



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 9355

DATE FILMED 11/5/91 CAMERA NO. 2

CAMERAMAN AS

91040872366

EDMONDS ASSOCIATES, INC. FEDERAL ELECTION COMMISSION OFFICE SERVICES BRANCH

Obc 1865

91 JUL 12 AM 9:24

July 10, 1991

Federal Elections Commission
999 E Street, NW
Washington, DC 20463

Re: Mike Brown for Congress
Sixth District of Oklahoma, 1988
FEC I.D. No. 12826

MUR
3355

Dear Sir/Madam:

We are hereby making a formal complaint against Federal candidate Michael D. Brown and his campaign Mike Brown for Congress.

Background Information:

(1) Edmonds Associates was retained by Michael D. Brown (d/b/a Mike Brown for Congress) on May 13, 1988 to provide certain advertising and media services to the campaign in his bid for the U.S. House of Representatives (see copy of signed Agreement enclosed).

(2) Edmonds Associates provided services to the campaign and though the Agreement provides terms for cancellation, the Agreement was never cancelled by either party (see copy of signed Agreement enclosed).

(3) For services provided, Brown is indebted to Edmonds Associates in the amount of \$12,000 (see enclosed itemized statement).

(4) Edmonds Associates has made repeated demands for payment and has secured a judgement in Circuit Court of the City of Alexandria in the amount of \$12,000 (Edmonds Associates, Inc. v. Mike Brown d/b/a Mike Brown for Congress CL89-1058 ... see enclosed).

Nature of Complaint:

(1) Brown has failed to list on Schedule D of his required FEC reports the outstanding debts and obligations to Edmonds Associates as required by law.

(2) Brown violated the terms of the Agreement by buying media time on radio stations directly, circumventing the agency, even though the Agreement designates Edmonds Associates as the exclusive advertising agency of record for the committee (see signed Agreement and Brown's FEC Report 10/20/88 - 11/20/88 ... Itemized Disbursements).

91 JUL 12 PM 3:17

91040372367



311 Massachusetts Avenue, NE
Washington, DC 20002-5207
TEL: (202) 546-4140
FAX: (202) 546-4535

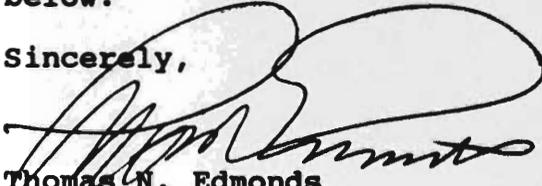
Member, American Association
of Political Consultants

Page Two

In summary, Edmonds Associates is requesting that the Federal Elections Commission investigate this matter and take whatever actions it deems appropriate.

Should you require any additional information from us you may contact me at either the address or phone number listed below.

Sincerely,



Thomas N. Edmonds
President
Edmonds Associates, Inc.

Enclosures

DISTRICT OF COLUMBIA

Subscribed and sworn to me this ^{before} 10th day of July, 1991, by
Thomas N. Edmonds.

Traci L. Flores
NOTARY PUBLIC

My Commission Expires:

TRACI L. FLORES

Notary Public, District of Columbia

My Commission Expires October 31, 1994

910403723668

COPY

AGREEMENT

THIS AGREEMENT, made this 13th day of May, 1988, by and between EDMONDS ASSOCIATES, INC., hereinafter referred to as the "Agency" and the MIKE BROWN FOR CONGRESS COMMITTEE, hereinafter referred to as the "Committee."

WHEREAS, the parties hereto desire to enter into an agreement whereby the Agency provides certain services to the Committee for which services the Agency shall be compensated by the Committee, and

WHEREAS, the parties desire to set forth, in writing, the services to be rendered, the rates and methods of compensation, and other terms and conditions of this agreement for the mutual benefit and understanding of the parties.

NOW, THEREFORE, the parties hereto agree as follows:

1. The consideration of this agreement is the mutual promises hereinafter set forth.
2. Agency shall be the exclusive, official advertising agency of record for the Committee for the duration of this agreement.
3. Agency shall provide services such as, but not limited to, creation and production of radio, television commercials, advertising media planning and buying, and other advertising materials as needed by the campaign. All of said services shall be rendered in a professional and timely manner so as to promote/advance the objectives/goals of the Committee.

