FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

THE FOLLOWING DOCUMENTATION IS ADDED TO

THE PUBLIC RECORD IN CLOSED MUR 3349.

2/21/92

92040292147

MUR 3349

CLOSED

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Feb. 11, 1992

TWO WAY MEMORANDUM

TO: Virginia Whitted
OGC, Docket

FROM: Philomena Brooks PB
Accounting Technician

SUBJECt: Account Determination for Funds Received

We recently received a check from Pete Peterson Campaign Fund, check number 0756, dated Nov. 30, 1992, and in the amount of $ 900.00. Attached is a copy of the check and any correspondence that was forwarded. Please indicate below the account into which it should be deposited, and the MUR number and name.

==========

TO: Philomena Brooks
Accounting Technician

FROM: Virginia Whitted
OGC, Docket

In reference to the above check in the amount of $ 900.00, the MUR number is 3349 and in the name of Pete Peterson Campaign Fund. The account into which it should be deposited is indicated below:

__ Budget Clearing Account (OGC), 95F3875.16

✓ Civil Penalties Account, 95-1099.160

__ Other: _____

Virginia Whitted
Signature

2/12/92
Date

9204089214 8

PETE PETERSON 021390
CAMPAIGN FUND
109 W. COLLEGE AVE., SUITE 2
TALLAHASSEE, FL 32301
PH. 904-561-3979

0756

63-778/631
BRANCH 787

1/31 19 91

PAY TO THE ORDER OF F.E.C. $ 900.00

Nine Hundred and 00/100 DOLLARS

© HARLAND 1989

Sun Bank/Tallahassee, N.A.
Downtown Office
150 South Monroe Street
Tallahassee, Florida 32301

FOR MUR3349

Mary K Vancore

⑈000756⑈ ⑆063107788⑆078700057190⑆⑈

920408921 49

FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

THIS IS THE BEGINNING OF MUR # 3349

DATE FILMED 3/13/90 CAMERA NO. 3

CAMERAMAN Tmh

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: February 22 1991
ANALYST: Elfi Blum-Page

I. COMMITTEE: Pete Peterson Campaign Fund
(C00239558)
Pat Kennedy, Treasurer
(September 7, 1990 - Present)
Oliver Carl Neal, Treasurer
(November 14, 1989-September 6, 1990)
130 Salem Court
Tallahassee, FL 32301[1/]

II. RELEVANT STATUTE: 2 U.S.C. §441a(f)

III. BACKGROUND:

Receipt of Excessive Contributions

The Pete Peterson Campaign Fund ("the Committee") has during 1990 accepted excessive contributions, totaling $5,500.00. These contributions were made by two (2) non-registered political organizations.

Schedule A of the Committee's 1990 12 Day Pre-General Report disclosed the receipt of excessive contributions totalling $5,500.00 on October 1, and October 3, 1990 (Attachment 2). On November 27, 1990 a Request for Additional Information ("RFAI") was sent to the Committee (Attachment 3). The RFAI noted the receipt of the excessive contributions and requested that the Committee refund or seek redesignation of the amount in excess of the $1,000 limit.

On December 11, 1990 the Committee responded by letter (Attachment 4). In the letter the Committee stated that the

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1/ All correspondence was sent to the Committee's former address of record 109 West College Avenue, Tallahassee, FL 32301

excessive amounts would be refunded immediately, and that a separate letter would be following with copies of the refund checks.

On December 14, 1990, the Committee provided the additional information (Attachment 5). The Committee provided photocopies of letters of redesignation totalling $4,000 and of refund checks totalling $3,500. The Committee also disclosed the date of the redesignations and refunds as December 7, 1990. The Committee's 1990 Year End Report disclosed the two (2) refunds on Schedule B, however the Committee failed to report the redesignations as memo entries on Schedule A of the report (Attachment 6.)

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None.

FEDERAL ELECTION COMMISSION
1989-1990
CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

DATE 21FEB91

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	RECEIPTS PRIMARY	RECEIPTS GENERAL	DISBURSEMENTS PRIMARY	DISBURSEMENTS GENERAL	COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
								TYPE OF FILER	
PETERSON, DOUGLAS BRIAN	HOUSE 02	DEMOCRATIC PARTY				FLORIDA	1990 ELECTION	ID# H0FL02045	
1. STATEMENT OF CANDIDATE									
1989 STATEMENT OF CANDIDATE							20NOV89	1	89HSE/385/4915
2. PRINCIPAL CAMPAIGN COMMITTEE									
PETE PETERSON CAMPAIGN FUND							ID #C00239558 HOUSE		
1989 STATEMENT OF ORGANIZATION							20NOV89	1	89HSE/385/4914
YEAR-END			7,975		525		20NOV89 -31DEC89	8	90HSE/391/0054
YEAR-END		- AMENDMENT	7,975		525		1NOV89 -31DEC89	7	90HSE/408/2052
YEAR-END		- AMENDMENT	7,975		525		1NOV89 -31DEC89	6	90HSE/409/2845
1990 48 HOUR CONTRIBUTION NOTICE							30AUG90	1	90HSE/407/0569
48 HOUR CONTRIBUTION NOTICE							6SEP90	1	90HSE/407/2162
STATEMENT OF ORGANIZATION - AMENDMENT							13SEP90	1	90HSE/407/4425
48 HOUR CONTRIBUTION NOTICE							26OCT90	1	90HSE/416/0010
48 HOUR CONTRIBUTION NOTICE							26OCT90	2	90HSE/416/0615
48 HOUR CONTRIBUTION NOTICE							26OCT90	2	90HSE/416/1786
48 HOUR CONTRIBUTION NOTICE							29OCT90	1	90HSE/416/3619
48 HOUR CONTRIBUTION NOTICE							29OCT90	1	90HSE/416/1944
48 HOUR CONTRIBUTION NOTICE							29OCT90	1	90HSE/416/3477
48 HOUR CONTRIBUTION NOTICE							31OCT90	1	90HSE/416/5475
48 HOUR CONTRIBUTION NOTICE							31OCT90	1	90HSE/416/5477
48 HOUR CONTRIBUTION NOTICE							31OCT90	1	90HSE/416/5478
48 HOUR CONTRIBUTION NOTICE							5NOV90	1	90HSE/417/1345
48 HOUR CONTRIBUTION NOTICE							5NOV90	2	90HSE/417/1684
48 HOUR CONTRIBUTION NOTICE							5NOV90	1	90HSE/417/1005
48 HOUR CONTRIBUTION NOTICE							5NOV90	1	90HSE/417/1004
48 HOUR CONTRIBUTION NOTICE							5NOV90	1	90HSE/417/1003
48 HOUR CONTRIBUTION NOTICE							6NOV90	1	90HSE/417/1686
48 HOUR CONTRIBUTION NOTICE							7NOV90	1	90HSE/417/2541
48 HOUR CONTRIBUTION NOTICE							7NOV90	1	90HSE/417/2456
48 HOUR CONTRIBUTION NOTICE							9NOV90	1	90HSE/417/3115
48 HOUR CONTRIBUTION NOTICE							9NOV90	2	90HSE/417/3223
48 HOUR CONTRIBUTION NOTICE							14NOV90	3	90HSE/417/3843
48 HOUR CONTRIBUTION NOTICE							14NOV90	3	90HSE/417/3849
APRIL QUARTERLY			50,107		43,339		1JAN90 -31MAR90	60	90HSE/395/4195
APRIL QUARTERLY		- AMENDMENT	-		-		1JAN90 -31MAR90	5	90HSE/397/0691
APRIL QUARTERLY		- AMENDMENT	42,382		45,391		1JAN90 -31MAR90	24	90HSE/408/2955
APRIL QUARTERLY		- AMENDMENT	42,382		45,391		1JAN90 -31MAR90	25	90HSE/409/2757
1'ST LETTER INFORMATIONAL NOTICE							1JAN90 -31MAR90	1	90FEC/641/3210
JULY QUARTERLY			42,231		38,364		1APR90 -30JUN90	41	90HSE/403/5155
JULY QUARTERLY		- AMENDMENT	-		-		1APR90 -30JUN90	2	90HSE/408/0055
JULY QUARTERLY		- AMENDMENT	42,231		38,354		1APR90 -30JUN90	25	90HSE/408/2082
JULY QUARTERLY		- AMENDMENT	42,231		38,354		1APR90 -30JUN90	26	90HSE/410/3561
REQUEST FOR ADDITIONAL INFORMATION							1APR90 -30JUN90	4	90FEC/651/3938
REQUEST FOR ADDITIONAL INFORMATION 2ND							1APR90 -30JUN90	5	90FEC/654/3374
PRE-PRIMARY			11,365		16,758		1JUL90 -15AUG90	16	90HSE/406/0563

