Oregon.

Further affiant saith not.

4/12/88
Date

Geraldine H Humphrey
GERALDINE HUMPHREY

State of Oregon }
} ss.
County of Lane }

The above affidavit of GERALDINE HUMPHREY was signed and sworn before me this 12th day of April, 1988

Notary Public for Oregon
My commission expires: 09-24-90

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	}	MUR 2559
	}	
	}	AFFIDAVIT OF
OREGON REPUBLICAN PARTY	}	JENINE YANOV

THE UNDERSIGNED, Jenine Yanov, being of sound mind and age of majority hereby swears and says:

1. As a volunteer for the Bruce Long For Congress campaign in 1986, the undersigned assisted in a project involving the preparation and dissemination of a brochure consisting of 102,000 copies, which was known as the "Positive Graphics Brochure." The Positive Graphics Brochure described the qualifications of Bruce Long to serve as a Representative for the Fourth Congressional District of Oregon.

2. To the best of my knowledge and belief, the entire Positive Graphics Brochure project, including the design, preparation, and dissemination of 102,000 brochures, was primarily a volunteer effort. I volunteered approximately twelve (12) hours to assist in the project.

3. It is my recollection that approximately thirty volunteers were involved in the Positive Graphics Brochure project, and that they expended approximately six hundred hours of labor. It is my personal recollection based upon personal experience that approximately 23 volunteers each contributed an average of approximately 14 hours to the unpacking, handling, embossing with postage information, repacking, and delivery of approximately 91,612 of the Positive Graphics Brochures, and that additional volunteers distributed on a door-to-door basis and

other bases an additional approximately 10,388 brochures. To the best of my knowledge, the Positive Graphics Brochures were not distributed to members of the general public, but were distributed to persons who were registered as Republicans and Independents in the Fourth Congressional District of Oregon.

Further affiant saith not.

4/12/88
Date

JENINE YANOV

State of Oregon }
} ss.
County of Lane }

The above affidavit of JENINE YANOV was signed and sworn before me this 12th day of April, 1988.

Notary Public for Oregon
My commission expires: My Commission Expires 11/16/89

GCC#9250

EVES & WADE
ATTORNEYS AT LAW
410 METRO BUILDING
2000 S.W. FIRST AVENUE
PORTLAND, OREGON 97201
(503) 227-6226

MARK W. EVES
RONALD L. WADE

OF COUNSEL
FRANCIS I. SMITH
(503) 227-5080

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM
88 MAY 10 PM 12:34

May 2, 1988

Mr. Thomas J. Josefiak, Chairman
Federal Election Commission
Washington, D.C. 20463

RE: MUR 2559 Oregon Republican Party
& Fred G. Capell, as Treasurer

Dear Mr. Josefiak:

Enclosed please find the last Affidavit which we promised to you. The enclosed Affidavit of Lynn Lineburg confirms the volunteer activities previously described.

The enclosed Affidavit will be our last submission to you, except possibly providing to you a response to the letter recently submitted to you by the National Republican Congressional Committee. Please note that the facts set forth in our submissions to you have been verified by sworn Affidavits signed by persons who generally are not in the employ of the Republican Party nationally or in any state. The letter from NRCC is not supported by any evidence, and the two witnesses cited are employed by the Republican Party.

We would like to extend our thanks to your offices for permitting us to submit information to you as we received it. We would also like to extend our thanks for the extension of time which was provided by your offices in this matter.

If you have any questions or comments concerning this matter, please feel free to contact us.

Sincerely,

Mark W. Eves

MWE/tls
Enc.
cc: Oregon Republican Party

RECEIVED
FEDERAL ELECTION COMMISSION
88 MAY 10 PM 3:48

RECEIVED APR 27 1988

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	}	MUR 2559
	}	
	}	AFFIDAVIT OF
OREGON REPUBLICAN PARTY	}	LYNN LINEBURG

THE UNDERSIGNED, Lynn Lineburg, being of sound mind and age of majority hereby swears and says:

1. As a volunteer for the Bruce Long For Congress campaign in 1986, the undersigned assisted in a project involving the preparation and dissemination of a brochure consisting of 102,000 copies, which was known as the "Positive Graphics Brochure." The Positive Graphics Brochure described the qualifications of Bruce Long to serve as a Representative for the Fourth Congressional District of Oregon.

2. To the best of my knowledge and belief, the entire Positive Graphics Brochure project, including the design, preparation, and dissemination of 102,000 brochures, was primarily a volunteer effort. I volunteered approximately ten (10) hours to assist in the project.

3. It is my recollection that approximately thirty volunteers were involved in the Positive Graphics Brochure project, and that they expended approximately six hundred hours of labor. It is my personal recollection based upon personal experience that approximately 23 volunteers each contributed an average of approximately 14 hours to the unpacking, handling,

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embossing with postage information, repacking, and delivery of a large number of the Positive Graphics Brochures.

Further affiant saith not.

4/22/88
Date

x Lynn Lineburg
LYNN LINEBURG

State of Oregon }
} ss.
County of Lane }

The above affidavit of LYNN LINEBURG was signed and sworn before me this 22 day of April, 1988

Rosemary F Dyke
Notary Public for Oregon
My Commission Expires: 3-16-92

JAN W. BARAN
GENERAL COUNSEL

RICHARD D. HOLCOMB
LEGAL COUNSEL

6CC#9148

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM
88 APR 26 AM 10: 38

320 FIRST STREET, S.E.
WASHINGTON, D.C. 20003
202-479-7025

NATIONAL REPUBLICAN
CONGRESSIONAL COMMITTEE

RECEIVED
FEDERAL ELECTION COMMISSION
88 APR 26 AM 11: 50

April 25, 1988

Mark W. Eves, Esquire
Eves & Wade
410 Metro Building
2000 S.W. First Avenue
Portland, Oregon 97201

RE: MUR 2559, Oregon Republican Party and Fred Capell, as treasurer.

Dear Mr. Eves:

On behalf of the National Republican Congressional Committee (NRCC), this responds to your letter of April 8, 1988. Although your letter referred to certain affidavits, no such documents were enclosed.

As you know, former Oregon Chairman William Moshofsky requested NRCC's assistance in your pending case before the Federal Election Commission. NRCC undertook a review of its actions vis-a-vis the Oregon Republican Party and the Bruce Long for Congress Committee during the time period in question. The review consisted of conferring with you; NRCC personnel who dealt with the Bruce Long campaign, including our former Field Representative Jeff Larson; reviewing all of our records and receipts associated with NRCC's expenditures for or on behalf of the Bruce Long campaign (copies of which were forwarded to you); interviewing the campaign manager for the Bruce Long campaign; and interviewing representatives of the Republican National Committee (RNC) who had provided assistance to the Oregon Republican Party and the Bruce Long campaign.

In assisting the Oregon Republican Party in collecting the facts, we identified three (3) mailings by the Oregon Republican Party. The review confirms to us that the mailings represented a program of the Oregon Republican Party known to and approved by its Chairman.

PAID FOR BY THE NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE. NOT PRINTED AT GOVERNMENT EXPENSE

The mailings carried the Oregon Republican Party's disclaimer and were paid for with checks signed by Chairman Moshofsky and/or the Chairman's Chief Deputy, Fred Peterson. We note that Mr. Moshofsky was himself twice a candidate for Congress supported by the NRCC and was aware of what the Oregon Republican Party and NRCC could and could not do in support of candidates.

The review of our records and receipts also reconfirmed the fact that our coordinated expenditures made pursuant to 2 U.S.C. section 441a(d)(3) and agency letters executed by Chairman Moshofsky and the RNC were clearly within the legal spending limits and reported to the FEC. The allegation that Chairman Moshofsky signed the agency letter but did not understand its purpose is so incredible that it does not even deserve comment.

Accordingly, your "demand" that NRCC pay the Oregon Republican Party the cost of two of the three mailings previously authorized and paid for by the Oregon Republican Party is totally unjustified. In return for its generous response to Mr. Moshofsky's plea for assistance, the NRCC is now being falsely accused of wrongdoing in a self-serving attempt to mitigate the Oregon Party's legal liability before the FEC. You have left NRCC with no alternative but to submit a copy of this letter to the FEC in order to correct the misstatements made in your letter. We do so without concluding that the Oregon Republican Party's mailings violated federal law. To the best of our knowledge they were in compliance.

Sincerely,

Jan W. Baran
General Counsel

Richard D. Holcomb
Legal Counsel

JWB:df
cc: Federal Election Commission

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 2559

DATE FILMED 3/29/91 CAMERA NO. 4

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88 MAY 26 PM 4:41

SENSITIVE

EXECUTIVE SESSION

JUN 07 1988

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Oregon Republican Party	)	MUR 2559
and Fred G. Capell, as	)	
treasurer	)	

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On December 10, 1987, the Federal Election Commission ("Commission") found reason to believe the Oregon Republican Party and Fred G. Capell, as treasurer ("Respondents") violated 2 U.S.C. § 441a(f). The Commission's finding was based on the circumstances surrounding a mailer activity conducted by Respondents on behalf of the Bruce Long campaign for the U.S. House of Representatives in 1986. Respondents treated the mailing as an exempt volunteer activity pursuant to 2 U.S.C. §§ 431(8)(B)(x) and (9)((B)(viii), and as described in 11 C.F.R. § 100.7(b)(15). In order to determine whether the volunteer exemption was applicable in this instance, the Commission approved interrogatories and a request for production of documents on January 27, 1988. They were mailed to Respondents on February 4, 1988. At Respondents' request an extension of time to respond was granted, and answers and documents were submitted on April 12, 1988. Attachment I. On April 26, 1988, this Office received additional affidavits from three volunteers who worked on the mailer activity. Respondents submitted these as a supplement to their earlier response. Attachment II. On

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May 10, 1988, Respondents submitted a final affidavit to supplement their response. Attachment III.

II. ANALYSIS

In their response, Respondents submitted revised totals for the costs incurred when conducting the mailer activity on behalf of Bruce Long and proposed to amend the 1986 Post General Report with such response. Attachment I(5). The following chart compares the amounts reported by Respondents in their amended 1986 Post General Report, filed on May 21, 1987, with the amounts they stated in the response to discovery in this matter. (See RAD Ref. 87L-16: First General Counsel's Report, signed November 30, 1987.)

CHART A

Project Name	Vendor	1986 Post-General Report	Response to Discovery
Positive Graphics Brochure[1/]	1) Portland Mailing Service	a) $17,463.99	b) $17,263.99
	2) "	a) $10,085.00	b) $ 1,090.21
	3) "	a) $ 8,612.45	
	4) Voter Contact Services	a) $ 2,694.11	b) $ 1,214.73
	5) Rahnasto Rubber Stamp, Co.	a) $ 250.00	b) $ 250.00

1/ Respondents have identified this project as the alleged exempt volunteer mailer activity they conducted on behalf of Bruce Long.

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Respondents explained that the discrepancy in the amounts reported was due to the unavailability of complete records at the time that the amended 1986 Post General Report was filed. Attachment I(2).

Respondents stated that they made additional payments to Portland Mailing Service ("Portland") and Voter Contact Services ("Voter Contact") at the request of the National Republican Congressional Committee ("NRCC") under the impression that these disbursements were also connected with the "Positive Graphics Brochure." Respondents have since learned that the additional disbursements to these vendors were connected with two other projects, apparently arranged by the NRCC on behalf of Bruce Long's candidacy. These projects were identified as the "2-Page Letter" and the "Comparison Brochure." Attachment I(5). Affidavits signed by Respondents' paid employee and volunteer staff corroborated the assertion that all of the disbursements made by Respondents to Portland and Voter Contact were believed to be connected with the "Positive Graphics Brochure." These affiants stated that disbursements made for the two NRCC projects were not authorized and were made inadvertently. Attachment I(14)-(31).

Although expenses connected with the "2-Page Letter" and the "Comparison Brochure" projects were paid by Respondents, they stated that they had no knowledge of, or control over, the operation of either. Respondents stated further that they had no knowledge of whether these projects were connected with volunteer

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activity. Attachment I(11). Respondents submitted information to show that they made the following disbursements for expenses connected with the two NRCC projects.[3/]

CHART B

Project Name	Vendor	Amount Disbursed
1) **2-Page Letter**	Portland Mailing Service	$8,994.79
2)	Voter Contact Services	$ 414.22
3)		$ 263.19
4)		65.60
5)		$ 266.42
6)		$ 156.23
7) **Comparison Brochure**	Portland Mailing Service	$8,612.45
8)	Voter Contact	$ 111.70
9)		$ 824.51
10)		$ 592.24

Attachment I(32)-(33), (55)-(70). It is apparent that Respondents included the costs connected with the "2-Page Letter" and the "Comparison Brochure" projects in its total expenditures for the Bruce Long mailer activity disclosed in the amended 1986 Post General Report:

(a) The Post General Report disclosed a total disbursement to Portland of $10,085 (Chart A, Line 2a). This total equals the

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3/ Respondents' counsel stated in a telephone conversation that although the NRCC provided information about its own activities conducted on behalf of the Bruce Long campaign, to the best of his knowledge, substantial information provided in the response about the "2-Page Letter" and "Comparison Brochure" projects were obtained directly from the vendors.

$1,090.21 payment to Portland currently stated for the "Positive Graphics Brochure" (Chart A, Line 2b), added to the $8,994.79 disbursement to Portland made in connection with the "2-Page Letter" project (Chart B, Line 1).

(b) The disbursement of $8,612.45 to Portland initially disclosed in the Post General Report (Chart A, Line 3) in connection with the "Positive Graphics Brochure" is now attributed to costs for the "Comparison Brochure" project (Chart B, Line 7).

(c) The disbursement of $2,694.11 to Voter Contact disclosed in the Post General Report (Chart A, Line 4a) did not include any of the expenditures connected with Respondents' "Positive Graphics Brochure." Respondents stated, in response to the interrogatories, that $1,214.73 was disbursed to Voter Contact for their project (Chart A, Line 4b).

(d) The total disbursement of $2,694.11 to Voter Contact was actually made in connection with the "2-Page Letter" and "Comparison Brochure" projects (Chart B, Lines 2-6 and 8-10).

The amount and purpose of the disbursement to Rahnasto Rubber Stamp Company was not revised.

Respondents, through counsel, sought reimbursement from the NRCC for the payments they made for the "2-Page Letter" and the "Comparison Brochure" projects. Attachment I(122)-(123). The NRCC, through counsel, responded by letter to Respondents' request and forwarded a copy to the Commission. Attachment IV.

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The NRCC refused to make the reimbursements. Counsel for the NRCC stated that the expenditures made by Respondents for the two projects were properly authorized by the chairman of the Oregon Republican Party, and that the checks for payments were signed by the chairman or the deputy chief. He also stated that the mailings carried Respondents' disclaimer. Copies of the "2-Page Letter" and the "Comparison Brochure" provided by Respondents showed that a disclaimer by the Oregon Republican Party was imprinted on each. Attachment I(64), (69). It is also noted that the "Comparison Brochure" was mailed with use of Respondents' non-profit organization postage permit number (No. 1514). The same permit number was used to mail the "Positive Graphics Brochure." Attachment I(39)-(40), (69). A copy of the mailing envelope for the "2-Page Letter" was not provided, however, it is probable that it was also mailed with use of Respondents' permit number.

NRCC counsel stated further that the assignment of Respondents' coordinated party expenditure limitation was properly executed, and the assertion that it was done without full understanding on the part of the chairman was "incredible."

Respondents' response to the interrogatories included copies of invoices, financial records, mailings, and other materials related to the NRCC's coordinated party expenditures on behalf of Bruce Long. These documents were apparently obtained from the NRCC. Attachments I(71)-(121) & IV. The NRCC disbursements so identified correspond with disbursements disclosed by the NRCC in

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its finanacial disclosure reports filed with the Commission.[4/]

Other than the information provided on certain financial transactions and on the contents of each mailing, Respondents have given no description of how the "2-Page Letter" and "Comparison Brochure" projects were developed and disseminated. Specifically, it is not known whether these projects involved volunteers, and if so, whether all of the criteria for an exempt volunteer activity were met. It is also not known whether other expenses were connected with these two projects, nor who paid such additional expenses. If these two projects do not qualify as exempt volunteer activities, it would appear that Respondents exceeded the contribution limitation in violation of 2 U.S.C. § 441a(a)(2)(A), having assigned their coordinated party expenditure limitation to the NRCC.

It is apparent that the NRCC was responsible for, and was informed on the operation of, the "2-Page Letter" and "Comparison Brochure" projects. Although, at the request of the NRCC, Respondents made payments to certain vendors which were related to these projects, it is also possible that the NRCC made additional payments in connection with them. Payments by the NRCC for costs connected with these projects would disqualify them for the volunteer exemption.

4/ As noted previously in this matter, the NRCC disbursed a total of $40,228.46 in coordinated party expenditures on behalf of Bruce Long's 1986 campaign. The total combined limitation available was $43,620. See RAD Ref. 87L-16, First General Counsel's Report.

Based on the foregoing, this Office recommends that the Commission approve the attached proposed interrogatories and request for production of documents to the NRCC and Jack McDonald, as treasurer, as a non-respondent witness only, regarding this matter.

III. RECOMMENDATIONS

Approve the proposed letter, interrogatories, and request for production of documents directed to the National Republican Congressional Committee and Jack McDonald, as treasurer.

5/26/88
Date

Lawrence M. Noble
General Counsel

Attachments
1. Response to the interrogatories and request for documents from Respondents
2. First supplemental response from Respondents
3. Second supplemental response from Respondents
4. Letter from the NRCC
5. Proposed letter, interrogatories and request for production of documents

Staff Person: Sandra H. Robinson

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/JOSHUA MCFADDEN
COMMISSION SECRETARY

DATE: JUNE 1, 1988

SUBJECT: OBJECTIONS TO MUR 2559 - General Counsel's Report Signed May 26, 1988

The above-captioned document was circulated to the Commission on Friday, May 27, 1988 at 12:00 P.M.

Objection(s) have been received from the Commissioner(s) as indicated by the name(s) checked below:

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

This matter will be placed on the meeting agenda for June 7, 1988.

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

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Oregon Republican Party	)	MUR 2559
and Fred G. Capell, as	)	
treasurer	)	

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of June 14, 1988, do hereby certify that the Commission decided by a vote of 4-1 to approve the proposed letter, interrogatories, and request for production of documents directed to the National Republican Congressional Committee and Jack McDonald, as treasurer, as recommended in the FEC General Counsel's report dated May 26, 1988, on MUR 2559.

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

Attest:

6-15-88
Date

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

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 17, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Jack McDonald, Treasurer
National Republican Congressional
Committee
320 First Street, S.E.
Washington, D.C. 20003

RE: MUR 2559

Dear Mr. McDonald:

The Federal Election Commission has the statutory duty of enforcing the Federal Election Campaign Act of 1971, as amended. The Commission has issued the attached interrogatories and request for production of documents which require you to provide certain information, in connection with an investigation it is conducting. The Commission does not consider you a respondent in this matter, but rather a witness only.

Because this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) applies. That section prohibits making public any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You are advised that no such consent has been given in this case.

You may consult with an attorney and have an attorney assist you in the preparation of your responses to the interrogatories and request for production of documents. However, you are required to submit the information under oath within 15 days of your receipt of this letter.

If you have any questions, please direct them to Sandra H. Robinson, the attorney handling this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel

Enclosure
Interrogatories and Request
for Production of Documents

2104033513

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 2559
)

INTERROGATORIES AND REQUEST FOR PRODUCTION OF DOCUMENTS

TO: Jack McDonald, Treasurer
National Republican Congressional Committee
320 First Street, S.E.
Washington, D.C. 20003

In furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby requests that you submit answers in writing and under oath to the questions set forth below within 15 days of your receipt of this request. In addition, the Commission hereby requests that you produce the documents specified below, in their entirety, for inspection and copying at the Office of the General Counsel, Federal Election Commission, Room 659, 999 E Street, N.W., Washington, DC 20463, within 15 days of your receipt of this request, and continue to produce those documents each day thereafter as may be necessary for counsel for the Commission to complete their examination and reproduction of those documents. Clear and legible copies or duplicates of the documents which, where applicable, show both sides of the documents may be submitted in lieu of the production of the originals.

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INSTRUCTIONS

In answering these interrogatories and request for production of documents, furnish all documents and other information, however obtained, including hearsay, that is in possession of, known by or otherwise available to you, including documents and information appearing in your records.

Each answer is to be given separately and independently, and unless specifically stated in the particular discovery request, no answer shall be given solely by reference either to another answer or to an exhibit attached to your response.

The response to each interrogatory propounded herein shall set forth separately the identification of each person capable of furnishing testimony concerning the response given, denoting separately those individuals who provided informational, documentary or other input, and those who assisted in drafting the interrogatory response.

If you cannot answer the following interrogatories in full after exercising due diligence to secure the full information to do so, answer to the extent possible and indicate your inability to answer the remainder, stating whatever information or knowledge you have concerning the unanswered portion and detailing what you did in attempting to secure the unknown information.

Should you claim a privilege with respect to any documents, communications, or other items about which information is requested by any of the following interrogatories and requests for production of documents, describe such items in sufficient detail to provide justification for the claim. Each claim of privilege must specify in detail all the grounds on which it rests.

The following interrogatories and requests for production of documents are continuing in nature so as to require you to file supplementary responses or amendments during the course of this investigation if you obtain further or different information prior to or during the pendency of this matter. Include in any supplemental answers the date upon which and the manner in which such further or different information came to your attention.

DEFINITIONS

For the purpose of these discovery requests, including the instructions thereto, the terms listed below are defined as follows:

"You" shall mean the person to whom these discovery requests are addressed, including all officers, employees, agents or attorneys thereof.

"Persons" shall be deemed to include both singular and plural, and shall mean any natural person, partnership, committee, association, corporation, or any other type of organization or entity.

"Document" shall mean the original and all non-identical copies, including drafts, of all papers and records of every type in your possession, custody, or control, or known by you to exist. The term document includes, but is not limited to books, letters, contracts, notes, diaries, log sheets, records of telephone communications, transcripts, vouchers, accounting statements, ledgers, checks, money orders or other commercial paper, telegrams, telexes, pamphlets, circulars, leaflets, reports, memoranda, correspondence, surveys, tabulations, audio and video recordings, drawings, photographs, graphs, charts, diagrams, lists, computer print-outs, and all other writings and other data compilations from which information can be obtained.

"Identify" with respect to a document shall mean state the nature or type of document (e.g., letter, memorandum), the date, if any, appearing thereon, the date on which the document was prepared, the title of the document, the general subject matter of the document, the location of the document, the number of pages comprising the document.

"Identify" with respect to a person shall mean state the full name, the most recent business and residence addresses and telephone numbers, the present occupation or position of such person, the nature of the connection or association that person has to any party in this proceeding. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.

"And" as well as "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of these interrogatories and requests for the production of documents any documents and materials which may otherwise be construed to be out of their scope.

