



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 2856

DATE FILMED 7/14/89 CAMERA NO. 2

CAMERAMAN AS

89040754231



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 17, 1989

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

FROM: JOHN D. GIBSON
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

SUBJECT: REFERRAL OF UNAUTHORIZED COMMITTEES THAT FAILED
TO TIMELY FILE THE 1988 30 DAY POST-GENERAL REPORT

This is a referral of four (4) unauthorized committees that failed to file the 1988 30 Day Post-General Report within thirty (30) days of the date of the Non-Filer Notice.

For your information, prior notice of the due date of the report was sent to each committee on October 3, 1988 (Attachment 5) and Non-Filer Notices were sent on January 6, 1989 (Attachment 6).

If you have any questions, please contact Lisa Stolaruk at 376-2480.

Attachment

89040754232

95-11-100-103

C00168468

American Space Frontier Committee

89NF-47

89040754233

8 9 0 4 0 7 5 4 2 3 4

page 1

COMMITTEE ID, NAME AND ADDRESS

CONTACTS
WITH FILER ATCH

REPORTS FILED/
RESPONSES

.....
CO016846

AMERICAN SPACE FRONTIER COMMITTEE

TREASURER'S NAME: Ann Morris (3/6/80 to present)*

2800 SHIRLINGTON RD SUITE 405

ARLINGTON VA 22206

*Rick Sellers (10/4/88 - 3/5/89)

*Walter G. Lukens III (6/13/86 - 10/3/88)
.....

Telecon
1/31/89

1b

30 Day Post-
General Report
Filed 3/15/89 1c

American Space Frontier Committee
(Attachments 1a - 1c)

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COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
						TYPE OF FILER
AMERICAN SPACE FRONTIER COMMITTEE						ID #C00168468 NON-PARTY QUALIFIED
CONNECTED ORGANIZATION: NONE						
1987	MISCELLANEOUS REPORT TO FEC			30JAN87	1	87FEC/459/1441
	MISCELLANEOUS REPORT FROM FEC			27FEB87	1	87FEC/461/4884
	MID-YEAR REPORT	139,674	128,302	1JAN87 -30JUN87	18	87FEC/479/5057
	MID-YEAR REPORT - AMENDMENT	139,674	128,302	1JAN87 -30JUN87	3	87FEC/493/0637
	REQUEST FOR ADDITIONAL INFORMATION			1JAN87 -30JUN87	1	87FEC/492/3461
	YEAR-END	111,546	131,563	1JUL87 -31DEC87	24	88FEC/504/1636
	YEAR-END - AMENDMENT	-	-	1JUL87 -31DEC87	4	88FEC/532/0913
	REQUEST FOR ADDITIONAL INFORMATION			1JUL87 -31DEC87	2	88FEC/525/3846
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JUL87 -31DEC87	6	88FEC/528/5225
1988	STATEMENT OF ORGANIZATION - AMENDMENT			4OCT88	2	88FEC/549/3440
	APRIL QUARTERLY	118,694	115,357	1JAN88 -31MAR88	18	88FEC/518/0881
	APRIL QUARTERLY - AMENDMENT	-	-	1JAN88 - 1MAR88	1	88FEC/532/2060
	REQUEST FOR ADDITIONAL INFORMATION			1JAN88 -31MAR88	3	88FEC/525/3849
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JAN88 -31MAR88	6	88FEC/528/5219
	JULY QUARTERLY	69,189	51,801	1APR88 -30JUN88	17	88FEC/537/0518
	JULY QUARTERLY - AMENDMENT	69,189	51,801	1APR88 -30JUN88	3	88FEC/541/0690
	JULY QUARTERLY - AMENDMENT	69,189	51,801	1APR88 -30JUN88	4	88FEC/563/0940
	REQUEST FOR ADDITIONAL INFORMATION			1APR88 -30JUN88	1	88FEC/542/0662
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1APR88 -30JUN88	1	88FEC/545/2522
	OCTOBER QUARTERLY	50,959	71,475	1JUL88 -30SEP88	18	88FEC/563/1967
	REQUEST FOR ADDITIONAL INFORMATION			1JUL88 -30SEP88	1	88FEC/565/2196
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JUL88 -30SEP88	2	88FEC/569/4580
	POST-GENERAL	21,194	25,123	1OCT88 -28NOV88	17	89FEC/588/2673
	NOTICE OF FAILURE TO FILE			28NOV88	1	89FEC/576/2263
	YEAR-END	10,472	7,254	29NOV88 -31DEC88	13	89FEC/588/2662
	NOTICE OF FAILURE TO FILE			29NOV88 -31DEC88	1	89FEC/586/1451
	TOTAL	521,728	0 530,875		0	169 TOTAL PAGES