FEDERAL ELECTION COMMISSION
1989-1990
CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	RECEIPTS PRIMARY	RECEIPTS GENERAL	DISBURSEMENTS PRIMARY	DISBURSEMENTS GENERAL	COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
							TYPE OF FILER		
PRE-PRIMARY	- AMENDMENT		11,365		16,758		1JUL90 -15AUG90	15	90HSE/408/2323
PRE-PRIMARY	- AMENDMENT		11,365		16,758		1JUL90 -15AUG90	17	90HSE/410/3564
1ST LETTER INFORMATIONAL NOTICE							1JUL90 -15AUG90	2	90FEC/655/2552
OCTOBER QUARTERLY			-		-		16AUG90 - 4SEP90	13	90HSE/407/3053
OCTOBER QUARTERLY	- AMENDMENT		-		-		16AUG90 - 4SEP90	13	90HSE/408/2996
OCTOBER QUARTERLY				57,631		43,133	16AUG90 -30SEP90	27	90HSE/409/3442
OCTOBER QUARTERLY	- AMENDMENT			-		-	16AUG90 -30SEP90	1	91FEC/683/1941
OCTOBER QUARTERLY	- AMENDMENT			53,842		39,344	16AUG90 -30SEP90	6	91HSE/424/0924
REQUEST FOR ADDITIONAL INFORMATION							16AUG90 - 4SEP90	2	90FEC/657/3532
REQUEST FOR ADDITIONAL INFORMATION							16AUG90 -30SEP90	2	90FEC/671/3091
REQUEST FOR ADDITIONAL INFORMATION 2ND							16AUG90 -30SEP90	1	90FEC/679/0136
PRE-GENERAL				37,380		51,916	10OCT90 -17OCT90	19	90HSE/414/0569
PRE-GENERAL	- AMENDMENT			-		-	10OCT90 -17OCT90	1	90HSE/421/3057
PRE-GENERAL	- AMENDMENT			-		-	10OCT90 -17OCT90	5	90HSE/422/0122
PRE-GENERAL	- AMENDMENT			37,360		51,918	10OCT90 -17OCT90	5	91HSE/424/0930
REQUEST FOR ADDITIONAL INFORMATION							10OCT90 -17OCT90	3	90FEC/671/3087
POST-GENERAL				112,316		111,902	18OCT90 -26NOV90	41	90HSE/421/2083
POST-GENERAL	- AMENDMENT			100,504		100,090	18OCT90 -26NOV90	8	91HSE/424/0935
REQUEST FOR ADDITIONAL INFORMATION							18OCT90 -26NOV90	2	91FEC/679/3731
REQUEST FOR ADDITIONAL INFORMATION 2ND							18OCT90 -26NOV90	3	91FEC/682/4701
YEAR-END				10,750		13,724	27NOV90 -31DEC90	15	91HSE/423/1929
YEAR-END	- AMENDMENT			10,750		13,724	27NOV90 -31DEC90	7	91HSE/424/0917
TOTAL			103,953	202,476	101,028	205,076		504	TOTAL PAGES

3. AUTHORIZED COMMITTEES
4. JOINT FUNDRAISING COMMITTEES AUTHORIZED BY THE CAMPAIGN

All reports have been reviewed.

Cash on hand as of 12/31/90 = $323.51

Debts owed by the committee as of 12/31/90 = $62,141.08

1990 12 Day Pre-General Report

Attachment 2

Page 1 of 1

SCHEDULE A

ITEMIZED RECEIPTS

Use a separate schedule for each category of the Detailed Summary Page

Page 1 / 1

Schedule 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 solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

Pete Peterson Campaign, 109 W. College, Tallahassee, FL 32301 C00239558

Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
2d Congressional District DEC P.O. Box 960 Bronson, FL 32621 Receipt For: [ ] Primary [X] General [ ] Other (specify):	Occupation Aggregate Year-to-Date > $ 2,500.00	10-03-90	2,500.00
Jackson County DEC Marianna, Fl 32446 Receipt For: [ ] Primary [X] General [ ] Other (specify):	Occupation Aggregate Year-to-Date > $ 5,000.00	10-01-90	5,000.00
Democratic Women's Club Florida P.O. Box 607 Cedar Key, FL 32625 Receipt For: [ ] Primary [X] General [ ] Other (specify):	Occupation Aggregate Year-to-Date > $ 100.00	10-07-90	100.00
Dixie County DEC P.O. Box 800 Cross City, FL 32628 Receipt For: [ ] Primary [X] General [ ] Other (specify):	Occupation Aggregate Year-to-Date > $ 500.00	10-11-90	500.00
Florida Democratic Party P.O. Box 1758 Tallahassee, FL 32302 Receipt For: [ ] Primary [X] General [ ] Other (specify):	Occupation Aggregate Year-to-Date > $ 1,000.00	10-08-90	1,000.00
Jefferson County DEC P.O. DWawer D Monticello, FL 32344 Receipt For: [ ] Primary [X] General [ ] Other (specify):	Occupation Aggregate Year-to-Date > $ 100.00	10-05-90	100.00
Union County DEC Rt 2 Box 219 Lake Butler, FL 32054 Receipt For: [ ] Primary [X] General [ ] Other (specify):	Occupation Aggregate Year-to-Date > $ 1,000.00	10-01-90	1,000.00

SUBTOTAL of Receipts This Page (optional) 10,200.00

TOTAL This Period (last page this line number only) 10,200.00

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-8

NOV 27 1990

Pat Kennedy, Treasurer
Pete Peterson Campaign Fund
109 West College Avenue
Tallahassee, FL 32301

Identification Number: C00239558

Reference: 12 Day Pre-General Report (10/1/90-10/17/90)

Dear Mr. Kennedy:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Schedule A of your report (pertinent portion attached) discloses a contribution(s) which appears to exceed the limit set forth in the Act. No political committee other than a qualified multicandidate committee may make contributions to a candidate for federal office in excess of $1,000 per election. The 2d Congressional District DEC and the Jackson County DEC does not appear to be registered with the Commission. The term "contribution" includes any gift, subscription, loan, advance or deposit of money and anything of value made by any person for the purpose of influencing any election for federal office. (2 U.S.C. §441a(a) and (f); 11 CFR §110.1(b))

If the contribution(s) in question was incompletely or incorrectly disclosed, you should amend your original report with the clarifying information. If the contribution(s) you received exceeds the limit, you should either refund to the donor(s) the amount in excess of $1,000 or get the donor(s) to redesignate the contribution(s) in writing. All refunds and redesignations must be made within sixty days of the treasurer's receipt of the contribution. Copies of refund checks and copies of letters redesignating the contributions in question may be used to respond to this letter. Refunds are reported on Line 20 of the Detailed Summary Page and on Schedule B of the report covering the period in which they are made. Redesignations are reported as memo entries on Schedule A of this report

covering the period in which the authorization for the redesignation is received. (11 CFR §104.8(d)(2) and (4))

Although the Commission may take further legal steps, prompt action by you to refund or seek redesignation of the excessive amount will be taken into consideration.

-For future reports, please note that loans should only be itemized on Schedule C, not on both Schedule C and Schedule D.

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Clerk of the House of Representatives, 1036 Longworth House Office Building, Washington, DC 20515 within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 376 2480.

