



FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

THIS IS THE BEGINNING OF MUR # 2821

DATE FILMED 6/15/89 CAMERA NO. 4

CAMERAMAN AS

89040752457

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 11 January 1989

ANALYST: David J. Blakeley

I. COMMITTEE: Oil, Chemical & Atomic Workers International
Union Committee on Political Education Fund
(OCAW-COPE)
(C00030635)
Anthony Mazzocchi, Treasurer
(8/25/88-Present)
Michael Ricigliano, Treasurer
(1/14/88-8/24/88)
P.O. Box 2812
Denver, CO 80201^{1/}

II. RELEVANT STATUTE: 2 U.S.C. §434(a)(4)(B)
11 CFR 104.5(c)(3)(i) and (ii)

III. BACKGROUND:

Failure to File Reports by Election Day

The Oil, Chemical & Atomic Workers International Union Committee on Political Education Fund (OCAW-COPE) ("the Committee") failed to file the 1988 October Monthly and 12 Day Pre-General Reports of Receipts and Disbursements by Election Day, November 8, 1988. The Committee was notified on August 20, 1988 that the 1988 October Monthly Report was due on October 20, 1988 (Attachment 2). On October 3, 1988, the Committee was notified that a 12 Day Pre-General Report was due on October 27, 1988 (Attachment 3).

On November 15, 1988, a Non-Filer Notice was sent to the Committee for failure to file the 1988 October Monthly and 12 Day Pre-General Reports (Attachment 4).

^{1/}On September 23, 1988, the Committee notified the Commission that effective September 30, 1988, the Commission should address all future inquiries to P.O. Box 2812, Denver, CO 80201. Subsequently, on November 15, 1988, the Commission sent a Non-filer notice to the Committee's previous address, 1126 16th Street, Suite 411, NW, Washington, DC 20036.

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**REPORTS ANALYSIS OGC REFERRAL
OIL, CHEMICAL & ATOMIC WORKERS
INTERNATIONAL UNION COMMITTEE
ON POLITICAL EDUCATION FUND
PAGE 2**

On November 23, 1988, the Committee filed both the 1988 October Monthly and 12 Day Pre-General Reports (Attachments 5 and 6).

**IV. OTHER PENDING MATTERS INITIATED BY RAD:
None.**

8 9 0 4 0 7 5 2 4 5 9

FEDERAL ELECTION COMMISSION
1987-1988
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C)

ATTACHMENT 1 DATE 10JAN89
PAGE 1

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
						TYPE OF FILER
OIL, CHEMICAL & ATOMIC WORKERS INTERNATIONAL UNION CMTE ON POLITICAL EDUC FUND (OCAW-COPE) ID #C00030635 NON-PARTY QUALIFIED						
CONNECTED ORGANIZATION: OIL CHEMICAL & ATOMIC MKRS INT'L UNION						
	1987 FEBRUARY MONTHLY	260	0	1JAN87 -31JAN87	4	87FEC/461/2281
	MARCH MONTHLY	2,728	3,600	1FEB87 -28FEB87	7	87FEC/463/3483
	MARCH MONTHLY - AMENDMENT	3,278	-	1FEB87 -28FEB87	4	87FEC/468/2340
	MARCH MONTHLY - AMENDMENT	3,278	3,600	1FEB87 -28FEB87	3	87FEC/494/1138
	APRIL MONTHLY	4,542	-	1MAR87 -31MAR87	5	87FEC/465/1106
	APRIL MONTHLY - AMENDMENT	4,542	2,500	1MAR87 -31MAR87	3	87FEC/468/2344
	APRIL MONTHLY - AMENDMENT	4,542	2,500	1MAR87 -31MAR87	5	87FEC/494/1133
	MAY MONTHLY	4,806	5,650	1APR87 -30APR87	6	87FEC/468/0193
	1'ST LETTER INFORMATIONAL NOTICE			1APR87 -30APR87	1	87FEC/492/4232
	JUNE MONTHLY	4,305	4,100	1MAY87 -31MAY87	6	87FEC/469/3475
	JULY MONTHLY	8,101	11,950	1JUN87 -30JUN87	7	87FEC/478/0105
	AUGUST MONTHLY	4,976	0	1JUL87 -31JUL87	5	87FEC/483/1897
	SEPTEMBER MONTHLY	7,007	3,950	1AUG87 -31AUG87	6	87FEC/486/0281
	OCTOBER MONTHLY	10,729	0	1SEP87 -30SEP87	5	87FEC/486/4655
	NOVEMBER MONTHLY	6,305	5,000	1OCT87 -31OCT87	5	87FEC/494/0382
	NOVEMBER MONTHLY - AMENDMENT	-	-	1OCT87 -31OCT87	2	87FEC/496/4376
	DECEMBER MONTHLY	7,266	2,800	1NOV87 -30NOV87	5	87FEC/496/4371
	YEAR-END	8,171	6,600	1DEC87 -31DEC87	8	88FEC/500/3079
	1988 STATEMENT OF ORGANIZATION - AMENDMENT			25AUG88	3	88FEC/543/4118
	STATEMENT OF ORGANIZATION - AMENDMENT			26SEP88	3	88FEC/549/0493
	STATEMENT OF ORGANIZATION - AMENDMENT			25NOV88	2	88FEC/565/4958
	FEBRUARY MONTHLY	3,292	350	1JAN88 -31JAN88	5	88FEC/509/5257
	MARCH MONTHLY	5,703	1,250	1FEB88 -29FEB88	6	88FEC/513/1754
	APRIL MONTHLY	3,649	14,750	1MAR88 -31MAR88	9	88FEC/518/3582
	MAY MONTHLY	6,112	8,125	1APR88 -30APR88	7	88FEC/525/0941
	JUNE MONTHLY	7,832	22,750	1MAY88 -31MAY88	9	88FEC/528/3467
	JULY MONTHLY	8,716	3,300	1JUN88 -30JUN88	5	88FEC/534/1115
	AUGUST MONTHLY	5,756	6,630	1JUL88 -31JUL88	8	88FEC/540/5427
	SEPTEMBER MONTHLY	5,481	1,750	1AUG88 -31AUG88	5	88FEC/546/1982
	OCTOBER MONTHLY	14,375	8,224	1SEP88 -30SEP88	6	88FEC/565/5355
	OCTOBER MONTHLY - AMENDMENT	8,765	8,224	1SEP88 -30SEP88	6	88FEC/570/2769
	NOTICE OF FAILURE TO FILE			1SEP88 -30SEP88	1	88FEC/565/2012
	PRE-GENERAL	2,754	26,917	1OCT88 -19OCT88	9	88FEC/565/5346
	PRE-GENERAL - AMENDMENT	10,367	20,850	1OCT88 -19OCT88	9	88FEC/570/2760
	NOTICE OF FAILURE TO FILE			1OCT88 -19OCT88	1	88FEC/565/2013
	1'ST LETTER INFORMATIONAL NOTICE			1OCT88 -19OCT88	1	88FEC/566/2833
	POST-GENERAL	3,915	5,450	20OCT88 -28NOV88	6	88FEC/573/1654
	TOTAL	139,334	0 139,579 0		188	TOTAL PAGES

