



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 2838

DATE FILMED 9-12-89 CAMERA NO. 4

CAMERAMAN AS

3 3 0 4 0 7 6 5 3 5 0

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 4 January 1989

ANALYST: Robin Kelly

I. COMMITTEE: Committee to Elect Claude W. Roxborough
to Congress (C00222059)
Mary Jackson, Treasurer
4101 Holly Tree Road
Temple Hills, MD 20748

II. RELEVANT STATUTE: 2 U.S.C. §434(a)(2)(A)(iii)
11 CFR 104.5(a)(1)(iii)

III. BACKGROUND:

Failure to File a Required Report of Receipts and Disbursements

The Committee to Elect Claude W. Roxborough to Congress ("the Committee") has failed to file the 1988 April Quarterly Report of Receipts and Disbursements. Prior Notice was sent March 22, 1988, informing the Committee that the report was due on April 15, 1988 (Attachment 2). A Non-Filer Notice was sent to the Committee on May 5, 1988, for failure to file the report (Attachment 3). The Non-Filer Notice informed the Committee that failure to file this report might result in audit or legal enforcement action.

On December 9, 1988, a Reports Analysis Division analyst called the candidate to inquire about the 1988 April Quarterly Report. The candidate said he would check with the treasurer, Mary Jackson, and make sure the report was filed. The analyst advised Mr. Roxborough that failure to file the report was a serious matter subject to enforcement action (Attachment 4).

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None.

8704076357

FEDERAL ELECTION COMMISSION
 1987-1988
 CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

DATE 28DEC88

PAGE 1

CANDIDATE/COMMITTEE/DOCUMENT	RECEIPTS		DISBURSEMENTS		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION TYPE OF FILER
	OFFICE SOUGHT/ PARTY	PRIMARY GENERAL	PRIMARY GENERAL				
ROXBOROUGH, CLAUDE WILLIAM II	HOUSE 04	REPUBLICAN PARTY			MARYLAND	1988 ELECTION	ID# HBMD04072
1. STATEMENT OF CANDIDATE							
1988 STATEMENT OF CANDIDATE						29JAN88	1 88HSE/341/2578
2. PRINCIPAL CAMPAIGN COMMITTEE							
COMMITTEE TO ELECT CLAUDE W ROXBOROUGH TO CONGRESS						ID #C00222059	HOUSE
1987 YEAR-END		5,540		5,495		12AUG87 -31JAN88	7 88HSE/341/2580
1988 STATEMENT OF ORGANIZATION						29JAN88	1 88HSE/341/2579
MISCELLANEOUS NOTICE FROM FEC						10JUN88	1 88FED/529/0018
NOTICE OF FAILURE TO FILE						1JAN88 -17FEB88	1 88FED/512/0760
PRE-PRIMARY		5,350		5,100		31DEC87 -25FEB88	4 88HSE/345/2435
REQUEST FOR ADDITIONAL INFORMATION						31DEC87 -25FEB88	1 88FED/516/0506
REQUEST FOR ADDITIONAL INFORMATION 2ND						31DEC87 -25FEB88	2 88FED/523/5288
NOTICE OF FAILURE TO FILE						1JAN88 -31MAR88	1 88FED/524/2215
NOTICE OF FAILURE TO FILE						1APR88 -30JUN88	1 88FED/541/0502
NOTICE OF FAILURE TO FILE						10JUL88 -30SEP88	1 88FED/564/5534
TOTAL		10,890	0	10,595	0		20 TOTAL PAGES
3. AUTHORIZED COMMITTEES							
4. JOINT FUNDRAISING COMMITTEES AUTHORIZED BY THE CAMPAIGN							

89040763358

-All above reports have been reviewed.

-Ending cash-on-hand as of 2/25/88: \$294.00

-Outstanding debts and obligations as of 2/25/88: \$0

QUARTERLY REPORT NOTICE

FEDERAL ELECTION COMMISSION

CONGRESSIONAL CANDIDATES

March 22, 1988

REPORT	REPORTING PERIOD	REG./CERT. MAILING DATE*	FILING DATE
APRIL QUARTERLY	01/01/88**-03/31/88	04/15/88	04/15/88

WHO MUST FILE

PRINCIPAL CAMPAIGN COMMITTEES OF CONGRESSIONAL "CANDIDATES" who seek election in 1988 must file an October Quarterly Report. These committees must continue to file quarterly throughout 1988, regardless of the primary outcome, unless they file a valid termination report.

WHO NEED NOT FILE

Principal campaign committees of candidates not active in the 1988 elections (i.e., committees active in past or future elections) do not file the quarterly report. Instead they report semiannually.