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All reports except the 1988 30 Day Post-General and Year End Reports have been reviewed.

Ending cash-on-hand as of 12/31/88: \$3,255.65.

Outstanding debts owed by the committee as of 12/31/88: \$98,553.33

TELECON

ATTACHMENT 1b

ANALYST: Jireson

CONVERSATION WITH:

COMMITTEE: American Space Frontier Committee (C00168468)

DATE: 1/31/89

SUBJECT(S): Non Filing of Reports

When I called the number used to contact the Committee in the past it was disconnected. Directory assistance had no listing.

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ATTACHMENT 1c
(page 1 of 2)

RECEIVED
FEDERAL ELECTION COMMISSION
ANALYSIS DIVISION

American Space Frontier Committee

2800 Starlington Street
Suite 405
Arlington, Virginia 22204

MAR 15 4 42

Chairman:
General Daniel O. Graham (Ret. USA)

Executive Director:
Richard D. Sellers

March 6, 1989

Mr. John D. Gibson
Assistant Staff Director
Reports Analysis Division
Federal Election Commission
999 F Street, NW
Washington, D. C. 20463

Dear Mr. Gibson:

A copy of your letter of February 24, 1989, was only recently forwarded to me. I have had a communications problem with the American Space Frontier Committee. For this reason and others, I have resigned as Treasurer and Executive Director from the PAC. Ms. Ann Morris is the new Treasurer as designated by the ASFC Board. You can reach her at the same address and phone number (703/671-4111).

Copies of the December 8, 1988, Thirty Day Report Following the General Election and the January 31, 1989 Year End Report are attached. The originals were forwarded earlier to the FEC; at least, I thought they had been.

A copy of this letter is being mailed, and the original is being hand delivered.

I hope this adequately addresses the concerns in your letter.

Sincerely,

Richard D. Sellers
Richard D. Sellers

Enclosures

CC: Ms. Ann Morris
Gen. Daniel O. Graham

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RECEIVED
FEDERAL ELECTION COMMISSION
REPORTS ANALYSIS DIVISION

89 MAR 15 AM 10:42

NAME OF COMMITTEE OR CANDIDATE
American Space Frontier Committee

ADDRESS (number and street) (Do not list P.O. Box unless it is the only address)
2800 Shirlington Rd., Suite 405A

CITY, STATE and ZIP CODE
Arlington, VA 22206

4. TYPE OF REPORT

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

- Month Report Due On
- February 20
 - March 20
 - April 20
 - May 20
 - June 20
 - July 20
 - August 20
 - September 20
 - October 20
 - November 20
 - December 20
 - January 31

- Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____
- Thirtieth day report following the General Election on _____ Nov. 88 in the State of VA

12) Is this Report an Amendment? YES NO

SUMMARY

	COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period <u>10/1/88</u> through <u>11/28/88</u>		
6 (a) Cash on Hand January 1, 19 <u>88</u>		\$ 3,758.55
(b) Cash on Hand at Beginning of Reporting Period	\$ 3,967.33	
(c) Total Receipts (from Line 18)	\$ 21,194.53	\$ 263,362.37
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	\$ 25,161.86	\$ 267,120.92
7 Total Disbursements (from Line 28)	\$ 25,123.67	\$ 267,082.73
8 Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	\$ 38.19	\$ 38.19
9 Debts and Obligations Owed TO the Committee (Remove all on Schedule C and/or Schedule D)	\$	
10 Debts and Obligations Owed BY the Committee (Remove all on Schedule C and/or Schedule D)	\$ 98,678.98	

