



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 2958

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FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

June 16, 1989

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

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

SUBJECT: UNAUTHORIZED QUARTERLY FILERS WHICH FAILED TO FILE
THE 1988 12 DAY PRE-GENERAL REPORT BY ELECTION DAY

JUN 19 11:11 AM '89

The attached list of unauthorized committees consists of thirty-seven (37) quarterly filers which failed to file a 1988 12 Day Pre-General Report by Election Day, November 8, 1988.

Unlike the mandatory reporting requirement placed upon monthly filers, 2 U.S.C. §434(a)(4)(A)(ii) requires quarterly filers to submit 12 Day Pre-General Reports only if the committees make contributions to or expenditures on behalf of federal candidates in the general election. All unauthorized committees were sent prior notification regarding the pre- and post-general filing requirements on October 3, 1988 (Attachment 38).

The Party/Non-Party Branch conducted a thorough examination to identify quarterly filers disclosing contributions or expenditures between October 1 and October 19, 1988. The research revealed committees that submitted:

- a) 12 Day Pre-General Reports in an untimely manner;
- b) 30 Day Post-General Reports indicating that 12 Day Pre-General Reports should have been filed; and
- c) Year End Reports indicating that 12 Day Pre-General Reports should have been filed.

If you have any questions regarding this matter, please contact Lisa J. Stolaruk at 376-2480.

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09040760897

List of Committees and Prior Commission Actions

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International Brotherhood of
Electrical Workers Local 98
Committee on Political Education

89NF-86

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33. PAGES 4 THROUGH 7 DO NOT PERTAIN TO THESE RESPONDENTS.

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.....
Attachments 18a-18j

C00162818

INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS LOCAL 98 COMMITTEE ON POLITICAL EDUCATION
TREASURER'S NAME: WILLIAM GARDNER
1719 SPRING GARDEN STREET
PHILADELPHIA PA 19130

Telecon
2/7/89

1988 Year End
Report & Lette
filed 1/31/89;
1988 12 Day Pr
General Report
& Letter filed
2/16/89.....

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COMMITTEE ID, NAME AND ADDRESS

CONTACTS
WITH FILER ATCH

REPORTS FILED/
RESPONSES

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PAGES 9 THROUGH 12 DO NOT PERTAIN TO THESE RESPONDENTS.

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**International Brotherhood of Electrical Workers Local 98
Committee on Political Education**

(Attachments 18a - 18j)

99040780903

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

DATE 19MAY88

PAGE 4

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	COVERAGE DATES	# OF PAGES	MICROFILM LOCATION TYPE OF FILER
INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS LOCAL 98 COMMITTEE ON POLITICAL EDUCATION ID #000162818 NON-PARTY QUALIFIED						
CONNECTED ORGANIZATION: ELECTRICAL WORKERS; INT'L BROTH'D OF						
	1987 MID-YEAR REPORT	28,654	11,671	1JAN87 -30JUN87	9	89FEC/481/4971
	YEAR-END	0	13,165	1JUL87 -31DEC87	5	88FEC/504/2897
	1988 APRIL QUARTERLY	50	1,500	1JAN88 -31MAR88	5	88FEC/528/1999
	NOTICE OF FAILURE TO FILE			1JAN88 -31MAR88	1	88FEC/524/4904
	JULY QUARTERLY	31,920	3,745	1APR88 -30JUN88	5	88FEC/540/2805
	OCTOBER QUARTERLY	0	13,200	1JUL88 -30SEP88	7	88FEC/555/0227
	1988-GENERAL	500	1,890	1OCT88 -19OCT88	5	89FEC/585/2285
	1 ST LETTER INFORMATIONAL NOTICE			1OCT88 -19OCT88	1	89FEC/589/5340
	POST-GENERAL	0	2,900	20OCT88 -28NOV88	6	89FEC/585/2279
	NOTICE OF FAILURE TO FILE			28NOV88	1	89FEC/576/2029
	1 ST LETTER INFORMATIONAL NOTICE			20OCT88 -28NOV88	1	89FEC/589/5340
	YEAR-END	510	9,065	1OCT88 -31DEC88	5	89FEC/581/1632
	YEAR-END - AMENDMENT	10	2,275	29NOV88 -31DEC88	5	89FEC/585/2290
	1 ST LETTER INFORMATIONAL NOTICE			29NOV88 -31DEC88	1	89FEC/589/5341
	TOTAL	61,134	50,346		57	TOTAL PAGES

0 9 0 4 0 7 8 0 9 0 4

All reports have been reviewed.
 Ending cash-on-hand as of 12/31/88: \$9,268
 Outstanding debts owed to or by the committee as of 12/31/88: \$0

Touche Ross & Co
Twenty-Fourth Floor
190 Market Street
Philadelphia, PA 19103 2884
Telephone: 215 561 2727

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C.