Sincerely,

Linda Tangney

Linda Tangney
Reports Analyst
Reports Analysis Division

DEC - 7 1990 ✓
REGULAR MAIL

RECEIVED
OFFICE OF THE CLERK
HOUSE OF REPRESENTATIVES

Attachment 4
Page 1 of 1

PETE PETERSON FOR U.S. CONGRESS

Suite 2
109 West College Avenue
Tallahassee, FL 32301

904-561-3979

December 6, 1990

132632

Clerk of the House
of Representatives
1036 Longworth House
Office Building
Washington, DC 20515

Re: C00239558

Dear Sir:

In response to Linda Tangney's letter of November 27th, all the loans listed for Pete Peterson are personal loans, except for two listed in the November 26th Report. Those two loans are indicated in the Report as being from other sources to Mr. Peterson. They are to be repaid, principle only, as soon as Mr. Peterson has the funds to cover them, and within five years.

Concerning the over-payments by the two DECs, they will be refunded immediately. A separate letter is forthcoming with copies of the refund checks.

We apologize for the problems and appreciate your help.

Sincerely,

Pat Kennedy

Pat Kennedy
Bookkeeper

9021421057

REGULAR MAIL

DEC 10 1990

Pete Peterson for U.S. Congress

109 W. College Avenue • Suite 2 • Tallahassee, FL 32301 • (904) 561 3979

1990 DEC 14 AM 8:33

December 10, 1990

132632

Ms. Linda Tangney
Clerk of the House of Representives
1036 Longworth House Office Building
Washington, DC 20515

Identification Number: C00239558

Reference: 12 Day Pre-General Report (10/1/90-10/17/90)

Dear Ms. Tangney:

We are responding to your letter of November 27, 1990. Enclosed are letters for the 2d Congressional District DEC and the Jackson County DEC indicating they are redesignating their contributions for the Primary and General Elections respectively. Also we have refunded $500 to 2d Congressional District DEC and $3,000 to the Jackson County DEC. Enclosed are copies of the refund checks.

If you have any questions, please feel free to contact me. Thank you.

Sincerely,

Pat Kennedy

Pat Kennedy
Treasurer

Paid Political Advertisement Pete Peterson Campaign Fund Democrat

Pat Kennedy, Treasurer
Pete Peterson for Congress
109 W. College Avenue
Tallahassee, FL 32301

December 7, 1990

We have no objections to redesignate our contributon to reflect $1000 for the primary election and $1000 for the general election.

Doyle Green
Chair
Jackson County DEC

Pat Kennedy, Treasurer
Pete Peterson for Congress
109 W. College Avenue
Tallahassee, FL 32301

December 7, 1990

We have no objections to designate our contribution to reflect $1,000 for the primary election and $1,000 for the general election.

James Cobb
Chair
2nd Congressional District

PETE PETERSON
CAMPAIGN FUND
105 W COLLEGE AVE., SUITE 3
TALLAHASSEE FL 32301
PH 904-681-3570

636

March 7 1990

PAY TO THE ORDER OF Jackson County DEC $ 3000 00

Three thousand and 00/100 DOLLARS

Sun Bank/Tallahassee, N.A.

FOR Refund

Pete Peterson

⑈000636⑈ ⑆063107788⑆ 0787000578901⑈

Attachment 5
Page 4 of 5

PETE PETERSON 621300
CAMPAIGN FUND
109 W. COLLEGE AVE., SUITE 2
TALLAHASSEE, FL 32301
PH 904-561-3979

635

December 7 1990

PAY TO THE ORDER OF 21 Congressional District $ 560.00

Five hundred and 00/100 DOLLA

Sun Bank/Tallahassee, N.A.
Downtown Office
15 South Monroe Street
Tallahassee, Florida 32301

FOR Refund

Pat Kennedy

⑈000635⑈ ⑆063107788⑆0787000571901⑈

Attachment 5
Page 5 of 5

1990 Year-End Report

Attachment 6
Page 1 of 1

SCHEDULE B

ITEMIZED DISBURSEMENTS

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

PAGE 1 OF 1

FOR LINE NUMBER 20.b.

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 solicit contributions from such committee

NAME OF COMMITTEE (In Full)
Pete Peterson Campaign U.S. Congress,109 W.College,Tallahassee,FL C00239558

A. Full Name, Mailing Address and ZIP Code 2d Congressional District P.O. Box 960 Bronson, FL 32621	Purpose of Disbursement Refund Disbursement for: ☐ Primary ☒ General ☐ Other (specify)	Date (month, day, year) 12-07-90	Amount of Each Disbursement This Period 500.00
B. Full Name, Mailing Address and ZIP Code Jackson County DEC Marianna, FL	Purpose of Disbursement Refund Disbursement for: ☐ Primary ☒ General ☐ Other (specify)	Date (month, day, year) 12-07-90	Amount of Each Disbursement This Period 3000.00
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: ☐ Primary ☐ General ☐ 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: ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period

SUBTOTAL of Disbursements This Page (optional)	3500.00
TOTAL This Period (last page this line number only)	3500.00

RECEIVED
FEDERAL ELECTION COMMISSION
SECRETARIAT

91 JUN 17 AM 11:32

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

SENSITIVE

FIRST GENERAL COUNSEL'S REPORT

RAD Referral # 91L-24
STAFF MEMBER Craig D. Reffner

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

RESPONDENTS: Pete Peterson Campaign Fund and
Pat Kennedy, as treasurer

RELEVANT STATUTES: 2 U.S.C. § 441a(f)
2 U.S.C. § 441b(a)
11 C.F.R. § 102.5(b)
11 C.F.R. § 103.3(b)

INTERNAL REPORTS CHECKED: Referral Materials
Disclosure Reports

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

The Reports Analysis Division referred the Pete Peterson Campaign Fund and Pat Kennedy, as treasurer (collectively referred to as the "Committee"), to the Office of the General Counsel for receiving excessive contributions from two (2) unregistered organizations. Attachment A.

II. FACTUAL AND LEGAL ANALYSIS

A. Statement of the law

Under the Act, no person may make contributions to any candidate and his or her authorized political committees with respect to any election for Federal office which, in the aggregate, exceed $1,000. 2 U.S.C. § 441a(a)(1)(A). Additionally, the Act prohibits candidates and their political committees from knowingly accepting any contributions in excess of the Section 441a(a) limitations. 2 U.S.C. § 441a(f).

Pursuant to Section 441b(a) of the Act, corporations, national banks and labor organizations are prohibited from making contributions from their general treasury funds in connection with Federal elections and candidates and their committees are prohibited from accepting such contributions.

Contributions from organizations that are not political committees under the Act, may be received, but such contributions must comply with the prohibitions and limitations of the Act. 11 C.F.R. § 102.5(b). In this regard, the Commission's regulations provide that any organization that makes contributions or expenditures but does not qualify as a political committee, must either: establish a separate account in which only funds subject to the prohibitions and limitations of the Act shall be deposited and from which expenditures shall be made in connection with Federal activity; or demonstrate through a reasonable accounting method that the organization has received sufficient funds subject to the prohibitions and limitations of the Act. See 11 C.F.R. § 102.5(b)(also applies to State and local party organizations that make contributions, expenditures and exempted payments).

Pursuant to 11 C.F.R. § 103.3(b), the treasurer of a committee shall be responsible for examining all contributions received for evidence of illegality and for ascertaining whether the contribution, when aggregated with other contributions from the same contributor, exceed the contribution limitations. Contributions that present genuine questions as to whether they were made by corporations or labor organizations may either be

deposited into a campaign depository or returned to a contributor. 11 C.F.R. § 103.3(b). If the contribution is deposited the treasurer shall make his or her best efforts to determine the legality of the contribution, but if the contribution cannot be determined to be legal, then the treasurer shall, within thirty (30) days of receipt, refund the contribution to the contributor. 11 C.F.R. § 103.3(b)(1). Similarly, contributions which on their face exceed the contribution limitations of the Act and contributions which do not exceed the limits on their face but which exceed the contribution limits when aggregated with other contributions from the same contributor may either be deposited into a campaign depository or returned to the contributor. 11 C.F.R. § 103.3(b)(3). If such contribution is deposited, the treasurer may request redesignation or reattribution. Id. However, if redesignation or reattribution is not obtained, the treasurer shall refund the contribution within sixty (60) days from the date of receipt. Id.