For further information contact:
Federal Election Commission
988 E Street, NW
Washington, DC 20463
Toll 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
Richard D. Sellers

Signature of Treasurer
Richard D. Sellers

Date
12/8/88

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

880040754239

FEDERAL

RECEIVED

89 APR 28 AM 10:23

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

SENSITIVE

FIRST GENERAL COUNSEL'S REPORT

RAD Referral # 89NF-47

Staff Member Kenneth Kellner

SOURCE: INTERNALLY GENERATED

**RESPONDENTS: American Space Frontier Committee and Ann Morris,
as treasurer (89NF-47)**

RELEVANT STATUTE: 2 U.S.C. § 434(a)(4)(A)(iii)

INTERNAL REPORTS CHECKED: Disclosure Reports

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

The Reports Analysis Division ("RAD") referred the above four committees to the Office of the General Counsel on March 20, 1989. The basis for the attached referral is the committees' failure to file the 1988 30 Day Post-General Report in a timely fashion.

II. FACTUAL AND LEGAL ANALYSIS

The Federal Election Campaign Act of 1971, as amended (the "Act"), at Section 434(a)(4)(A)(iii) requires unauthorized committees to file a post-general election report no later than the 30th day after the general election delineating the

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committee's receipts and disbursements as of the 20th day after the general election. Thus, the due date for the 1988 30 Day Post-General Report was December 8, 1988.

The following committees did not file the 1988 30 Day Post-General Report by this date:

Name of Committee	Date Report Filed
American Space Frontier Committee	3/15/89

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III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY

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89040754243

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V. RECOMMENDATIONS

1. Open Matters Under Review with respect to the following committees and find reason to believe the following committees and their treasurers violated 2 U.S.C. § 434(a)(4)(A)(iii):
 - a. American Space Frontier Committee and Ann Morris, as treasurer;
 - b.
 - c.
 - d.

2. Enter into conciliation with the following committees and their treasurers prior to a finding of probable cause to believe:
 - a. American Space Frontier Committee and Ann Morris, as treasurer;
 - b.
 - c.
 - d.

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3. Approve the attached letters, factual and legal analyses, and proposed conciliation agreements to the respective committees listed in recommendation 2.

Lawrence M. Noble
General Counsel

April 27, 1989
Date

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

Attachments

1. Referral Materials
2. Proposed agreements (4)
3. Letters (4) and Factual and Legal Analyses (4)

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May 2, 1989

c.

d.

2. Enter into conciliation with the following committees and their treasurers prior to a finding of probable cause to believe:

a. American Space Frontier Committee and Ann Morris, as treasurer;

b.

c.

d.

3. Approve the letters, factual and legal analyses, and proposed conciliation agreements to the respective committees listed in action 2 above, as recommended in the General Counsel's report signed April 27, 1989.

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

Attest:

May 3, 1989

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary:	Fri., 4-28-89,	10:23
Circulated on 48 hour tally basis:	Fri., 4-28-89,	12:00
Deadline for vote:	Tues., 5-02-89,	4:00

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 8, 1989

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ann Morris, Treasurer
American Space Frontier Committee
2800 Shirlington Road
Suite 405
Arlington, VA 22206

RE: MUR 2856
American Space Frontier
Committee and Ann Morris,
as treasurer

Dear Ms. Morris:

On May 3, 1989, the Federal Election Commission found that there is reason to believe the American Space Frontier Committee ("Committee") and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(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.

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Ann Morris
Page 2

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.

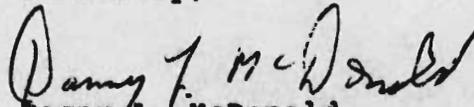
Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

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 Colleen Miller, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,


Danny L. McDonald
Chairman

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

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American Space Frontier Committee

2800 Shirlington Road
Suite 405
Arlington, Virginia 22206

06 C2770
/ Mrs 2856

Chairman:
General Daniel O. Graham (Ret., USA)

May 16, 1989

RECEIVED
FEDERAL ELECTION COMMISSION
89 MAY 17 PM 12:01

Mr. Danny L. McDonald
Chairman
Federal Election Commission
999 E Street,
Washington, D.C. 20463

Dear Sir:

I received your letter of May 8, 1989 that stated that there is reason to believe that the American Space Frontier Committee and Ann Morris as Treasurer violated 2 U.S.C. S 434 (a) (4) (A) (iii), on Wednesday May 10, 1989. Through this letter I would like to demonstrate that no action should be taken against Ann Morris, as Treasurer of the American Space Frontier Committee, and/or toward The Committee itself.

