



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 3243

DATE FILMED 10/12/91 CAMERA NO. 2

CAMERAMAN AS

91040864658

**REPORTS ANALYSIS REFERRAL**

TO

**OFFICE OF GENERAL COUNSEL**

DATE: February 25, 1991

ANALYST: EDWARD RYAN

**I. COMMITTEE:**                   Keep Hope Alive Political Action  
  Committee (C00229286)  
  Marion O. Greene, Treasurer  
  (5/3/90 to Present)  
  Dr. Mary F. Berry, Treasurer  
  (6/26/89 to 5/2/90)  
  Cirilo A. McSween, Treasurer  
  (10/15/88 to 6/25/89)  
  733 15th Street, NW, Room 700  
  Washington, DC 20005

**II. RELEVANT STATUTE:**       2 U.S.C. §434(a)(4)(A)(i) and (iii)  
  11 CFR §104.5(c)(1)(i) and (iii)

**III. BACKGROUND:**

**Failure to Timely File Reports**

The Keep Hope Alive Political Action Committee ("the Committee") failed to file three (3) Reports of Receipts and Disbursements in a timely manner for the 1989-1990 election cycle (see Late Filing History Chart). The reports were filed between five (5) and fifty-six (56) calendar days late.

A Chronic Late Filer Notice was sent to the Committee on September 7, 1990 for failing to file the 1990 April Quarterly and July Quarterly Reports in a timely manner (Attachment 7).

Subsequent to the sending of the Chronic Late Filer Notice, the Committee failed to file the 1990 30 Day Post-General Report in a timely manner. The Committee was notified on October 1, 1990 that the 1990 30 Day Post-General Report was due on December 6, 1990 (Attachment 8).

A Non-Filer Notice was sent to the Committee on December 31, 1990 for failure to file the 1990 30 Day Post-General Report (Attachment 9).

91040864659

On January 29, 1991, the Reports Analysis Division ("RAD") analyst called the Committee and left a message on their telephone answering machine explaining why he called and requesting them to return his call. Ms. Kate Boyce, of Patton, Boggs and Blow returned the RAD analyst's telephone call that same day. She said she was having problems obtaining bank records that would help her to amend previous reports, as well as prepare the 1990 30 Day Post-General Report. She said she did not want to file anything until the previous reports had been corrected. She was advised by the RAD analyst to file the 30 Day Post-General Report by close of business (COB) on January 30, 1991, and that any additional amendments that were needed for previous reports and the Post General Report could be filed at a later date. Ms. Boyce agreed and said she would submit the report by COB on January 30, 1991 (Attachment 10).

The 1990 30 Day Post-General Report was filed on January 31, 1991 (Attachment 11).

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None.

91040864660

9 1 0 4 0 8 6 4 6 6 1

LATE FILING HISTORY

<u>REPORT TYPE</u>	<u>PRIOR NOTICE</u>	<u>DATE DUE</u>	<u>NON-FILER NOTICE</u>	<u>DATE FILED</u>
1990 April Quarterly (1/1/90-3/31/90)	3/22/90 (Attachment 2)	4/15/90	5/8/90 (Attachment 3)	5/10/90 (Attachment 4)
1990 July Quarterly (4/1/90-6/30/90)	6/21/90 (Attachment 5)	7/15/90	None	7/20/90 (Attachment 6)
1990 30 Day Post-General (10/1/90-11/26/90)	10/1/90 (Attachment 8)	12/06/90	12/31/90 (Attachment 9)	1/31/91 (Attachment 11)

FEDERAL ELECTION COMMISSION  
1989-1990  
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C)

DATE 20FEB91

PAGE 1

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
KEEP HOPE ALIVE POLITICAL ACTION COMMITTEE				ID #C00229286 NON-PARTY NON-QUALIFIED		
CONNECTED ORGANIZATION: NONE						
1989	STATEMENT OF ORGANIZATION - AMENDMENT			30JAN89	2	89FEC/581/0688
	STATEMENT OF ORGANIZATION - AMENDMENT			27JUN89	3	89FEC/598/3504
	PRE-SPECIAL	31,162	13,935	1JAN89 -15FEB89	5	89FEC/596/0274
	PRE-RUN-OFF	65,308	61,735	16FEB89 -15MAR89	10	89FEC/596/0280
	PRE-SPECIAL	5,338	3,656	16MAR89 -31MAR89	6	89FEC/596/0290
	MID-YEAR REPORT	36,586	111,451	31MAR89 -30JUN89	16	89FEC/605/4329
	YEAR-END	199,381	245,810	1JUL89 -31DEC89	32	90FEC/626/2075
	YEAR-END - AMENDMENT			1JUL89 -31DEC89	2	90FEC/628/1893
	YEAR-END - AMENDMENT	199,381	245,310	1JUL89 -31DEC89	31	90FEC/649/3709
	REQUEST FOR ADDITIONAL INFORMATION			1JUL89 -31DEC89	2	90FEC/641/4274
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JUL89 -31DEC89	5	90FEC/643/3278
1990	STATEMENT OF ORGANIZATION - AMENDMENT			12FEB90	2	90FEC/628/1895
	STATEMENT OF ORGANIZATION - AMENDMENT			10MAY90	1	90FEC/639/1976
	STATEMENT OF ORGANIZATION - AMENDMENT			15JUL90	2	90FEC/648/0102
	MISCELLANEOUS REPORT TO FEC			15JUL90	2	90FEC/648/0100
	MISCELLANEOUS NOTICE FROM FEC			7SEP90	1	90FEC/654/4984
	STATEMENT OF ORGANIZATION - AMENDMENT			18OCT90	1	90FEC/664/0032
	APRIL QUARTERLY	136,726	96,762	1JAN90 -31MAR90	24	90FEC/639/1951
	APRIL QUARTERLY - AMENDMENT	136,726	97,262	1JAN90 -31MAR90	25	90FEC/649/3683
	*APRIL QUARTERLY - AMENDMENT	136,726	97,262	1JAN90 -31MAR90	11	90FEC/664/0020
	NOTICE OF FAILURE TO FILE			1JAN90 -31MAR90	1	90FEC/639/0920
	REQUEST FOR ADDITIONAL INFORMATION			1JAN90 -31MAR90	2	90FEC/641/4279
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JAN90 -31MAR90	5	90FEC/643/3283
	JULY QUARTERLY	9,626	39,264	1APR90 -30JUN90	13	90FEC/649/3669
	JULY QUARTERLY - AMENDMENT	10,120	39,283	1APR90 -30JUN90	14	90FEC/664/0034
	*JULY QUARTERLY - AMENDMENT	35,498	51,830	1APR90 -30JUN90	5	91FEC/685/0024
	OCTOBER QUARTERLY	4,325	61,002	1JUL90 -30SEP90	14	90FEC/664/0005
	*OCTOBER QUARTERLY - AMENDMENT	13,969	69,166	1JUL90 -30SEP90	6	91FEC/685/0017
	*POST-GENERAL	18,967	14,767	1OCT90 -26NOV90	12	91FEC/684/1487
	*POST-GENERAL - AMENDMENT	19,548	20,321	1OCT90 -26NOV90	6	91FEC/685/0010
	*NOTICE OF FAILURE TO FILE			1OCT90 -26NOV90	1	90FEC/679/2896
	*YEAR-END	5,857	5,725	27NOV90 -31DEC90	7	91FEC/684/5489
	TOTAL	549,373	680,391		270	TOTAL PAGES