WHAT MUST BE REPORTED

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

REPORTING FORMS

Candidate committees use FORM 3 (enclosed). If the campaign has more than one authorized committee, the principal campaign committee must also file a consolidated report on FORM 3Z.

WHERE TO FILE

Consult the instructions on the back of the FORM 3 Summary Page. Note state filing requirements also.

LAST-MINUTE CONTRIBUTIONS

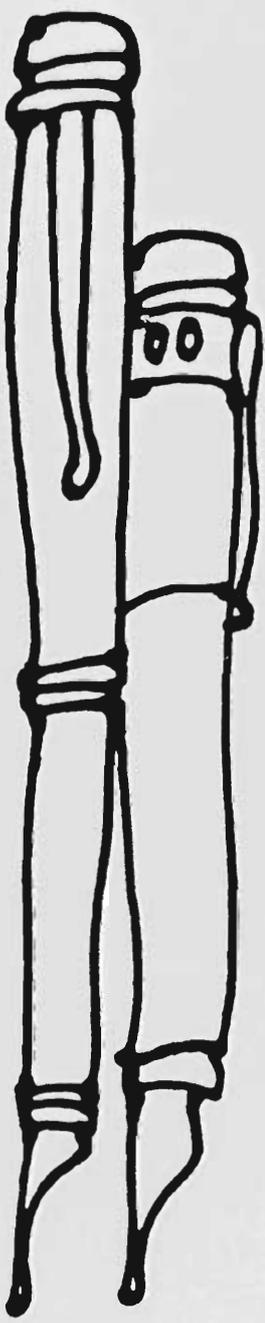
Committees which receive a contribution of \$1,000 or more, after the 20th day, but more than 48 hours before an election, must report it within 48 hours of its receipt.

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

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

(over)

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LABEL

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

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.

8704076360



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

EO-7

May 5, 1988

Mary Jackson, Treasurer
 Committee to Elect Claude W.
 Roxborough to Congress
 4101 Holly Tree Road
 Temple Hills, MD 20748

Identification Number: C00222059

Reference: April Quarterly Report (2/26/88-3/31/88)

Dear Ms. Jackson:

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced Report of Receipts and Disbursements as required by the Federal Election Campaign Act. You were previously notified of the due date for this report.

It is important that you file this report immediately with the Clerk of the House, Office of Records and Registration, 1036 Longworth House Office Building, Washington, DC 20515, or the Secretary of the Senate, 232 Hart Senate Office Building, Washington, DC 20510, as appropriate. A copy of the report should also be filed with the Secretary of State or equivalent state officer of your state.

The failure to file this report may result in an audit or legal enforcement action.

If you have any questions regarding this matter, please contact Robin Kelly 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

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 2303521215

MEMORANDUM FOR FILES: TELECON

SUBJECT: Failure to file the 1988 April Quarterly Report

FROM: Robin Kelly, RAD Analyst

TO: Claude Roxborough, Candidate (301) 423-7037

NAME OF COMMITTEE: Committee to Elect Claude W. Roxborough to Congress

DATE: December 9, 1988

I called the candidate, Mr. Roxborough to inform him that the 1988 April Quarterly Report had not been filed. I told him that failure to file reports was a serious matter and if this report was not filed, the committee would be referred to our Office of General Counsel. He said he would get in touch with the Treasurer, Mary Jackson, and make sure the report is filed.

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such committees shall file the April Quarterly Report no later than the 15th day after the last day of the first calendar quarter. 2 U.S.C. § 434(a)(2)(A)(iii). Thus, the Committee's 1988 April Quarterly Report was due on April 15, 1988. The Committee to Elect Claude W. Roxborough to Congress did not file the April Quarterly Report. On May 5, 1988, a notice was sent to the Committee informing them that failure to file this report might result in enforcement action.

Accordingly, the Office of the General Counsel recommends that the Commission open a Matter Under Review and find reason to believe the Committee to Elect Claude W. Roxborough to Congress and Mary Jackson, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(iii).

III. DISCUSSION OF CONCILIATION PROVISIONS AND CIVIL PENALTY

This Office also recommends that the Commission offer to enter into conciliation with the respondents prior to a finding of probable cause to believe. Accordingly, attached for the Commission's approval is a proposed conciliation agreement.

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IV. RECOMMENDATIONS

1. Open a MUR.
2. Find reason to believe that the Committee to Elect Claude W. Roxborough to Congress and Mary Jackson, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(iii), and enter into conciliation prior to finding probable cause to believe.
3. Approve the attached letter, Factual and Legal Analysis, and proposed conciliation agreement.