On October 24, 1988, Lt. Gen. Daniel O. Graham, Chairman of the American Space Frontier Committee, offered me the position of Administrator for A.S.F.C. I accepted the position and started working immediately. At this point in time, Mr. Richard D. Sellers was the Executive Director and Treasurer of A.S.F.C.

I learned shortly after I began that Mr. Sellers was going to leave A.S.F.C. The Chairman and the Treasurer, Mr. Sellers, agreed that Mr. Sellers should stay on as Treasurer in title only. General Graham believed that Sellers, as the Treasurer for the past reporting period, would be best capable to file the 1988 30 Day Post-General and the Year-End Federal Election Commission Reports. Mr. Sellers agreed and offered to stay on and submit the Reports as the Treasurer. Mr. Sellers stayed on to keep his title while he sought other employment.

Toward the beginning of December, Mr. Sellers put me to work on the 30 Day post-General FEC Report. I collected all the data needed to do the report and then proceeded to fill out schedules A, B and D. I gave the Schedules to Mr. Sellers so that he, as Treasurer, could do the Summary Page and the Detailed Summary Page and then file it with the FEC.

I requested a copy of the completed Report from Mr. Sellers so that I could begin work on the Year-End Report. Mr. Sellers told me many times that he would get a copy to me. Since we had no reason to presume otherwise we believed that the Report had in fact been filed.

I began working on the Year-End Report using my copies of

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the work I had done on the previous Report. I finished Schedules A, B & D on January 28, 1989. I called Mr. Sellers that day to tell him that they were finished. During that conversation Mr. Sellers asked me if I would like to become the Assistant Treasurer so that I could sign documents such as the Report. His reason being that he wasn't in the office very often and I could do more if I had signing power. I declined his offer and gave the Schedules to Mr. Sellers on the following day. I asked Mr. Sellers numerous times to give me copies of both completed Reports. Each time Mr. Sellers told me he would bring the copies to the Arlington office the next time he came by.

Our first written document of proof on this matter is a letter from General Graham to Richard Sellers dated February 23, 1989. The letter reads "I further request that you provide me with a copy of the FEC Report for A.S.F.C. for the last quarter of 1988 which you volunteered to prepare...".

Our second document of written proof is a letter to Mr. Sellers from General Graham dated February 28, 1989. This letter states "I personally pressed you on this matter and received assurances that necessary FEC Reports had been forwarded or would be forwarded on the schedule required by FEC Regulations." This letter had been written as a reply to a letter received by General Graham from Mr. Sellers earlier that day, with his request that A.S.F.C. accept his resignation as Executive Director and Treasurer.

Our only written response from Mr. Sellers to our requests for copies of the Reports was on March 16, 1989. At that time we received the above stated Reports and a copy of the letter that he sent to Mr. John D. Gibson, dated March 6, 1989, but received by the FEC on March 15, 1989.

I hope this letter proves to you that no action should be taken against me and/or The Committee itself. By looking at your records you can see that I have responded quickly to each of your action requests since February 28, 1989 when I became Treasurer.

I, Ann Morris, as Treasurer of the American Space Frontier Committee did not violate 2 U.S.C. S 434 (a) (4) (iii). I inherited the problem. In my opinion the fault lies upon Mr. Richard D. Sellers for not filing the Reports on time. Mr. Richard D. Sellers has deceived all those involved in the American Space Frontier Committee by stating that the Reports were completed and on file at the Federal Election Commission office, when in fact they were not.