91040864662

ALL REPORTS HAVE BEEN REVIEWED EXCEPT THE REPORTS ABOVE THAT ARE NOTED WITH AN ASTERICK.

ENDING CASH-ON-HAND AS OF 12/31/90: \$15,026

OUTSTANDING DEBTS AS OF 12/31/90: \$15,731

# REPORT NOTICE

## FEDERAL ELECTION COMMISSION

PARTIES AND PACS

March 22, 1990

REPORT	REPORTING PERIOD	REG./CERT. MAILING DATE*	FILING DATE
April Quarterly	01/01/90**-03/31/90	04/15/90	04/15/90

**WHO MUST FILE**

PARTY COMMITTEES AND PACS (NONCONNECTED COMMITTEES AND SEPARATE SEGREGATED FUNDS) filing on a quarterly basis must file a Quarterly Report in April.

**WHAT MUST BE REPORTED**

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

**REPORTING FORMS**

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

**WHERE TO FILE**

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

**LABEL**

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

**PRE-ELECTION REPORTING**

Committees which make contributions or expenditures (including independent expenditures) in connection with a candidate's primary election must also file a 12-day Pre-Election Report if the activity was not previously reported. See the January Record.

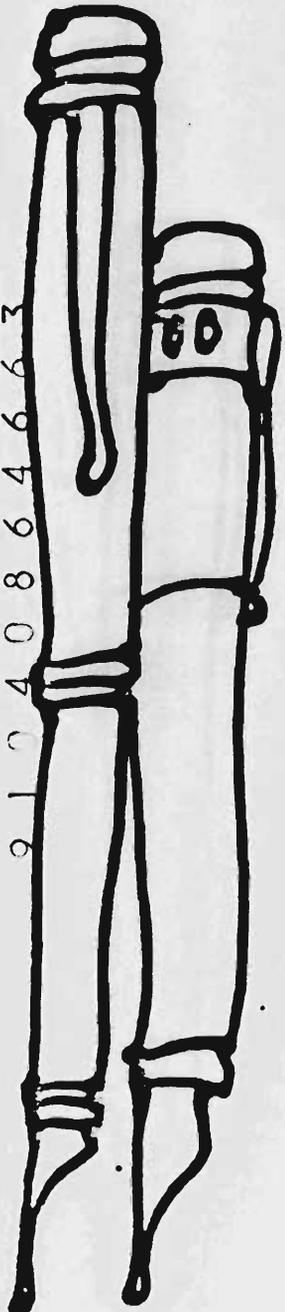
**LAST-MINUTE INDEPENDENT EXPENDITURES**

Committees which make an independent expenditure of \$1,000 or more, after the 20th day, but more than 24 hours before an election, must report it within 24 hours.

\*The mailing date is a holiday; nevertheless, the report must be received by the filing date. Reports sent by registered or certified mail will be considered filed on the date of the U.S. postmark. Reports hand delivered or mailed first class must be received by the filing date.

\*\*The period begins with the close of the last report filed by the committee. If the committee has filed no previous reports, the period begins with the date of the committee's first activity.

(over)



**PARTIES AND PACS**

**APRIL QUARTERLY**

**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.

91040864664

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



FEDERAL ELECTION COMMISSION  
WASHINGTON DC 20463

00-7

May 8, 1990

Dr. Mary Berry  
Keep Hope Alive Political  
Action Committee  
733 15th Street, NW, Room 8700  
Washington, DC 20005

Identification Number: C00229286

Reference: April Quarterly Report (1/1/90-3/31/90)

Dear Dr. Berry:

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

It is important that you file this report immediately with the Federal Election Commission, 999 E Street, NW, Washington, DC 20463 (or with the Clerk of the House or the Secretary of the Senate, as appropriate). A copy of the report or its relevant portions should also be filed with the Secretary of State or equivalent state officer (see 11 CFR §§108.2, 108.3, 108.4).

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

If you have any questions, please contact Edward Ryan 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

90036390920

# REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee  
(Summary Page)

50 MAY 10 1990

USE FEC MAILING LABEL OR TYPE OR PRINT

1 NAME OF COMMITTEE (in full)  
**Keep Hope Alive Political Action Committee**

ADDRESS (number and street) Check if different than previously reported  
**733 15th Street, NW Room 700**

CITY, STATE and ZIP CODE  
**Washington, DC 20005**

2 FEC IDENTIFICATION NUMBER  
**C00229286**

3 This committee qualified as a multi-candidate 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:

<input type="checkbox"/> February 20	<input type="checkbox"/> June 20	<input type="checkbox"/> October 20
<input type="checkbox"/> March 20	<input type="checkbox"/> July 20	<input type="checkbox"/> November 20
<input type="checkbox"/> April 20	<input type="checkbox"/> August 20	<input type="checkbox"/> December 20
<input type="checkbox"/> May 20	<input type="checkbox"/> September 20	<input type="checkbox"/> January 31

Twelfth day report preceding \_\_\_\_\_ (Type of Election)  
election on \_\_\_\_\_ in the State of \_\_\_\_\_