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ENDING CASH-ON-HAND BALANCE AS OF 11/28/88: \$13,096.59
 DEBTS OWED TO THE COMMITTEE AS OF 11/28/88: \$0
 DEBTS OWED BY THE COMMITTEE AS OF 11/28/88: \$0
 ALL REPORTS HAVE BEEN REVIEWED EXCEPT THE 1988 AMENDED OCTOBER MONTHLY,
 AMENDED 12 DAY PRE-GENERAL AND NEW 30 DAY POST-GENERAL REPORTS.



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 20, 1988

**REPORTING NOTICE FOR MONTHLY FILERS
ELECTION YEAR 1988**

The Commission's records indicate that your committee is filing monthly reports during 1988. This notice will assist you in complying with the monthly filing requirements.

* * * *

MONTHLY REPORTS

Monthly reports must be filed no later than the 20th day of each month. 11 CFR 104.5(c)(3). Each report must include all financial activity that occurred during the previous month. The next monthly report due in 1988 should be filed by September 20, 1988, and should include all activity between August 1 and August 31, 1988.

NOTE: During November, December and January, monthly filers must file Pre- and Post-General election reports and a Year-End report instead of their Monthly reports. (See chart on reverse side.)

You are required to use FEC Form 3X to file each report. Two of them have been enclosed for your use. You may duplicate these forms, or you may call the Information Services Division for additional copies (800/424-9530 or 202/376-3120).

(over)

3 9 0 4 0 7 5 2 4 6 1

FUTURE REPORTS FOR 1988 MONTHLY FILERS

Report	Period Covered	Reg./Cert.	
		Mailing Date*	Filing Date
September	08/01 - 08/31	09/20/88	09/20/88
October	09/01 - 09/30	10/20/88	10/20/88
Pre-General	10/01 - 10/19	10/24/88	10/27/88
Post-General	10/20 - 11/28	12/08/88	12/08/88
Year-End	11/29 - 12/31	01/31/89	01/31/89

COMPLIANCE

Treasurers of political committees are responsible for filing all reports on time. Failure to do so is subject to enforcement action. Committees filing illegible reports or using non-FEC forms will be required to refile.

8 9 0 4 0 7 5 2 4 6 2

*Reports sent by registered or certified mail must be postmarked by the mailing date. Otherwise, they must be received by the filing date.

REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACs

October 3, 1988

I. ALL MONTHLY FILERS

Report	Reporting Period	Reg./Cert. Mailing Date*	Filing Date
Pre-General	10/01/88**-10/19/88	10/24/88	10/27/88
Post-General	10/20/88 -11/28/88	12/08/88	12/08/88

II. QUARTERLY FILERS THAT MAKE GENERAL ELECTION CONTRIBUTIONS OR EXPENDITURES FROM OCTOBER 1 THROUGH OCTOBER 19***

Report	Reporting period	Reg./Cert. Mailing Date*	Filing Date
Pre-General	10/01/88**-10/19/88	10/24/88	10/27/88
Post-General	10/20/88 -11/28/88	12/08/88	12/08/88

III. QUARTERLY FILERS WHICH DO NOT MAKE GENERAL ELECTION CONTRIBUTIONS OR EXPENDITURES FROM OCTOBER 1 THROUGH OCTOBER 19***

Report	Reporting Period	Reg./Cert. Mailing Date*	Filing Date
Post-General	10/01/88**-11/28/88	12/08/88	12/08/88

WHO MUST FILE

Party committees and PACs must follow the above charts in order to determine whether they must file the pre-general election report. All Party committees and PACs, regardless of financial activity, must file the post-general election report.

WHAT MUST BE REPORTED

All financial activity (not previously reported) that occurred during the reporting period.

*Reports sent by registered or certified mail must be postmarked by the mailing date. Otherwise, they must be received by the filing date.

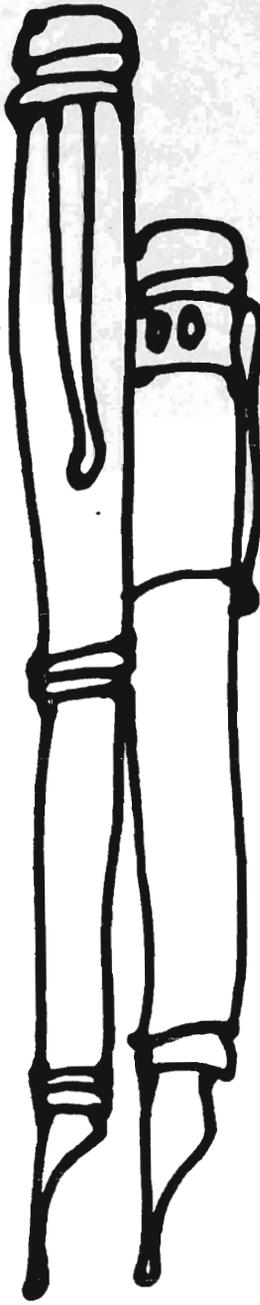
**Or from the date of registration, or the close of books of the last report filed, whichever is later.

***Committees that made general election contributions or expenditures prior to October 1 which have not been previously reported must also follow the Chart II reporting requirements.

FOR INFORMATION, Call: 202/376-3120 or 800/424-9530

(over)

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REPORTING FORMS

Party committees and PACs use Form 3X (enclosed).

WHERE TO FILE

Consult the instructions on the back of the Form 3X Summary Page.
Note State filing requirements also.

LABEL

Committees should affix the peel-off label from the envelope to Line 1
of the report. Corrections should be made on the label.

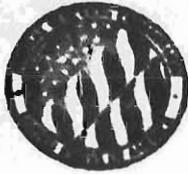
LAST-MINUTE INDEPENDENT EXPENDITURES

Any PAC which makes any independent expenditures aggregating \$1,000 or
more during the period beginning October 20 and ending November 6 must
report them within 24 hours. Call the FEC for more information.

COMPLIANCE

TREASURERS OF POLITICAL COMMITTEES ARE RESPONSIBLE FOR FILING ALL
REPORTS ON TIME. FAILURE TO DO SO IS SUBJECT TO ENFORCEMENT ACTION.
COMMITTEES FILING ILLEGIBLE REPORTS OR USING NON-FEC FORMS WILL BE
REQUIRED TO REFILE.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20543

20-7

November 15, 1988

Anthony Massocchi, Treasurer
Oil, Chemical & Atomic Workers
International Union Cate on
Political Educ Fund (OCAW-COPF)
c/o R. Burdick
1126 16th Street, NW, Suite 611
Washington, DC 20036

Identification Number: C00030635

Reference: October Monthly (9/1/88-9/30/88) and 12 Day Pre-General (10/1/88-10/15/88) Reports

Dear Mr. Massocchi:

It has come to the attention of the Federal Election Commission ("the Commission") that your committee may be in violation of 2 U.S.C. §434(a) for failing to file the above referenced Reports of Receipts and Disbursements. You were notified previously of the due dates for these reports.

It is important that you file these reports immediately with the Federal Election Commission, 999 E Street, NW, Washington, DC 20463 (or with the Clerk of the House or the Secretary of the Senate, as appropriate). Copies of the reports or the relevant portions should also be filed with the Secretary of State or equivalent State officer. See 2 U.S.C. §439.

Although the Commission may initiate an audit or legal enforcement action concerning this matter, your prompt response and a letter of explanation will be taken into consideration.

If you have any questions regarding this matter, please contact David Blakeley on our toll-free number (800) 424-9530. Our local number is (202) 376-2480.