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MUR 2559
INTERROGATORIES AND REQUEST
FOR PRODUCTION OF DOCUMENTS

The National Republican Congressional Committee ("NRCC") coordinated two activities for the benefit of the Bruce Long campaign for the U.S. House of Representatives from the State of Oregon in the 1986 election cycle, in cooperation with the Oregon Republican Party. These two activities were entitled, the "2-Page Letter" and the "Comparison Brochure." The following questions are propounded in reference to these two activities.

1. The Oregon Republican Party paid a total of $10,160.45 to Portland Mailing Service and Voter Contact Services for expenses connected with the "2-Page Letter" activity. The Oregon Republican Party paid a total of $10,140.90 to these same vendors for expenses connected with the "Comparison Brochure" activity.

   a. State whether expenses other than those paid by the Oregon Republican Party were incurred in the operation of either of the above activities.

   b. Identify such additional expenses by stating the vendor owed, the services provided, the amount of the debt incurred, the date(s) of payment, and the source of funds for each payment.

   c. State whether the NRCC paid for any of the expenses identified above. If yes, itemize such payments by date and amount, and identify the source of funds for each payment.

   d. Provide copies of all contracts, vouchers, receipts, invoices, and other documentation related to the development and distribution of the two activities.

2. Describe in detail how the "2-Page Letter" and "Comparison Brochure" were developed and disseminated. Your response should include, but not be limited to, the following information.

   a. If the items were mailed, state the date(s) of each mailing, the number of items mailed, and the original source of the list of names used in each mailing.

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b. (i) If volunteers were used state the number of volunteers who assisted with each activity and the basis for determining that these individuals were volunteers.

(ii) State whether the volunteers were paid. If so, state the purpose and amount of each payment.

(iii) Describe the duties/tasks performed, and the time expended, by each volunteer.

3. Describe in detail the assistance the NRCC received from the Oregon Republican Party (other than the above identified payments made by that committee) in conducting the two activities for the benefit of the Bruce Long campaign. Identify the contact person(s) and the dates when assistance was provided.

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GCC # 9713

JAN W. BARAN
GENERAL COUNSEL

RICHARD D. HOLCOMB
LEGAL COUNSEL

320 FIRST STREET, S.E.
WASHINGTON, D.C. 20003

202-479-7025

NATIONAL REPUBLICAN
CONGRESSIONAL COMMITTEE

RECEIVED
FEDERAL ELECTION COMMISSION
88 JUL -7 AM 11:44

June 30, 1988

Lawrence M. Noble, Esquire
General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20004

RE: MUR 2559

Dear Mr. Noble:

In regard to the interrogatories and request for production of documents which were submitted in the above styled MUR, the National Republican Congressional Committee is currently seeking to obtain documents which we believe will be responsive to your request. We have been informed that such documents will not be available to the Committee until July 25, 1988.

Accordingly, we request an extension of time to August 1, 1988 in which to respond to your request.

Sincerely,

Jan W. Baran
General Counsel

88 JUL -7 AM 8:01

PAID FOR BY THE NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE. NOT PRINTED AT GOVERNMENT EXPENSE

plm

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 12, 1988

Jan W. Baran
General Counsel
National Republican Congressional
Committee
320 First Street, S.E.
Washington, D.C. 20003

RE: MUR 2559

Dear Mr. Baran:

This is in response to your letter dated June 30, 1988, which we received on July 7, 1988, requesting an extension until August 1, 1988, to respond to the interrogatories and request for production of documents issued to you as a witness only in this matter. After considering the circumstances presented in your letter, I have granted the requested extension. Accordingly, your response is due by the close of business on August 1, 1988.

If you have any questions, please contact Sandra H. Robinson, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel

2104035520

6CC#9972

WILEY, REIN & FIELDING

1776 K STREET, N.W.
WASHINGTON, D.C. 20006
(202) 429-7000

JAN W. BARAN
(202) 429-7330

TELECOPIER
(202) 429-7049
TELEX 248349 WYRN UR

August 1, 1988

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

RECEIVED
FEDERAL ELECTION COMMISSION
88 AUG -1 PM 4:41

Attn: Sandra H. Robinson

Re: MUR 2559

Dear Mr. Noble:

This response is submitted on behalf of the National Republican Congressional Committee ("NRCC"), in reply to the interrogatories and request for documents propounded by the Federal Election Commission to the NRCC as a witness in the above-captioned matter.

Enclosed are the sworn answers to these interrogatories and requests, along with their corresponding Exhibits.

Sincerely,

Jan W. Baran

Counsel to the National Republican Congressional Committee

JWB/slg
Enclosure
cc: Joseph R. Gaylord

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 2559
)

RESPONSE OF JOSEPH GAYLORD AND THE
NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE
TO THE INTERROGATORIES OF
THE FEDERAL ELECTION COMMISSION

QUESTION

1. The Oregon Republican Party paid a total of $10,160.45 to Portland Mailing Service and Voter Contact Services for expenses connected with the "2-Page Letter" activity. The Oregon Republican Party paid a total of $10,140.90 to these same vendors for expenses connected with the "Comparison Brochure" activity.

a. State whether expenses other than those paid by the Oregon Republican Party were incurred in the operation of either of the above activities.

b. Identify such additional expenses by stating the vendor owed, the services provided, the amount of the debt incurred, the date(s) of the payment, and the source of the funds for each payment.

c. State whether the NRCC paid for any of the expenses identified above. If yes, itemize such payments by date and amount, and identify the source of funds for each payment.

d. Provide copies of all contracts, vouchers, receipts, invoices, and other documentation related to the development and distribution of the two activities.

RESPONSE

The above activities represented a program of the Oregon Republican Party ("the Party"), not a program of the NRCC. The NRCC did not incur any expenses with respect to this

9104031522

activity and cannot speak to whether or not any additional expenses were paid by the Oregon Republican Party.

Copies of the mailings have been attached. These mailings were provided to the NRCC <u>this year</u> by Mr. Todd Bankofier, former Long Campaign Manager, after the Party requested the NRCC to assist it in this matter. Copies of some invoices presented to and copies of some checks indicating payment by the Party have also been attached. These documents were not in the possession of the NRCC but were provided to the NRCC by the Party, also upon the Party's request for assistance in this matter.

<u>QUESTION</u>

2. Describe in detail how the "2-Page Letter" and "Comparison Brochure" were developed and disseminated. Your response should include, but not be limited to, the following information.

a. If the items were mailed, state the date(s) of each mailing, the number of items mailed, and the original source of the list of names used in each mailing.

b. (i) If volunteers were used state the number of volunteers who assisted with each activity and the basis for determining that these individuals were volunteers.

(ii) State whether the volunteers were paid. If so, state the purpose and amount of each payment.

(iii) Describe the details/tasks performed, and the time expended, by each volunteer.

9 1 0 4 0 3 2 5 2 3

RESPONSE

As stated above, the "2-Page Letter" and "Comparison Brochure," represented a program of the Party, not a program of the NRCC. The NRCC was not responsible for and did not participate in the development, dissemination or the volunteer nature of the three mailings. However, the two documents referred to above may have been ordered on behalf of the Party by Mr. Jeff Larson, a former NRCC employee, who had met with Party officials and may have overseen the production of the documents on behalf of the Party. He had no other responsibilities in connection with these documents.

QUESTION

3. Describe in detail the assistance the NRCC received from the Oregon Republican Party (other than the above identified payments made by that committee) in conducting the two activities for the benefit of the Bruce Long campaign. Identify the contact person(s) and the dates when assistance was provided.

RESPONSE

The NRCC did not receive any assistance from the Party in conducting these activities. The Party paid for and was responsible for the conduct of its own activities.

2104035524

The above statements are true and correct to the best of my knowledge and belief.

Joseph R. Gaylord
Executive Director
National Republican Congressional Committee
320 First Street, S.E.
Washington, DC 20003

Subscribed and sworn to before me this 1 day of August, 1988.

Notary Public

My Commission Expires 8-31-92

21040332525

EVES & WADE
ATTORNEYS AT LAW
410 METRO BUILDING
2000 S.W. FIRST AVENUE
PORTLAND, OREGON 97201
(503) 227-6226

MARK W EVES
RONALD L. WADE

OF COUNSEL
FRANCIS I. SMITH
(503) 227-5080

March 29, 1988

Mr. Rick Holcomb, Counsel
National Republican Congressional Committee
320 1st Street, S.E.
W.D.C. 20003

Dear Mr. Holcomb:

Enclosed you will find copies of invoices and checks which you requested as per our telephone conversation on March 29, 1988.

If we can be of further assistance, please feel free to contact us.

Sincerely,

Mark W. Eves

MWE/tls
Enc.
cc: Oregon Republican Party

21403325 26

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Phone 343-0949

Rahnasto Rubber Stamp Co.

INVOICE 18543

1411 Cal Young Road
Eugene, Ore. 97401

Customer's Order No. _____ DATE [illegible]

SOLD TO [illegible]

ADDRESS [illegible]

CASH	CHANGE	C. O. D.	PAID OUT	RETD. MDSE.	RECD. ON ACCT.

QUAN.	DESCRIPTION	PRICE	AMOUNT
1	2" Non Porous [illegible]		16 05
19	Duplicate [illegible]	[illegible]	[illegible]
			[illegible]
1	Self-Inker		3 00
			247 05

PAID
NOV 6 1986
RAHNASTO RUBBER STAMP CO.

ALL Claims and Returned Goods MUST Be Accompanied By This Bill

Phone 343-0949

Rahnasto Rubber Stamp Co.

INVOICE 18534

1411 Cal Young Road
Eugene, Ore. 97401

Customer's Order No. _____ DATE Oct. 15, 1986

SOLD TO [illegible]

ADDRESS [illegible]

CASH	CHANGE	C. O. D.	PAID OUT	RETD. MDSE.	RECD. ON ACCT.

QUAN.	DESCRIPTION	PRICE	AMOUNT
1	Non Porous [illegible]		15 30
19	Duplicate	17.30	333 70
			352 00

PAID
NOV 25 1986
RAHNASTO RUBBER STAMP CO.

ALL Claims and Returned Goods MUST Be Accompanied By This Bill

VOTER CONTACT SERVICES, INC.
311 SW "B", Suite 211
Lake Oswego, OR 97034

(503) 635-5859

pd 11/17/86

INVOICE NO.
1775
6078
6188

SOLD TO
Oregon Republican Party
620 SW 5th, Room 302
Portland, OR 97204
Attn: Fred Peterson

SHIP TO
Portland Mailing Service
RE: Bruce Long

CUSTOMER'S ORDER	SALESMAN	TERMS	SHIPPED VIA	F.O.B.	DATE
6078	Keyser				10/23/86

	QUANTITY ORDERED	QUANTITY SHIPPED	DESCRIPTION	UNIT PRICE	AMOUNT
1		41,422	Cheshire Labels CD 4 Sel. prec. DHH in Prec. 55.9 or beteer	$10/m	414.22
2		37,539	Carrier Routed 5 lines	$7/m	263.19
3		203	Precinct Selects $25 @ .20 ea.		65.60
4		91,612	Cheshire Labels OR CD 4 all R&I HH	$9/m	824.51
5		34,600	Carrier Routed 5 lines	$7/m	382.04
6		20,642	Cheshire Labels OR CD 4 all I HH	$10/m	206.42
7		22,318	Carrier routed 5 lines	$7/m	156.23
8					
9			Shipping		111.70
10					$2,694.11

REDIFORM 7W759 DUP
POLY PAK (50 SETS)

INVOICE

2

SPEEDIPLY® PAT'D MCP® PAT'D

9 1 0 4 0 8 3 2 5 2 9

OREGON REPUBLICAN PARTY
FEDERAL FUND
820 SW FIFTH
PORTLAND, OR 97204

№ 5133

24-22 99
1230

UNITED STATES NATIONAL BANK OF OREGON
BURLINGAME BRANCH, PORTLAND 97219

November 12 19 86

PAY -----TWO THOUSAND SIX HUNDRED NINETY-FOUR AND 11/100--- DOLLARS $2,694.11

TO THE ORDER OF

Voter Contact Services Inc.
311 SW "B" #211
Lake Oswego, OR 97034

Fred T. Peterson
Steve D. Grunn

⑈005133⑈ ⑆123000220⑆ 099 0009 870⑈ ⑈0000269411⑈

INVOICE

Portland Mailing Services, Inc.

1438 N.W. Hoyt Street
Portland, Oregon 97209-2296
Telephone (503) 221-0707

To: Oregon Republican Party
Mr. Fred Peterson
620 S.W. 5th Avenue, Suite 304
Portland, OR 97205

Invoice No. 15465 - Final
Date October 26, 1986
Your Order No.

Terms: Net Cash Bills due and payable 15 days from date of invoice — 1.5% interest charged after 30 days

Date of Service	Description	Count	Unit Price	Amount
10/25/86	RE: Positive Graphics, Bruce Long			
	1. Provide all camera, stripping, negs, printing and bindery for 11x17 selfmailer, printed 2 colors, 2 sides on 80# coated stock and fold to 8½ x 5½.	102,000	LOT	11,774.00
	2. Ship to Eugene for client to hand stamp indicia (2 shipments)	1	LOT	175.71
	3. Affix customer supplied 4-up cheshire labels sort at Bulk non-profit, tie, sack and prepare postal verification form.	91,376	12.50/m	1,142.20
	4. Prepare mail and deliver to U.S. Post Office	1	Heavy	25.00
	5. Postal Analysis			
	Advance postage 17,263.99			
	Postage used 5,228.79			
	Postage credit (12,035.20)			(12,035.20)
	6. Deliver copies & advance to Oregon Republican Party	1	LOT	8.50
	NOTE: Due to PMS presort procedures, we saved Oregon Republican Party $2,538.17 in actual postage expenses over higher Bulk Third Class rates, (savings of 33%).			
			Total	1,090.21

Full Service for all Direct Mail needs

PMS 7182 #27

7154083325 30

INVOICE

Portland Mailing Services, Inc.

1438 N.W. Hoyt Street
Portland, Oregon 97209-2296
Telephone (503) 221-0707

To Oregon Republican Party
Mr. Fred Peterson
620 S.W. 5th Avenue, Suite 304
Portland, Oregon 97205

Invoice No. 15465-ADVANCED REVISED
Date October 23, 1986
Your Order No.

Terms: Net Cash Bills due and payable 15 days from date of invoice—1.5% interest charged after 30 days

Date of Service	Description	Count	Unit Price	Amount	
10/24/86	RE: Positive Graphics				
	1. Provide all camera, stripping, negs, printing and bindery for 11x17 selfmailer, printed 2 colors, 2 sides on 80# coated stock and fold to 8½ x 5½	102000	115.43/M LOT	11774	00
	2. Ship to Eugene for client to hand stamp indicia (2 shipments)	1	LOT	175	71
	3. Affix customer supplied 4-up cheshire labels sort at Bulk non-profit, tie, sack and prepare postal verification form	92000	12.50/m	1150	00
	4. Prepare mail and deliver to U.S. Post Office	1	Heavy	25	00
	5. Postage Estimate				
	Carrier Route 84,606 at .055 = $4,653.33				
	Residual 6,770 at .085 = 575.45				
	Total $5,228.78			5228	78
			Total	18353	49

Full Service for all Direct Mail needs

PMS 7/82 #27

P1-40335531

VOTER CONTACT SERVICES
311 SW "B", Suite 211
Lake Oswego, OR 97034

(503) 635-5859

pd 1/19/87

INVOICE NO.
1760
5866

SOLD TO
Oregon Republican Party
620 SW 5th, Room 302
Portland, OR 97204

SHIP TO
Bruce Long
Portland Mailing Service

CUSTOMER'S ORDER	SALESMAN	TERMS	SHIPPED VIA	F.O.B.	DATE
5866	Keyser				10/17/86

	QUANTITY ORDERED	QUANTITY SHIPPED	DESCRIPTION	UNIT PRICE	AMOUNT
1		91,612	Cheshire Labels 4th CD all R&I HH	$8/m	732.90
2		84,606	Carrier Routed	$5/m	423.03
3					
4					
5			Shipping		58.80
6					
7					
8					
9					
10			TOTAL		$1,214.73

REDIFORM 7W759 DUP
POLY PAK (50 SETS)

INVOICE

2

SPEEDIPLY PAT'D MCM PAT'D

2 1 0 4 0 3 3 2 5 3 3

OREGON REPUBLICAN PARTY
FEDERAL FUND
820 SW FIFTH
PORTLAND, OR 97204

225-6504

№ 5134

24-22 99
1290

UNITED STATES NATIONAL BANK OF OREGON
BURLINGAME BRANCH, PORTLAND 97219

January 15 19 87

PAY ----------ONE THOUSAND TWO HUNDRED FOURTEEN AND 73/100- DOLLARS $1,214.73

TO THE ORDER OF

Voter Contact Services
311 SW "B" Street #201
Lake Oswego, OR 97034

Fred T. Ostrom

⑈005134⑈ ⑆123000220⑆ 099 0009 870⑈ ⑈0000121473⑈

CHECK PRINTING COMPANY - PORTLAND, OREGON

9 1 5 4 0 3 3 2 5 3 4

OREGON REPUBLICAN PARTY
FEDERAL FUND
820 SW FIFTH
PORTLAND, OR 97204

#15541 Nº 5130

24-22 99
1290

UNITED STATES NATIONAL BANK OF OREGON
BURLINGAME BRANCH, PORTLAND 97219

October 24 19 86

PAY ---------TEN THOUSAND EIGHTY-FIVE AND NO/100---------- DOLLARS $10,085.00

10-27-86 552036251 01 1504090594

TO THE ORDER OF Portland Mailing Service

Steve D. Gunn
Fred T. Peterson

⑈005130⑈ ⑆123000220⑆ 099 0009 870⑈ ⑈0001008500⑈

2 1 0 4 0 3 3 2 5 3 5

Pfulle

OREGON REPUBLICAN PARTY
FEDERAL FUND
620 SW FIFTH
PORTLAND, OR 97204

№ 5129

24-22 99
1230

#15465

UNITED STATES NATIONAL BANK OF OREGON
BURLINGAME BRANCH, PORTLAND 97219

October 24 19 86

PAY---SEVENTEEN THOUSAND TWO HUNDRED SIXTY-THREE AND 99/100 DOLLARS $17,263.99

4-27-86 55203625 01 04090294

TO THE ORDER OF

Portland Mailing Service

Neil Thompson
Fred T. Peterson

⑈005629⑈ ⑆123000220⑆ 099 0009 870⑈ ⑈0001726399⑈

9 1 0 4 0 3 3 2 5 3 6

OREGON REPUBLICAN PARTY
FEDERAL FUND
620 SW FIFTH
PORTLAND, OR 97204

#15603

No. 5131

24-22 99
1230

UNITED STATES NATIONAL BANK OF OREGON
BURLINGAME BRANCH, PORTLAND 97219

October 29, 19 86

PAY---EIGHT THOUSAND SIX HUNDRED TWELVE AND 45/100---------DOLLARS $ 8,612.45

TO THE ORDER OF

Portland Mailing Service

Fred T. Peterson

⑈005131⑈ ⑆123000220⑆ 099 0009 870⑈ 0000861245

CHECK PRINTING COMPANY • PORTLAND, OREGON

OREGON REPUBLICAN PARTY 4 0 3 2 5 3 **No. 5132** 1230

FEDERAL FUND
820 SW FIFTH
PORTLAND, OR 97204

UNITED STATES NATIONAL BANK OF OREGON
BURLINGAME BRANCH, PORTLAND 97219

November 12 19 86

PAY ----------TWO HUNDRED FIFTY AND NO/100---------- DOLLARS $250.00

TO THE ORDER OF

Rahnasto Rubber Stamp Co.
1411 Cal Young Rd
Eugene, OR 97401

⑈005132⑈ ⑆123000220⑆ 099 0009 870⑈ ⑈0000025000⑈

CHECK POINTING COMPANY - PORTLAND, OREGON

COMPARE . . .
THEN DECIDE!!

BACKGROUND	BRUCE LONG	PETER DEFAZIO
Native Oregonian.	Yes	No
Permanent Oregon resident for over ten years.	Yes	No
Made primary living owning a small business.	Yes	No

ENDORSEMENTS

LONG	DEFAZIO
U.S. Chamber of Commerce	Sierra Club
Business Industry Political Action Committee	WildPAC
National Association of Realtors	Friends of the Earth
Association of General Contractors	National Abortion Rights League
American Medical Association	AFL-CIO
National Association of Homebuilders	Gay Rights Groups
National Forest Products Association	Women's Action for Nuclear Disarmament
Oregon Farm Bureau Federation PAC	Oregon Public Employees Union
National Federation of Independent Business	

ISSUES	LONG	DEFAZIO
Proposed county income tax.	No	Yes
Supports taxpayer funding of abortion.	No	Yes
Supports additional wilderness set-asides in Oregon.	No	Yes
Supports legislation to balance Federal budget.	Yes	No
Supports giving homosexuals additional rights.	No	Yes
Supports County law to take profit out of drug dealing.	Yes	No
Took pay "CUT" as a County Commissioner.	Yes	No

Special Report to the 4th Congressional District Voters

620 S.W. Fifth Ave. #302
Portland, OR 97204

Non Profit Org.
U.S. Postage
PAID
Portland, OR
Permit No. 1514

Leadership that you can count on.

"Name a problem that affects people here in Oregon and Bruce Long has been involved in solving it. Drug abuse, Water crime, [illegible] education and [illegible]. We need to send that commitment to Washington where he can do even more."

[illegible]

U.S. Senator

"Bruce Long has proven that he has the background, strength and common sense to work for us in Washington. I am most impressed with his commitment to get Oregon's economy moving again."

[illegible]

Attorney General

JOHN WICK
Florence, Oregon

TOM BORLAND
Veneta, Oregon

Dear Friend,

We are Democrats. We were shocked recently to receive a letter from a Democrat who made a great many charges against our candidate for Congress, Peter DeFazio.

The letter was from Buck Hardisty. We were so concerned to hear another Democrat make such serious charges about Peter DeFazio that we decided to look into the charges for ourselves.

Here is what Mr. Hardisty said about Peter DeFazio:

He said that Peter DeFazio is a bureaucrat who has pushed for higher taxes throughout his term as a County Commissioner.

And that Peter DeFazio doesn't understand what it's like to have to make a payroll and live under government regulations.

In his first year in office, Peter DeFazio proposed three new taxes for the people he represented including a county income tax.

And at a time Oregonians needed new jobs, Peter DeFazio pushed for new taxes that hurt local businesses.

Peter DeFazio doesn't think that high taxes keep new industry away from our area. And DeFazio was quoted as saying, taxes are "the last thing businesses look at" when they are seeking to relocate.

Well, we looked at the official records for ourselves and, unfortunately, we must report to you that each of the charges made against Peter DeFazio is true.

Peter DeFazio has not been honest with us Democrats. And he has not been honest with the taxpayers of Oregon.

But we also found something that Mr. Hardisty didn't tell you in his letter. As recently as this week, Peter DeFazio has said that he is opposed to tax increases and that he always fought against tax increases.

Well, that's just not true.

