



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

July 7, 1977

Mr. Larry R. Letscher
Comptroller
Bentsen in '76 Committee
815 Brazos, Suite 201
Austin, Texas 78701

Dear Mr. Letscher:

On June 30, 1977, the Commission voted to terminate its inquiry into alleged violations of 2 U.S.C. §434(b)(9) & (10) and 2 U.S.C. §437b. The Commission determined that the amended report submitted on June 13, 1977 was sufficient.

A copy of the Commission's determination and the General Counsel's Report is enclosed for your information. If you have any questions, please contact Suzanne Callahan (telephone no. 523-4166), the staff member assigned to this matter.

Sincerely Yours,

William C. Oldaker
General Counsel

Charles N. Steele
Acting General Counsel

77041157



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OFFICE OF GENERAL COUNSEL

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MUR 370 Callahan

U.S. MAIL, REG. 1975
RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one):

- Show to whom and date delivered..... 10¢
- Show to whom, date, & address of delivery.. 35¢
- RESTRICTED DELIVERY.
Show to whom and date delivered..... 65¢
- RESTRICTED DELIVERY.
Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:
Larry Letscher, Comp.
Bentsen in 76 Comm
Austin, TX

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	943586	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE Addressee Authorized agent

W.K. Moore

4. DATE OF DELIVERY
8/2/77

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FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

July 6, 1977

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE W. EMMONS *M.W.E.*
SUBJECT: Letters Regarding MUR 412 (77) and MUR 370 (76)

The above-mentioned letters were transmitted to the Commissioners on July 1, 1977 at 12:30 p.m.

There are no objections to the letters but Commissioner Aikens has submitted a comment regarding the address on the letter to Mr. Rogers. A copy of her comments is attached.

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of



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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Bentsen in '76 Committee)

MUR 370 (76)

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on June 30, 1977, the Commission determined by a vote of 6-0 to close the file in the above-captioned matter.

Marjorie W. Emmons

Marjorie W. Emmons
Secretary to the Commission

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FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

June 27, 1977

MEMORANDUM TO: THE COMMISSIONERS
THROUGH: WILLIAM OLDAKER *Bill*
FROM: SUZANNE CALLAHAN *SMC*
SUBJECT: MUR 370

The attached letter was omitted from the compliance packets circulated on June 24, 1977.

EXECUTIVE SESSION

JUN 30 1977

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FEDERAL ELECTION COMMISSION

125 K STREET NW
WASHINGTON, D.C. 20463

Mr. Larry R. Letscher
Comptroller
Bentsen in '76 Committee
815 Brazos, Suite 201
Austin, Texas 78701

RE: MUR 370

Dear Mr. Letscher:

On June 30, 1977, the Commission voted to terminate its inquiry into alleged violations of 2 U.S.C. §434(b)(9) & (10) and 2 U.S.C. §437b. The Commission determined that the amended report submitted on June 13, 1977 was sufficient.

A copy of the Commission's determination and the General Counsel's Report is enclosed for your information. If you have any questions, please contact Suzanne Callahan (telephone no. 523-4166), the staff member assigned to this matter.

Sincerely Yours,

William C. Oldaker
General Counsel

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JUN 30 1977



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

June 24, 1977

MEMORANDUM TO: Marjorie Emmons
FROM: William Oldaker *W.O.*
SUBJECT: MURs 348 (76) and 370 (76)

Please have the attached General Counsel's Reports on MUR 348 and 370 distributed to the Commission and placed on the Compliance Agenda for the Commission Meeting of Thursday, June 30, 1977.

Thank you.

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**FEDERAL ELECTION COMMISSION
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Before the Federal Election Commission

June 24, 1977

In the matter of)
) MUR 370
Bentsen in '76 Committee)

GENERAL COUNSEL'S REPORT

Summary of Allegation

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A review by Commission auditors of the Bentsen in '76 Committee, the presidential campaign committee of Senator Lloyd Bentsen, indicated that the committee had possibly exceeded the limitations on petty cash disbursements set forth in 2 U.S.C. §437b and had failed to report the identification, occupation and principal place of business of recipients of expenditures in excess of \$100 as required by 2 U.S.C. 434(b)(9) & (10). On March 31, 1977, the Commission adopted the recommendation of the General Counsel to find reason to believe a violation of 2 U.S.C. §434(b)(9)(10) and 2 U.S.C. §437b had been committed by the Bentsen in '76 Committee.

Evidence

A Commission audit of the Bentsen in '76 Committee in June and September of 1976 revealed entries in the Committee's reports which were inadequate.