Thirtieth day report following the General Election on \_\_\_\_\_  
in the State of \_\_\_\_\_

(b) Is this Report an Amendment?  YES  NO

SUMMARY		COLUMN A	COLUMN B
Covering Period <u>Jan. 1</u> through <u>March 31, 1990</u>		This Period	Calendar Year-to-Date
5	(a) Cash on Hand January 1, 19 <u>90</u>		\$ 47,234.94
6	(b) Cash on Hand at Beginning of Reporting Period	\$ 47,234.94	
	(c) Total Receipts (from Line 18)	\$ 136,726.06	\$ 136,726.06
	(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	\$ 183,961.00	\$ 183,961.00
7	Total Disbursements (from Line 28)	\$ 96,762.65	\$ 96,762.65
8	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	\$ 87,198.35	\$ 87,198.35
9	Debt and Obligations Owed TO the Committee (itemize all on Schedule C and or Schedule D)	\$ 7,820.00	For further information contact: Federal Election Commission 999 E Street NW Washington, DC 20463 Toll Free 800 424-9530 Local 202 376-3120
10	Debt and Obligations Owed BY the Committee (itemize all on Schedule C and or Schedule D)	\$ 9,031.43	

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

**Margon O. Green**

Signature of Treasurer

*Margon O. Green*

Date

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

91735391951

● QUARTERLY ●

# REPORT NOTICE

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## FEDERAL ELECTION COMMISSION

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PARTIES AND PACS

June 21, 1990

REPORT	REPORTING PERIOD	REG./CERT. MAILING DATE*	FILING DATE
July Quarterly	04/01/90** - 06/30/90	07/15/90	07/15/90

### WHO MUST FILE

PARTY COMMITTEES AND PACS (NONCONNECTED COMMITTEES AND SEPARATE SEGREGATED FUNDS) filing on a quarterly basis must file a quarterly report in July.

### WHAT MUST BE REPORTED

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

### REPORTING FORMS

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

### WHERE TO FILE

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

### LABEL

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

### PRE-ELECTION REPORTING

Committees which make contributions or expenditures (including independent expenditures) in connection with a candidate's primary election, must also file a 12-day Pre-Election Report if the activity was not previously reported. See the January Record.

### LAST-MINUTE INDEPENDENT EXPENDITURES

Committees which make an independent expenditure of \$1,000 or more, after the 20th day, but more than 24 hours before an election, must report it within 24 hours.

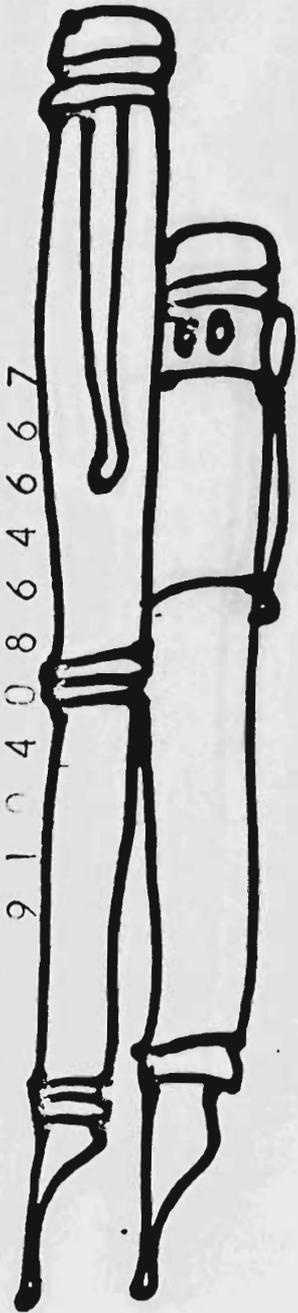
### COMPLIANCE

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.

\*Reports sent by registered or certified mail will be considered filed on the date of the U.S. postmark. Reports hand delivered or mailed first class must be received by the filing date.

\*\*The period begins with the close of the last report filed by the committee. If the committee has filed no previous reports, the period begins with the date of the committee's first activity.

FOR INFORMATION, call (202)376-3120 or 1(800)424-9530



# REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee  
(Summary Page)

RECEIVED  
FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20543  
90 JUL 20 PM 12:03

USE FEC MAILING LABEL  
OR  
TYPE OR PRINT

1 NAME OF COMMITTEE (in full)  
**KEEP HOPE ALIVE PAC**  
 ADDRESS (number and street)  Check if different than previously reported  
**104 N. Carolina Avenue, S.E.**  
 CITY, STATE and ZIP CODE  
**Washington, D.C. 20003**

2 FEC IDENTIFICATION NUMBER  
**COO 229286**  
 3 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 \_\_\_\_\_ (Type of Election) election on \_\_\_\_\_ in the State of \_\_\_\_\_  
 Thirtieth day report following the General Election on \_\_\_\_\_ in the State of \_\_\_\_\_
- (b) Is this Report an Amendment?  YES  NO

9104086466781

SUMMARY		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5	Covering Period <u>April 1, 1990</u> through <u>June 30, 1990</u>		
6	(a) Cash on Hand January 1, 1990		\$ 47,734.94
	(b) Cash on Hand at Beginning of Reporting Period	\$ 87,198.35	
	(c) Total Receipts (from Line 18)	\$ 9,626.00	\$ 146,352.06
	(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	\$ 96,824.35	\$ 194,087.00
7	Total Disbursements (from Line 28)	\$ 39,264.26	\$ 136,526.91
8	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	\$ 57,560.09	\$ 57,560.09
9	Debits and Obligations Owed TO the Committee (itemize all on Schedule C and/or Schedule D)	\$ -0-	
10	Debits and Obligations Owed BY the Committee (itemize all on Schedule C and/or Schedule D)	\$ -0-	

For further information contact:  
 Federal Election Commission  
 999 E Street, NW  
 Washington, DC 20463  
 Toll Free 800 424 9530  
 Local 202 376 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:  
**MARIANNE ROGERS DROZAK, Asst. to Treasurer**  
 Signature of Treasurer: *Marianne Rogers Drozak* Date: **7/19/90**

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



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20541

MS-L

Marion O. Greene, Treasurer  
Keep Hope Alive Political  
Action Committee  
104 North Carolina Avenue, SE  
Washington, DC 20003

SEP 7 1990

Identification Number: C00229286

Reference: 1989-19 Election Cycle Reports

Dear Mr. Greene:

It has come to the attention of the Federal Election Commission ("the Commission") that your committee may have violated 2 U.S.C. §434(a), by failing to timely file Reports of Receipts and Disbursements. The following is a list of the reports in question.