As a candidate for County Commissioner, Peter DeFazio said he only wanted to tax "tourists", but once in office he introduced three new taxes and voted for several others.

It's obvious that the only way Peter DeFazio knows how to balance a budget is by raising taxes. Can you imagine how he would raise taxes if he really had a chance?

What also concerned us was how DeFazio has distorted the facts on critical issues.

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In one case, Peter DeFazio twisted the truth to confuse people by saying that his opponent, Bruce Long, is willing to gamble on the future of Social Security. Well, we've heard Mr. Long talk about Social Security and we're glad to say that just isn't true.

And, in his 1986 voter information pamphlet, Peter DeFazio said that he "stopped WPPSS in Circuit Court, saving Northwest ratepayers millions of dollars."

But what he didn't say was that the Circuit Court decision was overturned by the Supreme Court just a few months later and didn't save ratepayers any money.

On top of all this, the thing we find the most disheartening is the fact that Peter DeFazio isn't from Oregon. He moved here from the East Coast. He can't truly understand our problems.

We were so concerned about Peter DeFazio's record when we found these things out that we checked into the record of his opponent, Bruce Long.

Frankly, we liked what we saw. Bruce Long is a fourth generation Oregonian and has a strong record of putting Oregon and our people first.

To start with, Bruce Long has been a businessman. That means he knows how to meet a payroll and balance a budget. He knows how to create new jobs. And just like Mr. Hardisty said, he is a man of his word.

As a County Commissioner for eight years, Bruce Long never proposed a tax increase to balance his county's budget. In fact, he cut the number of county employees by 40% and continued to provide all of the needed county services. Also, as County Commissioner, Bruce Long took a pay cut.

Now that is a record we can be proud of.

I think you'd agree, Bruce Long will make a great Congressman for Oregon.

We may be strong Democrats, but in this election we are working very hard to elect Bruce Long as our next Congressman. We hope you will join us. We are convinced that if Bruce Long wins, all of us win too.

Sincerely,

John Wick

Sincerely,

Tom Borland

Paid for by the Oregon Republican Party
620 S.W. 5th Suite 302, Portland, OR 97204

9 1 0 4 0 3 3 2 5 4 2

620 S.W. Fifth, Suite 302
Portland, Oregon 97204

RECEIVED
FEDERAL ELECTION COMMISSION
SECRETARIAT
88 NOV 16 AM 10: 07

BEFORE THE FEDERAL ELECTION COMMISSION

SENSITIVE
EXECUTIVE SESSION
DEC 01 1988

In the Matter of	)	
	)	
Oregon Republican Party	)	MUR 2559
and Fred G. Capell, as	)	
treasurer	)	

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On December 10, 1987, the Federal Election Commission (the "Commission") found reason to believe the Oregon Republican Party and Fred G. Capell, as treasurer ("Respondents"), violated 2 U.S.C. § 441a(f). The Commission's finding was based on circumstances surrounding a mailing activity conducted by Respondents on behalf of the Bruce Long campaign for the U.S. House of Representatives in 1986. Respondents treated the mailing as an exempt volunteer activity pursuant to 2 U.S.C. §§ 431(8)(B)(x) and (9)(B)(viii), and as described in 11 C.F.R. § 100.7(b)(15). Respondents' reply to the Commission's discovery request was discussed in a previous report to the Commission. See MUR 2559 - General Counsel's Report, signed May 26, 1988. Respondents had identified one mailing, the "Positive Graphics Brochure" for which it claimed responsibility. Respondents provided information about the creation, distribution and financial obligations connected with the "Positive Graphics Brochure" mailing activity. However, Respondents stated that, in addition to preparing, paying for, and distributing the "Positive Graphics Brochure" for the Bruce Long campaign, they also made payments to Portland Mailing Service ("Portland") and Voter

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Contact Services ("Voter Contact") at the request of the National Republican Congressional Committee ("NRCC") for two other projects, identified as the "2-Page Letter" and the "Comparison Brochure." Respondents stated that they made these payments with the belief that they were made in connection with the "Positive Graphics Brochure" and only later learned about the other Bruce Long campaign mailings. Although Respondents acknowledged that they paid $10,160.45 for the "2-Page Letter" and $10,140.90 for the "Comparison Brochure," they stated that they had no knowledge of, or control over, the preparation and distribution of these projects. Respondents further stated that they had no knowledge of whether these projects were connected to volunteer activity.

Following receipt and analysis of Respondents' response to the Commission's interrogatories and request for production of documents, the Commission determined that further investigation was necessary. The Respondents indicated in their response that the NRCC had participated in the preparation of the "2-Page Letter" and the "Comparison Brochure". Therefore, on June 1, 1988, the Commission approved interrogatories and a request for production of documents directed to the NRCC. On August 1, 1988, the NRCC filed its response to the Commission's discovery request. Attachment I.

II. ANALYSIS

In its response, the NRCC stated that it did not incur any expenses in connection with the "2-Page Letter" and the "Comparison Brochure" projects. The NRCC identified Todd

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Bankofier, a former campaign manager for Bruce Long, who provided it with copies of the mailings. Copies of the invoices and canceled checks provided to the NRCC by Respondents were also attached. Attachment I(2)-(3), (7)-(22). The NRCC maintained that these mailings represented activities conducted by Respondents on behalf of the Bruce Long campaign. Attachment I(4). Moreover, the NRCC asserted that it was not responsible for, nor did it participate in the development or the distribution of these projects, or the volunteer nature of them. The NRCC noted, however, that Jeff Larson, a former NRCC employee, met with Respondents and may have overseen the production of the mailings on the Respondents' behalf.

At this time, this Office has not obtained sufficient information from the Respondents or the NRCC concerning the development and dissemination of the "2-Page Letter" and the "Comparison Brochure" to determine whether the volunteer exemptions of 2 U.S.C. §§ 431(8)(B)(x) and (9)(B)(viii) apply to these mailings. The Friends of Bruce Long Committee ("the Long Committee") filed a Termination Report on July 29, 1987, and were notified by letter dated August 21, 1987, from the Commission that such termination was valid. Thus, the Long Committee is not available to provide information about the circumstances of the "2-Page Letter" and the "Comparison Brochure" mailing activities. In order to clarify the nature of these two projects, this Office recommends that the Commission approve and send the attached subpoenas to produce documents and orders to submit written answers directed to Jeff Larson, a former employee of the NRCC;

Todd Bankofier, the former Bruce Long campaign manager; and Dwight Hille, the former Volunteer Coordinator for the Long Committee, as non-respondent witnesses only. Dwight Hille has already submitted an affidavit to the Commission concerning the "Positive Graphics Brochure", however, he has not provided any specific information concerning the other two mailings made on Bruce Long's behalf. These three individuals were identified by the Respondents and the NRCC as being involved with, and possibly having additional information concerning, the "2-Page Letter" and "Comparison Brochure" mailing projects on behalf of the Bruce Long campaign. This Office does not, however, have a current address for either of the individuals named above. A review of the Long Committee's disclosure reports revealed addresses for each, but these addresses were not verified by the telephone directory services in either instance. A further check by the Commission's librarian to verify the addresses found that neither individual is currently listed at the address found in the disclosure reports. Respondents' counsel in this matter has agreed to provide the addresses of each person who submitted an affidavit on behalf of Respondents, but asked that such a request from the Commission be in writing. Attached is a letter to counsel making such a request. In addition, a similar letter addressed to the NRCC as it pertains to the two individuals identified by the NRCC as possibly having knowledge about the two mailing activities at issue, is also attached. This Office recommends that the Commission approve these letters. Upon receipt of the correct addresses for each person, this Office

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will send the appropriate Subpoenas and Orders.

III. RECOMMENDATIONS

1. Approve the proposed letters to counsel for Respondents and to the National Republican Congressional Committee requesting addresses for certain individuals.

2. Approve the proposed letter, Subpoena to produce documents and Order to submit written answers directed to Jeff Larson, as a non-respondent witness.

3. Approve the proposed letter, Subpoena to produce documents and Order to submit written answers directed to Todd Bankofier, as a non-respondent witness.

4. Approve the proposed letter, Subpoena to produce documents and Order to submit written answers directed to Dwight Hille, as a non-respondent witness.

11/15/98
Date

Lawrence M. Noble
General Counsel

Attachments
1. Response to the interrogatories and request for production of documents from the NRCC.
2. Proposed letters to Respondents' counsel and to the NRCC.
3. Proposed letters, subpoenas to produce documents and orders to submit written answers (3).

Staff Person: Sandra H. Robinson

3 1 0 4 0 3 3 5 4 7

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/JOSHUA MCFADDEN
COMMISSION SECRETARY

DATE: NOVEMBER 21, 1988

SUBJECT: OBJECTION TO MUR 2559 - General Counsel's Report Signed November 15, 1988

The above-captioned document was circulated to the Commission on Wednesday, November 16, 1988 at 4:00 p.m.

Objection(s) have been received from the Commissioner(s) as indicated by the name(s) checked below:

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

This matter will be placed on the meeting agenda for December 1, 1988.

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

21403325548

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Oregon Republican Party	)	MUR 2559
and Fred G. Capell, as	)	
treasurer	)	

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of January 11, 1989, do hereby certify that the Commission decided by a vote of 4-2 to take the following actions in MUR 2559:

1. Approve the proposed letters to counsel for Respondents and to the National Republican Congressional Committee requesting addresses for certain individuals, as recommended in the FEC General Counsel's report dated November 15, 1988.

2. Approve the proposed letters, Subpoena to produce documents and Order to submit written answers directed to Jeff Larson, as a non-respondents witness, as recommended in the FEC General Counsel's report dated November 15, 1988.

3. Approve the proposed letter, Subpoena to produce documents and Order to submit written answers directed to Todd Bankofier, as a non-respondent witness, as recommended in the FEC General Counsel's report dated November 15, 1988.

(continued)

9 1 0 4 0 6 3 2 5 4 9

4. Approve the proposed letter, Subpoena to produce documents and Order to submit written answers directed to Dwight Hille, as a non-respondent witness, as recommended in the FEC General Counsel's report dated November 15, 1988.

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

Attest:

Jan. 13, 1989
Date

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

9140332550

7lm

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 2, 1989

Mark W. Eves, Esq.
Eves & Wade
410 Metro Building
2000 S.W. First Avenue
Portland, Oregon 97201

RE: MUR 2559
Oregon Republican Party
and Fred G. Capell, as
treasurer

Dear Mr. Eves:

We request that you provide us with the current address for Dwight Hille, an individual who submitted an affidavit on behalf of your clients, the Oregon Republican Party and Fred G. Capell, as treasurer, in the Matter Under Review by the Federal Election Commission, referenced above. This information should be forwarded to the Office of the General Counsel, Federal Election Commission, 999 E Street, N.W., Washington, D.C. 20463.

Thank you for your assistance.

Sincerely,

Lawrence M. Noble
General Counsel

21040335551

2lm

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 2, 1989

Jan W. Baran, Esq.
General Counsel
National Republican
Congressional Committee
320 First Street, S.E.
Washington, D.C. 20003

RE: MUR 2559

Dear Mr. Baran:

By letter and enclosures dated August 1, 1988, you responded on behalf of the National Republican Congressional Committee ("NRCC") to interrogatories and a request for production of documents propounded to the NRCC as a non-respondent witness in the above referenced Matter Under Review by the Federal Election Commission. In that response you identified two individuals who may have been involved in the activity subject of the discovery request. These two individuals were Jeff Larson and Todd Bankofier. We request that you provide us with the current address for each of these individuals. This information should be forwarded to the Office of the General Counsel, Federal Election Commission, 999 E Street, N.W., Washington, D.C. 20463.

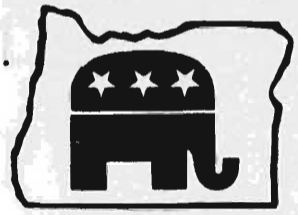
Thank you for your assistance.

Sincerely,

Lawrence M. Noble
General Counsel

21040335552

06C2286
Thm 2559



Oregon Republicans

Serving over a half million registered members of the Oregon Republican Party

RECEIVED
FEDERAL ELECTION COMMISSION
ADMINISTRATIVE DIVISION
89 MAR 27 AM 9:03

March 23, 1989

Office of the General Counsel
Federal Election Commission
999 E Street NW
Washington, D.C. 20463

Dear Mr. Noble,

I am sending the information you requested of Mr. Eves. Please excuse the delay in our response. It took several attempts to get a current address for Mr. Hille.

Mr. Dwight Hille
N. 13512 Regal
Mead, WA 99021

Mr. Fred G. Capell
29875 Mountain Top Road
Newberg, OR 97132

RECEIVED
FEDERAL ELECTION COMMISSION
89 MAR 27 PM 12:10

Thank you for your patience.

Sincerely,

Sandee Bailey

Sandee Bailey
Ofc. Mgr.

21040335553

10550 S.W. Allen Blvd., Suite 224 • Beaverton, OR 97005 • (503) 627-0745

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 7, 1989

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Dwight Hille
N. 13512 Regal
Mead, WA 99021

RE: MUR 2559

Dear Mr. Hille:

The Federal Election Commission has the statutory duty of enforcing the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, United States Code. The Commission has issued the attached order and subpoena which requires you to provide certain information in connection with an investigation it is conducting. The Commission does not consider you a respondent in this matter, but rather a witness only.

Because this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) applies. That section prohibits making public any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You are advised that no such consent has been given in this case.

You may consult with an attorney and have an attorney assist you in the preparation of your responses to this subpoena and order. However, you are required to submit the information within 15 days of your receipt of this subpoena and order. All answers to questions must be submitted under oath.

2 1 0 4 0 3 3 2 5 5 4

If you have any questions, please contact Sandra H. Robinson, the attorney assigned to this matter, at (800) 424-9530 or (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel

Enclosure
Subpoena and Order

9 1 0 4 0 3 2 5 5 5

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
	)	MUR 2559
	)	

SUBPOENA TO PRODUCE DOCUMENTS
ORDER TO SUBMIT WRITTEN ANSWERS

TO: Mr. Dwight Hille
N. 13512 Regal
Mead, WA 99021

Pursuant to 2 U.S.C. § 437d(a)(1) and (3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order and subpoenas you to produce the documents requested on the attachment to this Subpoena. Legible copies which, where applicable, show both sides of the documents may be substituted for originals.

Such answers must be submitted under oath and must be forwarded to the Office of the General Counsel, Federal Election Commission, 999 E Street, N.W., Washington, D.C. 20463, along with the requested documents within 15 days of receipt of this Order and Subpoena.

21040832556

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand in Washington, D.C. on this 6th, day of April, 1989.

Danny L. McDonald
Danny L. McDonald, Chairman
Federal Election Commission

ATTEST:

Marjorie W. Emmons
Marjorie W. Emmons
Secretary to the Commission

Attachment
Questions and Document Request

9104033255 57

INSTRUCTIONS

In answering these questions and request for production of documents, furnish all documents and other information, however obtained, including hearsay, that is in possession of, known by or otherwise available to you, including documents and information appearing in your records.

Each answer is to be given separately and independently, and unless specifically stated in the particular discovery request, no answer shall be given solely by reference either to another answer or to an exhibit attached to your response.

The response to each question propounded herein shall set forth separately the identification of each person capable of furnishing testimony concerning the response given, denoting separately those individuals who provided informational, documentary or other input, and those who assisted in drafting the interrogatory response.

If you cannot answer the following questions in full after exercising due diligence to secure the full information to do so, answer to the extent possible and indicate your inability to answer the remainder, stating whatever information or knowledge you have concerning the unanswered portion and detailing what you did in attempting to secure the unknown information.

Should you claim a privilege with respect to any documents, communications, or other items about which information is requested by any of the following questions and request for production of documents, describe such items in sufficient detail to provide justification for the claim. Each claim of privilege must specify in detail all the grounds on which it rests.

Unless otherwise indicated, the discovery request shall refer to the period from January 1, 1986 through December 31, 1986.

The following questions and request for production of documents are continuing in nature so as to require you to file supplementary responses or amendments during the course of this investigation if you obtain further or different information prior to or during the pendency of this matter. Include in any supplemental answers the date upon which and the manner in which such further or different information came to your attention.

9 1 0 4 0 3 3 2 5 5 8

DEFINITIONS

For the purpose of these discovery requests, including the instructions thereto, the terms listed below are defined as follows:

"Persons" shall be deemed to include both singular and plural, and shall mean any natural person, partnership, committee, association, corporation, or any other type of organization or entity.

"Document" shall mean the original and all non-identical copies, including drafts, of all papers and records of every type in your possession, custody, or control, or known by you to exist. The term document includes, but is not limited to books, letters, contracts, notes, diaries, log sheets, records of telephone communications, transcripts, vouchers, accounting statements, ledgers, checks, money orders or other commercial paper, telegrams, telexes, pamphlets, circulars, leaflets, reports, memoranda, correspondence, surveys, tabulations, audio and video recordings, drawings, photographs, graphs, charts, diagrams, lists, computer print-outs, and all other writings and other data compilations from which information can be obtained.

"Identify" with respect to a document shall mean state the nature or type of document (e.g., letter, memorandum), the date, if any, appearing thereon, the date on which the document was prepared, the title of the document, the general subject matter of the document, the location of the document, the number of pages comprising the document.

"Identify" with respect to a person shall mean state the full name, the most recent business and residence addresses and the telephone numbers, the present occupation or position of such person, the nature of the connection or association that person has to any party in this proceeding. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.

"And" as well as "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of these interrogatories and requests for the production of documents any documents and materials which may otherwise be construed to be out of their scope.

MUR 2559
Questions and Request
for Production of Documents

The Oregon Republican Party paid for the expenses incurred in connection with two campaign mailing activities, identified as the "2-Page Letter" and the "Comparison Brochure", made on behalf of Bruce Long, an unsuccessful candidate for the U.S. House of Representatives in the 1986 election cycle. Copies of each mailing are attached.

1. a. Describe in detail how the "2-Page Letter" and "Comparison Brochure" were developed.

b. Identify the person(s) involved in the creation and development of each mailing. Describe the role of each person in the development process.

2. Describe in detail how the "2-Page Letter" and "Comparison Brochure" were disseminated. Your response should include, but not be limited to, the following information:

a. State whether the items were mailed. If the items were mailed, describe the procedure for preparing the items for mailing.

b. If volunteers were used, state the number of volunteers who assisted with each activity and whether the volunteers were paid. If so, state the purpose and amount of each payment. Describe the specific duties/tasks performed, and the average time expended by the volunteer(s) in connection with each mailing activity.

c. If the items were not mailed and/or were not distributed by volunteers, describe the method of distribution used. Identify any person who assisted with the type of distribution described.

d. Identify any commercial vendors that were involved with the creation and distribution of the two mailings. Describe in detail the services provided by each and the cost incurred as a result of such services rendered. Identify the person or entity that paid for such services.

3. Provide copies of all documents relating to the above questions.

9 1 0 4 0 3 2 5 5 0

August 28 1989

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

89 JUL 31 PM 12:04

To Danny McDonald.

MUR 2559

Apparently your letter dated April 6, 1989 has been floating around in the mail for sometime. I hope this information will still be of use. I will answer your questions to the best of my recolection

#1 (a) I had nothing to do with the "2-page letter". Todd Bankofer was totally responsible for the letter from conception to delivery.

The "Comparison Brochure" was done by Todd Bankofer (campaign manager) and Bruce Long, the candidate.

(b) As far as I know only Bruce Long & Todd Bankofer were the creators of both pieces.

#2 (a) both items were mailed. I was only responsible for the stamping of the non Profit Org. which included the U.S. postage permit #.

(b) We used atleast 30 different volunteers over a 2 day period totaling over 400 hrs of volunteer work. Average was 13.3 hrs

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

7 1 0 4 0 3 2 5 5 1

per volunteer. We unloaded the brochures stamped each one, dry them with a hair dryer, restacked them & send them to Portland to be mailed.

(c.) Portland Mailing Service was responsible for mailing them out as I recall. Todd Bankofer, the campaign manager organized that.

(d) the only vendor that I heard of was used with the "Comparison Brochure" for printing, ~~&~~ ~~a~~ folding & mailing. this was done by Portland Mailing Service, Portland, Oregon. I do not know what the cost was. Todd Bankofer would have been responsible for those arrangements

Dwight Hille
Chairman of Volunteers
for Bruce Long for Congress

DWIGHT HILLE
N. 13512 REGAL
MEAD, WA 99021

00C9585

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 20, 1990

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Todd Bankofier
Maricopa County Board of Supervisors
111 Third Avenue
Phoenix, AZ 85003

RE: MUR 2559

Dear Mr. Bankofier:

The Federal Election Commission has the statutory duty of enforcing the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, United States Code. The Commission has issued the attached order and subpoena which requires you to provide certain information in connection with an investigation it is conducting. The Commission does not consider you a respondent in this matter, but rather a witness only.

Because this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) applies. That section prohibits making public any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You are advised that no such consent has been given in this case.

You may consult with an attorney and have an attorney assist you in the preparation of your responses to this subpoena and order. However, you are required to submit the information within 15 days of your receipt of this subpoena and order. All answers to questions must be submitted under oath.

2104032553

If you have any questions, please contact Frania Monarski, the attorney assigned to this matter, at (800) 424-9530 or (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel

Enclosure
Subpoena and Order

2 1 0 4 0 3 3 2 5 5 6 4

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
	)	MUR 2559
	)	

SUBPOENA TO PRODUCE DOCUMENTS
ORDER TO SUBMIT WRITTEN ANSWERS

TO: Mr. Todd Bankofier
Maricopa County Board of Supervisors
111 Third Avenue
Phoenix, AZ 85003

Pursuant to 2 U.S.C. § 437d(a)(1) and (3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order and subpoenas you to produce the documents requested on the attachment to this Subpoena. Legible copies which, where applicable, show both sides of the documents may be substituted for originals.

Such answers must be submitted under oath and must be forwarded to the Office of the General Counsel, Federal Election Commission, 999 E Street, N.W., Washington, D.C. 20463, along with the requested documents within 15 days of receipt of this Order and Subpoena.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand in Washington, D.C. on this 20th, day of Feb., 1990.

Lee Ann Elliott

Lee Ann Elliott, Chairman
Federal Election Commission

ATTEST:

Marjorie W. Emmons

Marjorie W. Emmons
Secretary to the Commission

Attachment
Questions and Document Request

2104033556

INSTRUCTIONS

In answering these questions and request for production of documents, furnish all documents and other information, however obtained, including hearsay, that is in possession of, known by or otherwise available to you, including documents and information appearing in your records.

Each answer is to be given separately and independently, and unless specifically stated in the particular discovery request, no answer shall be given solely by reference either to another answer or to an exhibit attached to your response.

The response to each question propounded herein shall set forth separately the identification of each person capable of furnishing testimony concerning the response given, denoting separately those individuals who provided informational, documentary or other input, and those who assisted in drafting the interrogatory response.

If you cannot answer the following questions in full after exercising due diligence to secure the full information to do so, answer to the extent possible and indicate your inability to answer the remainder, stating whatever information or knowledge you have concerning the unanswered portion and detailing what you did in attempting to secure the unknown information.