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4. The Committee shall be guaranteed total control on all expenditures involving the Agency. It is agreed that the following procedures will be adopted to assure that no expenses are incurred on behalf of the Committee without its prior approval:

a. The Agency will produce a working paper covering the media related items for the campaign. As needed, that paper would be updated, modified or supplemented throughout the course of the campaign, subject to the Committee's approval.

b. Agency will supply budget estimates for all production items. Prior approval of the Committee shall be necessary before any expenses are incurred by the Agency.

c. Before any media buys are implemented, approval based on approved schedules/budgets will be obtained from the Committee.

5. Agency shall be compensated by the Committee through a combination of fees, media commissions and production "mark-ups" as follows:

a. Fees: The agency shall receive a creative service fee of \$3,000 per month for six months, May '88 through October '88, inclusive. This fee shall cover account service time, creative concept development, preparing proposals, preparing media recommendations, broadcast media coordinating and directing, supervising editing sessions, etc., and agency clerical support functions. All fees installments are due and payable the first of each month.

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b. Media Commissions: Agency shall be entitled to retain two-thirds of the usual and customary media commission or a sum equal to ten percent (10%) of the gross media expenditures made on behalf of the Committee.

c. Production Mark-Ups: Agency shall invoice production items at a figure which will earn the agency a sum equivalent to ten percent (10%) of the gross production billing costs, exclusive of items covered by (5 a.).

d. Agency shall be reimbursed, at cost, for direct expenses, including, but not limited to, travel, lodging, long-distance telephone and delivery charges, incurred by Agency in the performance of its obligations under this agreement.

6. Except as noted below, the Committee will be invoiced monthly, and payments will be due, as follows:

a. Agency shall render periodic invoices as needed for production and expense charges. Terms, unless otherwise stated: fifteen (15) days.

b. Media time/space, including the Agency's ten percent (10%) commission shall be paid by the Committee in advance prior to publication/broadcast air date(s).

c. Agency shall render monthly statements recapping all financial activities between itself and the Committee.

7. All artwork, photography and intermediate production materials paid for by the Committee shall be owned by the Committee and become its undisputed property.

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8. This agreement shall be in effect from May 1988, to November 8, 1988.

9. This agreement shall be terminable by either party upon thirty (30) days written notice to the other.

10. Any modification or waiver of any of the provisions of this agreement shall be effective only if made writing and executed by the parties hereto. The failure of either party to insist upon specific performance of any of the provisions of this agreement shall not be construed as a waiver of any subsequent default of that or any other provision.

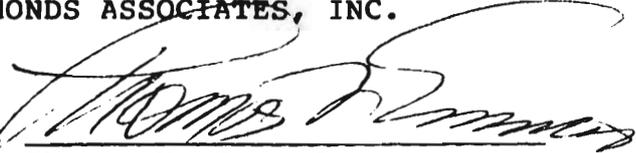
11. This agreement shall be construed and governed in accordance with the laws of the Commonwealth of Virginia.

12. This agreement shall be binding on the parties hereto and their successors in interest, if any.

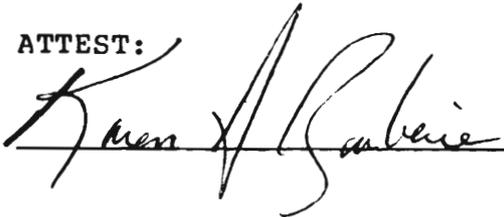
WITNESS, the following signatures and seals:

EDMONDS ASSOCIATES, INC.

By:


Thomas N. Edmonds
President

ATTEST:



MIKE BROWN FOR CONGRESS
(Committee)

By:



ATTEST:



91040372372

LAW OFFICES
WADE & HUGHES P.C.

616 NORTH WASHINGTON STREET
ALEXANDRIA, VIRGINIA 22314
(703) 836-9030
Fax # (703) 683-1543

COPY

Gregory M. Wade (VA, D.C., MD)
Thomas D. Hughes IV (VA, D.C.)

Of Counsel:
Joyce S. Wade

April 2, 1990

Michael D. Brown
P.O. Box 1731
Enid, Oklahoma 73702

Re: Edmonds v. Brown

Dear Mr. Brown:

This office recently obtained a judgement against you in the Alexandria Circuit Court for \$12,000.00 on February 14, 1990. We have been authorized by our client, Mr. Edmonds, to compromise this judgment for an amount that is mutually acceptable. If you wish to settle this claim, at your earliest convenience please contact this office to discuss the same.

Please understand failure to timely contact this office will result in the referral of this judgment to a previously contacted Oklahoma attorney for enforcement against you. We sincerely do not wish to take this action.