<u>Report Type</u>	<u>Due Date</u>	<u>Date Filed</u>
April Quarterly (1/1/90-3/31/90)	4/15/90	5/10/90
July Quarterly (4/1/90-6/30/90)	7/15/90	7/20/90

Timely filing is a specific requirement of the Federal Election Campaign Act ("the Act") and is essential to fulfilling the public disclosure concept embodied in that law. The Commission views failure to timely file reports as a serious violation of the Act. This communication is to advise you that, notwithstanding any matters which may be pending before the Commission, any additional report which is not submitted in a timely manner by your committee may result in the Commission initiating legal enforcement or audit action.

You may submit a letter of explanation in response to this notification. If, however, you have any questions, please feel free to contact Edward Ryan on our toll-free number, (800) 424-9530. My local number is (202) 376-2480.

Sincerely,

*Lita J. Stolaruk*  
Lita J. Stolaruk  
Chief, Party/Non-Party Branch  
Reports Analysis Division

# ● FEDERAL ELECTION ● REPORT NOTICE

## FEDERAL ELECTION COMMISSION

**PARTIES AND PACs**

**October 1, 1990**

**I. ALL MONTHLY FILERS**

REPORT	REPORTING PERIOD	REG./CERT. MAILING DATE*	FILING DATE
Pre-General	10/01/90**-10/17/90	10/22/90	10/25/90
Post-General	10/18/90 - 11/26/90	12/06/90	12/06/90

**II. QUARTERLY FILERS THAT MAKE GENERAL ELECTION CONTRIBUTIONS OR EXPENDITURES FROM OCTOBER 1 THROUGH OCTOBER 17\*\*\***

REPORT	REPORTING PERIOD	REG./CERT. MAILING DATE*	FILING DATE
Pre-General	10/01/90**-10/17/90	10/22/90	10/25/90
Post-General	10/18/90 - 11/26/90	12/06/90	12/06/90

**III. QUARTERLY FILERS WHICH DO NOT MAKE GENERAL ELECTION CONTRIBUTIONS OR EXPENDITURES FROM OCTOBER 1 THROUGH OCTOBER 17\*\*\***

REPORT	REPORTING PERIOD	REG./CERT. MAILING DATE*	FILING DATE
Post-General	10/01/90**-11/26/90	12/06/90	12/06/90

**WHO MUST FILE**

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

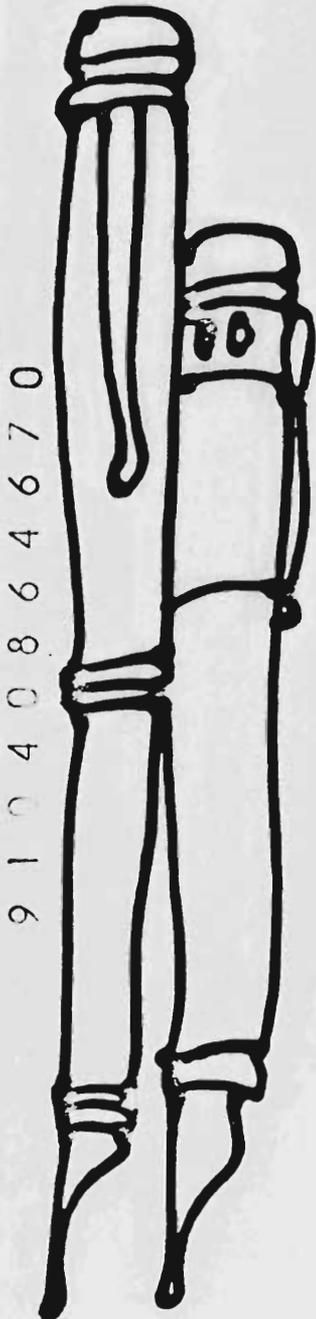
**WHAT MUST BE REPORTED**

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

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

\*\*The period begins with the close of the last report filed by the committee. If the committee has filed no previous reports, the period begins with the date of the committee's first activity.

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



**PARTIES AND PACs**

**GENERAL ELECTION**

**REPORTING FORMS**

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

**WHERE TO FILE**

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

**LABEL**

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

**LAST-MINUTE INDEPENDENT EXPENDITURES**

Any PAC which makes any independent expenditures aggregating \$1,000 or more during the period beginning October 18 and ending November 4 must report them within 24 hours. Call the FEC for more information.

**COMPLIANCE**

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

91040864671

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



FEDERAL ELECTION COMMISSION  
WASHINGTON, DC 20411

RQ-7

December 31, 1990

Marion O. Greene, Treasurer  
Keep Hope Alive Political  
Action Committee  
733 15th Street, NW, Room 700  
Washington, DC 20005

Identification Number: C00229286

Reference: 30 Day Post-General Report (10/1/90-11/26/90)

Dear Mr. Greene:

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

It is important that you file this report immediately with the Federal Election Commission, 999 E Street, NW, Washington, DC 20463 (or with the Clerk of the House or the Secretary of the Senate, as appropriate). A copy of the report or its relevant portions should also be filed with the Secretary of State or equivalent state officer (see 11 CFR §§108.2, 108.3, 108.4).

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

If you have any questions, please contact Edward Ryan 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

91040864672  
; J 3679:376

TELECON

**ANALYST:** Ed Ryan

**CONVERSATION WITH:** Marion O. Greene, Treasurer (202)544-2989 and Ms. Kate Boyce  
of Patton, Boggs, and Blow (202)457-6094

**COMMITTEE:** Keep Hope Alive Political Action Committee (C00229286)

**DATE:** 1/29/81

**SUBJECT(S):** Failure to File the 30 Day Post-General Report.

I placed a telephone call to the Keep Hope Alive Political Action Committee ("the Committee") offices at 104 North Carolina Avenue, SE, Washington, D.C. 200 03 in an attempt to get in touch with Marion O. Greene, the Treasurer. The Committee had a telephone answering machine recording all messages so I left a message fully explaining why I had called and that someone should return my phone call.