Sincerely,



Ann Elder Morris
Treasurer

89040754252

American Space Frontier Committee

2800 Shirlington Road
Suite 405
Arlington, Virginia 22206

Chairman:
General Daniel O. Graham (Ret., USA)

Executive Director:
Richard D. Sellers

February 23, 1989

Mr. Richard D. Sellers
413 First Street, S.E.
Washington, D.C. 20003

Dear Mr. Sellers:

To my surprise, I was informed two weeks ago that you had written checks on ASFC accounts to pay expenses in excess of \$3,000.

This is to request that you produce the invoices from vendors to justify those expenditures.

I further request that you provide me with a copy of the FEC Report for ASFC for the last quarter of 1988 which you volunteered to prepare and return to this office those ASFC records you have stored elsewhere. This is to include the reply cards for ASFC donations.

I send this registered letter to establish a record of my view of necessary action by you to clarify this matter.

The Board of Directors of ASFC will accept your resignation as Executive Director and Treasurer as soon as these matters are cleared up.

Sincerely yours,



Daniel O. Graham
Lt. Gen., USA (Ret.)

89040754253

American Space Frontier Committee

2800 Shirlington Road
Suite 405
Arlington, Virginia 22206

Chairman:
General Daniel O. Graham (Ret., USA)

February 28, 1989

Richard Sellers
The Sellers Company
413 First Street, S.E.
Washington, DC 20003

Dear Mr. Sellers:

I am in receipt of your letter of 28 February. Your resignation was accepted at the Board of Directors meeting 28 February. The Board also decided that the Chairman should inform you that available documentation, including your letter of 28 February, does not explain let alone justify your expenditure of ASFC funds. Rather, the checks to yourself personally and to your creditors for the operation of Sellers Company offices in Washington seem to have little or no connection with ASFC.

You have been familiar with ASFC budgeting procedures since May 1988 and are well aware that expenditures are only authorized within that budget. At no time were the expenditures you have made in January 1989 indicated as authorized in that budget, nor did you at any time exercise your option to request such authorization.

The Board further resolved that you be informed that the Federal Elections Commission has lodged a written complaint to ASFC because two FEC Reports, one of which had been prepared by Miss Ann Morris and taken by you to prepare summary sheets on January 29, 1989 have not been filed and are overdue. I personally pressed you on this matter and received assurances that necessary FEC reports had been forwarded or would be forwarded on the schedule required by FEC Regulations.

As Chairman ASFC I consider you personally responsible to either produce valid vouchers for unauthorized expenditures or to reimburse ASFC, to assist Miss Morris in meeting the FEC reporting requirements for the period of your responsibility as Executive Director, and to return to this office all materials you now hold which are ASFC property.

If you have not satisfied these requests by close of business 6 March, I shall consider more formal measures to obtain redress.

Sincerely yours,


Daniel O. Graham
Lt. Gen., USA (Ret.)

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II. RECOMMENDATIONS

- 1. Accept the attached conciliation agreement with American Space Frontier Committee and Ann Morris, as treasurer.
- 2. Close the file.
- 3. Approve the attached letter.

Lawrence M. Noble
General Counsel

6/8/89
Date

BY: 
Lois G. Lerner
Associate General Counsel

Attachments

- 1. Signed Conciliation Agreement
- 2. Response
- 3. Photocopy of first civil penalty check
- 4. Photocopy of second civil penalty check, and cover letter
- 5. Letter to Respondent

Staff Assigned: C. Miller

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
American Space Frontier) MUR 2856
Committee, and)
Ann Morris, as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on June 16, 1989, the Commission decided by a vote of 6-0 to take the following actions in MUR 2856:

1. Accept the conciliation agreement with American Space Frontier Committee and Ann Morris, as treasurer, as recommended in the General Counsel's report signed June 8, 1989.
2. Close the file.
3. Approve the letter, as recommended in the General Counsel's report signed June 8, 1989.

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

Attest:

June 16, 1989

Date

Hilda Arnold
for

Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary: Thurs., 6-8-89, 3:08
Circulated on 48 hour tally basis: Fri., 6-9-89, 12:00
Deadline for vote: Fri., 6-16-89, 4:00

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CGC 2859

BEFORE THE FEDERAL ELECTION COMMISSION

89 MAY 25 AM 10:07

In the Matter of)
American Space Frontier Committee) MUR 2856
and Ann Morris, 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 American Space Frontier Committee and Ann Morris, as treasurer, ("Respondents") violated 2 U.S.C. § 434(a)(4)(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. The American Space Frontier Committee is a political committee within the meaning of 2 U.S.C. § 431(4).
2. Ann Morris is the current treasurer of the American Space Frontier Committee; Richard Sellers was the

treasurer at the time of the violation.