00 JAN 31 PM 1989
HAND DELIVERED

January 13, 1989

To the Officers and Members
Local Union #98 I.B.E.W.
Committee on Political Education
1719 Spring Garden Street
Philadelphia, PA 19130

The financial information with respect to receipts and disbursements included in the accompanying forms prescribed by the Federal Election Commission for the period from October 1, 1988 through December 31, 1988 has been compiled by us.

Our compilation was limited to presenting in the form prescribed by the above Commission, financial information that is the representation of the officers. We have not audited or reviewed the financial information and, accordingly, do not express an opinion or any other form of assurance on it.

This financial information is presented in accordance with the requirements of the above Commission, which differ from generally accepted accounting principles. Accordingly, this financial information is not designed for those who are not informed about such matters.

Certified Public Accountants

009040780900
009035811632

20 JAN 31 1989

Special Union # 90, I. O. O. F. Lodge # 1234
 2719 Spring Garden Street

Political Organization
 COOLIDGE

CITY, STATE and ZIP CODE

Philadelphia, PA 19122

This election called as a non-election
 election (DEFEND THIS REPORTING PERIOD)

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-election Year Only)
- Termination Report

Monthly Report Due On:

- February 28 June 30 October 31
- March 31 July 31 November 30
- April 30 August 31 December 31
- May 31 September 30 January 31

- Twelve day report preceding _____
 (Type of Election)
 election on _____ in the State of _____
- Thirteen day report following the General Election on
 _____ in the State of _____

(B) Is this Report an Amendment? YES NO

SUMMARY

6. Covering Period	COLUMN A This Period	COLUMN B Calendar Year-to-Date
10-1-88 through 12-31-88		
(a) Cash on Hand January 1, 1988		\$ 4,497.29
(b) Cash on Hand at Beginning of Reporting Period	\$17,623.08	
(c) Total Receipts (from Line 10)	\$ 510.00	\$32,480.00
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(b) and 6(c) for Column B)	\$18,133.08	\$36,978.00
7. Total Disbursements (from Line 20)	\$ 9,065.00	\$27,710.00
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	\$ 9,268.08	\$ 9,268.00
9. Debts and Obligations Owed TO the Committee (Reverse all on Schedule C and/or Schedule D)	\$ -0-	For further information contact: Federal Election Commission 950 E Street, NW Washington, DC 20463 Toll Free 800-424-6530 Local 202-576-5130
10. Debts and Obligations Owed BY the Committee (Reverse all on Schedule C and/or Schedule D)	\$ -0-	

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
 JAMES F. MCKIN, SR.

Signature of Treasurer
 James McKin, Sr.

Date
 1-30-89

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. 6105.

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FECA FORM 700 (1987)

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SCHEDULE B

ITEMIZED DISBURSEMENTS

The amount allocated for each category of the Budgetary Plan	PAGE 5
PER LINE NUMBER	

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to fulfill obligations from such activities.

NAME OF COMMITTEE (in Full)
Local Union # 98 I.B.S.W. Committee on Political Education

6003381635

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Cash Disbursement This Period
Delaware County AFL-CIO ODPB Media, PA	Banquet Tickets Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	10/1/88	\$ 649.00
B. Full Name, Mailing Address and ZIP Code Citizens for Bowlett 346 Wolf Street Philadelphia, PA 19148	Purpose of Disbursement Campaign Contribution Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 10/14/88	Amount of Cash Disbursement This Period 200.00
C. Full Name, Mailing Address and ZIP Code Tonkin for Congress Committee C. Blumenthal - Treasurer	Purpose of Disbursement Campaign Contribution Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 10/14/88	Amount of Cash Disbursement This Period 200.00
D. Full Name, Mailing Address and ZIP Code Democratic Campaign Committee of Philadelphia, 1421 Walnut St. Philadelphia, PA 19102	Purpose of Disbursement Campaign Contribution Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 10/14/88	Amount of Cash Disbursement This Period 1,250.00
E. Full Name, Mailing Address and ZIP Code Kosinski for State House 4479 Almond Street Philadelphia, PA 19137	Purpose of Disbursement Campaign Contribution Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 10/14/88	Amount of Cash Disbursement This Period 300.00
F. Full Name, Mailing Address and ZIP Code Becks County Democratic Committee 17 West Court Street Doylestown, PA 19301	Purpose of Disbursement Campaign Contribution Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 10/18/88	Amount of Cash Disbursement This Period 400.00
G. Full Name, Mailing Address and ZIP Code Landa for Congress Committee P.O. Box 1762 Media, PA 19063	Purpose of Disbursement Campaign Contribution Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 10/18/88	Amount of Cash Disbursement This Period 500.00
H. Full Name, Mailing Address and ZIP Code Citizens for Biden P.O. Box 371 Wilmington, DE 19899	Purpose of Disbursement Campaign Contribution Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 10/24/88	Amount of Cash Disbursement This Period 200.00
I. Full Name, Mailing Address and ZIP Code Puro for Senate I.A.W. Lodge #3901 Kensington Ave. Philadelphia PA 19124	Purpose of Disbursement Campaign Contribution Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 10/24/88	Amount of Cash Disbursement This Period 200.00