Sincerely,

John D. Gibson
Assistant Staff Director
Reports Analysis Division

89 9 0 4 0 8 5 2 741625

REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee
(Summary Page)

ATTACHMENT #5
RECEIVED (2 pages)
FEDERAL ELECTION COMMISSION

08 NOV 28 AM 11:05

USE FEC MAILING LABEL OR PRINT TYPE ON FRONT

1. NAME OF COMMITTEE (in full) Oil, Chemical & Atomic Workers International Union Committee on Political Education (OCAIU-COPE)	2. FEC IDENTIFICATION NUMBER 000030635
ADDRESS (number and street) <input type="checkbox"/> Check if different than previously reported P.O. Box 2812	3. <input type="checkbox"/> This committee qualified as a multicandidate committee DURING THIS Reporting Period on _____ (date)
CITY, STATE and ZIP CODE Denver, CO. 80201	

4. TYPE OF REPORT

- (a) April 15 Quarterly Report
- July 15 Quarterly Report
- October 15 Quarterly Report
- January 31 Year End Report
- July 31 Mid Year Report (Non-election Year Only)
- Termination Report
- Monthly Report Due On
- | | | |
|--------------------------------------|---------------------------------------|--|
| <input type="checkbox"/> February 20 | <input type="checkbox"/> June 20 | <input checked="" type="checkbox"/> October 20 |
| <input type="checkbox"/> March 20 | <input type="checkbox"/> July 20 | <input type="checkbox"/> November 20 |
| <input type="checkbox"/> April 20 | <input type="checkbox"/> August 20 | <input type="checkbox"/> December 20 |
| <input type="checkbox"/> May 20 | <input type="checkbox"/> September 20 | <input type="checkbox"/> January 31 |
- Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____
- Thirtieth day report following the General Election on _____ in the State of _____
- (b) Is this Report an Amendment? YES NO

SUMMARY

	COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period <u>9/1/88</u> through <u>9/30/88</u>		
6. (a) Cash on Hand January 1, 19 <u>88</u>		\$ 36,933.75
(b) Cash on Hand at Beginning of Reporting Period	\$ 24,572.61	
(c) Total Receipts (from Line 18)	\$ 14,375.75	\$ 40,919.01
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	\$ 38,948.36	\$ 97,853.36
7. Total Disbursements (from Line 28)	\$ 8,224.00	\$ 67,129.00
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	\$ 30,724.36	\$ 30,724.36
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	\$ -0-	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	\$ -0-	

For further information contact:
Federal Election Commission
999 E Street, NW
Washington, DC 20463
Toll Free 800-424-9530
Local 202-378-3120

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

Type or Print Name of Treasurer	Date
Signature of Treasurer 	

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

IGAW

Chemical & Atomic Workers
National Union, AFL-CIO

Five Days Return to:
Box 8972
Denver, CO 80201

CERTIFIED

P 733 860 088

MAIL

Federal Election Commission

999 E Street, NW

Washington, DC 20463



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FEDERAL ELECTION COMMISSION
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REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee
(Summary Page)

ATTACHMENT 5
RECEIVED (2 pages)

FEDERAL ELECTION COMMISSION

NOV 28 11:05

1. NAME OF COMMITTEE (in full)
Oil, Chemical & Atomic Workers International Union
Committee on Political Education (OCAWIU-COPE)

ADDRESS (Number and street) Check if different than previously reported
P.O. Box 2812

CITY, STATE and ZIP CODE
Denver, CO. 80201

2. FEC IDENTIFICATION NUMBER
000030633

3. The committee qualified as a multicandidate committee DURING THIS Reporting Period on _____ (Date)

4. TYPE OF REPORT

- (a) April 15 Quarterly Report
- July 15 Quarterly Report
- October 15 Quarterly Report
- January 31 Year End Report
- July 31 Mid Year Report (Non-election Year Only)
- Termination Report

Monthly Report Due On

- February 20 June 20 October 20
- March 20 July 20 November 20
- April 20 August 20 December 20
- May 20 September 20 January 31

Twelfth day report preceding General
(Type of Election)

election on 11-8-88 in the State of _____

Thirtieth day report following the General Election on _____ in the State of _____

(b) Is this Report an Amendment? YES NO

SUMMARY

SUMMARY		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period	10/1/88 through 10/19/88		
6. (a)	Cash on Hand January 1, 1988		\$ 36,933.75
(b)	Cash on Hand at Beginning of Reporting Period	\$ 30,724.36	
(c)	Total Receipts (from Line 1B)	\$ 2,754.95	\$ 63,674.50
(d)	Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	\$ 33,479.31	\$ 100,608.31
7.	Total Disbursements (from Line 2B)	\$ 26,917.86	\$ 92,046.86
8.	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	\$ 6,561.45	\$ 6,561.45
9.	Debt and Obligations Owed TO the Committee (itemize all on Schedule C and/or Schedule D)	\$ -0-	
10.	Debt and Obligations Owed BY the Committee (itemize all on Schedule C and/or Schedule D)	\$ -0-	

For further information contact:
Federal Election Commission
999 E Street, NW
Washington, DC 20463
Tel: Free 800-424-9530
Local: 202-376-3120