B. Analysis

According to information contained in the Referral, the Committee received a $5,000 contribution from the Jackson County DEC, on October 1, 1990, and a $2,500 contribution from the 2d Congressional District DEC, on October 3, 1990. Attachment A at 2 and 6. Both contributions were designated for the 1990 general election. Id. at 6. Neither of the contributing organizations is registered with the Commission. Id. at 2. On November 27, 1990, a Request for Additional Information ("RFAI")

was sent to the Committee noting the receipt of the contributions from these two (2) unregistered organizations and requesting that the Committee refund or seek redesignations for the amounts in excess of the $1,000 contribution limit. Id. at 2 and 7-8 (RFAI). In response to the RFAI, the Committee stated that the excessive amounts of the two contributions would be refunded immediately. Id. at 9. Information in the Referral shows that on December 7, 1990, the Committee obtained redesignations of $1,000 towards the primary election for both contributions and refunded $3,000 to the Jackson County DEC and $500 to the 2d Congressional District DEC. Id. at 11-12 (Redesignations) and 13-14 (Refund checks, dated December 7, 1990).[1]

Although it appears that the Committee attempted to correct its error by redesignating and refunding the excessive portions of the contributions at issue, such remedial action fails for two reasons. First, the Committee's corrective action occurred beyond the sixty (60) day time period specified in 11 C.F.R. § 103.3(b) for redesignating and/or refunding excessive contributions. Second, this Office believes that redesignation is inappropriate where the excessive contribution is from an unregistered entity since, pursuant to 11 C.F.R. § 102.5(b), unregistered organizations may only contribute up to $1,000 during a calendar year and only if those funds are subject to

---

1. A review of Commission materials shows that at the time the the redesignations for the two contributions were obtained, the Committee continued to disclose an outstanding primary election debt.

the prohibitions and limitations of the Act.[2]

As noted above, the Act limits the amount and the source of contributions that political committees may accept, 2 U.S.C. §§ 441a(a) and 441b(a), and contributions from unregistered organizations are permitted subject to specific limitations. 11 C.F.R. § 102.5(b). In the matter at hand, the Committee accepted excessive contributions from two unregistered organizations that are located in a state that allows contributions from corporations and labor organizations. In this regard, the contributions from the Jackson County DEC and the 2d Congressional District DEC may have been comprised of funds from prohibited sources. While it is unusual to make a recommendation on both Section 441a(f) and 441b(a), we believe the circumstances here warrant such a finding. Accordingly, this Office recommends that the Commission find reason to believe that Pete Peterson for Congress and Pat Kennedy, as treasurer, violated 2 U.S.C. § 441a(f) and 2 U.S.C. § 441b(a).

---

2. This Office notes that RAD's RFAI to the Committee suggested redesignating and/or refunding the contributions. Because redesignation does not appear appropriate in these circumstances, it may be advisable to revise the letter sent to authorized committees who appear to have accepted contributions in excess of $1,000 from unregistered organizations.

III. RECOMMENDATIONS

1. Open a MUR.

2. Find reason to believe that the Pete Peterson Campaign Fund and Pat Kennedy, as treasurer, violated 2 U.S.C. § 441a(f) and 2 U.S.C. § 441b(a).

3. Approve the attached Factual and Legal Analysis and the appropriate letter.

Lawrence M. Noble
General Counsel

6/14/91
Date

BY: Lois G. Lerner
Associate General Counsel

Attachments:
A. Referral Materials
B. Proposed Factual and Legal Analysis

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/DONNA ROACH DR
COMMISSION SECRETARY

DATE: JUNE 20, 1991

SUBJECT: RAD REFERRAL 91L-24: FIRST GENERAL COUNSEL'S RPT. DATED JUNE 14, 1991.

The above-captioned document was circulated to the Commission on MONDAY, JUNE 17, 1991 at 4:00 P.M.

Objection(s) have been received from the Commissioner(s) as indicated by the name(s) checked below:

Commissioner Aikens	
Commissioner Elliott	
Commissioner Josefiak	XXX
Commissioner McDonald	
Commissioner McGarry	XXX
Commissioner Thomas	XXX

This matter will be placed on the meeting agenda for TUESDAY, JUNE 25, 1991.

Please notify us who will represent your Division before the Commission on this matter.

BEFORE THE FEDERAL ELECTION COMMISSION

(MUR 3349)

In the Matter of	)	
	)	RAD Referral
Pete Peterson Campaign Fund and	)	#91L-24
Mary K. Vancore, as treasurer	)	

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on June 25, 1991, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions with respect to the above-captioned referral:

1. Open a MUR.

2. Find reason to believe that the Pete Peterson Campaign Fund and Mary K. Vancore, as treasurer, violated 2 U.S.C. § 441a(f) and 2 U.S.C. §441b(a).

3. Approve the Factual and Legal Analysis and appropriate letter as recommended in the General Counsel's report dated June 14, 1991, subject to amendments as agreed upon during the meeting discussion.

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

Attest:

6/27/91
Date

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

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

July 9, 1991

Mary K. Vancore, Treasurer
Pete Peterson Campaign Fund
P. O. Box 3186
Tallahassee, Florida 32315-3186

RE: MUR 3349
Pete Peterson Campaign Fund and
Mary K. Vancore, as treasurer

Dear Ms. Vancore:

On June 25, 1991, the Federal Election Commission found that there is reason to believe the Pete Peterson Campaign Fund ("Committee") and you, as treasurer, violated 2 U.S.C. §§ 441a(f) and 441b(a), provisions 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.

If you are interested in pursuing pre-probable cause conciliation, you should so request in writing. See 11 C.F.R. § 111.18(d). Upon receipt of the request, the Office of the General Counsel will make recommendations to the Commission either proposing an agreement in settlement of the matter or recommending declining that pre-probable cause conciliation be pursued. The Office of the General Counsel may recommend that pre-probable cause conciliation not be entered into at this time so that it may complete its investigation of the matter. Further, the Commission will not entertain requests for pre-probable cause conciliation after briefs on probable cause have been mailed to the respondent.

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 Craig Douglas Reffner, the attorney assigned to this matter, at (202) 376-5690.

Sincerely,

John Warren McGarry
Chairman

Enclosures
Factual and Legal Analysis
Procedures
Designation of Counsel Form

cc: The Honorable Douglas Brian Peterson
United States House of Representatives

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

RESPONDENTS: Pete Peterson Campaign Fund and Mary K. Vancore, as treasurer MUR: 3349

This matter was generated based on information ascertained by the Federal Election Commission (the "Commission") in the normal course of carrying out its supervisory responsibilities. See 2 U.S.C. § 437g(a)(2).

I. STATEMENT OF THE LAW

Under the Act, no person may make contributions to any candidate and his or her authorized political committees with respect to any election for Federal office which, in the aggregate, exceed $1,000. 2 U.S.C. § 441a(a)(1)(A). Additionally, the Act prohibits candidates and their political committees from knowingly accepting any contributions in excess of the Section 441a(a) limitations. 2 U.S.C. § 441a(f). Pursuant to Section 441b(a) of the Act, corporations, national banks and labor organizations are prohibited from making contributions from their general treasury funds in connection with Federal elections and candidates and their committees are prohibited from accepting such contributions.

Contributions from organizations that are not political committees under the Act, may be received, but such contributions must comply with the prohibitions and limitations of the Act. 11 C.F.R. § 102.5(b). In this regard, the Commission's regulations provide that any organization that makes contributions or expenditures but does not qualify as a

political committee, must either: establish a separate account in which only funds subject to the prohibitions and limitations of the Act shall be deposited and from which expenditures shall be made in connection with Federal activity; or demonstrate through a reasonable accounting method that the organization has received sufficient funds subject to the prohibitions and limitations of the Act. See 11 C.F.R. § 102.5(b)(also applies to State and local party organizations that make contributions, expenditures and exempted payments).