In January and February of 1976 an agent of the Bentsen in '76 Committee in Oklahoma received an intra-committee transfer of \$17,700 in the form of cashier's checks and wire transfers (\$4,000 later returned to committee) to be used

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for advances, per diem allowances and direct payments to vendors. These payments were reported by the committee as disbursements to the agent, rather than to the ultimate payee. During the course of the Commisison audit it was found that all expenditures made to vendors were documented by receipts but the payments of per diem and advances were not. Committee records indicate that cash payments in excess of \$100.00 totalling \$475.00 was expended for per diem advances, 10 cash payments in excess of \$100.00 totalling \$4728.40 to vendors and other payees, and 3 expenditures in excess of \$100 totalling \$3999.84 to vendors.

In January of 1976 the committee made an intra-committee transfer to their agent in Mississippi. These payments were also reported by the committee as disbursements to the agent rather than to the ultimate payee. Two checks of \$2500 each were cashed by the agent. The payees were primarily consultants; 13 of the payments ranged in amounts of \$150 to \$1000 totalling \$4985.

Analysis

The Bentsen in '76 Committee's intra-committee transfers, reported as disbursements to the Oklahoma and Mississippi agents rather than to the ultimate payee is an apparent violation of 2 U.S.C. §434(b)(9) & (10).

The cash disbursements by the committee's agents in Oklahoma and Mississippi are apparent violations of 2 U.S.C. §437b which requires that all disbursements in excess of \$100 must be drawn on the committee's account in the form of a check.

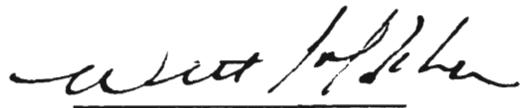
The committee's disbursements of \$3999.84 in cashiers checks is also an apparent violation of 2 U.S.C. §437b.

The Bentsen in '76 Committee was sent a letter April 18, 1977 advising them that the Commission had found reason to believe a violation of 2 U.S.C. §434(b)(9) & (10) and 2 U.S.C. §437b had been committed. The committee was asked to submit all pertinent information and any factual or legal materials they felt relevant.

On June 13, 1977, the Bentsen in '76 Committee responded to the Commission's request for information. (Copy attached)

Recommendation

The Office of General Counsel has received and reviewed the June 13, 1977, letter and amended reports from the Bentsen in '76 Committee; it is recommended that the Commission accept his response as satisfactory and close this file.



William C. Oldaker
General Counsel

Date: 6/23/77

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LAW OFFICES
PRESTON, THORGRIMSON, ELLIS, HOLMAN & FLETCHER
1776 F STREET, N. W.
WASHINGTON, D. C. 20006
AREA CODE 202 331-1005

2000 I. B. M. BUILDING
SEATTLE, WASHINGTON 98101
206-623-7580*

EMANUEL ROSILLAS
JONATHAN BLANK
TOVAH THORSLUND
ARTHUR PANICORE

June 13, 1977

Mr. William C. Oldaker
General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

771829

Dear Mr. Oldaker:

As you know, the Bentsen in 76 Committee has just filed an interim response to the Commission's letter of May 24 concerning the return of \$19,135.50 in federal matching monies. The May 24 letter also mentioned questions with respect to activities in Oklahoma and Mississippi that were dealt with in an earlier letter sent on April 18. This is a response to the details discussed in the April 18 letter.

The Commission has noted instances where the Committee made qualified campaign expenditures of over \$100 in Oklahoma and Mississippi other than by check drawn on the Committee's designated depository. Apparently, a limited number of such expenditures were made by mistake.

During the period in question, Committee staff believed that the \$100 rule in 2 U.S.C. §437b applied only to petty cash expenditures. Of course, the matter was discussed openly with FEC auditors when discovered during routine audits and no attempt was made to hide or distort the data relating to the transactions in question. Moreover, there is no question that all of the disbursements were for "qualified campaign expenses" as that term is used in 26 U.S.C. §9038(b). Consequently, we believe the disbursements in question should be dealt with as technical violations of the Act with no penalty imposed, except the requirement that reports be amended.