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

Type or Print Name of Treasurer

Signature of Treasurer

Anthony Mazzanti

Date

11-11-88

NOTE: Submission of false or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. §437c

FEC FORM 3X
(revised 4-87)

SEE FEC REGULATIONS ON TYPE OR PRINT

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89033655346

ICAW

Chemical & Atomic Workers
International Union, AFL-CIO

Five Days Return to:
Box 2942
WV, CO 80001



MAIL

Federal Election Commission

999 E Street, NW

Washington, DC 20463

NOV 28 11:11 AM '65

RECEIVED
FEDERAL ELECTION COMMISSION

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89 FEB -8 PM 3:55

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

SENSITIVE

FIRST GENERAL COUNSEL'S REPORT

RAD Referral # 89NF-18
Staff Member: J. Albert Brown

SOURCE: I N T E R N A L L Y G E N E R A T E D

RESPONDENTS: Oil, Chemical & Atomic Workers
International Union Committee on
Political Education Fund and
Anthony Mazzocchi, as treasurer

RELEVANT STATUTE: 2 U.S.C. § 434(a)(4)(B)
11 C.F.R. § 104.5(c)(3)

INTERNAL REPORTS CHECKED: Disclosure Reports

FEDERAL AGENCIES CHECKED: NONE

I. GENERATION OF MATTER

On January 12, 1989, the Reports Analysis Division ("RAD") made a referral of alleged violations to the Office of the General Counsel. (Attachment I). The referral alleges that the Oil, Chemical & Atomic Workers International Union Committee On Political Action Fund and Anthony Mazzocchi, as treasurer ("the Committee"), failed to file the Committee's requisite 1988 October Monthly Report due on October 20, 1988, and the 12 Day Pre-General Report due on October 27, 1988, until November 23, 1988.

II. FACTUAL AND LEGAL ANALYSIS

The Law

The Federal Election Campaign Act of 1971, as amended ("the Act"), at Section 434(a)(4)(B) requires all political

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committees, other than authorized committees of a candidate, to file monthly reports no later than the 20th day after the last day of the month and complete as of the last day of the month, which delineate the committee's receipts and disbursements during that time. Section 434(a)(4)(B) further requires such committees to file a pre-election report no later than the 12th day before (or posted by registered or certified mail no later than the 15th day before) any election.

The Facts

The Committee was notified on August 20, 1988, that the 1988 October Monthly Report was due on October 20, 1988. On October 3, 1988, the Committee was notified that a 12 Day Pre-General Report was due on October 27, 1988. On November 15, 1988, a Non-Filer Notice was sent to the Committee for failure to file the 1988 October Monthly and 12 Day Pre-General Reports.

The 1988 October Monthly and 1988 12 Day Pre-General reports were filed with the Federal Election Commission as of November 23, 1988. By filing the October Monthly and 12 Day Pre-General Reports late, the Committee explicitly violated 2 U.S.C. § 434(a)(4)(B).

Therefore, this Office recommends that the Commission find reason to believe the Oil, Chemical and Atomic Workers International Union Committee on Political Education Fund and Anthony Mazzocchi, as treasurer, violated 2 U.S.C. § 434(a)(4)(B) by not filing an October Monthly or a 12 Day Pre-General Report until November 23, 1988.

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III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY

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III. RECOMMENDATIONS

1. Open a MUR.
2. Find reason to believe Oil, Chemical and Atomic Workers International Union Committee on Political Education Fund and Anthony Mazzocchi, as treasurer, violated 2 U.S.C. § 434(a)(4)(B), and enter into conciliation prior to a finding of probable cause to believe.
3. Approve the attached letter, Factual and Legal Analysis, and proposed conciliation agreement.

Lawrence M. Noble
General Counsel

2/7/89
Date

BY: *Lois G. Lerner*
Lois G. Lerner
Associate General Counsel

Attachments

1. Referral Materials
2. Proposed agreement
3. Letter and Factual and Legal Analysis

8 7 0 4 0 7 5 2 4 7 3

BEFORE THE FEDERAL ELECTION COMMISSION

(MUR
2821)

In the Matter of)
Oil, Chemical & Atomic Workers)
International Union Committee on)
Political Education Fund and)
Anthony Mazzocchi, as treasurer)

RAD Ref. 89NF-18

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on February 13, 1989, the Commission decided by a vote of 6-0 to take the following actions in RAD Ref. 89NF-18:

1. Open a MUR.
2. Find reason to believe Oil, Chemical and Atomic Workers International Union Committee on Political Education Fund and Anthony Mazzocchi, as treasurer, violated 2 U.S.C. § 434(a)(4)(B), and enter into conciliation prior to a finding of probable cause to believe.
3. Approve the letter, Factual and Legal Analysis, and proposed conciliation agreement, as recommended in the First General Counsel's report signed February 7, 1989.