SUBTOTAL of Disbursements This Page (optional)	24,990.00
TOTAL This Period (last page this line number only)	

Touche Ross & Co.
Twenty Fourth Floor
1700 Market Street
Philadelphia, PA 19103 3984
Telephone: 215 561 2727

FED.  Touche Ross

89 FEB 16 AM 10:05

February 9, 1989

To the Officers and Members
Local Union #98 I.B.E.W.
Committee on Political Education
1719 Spring Garden Street
Philadelphia, PA 19130

The financial information with respect to receipts and disbursements included in the accompanying forms prescribed by the Federal Election Commission for the period from October 1, 1988 through October 19, 1988 has been compiled by us.

Our compilation was limited to presenting in the form prescribed by the above Commission, financial information that is the representation of the officers. We have not audited or reviewed the financial information and, accordingly, do not express an opinion or any other form of assurance on it.

This financial information is presented in accordance with the requirements of the above Commission, which differ from generally accepted accounting principles. Accordingly, this financial information is not designed for those who are not informed about such matters.



Certified Public Accountants

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REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee
(Summary Page)

ATTACHMENT 18h
FEDERAL ELECTION COMMISSION

89 FEB 16 AM 10:05

USE FEC MAILING LABEL OR TYPE ON PRINT

1. NAME OF COMMITTEE (in full) Local Union #98 I.B.E.W. Committee on Political Education		2. FEC IDENTIFICATION NUMBER LU0162818
ADDRESS (number and street) <input type="checkbox"/> Check if different than previously reported 1719 Spring Garden Street		
CITY, STATE and ZIP CODE Philadelphia, PA 19130		
3. <input type="checkbox"/> This 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 _____ in the State of _____
- Thirtieth day report following the General Election on
Nov. 8, 1989 in the State of Pennsylvania
- (b) 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>10/19/88</u>		
6. (a) Cash on Hand January 1, 19 <u>88</u>	\$ 4,497.28	
(b) Cash on Hand at Beginning of Reporting Period	\$ 17,822.08	
(c) Total Receipts (from Line 18)	\$ 500.00	\$ 32,477.30
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	\$ 18,322.08	\$ 32,968.08
7. Total Disbursements (from Line 28)	\$ 3,890.00	\$ 22,505.00
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	\$ 14,433.08	\$ 14,433.08
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	

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

JAMES F. MACKAY
Signature of Treasurer

Date

2-16-89

Submission of false, erroneous or incomplete information may subject the person filing this Report to the penalties of 2 U.S.C. § 4373.

FEC FORM 3X

952295

DETAILED SUMMARY PAGE

of Receipts and Disbursements
PAC & POC FORM 201

Name of Committee (in full)	Report Covering the Period	
Local Union 990 I.B.E.W. Committee on Education	From:	To:
I. RECEIPTS	COLUMN A Year To Date	COLUMN B Calendar Year-To-Date
11 CONTRIBUTIONS (other than loans) FROM:		
(a) Individuals/Persons Other Than Political Committees		
(i) Itemized (use Schedule A)	0	0
(ii) Unitemized	0	31,620.80
(iii) Total of contributions from individuals	0	0
(b) Political Party Committees	0	0
(c) Other Political Committees (such as PACs)	0	0
(d) TOTAL CONTRIBUTIONS (add 11(a)(i), (ii), (b), and (c))	0	31,620.80
12 TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES	0	0
13 ALL LOANS RECEIVED	0	0
14 LOAN REPAYMENTS RECEIVED	0	0
15 OFFSET TO OPERATING EXPENDITURES (includes Rebates, etc.)	0	0
16 REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	0	0
17 OTHER RECEIPTS (Gifts, Interest, etc.)	500.00	850.00
18 TOTAL RECEIPTS (add 11(d), 12, 13, 14, 15, 16 and 17)	500.00	32,470.80
II. DISBURSEMENTS		
19 OPERATING EXPENDITURES	0	4,995.00
20 TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES	0	0
21 CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	3,890.00	17,290.00
22 INDEPENDENT EXPENDITURES (use Schedule E)	0	0
23 COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. 441a(d)) (use Schedule F)	0	0
24 LOAN REPAYMENTS MADE	0	0
25 LOANS MADE	0	0
26 REFUNDS OF CONTRIBUTIONS TO:		
(a) Individuals/Persons Other Than Political Committees	0	0
(b) Political Party Committees	0	0
(c) Other Political Committees (such as PACs)	0	0
(d) TOTAL CONTRIBUTION REFUNDS (add 26(a), (b) and (c))	0	0
27 OTHER DISBURSEMENTS	0	250.00
28 TOTAL DISBURSEMENTS (add 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)	3,890.00	22,535.00
III. NET CONTRIBUTIONS/OPERATING EXPENDITURES		
29 TOTAL CONTRIBUTIONS (other than loans) (from Line 11(d))	0	31,620.80
30 TOTAL CONTRIBUTION REFUNDS (from Line 26(d))	0	0
31 NET CONTRIBUTIONS (other than loans) (subtract Line 30 from 29)	0	31,620.80
32 TOTAL OPERATING EXPENDITURES (from Line 19)	0	4,995.00
33 OFFSETS TO OPERATING EXPENDITURES (from Line 15)	0	0
34 NET OPERATING EXPENDITURES (subtract Line 33 from 32)	0	4,995.00