Should you claim a privilege with respect to any documents, communications, or other items about which information is requested by any of the following questions and request for production of documents, describe such items in sufficient detail to provide justification for the claim. Each claim of privilege must specify in detail all the grounds on which it rests.

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4 0 3 2 5 6 7

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"Identify" with respect to a document shall mean state the nature or type of document (e.g., letter, memorandum), the date, if any, appearing thereon, the date on which the document was prepared, the title of the document, the general subject matter of the document, the location of the document, the number of pages comprising the document.

"Identify" with respect to a person shall mean state the full name, the most recent business and residence addresses and the telephone numbers, the present occupation or position of such person, the nature of the connection or association that person has to any party in this proceeding. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.

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4 0 3 5 5 8

Questions and Request for Production of Documents

The Oregon Republican Party paid for the expenses incurred in connection with two campaign mailing activities, identified as the "2-Page Letter" and the "Comparison Brochure", made on behalf of Bruce Long, an unsuccessful candidate for the U.S. House of Representatives in the 1986 election cycle. Copies of each mailing are attached.

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b. Identify the person(s) involved in the creation and development of each mailing. Describe the role of each person in the development process.

2. Describe in detail how the "2-Page Letter" and "Comparison Brochure" were disseminated. Your response should include, but not be limited to, the following information:

a. State whether the items were mailed. If the items were mailed, describe the procedure for preparing the items for mailing.

b. If volunteers were used, state the number of volunteers who assisted with each activity and whether the volunteers were paid. If so, state the purpose and amount of each payment. Describe the specific duties/tasks performed, and the average time expended by the volunteer(s) in connection with each mailing activity.

c. If the items were not mailed and/or were not distributed by volunteers, describe the method of distribution used. Identify any person who assisted with the type of distribution described.

d. Identify any commercial vendors that were involved with the creation and distribution of the two mailings. Describe in detail the services provided by each and the cost incurred as a result of such services rendered. Identify the person or entity that paid for such services.

3. Provide copies of all documents relating to the above questions.

2 1 0 4 0 9 3 3 5 5 6 9

JOHN WICK
Florence, Oregon

TOM BORLAND
Veneta, Oregon

Dear Friend,

We are Democrats. We were shocked recently to receive a letter from a Democrat who made a great many charges against our candidate for Congress, Peter DeFazio.

The letter was from Buck Hardisty. We were so concerned to hear another Democrat make such serious charges about Peter DeFazio that we decided to look into the charges for ourselves.

Here is what Mr. Hardisty said about Peter DeFazio:

He said that Peter DeFazio is a bureaucrat who has pushed for higher taxes throughout his term as a County Commissioner.

And that Peter DeFazio doesn't understand what it's like to have to make a payroll and live under government regulations.

In his first year in office, Peter DeFazio proposed three new taxes for the people he represented including a county income tax.

And at a time Oregonians needed new jobs, Peter DeFazio pushed for new taxes that hurt local businesses.

Peter DeFazio doesn't think that high taxes keep new industry away from our area. And DeFazio was quoted as saying, taxes are "the last thing businesses look at" when they are seeking to relocate.

Well, we looked at the official records for ourselves and, unfortunately, we must report to you that each of the charges made against Peter DeFazio is true.

Peter DeFazio has not been honest with us Democrats. And he has not been honest with the taxpayers of Oregon.

But we also found something that Mr. Hardisty didn't tell you in his letter. As recently as this week, Peter DeFazio has said that he is opposed to tax increases and that he always fought against tax increases.

Well, that's just not true.

As a candidate for County Commissioner, Peter DeFazio said he only wanted to tax "tourists", but once in office he introduced three new taxes and voted for several others.

It's obvious that the only way Peter DeFazio knows how to balance a budget is by raising taxes. Can you imagine how he would raise taxes if he really had a chance?

What also concerned us was how DeFazio has distorted the facts on critical issues.

In one case, Peter DeFazio twisted the truth to confuse people by saying that his opponent, Bruce Long, is willing to gamble on the future of Social Security. Well, we've heard Mr. Long talk about Social Security and we're glad to say that just isn't true.

And, in his 1986 voter information pamphlet, Peter DeFazio said that he "stopped WPPSS in Circuit Court, saving Northwest ratepayers millions of dollars."

But what he didn't say was that the Circuit Court decision was overturned by the Supreme Court just a few months later and didn't save ratepayers any money.

On top of all this, the thing we find the most disheartening is the fact that Peter DeFazio isn't from Oregon. He moved here from the East Coast. He can't truly understand our problems.

We were so concerned about Peter DeFazio's record when we found these things out that we checked into the record of his opponent, Bruce Long.

Frankly, we liked what we saw. Bruce Long is a fourth generation Oregonian and has a strong record of putting Oregon and our people first.

To start with, Bruce Long has been a businessman. That means he knows how to meet a payroll and balance a budget. He knows how to create new jobs. And just like Mr. Hardisty said, he is a man of his word.

As a County Commissioner for eight years, Bruce Long never proposed a tax increase to balance his county's budget. In fact, he cut the number of county employees by 40% and continued to provide all of the needed county services. Also, as County Commissioner, Bruce Long took a pay cut.

Now that is a record we can be proud of.

I think you'd agree, Bruce Long will make a great Congressman for Oregon.

We may be strong Democrats, but in this election we are working very hard to elect Bruce Long as our next Congressman. We hope you will join us. We are convinced that if Bruce Long wins, all of us win too.

Sincerely,

John Wick

John Wick

Sincerely,

Tom Borland

Tom Borland

Paid for by the Oregon Republican Party
620 S.W. 5th Suite 302, Portland, OR 97204

Special Report to the 4th Congressional District Voters

620 S.W. Fifth Ave. #302
Portland, OR 97204

Non Profit Org.
U.S. Postage
PAID
Portland, OR
Permit No. 1514

Leadership that you can count on.

"Name a problem that affects people here in Oregon and Bruce Long has been involved in helping to find a solution. Water, crime, government spending, transportation and the list goes on. We need to send that commitment to Washington where he can do even more."

Mark Hatfield
U.S. Senator

"Bruce Long has proven that he has the background, strength and common sense to work for us in Washington. I am most impressed with his commitment to get Oregon's economy moving again."

Dave Frohnmeyer
Attorney General

Paid for by the Oregon Republican Party

COMPARE . . .
THEN DECIDE!!

BACKGROUND	BRUCE LONG	PETER DEFAZIO
Native Oregonian.	Yes	No
Permanent Oregon resident for over ten years.	Yes	No
Made primary living owning a small business.	Yes	No

ENDORSEMENTS

LONG	DEFAZIO
U.S. Chamber of Commerce	Sierra Club
Business Industry Political Action Committee	WildPAC
National Association of Realtors	Friends of the Earth
Association of General Contractors	National Abortion Rights League
American Medical Association	AFL-CIO
National Association of Homebuilders	Gay Rights Groups
National Forest Products Association	Women's Action for Nuclear Disarmament
Oregon Farm Bureau Federation PAC	Oregon Public Employees Union
National Federation of Independent Business	

ISSUES	LONG	DEFAZIO
Proposed county income tax.	No	Yes
Supports taxpayer funding of abortion.	No	Yes
Supports additional wilderness set-asides in Oregon.	No	Yes
Supports legislation to balance Federal budget.	Yes	No
Supports giving homosexuals additional rights.	No	Yes
Supports County law to take profit out of drug dealing.	Yes	No
Took pay "CUT" as a County Commissioner.	Yes	No

OGC 5705

TODD A. BANKOFIER
9288 East Camino del Santo
Scottsdale, Arizona 85260

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

90 MAR 16 AM 10:46

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

90 MAR 16 PM 2:08

March 8, 1990

Ms. Frania Monarski
Federal Election Commission
Washington, D.C. 20463

RE: MUR 2559

Dear Ms. Monarski:

Please accept this letter as a written request for an extension of 20 days for submission of my written subpoena. I am asking for this extension in an attempt to accurately compile the information you have requested from me.

I will assume this request will be granted if I don't hear from you. Thank you for your cooperation.

Sincerely,

Todd A. Bankofier

Todd A. Bankofier

9104003257 4

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 20, 1990

Mr. Todd Bankofier
9288 East Camino del Santo
Scottsdale, AZ 85260

RE: MUR 2559

Dear Mr. Bankofier:

This is in response to your letter dated March 8, 1990, which we received on March 16, 1990, requesting an extension of 20 days to respond to MUR 2559. After considering the circumstances presented in your letter, I have granted the requested extension. Accordingly, your response is due by the close of business on April 3, 1990.

If you have any questions, please contact Frania Monarski, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

George F. Rishel
Assistant General Counsel

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OGC 5875

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

90 APR -9 AM 10: 11

TODD A. BANKOFIER
9288 East Camino del Santo
Scottsdale, Arizona 85260

90 APR -9 PM 4: 01
RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

TO: Federal Election Commission

FROM: Todd Bankofier

DATE: April 1, 1990

RE: Responses to questions relating to case- MUR 2559

1. a. I believe the Bruce Long campaign contracted out to a media firm for the development of both the "2-Page Letter" and the "Comparison Brochure." The name of the firm was Key/Marsh and Associates which was located in Sacramento, California.

   b. My recollection is that Mr. Ben Key, of Key/Marsh and Associates, acted as the agent for the firm. The last address and phone number I have for Mr. Key is as follows:

   Mr. Ben Key
   2156 Springwood
   Carrolton, TX 75006
   214-416-0133

2. a. It is my recollection that both of the pieces of campaign material in question were mailed during the campaign. The process by which each of the these two specific mailings were prepared for mailing is something I can't remember. The reason for this is the fact that during the 5 or 6 months with which the campaign was ongoing, the Bruce Long campaign mailed out numerous pieces of mail and it is impossible, after 4 years, to remember how each one of them was disseminated.

   b. Volunteers were used in many aspects of the campaign. Their duties included the stamping of indicia's on mail pieces, licking of envelopes, addressing envelopes, preparing mailings for bulk rate distribution, and the hauling of the mail pieces to the post office for mailing.

   As a very volunteer intensive campaign we consistently had 15-20 people at any given time who helped with the dissemination of our mailings. While I have no specific recollection, I don't believe the volunteers were paid for their help.

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c. It is my recollection that we had a substantial amount of additional copies printed of the "Comparison Brochure" to allow volunteers to walk precincts and distribute them door-to-door. I do not, however, have specific recollection as to whether the items were, in fact, so distributed.

d. As stated above in response #1, the Bruce Long campaign retained the services of Key/Marsh and Associates to create and develop most of the campaign's literature, as referenced. The costs incurred for their services would be reflected in the Bruce Long for Congress 1986 post general FEC report.

The mailing of the two pieces in question was paid for by the Oregon Republican Party as illustrated on the two documents. However, I do not remember, nor have any documents available to me, which would reflect who paid for the creation and development of the two pieces.

3. As stated in response 2.d., I have no documents which reflect who paid for the creation and development of the two pieces.

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OFFICIAL SEAL
DIXIE L. LAUKO
NOTARY PUBLIC - STATE OF ARIZONA
MARICOPA COUNTY
My Comm. Expires June 24, 1991

RECEIVED
FEDERAL ELECTION COMMISSION
SECRETARIAT
90 APR 20 PM 12:22

BEFORE THE FEDERAL ELECTION COMMISSION

SENSITIVE

In the Matter of	)	
	)	
Oregon Republican Party and Nancy E. Steinhoff, as treasurer	)	MUR 2559

COMPREHENSIVE INVESTIGATIVE REPORT

On December 10, 1987, the Commission found reason to believe that the Oregon Republican Party and its treasurer[1] violated 2 U.S.C. § 441a(f) in connection with mailing activity conducted by the Oregon Republican Party on behalf of the Bruce Long campaign for the U.S. House of Representatives. The Commission also found reason to believe that the Oregon Republican Party and its treasurer violated 2 U.S.C. § 433(c) by failing to amend its Statement of Organization within ten days to reflect its change in treasurer.

In connection with the investigation into the mailing activities for the Bruce Long campaign, the Commission, on June 1, 1988, approved interrogatories and a request for production of documents to the National Republican Congressional Committee ("NRCC"). On August 1, 1988, the NRCC submitted its response to the Commission's discovery request.

On January 11, 1989, the Commission approved interrogatories to be sent to Jeff Larson, a former employee of the NRCC; Todd Bankofier, the former Bruce Long campaign manager, and Dwight Hille, the former Volunteer coordinator for the Friends of Bruce Long Committee, as non-respondent witnesses only. The Oregon

1. This Office notes that Nancy E. Steinhoff is the new treasurer of the Oregon Republican Party, replacing Fred G. Capell.

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Republican Party provided this Office with the current address of Dwight Hille and Hille submitted a response to the Commission's interrogatories on July 31, 1989. This Office requested the current addresses of Jeff Larson and Todd Bankofier from counsel for the NRCC. The NRCC did not provide the addresses for Larson or Bankofier. Therefore, this Office contacted the candidate, Bruce Long, by telephone, to find out the current addresses of Larson and Bankofier. Although Long could not provide any information on Larson, Long stated that Bankofier was now living in Arizona. With the help of the Commission librarian, staff from this Office was able to locate the current address for Bankofier. On February 20, 1990, this Office sent the interrogatories which had been previously approved by the Commission on January 11, 1989 to Bankofier. On March 8, 1990, Bankofier requested an extension of time to respond to the Commission's interrogatories. Bankofier submitted a response to the Commission on April 9, 1990.

This Office is in the process of preparing a brief to be sent to the Oregon Republican Party and Nancy E. Steinhoff, as treasurer. After a response is received, this Office will

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prepare a report for the Commission with the appropriate recommendations.

Date 4/20/90

Lawrence M. Noble
General Counsel

Attachment
1. Response of Dwight Hille
2. Response of Todd Bankofier

Staff assigned: Frania Monarski

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FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

MEMORANDUM

TO: LAWRENCE NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS /DELORES HARRIS
SECRETARY OF THE COMMISSION

DATE: APRIL 24, 1990

SUBJECT: MUR 2559 - COMPREHENSIVE INVESTIGATIVE REPORT
GENERAL COUNSEL'S REPORT DATED
APRIL 20, 1990

The above-captioned matter was received in the Commission Secretariat at 12:32 p.m. on Friday, April 20, 1990 and circulated on a 24-hour no-objection basis at 11:00 a.m. on Monday, April 23, 1990.

There were no objections to the above-captioned matter.

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BEFORE THE FEDERAL ELECTION COMMISSION

SENSITIVE

In the Matter of	)	
	)	
Oregon Republican Party and Rachel Gerber, as treasurer	)	MUR 2559
	)	

GENERAL COUNSEL'S REPORT

The Office of the General Counsel is prepared to close the investigation in this matter as to the Oregon Republican Party and Rachel Gerber, as treasurer, based on the assessment of the information presently available.

5/10/90
Date

Lawrence M. Noble
General Counsel

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90 MAY 15 AM 10:07

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

May 14, 1990

MEMORANDUM

TO: The Commission

FROM: Lawrence M. Noble
General Counsel

SUBJECT: MUR 2559

Attached for the Commission's review is a brief stating the position of the General Counsel on the legal and factual issues of the above-captioned matter. A copy of this brief and a letter notifying the respondents of the General Counsel's intent to recommend to the Commission a finding of probable cause to believe were mailed on May 14, 1990. Following receipt of the respondents' reply to this notice, this Office will make a further report to the Commission.

Attachments
1. Brief
2. Letter to respondents

Staff person: Frania Monarski

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RECEIVED
FEDERAL ELECTION COMMISSION
SECRETARIAT

90 MAY 15 AM 10:07

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 14, 1990

Mark W. Eves, Esq.
Eves & Wade
410 Metro Building
2000 S.W. First Avenue
Portland, OR 97201

RE: MUR 2559
Oregon Republican Party
and Rachel Gerber, as
treasurer

Dear Mr. Eves:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, and information supplied by your clients, the Oregon Republican Party and Rachel Gerber, as treasurer, on December 10, 1987, the Federal Election Commission found reason to believe that your clients, the Oregon Republican Party ("Committee") and its treasurer, violated 2 U.S.C. §§ 441a(f) and 433(c), and instituted an investigation in this matter.

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

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

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

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

Should you have any questions, please contact Frania Monarski, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel

Enclosure
Brief

21040335535

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Oregon Republican Party and Rachel Gerber, as treasurer	)	MUR 2559
	)	

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

On December 10, 1987, the Commission found reason to believe that the Oregon Republican Party (the "Committee") and its treasurer[1] violated 2 U.S.C. § 441a(f) in connection with mailing activity conducted by the Oregon Republican Party on behalf of the Bruce Long campaign for the U.S. House of Representatives in 1986. The Commission also found reason to believe that the Oregon Republican Party and its treasurer violated 2 U.S.C. § 433(c) by failing to amend its Statement of Organization within ten days to reflect its change in treasurer.

In connection with the mailing activity on behalf of Bruce Long, the Committee treated one mailing, the "Positive Graphics Brochure," as an exempt volunteer activity pursuant to 2 U.S.C. §§ 431(8)(B)(x) and (9)(B)(viii), and as described in 11 C.F.R. § 100.7(b)(15). In response to the Commission's discovery request, the Committee provided information about the creation,

---

1. Rachel Gerber is the current treasurer of the Oregon Republican Party. On February 26, 1990, the Committee filed an amended Statement of Organization indicating that Rachel Gerber was elected as the new treasurer. It appears that Steven Gann was the treasurer of the Committee at the time the mailings were made. On December 10, 1987, the Commission made its reason to believe finding against Fred G. Capell, the treasurer at that time. In enforcement matters before the Commission, it is the Commission's policy to name the current treasurer of record. Accordingly, Rachel Gerber has been substituted as treasurer in the present matter.

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distribution and financial obligations including $19,818.93 in payments connected with the "Positive Graphics Brochure" mailing activity. The Committee also identified two additional mailings, the "2 Page Letter" and the "Comparison Brochure" made on behalf of the Long campaign. The Committee stated that it made payments to vendors at the request of the National Republican Congressional Committee ("NRCC") for these two other projects. The Committee further stated, however, that it made these payments with the belief that they were made in connection with the "Positive Graphics Brochure" and only later learned that the payments were for the other two Bruce Long campaign mailings. Although the Committee acknowledged that it paid $10,160.45 for the "2 Page Letter" and $10,140.90 for the "Comparison Brochure," it further stated that it had no knowledge of, or control over, the preparation and distribution of these two projects. The Committee also indicated that it had no knowledge of whether these projects were connected with volunteer activity.

II. ANALYSIS

A. The Committee Conducted Campaign Activity On Behalf Of Bruce Long Which Did Not Qualify For The Volunteer Exemption Under The Act.

The Federal Election Campaign Act of 1971, as amended ("the Act") prohibits national and state party committees from making any expenditure in connection with the general election campaign of a respective party candidate for the office of Representative, in a state with more than one Representative, which exceeds $10,000. 2 U.S.C. § 441a(d). This limitation shall be adjusted according to the Consumer Price Index published by the U.S.

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Bureau of Labor Statistics. 2 U.S.C. § 441a(c) and 11 C.F.R. § 110.9(c). Multicandidate committees, including party committees, are prohibited from making contributions to a candidate and his or her authorized committee with respect to any election for federal office that aggregate in excess of $5,000. 2 U.S.C. § 441a(a)(2)(A). Commission Regulations prohibit party committees from making independent expenditures on behalf of the general election campaigns of candidates for federal office. 11 C.F.R. § 110.7(b)(4).

The Act prohibits a political committee from knowingly making any expenditure in violation of the provisions established in 2 U.S.C. § 441a, and further provides that no officer or employee of a political committee shall knowingly make any expenditure on behalf of a candidate, in violation of the limitations imposed under 2 U.S.C. § 441a. 2 U.S.C. § 441a(f).

Payments by a state or local party committee for the costs of campaign materials (such as pins, bumpers stickers, handbills, brochures, posters, party tabloids, and yard signs) used by such committee in connection with volunteer activities on behalf of party nominees are not contributions or expenditures when certain criteria are met. The criteria require that:

> a) the payments must not be for campaign materials or activities used in connection with any broadcasting, newspaper, magazine, billboard, direct mail, or similar type of general public communication or political advertising;
>
> b) such payments must be made from contributions subject to the provisions of the Act; and

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c) such payments must not be made from contributions designated to be spent on behalf of a particular candidate.

2 U.S.C. §§ 431(8)(B)(x) and 431(9)(B)(viii). The Regulations define "direct mail" to include any mailing by a commercial vendor or made from commercial lists. 11 C.F.R. §§ 100.7(b)(15)(i) and 100.8(b)(16)(i). The Regulations also require that campaign materials paid for by state parties be distributed by volunteers and not by commercial or for-profit organizations, in order to qualify for the volunteer exemption. 11 C.F.R. §§ 100.7(b)(15)(iv) and 100.8(b)(16)(iv). Expenditures for volunteer exempt activity should be reported as disbursements and need not be allocated to specific candidates. 11 C.F.R. §§ 100.7(b)(15)(v) and 100.8(b)(16)(v).

Campaign materials purchased with funds from the national committee of a political party, or campaign materials purchased by the national party committee and delivered to the state or local party committee, are not qualified for the volunteer exemption. Instead, expenditures for such materials are subject to the limitations of Section 441a(d). 11 C.F.R. §§ 100.7(b)(15)(vii) and 100.8(b)(16)(vii).

In the House Report for the 1979 amendments to the Act, which discussed the exemptions described in 2 U.S.C. § 431, it is stated that the purpose of that section is "to encourage volunteers to work for and with local and state political party organizations." The test to determine whether an activity qualifies for the volunteer exemption requires an examination of how the campaign materials are used and by whom. The Report

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stated further that the provision "excludes all public communications or political advertising," and the mere purchase of campaign materials described in Section 431 does not mean their costs are exempt. Essentially, those same materials must be distributed by volunteers. H.R. Rep. No. 422, 96th Cong., 1st Sess. at 9 (1979), reprinted in FEC Legislative History of Federal Election Campaign Act Amendments of 1979 at 193 (GPO 1983). In presenting the proposed amendments to the Act to the U.S. House of Representatives, Representative Thompson included the following statement in his presentation:

> The new provision pertaining to political parties allow a State or local committee of a political party to purchase, without limit, campaign materials used in connection with volunteer activities on behalf of a candidate -- such as buttons, bumper stickers, and yard signs. This exemption will not apply to costs incurred for media advertising or mass mailings -- activities of this type would be subject to the contribution and expenditure limitations of the act.

125 Cong. Rec. H23813 (daily ed. September 10, 1979) (statement of Rep. Thompson), reprinted in FEC Legislative History of Federal Election Campaign Act Amendments of 1979 at 444 (GPO 1983).