Pursuant to 11 C.F.R. § 103.3(b), the treasurer of a committee shall be responsible for examining all contributions received for evidence of illegality and for ascertaining whether the contribution, when aggregated with other contributions from the same contributor, exceed the contribution limitations. Contributions that present genuine questions as to whether they were made by corporations or labor organizations may either be deposited into a campaign depository or returned to a contributor. 11 C.F.R. § 103.3(b). If the contribution is deposited the treasurer shall make his or her best efforts to determine the legality of the contribution, but if the contribution cannot be determined to be legal, then the treasurer shall, within thirty (30) days of receipt, refund the contribution to the contributor. 11 C.F.R. § 103.3(b)(1). Similarly, contributions which on their face exceed the contribution limitations of the Act and contributions which do not exceed the limits on their face but which exceed the contribution limits when aggregated with other contributions

from the same contributor may either be deposited into a campaign depository or returned to the contributor. 11 C.F.R. § 103.3(b)(3). If such contribution is deposited, the treasurer may request redesignation or reattribution. Id. However, if redesignation or reattribution is not obtained, the treasurer shall refund the contribution within sixty (60) days from the date of receipt. Id.

II. FACTUAL BACKGROUND AND LEGAL ANALYSIS

A review of Disclosure Reports filed by the Pete Peterson Campaign Fund (the "Committee") shows that the Committee received a $5,000 contribution from the Jackson County DEC, on October 1, 1990, and a $2,500 contribution from the 2d Congressional District DEC, on October 3, 1990. Both contributions were designated for the 1990 general election. Neither of the contributing organizations is registered with the Commission. Subsequently, on December 7, 1990, the Committee obtained redesignations of $1,000 towards the primary election for both contributions and refunded $3,000 to the Jackson County DEC and $500 to the 2d Congressional District DEC.

As noted above, the Act limits the amount and the source of contributions that political committees may accept, 2 U.S.C. §§ 441a(a) and 441b(a), and contributions from unregistered organizations are permitted subject to specific limitations. 11 C.F.R. § 102.5(b). In the matter at hand, the Committee accepted contributions from the Jackson County DEC or the 2d Congressional District DEC which aggregated in excess of the Act's $1,000 contribution limitation and which may have

contained funds from prohibited sources. While it appears that the Committee attempted to redesignate and refund the excessive portions of the contributions it received, such remedial efforts fail as the Committee's corrective action occurred beyond the sixty (60) day time period specified in 11 C.F.R. § 103.3(b) for redesignating and/or refunding excessive contributions. Additionally, since the Jackson County DEC and the 2d Congressional District DEC are unregistered organizations that are located in a state that allows contributions from corporations and labor organizations, their respective contributions to the Committee may have been comprised of funds from prohibited sources.

Therefore, there is reason to believe that Pete Peterson for Congress and Mary K. Vancore, as treasurer, violated 2 U.S.C. § 441a(f) and 2 U.S.C. § 441b(a).

OGC 2092

Niagara Falls Super Scenic Prints

MUR 3349

Dear Chairman McGarry –

Please excuse the informalness of this postcard but it's my only means of communication at this time. I am currently on vacation and have been informed that the Pete Peterson Campaign has a MUR. Furthermore, I'm informed the response is due now. I am writing to request an extension for response. I am the Treasurer for ~~the~~ Congressman Pete Peterson and will research & respond to the issue as soon as I return, Aug. 7. If possible, a 15 day extension should suffice. If ~~this is~~ you need to reach me, please write to: Pete Peterson Campaign, PO Box 3186, Tall, FL. 32315-3186. I will be at that address when I return. I appreciate your consideration of the circumstances in this matter.

Sincerely –
Mary K. Vancore,
Treasurer for Congressman Pete Peterson

To:
John McGarry,
Chairman
Federal Election Commission
999 E St. NW
Washington, DC
20463

91 AUG -5 PM 3:44

91 AUG -5 AM 11:14

FEDERAL ELECTION COMMISSION

NIAGARA FALLS
American Falls at night
Les Chutes Américaines en soirée

Publ. by Edwards Press, 1271 Long Pond Road, Rochester, N.Y. 14626
Photo by Gordon Counsell. Printed in Canada

OGC 2298

Pete Peterson for U.S. Congress

Post Office Box 3186 • Tallahassee, Florida 32315-3186

August 15, 1991

Mr. Larry Noble
General Counsel
Federal Election Commission
999 9th Street, N.W.
Washington, D.C. 20463

MUR 3349

91 AUG 23 PM 3:02
RECEIVED
FEDERAL ELECTION COMMISSION
WASHINGTON, D.C.
OFFICE OF GENERAL COUNSEL

Dear Mr. Noble:

We wish to reply to Chairman McGarry's letter of July 9, 1991 concerning a possible violation of the Federal Election Campaign Act by the Pete Peterson Campaign Fund. We have recently completed an extensive examination of all our campaign reports for the 1989-90 election cycle. Unfortunately, this has taken some time and effort because I was not Treasurer of the Committee during that election cycle.

We have determined that we will refund an additional $4000: $2000 to the 2nd Congressional District DEC and $2000 to the Jackson county DEC. We are taking this action even though we believe the DEC funds are in accordance with Federal Election Campaign Act (FECA) restrictions and prohibitions. The monies we have returned are in addition to those we refunded December 7, 1990. I have enclosed affidavits from the Treasurers of the respective committees supporting their position that the funds contributed to the Pete Peterson Campaign Fund were in compliance with federal law and regulations.

The Peterson Campaign raised approximately $300,000 during the election cycle of which only $3500 was in excess, or a little over one percent of our total amount raised. We assumed, incorrectly of course, that the DECs, the same as other Political Action Committees, were registered as Federal committees.

Upon notification by the FEC, we refunded the excess amount contributed by the DECs on December 7, 1990 -- barely outside of the sixty day requirement. We realize our campaign committee was in error and wish to dispose of this matter in an expeditious fashion. If we correctly comprehend the Act and the regs, we wish to enter into a pre-probable cause conciliation under section 437 of the FECA and 11 C.F.R. s 111.18.

I can be reached at the following address: P.O. Box 3186, Tallahassee, Florida, 32315-3186. My daytime telephone number is (904) 922-5107. I look forward to hearing from you in the near future.

Respectfully yours,

Mary K. Vancore

Mary K. Vancore
Treasurer

91 AUG 23 PM 1:3
RECEIVED
FEDERAL ELECTION COMMISSION
WASHINGTON, D.C.

cc: Congressman Pete Peterson

Paid Political Advertisement. Pete Peterson Campaign Fund. Democrat

August 13, 1991

Dear Federal Elections Commission:

This letter is to confirm that the Second Congressional District does not accept contributions from labor unions or corporations, and that no individual contributions exceed the $1000 contribution limit. Therefore, the campaign account that our contribution check was issued from to the Pete Peterson Election Campaign did not include any of the above mentioned types of money. According to our records, all contributions made to our Committee should be in conformity with the FEC rules and regulations, making our contribution to the Pete Peterson Campaign legitimate.

I hope this letter clears up any questions you may have about our account and if you need additional information please contact either Jimmy Cobb, the 2nd Congressional District President, at (904) 392-8029, or myself, Roberta Tinkler, Treasurer, at (904) 547-2435.

Sincerely,

Roberta Tinkler

Roberta Tinkler
Treasurer, 2nd Congressional
District

signature wittnessed on
8-14-91
Kathleen M. Greenor

NOTARY PUBLIC, STATE OF FLORIDA.
MY COMMISSION EXPIRES: MAY 16, 1993.
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

DEMOCRATIC
Executive Committee
Post Office Box 5843
Jackson County, Florida 32446

August 14, 1991

Federal Elections Committee,

The purpose of this letter is to confirm that no monies contributed to the Pete Peterson campaign or any other campaign which the Jackson County Democratic Committee contributed were made up from contributions from either corporate funds, labor funds nor were these contributions made from any individual contribution in excess of $1,000.00. According to our records, these contributions were made from legitimate funds regarding allowable contributions and expenditures.

Doyle Green

Doyle Green, President

Betty Pettis

Betty Pettis, Secretary

When the horses and donkeys get together -
THE DONKEY IS ALWAYS THE LEADER!