SCHEDULE B

ITEMIZED DISBURSEMENTS

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 1 OF 1
FOR LINE NUMBER

Any information copied from such Reports and statements may not be sold or used by any person for the purpose of collecting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

NAME OF COMMITTEE (in Full)

Local Union #98, I.R.E.W. Committee on Political Education

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Delaware County AFL-CIO COPE Media, PA	Banquet Tickets Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	10/14/88	\$ 643.00
B. Full Name, Mailing Address and ZIP Code Citizens for Hawlett 346 Wolf Street Philadelphia, PA 19148	Purpose of Disbursement Campaign Contribution Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 10/14/88	Amount of Each Disbursement This Period 300.00
C. Full Name, Mailing Address and ZIP Code Tomkin for Congress Committee C. Blumenthal Philadelphia, PA	Purpose of Disbursement Campaign Contribution Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 10/14/88	Amount of Each Disbursement This Period 500.00
D. Full Name, Mailing Address and ZIP Code Democratic Campaign Committee of Philadelphia 1421 Walnut Street, Phila. PA 19102	Purpose of Disbursement Campaign Contribution Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 10/14/88	Amount of Each Disbursement This Period 1,250.00
E. Full Name, Mailing Address and ZIP Code Kosinski for State House 4479 Almond Street Philadelphia, PA 19137	Purpose of Disbursement Campaign Contribution Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 10/14/88	Amount of Each Disbursement This Period 300.00
F. Full Name, Mailing Address and ZIP Code Bucks County Democratic Committee 17 West Court Street Dovlestown, PA 18901	Purpose of Disbursement Campaign Contribution Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 10/18/88	Amount of Each Disbursement This Period 400.00
G. Full Name, Mailing Address and ZIP Code Landau for Congress Committee P.O. Box 1762 Media, PA 19063	Purpose of Disbursement Campaign Contribution Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 10/18/88	Amount of Each Disbursement This Period 500.00
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period

SUBTOTAL (with payments This Page only)

3,890.00

TOTAL (with payments from other pages)

53,900.00

89 AUG -9 AM 10: 03

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

SENSITIVE

FIRST GENERAL COUNSEL'S REPORT

RAD REFERRAL: 89NF-69 thru
89NF-105

STAFF MEMBER: Gregory Baker

SOURCE: Internally Generated

RESPONDENTS: a.

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r. International Brotherhood of Electrical Workers
Local 98 Committee on Political Education and
William Gardner, as treasurer (89NF-86)

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

INTERNAL REPORTS CHECKED: Disclosure Reports and Referral Materials

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

The Reports Analysis Division ("RAD") referred the above (37) committees to the Office of the General Counsel on June 16, 1989. (Attachment 1). The basis for the attached referral is

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the committees' failure to file the 12 Day Pre-General Report by October 27, 1988.

II. FACTUAL AND LEGAL ANALYSIS

A. Filing of Reports

The Federal Election Campaign Act of 1971, as amended ("the Act"), provides that for unauthorized committees filing quarterly, such committees shall submit 12 Day Pre-General Reports if the Committees make any contributions to or expenditures on behalf of federal candidates in the general election. 2 U.S.C. § 434(a)(4)(A)(ii). The 12 Day Pre-General Report is due as of the 12th day before the election (October 27, 1988) and should be complete as of the 20th day before the election (October 19, 1988). The Committees were notified on October 3, 1988, that the report was due on October 27, 1988.

The (37) committees fall into three categories; (1) committees that filed 12 Day Pre-General Reports in an untimely manner, (2) committees that filed 30 Day Post-General Reports indicating that 12 Day Pre-General Reports should have been filed, and (3) committees that filed Year End Reports indicating that 12 Day Pre-General Reports should have been filed. The following Committees did not file the 1988 12 Day Pre-General Report by October 27, 1988:

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(2) 30 Day Post-General Reports Indicating that 12 Day Pre-General Reports should have been filed.