1. Positive Graphics Brochure

The Oregon Republican Party states that, in June 1986, Dwight Hille, the Volunteer coordinator for the Bruce Long campaign, Todd Bankofier, Long's campaign manager and Jeff Larson, an employee of the NRCC contacted William Moshofsky, the then Chairman of the Committee, requesting assistance with the "Positive Graphics Brochure" project. Moshofsky assigned primary

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responsibility for the project to Fred Peterson, a paid employee of the Oregon Republican Party. The Committee states that through coordinated efforts involving primarily volunteers, decisions were made regarding the design and contents of the "Positive Graphics Brochure."[2] The "Positive Graphics Brochure" was printed by Portland Mailing Services, Inc. ("Portland Mailing") for a cost of $18,354.20. Portland Mailing Services provided the camera, stripping, negatives, printing and bindery for the 102,000 brochures. It then shipped the brochures to Eugene, Oregon, where volunteers individually stamped the brochures with rubber stamps purchased from Rahnasto Rubber Stamp Company for $250. The stamped information contained the following words "NON-PROFIT ORG. U.S. POSTAGE PAID PORTLAND, OR PERMIT ON.1514." The volunteers then repackaged the brochures into boxes after affixing the stamped information and redelivered approximately 91,612 brochures to Portland Mailing in Portland, Oregon. The volunteers also distributed approximately 10,388 brochures door-to-door to constituent Republicans located in the Fourth Congressional District in Oregon. The Committee estimates that approximately 30 volunteers spent 600 hours in stamping the 102,000 "Positive Graphics Brochure" and distributing 10,388 of the brochures.

The Committee indicates that the names of all persons to whom

---

2. The Committee also submitted affidavits of Dwight Hille, William Moshofsky and Fred Peterson supporting its response and affidavits of T.J. Bailey, Winifred Prouty, Geraldine Humphrey, Jenine Yanov and Lynn Lineburg, volunteers who participated in preparation and dissemination of the "Positive Graphics Brochure."

the "Positive Graphics Brochure" were mailed to were obtained from the voter registration lists of Republicans and Independents of the Fourth Congressional District in Oregon. The Committee hired Voter Contact Services, Inc. ("Voter Contact") for $1,214.73 to develop mailing labels and to place the list of names in a more usable form so that only one brochure would be mailed to each household. Voter Contact also sorted the labels by courier route.

After the volunteers shipped the remaining 91,612 brochures back to Portland Mailing, Portland Mailing affixed the presorted labels to the brochures, tied, sacked and delivered them to the United States Post Office in Portland, Oregon.

2. "2 Page Letter" and "Comparison Brochure"

It appears that the NRCC did not incur any expenses in connection with the "2 Page Letter" and the "Comparison Brochure" projects.[3] Jeff Larson, a former NRCC employee, however, met with the Oregon Republican Party and may have overseen the production of the mailings on the Committee's behalf. In October 1986, Larson requested that the Committee draft several checks to Portland Mailing and Voter Contact. Moshofsky and Peterson authorized the checks, believing that they were payments for the "Positive Graphics Brochure." The Committee later discovered

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3. The Committee notes that in June 1986, Larson, an employee with the NRCC, asked Moshofsky to sign a letter authorizing the NRCC to spend $21,000 for the Bruce Long campaign as agent of the Committee. The NRCC reported making coordinated party expenditures totaling $40,228 on behalf of Friends of Bruce Long. This amount is approximately $3,400 less than the combined coordinated party expenditure limit for the national and state party committees.

that these payments were for two additional projects on behalf of Bruce Long, known as the "2 Page Letter" and the "Comparison Brochure." The Committee acknowledged that it paid $10,160.45 for the "2 Page Letter" and $10,140.90 for the "Comparison Brochure." The Committee maintains that it had no knowledge of or control over the preparation and distribution of these two projects. The Committee further notes that the funds used to pay for all three mailings were from the Committee's federal account.

The Committee requested a reimbursement from the NRCC for these payments. The NRCC, through counsel, refused to make the reimbursements. The NRCC stated that the payments made by the Committee for these two projects were properly authorized by Moshofsky and that the checks were signed by Moshofsky and Peterson, the Deputy Chief of the Committee. The "2 Page Letter" and the "Positive Graphics Brochure" included a disclaimer that read "Paid for by the Oregon Republican Party." Larson requested that the Committee authorize several checks to Portland Mailing for these mailings.

A copy of the invoice for the "2 Page Letter" supplied by the Committee indicates that Portland Mailing provided the camera, stripping, negatives, printing and bindery for the "2 Page Letter" and its envelope. According to the invoice, Portland Mailing also affixed the labels to the envelopes, inserted the "2 Page Letter" into the envelopes, sealed, metered, sorted, tied and sacked the "2 Page Letter" mailing. In addition, Portland Mailing prepared the postal verification forms and delivered the mailing to the U.S. Post Office in Portland, Oregon.

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A copy of the invoice for the "Comparison Brochure" supplied by the Committee indicates that Portland Mailing provided the camera, stripping, negatives, printing and bindery for the mailer. Moreover, Portland Mailing affixed the Cheshire labels supplied by the customer, sorted, tied and sacked the brochures. Portland Mailing also prepared the postal verification forms and delivered the mailing to the U.S. Post Office in Portland, Oregon.

3. Analysis

The Committee has asserted that the mailing activity conducted by the Oregon Republican Party on behalf of the Bruce Long campaign was not subject to the contribution and expenditure limitations of the Act because the mailings were conducted in connection with volunteer activity. The primary issue is whether the "Positive Graphics Brochure," the "2 Page Letter" and the "Comparison Brochure" meet all the criteria for volunteer exempt activity.

In its response, the Committee asserts that all funds expended in connection with the Bruce Long campaign were derived from the federal account of the Committee, and not from its general account. The Committee further indicates that no funds were being expended by the NRCC for the same project or any other project at the time the Committee was expending funds on behalf of Bruce Long. Furthermore, there is no evidence to indicate that payments for these mailings were made from contributions designated to be spent on behalf of a particular candidate.

With regard to the criterion that the campaign materials must

not be used in connection with any direct mail or similar type of general public communication or political advertising, the Committee asserts that approximately 10,388 of the "Positive Graphics Brochure" were delivered door-to-door by volunteers. The other 91,612 of the "Positive Graphics Brochures" were mailed to a list of registered Republicans and Independents obtained from the public county records in the Fourth Congressional District. Therefore, it appears that the Committee did not use a commercial list for the "Positive Graphics Brochure." In connection with the "2 Page Letter" and the "Comparison Brochure," it also appears that Portland Mailing used labels provided by Voter Contact. As noted above, the list included registered Republicans and Independents from the Fourth Congressional District. Although the Committee did not use a commercial list for these mailings, it did hire a commercial vendor to produce the mailings.

The Regulations also require that the campaign materials be distributed by volunteers and not by commercial or for-profit organizations in order to qualify for the volunteer exemption. In the present matter, an examination of how the materials were distributed demonstrates sufficient volunteer involvement for part of the activity. In connection with the "Positive Graphics Brochure," volunteers distributed approximately 10,388 brochures door-to-door. It appears, therefore, that the 10,388 brochures that were distributed door-to-door meet the requirement that the campaign materials must be distributed by volunteers. Accordingly, the portion of the payments in connection with those

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10,388 brochures qualify for the volunteer exemption.

The volunteers also stamped postal information on approximately 91,612 brochures and redelivered them to Portland Mailing. Portland Mailing, in addition to producing the "Positive Graphics Brochure," also affixed the labels to the brochures, tied, sacked and delivered them to the Post Office. In connection with the "2 Page Letter" and the "Comparison Brochure" mailings, the Committee indicates that it has no direct information regarding whether volunteer efforts were made in connection with these mailings. It appears that volunteers for the Friends of Bruce Long campaign were responsible for stamping these mailings and sending them back to Portland Mailing to be mailed. Portland Mailing affixed the labels, sorted, tied and sacked the mailings, prepared the postal verification forms and delivered the mailings to the Post Office. The Committee made the following expenditures for the mailings in question:

"Positive Graphics Brochure"

Portland Mailing	$18,354.20
Voter Contact	$ 1,214.73
Rahnasto Rubber Stamp	$ 250
Total	**$19,818.93**

"2 Page Letter"

Portland Mailing	$ 8,994.79
Voter Contact	$ 1,165.66
Total	**$10,160.45**

"Comparison Brochure"

Portland Mailing	$ 8,612.45
Voter Contact	$ 1,528.45
Total	**$10,140.90**

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Based on the foregoing information, the campaign materials developed by the Committee on behalf of Bruce Long were not distributed by volunteers but rather by a commercial vendor. Therefore, the payments for these mailings did not qualify for the exemption pursuant to the Act and Regulations.

Therefore, there is probable cause to believe that the Oregon Republican Party and Rachel Gerber, as treasurer, violated 2 U.S.C. § 441a(f) by making excessive contributions to the Bruce Long campaign in connection with the mailing activities in question.

B. The Committee Failed To Notify The Commission Of Its Change in Treasurer In A Timely Manner.

Pursuant to 2 U.S.C. § 433(c), the Committee is required to file an amended Statement of Organization within ten days to reflect its change in treasurer. In its response, the Committee states that it has had a succession of treasurers since 1985. After its treasurer died in 1985, the Committee elected Steven Gann to serve as treasurer in March 1985. Gann became ill in November 1986 and was unable to perform his duties as treasurer. In January 1987, Jim Bunn was elected as the new treasurer. In August 1987, Bunn resigned and Fred Capell was elected treasurer.

On March 24, 1987, the Committee submitted a letter indicating that James Bunn was elected treasurer on January 19, 1987. On September 25, 1987, the Committee sent a letter to the Commission explaining that Fred Capell was the new treasurer. On January 5, 1990, Nancy E. Steinhoff submitted a letter stating that she had assumed the responsibilities of treasurer of the

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Committee. On February 26, 1990, the Committee filed an amended Statement of Organization indicating that Rachel Gerber was elected treasurer. Accordingly, it appears that the Committee failed to notify the Commission of its two changes in treasurer in 1986 and 1987 in a timely manner. Based on the foregoing information, there is probable cause to believe that the Oregon Republican Party and Rachel Gerber, as treasurer, violated 2 U.S.C. § 433(c) by failing to amend its Statement of Organization within the required ten day time period reflecting its change in treasurer.

III. GENERAL COUNSEL'S RECOMMENDATION

Find probable cause to believe that the Oregon Republican Party and Rachel Gerber, as treasurer, violated 2 U.S.C. §§ 433(c) and 441a(f).

5/14/90
Date

Lawrence M. Noble
General Counsel

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OGC 6361

EVES & WADE
ATTORNEYS AT LAW
410 METRO BUILDING
2000 S.W. FIRST AVENUE
PORTLAND, OREGON 97201
(503) 227-6226
FAX (503) 227-4971

MARK W. EVES
RONALD L. WADE

OF COUNSEL:
FRANCIS I. SMITH
(503) 227-5080

RECEIVED
FEDERAL ELECTION COMMISSION
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90 MAY 30 AM 9:23

MUR 2559

May 25, 1990

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

90 MAY 30 AM 11:38

Mr. Lawrence M. Noble
General Counsel
Federal Election Commission
Washington, DC 20463

Dear Mr. Noble:

We have received your letter dated May 14, 1990, together with the General Counsel's Brief which was enclosed. We would like an opportunity to respond. However, the time allowed will not be sufficient to enable us to contact persons who were involved in volunteer efforts. It is our view that a clarification of the volunteer aspect of this matter may assist the Federal Election Commission in making a final determination. In addition, we will need to have a period of time to research the legal aspects of the facts at hand and discovered. Therefore, we are requesting an extension of 30 days from the date of this letter within which to provide a response to your letter and the General Counsel's Brief.

We appreciate your understanding and assistance in this matter.

Sincerely,

Mark W. Eves

Mark W. Eves

MWE:dmm
cc: Garry R. Bullard
General Counsel
Oregon Republican Party

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 1, 1990

Mark W. Eves, Esq.
Eves & Wade
410 Metro Building
2000 S.W. First Avenue
Portland, OR 97201

RE: MUR 2559
Oregon Republican Party
and Rachel Gerber, as
treasurer

Dear Mr. Eves:

This is in response to your letter dated May 25, 1990, which we received on May 30, 1990, requesting an extension until June 25, 1990 to respond to MUR 2559. After considering the circumstances presented in your letter, I have granted the requested extension. Accordingly, your response is due by the close of business on June 25, 1990.

If you have any questions, please contact Frania Monarski, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

LM Noble (FM)

Lawrence M. Noble
General Counsel

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OGC 6695

EVES & WADE
ATTORNEYS AT LAW
410 METRO BUILDING
2000 S.W. FIRST AVENUE
PORTLAND, OREGON 97201
(503) 227-6226
FAX (503) 227-4971

MARK W. EVES
RONALD L. WADE

OF COUNSEL:
FRANCIS I. SMITH
(503) 227-5080

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HAND DELIVERED

June 22, 1990

VIA FEDERAL EXPRESS

Mr. Lawrence M. Noble
General Counsel
Federal Election Commission
Washington, DC 20463

RE: MUR 2559
Oregon Republican Party and Rachel Gerber as treasurer

Dear Mr. Noble:

Enclosed please find three copies of a Brief which we have submitted to the Secretary of the Federal Election Commission in connection with the above matter. If you have any questions or comments concerning this matter, please feel free to contact us. This firm represents the Oregon Republican Party in this matter, but does not represent any existing or previous Treasurer of the Oregon Republican Party.

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OFFICE OF GENERAL COUNSEL
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Sincerely,

Mark W. Eves

MWE:dmm
cc: Garry R. Bullard
General Counsel
Oregon Republican Party

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 2559
Oregon Republican Party and	)	
Rachel Gerber, as treasurer	)	

OREGON REPUBLICAN PARTY'S BRIEF

I. STATEMENT OF THE CASE

On December 10, 1987, the Commission found reason to believe that the Oregon Republican Party and its then existing Treasurer may have violated 2 USC 441a(f) and 2 USC 443(c). By letter dated April 8, 1988, this firm, on behalf of the Oregon Republican Party, submitted a letter setting forth the factual background associated with this matter. On May 14, 1990, the Oregon Republican Party was advised by letter addressed to this firm that the Office of General Counsel of the Federal Election Commission was prepared to recommend to the Commission that it find probable cause to believe that violations have occurred. A copy of the General Counsel's Brief was supplied to the Oregon Republican Party. Because the legal analysis and conclusions set forth in that Brief are not consistent with the position of the Oregon Republican Party, this Oregon Republican Party's Brief is respectfully submitted.

The following represent the issues which are involved in this case:

ISSUE NO. 1 - Did the Oregon Republican Party and its Treasurers violate 2 USC 433(c) by failing to notify the Federal Election Commission within the ten days after the elections of James Bunn and Fred Capell to the position of Treasurer?

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ISSUE NO. 2 - Did the Oregon Republican Party and its Treasurers at the applicable times violate 2 USC 441a(f) by knowingly accepting contributions or making expenditures in violation of that section?

ISSUE NO. 3 - Do the expenditure restrictions set forth in 2 USC 441a(d)(3) and 2 USC 441a(a)(2)(A) impose unconstitutional restraints upon free speech or expression under the First Amendment of the United States Constitution, and are such restrictions therefore invalid?

II. ANALYSIS

ISSUE NO. 1. Did the Oregon Republican Party and its Treasurers violate 2 USC 433(c) by failing to notify the Federal Election Commission within the ten days after the elections of James Bunn and Fred Capell to the position of Treasurer?

FACTUAL BACKGROUND. In March of 1985, Steven Gann was elected as Treasurer of the Oregon Republican Party ("ORP"). By November of 1986, Mr. Gann had become seriously ill and was paralyzed. He could no longer perform his duties. Nevertheless, he did not resign his position. He was not available to advise his successor, James Bunn, of the reporting and other requirements associated with the position of Treasurer. He also was not available to participate in decision making regarding the projects which are the subject of this Brief.

James Bunn was elected as Treasurer of ORP at some point in January of 1987. At that time, he was entirely uninformed

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regarding election law matters and reporting requirements. He had no knowledge of the provisions set forth in 2 USC 433(c). On March 24, 1987, ORP submitted a letter to the Federal Election Commission advising it of the election of Mr. Bunn.

Fred Capell was elected as the Treasurer of ORP at some point in August of 1987. At that time, he was uninformed regarding election law matters and reporting requirements. He had no knowledge of the provisions of 2 USC 433(c). On September 25, 1987, ORP submitted a letter to the Federal Election Commission advising it of the election of Mr. Capell.

Based upon all available information, it appears that James Bunn and Fred Capell moved as quickly as practicable to ascertain their duties and responsibilities after their respective elections. As soon as they realized that notices were required to be provided to the Federal Election Commission regarding their election, those notices were provided.

<u>LAW.</u> 2 USC 433(c) provides as follows: "Any change in information previously submitted in a statement of organization shall be reported in accordance with Section 433(g) no later than 10 days after the date of the change."

2 USC 433(b) provides that a ". . . statement of organization of a political committee shall include . . . (4) the name and addresses of the Treasurer of the committee."

2 USC 431(4)(A) defines a political committee as " . . . any committee, club, association, or other group of persons which receives contributions aggregating in excess of $1,000.00 during

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a calender year or which makes expenditures aggregating in excess of $1,000.00 during a calendar year . . . "

2 USC 431(11) defines persons as persons, corporations, and " . . . any other organization or group of persons."

2 USC 432(i) provides as follows: "When the Treasurer of a political committee shows that best efforts have been used to obtain, maintain, and submit the information required by this Act for the political committee, any report of any records of such committee shall be considered in compliance with this Act . . . "

In the Section-By-Section Explanation of the Bill prepared as a part of House Report No. 96-422 in connection with Public Law 96-187, the House Administration Committee stated: "The best efforts test is specifically made applicable to recordkeeping and reporting requirements in both Title 2 and Title 26." "If the Treasurer has exercised his or her best efforts, the committee is in compliance. Accordingly, the application of the best efforts is central to the enforcement of the recordkeeping and reporting provisions of the Act."

ARGUMENT. In this case, novice Treasurers provided notice of their elections to the Federal Election Commission within a reasonable period of time, and immediately upon discovering the legal obligation to report to the Federal Election Commission. The Treasurers were not paid for their work and were part time volunteers. The notices were provided within less than 70 days after the elections in each case. While not satisfying the literal notice requirement of 10 days after an election, the

actions taken by the Treasurers did constitute their best efforts based upon information available to them. Therefore, ORP and the Treasurers should be considered to be in compliance regarding this issue.

ISSUE NO. 2. - Did the Oregon Republican Party and its Treasurers at the applicable times violate 2 USC 441a(f) by knowingly accepting contributions or making expenditures in violation of that section?

FACTUAL BACKGROUND. The facts involved in this matter are fully set forth in the submission made by ORP to the Federal Election Commission dated April 8, 1988. Those facts are briefly summarized as follows.

In June of 1986, ORP was approached by the Volunteer Coordinator of the Bruce Long for Congress Committee and a representative of the National Republican Congressional Committee, with a request to provide assistance for the "Positive Graphics Brochure" project which supported Mr. Long's candidacy. That project included the following aspects:

(1) The design of a brochure by volunteers.

(2) The hiring of professionals to print the brochures and mailing labels.

(3) The delivery of the brochures either directly by volunteers or through the mail with the assistance of volunteers.

(4) The payment of postage for those brochures which would be mailed. The mailing would be to a select list of persons

registered as Republicans and independents, and not to the general public. The list was not obtained from a commercial vendor of lists, but was developed from available public records.

Approximately 600 hours of volunteer efforts were undertaken in connection with the "Positive Graphics Brochure" project, by approximately 30 volunteers. Each brochure was designed by volunteers and was handled by volunteers. Of the 102,000 brochures produced, 10,388 were hand delivered by volunteers, and 91,612 were mailed after volunteers embossed the stamped postage information on each brochure and undertook additional activities.

ORP paid to several professional vendors a total of $40,120.28 in connection with what was believed by ORP to be the "Positive Graphics Brochure" project. However, it was discovered by ORP after the payments were made that $20,301.35 of that amount was used in connection with the payment of costs associated with two other projects which were used to support the Bruce Long campaign. Those projects are known as the "Two-page letter" and the "Comparison Brochure" projects. ORP had no knowledge of those projects and did not consent to them. All checks which were drafted by ORP as payable to professional vendors were prepared based upon requests made by a representative of NRCC. The invoices supporting those payments were not made available to ORP until long after checks had been delivered.

There may have been a substantial volunteer aspect to the development and distribution of the "Two-page letter" and the "Comparison Brochure" projects. However, information concerning

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those projects is not available to ORP. Sworn affidavits supporting the above facts have been submitted by ORP to the Federal Election Commission. To the best of our knowledge, no sworn affidavits contradicting the above facts have been supplied to the Federal Election Commission by anyone else.

LAW. 2 USC 441a(f) provides that: "No candidate or political committee shall KNOWINGLY accept any contribution or make any expenditure in violation of the provisions of this section." (Emphasis added)

2 USC 441a(d)(3) provides that: ". . . a state committee of a political party . . . may not make any expenditure in connection with the general election campaign of a candidate for Federal office . . . which exceeds . . . (B) in the case of a candidate for election to the office of Representative, Delegate, or Resident Commissioner in any other State, $10,000.00."

2 USC 441a(a)(2)(A) provides that: "No multicandidate political committee shall make contributions . . . to any candidate . . . with respect to any election for Federal office which, in the aggregate, exceed $5,000.00."

2 USC 431(8)(A) provides that: "The term contribution includes - (i) any gift, subscription, loan, advance, or deposit of money or anything of value made by any person for the purpose of influencing any election for Federal office; or (2) The payment by any person of compensation for the personal services

of another person which are rendered to a political committee without charge for any purpose."

2 USC 431(9)(A) provides that: "The term expenditure includes - (i) any purchase, payment, distribution, loan, advance, deposit, or gift of money or anything of value, made by any person for the purpose of influencing any election for Federal office; and (ii) a written contract, promise, or agreement to make an expenditure."

2 USC 431(8)(B) and 2 USC 431(9)(B) contain virtually identical descriptions of circumstances in which actions are considered to be exempt from the definitions of contributions or expenditures. Those exempt circumstances are as follows: ". . . the payment by a State or local committee of a political party of the costs of campaign materials (such as pins, bumper stickers, handbills, BROCHURES, posters, party tabloids, and yard signs) used by such committee in connection with VOLUNTEER activities on behalf of nominees of such party: Provided, That - (1) such payments are not for the costs of campaign materials or activities used in connection with any broadcasting, newspaper, magazine, billboard, direct mail, or similar type of general public communication or political advertising; (2) such payments are made from contributions subject to the limitations and prohibitions of this Act; and (3) such payments are not made from contributions designated to be spent on behalf of a particular candidate or particular candidates . . ." (Emphasis added)

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The above exemptions from the definitions of contributions and expenditures are interpreted in identical fashion in 11 CFR 100.7(b)(15) and 11 CFR 100.8(b)(16). Subsection (iv) of each such identical provision states that the exempt materials must be ". . . distributed by volunteers and not by commercial or for-profit operations." The word "distributed" is not defined. Subsection (i) of each provision interprets the phrase "direct mail" as ". . . mailing(s) by a commercial vendor or any mailings made from commercial lists." The word "mailing(s)" is not defined.