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

Attest:

February 13, 1989
Date

Hella Arnold
for Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary:	Wed., 2-8-89,	3:54
Circulated on 48 hour tally basis:	Thurs., 2-9-89,	11:00
Deadline for vote:	Mon., 2-13-89,	11:00

89040752474



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20543

February 17, 1989

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Oil, Chemical and Atomic Workers
International Union Committee on
Political Education Fund
Anthony Mazzocchi, Treasurer -
P.O. Box 2812
Denver, Co. 80201

RE: MUR 2821
Oil, Chemical and Atomic
Workers International
Union Committee on
Political Education Fund
and Anthony Mazzocchi, as
treasurer

Dear Mr. Mazzocchi:

On February 13, 1989, the Federal Election Commission found that there is reason to believe the Oil, Chemical and Atomic Workers International Union Committee on Political Education Fund ("Committee") and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(B), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against the Committee and you, as treasurer. You may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Please submit such materials to the General Counsel's Office within 15 days of your receipt of this letter. Where appropriate, statements should be submitted under oath.

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

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In order to expedite the resolution of this matter, the Commission has also decided to offer to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe. Enclosed is a conciliation agreement that the Commission has approved.

If you are interested in expediting the resolution of this matter by pursuing preprobable cause conciliation and if you agree with the provisions of the enclosed agreement, please sign and return the agreement, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible.

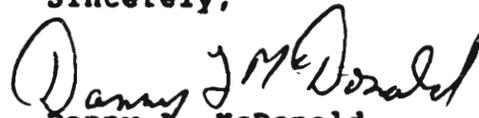
Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

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 investigation to be made public.

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

Sincerely,


Danny E. McDonald
Chairman

Enclosures
Factual and Legal Analysis
Procedures
Designation of Counsel Form
Conciliation Agreement

89040752476

OCAW

Oil, Chemical & Atomic Workers
International Union, AFL-CIO



International Offices:
255 Union Blvd., Lakewood, CO 80228
303/987-2229
Mail: P.O. Box 2812, Denver, CO 80201

OGC 2140

March 6, 1989

Federal Election Commission
999 "E" St., NW
Washington, D. C. 20463

89 MAR 13 AM 10:47

RECEIVED
FEDERAL ELECTION COMMISSION
ADMINISTRATIVE DIVISION

Dear Federal Election Commission:

I am writing you in response to your letter of February 17th (received by me February 28th), concerning MUR 2821.

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OCAW feels that we operated in good faith to deal with a difficult situation that was unavoidable. On the one hand, a new Secretary-Treasurer was elected (in late August) and the previous COPE administrator, the incumbent Secretary-Treasurer's campaign manager, was re-assigned from his political appointment as National COPE Director. On the other hand, the national elections were upon us, and the Union had a responsibility to its donating membership to disburse a good part of their contributions. A search for a new record-keeper was immediately begun.

The COPE operation was re-structured. Mr. Ohmans was recruited, hired, and began work on November 14th. We doubt whether the U.S. Government could have added staff more expeditiously. It would not have been appropriate for the complex task of COPE record-keeping to be assigned on a temporary basis, due to the many opportunities for error. After just one week, on November 21st, our new Statement of Organization was submitted. The following day, November 22nd, the pre-Election reports were completed and sent. From that time onwards, all OCAW-COPE reports have been submitted on schedule, with no irregularities (partly thanks to telephone advice from Kathleen Beuzard on November 21st and from David Blakely on January 19th).

I would like to mention, as evidence of our good faith in this matter, that on November 30th, the Union brought Mr. Bob Burdick, the previous COPE administrator, from Philadelphia to

Denver for two days to train Mr. Ohmans. The turnover in administration had entailed the physical transfer of all COPE records and computer hardware from our Washington, D. C. branch to our Denver headquarters. An inevitable amount of chaos accompanied this move, and it was necessary to have Mr. Burdick assist in setting up the files again, at considerable cost to OCAW. However, we knew that accurate COPE reports were a priority, as they had been for the past six years of Mr. Burdick's tenure, and as we intend to keep them henceforth.

Sincerely,

Anthony Mazzocchi
Anthony Mazzocchi
OCAW Secretary-Treasurer

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OCAW

Oil, Chemical & Atomic Workers
International Union, AFL-CIO



International Offices:
255 Union Blvd., Lakewood, CO 80228
303/987-2229
Mail: P.O. Box 2812, Denver, CO 80201
Facsimile: 303/987-1967

3 December, 1988

Federal Election Commission
999 E St., NW
Washington, D. C. 20463

Gentlemen:

Enclosed please find amended copies of our FEC reports due in September and November.

On August 19th, our union election was held, and a new Secretary/ Treasurer was elected. Our previous COPE record-keeper submitted his last report to you by September 20th, covering August. On November 21st, we filed our new Statement of Organization with you. On November 23rd, copies of Report of Receipts and Disbursements covering September and the pre-election period were mailed. The enclosed reports amend these latter.

No new disbursements have been added, but some erroneous ones have been deleted. Also, the figures regarding contributions to OCAW-COPE had been based on an error. We are confident that the enclosed reports are exact.