Later on the same day I received a telephone call from Ms. Kate Boyce, who is an attorney with Patton, Boggs, and Blow. She said she worked with the Committee and wanted to discuss why the Committee had not filed the 30 Day Post-General Report. She said she was having problems obtaining bank records that would help her to amend previous reports, as well as, prepare the 1990 30 Day Post-General Report. She said she did not want to file anything until the previous reports were corrected. I told her that her first priority should be to get the Post General Report submitted by close of business(cob) on January 30, 1991. Any additional amendments that were needed for previous reports and the Post-General Report could be filed at a later date, since they were not requested by the Commission. She understood and said she would have the reports in by cob on January 30, 1991.

9 1 0 4 0 8 6 4 6 7 3

# REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee  
(Summary Page)

USE FEC MAILING LABEL OR TYPE OR PRINT

1 NAME OF COMMITTEE (in full)  
**KEEP HOPE ALIVE POLITICAL ACTION COMMITTEE**

ADDRESS (number and street)  Check if different than previously reported  
**104 North Carolina Ave. S.E.**

CITY, STATE and ZIP CODE  
**Washington, D.C. 20003**

91 JAN 31 AM 6:06

2 FEC IDENTIFICATION NUMBER  
**CO0229286**

3  The committee qualified as a multicandidate committee DURING THIS Reporting Period on \_\_\_\_\_ (date)

## 4. TYPE OF REPORT

- (a)  April 15 Quarterly Report  
 July 15 Quarterly Report  
 October 15 Quarterly Report  
 January 31 Year End Report  
 July 31 Mid Year Report (Non-election Year Only)  
 Termination Report
- Monthly Report Due On  
 February 20      June 20      October 20  
 March 20      July 20      November 20  
 April 20      August 20      December 20  
 May 20      September 20      January 31
- Twelfth day report preceding \_\_\_\_\_ (Type of Election) election on \_\_\_\_\_ in the State of \_\_\_\_\_
- Thirtieth day report following the General Election or **Nov. 6, '90** in the State of \_\_\_\_\_
- 30 Day Post General Report
- (b) Is this Report an Amendment?  YES  NO

### SUMMARY

	COLUMN A This Period	COLUMN B Calendar Year-to-Date
5 Covering Period <b>Oct. 1, '90</b> through <b>Nov. 26, '90</b>		
6 (a) Cash on Hand January 1, <b>1990</b>		\$ 47,234.94
(b) Cash on Hand at Beginning of Reporting Period	\$ 1,058.85	
(c) Total Receipts (from Line 18)	\$ 18,967.99	\$170,340.58
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	\$ 20,026.84	\$217,575.52
7 Total Disbursements (from Line 28) <b>14</b>	\$ <b>14,767.44</b>	\$ <b>212,316.12</b>
8 Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6 d)	\$ <b>5,259.40</b>	\$ <b>5,259.40</b>
9 Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and or Schedule D)	\$ 7,820.00	For further information contact: Federal Election Commission 999 E Street NW Washington DC 20463 Toll Free 800 424 9530 Local 202 376 3120
10 Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and or Schedule D)	\$ 9,031.43	

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 **Marion O. Greene**

Signature of Treasurer: *Marion O. Greene* Date: Jan. \_\_, 1990

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

2 1 0 3 6 3 4 1 4 3 7

91 MAR 21 PM 3:51

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

**SENSITIVE**

**FIRST GENERAL COUNSEL'S REPORT**

RAD Referral # 91NF-57  
Staff Member: Jeffrey Long

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

RESPONDENTS: Keep Hope Alive Political Action Committee and  
Marion O. Greene, as treasurer

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

INTERNAL REPORTS CHECKED: Referral Materials

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

The Reports Analysis Division ("RAD") referred the Keep Hope Alive Political Action Committee and Marion O. Greene, as treasurer, ("Committee") to the Office of the General Counsel on February 26, 1991. Attachment 1. The basis for the attached referral is the Committee's failure to timely file the 1990 April Quarterly, 1990 July Quarterly and 1990 30 Day Post-General Reports. In addition, the Committee failed to file in a timely manner two reports for the 1989 Alabama Special Primary and Special General Elections in February, 1989. Attachment 2.

II. FACTUAL AND LEGAL ANALYSIS

A. Filing of Reports

For the Factual and Legal Analysis, see Attachment 3. The Office of the General Counsel recommends that the Commission

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open a Matter Under Review and find reason to believe that the Keep Hope Alive Political Action Committee and Marion O. Greene, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i), 434(a)(4)(A)(ii), and 434(a)(4)(A)(iii).

**III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY**

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**III. RECOMMENDATIONS**

1. Open a MUR.
2. Find reason to believe the Keep Hope Alive Political Action Committee and Marion O. Greene, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i), 434(a)(4)(A)(ii), and 434(a)(4)(A)(iii), and enter into conciliation prior to a finding of probable cause to believe.
3. Approve the appropriate letter, and the attached Factual and Legal Analysis and proposed conciliation agreement.

Lawrence M. Noble  
General Counsel

3/21/91  
Date

BY:   
Lois G. Lerner  
Associate General Counsel

**Attachments**

1. Referral Materials
2. Special Election Reports
3. Proposed agreement
4. Factual and Legal Analysis

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Keep Hope Alive Political Action )  
Committee and Marion O. Greene, )  
as treasurer. )

RAD Referral #91NF-57

(MUR 3243)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on March 26, 1991, the Commission decided by a vote of 5-0 to take the following actions in RAD Referral #91NF-57:

1. Open a MUR.
2. Find reason to believe the Keep Hope Alive Political Action Committee and Marion O. Greene, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i), 434(a)(4)(A)(ii), and 434(a)(4)(A)(iii), and enter into conciliation prior to a finding of probable cause to believe.

(Continued)

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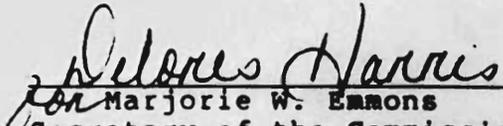
3. Approve the appropriate letter, and the Factual and Legal Analysis and proposed conciliation agreement, as recommended in the General Counsel's Report dated March 21, 1991.