Lawrence M. Noble
General Counsel

2/22/89
Date

BY: 
Lois G. Lerner
Associate General Counsel

Attachments

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

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Committee to Elect Claude W.)
Roxborough to Congress and)
Mary Jackson, as treasurer)

RAD REFERRAL #89NF-01

(MUR
2838)

CERTIFICATION

I, Hilda Arnold, recording secretary for the Federal Election Commission executive session of March 16, 1989, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in RAD REFERRAL #89NF-01:

1. Open a MUR as recommended in the General Counsel's Report dated February 22, 1989.
2. Find reason to believe that the Committee to Elect Claude W. Roxborough to Congress and Mary Jackson, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(iii), and enter into conciliation prior to finding probable cause to believe.
3. Approve the letter, Factual and Legal Analysis, and proposed conciliation agreement

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

Attest:

March 17, 1989
Date

Hilda Arnold
Hilda Arnold
Administrative Assistant

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RECEIVED
FEDERAL ELECTION COMMISSION
MAR 23 1989 PM 3:29
FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

March 24, 1989

Mary Jackson, Treasurer
Committee to Elect Claude W. Roxborough to Congress
4101 Holly Tree Road
Temple Hills, MD 20748

RE: MUR 2838
Committee to Elect
Claude W. Roxborough
to Congress and
Mary Jackson, as
treasurer

Dear Ms. Jackson:

On March 16, 1989, the Federal Election Commission found that there is reason to believe the Committee to Elect Claude W. Roxborough to Congress ("Committee") and you, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(iii), 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.

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.

Mary Jackson, Treasurer

Page 2

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.

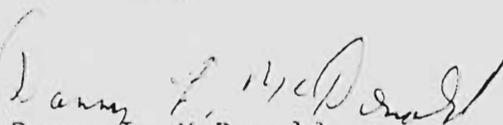
Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 2 days.

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address, an 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 Jeffrey Long, the staff member assigned to this matter, at (202) 376-5690.

Sincerely,


Danny L. McDonald
Chairman

Enclosures

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

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 11, 1989

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mary Jackson, Treasurer
Committee to Elect Claude W. Roxborough to Congress
4101 Holly Tree Road
Temple Hills, Maryland 20748

RE: MUR 2838
Committee to Elect
Claude W. Roxborough
to Congress and Mary
Jackson, as treasurer

Dear Ms. Jackson:

On March 24, 1989, you were notified that the Federal Election Commission determined to enter into negotiations directed toward reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe. On that same date you were sent a conciliation agreement offered by the Commission in settlement of this matter.

Please note that conciliation negotiations entered into prior to a finding of probable cause to believe are limited to a maximum of 30 days. To date, you have not responded to the proposed agreement. The 30 day period for negotiations will soon expire. Unless we receive a response from you within five days, this office will consider these negotiations terminated and will proceed to the next stage of the enforcement process.

Should you have any questions, please contact Jeffrey Long, the staff member assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

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

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 5, 1989

Mary Jackson, Treasurer
Committee to Elect Claude W.
Roxborough to Congress
4101 Holly Tree Road
Temple Hills, MD 20748

RE: MUR 2838

Dear Ms. Jackson:

On April 26, 1989, you requested that the Federal Election Commission permit Committee to Elect Claude W. Roxborough to Congress ("Committee") to terminate pursuant to 2 U.S.C. § 433(d) and Section 102.3 of the Commission's Regulations. Because of the ongoing enforcement matter involving your Committee, this request has been denied. Therefore, you are reminded that the Committee must continue to file all the required reports with the Commission until such time as the enforcement matter has been closed as to the Committee.

If you have any questions, please contact Jeffrey Long, the staff member assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

A handwritten signature in cursive script, appearing to read "L92", written over a horizontal line.

BY: Lois G. Lerner
Associate General Counsel

3309076371

89 AUG 14 PM 2:16

BEFORE THE FEDERAL ELECTION COMMISSION

SENSITIVE

In the Matter of

Committee to Elect Claude W.
Roxborough to Congress and
Mary Jackson, as treasurer

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)
)

MUR 2838

GENERAL COUNSEL'S REPORT

I. BACKGROUND

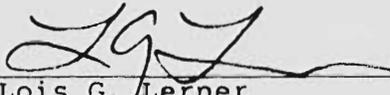
Attached is a conciliation agreement which has been signed by the candidate, Claude W. Roxborough. The attached agreement contains no changes from the agreement approved by the Commission on July 24, 1989. A check for the civil penalty was received on June 16, 1989.

II. RECOMMENDATIONS

1. Accept the attached conciliation agreement with the Committee to Elect Claude W. Roxborough to Congress and Mary Jackson, as treasurer.
2. Close the file.
3. Approve the attached letter.