Sincerely,


Thomas D. Hughes, IV

TDH:dm

cc: Thomas Edmonds

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COPY

AUTHENTICATION OF RECORD

1990 OCT -1 PM 2:50

CLERK'S CERTIFICATE

CG 90-834

BY _____
CLERK

Clerk's Office Circuit Court OF THE City of Alexandria, Virginia

I, Edward Semonian, Clerk of the said Court, do hereby certify that the writings annexed to this Certificate are true copies of originals on file and of record in said office; and that said originals together constitute the record of the proceedings of said Court in this cause.

Witness my hand and the seal of said Court this 26th day of July 19 90.

Edward Semonian, Clerk.

JUDGE'S CERTIFICATE

I, Alfred D. Swersky, Judge of said Court, do certify the foregoing attestation by Edward Semonian, Clerk of the said Court, to be in due form.

Witness my hand and seal this 26th day of July 19 90.

Alfred D. Swersky, Judge. [Seal]

Clerk's Certificate to Judge's Official Character

I, Edward Semonian, Clerk of the said Court, hereby certify that Alfred D. Swersky, whose genuine signature is subscribed to the foregoing certificate, was, at the time of signing and attesting the same, Judge of said Court, duly commissioned and qualified.

Witness my hand and the seal of said Court this 26th day of July 19 90.

Edward Semonian, Clerk.

91040872374

VIRGINIA

IN THE CLERK'S OFFICE OF THE CIRCUIT COURT OF THE CITY OF ALEXANDRIA

ABSTRACT OF JUDGMENT

C.89-032 7001

DOCKETED IN JUDGMENT LIEN DOCKET

NAME OF JUDGMENT CREDITOR EDMONDS ASSOCIATES INC
CREDITOR'S ATTORNEY THOMAS D HUGHES IV
NAME OF DEBTOR MIKE BROWN

C.L. NUMBER

DEBTOR'S ATTORNEY

NAME OF DEBTOR

MIKE BROWN FOR CONGRESS

C.L. NUMBER

DEBTOR'S ATTORNEY

DATE OF JUDGMENT

02/14/91

COURT WHERE RENDERED

CIRCUIT COURT, LVA

AMOUNT OF THE JUDGMENT

25,150.09 48

AMOUNT OF JUDGMENT

2,000.00

DATE AND TIME FROM WHICH

5% PER ANNUM FROM DATE OF JUDGMENT UNTIL PAID

INTEREST

AND

FEES

AMOUNT OF COST RECOVERED

ADDITIONAL COSTS

INCLASSED

DATE OF RELEASE

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TESTE

EDWARD SEMONIAN, CLERK

BY *Stephanie A. Collier*
DEPUTY CLERK

December 12, 1988

COPY

Mr. Mike Brown
2826 Haystack Lane
Enid, Oklahoma 73705

Dear Mike:

Thank you for your attempt to reach me by telephone and more importantly for your campaign check in the amount of \$3,543.02 dated October 24th. Enclosed, you will find a summary statement of our account with the campaign per the terms of the contract executed in May of this year.

I realize that restrictions of fundraising prevented the campaign from fully utilizing the services that we provide. However, I trust that you are aware that our contract had a thirty day written termination clause, a clause that was never implemented by the campaign even though I discussed the feasibility of that with Beverly Shea. Additionally, I sent Mr. John King, a former Republican State Party Chairman, a man who has served as campaign manager for many campaigns, to Oklahoma to assess the situation and to provide whatever assistance we could.

In order to retire this outstanding debt, I would be open to any reasonable offer you may care to make.

I look forward to hearing from you soon.

Sincerely,

Thomas N. Edmonds
President

91040872376

MIKE BROWN FOR CONGRESS

	<u>Invoice Amount</u>	<u>Credits</u>	<u>Balance Due</u>
5-23-88	\$2,043.02		\$2,043.02
5-31-88		(\$1,500.00)	543.02
6-14-88	3,000.00		3,543.02
7-22-88	968.20		4,511.22
7-21-88	2,340.00		6,851.22
7-25-88		(3,308.20)	3,543.02
7-25-88	3,000.00		6,543.02
8-01-88	3,000.00		9,543.02
9-01-88	3,000.00		12,543.02
10-01-88	3,000.00		15,543.02
10-31-88		(3,543.02)	12,000.00

91040872377

STATEMENT

COPY

January 4, 1989

Mr. Mike Brown
MIKE BROWN FOR CONGRESS
4500 North Lincoln Blvd.
Oklahoma City, Oklahoma 73105

Balance due as of December 30, 1988	\$12,000.00
Payment:	0.00
TOTAL DUE EDMONDS ASSOCIATES:	<u>\$12,000.00</u>

91040872378



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

July 18, 1991

Thomas N. Edmonds, President
Edmonds Associates, Inc.
311 Massachusetts Avenue, N.E.
Washington, DC 20002-5207

RE: MUR 3355

Dear Mr Edmonds:

This letter acknowledges receipt on July 12, 1991, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"), by Michael D. Brown and the Mike Brown for Congress Committee. The respondents will be notified of this complaint within five days.