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

Attest:

3-27-91

Date

  
for Marjorie W. Emmons  
Secretary of the Commission

Received in the Secretariat: Thurs., Mar. 21, 1991 3:51 p.m.  
Circulated to the Commission: Fri., Mar. 22, 1991 12:00 p.m.  
Deadline for vote: Tues., Mar. 26, 1991 4:00 p.m.

dr

91040864682



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

March 29, 1991

Marion O. Greene, Treasurer  
Keep Hope Alive Political  
Action Committee  
733 15th Street, N.W.  
Room 700  
Washington, D.C. 20005

RE: MUR 3243  
Keep Hope Alive Political  
Action Committee and Marion  
O. Greene, as treasurer

Dear Ms. Greene:

On March 26, 1991, the Federal Election Commission found that there is reason to believe Keep Hope Alive Political Action Committee ("Committee") and you, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i), 434(a)(4)(A)(ii), and 434(a)(4)(A)(iii) provisions of 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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Marion O. Greene, 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.

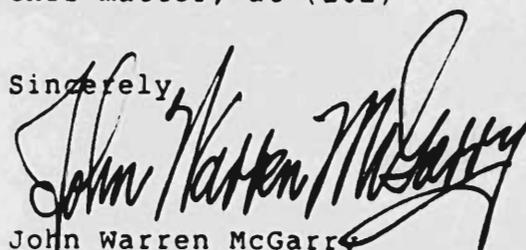
Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

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 Jeffrey Long, the staff member assigned to this matter, at (202) 376-5690.

Sincerely,



John Warren McGarry  
Chairman

Enclosures

Factual and Legal Analysis  
Procedures  
Designation of Counsel Form  
Conciliation Agreement

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FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

RESPONDENTS: Keep Hope Alive Political  
Action Committee and Marion  
O. Greene, as treasurer

MUR 3243

Filing Reports

The Federal Election Campaign Act of 1971, as amended ("the Act"), provides that all unauthorized committees choosing to file quarterly shall file quarterly reports, in a calendar year in which a regularly scheduled general election is held, no later than the 15th day after the last day of each calendar quarter. 2 U.S.C. § 434(a)(4)(A)(i). Such committees shall also file a pre-election and post-general election report. The pre-election report shall be filed no later than the 12th day before any election in which the committee makes a contribution to or expenditure on behalf of a candidate in such election, and which shall be complete as of the 20th day before the election. 2 U.S.C. § 434(a)(4)(A)(ii). The post-general election report shall be filed no later than the 30th day after the general election and shall be complete as of the 20th day after such general election. 2 U.S.C. § 434(a)(4)(A)(iii). Thus, the due date for the 1990 April Quarterly Report was April 15, 1990, the due date for the 1990 July Quarterly Report was July 15, 1990, and the due date for the 1990 Post-General Election Report was December 6, 1990. The Keep Hope Alive Political Action Committee and Marion O. Greene, as treasurer, ("Committee") was notified on March 2, 1990, and on June 21,

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1990, of the due dates for the April and July Quarterly Reports respectively. The Committee did not file the 1990 April and July Quarterly Reports by the respective due dates. The Committee was notified on May 8, 1990, that the April report had not been received. On May 10, 1990, the Committee filed the April Quarterly Report, which was twenty-five days late. On July 20, 1990, the Committee filed the July Quarterly Report, which was five days late.

In addition, on October 31, 1990, the Committee was given prior notice that the post-general election report was due on December 6. After not receiving the Committee's post-general report, a non-filer notice was sent on December 31. The Committee filed the 1990 Post-General Report on January 31, 1991, which was fifty-six days late.

Furthermore, the Committee made two contributions in connection with the 1989 Alabama 3rd District Special Runoff and Special General elections, requiring the Committee to file two pre-election reports. The 1989 Special Election Pre-Runoff Report covering the period 1/26/89 - 2/15/89 was due on 2/23/89. The 1989 Special Election Pre-General Report covering the period 2/16/89 - 3/15/89 was due 3/20/89. Keep Hope Alive PAC contributed \$1,000 to the Committee to Elect Ford to Congress ("Ford") on 2/7/89 and contributed a second \$1,000 contribution to Ford on 2/17/89. The Committee filed the Pre-Runoff Report on May 23, which was 89 days late, and the Pre-General Report on May 23, which was 64 days late.

Therefore, there is reason to believe that the Keep Hope Alive

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Political Action Committee and Marion O. Greene, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i), 434(a)(4)(A)(ii), and 434(a)(4)(A)(iii).

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 23, 1991

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Marion O. Greene, Treasurer  
Keep Hope Alive Political  
Action Committee  
733 15th Street, N.W.  
Room 700  
Washington, D.C. 20005

RE: MUR 3243  
Keep Hope Alive Political  
Action Committee and Marion  
O. Greene, as treasurer

Dear Ms. Greene:

On March 29, 1991, 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

BY: George F. Rishel  
Assistant General Counsel

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PATTON, BOGGS & BLOW  
2550 M STREET, N.W.  
WASHINGTON, D.C. 20037  
(202) 457-6000

TRT TELEX: 197780  
TELECOPIER: 457-6315

WRITER'S DIRECT DIAL

(202) 457-6094

May 29, 1991

BY HAND

Jeffrey Long, Esq.  
Office of General Counsel  
Federal Election Commission  
999 E Street, N.W.  
Washington, D.C. 20463

91 MAY 29 PM 4: 12

RECEIVED  
FEDERAL ELECTION COMMISSION

Re: MUR 3243 - Keep Hope Alive PAC

Dear Mr. Long:

The Keep Hope Alive Political Action Committee (the "Committee"), has designated me as counsel (see Attachment I) to respond to the Federal Election Commission's letters of March 29 and April 23, 1991 regarding the Committee's untimely filing of several reports. Unfortunately, the Committee only recently received the Commission's letters which were sent to an old address. Although the PAC twice filed amended Statements of Organization to advise the Commission of the correct address, apparently the Commission's records were not changed to reflect that address. To avoid any similar difficulties in the future, I have provided to the Commission, under separate cover, a new amended Statement of Organization (see Attachment II) reflecting the Committee's new address.