Lawrence M. Noble
General Counsel

8-11-89
Date

BY: 
Lois G. Lerner
Associate General Counsel

Attachments

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

Staff Assigned: Jeffrey Long

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Committee to Elect Claude W.)
Roxborough to Congress and) MUR 2838
Mary Jackson, as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on August 17, 1989, the Commission decided by a vote of 6-0 to take the following actions in MUR 2838:

1. Accept the conciliation agreement with the Committee to Elect Claude W. Roxborough to Congress and Mary Jackson, as treasurer, as recommended in the General Counsel's Report to the Commission dated August 11, 1989.
2. Close the file.
3. Approve the letter, as recommended in the General Counsel's Report to the Commission dated August 11, 1989.

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

Attest:

8-18-89

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in the Secretariat: Monday, August 14, 1989 at 2:15 p.m.
Circulated to the Commission: Tuesday, August 15, 1989 at 4:00 p.m.
Deadline for vote: Thursday, August 17, 1989 at 4:00 p.m.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 24, 1989

Mary Jackson, Treasurer
Committee to Elect Claude W.
Roxborough to Congress
4101 Holly Tree Road
Temple Hills, Maryland 20748

CLOSED

RE: MUR 2838
Committee to Elect Claude W.
Roxborough to Congress and
Mary Jackson, as treasurer

Dear Ms. Jackson:

On August 17, 1989, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on your behalf in settlement of a violation of 2 U.S.C. § 434(a)(2)(A)(iii), 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.

Enclosed you will find a copy of the fully executed conciliation agreement for your files. If you have any questions, please contact Jeffrey Long, the staff member assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

Enclosure
Conciliation Agreement

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Committee to Elect Claude W.) MUR 2838
Roxborough to Congress and)
Mary Jackson, 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 reason to believe that the Committee to Elect Claude W. Roxborough to Congress and Mary Jackson, as treasurer, ("Respondents") violated 2 U.S.C. § 434(a)(2)(A)(iii).

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

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

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

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

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

1. Committee to Elect Claude W. Roxborough to Congress is a political committee within the meaning of 2 U.S.C.

§ 431(4).

80040766375

2. Mary Jackson is the treasurer of Committee to Elect Claude W. Roxborough to Congress.

3. Respondents were required by 2 U.S.C. § 434(a)(2)(A)(iii) to file their 1988 April Quarterly Report by April 15, 1988.

4. Respondents filed the 1988 April Quarterly Report on April 20, 1989, which was 371 days late and disclosed \$3,500 in receipts and \$3,800 in disbursements.

V. Respondents failed to file timely the April Quarterly Report in violation of 2 U.S.C. § 434(a)(2)(A)(iii).

VI. 1. Respondents will pay a civil penalty to the Federal Election Commission in the amount of two hundred fifty dollars (\$250.00), 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 have 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.

9904076370

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

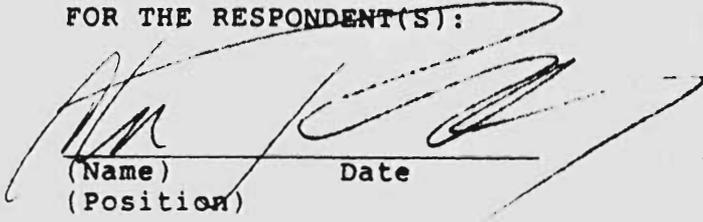
BY:


Lois G. Lerner
Associate General Counsel

Date

8/25/88

FOR THE RESPONDENT(S):


(Name)
(Position)

Date

39040760371

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1063

CLAUDE W. ROXBOROUGH
3005 GEORGIA AVE., N.W.
WASHINGTON, D.C. 20001

MAY 22 19 87 15-150
540

PAY TO THE ORDER OF Federal Election Commission \$ 250.00
Two hundred & fifty dollars no/100 DOLLARS

 UNITED NATIONAL BANK
WASHINGTON D C 20019

MEMO

⑆05400⑆1505⑆ 302036359⑆ 1063

[Signature]

D603095

MEMORANDUM

TO: DEBRA A. TRIMIEW

TO: CHERYL T WILLIAMS

FROM: CHERYL T WILLIAMS

FROM: DEBRA A. TRIMIEW

CHECK NO. 1063 { A COPY OF WHICH IS ATTACHED } RELATING TO

MUR 2838 AND NAME Committee to elect Claude Roxborough

^(Long)
WAS RECEIVED ON 6/16/89. PLEASE INDICATE THE ACCOUNT INTO WHICH IT SHOULD BE DEPOSITED:

- / / BUDGET CLEARING ACCOUNT { 95F3875.16 }
- / / CIVIL PENALTIES ACCOUNT { 95-1099.160 }
- / / OTHER _____

SIGNATURE Debra A. Trimiew

DATE 6/19/89

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE
89 JUN 16 PM 1:57



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 2038
DATE FILMED 9-12-89 CAMERA NO. 4
CAMERAMAN AS

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