You will be notified as soon as the Federal Election Commission takes final action on your complaint. Should you receive any additional information in this matter, please forward it to the Office of the General Counsel. Such information must be sworn to in the same manner as the original complaint. We have numbered this matter MUR 3355. Please refer to this number in all future correspondence. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

If you have any questions, please contact Retha Dixon, Docket Chief, at (202) 376-3110.

Sincerely,

Lawrence M. Noble
General Counsel

BY: 
Lois G. Lerner
Associate General Counsel

Enclosure
Procedures

91040372379



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

July 18, 1991

Michael D. Brown
Mike Brown for Congress Committee
P.O. Box 1731
Enid, Oklahoma 73702

RE: MUR 3355

Dear Mr Brown:

The Federal Election Commission received a complaint which alleges that the Mike Brown for Congress Committee and you, as treasurer, may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 3355. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against you in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

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 matter to be made public. 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.

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If you have any questions, please contact Jeff Long, the staff member assigned to this matter, at (202) 376-5690. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,

Lawrence M. Noble
General Counsel



BY: Lois G. Lerner
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

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06-C 2056
RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

91 AUG -2 AM 11: 18

MICHAEL D. BROWN
P. O. BOX 1731
ENID, OKLAHOMA 73702

July 30, 1991

Lois G. Lerner, Associate General Counsel
Federal Election Commission
999 E Street, N. W.
Washington, D.C. 20463

Re: MUR 3355

Dear Counsel Lerner:

This is in response to your letter of July 18, 1991, which was received by the undersigned on July 20, 1991.

In October, 1988, I was informed by the campaign manager of the Mike Brown for Congress Committee, Beverly Shea, that funds were not available to utilize the services of Edmonds Associates, Inc., and that arrangements had been made with Mr. Edmonds for the payment of \$3,543.00 as payment in full for his services. Such payment was made approximately October 24, 1988. My understanding at that time was that the contract had then been terminated by the Committee. You will note from the contract itself that I personally did not execute the contract. The Committee, acting through its agent, Beverly Shea, informed me that the contract had been terminated.

I first learned that Mr. Edmonds contended that the contract had not been terminated upon the receipt of his letter dated December 12, 1988, which is included in his complaint.

It was, and remains, the contention of the undersigned that the contract had been terminated by the mutual agreement of Mr. Edmonds and Mrs. Shea.

In the lawsuit against the Mike Brown for Congress Committee and me, personally, I have continued to maintain that the contract had been terminated, and, in any event, I was not personally liable for the contract, having not been a

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91 AUG -2 PM 3: 25

RECEIVED
FEDERAL ELECTION COMMISSION
COUNSEL

Lois G. Lerner
July 30, 1991
Page Two

personal party to it. The Commission should be aware that his lawsuit, when it was transferred to Garfield County Oklahoma District Court, was dismissed by District Judge John Michaels. Only a judgment exists in Virginia.

Because the judgment has now been rendered in Virginia, and I do not intend to contest that judgment because (a) it is invalid in Oklahoma and (b) I do not desire to travel or incur the expense necessary to contest it in Virginia, the debt represented by that judgment will now be listed in my reports to the FEC. It is my contention, however, that prior to the judgment becoming final in Virginia and being dismissed by the Oklahoma courts, that the existence of the debt was controverted, at least.

Without admitting liability for that judgment, it will now be listed on Schedule D of the FEC reports.

If you have any questions, or need additional information, please do not hesitate to contact me at 405-242-0801.