The Section-By-Section Explanation described above and prepared by the House Administrative Committee regarding Public Law 96-187 defines "direct mail" as ". . . mailings by commercial vendors or . . . mailings made from lists which were not developed by the candidate." The same Explanation states: "The test for determining volunteer activities is two fold - how the campaign materials are used and by whom. The bill excludes all general public communications or political advertising." "To be eligible for the exemption, the campaign materials must be purchased by the State or local party committee."

2 USC 441a(7) provides "For purposes of this subsection - (B)(ii) the financing by any person of the dissemination, distribution, or reproduction, in whole or in part, of any broadcast or any written, graphic, or other form of campaign materials prepared by the candidate, his campaign committees, or their authorized agents shall be considered a expenditure for

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purposes of this paragraph . . . (i) expenditures made by any person in cooperation, consultation, or concert, with, or at the request or suggestion of, a candidate, his authorized political committees, or their agents, shall be considered to be a contribution to such candidate."

ARGUMENTS. The facts and law at hand raise a number of questions, all of which must be addressed. Those questions, and the positions of ORP regarding them, are as follows:

(1) Can ORP be responsible for any violation which may have resulted from the existence of the "Two-page letter" or the "Comparison Brochure" projects?

The answer is no. 2 USC 441a(f) requires that the political committee "knowingly accept a contribution or make an expenditure in violation of the provisions of this section." Uncontroverted sworn testimony clearly indicates that ORP had knowledge of the "Positive Graphics Brochure" only, and that ORP believed that all expenditures made were for that project alone. If ORP had no knowledge of the other projects, it could not have "knowingly" expended funds to support them.

(2) Did the expenditures on the "Positive Graphics Brochure" and the "Two-page letter" and "Comparison Brochure" projects constitute "expenditures" or "contributions" as those terms are defined in the Act?

Because the payments were made directly to suppliers and vendors, and not to any committee or group for future expenditure or use, the payments constituted "expenditures" for purposes of

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applicable law. Because 2 USC 441a(7) characterizes expenditures undertaken at the request of a candidate or his authorized committee as a "contribution" to that candidate, the expenditures described herein could be construed for limited purposes to be a contribution. However, because 2 USC 441a(f) prohibits the political committee from "accepting" a contribution or making an expenditure, the characterization of the payments made in this case as a "contribution" would not result in a violation of the contribution requirements. In this case, ORP did not "accept" a contribution or any other benefit from anyone else. Therefore, the payments made constituted expenditures, and not contributions.

(3) Were the expenditures on the "Positive Graphics Brochure" project or on the "Two-page letter" or the "Comparison Brochure" projects exempted from the definitions of expenditure and contribution?

As to the "Positive Graphics Brochure" project, the answer is yes. The basic elements outlined in the above statutes and legislative history for the exemption are as follows:

(a) The payments must be for campaign materials for a candidate which is a nominee of the same party which makes the payment. Handbills and brochures are used as examples of campaign materials. The "Positive Graphics Brochure" project, as well as the "Two-page letter" and the "Comparison Brochure" projects, which supported the candidacy of Republican Bruce Long, satisfied this requirement.

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(b) The campaign materials must be used in connection with volunteer activities. Approximately 600 hours of volunteer efforts were expended by approximately 30 people to develop and disseminate the "Positive Graphics Brochure" project.

(c) The payments must not be for the costs of undertaking a general public communication campaign, such as a direct mail campaign to the general public or general political advertising. No commercial lists were used by ORP. A portion of the Positive Graphics Brochures were mailed to a select list of persons, and the balance were hand delivered by volunteers. No general public communication campaign took place.

It is inevitable that commercial assistance will be needed in all activities undertaken by volunteers. The time of volunteers is highly valued by all political campaigns and committees. In order to obtain the greatest benefit from the time offered by volunteers, automation is needed, particularly for those tasks which are repetitive. The above House Report provides: "The purpose of this Section is to encourage volunteers to work for and with local and State political party organizations." If, in order to comply with the requirements for the exemptions, volunteers are forced to undertake only those tasks which are repetitive and which require the least use of intelligence and initiative, the above legislative purpose will not have been served. It is our opinion that Congress did not intend that

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volunteers be forced to perform only those tasks which are the most menial and repetitive in nature.

The General Counsel has proposed to divide the "Positive Graphics Brochure" project into two parts, one of which satisfied the volunteer requirements and the other of which allegedly did not. That project constituted a single effort which cannot be divided. A cotton shirt sewn and assembled at home using cloth purchased at a fabric store is considered to be home made. A chili made at home from fresh ingredients and canned ingredients also is considered to be home made. To suggest that the "Positive Graphics Brochure" project must be divided and characterized as only partially a volunteer effort because professional assistance was used, would be to suggest that the shirt must be characterized as store bought because the cotton was not home grown, or to suggest that the chili must be characterized as store bought because the beans were not home grown.

With respect to the "Two-page letter" and "Comparison Brochure" projects, ORP and the Federal Election Commission lacks sufficient information to determine whether the exemptions apply. There exists a strong possibility that substantial volunteer activities may have been involved in those projects and that the materials were distributed on a very limited basis. We simply do not know the answers to those questions. We propose that the Federal Election Commission or its General Counsel investigate this issue directly with the Bruce Long Campaign officials and

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with those representatives of the NRCC who were involved with that campaign.

ISSUE NO. 3. - Do the expenditure restrictions set forth in 2 USC 441a(d)(3) and 2 USC 441a(a)(2)(A) impose unconstitutional restraints upon free speech and expression under the First Amendment of the United States Constitution, and are such restrictions therefore invalid?

In Buckley, et al. v. Valeo, et al. 424 US 1 (1975) the Supreme Court recognized again the importance of protection of free speech and expression in connection with political campaigns and the support of political candidates. In Buckley, the Court held that statutory restrictions upon expenditures by candidates, their campaigns, and outside persons violated inherent First Amendment rights of free speech and expression. The Court found that restrictions upon expenditures cannot be imposed unless a compelling justification of governmental interests exists.

The Court in Buckley crafted separate standards for justifying restraints upon expenditures and contributions. In the case of expenditures, the Court found that the government must identify an overwhelming and compelling justification in order to impose restrictions. Expenditures were defined by the Court as payments directly to vendors or other parties. If such vendors were the instruments through which the person or committee exercised free speech or expression, no justification was found to exist which would restrain or limit the amount of

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money expended. Justification was found to exist to require the reporting of moneys expended.

On the other hand, the Supreme Court in Buckley held that the government did have an interest in regulating and controlling the amount of political contributions. Political contributions were defined by the Court as being payments made to candidates or political committees with the understanding that those candidates or political committees could utilize the funds contributed at times and for purposes to be designated in the future. With respect to "contributions" the Court held that the government need not satisfy as stringent a standard to justify regulation or restriction because contributions to candidates did not constitute a direct infringement upon free speech or expression.

The restrictions set forth in 2 USC 441a(d)(3) and 2 USC 441a(a)(2)(A), to the extent that they limited the right of ORP to expend funds for the "Positive Graphics Brochure" project, as well as for the "Two-page letter" and the "Comparison Brochure" projects, constituted a restriction upon the First Amendment rights of speech and expression of ORP and the members of the Oregon Republican Party. No compelling justification has been shown through legislative history and no compelling justification exists which can sanction such a restraint upon free speech. The Court stated in Buckley: ". . . being free to engage in unlimited political expression subject to a ceiling on expenditures is like being free to drive an automobile as far and as often as one desires on a single tank of gasoline."

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In addition to the findings of the Court in Buckley, there can be no question that the freedom of speech protections apply to organizations such as ORP in the same fashion as they apply to individuals. In Federal Election Commission v. Massachusetts Citizens For Life, Inc. 479 US 238 (1986), the Court found that a restriction upon the amount of money which a nonprofit corporation could expend to publish and distribute a magazine to the general public in which candidates for federal offices were supported, constituted an unacceptable restriction upon freedom of expression and speech, and therefore was invalid. That finding, as well as the findings in Buckley, also were supported in Richard H. Austin et al. v. Michigan Chamber of Commerce 58 Law Week 4371 (3/27/90).

In Federal Election Commission v. National Conservative Political Action Committee 470 US 480 (1985) the Federal Election Commission proposed to restrict the authority of a political action committee to expend funds in support of the Republican candidate for President. The Court found that such restriction constituted an unconstitutional restraint upon free speech and expression. The Court stated in that case: ". . . we are not quibbling over fine tuning of prophylactic limitations, but are concerned about wholesale restrictions of clearly protected conduct."

It can be argued that the conduct involved in this matter constituted a "contribution" rather than an "expenditure." As authority for that argument, reference can be made to 2 USC 441a

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(7) which purports to state that expenditures made at the request of a candidate or his committee constitute contributions to that candidate. However, such an argument will not bear scrutiny. In Buckley v. Valeo (supra) the Court clearly identified the difference between expenditures and contributions. In this case, money was disbursed directly to professional vendors to purchase and disseminate printed materials supporting the candidacy of Bruce Long. The payments were made directly to the vendors which were the instruments through which ORP exercised free speech or expression. No contributions to any campaign committee or candidates were made, and no discretion regarding the expenditure of funds was vested in any candidate or committee. Therefore, ORP's expenditures constituted exercises of free speech and expression upon which governmental restraint cannot be justified.

It must be kept in mind that political parties hold a unique and protected position in the history of this Nation. The risks of improper influence which can exist in connection with corporate expenditures and contributions, do not exist for political parties. The type of expenditures made in this matter are historically typical for political parties, and constitutionally should be permitted to continue without governmental restraint.

It also could be argued that the payments made unknowingly to pay costs associated with the "Two-page letter" and "Comparison Brochure" projects did not constitute the exercise of free speech or expression because ORP did not intend that the

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funds be used for those projects. Such an argument also would not bear scrutiny for two reasons. First, the intended purpose of any payment should control whether the payment constitutes free speech. If money delivered for the purchase of radio advertising was intercepted and stolen, it is doubtful that the Commission would find that it was not expended for the intended purpose. The purpose of ORP's expenditures is clear and uncontroverted. Second, all three projects involved the dissemination of printed material and information to persons. Therefore, even if the form of the exercise of free speech and expression was different than intended by ORP, the exercise of free speech and expression nevertheless took place. ORP has reviewed the "Two-page letter" and the "Comparison Brochure" and does not disagree with any statements therein.

We recognize that the Federal Election Commission generally would not be inclined to make a determination regarding whether its enabling legislation is constitutional. However, in this case in which the Supreme Court has spoken so clearly on the subject, it is our opinion that the Federal Election Commission cannot ignore the existing status of the law.

III. OREGON REPUBLICAN PARTY'S RECOMMENDATION

The Oregon Republican Party recommends that the Federal Election Commission find no violation of 2 USC 433 or 2 USC 441a.

Respectfully submitted,

June 22, 1990
Date

Mark W. Eves
Mark W. Eves, Counsel for
Oregon Republican Party

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 19, 1990

MEMORANDUM

TO: The Commission

FROM: Lawrence M. Noble
General Counsel

SUBJECT: MUR 2559

Attached for the Commission's review is a brief stating the position of the General Counsel on the legal and factual issues of the above-captioned matter. Please note that this brief was previously sent to counsel for the Oregon Republican Party. On June 25, 1990, counsel filed a response brief in which he stated, for the first time, that he was not representing any previous or current treasurer in this matter. Therefore, a copy of this brief and a letter notifying the treasurer of the General Counsel's intent to recommend to the Commission a finding of probable cause to believe were mailed on July 19, 1990 so that she may respond on her own behalf. The attached letter has been modified in paragraph two to explain these circumstances. Once the current treasurer files a response brief, this Office will make a further report to the Commission.

Attachments
1. Brief
2. Letter to the treasurer

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 19, 1990

Rachel Gerber, Treasurer
Oregon Republican Party
9900 SW Greenburg Road
Suite 150
Portland, OR 97223

RE: MUR 2559
Oregon Republican Party
and Rachel Gerber, as
treasurer

Dear Ms. Gerber:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, and information supplied by the Oregon Republican Party, on December 10, 1987, the Federal Election Commission found reason to believe that the Oregon Republican Party ("Committee") and its treasurer, violated 2 U.S.C. §§ 441a(f) and 433(c) and instituted an investigation in this matter.

After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe that violations have occurred. This brief was previously sent to counsel for the Committee. It is also being sent to you at this time because counsel for the Committee has informed the Commission, for the first time, that he does not represent any previous or current treasurer in this matter. Therefore, you have an opportunity to file your own response.

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

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

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

Should you have any questions, please contact Frania Monarski, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel

Enclosure
Brief

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Oregon Republican Party and Rachel Gerber, as treasurer	)	MUR 2559
	)	

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

On December 10, 1987, the Commission found reason to believe that the Oregon Republican Party (the "Committee") and its treasurer[1] violated 2 U.S.C. § 441a(f) in connection with mailing activity conducted by the Oregon Republican Party on behalf of the Bruce Long campaign for the U.S. House of Representatives in 1986. The Commission also found reason to believe that the Oregon Republican Party and its treasurer violated 2 U.S.C. § 433(c) by failing to amend its Statement of Organization within ten days to reflect its change in treasurer.

In connection with the mailing activity on behalf of Bruce Long, the Committee treated one mailing, the "Positive Graphics Brochure," as an exempt volunteer activity pursuant to 2 U.S.C. §§ 431(8)(B)(x) and (9)(B)(viii), and as described in 11 C.F.R. § 100.7(b)(15). In response to the Commission's discovery request, the Committee provided information about the creation,

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1. Rachel Gerber is the current treasurer of the Oregon Republican Party. On February 26, 1990, the Committee filed an amended Statement of Organization indicating that Rachel Gerber was elected as the new treasurer. It appears that Steven Gann was the treasurer of the Committee at the time the mailings were made. On December 10, 1987, the Commission made its reason to believe finding against Fred G. Capell, the treasurer at that time. In enforcement matters before the Commission, it is the Commission's policy to name the current treasurer of record. Accordingly, Rachel Gerber has been substituted as treasurer in the present matter.

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distribution and financial obligations including $19,818.93 in payments connected with the "Positive Graphics Brochure" mailing activity. The Committee also identified two additional mailings, the "2 Page Letter" and the "Comparison Brochure" made on behalf of the Long campaign. The Committee stated that it made payments to vendors at the request of the National Republican Congressional Committee ("NRCC") for these two other projects. The Committee further stated, however, that it made these payments with the belief that they were made in connection with the "Positive Graphics Brochure" and only later learned that the payments were for the other two Bruce Long campaign mailings. Although the Committee acknowledged that it paid $10,160.45 for the "2 Page Letter" and $10,140.90 for the "Comparison Brochure," it further stated that it had no knowledge of, or control over, the preparation and distribution of these two projects. The Committee also indicated that it had no knowledge of whether these projects were connected with volunteer activity.

II. ANALYSIS

A. The Committee Conducted Campaign Activity On Behalf Of Bruce Long Which Did Not Qualify For The Volunteer Exemption Under The Act.

The Federal Election Campaign Act of 1971, as amended ("the Act") prohibits national and state party committees from making any expenditure in connection with the general election campaign of a respective party candidate for the office of Representative, in a state with more than one Representative, which exceeds $10,000. 2 U.S.C. § 441a(d). This limitation shall be adjusted according to the Consumer Price Index published by the U.S.

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Bureau of Labor Statistics. 2 U.S.C. § 441a(c) and 11 C.F.R. § 110.9(c). Multicandidate committees, including party committees, are prohibited from making contributions to a candidate and his or her authorized committee with respect to any election for federal office that aggregate in excess of $5,000. 2 U.S.C. § 441a(a)(2)(A). Commission Regulations prohibit party committees from making independent expenditures on behalf of the general election campaigns of candidates for federal office. 11 C.F.R. § 110.7(b)(4).

The Act prohibits a political committee from knowingly making any expenditure in violation of the provisions established in 2 U.S.C. § 441a, and further provides that no officer or employee of a political committee shall knowingly make any expenditure on behalf of a candidate, in violation of the limitations imposed under 2 U.S.C. § 441a. 2 U.S.C. § 441a(f).

Payments by a state or local party committee for the costs of campaign materials (such as pins, bumpers stickers, handbills, brochures, posters, party tabloids, and yard signs) used by such committee in connection with volunteer activities on behalf of party nominees are not contributions or expenditures when certain criteria are met. The criteria require that:

a) the payments must not be for campaign materials or activities used in connection with any broadcasting, newspaper, magazine, billboard, direct mail, or similar type of general public communication or political advertising;

b) such payments must be made from contributions subject to the provisions of the Act; and

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c) such payments must not be made from contributions designated to be spent on behalf of a particular candidate.

2 U.S.C. §§ 431(8)(B)(x) and 431(9)(B)(viii). The Regulations define "direct mail" to include any mailing by a commercial vendor or made from commercial lists. 11 C.F.R. §§ 100.7(b)(15)(i) and 100.8(b)(16)(i). The Regulations also require that campaign materials paid for by state parties be distributed by volunteers and not by commercial or for-profit organizations, in order to qualify for the volunteer exemption. 11 C.F.R. §§ 100.7(b)(15)(iv) and 100.8(b)(16)(iv). Expenditures for volunteer exempt activity should be reported as disbursements and need not be allocated to specific candidates. 11 C.F.R. §§ 100.7(b)(15)(v) and 100.8(b)(16)(v).

Campaign materials purchased with funds from the national committee of a political party, or campaign materials purchased by the national party committee and delivered to the state or local party committee, are not qualified for the volunteer exemption. Instead, expenditures for such materials are subject to the limitations of Section 441a(d). 11 C.F.R. §§ 100.7(b)(15)(vii) and 100.8(b)(16)(vii).

In the House Report for the 1979 amendments to the Act, which discussed the exemptions described in 2 U.S.C. § 431, it is stated that the purpose of that section is "to encourage volunteers to work for and with local and state political party organizations." The test to determine whether an activity qualifies for the volunteer exemption requires an examination of how the campaign materials are used and by whom. The Report

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stated further that the provision "excludes all public communications or political advertising," and the mere purchase of campaign materials described in Section 431 does not mean their costs are exempt. Essentially, those same materials must be distributed by volunteers. H.R. Rep. No. 422, 96th Cong., 1st Sess. at 9 (1979), reprinted in FEC Legislative History of Federal Election Campaign Act Amendments of 1979 at 193 (GPO 1983). In presenting the proposed amendments to the Act to the U.S. House of Representatives, Representative Thompson included the following statement in his presentation:

> The new provision pertaining to political parties allow a State or local committee of a political party to purchase, without limit, campaign materials used in connection with volunteer activities on behalf of a candidate -- such as buttons, bumper stickers, and yard signs. This exemption will not apply to costs incurred for media advertising or mass mailings -- activities of this type would be subject to the contribution and expenditure limitations of the act.

125 Cong. Rec. H23813 (daily ed. September 10, 1979) (statement of Rep. Thompson), reprinted in FEC Legislative History of Federal Election Campaign Act Amendments of 1979 at 444 (GPO 1983).

1. Positive Graphics Brochure

The Oregon Republican Party states that, in June 1986, Dwight Hille, the Volunteer coordinator for the Bruce Long campaign, Todd Bankofier, Long's campaign manager and Jeff Larson, an employee of the NRCC contacted William Moshofsky, the then Chairman of the Committee, requesting assistance with the "Positive Graphics Brochure" project. Moshofsky assigned primary

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responsibility for the project to Fred Peterson, a paid employee of the Oregon Republican Party. The Committee states that through coordinated efforts involving primarily volunteers, decisions were made regarding the design and contents of the "Positive Graphics Brochure."[2] The "Positive Graphics Brochure" was printed by Portland Mailing Services, Inc. ("Portland Mailing") for a cost of $18,354.20. Portland Mailing Services provided the camera, stripping, negatives, printing and bindery for the 102,000 brochures. It then shipped the brochures to Eugene, Oregon, where volunteers individually stamped the brochures with rubber stamps purchased from Rahnasto Rubber Stamp Company for $250. The stamped information contained the following words "NON-PROFIT ORG. U.S. POSTAGE PAID PORTLAND, OR PERMIT ON.1514." The volunteers then repackaged the brochures into boxes after affixing the stamped information and redelivered approximately 91,612 brochures to Portland Mailing in Portland, Oregon. The volunteers also distributed approximately 10,388 brochures door-to-door to constituent Republicans located in the Fourth Congressional District in Oregon. The Committee estimates that approximately 30 volunteers spent 600 hours in stamping the 102,000 "Positive Graphics Brochure" and distributing 10,388 of the brochures.

The Committee indicates that the names of all persons to whom

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2. The Committee also submitted affidavits of Dwight Hille, William Moshofsky and Fred Peterson supporting its response and affidavits of T.J. Bailey, Winifred Prouty, Geraldine Humphrey, Jenine Yanov and Lynn Lineburg, volunteers who participated in preparation and dissemination of the "Positive Graphics Brochure."

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the "Positive Graphics Brochure" were mailed to were obtained from the voter registration lists of Republicans and Independents of the Fourth Congressional District in Oregon. The Committee hired Voter Contact Services, Inc. ("Voter Contact") for $1,214.73 to develop mailing labels and to place the list of names in a more usable form so that only one brochure would be mailed to each household. Voter Contact also sorted the labels by courier route.

After the volunteers shipped the remaining 91,612 brochures back to Portland Mailing, Portland Mailing affixed the presorted labels to the brochures, tied, sacked and delivered them to the United States Post Office in Portland, Oregon.

2. "2 Page Letter" and "Comparison Brochure"

It appears that the NRCC did not incur any expenses in connection with the "2 Page Letter" and the "Comparison Brochure" projects.[3] Jeff Larson, a former NRCC employee, however, met with the Oregon Republican Party and may have overseen the production of the mailings on the Committee's behalf. In October 1986, Larson requested that the Committee draft several checks to Portland Mailing and Voter Contact. Moshofsky and Peterson authorized the checks, believing that they were payments for the "Positive Graphics Brochure." The Committee later discovered

3. The Committee notes that in June 1986, Larson, an employee with the NRCC, asked Moshofsky to sign a letter authorizing the NRCC to spend $21,000 for the Bruce Long campaign as agent of the Committee. The NRCC reported making coordinated party expenditures totaling $40,228 on behalf of Friends of Bruce Long. This amount is approximately $3,400 less than the combined coordinated party expenditure limit for the national and state party committees.

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that these payments were for two additional projects on behalf of Bruce Long, known as the "2 Page Letter" and the "Comparison Brochure." The Committee acknowledged that it paid $10,160.45 for the "2 Page Letter" and $10,140.90 for the "Comparison Brochure." The Committee maintains that it had no knowledge of or control over the preparation and distribution of these two projects. The Committee further notes that the funds used to pay for all three mailings were from the Committee's federal account.