As to the issues raised in MUR 3243, the Committee acknowledges the untimely submission of the reports in question (a 1989 Special Pre-Runoff Report and Special Pre-General Report, and the 1990 April and July Quarterly Reports and Post-General Report). Apparently the two 1989 special Election reports, while timely prepared in Washington by the Committee's Executive Director, the reports were not timely signed and submitted by the gentleman who served as Treasurer of the Committee in early 1989.

At the end of January, 1990, the Committee's Executive Director resigned. A month or two later the Committee appointed a new Treasurer and new Executive Director. The Executive Director was responsible for preparation of the Committee's reports, however, transition complications resulted in the

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PATTON, BOGGS & BLOW

Jeffrey Long, Esq.  
May 29, 1991  
Page 2

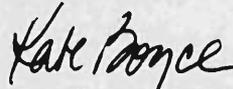
untimely preparation and filing of the April Quarterly Report. Preparation of the July Quarterly Report was timely but the report was filed 5 days late.

As to the 1990 Post-General Report, the Executive Director did not timely prepare or file the report because she did not understand that it was required even though the Committee had no election activity to report. Then, since the Commission's late filing notice of December 31, 1990 was sent to the old address, the Committee never received the letter. When the Reports Analyst assigned to the Committee called me in late January 1991 about the overdue Post-General Report, I assisted the Committee's Executive Director in preparing the report so that it could be filed by January 30 as requested by the Reports Analyst. The Committee's 1990 Year-End Report was timely filed on January 31, 1991.

The Committee hereby agrees to enter into negotiation of a conciliation agreement to settle this matter.

Thank you for your cooperation.

Respectfully submitted,



Katharine R. Boyce  
Counsel to  
Keep Hope Alive  
Political Action Committee

KRB/vsa  
Enclosures

cc: Marion O. Greene, Treasurer

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STATEMENT OF DESIGNATION OF COUNSEL

MUR 3243

**NAME OF COUNSEL:** Katharine R. Boyce

**ADDRESS:** Patton, Boggs & Blow

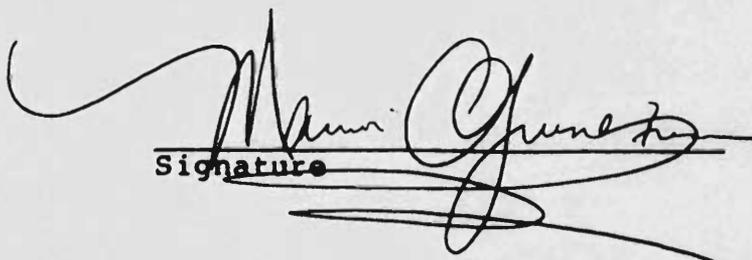
2550 M Street, N.W.

Washington, D.C. 20037

**TELEPHONE:** (202) 457-6094

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.

5/24/91  
Date

  
Signature

**RESPONDENT'S NAME:** Keep Hope Alive Political  
Action Committee

**ADDRESS:** 2550 M Street, N.W.

Washington, D.C. 20037

**HOME PHONE:** \_\_\_\_\_

**BUSINESS PHONE:** (202) 457-6000

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# STATEMENT OF ORGANIZATION

(See reverse side for instructions)

1. (a) NAME OF COMMITTEE IN FULL <input type="checkbox"/> (Check if name is changed) <b>Keep Hope Alive Political Action Committee</b>	2. DATE <b>5/20/91</b>
(b) Number and Street Address <input type="checkbox"/> (Check if address is changed) <b>2550 M Street, N.W.</b>	3. FEC IDENTIFICATION NUMBER <b>CO 0229286</b>
(c) City, State and ZIP Code <b>Washington, D.C. 20037</b>	4. IS THIS STATEMENT AN AMENDMENT? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO

5. TYPE OF COMMITTEE (Check one)

- (a) This committee is a principal campaign committee. (Complete the candidate information below.)
  - (b) This committee is an authorized committee, and is NOT a principal campaign committee. (Complete the candidate information below.)
- |                   |                             |               |                |
|-------------------|-----------------------------|---------------|----------------|
| Name of Candidate | Candidate Party Affiliation | Office Sought | State/District |
|                   |                             |               |                |
- (c) This committee supports/opposes only one candidate \_\_\_\_\_ and is NOT an authorized committee.  
(name of candidate)
  - (d) This committee is a \_\_\_\_\_ committee of the \_\_\_\_\_ Party.  
(National, State or subordinate) (Democratic, Republican, etc.)
  - (e) This committee is a separate segregated fund.
  - (f) This committee supports/opposes more than one Federal candidate and is NOT a separate segregated fund or a party committee.

6. Name of Any Connected Organization or Affiliated Committee	Mailing Address and ZIP Code	Relationship

Type of Connected Organization  
 Corporation  Corporation w/o Capital Stock  Labor Organization  Membership Organization  Trade Association  Cooperative

7. Custodian of Records: Identify by name, address (phone number -- optional) and position of the person in possession of committee books and records.

Full Name	Mailing Address	Title or Position
Katharine R. Boyce	Patton, Boggs & Blow 2550 M Street, N.W. Washington, D.C. 20037	Assistant Treasurer and Counsel

8. Treasurer: List the name and address (phone number -- optional) of the treasurer of the committee; and the name and address of any designated agent (e.g., assistant treasurer).

Full Name	Mailing Address	Title or Position
Marion O. Greene	ITAL 1130 Connecticut Ave., N.W., #700 Washington, D.C. 20036	Treasurer

9. Banks or Other Depositories: List all banks or other depositories in which the committee deposits funds, holds accounts, rents safety deposit boxes or maintains funds.

Name of Bank, Depository, etc.	Mailing Address and ZIP Code
Riggs National Bank	P.O. Box 96758 Washington, D.C. 20090-6758

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

TYPE OR PRINT NAME OF TREASURER	SIGNATURE OF TREASURER	DATE
Marion O. Greene		5/24/91

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. §437g. ANY CHANGE IN INFORMATION SHOULD BE REPORTED WITHIN 10 DAYS.