Very truly yours,



Michael D. Brown

MDB/

21040872383

RECEIVED
F.E.C.
SECRETARIAT

91 SEP -9 PM 4:08

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

FIRST GENERAL COUNSEL'S REPORT

SENSITIVE

MUR #3355
DATE COMPLAINT RECEIVED
BY OGC: 7/12/91
DATE OF NOTIFICATION TO
RESPONDENTS: 7/18/91
STAFF MEMBER: Jeffrey Long

COMPLAINANT: Thomas N. Edmonds
RESPONDENTS: Mike Brown for Congress Committee and
Michael D. Brown, as treasurer
RELEVANT STATUTE: 2 U.S.C. § 434(b)(8)
INTERNAL REPORTS CHECKED: Disclosure Reports
FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

This matter was generated by a complaint filed by Thomas Edmonds, President of Edmonds Associates Inc., a political consulting and advertising firm ("Complainant"), against Michael D. Brown and his 1988 principal campaign committee, Mike Brown for Congress Committee ("Respondents" or "the Committee").¹ Michael Brown was the 1988 Republican candidate in the sixth district of Oklahoma and was defeated by Glenn English in the general election receiving twenty-seven percent of the vote. The Complainant alleges that Michael D. Brown and the Mike Brown for Congress Committee, have "failed to list on Schedule D of his required FEC reports the outstanding debts and obligations to

1. An amended Statement of Organization filed by the Mike Brown for Congress Committee on March 31, 1989, lists Michael D. Brown as the current treasurer of the Committee.

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Edmonds Associates." The complaint includes copies of an agreement between Edmonds Associates, Inc. and the Mike Brown for Congress Committee, a letter addressed to Mike Brown from the Complainant offering to negotiate a debt, and a billing statement to Mike Brown for Congress. The complaint also includes a copy of a judgment obtained by Edmonds against Mike Brown to settle a debt.

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The Complainant explains that Edmonds Associates, Inc. ("Edmonds") was retained by Michael D. Brown to provide advertising and media services to the campaign. The parties entered into an agreement which provided terms for cancellation but was never canceled by either party. According to the complaint, invoices for services provided total \$20,351.22 and payments made by the Committee total \$8,351, leaving the Committee indebted to Edmonds for \$12,000 on October 31, 1988. After attempts to collect the amount owed failed, Edmonds then obtained a judgment against Mike Brown in the Circuit Court of the City of Alexandria in the amount of \$12,000.

The Complainant alleges that Brown and the Committee have violated 2 U.S.C. § 434(b)(8) by failing to report the \$12,000 debt on their FEC reports. The Complainant also accuses Brown of violating the terms of the Agreement, which designates Edmonds as the exclusive advertising agency, by circumventing the agency by buying media time directly.²

2. The provisions of the Agreement and whether or not they have been violated are issues which do not come under the Act or the Commission Regulations and are therefore not discussed in this report.

II. FACTUAL AND LEGAL ANALYSIS

The Federal Election Campaign Act of 1971, as amended ("the Act"), provides that political committees shall provide the amount and nature of outstanding debts and obligations owed by or to such committee; and where such debts and obligations are settled for less than their reported amount or value, a statement as to the circumstances and conditions under which such debts or obligations were extinguished and the consideration thereof. 2 U.S.C. § 434(b)(8).

9 1 0 4 0 3 7 2 3 8 6
The Commission received from Michael D. Brown a response to the complaint on August 2, 1991. In that response, Mr. Brown states that he was informed in October, 1988, by his campaign manager, Beverly Shea, that because the Committee could no longer afford the services provided by Edmonds, that "arrangements had been made with Mr. Edmonds for the payment of \$3,543.00 as payment in full for his services." It was not until December, 1988, according to Mr. Brown, that he learned that the contract had not been terminated. Mr. Brown also contends that he is not personally liable for the contract because it was Beverly Shea who executed the agreement. The copy of the agreement provided by Edmonds defines the parties to the contract as Edmonds Associates, Inc. and the Mike Brown for Congress Committee and is signed by Beverly Shea on behalf of the Committee.

The Commission has repeatedly concluded that disputed debts should be disclosed when the reporting entity has received goods or services, has been billed for such services but has not paid the full amount owed, and when the cost for such services is in

dispute. In this matter, the copy of the billing statement provided by the Complainant clearly shows that services were provided. The lawsuit filed for collection by the Complainant and the resulting judgment against the Respondents substantiates the fact that some portion of the services provided were not paid for. Finally, the Respondent disputes the debt by his contention that he believes the agreement was canceled by his campaign manager and that no money is owed to Edmonds. Therefore, according to Commission precedent this is a case of a disputed debt and the amount owed to the Complainant by the Respondent should have been disclosed on the required FEC reports.³ This Office therefore recommends that the Commission find reason to believe that Mike Brown for Congress Committee and Michael D. Brown, as treasurer, violated 2 U.S.C. § 434(b)(8).