3. 2 U.S.C. § 434(a)(4)(A)(iii) requires unauthorized committees to file a post-general election report no later than the 30th day after the general election delineating the committee's receipts and expenditures as of the 20th day after the general election.

4. Respondents were required to file the 1988 30 Day Post-General Report on December 8, 1988. Respondents filed the 1988 30 Day Post-General Report on March 15, 1989, 97 days late, disclosing \$21,194 in receipts and \$25,123 in disbursements.

V. Respondents failed to file the 1988 30 Day Post-General Report in a timely manner, in violation of 2 U.S.C. § 434(a)(4)(A)(iii).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of eight hundred fifty dollars (\$850), pursuant to 2 U.S.C. § 437g(a)(5)(A), such penalty to be paid as follows:

- 1) One initial payment of \$425, due upon execution of this agreement;
- 2) Second and final payment of \$425 due no more than 30 days from the date this agreement becomes effective.

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 requirement 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 this written agreement shall be enforceable..

FOR THE COMMISSION:

Lawrence M. Noble
General Counsel

BY: Lois L. Lerner
Associate General Counsel

6-22-89
Date

FOR THE RESPONDENTS:

Ann Elder Morris
Ann Elder Morris
Treasurer

May 22, 1989
Date



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

June 23, 1989

Ann Morris, as treasurer
American Space
Frontier Committee
2800 Shirlington Road
Suite 405
Arlington, Virginia 22206

RE: MUR 2856
American Space Frontier
Committee, and
Ann Morris, as treasurer

Dear Ms. Morris:

On June 16, 1989, the Federal Election Commission accepted the signed conciliation agreement and full civil penalty payment submitted by you in settlement of a violation of 2 U.S.C. § 434(a)(4)(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 Colleen Miller, 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

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FEDERAL

BEFORE THE FEDERAL ELECTION COMMISSION

89 MAY 25 AM 10:07

In the Matter of)
 American Space Frontier Committee) MUR 2856
 and Ann Morris, 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 American Space Frontier Committee and Ann Morris, as treasurer, ("Respondents") violated 2 U.S.C. § 434(a)(4)(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. The American Space Frontier Committee is a political committee within the meaning of 2 U.S.C. § 431(4).

2. Ann Morris is the current treasurer of the American Space Frontier Committee; Richard Sellers was the

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treasurer at the time of the violation.

3. 2 U.S.C. § 434(a)(4)(A)(iii) requires unauthorized committees to file a post-general election report no later than the 30th day after the general election delineating the committee's receipts and expenditures as of the 20th day after the general election.

4. Respondents were required to file the 1988 30 Day Post-General Report on December 8, 1988. Respondents filed the 1988 30 Day Post-General Report on March 15, 1989, 97 days late, disclosing \$21,194 in receipts and \$25,123 in disbursements.

V. Respondents failed to file the 1988 30 Day Post-General Report in a timely manner, in violation of 2 U.S.C. § 434(a)(4)(A)(iii).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of eight hundred fifty dollars (\$850), pursuant to 2 U.S.C. § 437g(a)(5)(A), such penalty to be paid as follows:

- 1) One initial payment of \$425, due upon execution of this agreement;
- 2) Second and final payment of \$425 due no more than 30 days from the date this agreement becomes effective.

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

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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 requirement 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 this written agreement shall be enforceable.

FOR THE COMMISSION:

Lawrence M. Noble
General Counsel

** original copy signed*

BY:

Lois L. Lerner
Associate General Counsel

Date

FOR THE RESPONDENTS:

Ann Elder Morris

Ann Elder Morris
Treasurer

May 22, 1989

Date

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 2856

DATE FILMED 2/14/89 CAMERA NO. 2

CAMERAMAN AS

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