

Murphy

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Non-Filer/ Bernard Shannon) MUR 264

GENERAL COUNSEL'S REPORT

I. Allegation

Bernard Shannon as a candidate for the U.S. Senate in Massachusetts has failed to file the ten day pre-election report required by 2 U.S.C. §434(a)(1).

II. Evidence

Mr. Shannon's name appeared on the Massachusetts primary ballot September 14, 1976, as candidate for the U.S. Senate. Both Mr. Shannon and his principal campaign committee, Committee to Elect Shannon, are listed in the index from the Secretary of the Senate.

Mr. Shannon received on August 13, 1976, the prior notice from the Commission informing him of his filing requirements as a federal candidate. The candidate and his principal campaign committee failed to file the ten day pre-election report due September 4, 1976. The Commission sent the committee a reason to believe letter for non-filers which was received September 13, 1976. No response was received from the candidate or the committee; therefore the Commission proceeded to send a reasonable cause to believe letter for non-filers to the Committee to Elect Shannon.

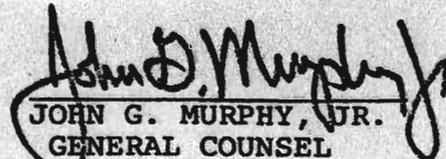
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his statutory right to utilize informal methods of conference, conciliation, and persuasion.

IV. Recommendation

It is recommended that the Commission find probable cause to believe a violation has been committed of 2 U.S.C. §434(a)(1).


JOHN G. MURPHY, JR.
GENERAL COUNSEL

DATE: October 8, 1976

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SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Additional charges required for these services)

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Deliver ONLY to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO. 00052 SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

WB 12915-F4225

Bernard Marx

CERTIFIED NO.

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

James Horner

DATE DELIVERED

SHOW WHERE DELIVERED (Only if requested and include ZIP Code)

8/13/76

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

PS Form 3811, Nov. 1973

SENDER: Complete items 1 and 2. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one):

Show to whom and date delivered..... 15¢

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2. ARTICLE ADDRESSED TO:

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3. ARTICLE DESCRIPTION:

REGISTERED NO.

438074

INSURED NO.

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE

James Horner

POSTMARK

4. DATE OF DELIVERY

8-22-76

5. ADDRESS (Complete only if requested)

James Horner

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

* GPO : 1974 O - 537-003

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FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

September 23, 1976

Bernard Shannon
42 Warren Avenue
Stoughton, Massachusetts 02072

Dear Mr. Shannon:

On September 22, 1976, your name was released for publication in a list of persons who had failed to meet the filing requirements of the Federal Election Campaign Act of 1971, as amended. I have enclosed a copy of the publication.

As of this date, we have not received your report. If we do not hear from you within five (5) days, we are prepared to recommend to the Commission that we be allowed to seek appropriate civil penalties.

Please direct any response to (202)382-1203.

Sincerely,

John G. Murphy, Jr.
John G. Murphy, Jr.
General Counsel

Certified Mail
Return receipt requested

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