Furthermore, Mr. Brown, in his response to the Complainant's assertion that the lawsuit is evidence that the debt exists, states that "[w]ithout admitting liability for that judgment, [the debt] will now be listed on Schedule D of the reports." The Committee's 1991 Mid-Year Report, received on August 2, 1991, discloses on Schedule D the \$12,000 debt as owed to Edmonds Associates. Because the Respondents have already taken corrective measures by disclosing the debt as required by the Act, and have also, in a letter to the Commission on February 25, 1991, requested termination due to a lack of financial activity, this

3. Whether Michael Brown is personally liable for the debt is not the issue. As the Committee's current treasurer, Mr. Brown is obligated to file accurate and complete FEC reports, as required by 11 C.F.R. § 104.14(d).

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Office also recommends that the Commission take no further action against Mike Brown for Congress Committee and Michael D. Brown, as treasurer, and close the file.

III. RECOMMENDATIONS

1. Find reason to believe that Mike Brown for Congress Committee and Michael D. Brown, as treasurer, violated 2 U.S.C. § 434(b)(8), and take no further action.
2. Close the file.
3. Approve the appropriate letters.

Lawrence M. Noble
General Counsel

Date

9/9/91

BY:


Lois G. Lerner
Associate General Counsel

Attachments

1. Complaint
2. Response
3. Copy of Schedule D

91040872388

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Mike Brown for Congress Committee) MUR 3355
and Michael D. Brown, as treasurer.)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on September 12, 1991, the Commission decided by a vote of 4-0 to take the following actions in MUR 3355:

1. Find reason to believe that Mike Brown for Congress Committee and Michael D. Brown, as treasurer, violated 2 U.S.C. § 434(b)(8), and take no further action.
2. Close the file
3. Approve the appropriate letters, as recommended in the General Counsel's Report dated September 9, 1991.

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

Attest:

9-12-91
Date

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

Received in the Secretariat: Mon., Sept. 9, 1991 4:08 p.m.
Circulated to the Commission: Tues., Sept. 10, 1991 11:00 a.m.
Deadline for vote: Thurs., Sept. 12, 1991 11:00 a.m.

dr

91040872389



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 18, 1991

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Thomas N. Edmonds, President
Edmonds Associates, Inc.
311 Massachusetts Avenue, N.E.
Washington, D.C. 20002-5207

RE: MUR 3355

Dear Mr. Edmonds:

This is in reference to the complaint you filed with the Federal Election Commission on July 15, 1991, concerning Mike Brown for Congress Committee.

Based on that complaint, on September 12, 1991, the Commission found that there was reason to believe Mike Brown For Congress Committee and Michael D. Brown, as treasurer, violated 2 U.S.C. § 434(b)(8), a provision of the Federal Election Campaign Act of 1971, as amended, and instituted an investigation of this matter. However, after considering the circumstances of this matter, the Commission determined to take no further action against the Respondents, and closed the file in this matter on September 12, 1991. This matter will become part of the public record within 30 days. The Federal Election Campaign Act of 1971, as amended, allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

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
General Counsel's Report

91040372390



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 18, 1991

CLOSED

Michael D. Brown, Treasurer
Mike Brown for Congress Committee
P.O. Box 1731
Enid, Oklahoma 73702

RE: MUR 3355
Mike Brown for Congress Committee
and Michael D. Brown, as treasurer

Dear Mr. Brown:

On September 12, 1991, the Federal Election Commission found reason to believe that Mike Brown for Congress Committee ("Committee") and you, as treasurer, violated 2 U.S.C. § 434(b)(8), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). However, after considering the circumstances of this matter, the Commission also determined to take no further action and closed its file as it pertains to the Committee and you, as treasurer. The General Counsel's Report is attached for your information.

The Commission reminds you that failure to report the Committee's debts and obligations appears to be a violation of the Act. You should take immediate steps to insure that this activity does not occur in the future.

The file will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within ten days of your receipt of this letter. Such materials should be sent to the Office of the General Counsel.

If you have any questions, please direct them to Jeffrey Long, the staff member assigned to this matter, at (202) 219-3690.

Sincerely,

John Warren McGarry
John Warren McGarry
Chairman

Enclosure
General Counsel's Report

91040872391



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 3355

DATE FILMED 11/5/91 CAMERA NO. 2

CAMERAMAN AS

91040872392