An accounting of the three sums mentioned in your April 18 letter is set out below and amended reports are enclosed:

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Mr. William C. Oldaker
Page Two
June 13, 1977

a. \$475 per diem, Oklahoma -

2/8/76	- Jim Skiner (airfare to Texas from Oklahoma)	\$ 115.00
2/8/76	- George Tagg (airfare to D.C. from Oklahoma)	160.00
1/24/76	- George Bristol (meals and miscellaneous expenses)	<u>200.00</u>
		<u>\$ 475.00</u>

b. \$4,728.40 vendor payments, Oklahoma -

2/4/76	- Steak & Ale, food	\$ 113.30
2/6/76	- Visonio Johnson, get out the vote	1150.00
2/6/76	- Cecil L. Williams, broadcast time	350.00
1/29/76	- Criss-cross Numerical Directory, Inc. (purchase book)	119.94
2/6/76	- Kelly Girl Service, Inc., temporary help	690.48
2/6/76	- Manpower Temporary Services, temporary help	805.23
2/6/76	- Western Temporary Service, temporary help	817.95
2/9/76	- Xerox Corporation, copy service	500.00
2/9/76	- Oklahoma City Democratic Party - voter list	<u>181.50</u>
		<u>\$4728.40</u>

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Mr. William C. Oldaker
Page Three
June 13, 1977

c. \$4,985, Mississippi expenditures -

1/26/76	- George Tagg, reimburse expenses	\$ 250.00
1/26/76	- Kemsey Lawrence, reimburse expenses	450.00
1/26/76	- Les Porter, reimburse expenses, consultant fee	450.00 250.00
1/26/76	- Claire Woody, reimburse expenses	200.00
1/26/76	- Carroll Schubert, reimburse expenses	250.00
1/26/76	- Richard Hardy, reimburse expenses	250.00
1/26/76	- David Lancaster, reimburse expenses	250.00
1/26/76	- George Shipley, reimburse expenses	150.00
1/5/76	- R. L. Chandler, consultant fee	1,000.00
1/24/76	- R. L. Chandler, consultant fee	400.00
1/26/76	- Edwin Parker, consultant fee	400.00
1/26/76	- Jim Bell, consultant fee	200.00
1/24/76	- Manpower Inc., telephone canvassing	<u>485.00</u>
		\$4,985.00

d. Following is a summary of \$3,999.84 in expenditures made by cashier's check in Oklahoma. While it is true these expenditures probably should have been made by check drawn on the Committee's depository, we believe the

Mr. William C. Oldaker
Page Four
June 13, 1977

apparent violations are technical in nature and may be attributed to staff unfamiliarity with provisions of the F.E.C.A. during the early days of the primary season. We do not believe further action by the Commission is necessary.

2/10/76	-	Southwestern Direct Mail Advertising	\$2,014.84
1/30/76	-	Southwestern Bell Telephone	135.00
1/30/76	-	Southwestern Bell Telephone	<u>1,850.00</u>
			<u>\$3,999.84</u>

All cashier's checks were disbursed from the First State Bank of Oklahoma City and were to defray qualified campaign expenses.

I trust the above information and the enclosed reports are responsive to your April 18 letter as well as portions of the May 24 letter. However, if you desire additional information, please contact me.

Very truly yours,

PRESTON, THORGRINSON,
ELLIS, HOLMAN & FLETCHER



By
Robert F. Bauer

RFB:pj

77040051591

AMENDED
Report of Receipts and Expenditures
 for a Candidate or Committee
 Supporting any Candidate(s) for
 Nomination or Election to Federal Office

Note: Committees authorized by a candidate to receive contributions and make expenditures in connection with more than one election must maintain separate records with respect to each election.

1(a) Name of Candidate or Committee (in full) <input type="checkbox"/> Check if name or address is changed BENTSEN in '76	2 Identification Number C00031252
(b) Address (number and street) P. O. Box 61202	3(a) Is this a report of receipts and expenditures for only one election? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No (b) If "Yes," for which election? Presidential Nomination (date)
(c) City, State and ZIP code Houston, Texas 77208	
4 Type of Report (Check appropriate box and complete, if applicable) MARCH 10 REPORT	
(a) <input type="checkbox"/> Amendment For _____ (Which report) (c) <input type="checkbox"/> July 10 Quarterly Report AMENDED (b) <input type="checkbox"/> April 10 Quarterly Report (d) <input type="checkbox"/> October 10 Quarterly Report (e) <input type="checkbox"/> January 31 Year End Report (f) <input type="checkbox"/> Monthly Report _____ (Month) (g) <input type="checkbox"/> Termination Report (h) <input type="checkbox"/> Tenth day report preceding _____ election on _____ in the State of _____ (primary, general or convention) (date) (i) <input type="checkbox"/> Thirtieth day report following _____ election on _____ in the State of _____ (primary, general or convention) (date)	