RECEIVED
F.E.C.
SECRETARIAT
91 SEP 24 PM 3:01

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Pete Peterson Campaign Fund and Mary K. Vancore, as treasurer	)	MUR 3349
	)	

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On June 25, 1991, the Commission found reason to believe that the Pete Peterson Campaign Fund and Mary K. Vancore, as treasurer (collectively referred to as the "Committee"), violated 2 U.S.C. §§ 441b(a) and 441a(f). The basis for the Commission's determination concerned the Committee's receipt of a $5,000 contribution from the Jackson County DEC and a $2,500 contribution from the 2d Congressional District DEC. Neither of the contributing organizations is registered with the Commission and both are apparently located in the state of Florida, a jurisdiction that does not prohibit corporate and labor union contributions.

After receiving a 15 day extension, the Committee, on August 15, 1991, responded to the Commission's finding and requested to enter into conciliation prior to a finding of probable cause to believe. Attachment A.

II. ANALYSIS

In their response, Respondents acknowledge that the excessive portion of each contribution was not redesignated or refunded within the time frame set forth at Section 103.3(b) of the Commission's regulations, but note that their corrective action occurred "barely outside of the sixty day requirement."

Attachment A at 1. In addition, Respondents state that they believed that the contributing organizations were registered with the Commission and assert that the total amount in excess was "a little over one percent of our total amount raised." Id. With regard to the Commission's Section 441b(a) finding, Respondents state that the remaining amount of each contribution will be refunded "even though . . . [these] funds are in accordance with" the requirements of the Act. Id. In support of the assertion that the contributions in question were in compliance with the prohibitions of the Act, Respondents have provided documentation showing that neither of the contributing organizations accepts contributions from labor organizations or corporations.[1]

In light of the available information it appears that the contributions the Committee received from the Jackson County DEC and the 2d Congressional District DEC were not comprised of prohibited funds, and as such this Office is preparing a brief recommending a finding of no probable cause to believe that a violation of Section 441b(a) occurred. With regard to the Section 441a(f) violation, the Respondents acknowledge that the

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1. In particular, Respondents provided an affidavit from Roberta Tinkler, the treasurer of the 2d Congressional District DEC, who states that the "Second Congressional District does not accept contributions from labor unions or corporations, and that no individual contributions exceed the $1,000 contribution limit." Attachment A at 2. Respondents also produced a letter, signed by Doyle Green and Betty Pettis, the President and Secretary, respectively, of the Democratic Executive Committee. Id. at 3. That letter states that "no monies contributed to the Pete Peterson campaign . . . [from] the Jackson County Democratic Committee . . . were made up from contributions from either corporate funds, labor funds nor were these contributions made from any individual contribution in excess of $1,000." Id.

contributions in question were excessive and that their corrective action addressing this violation was not timely. Accordingly, this Office recommends that the Commission enter into conciliation with the Respondents concerning this violation.

III. DISCUSSION OF CONCILIATION PROVISIONS AND CIVIL PENALTY

IV. RECOMMENDATIONS

1. Enter into conciliation with the Pete Peterson Campaign Fund and Mary K. Vancore, as treasurer, prior to a finding of probable cause to believe.

2. Approve the attached proposed conciliation agreement and the appropriate letter.

Lawrence M. Noble
General Counsel

9/23/91
Date

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

Attachments
A. Response
B. Proposed Conciliation Agreement

Staff assigned: Craig Douglas Reffner

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/DONNA ROACH
COMMISSION SECRETARY

DATE: SEPTEMBER 26, 1991

SUBJECT: MUR 3349 - GENERAL COUNSEL"S REPORT DATED SEPTEMBER 24, 1991.

The above-captioned document was circulated to the Commission on WEDNESDAY, SEPTEMBER 25, 1991 at 11:00 a.m.

Objection(s) have been received from the Commissioner(s) as indicated by the name(s) checked below:

Commissioner Aikens	
Commissioner Elliott	
Commissioner Josefiak	
Commissioner McDonald	
Commissioner McGarry	
Commissioner Thomas	XXX

This matter will be placed on the meeting agenda for TUESDAY, OCTOBER 1, 1991.

Please notify us who will represent your Division before the Commission on this matter.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 3349
Pete Peterson Campaign Fund and	)	
Mary K. Vancore, as treasurer	)	

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on October 1, 1991, do hereby certify that the Commission decided by a vote of 5-0 to take the following actions in MUR 3349:

1. Enter into conciliation with the Pete Peterson Campaign Fund and Mary K. Vancore, as treasurer, prior to a finding or probable cause to believe.

2. Approve the proposed conciliation agreement and the appropriate letter as recommended in the General Counsel's report dated September 23, 1991, subject to amendment of the agreement as agreed during the meeting discussion.

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

Attest:

10-2-91
Date

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

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 4, 1991

Mary K. Vancore, Treasurer
Pete Peterson Campaign Fund
P. O. Box 3186
Tallahassee, Florida 32315-3186

RE: MUR 3349
Pete Peterson Campaign Fund and
Mary K. Vancore, as treasurer

Dear Ms. Vancore:

On June 25, 1991, the Federal Election Commission found reason to believe that the Pete Peterson Campaign Fund and you, as treasurer, violated 2 U.S.C. §§ 441a(f) and 441b(a). At your request, on October 1, 1991, the Commission determined to enter into negotiations directed towards reaching a conciliation agreement in settlement of the Section 441a(f) violation prior to a finding of probable cause to believe.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, 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.

If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Craig Douglas Reffner, the attorney assigned to this matter, at (202) 219-3690.

Sincerely,

Lawrence M. Noble
General Counsel

Lois G. Lerner

BY: Lois G. Lerner
Associate General Counsel

Enclosure
Conciliation Agreement

AO-C 3405

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
91 NOV 14 AM 8:21

November 13, 1991

MUR 3349

Mr. Craig Reffner
General Counsel's Office
Federal Election Commission
Washington D.C.

Dear Mr. Reffner:

The purpose of this letter is to permit the Commission or any of the Commission's employees to discuss matters pertaining to Congressman Pete Peterson with Suzanne Farmer.

Sincerely,

Mary K. Vancore

Mary K. Vancore
Treasurer for
Congressman Pete Peterson

RECEIVED
F.E.C.
SECRETARIAT
91 DEC 17 PM 12:42

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Pete Peterson Campaign Fund and	)	MUR 3349
Mary K. Vancore, as treasurer	)	

SENSITIVE

GENERAL COUNSEL'S REPORT

The Office of the General Counsel is prepared to close the investigation in this matter as to all of the Respondents based on the assessment of the information presently available.

12/15/91
Date

LMNoble (JP)
Lawrence M. Noble
General Counsel

RECEIVED
F.E.C.
SECRETARIAT
91 DEC 17 PM 12:42

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 17, 1991 **SENSITIVE**

MEMORANDUM

TO: The Commission

FROM: Lawrence M. Noble LMN(KJ)
General Counsel

SUBJECT: MUR 3349

Attached for the Commission's review is a brief stating the position of the General Counsel on the legal and factual issues of the above-captioned matter. A copy of this brief and a letter notifying the Respondents of the General Counsel's intent to recommend to the Commission a finding of no probable cause to believe were mailed on December 17 , 1991. Following receipt of the Respondents' reply to this notice, this Office will make a further report to the Commission.

Attachments
A. Brief
B. Letter to Respondents

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 17, 1991

Mary K. Vancore, Treasurer
Pete Peterson Campaign Fund
Post Office Box 3186
Tallahassee, Florida 32315-3186

RE: MUR 3349
Pete Peterson Campaign Fund
and Mary K. Vancore, Treasurer

Dear Ms. Vancore:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, on June 25, 1991, the Federal Election Commission found reason to believe that the Pete Peterson Campaign Fund ("Committee") and you, as treasurer, violated 2 U.S.C. §§ 441a(f) and 441b(a), and instituted an investigation in this matter.

After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find no probable cause to believe that a violation of 2 U.S.C. § 441b(a) has occurred.