09040780019

(3) Year End Reports Indicating that 12 day Pre-General Reports should have been filed.

Name of Committee

Date Report Filed

International Brotherhood of Electrical
Workers Local 98 Committee on Political
Education (89NF-86)

January 31, 19894/

00040780920

Accordingly, the Office of the General Counsel recommends that the Commission open Matters Under Review and find reason to believe that the above committees and their treasurers violated 2 U.S.C. § 434(a)(4)(A)(ii).

III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY

This Office also recommends that the Commission offer to enter into conciliation prior to a finding of probable cause to believe with respect to the (37) referred committees. Attached for the Commission's approval are proposed conciliation agreements (Attachment 2). The proposed agreements provide for an admission of the violation and civil penalties computed as follows:

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PAGES 9 THROUGH 44 DO NOT PERTAIN TO THESE RESPONDENTS.

090407800022

IV. RECOMMENDATIONS

1. Open Matters Under Review with respect to the following committees and their treasurers and find reason to believe that these committees and their treasurers violated 2 U.S.C. § 434(a)(4)(A)(ii).

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International Brotherhood of Electrical Workers Local 98
Committee on Political Education and William Gardner, as
treasurer (89NF-86)

03740780024

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

00040780326

International Brotherhood of Electrical Workers Local 98
Committee on Political Education and William Gardner, as
treasurer (89NF-86)

09040780027

3. Approve the attached letters, Factual and Legal Analyses, and proposed conciliation agreements to be sent to the respective respondents listed in Recommendation 2.

Lawrence M. Noble
General Counsel

8/7/89
Date

BY: 
Lois G. Lerner
Associate General Counsel

Attachments:

- A. Referral materials
- B. Proposed Conciliation Agreements (37),
Letters and Factual and Legal Analyses (37)

00040780028

Federal Election Commission
Certification for RAD Referrals
89NF-69 through 89NF-105
August 22, 1989

Page 2

09040780930

International Brotherhood of Electrical)
Workers Local 98 Committee on)
Political Education and William)
Gardner, as treasurer (89NF-86))

(continued)

Federal Election Commission
Certification for RAD Referrals
89NF-69 through 89 NF-105
August 22, 1989

Page 5

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of August 22, 1989, do hereby certify that the Commission decided by a vote of 4-0 to take the following actions with respect to RAD Referrals 89NF-69 through 89NF-105:

1. Open Matters Under Review with respect to the following committees and their treasurers and find reason to believe that these committees and their treasurers violated 2 U.S.C. § 434(a)(4)(A)(ii):

09740760936

(continued)

Federal Election Commission
Certification for RAD Referrals
89NF-69 through 89NF-105
August 22, 1989

Page 6

00040780934

International Brotherhood of Electrical Workers
Local 98 Committee on Political Education and
William Gardner, as treasurer (89NF-86)

(continued)

Federal Election Commission
Certification for RAD Referrals
89NF-69 through 89NF-105
August 22, 1989

Page 7

09040780935

(continued)

Federal Election Commission
Certification for RAD Referrals
89NF-69 through 89NF-105
August 22, 1989

Page 8

09040780936

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

(continued)

Federal Election Commission
Certification for RAD Referrals
89NF-69 through 89NF-105
August 22, 1989

Page 9

99040780937

(continued)

Federal Election Commission
Certification for RAD Referrals
89NF-69 through 89NF-105
August 22, 1989

Page 10

International Brotherhood of Electrical Workers
Local 98 Committee on Political Education and
William Gardner, as treasurer (89NF-86)

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(continued)

Federal Election Commission
Certification for RAD Referrals
89NF-69 through 89NF-105
August 22, 1989

Page 11

09940760939

(continued)

Federal Election Commission
Certification for RAD Referrals
89NF-69 through 89NF-105
August 22, 1989

Page 12

3. Approve the letters, Factual and Legal Analyses, and proposed conciliation agreements to be sent to the respective respondents listed in Action 2 above, as recommended in the General Counsel's report dated August 7, 1989, subject to amendment of two of the agreements as agreed in the meeting of August 22, 1989.

Commissioners Aikens, Elliott, Josefiak, and McDonald voted affirmatively for the decision; Commissioners McGarry and Thomas were not present.

Attest:

8-25-89
Date

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

00040780940



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

September 6, 1989

William Gardner, Treasurer
International Brotherhood of
Electrical Workers Local 98
Committee on Political Education
1719 Spring Garden Street
Philadelphia, PA 19130

RE: MUR 2958
International Brotherhood of
Electrical Workers Local 98
Committee on Political Education
and William Gardner, as treasurer

Dear Mr. Gardner::

On August 22, 1989, the Federal Election Commission found that there is reason to believe International Brotherhood of Electrical Workers Local 98 Committee on Political Education ("Committee") and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii), 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.