The Committee requested a reimbursement from the NRCC for these payments. The NRCC, through counsel, refused to make the reimbursements. The NRCC stated that the payments made by the Committee for these two projects were properly authorized by Moshofsky and that the checks were signed by Moshofsky and Peterson, the Deputy Chief of the Committee. The "2 Page Letter" and the "Positive Graphics Brochure" included a disclaimer that read "Paid for by the Oregon Republican Party." Larson requested that the Committee authorize several checks to Portland Mailing for these mailings.

A copy of the invoice for the "2 Page Letter" supplied by the Committee indicates that Portland Mailing provided the camera, stripping, negatives, printing and bindery for the "2 Page Letter" and its envelope. According to the invoice, Portland Mailing also affixed the labels to the envelopes, inserted the "2 Page Letter" into the envelopes, sealed, metered, sorted, tied and sacked the "2 Page Letter" mailing. In addition, Portland Mailing prepared the postal verification forms and delivered the mailing to the U.S. Post Office in Portland, Oregon.

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A copy of the invoice for the "Comparison Brochure" supplied by the Committee indicates that Portland Mailing provided the camera, stripping, negatives, printing and bindery for the mailer. Moreover, Portland Mailing affixed the Cheshire labels supplied by the customer, sorted, tied and sacked the brochures. Portland Mailing also prepared the postal verification forms and delivered the mailing to the U.S. Post Office in Portland, Oregon.

3. Analysis

The Committee has asserted that the mailing activity conducted by the Oregon Republican Party on behalf of the Bruce Long campaign was not subject to the contribution and expenditure limitations of the Act because the mailings were conducted in connection with volunteer activity. The primary issue is whether the "Positive Graphics Brochure," the "2 Page Letter" and the "Comparison Brochure" meet all the criteria for volunteer exempt activity.

In its response, the Committee asserts that all funds expended in connection with the Bruce Long campaign were derived from the federal account of the Committee, and not from its general account. The Committee further indicates that no funds were being expended by the NRCC for the same project or any other project at the time the Committee was expending funds on behalf of Bruce Long. Furthermore, there is no evidence to indicate that payments for these mailings were made from contributions designated to be spent on behalf of a particular candidate.

With regard to the criterion that the campaign materials must

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not be used in connection with any direct mail or similar type of general public communication or political advertising, the Committee asserts that approximately 10,388 of the "Positive Graphics Brochure" were delivered door-to-door by volunteers. The other 91,612 of the "Positive Graphics Brochures" were mailed to a list of registered Republicans and Independents obtained from the public county records in the Fourth Congressional District. Therefore, it appears that the Committee did not use a commercial list for the "Positive Graphics Brochure." In connection with the "2 Page Letter" and the "Comparison Brochure," it also appears that Portland Mailing used labels provided by Voter Contact. As noted above, the list included registered Republicans and Independents from the Fourth Congressional District. Although the Committee did not use a commercial list for these mailings, it did hire a commercial vendor to produce the mailings.

The Regulations also require that the campaign materials be distributed by volunteers and not by commercial or for-profit organizations in order to qualify for the volunteer exemption. In the present matter, an examination of how the materials were distributed demonstrates sufficient volunteer involvement for part of the activity. In connection with the "Positive Graphics Brochure," volunteers distributed approximately 10,388 brochures door-to-door. It appears, therefore, that the 10,388 brochures that were distributed door-to-door meet the requirement that the campaign materials must be distributed by volunteers. Accordingly, the portion of the payments in connection with those

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10,388 brochures qualify for the volunteer exemption.

The volunteers also stamped postal information on approximately 91,612 brochures and redelivered them to Portland Mailing. Portland Mailing, in addition to producing the "Positive Graphics Brochure," also affixed the labels to the brochures, tied, sacked and delivered them to the Post Office. In connection with the "2 Page Letter" and the "Comparison Brochure" mailings, the Committee indicates that it has no direct information regarding whether volunteer efforts were made in connection with these mailings. It appears that volunteers for the Friends of Bruce Long campaign were responsible for stamping these mailings and sending them back to Portland Mailing to be mailed. Portland Mailing affixed the labels, sorted, tied and sacked the mailings, prepared the postal verification forms and delivered the mailings to the Post Office. The Committee made the following expenditures for the mailings in question:

"Positive Graphics Brochure"

Portland Mailing	$18,354.20
Voter Contact	$ 1,214.73
Rahnasto Rubber Stamp	$ 250
Total	**$19,818.93**

"2 Page Letter"

Portland Mailing	$ 8,994.79
Voter Contact	$ 1,165.66
Total	**$10,160.45**

"Comparison Brochure"

Portland Mailing	$ 8,612.45
Voter Contact	$ 1,528.45
Total	**$10,140.90**

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Based on the foregoing information, the campaign materials developed by the Committee on behalf of Bruce Long were not distributed by volunteers but rather by a commercial vendor. Therefore, the payments for these mailings did not qualify for the exemption pursuant to the Act and Regulations.

Therefore, there is probable cause to believe that the Oregon Republican Party and Rachel Gerber, as treasurer, violated 2 U.S.C. § 441a(f) by making excessive contributions to the Bruce Long campaign in connection with the mailing activities in question.

B. The Committee Failed To Notify The Commission Of Its Change in Treasurer In A Timely Manner.

Pursuant to 2 U.S.C. § 433(c), the Committee is required to file an amended Statement of Organization within ten days to reflect its change in treasurer. In its response, the Committee states that it has had a succession of treasurers since 1985. After its treasurer died in 1985, the Committee elected Steven Gann to serve as treasurer in March 1985. Gann became ill in November 1986 and was unable to perform his duties as treasurer. In January 1987, Jim Bunn was elected as the new treasurer. In August 1987, Bunn resigned and Fred Capell was elected treasurer.

On March 24, 1987, the Committee submitted a letter indicating that James Bunn was elected treasurer on January 19, 1987. On September 25, 1987, the Committee sent a letter to the Commission explaining that Fred Capell was the new treasurer. On January 5, 1990, Nancy E. Steinhoff submitted a letter stating that she had assumed the responsibilities of treasurer of the

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Committee. On February 26, 1990, the Committee filed an amended Statement of Organization indicating that Rachel Gerber was elected treasurer. Accordingly, it appears that the Committee failed to notify the Commission of its two changes in treasurer in 1986 and 1987 in a timely manner. Based on the foregoing information, there is probable cause to believe that the Oregon Republican Party and Rachel Gerber, as treasurer, violated 2 U.S.C. § 433(c) by failing to amend its Statement of Organization within the required ten day time period reflecting its change in treasurer.

III. GENERAL COUNSEL'S RECOMMENDATION

Find probable cause to believe that the Oregon Republican Party and Rachel Gerber, as treasurer, violated 2 U.S.C. §§ 433(c) and 441a(f).

7/18/90
Date

Lawrence M. Noble
General Counsel

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RECEIVED
FEDERAL ELECTION COMMISSION
90 AUG -6 AM 10:39

Oregon
Republican
Party

Craig Berkman
Chairman
9900 S.W. Greenburg Road
Suite 150
Portland, Oregon 97223
(503) 620 4330
FAX (503) 620-5791

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
90 AUG -6 PM 12:53

August 1, 1990

Mr. Lawrence C. Noble
General Counsel
Federal Election Commission
999 E Street, NW
Washington, D.C. 20463

Re: MUR 2559

Dear Mr. Noble:

I have received your letter dated July 19, 1990.

Because I have no knowledge of the facts involved in this matter, it is not possible for me to comment.

Sincerely,

Rachel Gerber

Rachel Gerber
Treasurer

cc: Mark Eves

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RECEIVED
FEDERAL ELECTION COMMISSION
SECRETARIAT

90 SEP 11 AM 8:58

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Oregon Republican Party and	)	MUR 2559
Rachel Gerber, as treasurer	)	

SENSITIVE
EXECUTIVE SESSION
SEP 18 1990

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On December 10, 1987, the Commission found reason to believe that the Oregon Republican Party (the "Committee") and its treasurer[1] violated 2 U.S.C. § 441a(f) in connection with mailing activity conducted by the Oregon Republican Party on behalf of the Bruce Long campaign for the U.S. House of Representatives in 1986. The Commission also found reason to believe that the Oregon Republican Party and its treasurer violated 2 U.S.C. § 433(c) by failing to amend its Statement of Organization within ten days to reflect its change in treasurer.

On May 14, 1990, this Office sent a copy of the General Counsel's brief to the Committee recommending that the Commission find probable cause to believe that the Committee and Rachel Gerber, as treasurer, violated 2 U.S.C. §§ 433(c) and 441a(f). On June 25, 1990, counsel for the Committee submitted a response brief to the Commission. In this response brief, counsel noted

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1. Rachel Gerber is the current treasurer of the Oregon Republican Party. On February 26, 1990, the Committee filed an amended Statement of Organization indicating that Rachel Gerber was elected as the new treasurer. It appears that Steven Gann was the treasurer of the Committee at the time the mailings were made. On December 10, 1987, the Commission made its reason to believe finding against Fred G. Capell, the treasurer at that time. In enforcement matters before the Commission, it is the Commission's policy to name the current treasurer of record. Accordingly, Rachel Gerber has been substituted as treasurer in the present matter.

for the first time that he was not representing any previous or current treasurer in this matter. Therefore, on July 19, 1990, this Office sent the General Counsel's brief to Rachel Gerber, the current treasurer of the Committee, to allow her the opportunity to file her own response. This Office, in an accompanying letter, noted that counsel for the Committee indicated that he was not representing Gerber as treasurer of the Committee. On August 6, 1990, Gerber submitted a letter to the Commission stating that she had no knowledge of the facts involved in this matter.

II. ANALYSIS

A. The Committee Conducted Campaign Activity On Behalf Of Bruce Long Which Did Not Qualify For The Volunteer Exemption Under The Act.

The Federal Election Campaign Act of 1971, as amended ("the Act") prohibits national and state party committees from making any expenditure in connection with the general election campaign of a respective party candidate for the office of Representative, in a state with more than one Representative, which exceeds $10,000. 2 U.S.C. § 441a(d). This limitation shall be adjusted according to the Consumer Price Index published by the U.S. Bureau of Labor Statistics. 2 U.S.C. § 441a(c) and 11 C.F.R. § 110.9(c). Multicandidate committees, including party committees, are prohibited from making contributions to a candidate and his or her authorized committee with respect to any election for federal office that aggregate in excess of $5,000. 2 U.S.C. § 441a(a)(2)(A). Commission Regulations prohibit party committees from making independent expenditures on behalf of the

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general election campaigns of candidates for federal office. 11 C.F.R. § 110.7(b)(4).

The Act prohibits a political committee from knowingly making any expenditure in violation of the provisions established in 2 U.S.C. § 441a, and further provides that no officer or employee of a political committee shall knowingly make any expenditure on behalf of a candidate, in violation of the limitations imposed under 2 U.S.C. § 441a. 2 U.S.C. § 441a(f).

Payments by a state or local party committee for the costs of campaign materials (such as pins, bumpers stickers, handbills, brochures, posters, party tabloids, and yard signs) used by such committee in connection with volunteer activities on behalf of party nominees are not contributions or expenditures when certain criteria are met. The criteria require that:

> a) the payments must not be for campaign materials or activities used in connection with any broadcasting, newspaper, magazine, billboard, direct mail, or similar type of general public communication or political advertising;
>
> b) such payments must be made from contributions subject to the provisions of the Act; and
>
> c) such payments must not be made from contributions designated to be spent on behalf of a particular candidate.

2 U.S.C. §§ 431(8)(B)(x) and 431(9)(B)(viii). The Regulations define "direct mail" to include any mailing by a commercial vendor or made from commercial lists. 11 C.F.R. §§ 100.7(b)(15)(i) and 100.8(b)(16)(i). The Regulations also require that campaign materials paid for by state parties be

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distributed by volunteers and not by commercial or for-profit organizations, in order to qualify for the volunteer exemption. 11 C.F.R. §§ 100.7(b)(15)(iv) and 100.8(b)(16)(iv). Expenditures for volunteer exempt activity should be reported as disbursements and need not be allocated to specific candidates. 11 C.F.R. §§ 100.7(b)(15)(v) and 100.8(b)(16)(v).

Campaign materials purchased with funds from the national committee of a political party, or campaign materials purchased by the national party committee and delivered to the state or local party committee, are not qualified for the volunteer exemption. Instead, expenditures for such materials are subject to the limitations of Section 441a(d). 11 C.F.R. §§ 100.7(b)(15)(vii) and 100.8(b)(16)(vii).

In the House Report for the 1979 amendments to the Act, which discussed the exemptions described in 2 U.S.C. § 431, it is stated that the purpose of that section is "to encourage volunteers to work for and with local and state political party organizations." The test to determine whether an activity qualifies for the volunteer exemption requires an examination of how the campaign materials are used and by whom. The Report stated further that the provision "excludes all public communications or political advertising," and the mere purchase of campaign materials described in Section 431 does not mean their costs are exempt. Essentially, those same materials must be distributed by volunteers. H.R. Rep. No. 422, 96th Cong., 1st Sess. at 9 (1979), reprinted in FEC Legislative History of Federal Election Campaign Act Amendments of 1979 at 193 (GPO

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1983). In presenting the proposed amendments to the Act to the U.S. House of Representatives, Representative Thompson included the following statement in his presentation:

> The new provision pertaining to political parties allow a State or local committee of a political party to purchase, without limit, campaign materials used in connection with volunteer activities on behalf of a candidate -- such as buttons, bumper stickers, and yard signs. This exemption will not apply to costs incurred for media advertising or mass mailings -- activities of this type would be subject to the contribution and expenditure limitations of the act.

125 Cong. Rec. H23813 (daily ed. September 10, 1979) (statement of Rep. Thompson), reprinted in FEC Legislative History of Federal Election Campaign Act Amendments of 1979 at 444 (GPO 1983).

In connection with mailing activity conducted on behalf of Bruce Long, the Committee treated one mailing, the "Positive Graphics Brochure," as an exempt volunteer activity pursuant to 2 U.S.C. §§ 431(8)(B)(x) and 431(9)(B)(viii), and as described in 11 C.F.R. § 100.7(b)(15). In addition, the Committee provided the Commission with information concerning the creation, distribution and financial obligations including $19,818.93 in payments connected with the "Positive Graphics Brochure" mailing activity.

The Committee also identified two additional mailings, the "2 Page Letter" and the "Comparison Brochure" made on behalf of the Long campaign. The Committee stated that it made payments to vendors at the request of the National Republican Congressional Committee ("NRCC") for these two other projects. The Committee

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further stated, however, that it made these payments with the belief that they were made in connection with the "Positive Graphics Brochure" and only later learned that the payments were for the other two Bruce Long campaign mailings. Although the Committee acknowledged that it paid $10,160.45 for the "2 Page Letter" and $10,140.90 for the "Comparison Brochure," it further stated that it had no knowledge of, or control over, the preparation and distribution of these two projects. The Committee also indicated that it had no knowledge of whether these projects were connected with volunteer activity.

1. Positive Graphics Brochure

The Oregon Republican Party states that, in June 1986, Dwight Hille, the Volunteer coordinator for the Bruce Long campaign, Todd Bankofier, Long's campaign manager and Jeff Larson, an employee of the NRCC contacted William Moshofsky, the then Chairman of the Committee, requesting assistance with the "Positive Graphics Brochure" project. Moshofsky assigned primary responsibility for the project to Fred Peterson, a paid employee of the Oregon Republican Party. The Committee states that through coordinated efforts involving primarily volunteers, decisions were made regarding the design and contents of the "Positive Graphics Brochure."[2] The "Positive Graphics Brochure" was printed by Portland Mailing Services, Inc. ("Portland

2. The Committee also submitted affidavits of Dwight Hille, William Moshofsky and Fred Peterson supporting its response and affidavits of T.J. Bailey, Winifred Prouty, Geraldine Humphrey, Jenine Yanov and Lynn Lineburg, volunteers who participated in preparation and dissemination of the "Positive Graphics Brochure."

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Mailing") for a cost of $18,354.20. Portland Mailing Services provided the camera, stripping, negatives, printing and bindery for the 102,000 brochures. It then shipped the brochures to Eugene, Oregon, where volunteers individually stamped the brochures with rubber stamps purchased from Rahnasto Rubber Stamp Company for $250. The stamped information contained the following words "NON-PROFIT ORG. U.S. POSTAGE PAID PORTLAND, OR PERMIT ON.1514." The volunteers then repackaged the brochures into boxes after affixing the stamped information and redelivered approximately 91,612 brochures to Portland Mailing in Portland, Oregon. The volunteers also distributed approximately 10,388 brochures door-to-door to constituent Republicans located in the Fourth Congressional District in Oregon. The Committee estimates that approximately 30 volunteers spent 600 hours in stamping the 102,000 "Positive Graphics Brochure" and distributing 10,388 of the brochures. Response Brief at 6.

The Committee indicates that the names of all persons to whom the "Positive Graphics Brochure" were mailed to were obtained from the voter registration lists of Republicans and Independents of the Fourth Congressional District in Oregon. The Committee hired Voter Contact Services, Inc. ("Voter Contact") for $1,214.73 to develop mailing labels and to place the list of names in a more usable form so that only one brochure would be mailed to each household. Voter Contact also sorted the labels by courier route.

After the volunteers shipped the remaining 91,612 brochures back to Portland Mailing, Portland Mailing affixed the presorted

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labels to the brochures, tied, sacked and delivered them to the United States Post Office in Portland, Oregon.

2. "2 Page Letter" and "Comparison Brochure"

It appears that the NRCC did not incur any expenses in connection with the "2 Page Letter" and the "Comparison Brochure" projects.[3] Jeff Larson, a former NRCC employee, however, met with the Oregon Republican Party and may have overseen the production of the mailings on the Committee's behalf. In October 1986, Larson requested that the Committee draft several checks to Portland Mailing and Voter Contact. Moshofsky and Peterson authorized the checks, believing that they were payments for the "Positive Graphics Brochure." The Committee later discovered that these payments were for two additional projects on behalf of Bruce Long, known as the "2 Page Letter" and the "Comparison Brochure." The Committee acknowledged that it paid $10,160.45 for the "2 Page Letter" and $10,140.90 for the "Comparison Brochure." The Committee maintains that it had no knowledge of or control over the preparation and distribution of these two projects. Response Brief at 6. The Committee further notes that the funds used to pay for all three mailings were from the Committee's federal account.

The Committee requested a reimbursement from the NRCC for

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these payments. The NRCC, through counsel, refused to make the reimbursements. The NRCC stated that the payments made by the Committee for these two projects were properly authorized by Moshofsky and that the checks were signed by Moshofsky and Peterson, the Deputy Chief of the Committee. The "2 Page Letter" and the "Positive Graphics Brochure" included a disclaimer that read "Paid for by the Oregon Republican Party." Larson requested that the Committee authorize several checks to Portland Mailing for these mailings.

A copy of the invoice for the "2 Page Letter" supplied by the Committee indicates that Portland Mailing provided the camera, stripping, negatives, printing and bindery for the "2 Page Letter" and its envelope. According to the invoice, Portland Mailing also affixed the labels to the envelopes, inserted the "2 Page Letter" into the envelopes, sealed, metered, sorted, tied and sacked the "2 Page Letter" mailing. In addition, Portland Mailing prepared the postal verification forms and delivered the mailing to the U.S. Post Office in Portland, Oregon.

A copy of the invoice for the "Comparison Brochure" supplied by the Committee indicates that Portland Mailing provided the camera, stripping, negatives, printing and bindery for the mailer. Moreover, Portland Mailing affixed the Cheshire labels supplied by the customer, sorted, tied and sacked the brochures. Portland Mailing also prepared the postal verification forms and delivered the mailing to the U.S. Post Office in Portland, Oregon.

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3. **Analysis**

The Committee asserts that the mailing activity conducted by the Oregon Republican Party on behalf of the Bruce Long campaign was not subject to the contribution and expenditure limitations of the Act because the mailings were conducted in connection with volunteer activity. The primary issue is whether the "Positive Graphics Brochure," the "2 Page Letter" and the "Comparison Brochure" meet all the criteria for volunteer exempt activity.

The Committee asserts that all funds expended in connection with the Bruce Long campaign were derived from the federal account of the Committee, and not from its general account. The Committee further indicates that no funds were being expended by the NRCC for the same project or any other project at the time the Committee was expending funds on behalf of Bruce Long. Furthermore, there is no evidence to indicate that payments for these mailings were made from contributions designated to be spent on behalf of a particular candidate.

With regard to the criterion that the campaign materials must not be used in connection with any direct mail or similar type of general public communication or political advertising, the Committee asserts that approximately 10,388 of the "Positive Graphics Brochure" were delivered door-to-door by volunteers. The other 91,612 of the "Positive Graphics Brochures" were mailed to a list of registered Republicans and Independents obtained from the public county records in the Fourth Congressional District. Therefore, it appears that the Committee did not use a commercial list for the "Positive Graphics Brochure." In

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connection with the "2 Page Letter" and the "Comparison Brochure," it also appears that Portland Mailing used labels provided by Voter Contact. As noted above, the list included registered Republicans and Independents from the Fourth Congressional District. Although the Committee did not use a commercial list for these mailings, it did hire a commercial vendor to produce the mailings.

The Regulations also require that the campaign materials be distributed by volunteers and not by commercial or for-profit organizations in order to qualify for the volunteer exemption. In the present matter, an examination of how the materials were distributed demonstrates sufficient volunteer involvement for part of the activity. In connection with the "Positive Graphics Brochure," volunteers distributed approximately 10,388 brochures door-to-door. It appears, therefore, that the 10,388 brochures that were distributed door-to-door meet the requirement that the campaign materials must be distributed by volunteers. Accordingly, the portion of the payments in connection with those 10,388 brochures qualify for the volunteer exemption.

The volunteers also stamped postal information on approximately 91,612 brochures and redelivered them to Portland Mailing. Portland Mailing, in addition to producing the "Positive Graphics Brochure," also affixed the labels to the brochures, tied, sacked and delivered them to the Post Office. In connection with the "2 Page Letter" and the "Comparison Brochure" mailings, the Committee indicates that it has no direct information regarding whether volunteer efforts were made in

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connection with these mailings. It appears that volunteers for the Friends of Bruce Long campaign were responsible for stamping these mailings and sending them back to Portland Mailing to be mailed. Portland Mailing affixed the labels, sorted, tied and sacked the mailings, prepared the postal verification forms and delivered the mailings to the Post Office. The Committee made the following expenditures for the mailings in question:

"Positive Graphics Brochure"

Portland Mailing	$18,354.20
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Total	**$19,818.93**

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Total	**$10,160.45**

"Comparison Brochure"

Portland Mailing	$ 8,612.45
Voter Contact	$ 1,528.45
Total	**$10,140.90**

Based on the foregoing information, the campaign materials developed by the Committee on behalf of Bruce Long were distributed by a commercial vendor and did not encompass sufficient volunteer activity. Therefore, the payments for these mailings did not qualify for the exemption pursuant to the Act and Regulations.