Candidate or Committee Summary of Receipts and Expenditures

5 Covering Period: From **February 1, 1976** Through **February 29, 1976** **AMENDED**

Section A - Cash Balance Summary	Column A This Period	Column B Calendar Year-To-Date
6 Cash on hand January 1, 1976		\$ 652,951.65
7 Cash on hand at beginning of reporting period	\$ 250,548.35	
8 Total receipts (from line 15)	\$ 24,492.08	\$ 1,557,955.57
(a) Subtotal (Add lines 7 and 8)	\$ 275,040.43	\$ 2,210,907.22
9 Total expenditures (From line 25)	\$ 216,786.53	\$ 2,152,653.32
10 Cash on hand at close of reporting period (Subtract line 9 from line 8)	\$ 58,253.90	\$ 58,253.90
11 Contributions on hand to be liquidated (attach itemized list)	\$ _____	

Section B - Presidential Campaign Expenditures Subject to Limitation - Summary
 (To Be Used Only By Presidential Candidates Receiving Federal Funds)

12 Operating expenditures (from line 20)	\$ 188,516.83	\$ 2,152,653.32
13 Refunds and Rebates (from line 17)	\$ 5,076.69	\$ 57,299.66
14 (a) Expenditures subject to limitation (Subtract line 13 from line 12)	\$ 183,440.14	\$ 2,095,353.66
(b) Expenditures from prior years subject to limitation		\$ 0.00
Total expenditures subject to limitation (Add line 14(a) and 14(b))		\$ 2,095,353.66

I, **DAVID TAYLOR**, Treasurer of the Committee, certify that this Report is true and correct to the best of my knowledge and belief, and that the receipts and expenditures reported herein are true and correct to the best of my knowledge and belief.
 Date: **May 13, 1977**

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Amended Summary Schedule of Receipts and Expenditures
(Page 2)

Name of Candidate or Committee
BENTSEN in '76

REPORT COVERING THE PERIOD
FROM **2-1-76** TO **2-29-76**

PART I - RECEIPTS	<u>AMENDED</u>		Column A	Column B
			This Period	Calendar year to date
15 Contributions and other Income:				
(a) Itemized (use Schedule A)			\$ 16,059.10	
(b) Unitemized			\$ 3,356.29	
(c) Sales and Collections Included Above:				
List by event on memo Schedule D (\$ <u>154.77</u>)				
(d) Subtotal of contributions and other income			\$ 19,415.39	\$ 977,409.79
16 Loans and Loan Repayments Received:				
(a) Itemized (use Schedule A)			\$ -0-	
(b) Unitemized			\$ -0-	
(c) Subtotal of loans and loan repayments received			\$ -0-	\$ -0-
17 Refunds, Rebates, Returns Received:				
(a) Itemized (use Schedule A)			\$ 4,914.55	
(b) Unitemized			\$ 162.14	
(c) Subtotal of refunds, rebates, returns			\$ 5,076.69	\$ 57,299.66
18 Transfers In:				
(a) From Affiliated Committee (Itemize on Schedule A Regardless of Amount)			\$ -0-	
(b) From other Committees (Itemize on Schedule A Regardless of Amount)			\$ -0-	
(c) Subtotal of transfers in			\$ -0-	\$ 523,246.12
19 Total Receipts			\$ 24,492.08	\$ 1,557,955.57
PART II - EXPENDITURES				
20 Operating Expenditures (Committees Not Receiving Federal Funds Include Fundraising, Legal and Accounting Expenditures):				
(a) Itemized (use Schedule B)			\$ 182,863.08	
(b) Unitemized			\$ 5,653.75	
(c) Subtotal of operating expenditures			\$ 188,516.83	
21 Independent Expenditures (use Schedule E)			\$	\$
22 Loans, Loan Repayments, and Contribution Refunds Made:				
(a) Itemized (use Schedule B)			\$ -0-	
(b) Unitemized			\$ -0-	
(c) Subtotal of loans and loan repayments made and contribution refunds			\$ -0-	\$
23 For Use Only By Presidential Campaigns Receiving Federal Funds, Exempt Fundraising, Legal and Accounting Expenditures:				
(a) Itemized (use Schedule B)			\$ 28,269.70	
(b) Unitemized			\$	
(c) Subtotal of fundraising expenditures			\$ 28,269.70	\$
24 Transfers Out:				
(a) To Affiliated Committee (Itemize on Schedule B Regardless of Amount)			\$ -0-	
(b) To Other Committees (Itemize on Schedule B Regardless of Amount)			\$ -0-	
(c) Subtotal of transfers out			\$ -0-	\$
25 Total Expenditures			\$ 216,786.53	\$ 2,152,653.32
PART III - DEBTS AND OBLIGATIONS				
26 Debts and obligations owed to the Committee (Itemize all on Schedule C)			\$ -0-	
27 Debts and obligations owed by the Committee (Itemize all on Schedule C)			\$ 81,920.71	
PART IV - RECEIPTS AND EXPENDITURES, NET OF TRANSFERS TO AND FROM AFFILIATED COMMITTEES				
28 Total Receipts (from line 19)			\$ 24,492.08	
29 Transfers In (from line 18(c))			\$ -0-	
30 Total Receipts (Subtract line 29 from line 28)			\$ 24,492.08	
31 Total Expenditures (from line 25)			\$ 216,786.53	
32 Transfers Out (from line 24(a))			\$ -0-	
33 Total Expenditures (Subtract line 32 from line 31)			\$ 216,786.53	