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William Gardner, Treasurer
Page 2

If you are interested in expediting the resolution of this matter by pursuing pre-probable 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 Keith Morgan, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Danny E. McDonald
Chairman

Enclosures

- A. Factual and Legal Analysis
- B. Procedures
- C. Designation of Counsel Form
- D. Conciliation Agreement

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

September 21, 1989

William Gardner, Treasurer
International Brotherhood of
Electrical Workers Local 98
Committee on Political Education
1719 Spring Garden Street
Philadelphia, PA 19130

RE: MUR 2958
International Brotherhood of
Electrical Workers Local 98
Committee on Political Education
and William Gardner, as treasurer

Dear Mr. Gardner:

On September 6, 1989, you were notified that the Federal Election Commission (the "Commission") found that there is reason to believe the International Brotherhood of Electrical Workers Local 98 Committee on Political Education and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii), a provision of the Federal Election Campaign Act of 1971, as amended (the "Act"). On that same date you were notified that the 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. Accordingly, you were also sent, along with the above referenced notification, 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.

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William Gardner
Page 2

Should you have any questions, please contact Craig Douglas
Reffner, the attorney assigned to this matter, at
(202) 376-5690.

Sincerely,

Lawrence N. Noble
General Counsel

Lois G. Lerner
Lois G. Lerner
Associate General Counsel

09740780044

STATEMENT OF DESIGNATION OF COUNSEL

MUR 2958
 NAME OF COUNSEL: Bernard Katz, Esquire
Meranze & Katz
 ADDRESS: 12th Floor, Lewis Tower Bldg.
N.E. Cor. 15th & Locust Sts.
Philadelphia, PA 19102
 TELEPHONE: (215) 546-4182

The above-named individual is hereby designated as my
 counsel and is authorized to receive any notifications and other
 communications from the Commission and to act on my behalf before
 the Commission.

October 11, 1989
 Date

James Mackin
 Signature

"RESPONDENT'S NAME: James F. Mackin
 ADDRESS: 1719 Spring Garden St.
Philadelphia, PA 19130
 HOME PHONE: (215) 637-1734
 BUSINESS PHONE: (215) 563-2274

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FEDERAL ELECTION COMMISSION

WASHINGTON D.C. 20463

November 27, 1989

Bernard Katz, Esquire
Meranze and Katz
12th Floor
Lewis Tower Building
N.E. Cor 15th & Locust Street
Philadelphia, Pennsylvania 19102-3977

RE: MUR 2958
International
Brotherhood of Electrical
Workers Local 98 Committee on
Political Education and
William Gardner, as
treasurer

Dear Mr. Katz:

On September 6, 1989, you were notified that the Federal Election Commission (the "Commission") found that there was reason to believe that your client, the International Brotherhood of Electrical Workers Local 98 Committee on Political Education and William Gardner, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii), a provision of the Federal Election Campaign Act of 1971, as amended (the "Act"). On that same date you were notified that the 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. Accordingly, you were also sent a conciliation agreement offered by the Commission in settlement of this matter.

On September 21, 1989, you were reminded that conciliation negotiations entered into prior to a finding of probable cause to believe are limited to a maximum of 30 days. To date, however, this Office has not received a signed copy of the proposed conciliation agreement, which you apparently forwarded to your client for signature. Because the 30 day period for negotiations has expired, we request that you have the signed agreement submitted immediately. Unless we receive the agreement from you within five days, this Office will consider these negotiations terminated and will proceed to the next stage of the enforcement process.

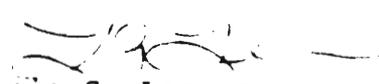
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Bernard Katz
Page 2

Should you have any questions, please contact Craig Douglas
Reffner, the attorney assigned to this matter, at (202)
376-5690.

Sincerely,

Lawrence M. Noble
General Counsel


BY: Lois G. Lerner
Associate General Counsel

99040780947

LAW OFFICES
MERANZE AND KATZ
TWELFTH FLOOR
LEWIS TOWER BUILDING
N. E. COR 15TH & LOCUST STREET
PHILADELPHIA, PA. 19102-3977
215-546-4183

FEDERAL ELECTION COMMISSION

89 OCT 10 AM 10:52

BERNARD N. KATZ**
MICHAEL N. KATZ*
MARIE A. FRITZINGER*
RONALD A. KOVLER*
ROBERT KALLEN*
LYNNE P. FOX*
ROBERT G. ROTHSTEIN
ELISSA B. KATZ*
DAVID W. WOLF