The Commission may or may not approve the General Counsel's recommendation. Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within 15 days of your receipt of this notice, you may file with the Secretary of the Commission a brief (ten copies if possible) stating your position on the issues and replying to the brief of the General Counsel. (Three copies of such brief should also be forwarded to the Office of the General Counsel, if possible.) The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of whether there is probable cause to believe a violation has occurred.

If you are unable to file a responsive brief within 15 days, you may submit a written request for an extension of time. All requests for extensions of time must be submitted in writing five days prior to the due date, and good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

A finding of probable cause to believe requires that the Office of the General Counsel attempt for a period of not less than 30, but not more than 90 days, to settle this matter through a conciliation agreement.

Should you have any questions, please contact Craig Douglas Reffner, the attorney assigned to this matter, at (202) 219-3690.

Sincerely,

LMNoble (JJP)

Lawrence M. Noble
General Counsel

Enclosure
Brief

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Pete Peterson Campaign Fund and	)	MUR 3349
Mary K. Vancore, as treasurer	)	

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

On June 25, 1991, the Commission found reason to believe that the Pete Peterson Campaign Fund and Mary K. Vancore, as treasurer (collectively referred to as the "Committee"), violated, inter alia, 2 U.S.C. § 441b(a).[1] The basis for the Commission's determination concerned the Committee's receipt of contributions from two organizations, neither of which is registered with the Commission and both of which are apparently located in the state of Florida, a jurisdiction that does not prohibit corporate and labor union contributions.

II. ANALYSIS

Pursuant to Section 441b(a) of the Act, corporations, national banks and labor organizations are prohibited from making contributions from their general treasury funds in connection with Federal elections. Section 441b(a) also prohibits candidates and their authorized campaign committees from accepting contributions from corporations, national banks and labor organizations. Contributions from organizations that are not political committees under the Act may be received, but

1. The Commission also found reason to believe that the Committee violated 2 U.S.C. § 441a(f), and thereafter accepted the Respondents' request to enter into pre-probable cause conciliation concerning this violation.

such contributions must comply with the prohibitions set forth at Section 441b(a) of the Act. 11 C.F.R. § 102.5(b).

At issue is the Committee's receipt of contributions which may have contained funds from prohibited sources. The available information shows that on October 1, 1990, the Committee received a $5,000 contribution from the Jackson County DEC. Additionally, on October 3, 1990, the Committee received a $2,500 contribution from the 2d Congressional District DEC. Neither of these organizations is registered with the Commission.

In response to the Commission's reason-to-believe finding, Respondents provided information showing that the contributions in question were in compliance with the prohibitions of the Act. In particular, Respondents provided signed statements from the officers of both the Jackson County DEC and the 2d Congressional District DEC showing that neither organization accepts contributions from labor organizations or corporations. For example, in her affidavit, Roberta Tinkler, the treasurer of the 2d Congressional District DEC, states that the "Second Congressional District does not accept contributions from labor unions or corporations." Similarly, Doyle Green and Betty Pettis, the President and Secretary, respectively, of the Democratic Executive Committee, state that "no monies contributed to the Pete Peterson campaign . . . [from] the Jackson County Democratic Committee . . . were made up from contributions from either corporate funds, [or] labor funds."

In light of the available information it appears that the

contributions the Committee received from the Jackson County DEC and the 2d Congressional District DEC were not comprised of prohibited funds. Accordingly, the General Counsel recommends that the Commission find no probable cause to believe that a violation of Section 441b(a) occurred.

III. GENERAL COUNSEL'S RECOMMENDATION

Find no probable cause to believe that Pete Peterson for Congress and Mary K. Van Core, as treasurer, violated 2 U.S.C. § 441b(a).

12/15/91
Date

LMNoble (JL)
Lawrence M. Noble
General Counsel

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)		
	)		
Pete Peterson Campaign Fund and	)	MUR 3349	**SENSITIVE**
Mary K. Vancore, as treasurer	)		

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On June 25, 1991, the Commission found reason to believe that the Pete Peterson Campaign Fund and Mary K. Vancore, as treasurer violated, inter alia, 2 U.S.C. § 441a(f).[1] Subsequently, on October 1, 1991, the Commission determined to enter into conciliation with the Respondents prior to a finding of probable cause to believe. Attached is a conciliation agreement which has been signed by Mary K. Vancore, the treasurer of the Pete Peterson Campaign Fund.

---

1. The Commission also found reason to believe that the Respondents violated 2 U.S.C. § 441b(a). Based on the available information, this Office is prepared to recommend that the Commission find no probable cause to believe that a violation of Section 441b(a) has occurred. The General Counsel's Brief containing that recommendation has been circulated. Following receipt of the Respondents' reply to this Brief, this Office will make a further report to the Commission.

II. RECOMMENDATIONS

1. Accept the attached conciliation agreement with the Pete Peterson Campaign Fund and Mary K. Vancore, as treasurer.

2. Approve the appropriate letter.

Lawrence M. Noble
General Counsel

12/30/91
Date

BY: Lois G. Lerner
Associate General Counsel

Attachment
Conciliation Agreement

Staff Assigned: Craig Douglas Reffner

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Pete Peterson Campaign Fund and	)	MUR 3349
Mary K. Vancore, as treasurer.	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on January 6, 1992, the Commission decided by a vote of 5-0 to take the following actions in MUR 3349:

1. Accept the conciliation agreement with the Pete Peterson Campaign Fund and Mary K. Vancore, as treasurer, as recommended in the General Counsel's Report dated December 30, 1991.

2. Approve the appropriate letter, as recommended in the General Counsel's Report dated December 30, 1991.

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

Attest:

1-7-92
Date

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

Received in the Secretariat:	Thurs., Jan. 2, 1992 12:19 p.m.
Circulated to the Commission:	Thurs., Jan. 2, 1992 4:00 p.m.
Deadline for vote:	Mon., Jan. 6, 1992 4:00 p.m.

dr

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 13, 1992

Mary K. Vancore, Treasurer
Pete Peterson Campaign Fund
Post Office Box 3186
Tallahassee, Florida 32315-3186

RE: MUR 3349
Pete Peterson Campaign Fund
and Mary K. Vancore, Treasurer

Dear Ms. Vancore:

On January 6, 1992, the Federal Election Commission accepted the signed conciliation agreement submitted by you in settlement of a violation of 2 U.S.C. § 441a(f), a provision of the Federal Election Campaign Act of 1971, as amended.

This matter will become a part of the public record within 30 days after it has been closed. Although this matter has not yet 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.

The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

Enclosed you will find a copy of the fully executed conciliation agreement for your files. Please note that the civil penalty is due within 30 days of the conciliation agreement's effective date. If you have any questions, please contact me at (202) 219-3690.

Sincerely,

Craig Douglas Reffner
Staff Attorney

Enclosure
Conciliation Agreement

OC-C 3549

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BEFORE THE FEDERAL ELECTION COMMISSION

91 NOV 27 AM 9:37

In the Matter of	)	
	)	
Pete Peterson Campaign Fund	)	MUR 3349
and Mary K. Vancore, as treasurer	)	

CONCILIATION AGREEMENT

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OFFICE OF GENERAL COUNSEL
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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 Pete Peterson Campaign Fund and Mary K. Vancore, as treasurer ("Respondents"), violated 2 U.S.C. § 441a(f).

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

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

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

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

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

1. The Pete Peterson Campaign Fund is the principal campaign committee for Pete Peterson, a candidate in Florida's

1990 Second Congressional District election, within the meaning of 2 U.S.C. § 431(5).

2. Mary K. Vancore is the treasurer of the Pete Peterson Campaign Fund.

3. Under the Federal Election Campaign Act of 1971, as amended (the "Act"), no person may make contributions to any candidate and his or her authorized political committees with respect to any election for Federal office which, in the aggregate, exceed $1,000. 2 U.S.C. § 441a(a)(1)(A).

4. The Act prohibits candidates and their political committees from knowingly accepting any contributions in excess of the Section 441a(a) limitations. 2 U.S.C. § 441a(f).