--	--	--	--

For further information contact:  
 Federal Election Commission  
 Toll-free 800-424-  
 Local 202-376-311

**FEC FORM 1**  
4/87

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RECEIVED  
F.E.C.  
SECRETARIAT

BEFORE THE FEDERAL ELECTION COMMISSION

SEP 22 AM 10:17

In the Matter of

Keep Hope Alive Political Action )  
Committee and Marion O. Greene, )  
as treasurer )

MUR 3243

**SENSITIVE**

GENERAL COUNSEL'S REPORT

I. BACKGROUND

Attached is a conciliation agreement which has been signed by Katherine R. Boyce, counsel to Keep Hope Alive Political Action Committee and Marion O. Greene, as treasurer, (the "PAC" or the "Respondents").

II. RECOMMENDATIONS

1. Accept the attached conciliation agreement with Keep Hope Alive Political Action Committee and Marion O. Greene, as treasurer.

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2. Close the file.
3. Approve the appropriate letter.

Lawrence M. Noble  
General Counsel

8-21-91  
Date

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

Attachments

1. Conciliation Agreement
2. Photocopy of civil penalty check

Staff Assigned: Jeffrey Long

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Keep Hope Alive Political Action ) MUR 3243  
Committee and Marion O. Greene, )  
as treasurer. )

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on August 26, 1991, the Commission decided by a vote of 5-0 to take the following actions in MUR 3243:

1. Accept the conciliation agreement with Keep Hope Alive Political Action Committee and Marion O. Greene, as treasurer, as recommended in the General Counsel's Report dated August 21, 1991.
2. Close the file.
3. Approve the appropriate letter, as recommended in the General Counsel's Report dated August 21, 1991.

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

Attest:

Aug. 26, 1991  
Date

for Delores Harris  
Marjorie W. Emmons  
Secretary of the Commission

Received in the Secretariat: Thurs., August 22, 1991 10:17 a.m.  
Circulated to the Commission: Thurs., August 22, 1991 4:00 p.m.  
Deadline for vote: Mon., August 26, 1991 4:00 p.m.

dr

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

**CLOSED**

August 30, 1991

Katherine R. Boyce, Esquire  
Patton, Boggs & Blow  
2550 M Street, N.W.  
Washington, D.C. 20037

RE: MUR 3243  
Keep Hope Alive Political  
Action Committee and  
Marion O. Greene, as treasurer

Dear Ms. Boyce::

On August 26, 1991, 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)(i), 434(a)(4)(A)(ii), and 434(a)(4)(A)(iii), provisions 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) 219-3690.

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

Keep Hope Alive Political Action )  
Committee and Marion O. Greene, ) MUR 3243  
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 Keep Hope Alive Political Action Committee and Marion O. Greene, as treasurer ("Respondents") violated 2 U.S.C §§ 434(a)(4)(A)(i), 434(a)(4)(A)(ii), and 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. Keep Hope Alive Political Action Committee is a

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political committee within the meaning of 2 U.S.C. § 431(4).

2. Marion O. Greene is the treasurer of Keep Hope Alive Political Action Committee.

3. The Federal Election Campaign Act of 1971, as amended ("the Act"), provides that all unauthorized committees choosing to file quarterly shall file quarterly reports, in a calendar year in which a regularly scheduled general election is held, no later than the 15th day after the last day of each calendar quarter.

2 U.S.C. § 434(a)(4)(A)(i). Thus, the due date for the 1990 April Quarterly Report was April 15, 1990, and the due date for the 1990 July Quarterly Report was July 15, 1990.

4. Such committees shall also file a pre-election report no later than the 12th day before any election in which the committee makes a contribution to or expenditure on behalf of a candidate in such election, and which shall be complete as of the 20th day before the election. 2 U.S.C. § 434(a)(4)(A)(ii).

5. Such committees shall also file a post-general election report no later than the 30th day after the general election and which shall be complete as of the 20th day after such general election. 2 U.S.C. § 434(a)(4)(A)(iii). Thus, the due date for the 1990 Post-General Report was December 6, 1990.

6. The Respondents were notified on March 2, 1990, and on June 21, 1990, of the due dates for the April and July Quarterly Reports respectively. The Committee did not file the 1990 April and July Quarterly Reports by the respective due dates. The Committee was notified on May 8, 1990, that the April report had not been received. On May 10, 1990, the Committee filed the April

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Quarterly Report, which was twenty-five days late, and disclosed \$136,726 in receipts, \$96,762 in disbursements and \$87,198 cash on hand. On July 20, 1990, the Committee filed the July Quarterly Report, which was five days late, and disclosed \$9,626 in receipts and \$39,264 in disbursements, and 57,560 cash on hand.

7. On October 31, 1990, the Respondents were given prior notice that the post-general election report was due on December 6. A non-filer notice was sent on December 31. The Committee filed the 1990 Post-General Report on January 31, 1991, which was fifty-six days late, and disclosed \$18,967 in receipts, \$14,767 in disbursements, and \$5,259 cash on hand.

8. On February 7, 1989 and February 17, 1989, the Respondents made \$1,000 contributions to the Committee to Elect Ford to Congress in connection with the 1989 Special Runoff and Special General elections in the third district of Alabama. The Special Pre-Runoff Report was due on February 23, 1989, and the Special Pre-General Report was due on March 20, 1989.

9. The Respondents filed the Special Pre-Runoff Report on May 23, 1989, which was 89 days late and disclosed \$31,162 in receipts, \$13,935 in disbursements, and \$146,045 cash on hand. The Respondents filed the Special Pre-General Report on May 23, 1989, which was 64 days late and disclosed \$65,308 in receipts, 461,735 in disbursements, and \$163,272 cash on hand.

V. Respondents failed to file timely the Alabama 1989 Special Pre-Runoff Election and Special Pre-General Election Reports, and the 1990 April Quarterly, July Quarterly and Post-General Election Reports in violation of 2 U.S.C.

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§§ 434(a)(4)(A)(i), 434(a)(4)(A)(ii), and 434(a)(4)(A)(iii).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of three thousand four hundred (\$3,400.00), pursuant to 2 U.S.C. § 437g(a)(5)(A).

VII. The Commission, on request of anyone filing a complaint under 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.

X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no

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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*  
Lois G. Lerner *by*

*8-30-91*  
Date

FOR THE RESPONDENTS:

*Katharine R. Boyce*  
Katharine R. Boyce  
Counsel to  
Keep Hope Alive  
Political Action Committee

*August 14, 1991*  
Date

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 3243

DATE FILMED 10/12/91 CAMERA NO. 2

CAMERAMAN AS

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