OF COUNSEL
JOSEPH B. MERANZE

*NEW JERSEY BAR ALSO
*NEW YORK BAR ALSO

200 N. TEXAS AVENUE
ATLANTIC CITY, N. J. 08401
609-347-9363

431 WYOMING AVENUE
SCRANTON, PA. 18503
717-346-7699

1230 UNION AVENUE
CHERRY HILL, N. J. 08002
609-662-3952

M. HERBERT SYME
1932-1956
FRANK BIELITSKY
1953-1970

October 4, 1989

Craig Douglas Reffner, Attorney
Federal Election Commission
Washington, D.C. 20463

RE: MUR 2958
International Brotherhood of Electrical
Workers Local 98
Committee on Political Education

Dear Mr. Reffner:

This office is counsel for Local 98 and its COPE organization. We have been provided with copies of communications from your office; i.e., specifically from Chairman McDonald and Associate General Counsel Lerner regarding a problem - in a purported failure to file a ". . . 12 day pre-general report"

We have reviewed all the details available to us and have difficulty understanding why you seek to hold the Committee responsible for what seems to have been at worst a technical oversight. I have been assured that all year end filings have been made promptly and expeditiously and that all information relevant to the Committee's activities has been provided to your agency.

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FEDERAL ELECTION COMMISSION

Craig Douglas Reffner, attorney
Federal Election Commission
Washington, D.C. 20463

We do, however, want to resolve this problem as amicably and expeditiously as possible. To that end, I have been authorized to entertain any suggestions which you might have. I would hope that everything will be held in abeyance until you and I have had an opportunity to further discuss the problem.

Very truly yours,

MERANZE AND KATZ



BY: BERNARD N. KATZ

BNK/ec

cc: Lois G. Lerner, Associate General Counsel
Dennis McDonald, Chairman FEC
Mark R. Simmons, CPA

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GCC# 4937

LAW OFFICES
MERANZE AND KATZ

TWELFTH FLOOR
LEWIS TOWER BUILDING
N. E. COR 15TH & LOCUST STREET
PHILADELPHIA, PA. 19102-3977
215-546-4183



RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

89 DEC 14 AM 10:55

BERNARD N. KATZ*
MICHAEL N. KATZ*
MARIE A. FRITZINGER*
RONALD A. KOVLER*
ROBERT KALLEN*
LYNNE P. FOX*
ROBERT G. ROTHSTEIN
ELISSA B. KATZ*
DAVID W. WOLF*

200 N. TEXAS AVENUE
ATLANTIC CITY, N. J. 08401
609-347-9363

431 WYOMING AVENUE
SCRANTON, PA. 18503
717-346-7699

1230 UNION AVENUE
CHERRY HILL, N. J. 08002
609-662-3952

M. HERBERT SYME
(1932-1958)
FRANK BIELITSKY
(1953-1970)

OF COUNSEL
JOSEPH B. MERANZE

*NEW JERSEY BAR ALSO
*NEW YORK BAR ALSO

December 11, 1989

Federal Election Commission
Office of the General Counsel
999 "E" Street, NW
Washington, DC 20463

Attn: Craig Douglas Reffner, Esquire

RE: International Brotherhood of Electrical Workers
Local 98 Committee on Political Education
and William Gardner, as treasurer - MUR 2958

Dear Mr. Reffner:

I am enclosing the executed Conciliation Agreement and
a check in the amount of \$600.00.

I assume that this concludes the matter at this juncture.

Very truly yours,

MERANZE AND KATZ

BY: *BNK/dln*
BERNARD N. KATZ

BNK/dln
Enclosures

cc: James Mackin, Business Manager-Local 98

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LAW OFFICES
MERANZE AND KATZ

TWELFTH FLOOR
LEWIS TOWER BUILDING
N E COR 15TH & LOCUST STREET
PHILADELPHIA, PA. 19102-3977
215-546-4183



BERNARD N. KATZ**
MICHAEL N. KATZ*
MARIE A. FRITZINGER*
RONALD A. KOVLER*
ROBERT KALLEN*
LYNNE P. FOX*
ROBERT G. ROTHSTEIN
ELISSA B. KATZ*
DAVID W. WOLF*

OF COUNSEL
JOSEPH B. MERANZE

*NEW JERSEY BAR ALSO
*NEW YORK BAR ALSO

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

90 JAN -8 AM 10:11
MAR 29 58
200 N TEXAS AVENUE
ATLANTIC CITY, N. J. 08401
609-347-9363

431 WYOMING AVENUE
SCRANTON, PA. 18503
717-346-7699

1230 UNION AVENUE
CHERRY HILL, N. J. 08002
609-662-3952

M. HERBERT SYME
(1932-1956)
FRANK BIELITSKY
(1953-1970)

January 2, 1990

Federal Election Commission
Office of the General Counsel
999 "E" Street, NW
Washington, DC 20463

Attn: Craig Douglas Reffner, Esquire

**RE: International Brotherhood of Electrical Workers
Local 98 Commission on Political Education**

Dear Mr. Reffner:

Pursuant to our telephone discussion and the settlement of the above noted matter, I am herein reaffirming to you that Mr. Mackin is presently the Treasurer of the International Brotherhood of Electrical Workers Local 98.