5. a. Pursuant to Section 103.3(b) of the Commission's regulations, the treasurer of a committee shall be responsible for examining all contributions received for evidence of illegality and for ascertaining whether the contribution, when aggregated with other contributions from the same contributor, exceed the contribution limitations of the Act.

b. Contributions which, on their face, exceed the contribution limitations of the Act and contributions which do not exceed the limits on their face but which exceed the contribution limits when aggregated with other contributions from the same contributor may either be deposited into a campaign depository or returned to the contributor. 11 C.F.R. § 103.3(b)(3).

c. If such contribution is deposited, the treasurer may request redesignation or reattribution. Id. However, if redesignation or reattribution is not obtained, the treasurer

shall refund the contribution within sixty (60) days from the date of receipt. Id.

6. On October 1, 1990, Respondents accepted a $5,000 contribution from the Jackson County DEC. This contribution was designated for the 1990 general election.

7. On December 7, 1990, Respondents redesignated $1,000 of the Jackson County DEC's contribution to the 1990 primary election and refunded the remaining excessive amount, $3,000.

8. On October 3, 1990, Respondents accepted a $2,500 contribution from the 2d Congressional District DEC. This contribution was designated for the 1990 general election.

9. On December 7, 1990, Respondents redesignated $1,000 of the 2d Congressional District DEC's contribution to the 1990 primary election and refunded the remaining excessive amount, $500.

V. Respondents accepted excessive contributions in the amounts of $4,000 and $1,500 in violation of 2 U.S.C. § 441a(f).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of nine hundred dollars ($900), pursuant to 2 U.S.C. § 437g(a)(5)(A).

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

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

IX. Respondents shall have no more than 30 days from the date this agreement becomes effective to comply with and implement the requirement contained in this agreement and to so notify the Commission.

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

FOR THE COMMISSION:

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

Date 1-13-92

FOR THE RESPONDENTS:

Name Mary K. Vuncore
Position TREASURER

Date 11-15-91

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 3349
Pete Peterson Campaign Fund and	)	
Mary K. Vancore, as treasurer	)	

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On June 25, 1991, the Commission found reason to believe that the Pete Peterson Campaign Fund and Mary K. Vancore, as treasurer (collectively referred to as the "Committee"), violated 2 U.S.C. § 441b(a).[1] The basis for the Commission's determination concerned the Committee's receipt of contributions from two organizations, neither of which is registered with the Commission and both of which are located in the state of Florida, a jurisdiction that does not prohibit corporate and labor union contributions.

In response to the Commission's reason-to-believe finding, Respondents provided information showing that the contributions in question were in compliance with the prohibitions of the Act. See General Counsel's Report, signed September 23, 1991. On December 17, 1991, the Respondents were notified that the General Counsel was prepared to recommend that the Commission find no probable cause to believe that a violation had occurred. To date, no response to the General Counsel's Brief has been

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1. The Commission also found reason to believe that the Committee violated 2 U.S.C. § 441a(f), and thereafter accepted the Respondents' request to enter into conciliation concerning this violation. On January 6, 1991, the Commission accepted a conciliation agreement, signed by Mary K. Vancore, the treasurer of the Pete Peterson Campaign Fund, in resolution of the Section 441a(f) violation.

received.

II. ANALYSIS

As set forth more fully in the General Counsel's Brief, incorporated herein by reference, the available information shows that the Committee received two contributions from organizations which are not registered with the Commission: a $5,000 contribution from the Jackson County DEC, received on October 1, 1990; and a $2,500 contribution from the 2d Congressional District DEC, received on October 3, 1990. Since neither of these organizations is registered with the Commission, it was unclear whether their respective contributions to the Committee complied with the prohibitions set forth at Section 441b(a) of the Act. See 11 C.F.R. § 102.5(b). Respondents, however, provided signed statements from the officers of both the Jackson County DEC and the 2d Congressional District DEC showing that neither organization accepts contributions from labor organizations or corporations. See General Counsel's Report, signed September 23, 1991, Attachment A at 2-3. Accordingly, this Office recommends that the Commission find no probable cause to believe that the Pete Peterson Campaign Fund and Mary K. Vancore, as treasurer, violated 2 U.S.C. § 441b(a).

III. RECOMMENDATIONS

1. Find no probable cause to believe that Pete Peterson for Congress and Mary K. Van Core, as treasurer, violated 2 U.S.C. § 441b(a).

2. Close the file.

3. Approve the appropriate letter.

Date 1/14/9

Lawrence M. Noble
General Counsel

Staff Assigned: Craig Douglas Reffner

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Pete Peterson Campaign Fund and	)	MUR 3349
Mary K. Vancore, as treasurer.	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify, that on January 17, 1992, the Commission decided by a vote of 5-0 to take the following actions in MUR 3349:

1. Find no probable cause to believe that Pete Peterson for Congress and Mary K. Vancore, as treasurer violated 2 U.S.C. § 441b(a).

2. Close the file.

3. Approve the appropriate letter, as recommended in the General Counsel's Report dated January 14, 1992.

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

Attest:

1-17-92
Date

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

Received in the Secretariat:	Wed., Jan. 15, 1992	9:58 a.m.
Circulated to the Commission:	Wed., Jan. 15, 1992	11:00 a.m.
Deadline for vote:	Fri., Jan. 17, 1992	11:00 a.m.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 23, 1992

MEMORANDUM

SENSITIVE

TO: The Commission

FROM: Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

SUBJECT: MUR 3349

On January 17, 1992, the Commission approved the General Counsel's recommendation to find no probable cause to believe the Respondents in the above-referenced matter violated 2 U.S.C. § 441b(a) and to close the file. Although the Certification accurately reflects the recommendation as set forth in the General Counsel's Report, the name of the Respondents should have read "Pete Peterson Campaign Fund and Mary K. Vancore, as treasurer." Accordingly, the General Counsel recommends the Commission rescind its no probable cause to believe finding of January 17, 1992, and find no probable cause to believe that Pete Peterson Campaign Fund and Mary K. Vancore, as treasurer, violated 2 U.S.C. § 441b(a).

RECOMMENDATION

1. Rescind the Commission's January 17, 1992 findings in MUR 3349.

2. Find no probable cause to believe that Pete Peterson Campaign Fund and Mary K. Vancore, as treasurer, violated 2 U.S.C. § 441b(a) and close the file.

3. Approve the appropriate letter, as recommended in the General Counsel's Report dated January 14, 1992.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Pete Peterson Campaign Fund and Mary K. Vancore, as treasurer.	)	MUR 3349
	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on January 27, 1992, the Commission decided by a vote of 6-0 to take the following actions in MUR 3349:

1. Rescind the Commission's January 17, 1992 findings in MUR 3349.

2. Find no probable cause to believe that Pete Peterson Campaign Fund and Mary K. Vancore, as treasurer, violated 2 U.S.C. § 441b(a) and close the file.

3. Approve the appropriate letter, as recommended in the General Counsel's Report dated January 14, 1992.

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

Attest:

1-27-92
Date

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

Received in the Secretariat:	Thurs.,	Jan. 23, 1992	10:26 a.m.
Circulated to the Commission:	Thurs.,	Jan. 23, 1992	4:00 p.m.
Deadline for vote:	Mon.,	Jan. 27, 1992	4:00 p.m.

bjr

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CLOSED

January 31, 1992

Mary K. Vancore, Treasurer
Pete Peterson Campaign Fund
Post Office Box 3186
Tallahassee, Florida 32315-3186

RE: MUR 3349
Pete Peterson Campaign Fund
and Mary K. Vancore, as treasurer

Dear Ms. Vancore:

This is to advise you that on January 27, 1992, the Federal Election Commission found that there is no probable cause to believe the Pete Peterson Campaign Fund and you, as treasurer, violated 2 U.S.C. § 441b(a). Accordingly, the file in this matter has been closed.

The file will be made part of the public record within 30 days. Should 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.

If you have any questions, please contact Craig Douglas Reffner, the attorney assigned to this matter, at (202) 219-3690.

Sincerely,

Lawrence M. Noble
General Counsel

FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

THIS IS THE END OF MUR # 3349

DATE FILMED 3/13/90 CAMERA NO. 3

CAMERAMAN JMH