In its response brief, the Committee asserts that it believed that all the payments made to the vendors were made in connection

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with the "Positive Graphics Brochure." Response Brief at 10. The Committee further indicates that it has no information with regard to the "2 Page Letter" and the "Comparison Brochure." Response Brief at 6. In addition, the Committee argues that it did not "knowingly" expend funds in connection with these two projects. Response Brief at 10. This Office notes, however, that the Committee did pay $20,301.35 for costs incurred in connection with the "2 Page Letter" and the "Comparison Brochure."

In connection with the "Positive Graphics Brochure," the Committee, in its response brief, argues that the project cannot partially qualify for the volunteer exemption because only 10,388 of the brochures were distributed door-to-door by volunteers. The Committee asserts that the entire payment for the total project should qualify for the exemption because volunteers were involved. This Office notes, however, that the Act and the Regulations require that the campaign materials be distributed by volunteers and not by commercial or for-profit organizations. Although the volunteers stamped postal information on approximately 91,612 brochures, those brochures were returned to Portland Mailing. Portland Mailing then placed labels on those brochures, tied, sacked and delivered them to the Post Office for distribution. Accordingly, those 91,612 brochures were distributed by a commercial vendor and did not involve sufficient volunteer activity. Therefore, the payment for those 91,612 "Positive Graphics Brochures" does not qualify for the volunteer exemption.

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Counsel for the Committee also raises the issue of the constitutionality of 2 U.S.C. §§ 441a(d)(3) and 441a(a)(2)(A). The Committee argues that the restrictions set forth in the above sections of the Act, to the extent that they limit the right of the Committee to expend funds for the "Positive Graphics Brochure," the "2 Page Letter" and the "Comparison Brochure" projects, constitute a restriction on the First Amendment rights of speech and expression of the Committee and its members. While it is appropriate for the Commission to carefully consider the First Amendment implications of this case, federal agencies such as the Commission lack the power to pass on the constitutionality of a statute where it concludes that Congress intended to proscribe the conduct in question. See Johnson v. Robinson, 415 U.S. 361, 368 (1974). This Office notes that the constitutionality of 2 U.S.C. § 441a(d)(3) is currently being addressed in FEC v. Colorado Republican Federal Campaign Committee, C.A. No. 89-1159 (D. Col. filed July 7, 1989).

Based on the foregoing analysis, this Office recommends that the Commission find probable cause to believe that the Oregon Republican Party and Rachel Gerber, as treasurer, violated 2 U.S.C. § 441a(f) by making excessive contributions to the Bruce Long campaign in connection with the mailing activities in question.

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B. The Committee Failed To Notify The Commission Of Its Change In Treasurer In A Timely Manner

The Commission found reason to believe that the Committee and its treasurer violated 2 U.S.C. § 443(c) by failing to amend its Statement of Organization to reflect its change in treasurer. Pursuant to 2 U.S.C. § 433(c), the Committee is required to file an amended Statement of Organization within 10 days to notify the Commission of its change in treasurer.

In March 1985, the Committee elected Steven Gann as treasurer. Gann became seriously ill in November 1986. In January 1987, the Committee elected James Bunn to replace Gann, as treasurer. On March 24, 1987, the Committee submitted a letter to the Commission reporting that Bunn had been selected as treasurer on January 19, 1987. In August 1987, Bunn resigned and the Committee elected Fred Capell, as its treasurer. On September 25, 1987, the Committee sent a letter to the Commission explaining that Fred Capell was elected as the new treasurer.

In its response brief, the Committee argues that the two new treasurers, Bunn and Capell, were volunteers of the Committee and novices with respect to their responsibilities as treasurer. The Committee further states that the treasurers "moved as quickly as practicable to ascertain their duties and responsibilities." Response Brief at 3. In addition, the Committee argues that as soon as the treasurers realized that they were required to notify the Commission of their election, the treasurers submitted notices. Furthermore, the Committee argues that pursuant to 2 U.S.C. § 432(i), the treasurers used their "best efforts" to

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comply with the requirements of 2 U.S.C. § 433(c).

Pursuant to 2 U.S.C. § 433(c), the Act requires that the Committee notify the Commission and amend its Statement of Organization within 10 days after the date of the change in treasurer. The Committee failed to file an amended Statement of Organization in a timely manner to notify the Commission that James Bunn and later that Fred Capell had assumed the responsibilities as treasurer of the Committee. In this Office's view, the "best efforts" provision does not apply to amendments to Statements of Organizations. Accordingly, this Office recommends that the Commission find probable cause to believe that the Oregon Republican Party and Rachel Gerber, as treasurer violated 2 U.S.C. § 433(c) by failing to amend its Statement of Organization within ten days to reflect its change in treasurer.

C. The Commission's Treasurer Policy

Under the Commission's current treasurer policy, the current treasurer of record is generally named in connection with the violation of the Act rather than the treasurer at the time that the violation occurred. In the present matter, counsel for the Committee has indicated in his response brief that he is only representing the Committee, and not any former treasurers or current treasurer. Rachel Gerber, the current treasurer of the Committee, in response to the Commission's brief, stated that she had no knowledge of the facts in this matter. Nevertheless, in accordance with the Commission's current treasurer policy, this Office recommends that the Commission find probable cause to believe that the Oregon Republican Party and Rachel Gerber, as

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treasurer, violated 2 U.S.C. §§ 433(c) and 441a(f). This Office further recommends that the Commission include in its conciliation agreement separate signature lines for a representative of the Committee to sign and Rachel Gerber, the current treasurer, to sign.

III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY

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IV. RECOMMENDATIONS

1. Find probable cause to believe that the Oregon Republican Party and Rachel Gerber, as treasurer violated 2 U.S.C. § 433(c) and 441a(f).

2. Approve the attached conciliation agreement and appropriate letter.

Date 7/10/90

LMNoble/GJC
Lawrence M. Noble
General Counsel

Attachments:
1. Conciliation Agreement

Staff assigned: Frania Monarski

9104032654

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 2559
Oregon Republican Party and Rachel Gerber, as treasurer	)	

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on September 20, 1990, do hereby certify that the Commission decided by a vote of 4-0 to continue MUR 2559 to the executive session of September 25, 1990.

Commissioners Elliott, Josefiak, McGarry, and Thomas voted affirmatively for the decision; Commissioners Aikens and McDonald were not present.

Attest:

9-20-90
Date

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

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 2559
Oregon Republican Party and	)	
Rachel Gerber, as treasurer	)	

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on September 25, 1990, do hereby certify that the Commission decided by a vote of 4-1 to take the following actions in MUR 2559:

1. Find probable cause to believe that the Oregon Republican Party and Rachel Gerber, as treasurer, violated 2 U.S.C. § 433(c) and § 441a(f).

2. Approve the conciliation agreement and appropriate letter as recommended in the General Counsel's report dated September 10, 1990.

Commissioners Josefiak, McDonald, McGarry, and Thomas voted affirmatively for the decision; Commissioner Elliott dissented; Commissioner Aikens was not present.

Attest:

9-26-90
Date

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

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 3, 1990

Rachel Gerber, Treasurer
Oregon Republican Party
9900 S.W. Greenburg Road, Suite 150
Portland, OR 97223

RE: MUR 2559
Oregon Republican Party and
Rachel Gerber, as treasurer

Dear Ms. Gerber:

On September 25, 1990, the Federal Election Commission found that there is probable cause to believe the Oregon Republican Party and you, as treasurer, violated 2 U.S.C. §§ 433(c) and 441a(f), provisions of the Federal Election Campaign Act of 1971, as amended, in connection with mailing activity conducted on behalf of Bruce Long and in connection with the Oregon Republican Party's failure to notify the Commission of its change in treasurers.

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

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

If you have any questions or suggestions for changes in the enclosed conciliation agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Mary Taksar, the staff person assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

Enclosure
Conciliation Agreement

21040832558

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 3, 1990

Mark W. Eves, Esq.
Eves & Wade
410 Metro Building
2000 S.W. First Avenue
Portland, OR 97201

RE: MUR 2559
Oregon Republican Party

Dear Mr. Eves:

On September 25, 1990, the Federal Election Commission found that there is probable cause to believe your client, Oregon Republican Party, violated 2 U.S.C. §§ 433(c) and 441a(f), provisions of the Federal Election Campaign Act of 1971, as amended, in connection with mailing activity conducted on behalf of Bruce Long and in connection with the Oregon Republican Party's failure to notify the Commission of its change in treasurers.

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

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

If you have any questions or suggestions for changes in the enclosed conciliation agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Mary Taksar, the staff person assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

Enclosure
Conciliation Agreement

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 16, 1990

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mark W. Eves, Esq.
Eves & Wade
410 Metro Building
2000 S.W. First Avenue
Portland, OR 97201

RE: MUR 2559
Oregon Republican Party

Dear Mr. Eves:

On October 3, 1990, you were notified that the Federal Election Commission found probable cause to believe your client, Oregon Republican Party, violated 2 U.S.C. §§ 433(c) and 441a(f). On that same date, you were sent a conciliation agreement offered by the Commission in settlement of this matter.

Please note that pursuant to 2 U.S.C. § 437g(a)(4)(A)(i), the conciliation period in this matter may not extend for more than 90 days, but may cease after 30 days. Insofar as more than 30 days have elapsed without a written response from you, a recommendation concerning the filing of a civil suit will be made to the Commission by the Office of the General Counsel unless we receive a written response from you within 15 days of receipt of this letter.

Should you have any questions, please contact Mary Taksar, the staff member assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

BY: George F. Rishel
Assistant General Counsel

RECEIVED
ELECTION COMMISSION

91 FEB 21 PM 12:47

BEFORE THE FEDERAL ELECTION COMMISSION

SENSITIVE

In the Matter of	)	
	)	MUR 2559
Oregon Republican Party and	)	
Rachel Gerber, as treasurer	)	

GENERAL COUNSEL'S REPORT

I. BACKGROUND

Attached is a conciliation agreement which has been signed by Craig L. Berkman, Chairman of the Oregon Republican Party, and Rachel Gerber, as treasurer.

II. RECOMMENDATIONS

1. Accept the attached conciliation agreement with the Oregon Republican Party and Rachel Gerber, as treasurer.

2. Close the file.

3. Approve the appropriate letters.

2/21/91
Date

Lawrence M. Noble
General Counsel

Attachments
1. Conciliation Agreement
2. Photocopy of civil penalty check

Staff Assigned: Mary Taksar

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 2559
Oregon Republican Party and	)	
Rachel Gerber, as treasurer.	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on February 25, 1991, the Commission decided by a vote of 5-1 to take the following actions in MUR 2559:

1. Accept the conciliation agreement with the Oregon Republican Party and Rachel Gerber, as treasurer, as recommended in the General Counsel's Report dated February 21, 1991.

2. Close the file.

3. Approve the appropriate letters, as recommended in the General Counsel's Report dated February 21, 1991.

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

Attest:

2-27-91
Date

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

Received in the Secretariat: Thurs., Feb. 21, 1991 12:41 p.m.
Circulated to the Commission: Thurs., Feb. 21, 1991 4:00 p.m.
Deadline for vote: Mon., Feb. 26, 1991 4:00 p.m.

dh

91040332663

CLOSED

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 4, 1991

Mark W. Eves, Esq.
Eves & Wade
410 Metro Building
2000 S.W. First Avenue
Portland, Oregon 97201

RE: MUR 2559
Oregon Republican Party

Dear Mr. Eves:

On February 25, 1991, the Federal Election Commission accepted the signed conciliation agreement submitted on your client's behalf in settlement of violations of 2 U.S.C. §§ 441a(f) and 433(c), provisions of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter.

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. The Commission has received your client's initial installment towards the civil

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penalty. The remaining installment payments are due as outlined in the enclosed conciliation agreement. If you have any questions, please contact Mary Taksar, the attorney assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

Enclosure
Conciliation Agreement

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Oregon Republican Party and	)	MUR 2559
Rachel Gerber, as treasurer	)	

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found probable cause to believe that the Oregon Republican Party and Rachel Gerber, as treasurer ("Respondents"), violated 2 U.S.C. §§ 441a(f) and 433(c).

NOW, THEREFORE, the Commission and the Respondents, having duly entered into conciliation pursuant to 2 U.S.C. § 437g(a)(4)(A)(i), do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents and the subject matter of this proceeding.

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

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

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

1. The Oregon Republican Party is a political committee within the meaning of 2 U.S.C. § 431(4) and a state party committee within the meaning of 2 U.S.C. § 431(15).

2. Rachel Gerber is the current treasurer of the Oregon Republican Party. On February 26, 1990, the Oregon Republican Party filed an amended Statement of Organization indicating that

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Rachel Gerber was elected as the new treasurer. Steven Gann was the treasurer of the Oregon Republican Party at the time that some of the activities involved in this matter occurred.

3. Pursuant to 2 U.S.C. § 441a(d), national and state party committees are prohibited from making any expenditure in connection with the general election campaign of a respective party candidate for the Office of Representative, in a state with more than one Representative, which exceeds $10,000. This limitation shall be adjusted according to the Consumer Price Index published by the U.S. Bureau of Labor Statistics. 2 U.S.C. § 441a(c) and 11 C.F.R. § 110.9(c).

4. Pursuant to 2 U.S.C. § 441a(a)(2)(A), multicandidate committees, including party committees, are prohibited from making contributions to a candidate and his or her authorized committee with respect to any election for federal office that aggregate in excess of $5,000. Commission Regulations prohibit party committees from making independent expenditures on behalf of the general election campaigns of candidates for federal office. 11 C.F.R. § 110.7(b)(4).

5. Pursuant to 2 U.S.C. § 441a(f), a political committee is prohibited from knowingly making an expenditure in violation of the provisions established in 2 U.S.C. § 441a and an officer and employee of a political committee are prohibited from knowingly making an expenditure on behalf of a candidate, in violation of the limitations imposed under 2 U.S.C. § 441a.

6. Pursuant to 2 U.S.C. §§ 431(8)(B)(x) and 431(9)(B)(viii) payment by a state or local party committee for the costs of campaign materials (such as pins, bumper stickers, handbills, brochures,

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posters, party tabloids, and yard signs) used by such committee in connection with volunteer activities on behalf of party nominees are not contributions or expenditures when certain criteria are met. These criteria require that the payments must not be for campaign materials or activities used in connection with any broadcasting, newspaper, magazine, billboard, direct mail, or similar type of general public communication or political advertising; that such payments must be made from contributions subject to the provisions of the Act; and that such payments must not be made from contributions designated to be spent on behalf of a particular candidate.

7. Pursuant to 11 C.F.R. §§ 100.7(b)(15)(i) and 100.8(b)(16)(i), the term "direct mail" includes any mailing by a commercial vendor or made from commercial lists.

8. In order to qualify for the exemption, Commission Regulations require that campaign materials paid for by state parties be distributed by volunteers and not by commercial or for-profit organizations. 11 C.F.R. §§ 100.7(b)(15)(iv) and 100.8(b)(16)(iv).

9. Pursuant to 2 U.S.C. § 433(c), a political committee is required to file an amended Statement of Organization within ten days to reflect its change in treasurer.

10. Respondents paid the costs associated with three mailings on behalf of Bruce Long, a candidate of the Republican Party for the U.S. House of Representatives in 1986, and his principal campaign committee, Friends of Bruce Long. Respondents spent $19,818.93 on the "Positive Graphics Brochure," $10,160.45 on the "2 Page Letter" and $10,140.90 on the "Comparison Brochure," for a total of $40,120.28.

11. In connection with the "Positive Graphics Brochure,"

Respondents used a commercial vendor, Portland Mailing Services, Inc. ("Portland Mailing") to produce the "Positive Graphics Brochure." Portland Mailing provided the camera, stripping, negatives, printing and bindery for 102,000 brochures. Portland Mailing then shipped the brochures to Eugene, Oregon, where volunteers individually stamped the following information "NON-PROFIT ORG. U.S. POSTAGE PAID PORTLAND, OR PERMIT NO.1514" on each brochure. The volunteers then repackaged the brochures and redelivered approximately 91,612 brochures to Portland Mailing. The volunteers also distributed approximately 10,388 brochures door-to-door. Respondents obtained a voter registration list of Republicans and Independents of the Fourth Congressional District in Oregon and hired Voter Contact Services, Inc. to develop labels and sort the labels by courier route. After the volunteers shipped the remaining 91,612 brochures back to Portland Mailing, Portland Mailing affixed the presorted labels to the brochures, tied, sacked and delivered them to the Post Office. The Respondents contend that they were under the belief that the volunteer aspect of the entire "Positive Graphics Brochure" project qualified it for exemption under the Act.

12. In connection with the "2 Page Letter," Portland Mailing provided the camera, stripping, negatives, printing, bindery and envelopes. Portland Mailing also affixed the labels to the envelopes, inserted the "2 Page Letter" into the envelopes, sealed, metered, sorted, tied and sacked the "2 Page Letter" mailing. Portland Mailing also prepared the postal verification forms and delivered the mailing to the Post Office. The Respondents contend that they do not know the extent of volunteer participation in the "2 Page Letter."

13. In connection with the "Comparison Brochure," Portland Mailing provided the camera, stripping, negatives, printing and bindery for the mailer. Moreover, Portland Mailing affixed the Cheshire labels, sorted, tied and sacked the brochures. Portland Mailing also prepared the postal verification forms and delivered the mailing to the Post Office. The Respondents contend that they do not know the extent of volunteer participation in the "Comparison Brochure."

14. Respondents used a commercial vendor to distribute the three mailings in question, except for the 10,388 brochures that were distributed door-to-door by volunteers. Although volunteers stamped the postal indicia on one particular mailing, these particular brochures were sent back to the vendor for mailing. The other two mailings were also mailed by the vendor. Because the volunteer exemption does not apply to direct mail and because direct mail is defined at 11 C.F.R. § 100.8(b)(16)(i) as mailings by a commercial vendor, the three mailings do not qualify for exemption under the Act.

15. After Respondents' treasurer resigned in November 1986, Respondents elected James Bunn as the new treasurer in January 1987. Respondents did not notify the Commission of its change in treasurer until March 24, 1987. In August 1987, Bunn resigned and Fred Capell was elected treasurer. On September 25, 1987, Respondents notified the Commission of its change in treasurer.

V. 1. Respondents made an excessive contribution to, or expenditure on behalf of, the Friends of Bruce Long Committee in connection with the above mailing activity in violation of 2 U.S.C. § 441a(f). Respondents contend that they did not knowingly and

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willfully engage in any action which is in violation of 2 U.S.C. § 441a(f).

2. Respondents failed to amend its Statement of Organization within ten days to reflect its change in treasurer in violation of 2 U.S.C. § 433(c).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of four thousand five hundred dollars ($4,500), pursuant to 2 U.S.C. § 437g(a)(5)(A), such penalty to be paid as follows:

1. One initial payment of $900 due thirty (30) days after the date on which the Conciliation Agreement is fully executed;

2. Thereafter, beginning thirty (30) days after the date of the initial payment, 4 consecutive monthly installment payments of $900 each;

3. Each such installment shall be paid thirty (30) days after the previous payment;

4. In the event that any installment payment is not received by the Commission by the fifth day of the month in which it becomes due, the Commission may, at its discretion, accelerate the remaining payments and cause the entire amount to become due upon ten days written notice to the respondents. Failure by the Commission to accelerate the payments with regard to any overdue installment shall not be construed as a waiver of its right to do so with regard to future overdue installments.

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

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Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

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

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

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

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this written agreement shall be enforceable.

FOR THE COMMISSION:

Lawrence M. Noble
General Counsel

Date 3/1/91

FOR THE RESPONDENTS:

Gary L. Beatty Chrm.
(Name)
(Position)
Oregon Republican Party

Date 2/7/91

Rachel Gerber
Rachel Gerber
Treasurer
Oregon Republican Party

Date 2/8/91

9140032673

THIS IS THE END OF MUR # 2559

21040353574

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THE FOLLOWING DOCUMENTATION IS ADDED TO

THE PUBLIC RECORD IN CLOSED MUR 2559.

21040334265

OGC 0284

EVES & WADE
ATTORNEYS AT LAW
410 METRO BUILDING
2000 S.W. FIRST AVENUE
PORTLAND, OREGON 97201
(503) 227-6226
FAX (503) 227-4971

MARK W. EVES
RONALD L. WADE

OF COUNSEL:
FRANCIS I. SMITH
(503) 227-5080

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

91 MAR -8 PM 9:49

March 5, 1991

CLOSED

RECEIVED
FEDERAL ELECTION COMMISSION
91 MAR -8 PM 12:15

Ms. Mary Taksar
Office of General Counsel
Federal Election Commission
Washington, DC 20463

RE: MUR 2559, Oregon Republican Party

Dear Ms. Taksar:

On February 8, 1991, we sent to you your newest revised form for Conciliation Agreement, together with a check in the amount of $900.00. The terms of the Conciliation Agreement provide that it becomes effective only after all parties have executed the document, and only after the Commission has approved the entire Agreement. The four consecutive monthly installment payments of $900.00 each do not begin until 30 days after the Conciliation Agreement has been executed by all parties.

Our client is prepared to begin making the monthly installment payments at any time. However, we do not know when to begin to make those payments until we learn from you the date at which the Conciliation Agreement has been signed by the Commission. As soon as it is signed by the Commission, please provide written notice to us, advising us of the date of such signature.

We will await your reply.

Sincerely,

Mark W. Eves

Mark W. Eves

MWE:dmm
cc: Oregon Republican Party

21040331266

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THE FOLLOWING DOCUMENTATION IS ADDED TO

THE PUBLIC RECORD IN CLOSED MUR 2559.

7/31/91

91040855217

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 25, 1991

TWO WAY MEMORANDUM

CLOSED

TO: Fabrae Brunson
OGC, Docket

FROM: Philomena Brooks PB
Accounting Technician

SUBJECT: Account Determination for Funds Received

We recently received a check from Oregon Republican Party, check number 416, dated June 20, 1991, and in the amount of $ 900.00. Attached is a copy of the check and any correspondence that was forwarded. Please indicate below the account into which it should be deposited, and the MUR number and name.

TO: Philomena Brooks
Accounting Technician

FROM: Fabrae Brunson FOB
OGC, Docket

In reference to the above check in the amount of $ 900.00, the MUR number is 2559 and in the name of Oregon Republican Party. The account into which it should be deposited is indicated below:

__ Budget Clearing Account (OGC), 95F3875.16

✓ Civil Penalties Account, 95-1099.160

__ Other: _____

Fabrae D. Brunson
Signature

June 26, 1991
Date

91040355218

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

91 JUN 26 AM 11:02

DOC 1690

416

OREGON REPUBLICAN PARTY
FEDERAL ACCOUNT
9900 SW GREENBURG RD. SUITE 150 (503) 620-4330
PORTLAND, OREGON 97223

24-22 010
1230

6/20/91 19

PAY TO THE ORDER OF Federal Election Commission $ 900.00

Ninehundred dollars and n0/100---------- DOLLARS

U.S. BANK
MAIN BRANCH
P.O. BOX 4412 PORTLAND, OR 97208
UNITED STATES NATIONAL BANK OF OREGON

Richard B. Noonan, Exec Director

FOR MUR 2559

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