It is my understanding that with this written confirmation we may consider the entire matter as closed.

Thank you for your cooperation.

Very truly yours,

MERANZE AND KATZ

BY: *[Signature]*
BERNARD N. KATZ

BNK/dln

cc: James F. Mackin

90 JAN -8 AM 1:25

FEDERAL ELECTION COMMISSION
OFFICE OF THE GENERAL COUNSEL

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BEFORE THE FEDERAL ELECTION COMMISSION

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FEDERAL ELECTION COMMISSION
SECRETARIAT

In the Matter of)
)
International Brotherhood of Electrical)
Workers Local 98 Committee on Political)
Education and James Mackin, as treasurer)

90 JAN -9 AM 11:17

MUR 2958

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

Attached is a conciliation agreement which has been signed by James Mackin, as business manager and treasurer, for the International Brotherhood of Electrical Workers Local 98 Committee on Political Education.¹

II. RECOMMENDATIONS

1. Accept the attached conciliation agreement with International Brotherhood of Electrical Workers Local 98 Committee on Political Education and James Mackin, as treasurer.
2. Close the file.
3. Approve the attached letter.

Lawrence M. Noble
General Counsel

1/8/90
Date

BY: 
Lois G. Lerner
Associate General Counsel

Attachments

1. Conciliation Agreement
2. Letter to Respondent

Staff Assigned: Craig Douglas Reffner

1. At the time that the Commission made its finding of reason to believe, the Committee's Statement of Organization listed William Gardner as its treasurer. Subsequent to the Commission's finding, this Office learned that James Mackin had replaced Mr. Gardner as the Committee's treasurer. The conciliation agreement has been modified to reflect this change.

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 2958
International Brotherhood of Electrical)
Workers Local 98 Committee on Political)
Education and James Mackin, as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on January 12, 1990, the Commission decided by a vote of 6-0 to take the following actions in MUR 2958:

1. Accept the conciliation agreement with International Brotherhood of Electrical Workers Local 98 Committee on Political Education and James Mackin, as treasurer, as recommended in the General Counsel's Report dated January 8, 1990.
2. Close the file.
3. Approve the letter, as recommended in the General Counsel's Report dated January 8, 1990.

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

Attest:

1-12-90

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in the Secretariat: Tues., Jan. 9, 1990 11:17 a.m.
Circulated to the Commission: Wed., Jan. 10, 1990 11:00 a.m.
Deadline for vote: Fri., Jan. 12, 1990 11:00 a.m.

99040780953



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

January 23, 1990

Bernard Katz, Esq.
Meranze and Katz
12th Floor
Lewis Tower Building
N.E. Cor 15th & Locust Street
Philadelphia, Pennsylvania 19102-3977

RE: MUR 2958
International Brotherhood
of Electrical Workers
Local 98

Dear Mr. Katz:

On January 12, 1990, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on your client's behalf, in settlement of a violation of 2 U.S.C. § 434(a)(4)(A)(ii), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter as it pertains to the International Brotherhood of Electrical Workers Local 98 Committee on Political Education and James Mackin, as treasurer. This matter will become a part of the public record within 30 days after it has been closed. 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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International Brotherhood of
Electrical Workers Local 98
Page 2

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

Sincerely,

Lawrence M. Noble
General Counsel

BY: 
Lois G. Lerner
Associate General Counsel

Enclosure
Conciliation Agreement

00040780055

2. James Mackin is the treasurer of International Brotherhood of Electrical Workers Local 98 Committee on Political Education.

3. Section 434(a)(4)(A)(ii) of Title 2 provides that unauthorized committees filing quarterly shall file 12 Day Pre-General Reports if the committee makes any contributions to or expenditures on behalf of federal candidates in the general election. The pre-election reports are to be filed no later than the 12th day before the election and should be complete as of the 20th day before the election.

4. Respondents were required to file the 1988 12 Day Pre-General Report no later than October 27, 1988. Respondents did not file the 12 Day Pre-General Report until January 31, 1989, 96 days late, disclosing \$107.10 in receipts and \$4,289.00 in disbursements for the relevant reporting period.

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

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of Six Hundred Dollars (\$600.00), 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

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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 the 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.

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: *L.G. Lerner* Date 1/22/90
Lois G. Lerner
Associate General Counsel

FOR THE RESPONDENTS:

James Tucker 12-11-89
(Name) Date
(Position)

Business Manager and
Treasurer COPE

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 2958

DATE FILMED 1/26/90 CAMERA NO. 3

CAMERAMAN AS

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