After the union election, new personnel has had to be hired and trained to assist in COPE processing. We feel that this helps explain our late filing. Therefore, we respectfully request that any penalties for lateness be voided.

Thank you very much.

Sincerely,

G. Douglas Thomas

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SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

- 1. Show to whom delivered, date, and addressee's address. Restricted Delivery [†](Extra charge)†

1. Article Addressed to: <i>Federal Election Commission 999 E St., NW Washington, D.C. 20463</i>		4. Article Number	
3. Signature - Addressee X		Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail	
3. Signature - Agent X		Always obtain signature of addressee or agent and DATE DELIVERED.	
7. Date of Delivery <i>NOV 23 1988 FEDERAL ELECTION COMMISSION</i>		8. Addressee's Address (ONLY if requested and fee paid)	

5 records

89 APR 25 AM 11:21

BEFORE THE FEDERAL ELECTION COMMISSION

SENSITIVE

In the Matter of)	
)	MUR 2821
Oil, Chemical and Atomic)	
Workers International Union)	
Committee on Political Education)	
Fund and Anthony Mazzocchi,)	
as treasurer)	

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On February 13, 1989, the Commission opened a MUR in this matter and found reason to believe that the Oil, Chemical and Atomic Workers International Union Committee on Political Education Fund and Anthony Mazzocchi, as treasurer ("the Committee/the Respondents"), violated 2 U.S.C. §§ 434(a)(4)(B), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). This finding was based on the Committee's failure to file the requisite 1988 October Monthly Report and the 1988 12 Day Pre-General Report until November 23, 1988.

The Commission also determined to enter into pre-probable cause conciliation with the Respondents.

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The latest report filed with the Commission by this Committee is the 1989 February Monthly. Attachment II. That report shows that for the month of February 1989 the Committee had no outstanding debts, \$25,906 cash on hand, \$0 in disbursements, and \$4,993 in receipts. According to the Committee's 1988 Year End Report, during the last election cycle the Committee had total receipts of \$74,844.91 and total disbursements of \$94,449.

II. DISCUSSION

1. As part of his response, Mr. Mazzocchi enclosed a photocopy of a cover letter mailed to the Commission along with the union's reports. That letter, which outlines the difficulties confronting the union, was not included in the RAD referral materials in this matter.

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III. RECOMMENDATIONS

- 1.
2. Approve the attached letter and conciliation agreement.

Lawrence M. Noble
General Counsel

April 26, 1989
Date

BY:

George F. Rishel
George F. Rishel
Acting Associate General Counsel

Attachments

1. March 6, 1989 Committee Response.
2. Committee's 1989 February Monthly Report.
3. Letter to Respondents.
4. Conciliation Agreement

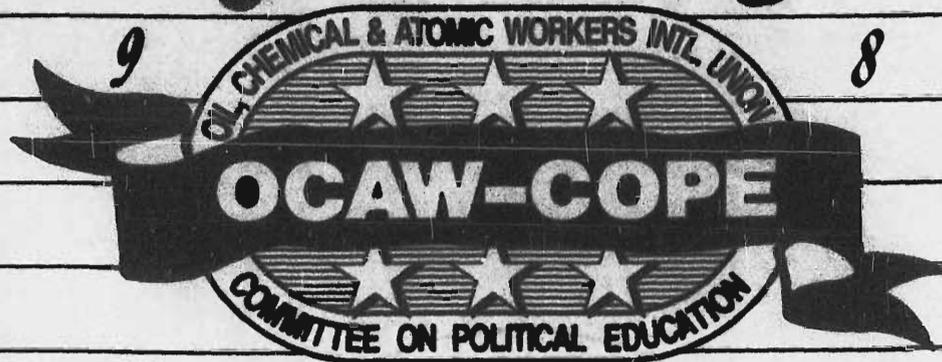
Staff Assigned: J. Albert Brown

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P.O. Box 2812 • Denver, CO 80201

May 10, 1989

89040752484

Federal Election Commission
Washington, DC 20463

Gentlemen:

Subject: Late Penalty

Enclosed is Check No. 024 in the amount of \$1,000.00 as OCAW's COPE payment of the late penalty assessed per the conciliation agreement transmitted with your letter dated May 3, 1989.

If you have any questions, please contact this office.

Sincerely,
Anthony Mazzocchi
Anthony Mazzocchi
Secretary-Treasurer

AM/rar
Enclosure
cc: file

89 MAY 24 AM 10:50

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 2821
Oil, Chemical and Atomic)
Workers International Union)
Committee on Political Education)
Fund and Anthony Mazzocchi,)
as treasurer)

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

Attached is a conciliation agreement which has been signed by Anthony Mazzocchi, the treasurer of Oil, Chemical and Atomic Workers International Union Committee on Political Education Fund ("the Committee/the Respondents").

The attached agreement contains no changes from the agreement approved by the Commission on April 28, 1989. A check of \$1,000 has been received from the Respondents in payment for the civil penalty.

II. RECOMMENDATIONS

1. Accept the attached conciliation agreement with Oil, Chemical and Atomic Workers International Union Committee on Political Education Fund and Anthony Mazzocchi, as treasurer.
2. Close the file.
3. Approve the attached letter.

Lawrence M. Noble
General Counsel

5/23/89
Date

BY: 
Lois G. Lerner
Associate General Counsel

Attachments

1. Conciliation Agreement
2. Photocopy of letter from Respondents and civil penalty check
3. Letter to Respondent

Staff Assigned: J. Albert Brown

89040752485

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	
Oil, Chemical and Atomic)	MUR 2821
Workers International Union)	
Committee on Political Education)	
Fund and Anthony Mazzocchi,)	
as treasurer)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on May 26, 1989, the Commission decided by a vote of 5-0 to take the following actions in MUR 2821:

1. Accept the conciliation agreement with Oil Chemical and Atomic Workers International Union Committee on Political Education Fund and Anthony Mazzocchi, as treasurer, as recommended in the General Counsel's report signed May 23, 1989.
2. Close the file.
3. Approve the letter, as recommended in the General Counsel's report signed May 23, 1989.

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

Attest:

May 26, 1989
Date

Helga Arnold
for Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary:	Wed.,	5-24-89,	10:50
Circulated on 48 hour tally basis:	Wed.,	5-24-89,	4:00
Deadline for vote:	Fri.,	5-26-89,	4:00

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plm



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 2, 1989

Mr. Anthony Mazzocchi, Treasurer
Oil, Chemical and Atomic Workers
International Union Committee on
Political Education Fund
P.O. Box 2812
Denver, Colorado 80201

RE: MUR 2821
Oil, Chemical and Atomic Workers
International Union Committee on
Political Education Fund and
Anthony Mazzocchi, as treasurer

Dear Mr. Mazzocchi:

On May 26, 1989, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on behalf of Oil, Chemical and Atomic Workers International Union Committee on Political Education Fund and you, as treasurer, in settlement of a violation of 2 U.S.C. § 434(a)(4)(B), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter. 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.

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Anthony Mazzocchi, Treasurer
Page 2

Enclosed you will find a copy of the fully executed conciliation agreement for your files. If you have any question, please contact Jim Brown, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel


BY: Lois G. Lerner
Associate General Counsel

Enclosure
Conciliation Agreement

89040752488

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Oil, Chemical & Atomic Workers
International Union Committee on
Political Action Fund and
Anthony Mazzocchi, as treasurer

)
) MUR 2821
)
)
)
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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 reason to believe that the Oil, Chemical & Atomic Workers International Union Committee on Political Education and Anthony Mazzocchi, as treasurer, ("Respondents") violated 2 U.S.C. § 434(a)(4)(B).

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

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

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

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

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

1. The Oil, Chemical & Atomic Workers International Union Committee on Political Education Fund is a political committee within the meaning of 2 U.S.C. § 431(4).

2. Anthony Mazzocchi is the treasurer of the Oil, Chemical & Atomic Workers International Union Committee on Political Education Fund.

3. Section 434(a)(4)(B) provides that all political committees, other than authorized committees of a candidate, shall file monthly reports no later than the 20th day after the last day of each month delineating all receipts and disbursements made during the preceding month and complete as of the last day of that month.

4. Section 434(a)(4)(B) also provides that all political committees, other than authorized committees of candidates, shall file a report delineating the committee's receipts and disbursements in a pre-election report filed no later than the 12th day before (or posted by registered or certified mail no later than the 15th day before) any general election.

5. Respondents were required to file the 1988 October Monthly Report of Receipts and Disbursements no later than October 20, 1988. Respondents filed the 1988 October Monthly Report on November 23, 1988, thirty-three (33) days late, disclosing \$14,375.75 in receipts and \$8,224.00 in disbursements.

6. Respondents were required to file the 1988 12 Day

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Pre-General Report of Receipts and Disbursements no later than October 27, 1988. Respondents filed the 1988 12 Day Pre-General Report on November 23, 1988, twenty-seven (27) days late, disclosing \$2,754.95 in receipts and \$26,917.86 in disbursements.

V. Respondents failed to file the 1988 October Monthly Report and 1988 12 Day Pre-General Report in a timely fashion in violation of 2 U.S.C. § 434(a)(4)(B).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of one thousand dollars (\$1,000), pursuant to 2 U.S.C. § 437g(a)(5)(A).

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

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

IX. Respondents shall have no more than 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.

89040752491

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

FOR THE COMMISSION:

Lawrence M. Noble
General Counsel

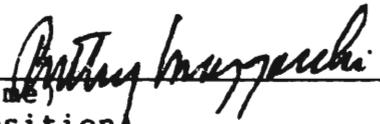
BY:



Lois G. Lerner
Associate General Counsel

4/11/89
Date

FOR THE RESPONDENTS:


(Name)
(Position)

Anthony Mazocchi
OCAW Secretary-Treasurer

May 11, 1989
Date

89040752492



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 2821

DATE FILMED 6/15/89 CAMERA NO. 9

CAMERAMAN AS

89040752493