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Itemized Expenditures
Campaign Fundraising, Loans, and Transfers
for Lines 20, 22, 23, and/or 24 of FEC Form 3

Page 1 of 7 for

LINE NUMBER 20a

(see Instructions on back)

(Use separate schedule(s) for each numbered line)

Name of Candidate or Committee in full
BENTSEN in '76

Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Jane Greene 505 C Street, N.E. Washington, D. C. 20002	Political contingency (Reported originally on January 1976 Report)	1-28-76 1-29-76	(2,000.00) (5,000.00)
Ron Platt 4819 West Braddock Rd., Apt. 10 Alexandria, Virginia 22304	Reimbursements (Reported originally on January 1976 Report)	1-9-76 1-16-76	(2,500.00) (2,500.00)
First State Bank Tulsa, Oklahoma	Political contingency (Reported originally on February 76 Report)	2-5-76	(10,000.00)
Kevin McIntyre 505 C Street, N.E. Washington, D. C. 20002	Meals and miscellaneous expenses	1-24-76 2-2-76 2-7-76	20.00 20.00 5.00
Gayle Porter 505 C Street, N.E. Washington, D. C. 20002	Meals & miscellaneous expenses	1-24-76 1-27-76 2-3-76 2-6-76	20.00 20.00 20.00 20.00
James A. Borthick 505 C Street, N.E. Washington, D. C. 20002	Meals & Miscellaneous expenses	1-25-76 1-26-76 1-28-76 2-2-76 2-8-76	20.00 20.00 20.00 20.00 10.00
J. Michael Sheridan 502 Statler Hilton Buffalo, New York 14202	Meals & Miscellaneous expenses	1-25-76 1-29-76 1-31-76	20.00 20.00 30.00
Jim Skinner 505 C Street, N.E. Washington, D. C. 20002	Meals & Miscellaneous expenses airfare	1-26-76 1-31-76 2-7-76 2-8-76	20.00 50.00 10.00 115.00

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Total amount reported on this page (total) \$ _____

Total amount reported on this page (this line number only) \$ _____

Itemized Expenditures
Campaign Fundraising, Loans, and Transfers
for Lines 20, 22, 23, and/or 24 of FEC Form 3
(See Instructions on back)

Page 2 of 7 for
 LINE NUMBER: 20a
Form requires a table for each month and line

Name of Candidate or Committee in full			
BENTSEN in 76			
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Judy Minboit 240 Old Senate Office Building Washington, D. C. 20510	Meals & Miscellaneous expenditures	1-27-76 1-31-76 2-6-76	30.00 20.00 40.00
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Joe O'Neill 912 Federal Building Austin, Texas 78701	Meals & Miscellaneous expenditures	1-27-76 1-31-76	30.00 20.00
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
George Shipley 240 Old Senate Office Building Washington, D. C. 20510	Meals & Miscellaneous expenditures	1-28-76 2-1-76 2-7-76	80.00 50.00 25.00
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Chris Larmayeux 505 C Street, N. E. Washington, D. C. 20002	Meals & Miscellaneous expenditures	1-28-76 2-1-76 2-7-76	30.00 10.00 20.00
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Tom Baker 505 C Street, N. E. Washington, D. C. 20002	Meals & Miscellaneous expenditures	1-29-76 1-31-76	20.00 30.00
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Tom Greico 73 Country Village Lane New Hyde Park, N. Y. 11040	Meals & Miscellaneous expenditures	1-28-76 1-29-76 1-31-76	50.00 20.00 30.00
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Don Ward 505 C Street, N. E. Washington, D. C. 20002	Meals & Miscellaneous expenditures	1-29-76 2-7-76 2-5-76	50.00 100.00 100.00
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
George Tagg 505 C Street, N.E. Washington, D. C. 20002	Meals & Miscellaneous expenditures Airfare	1-31-76 2-8-76	20.00 100.00

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Subject to expenditures this page (optional)
 Total this period (last page this line number only)

Itemized Expenditures
Campaign Fundraising, Loans, and Transfers
for Lines 20, 22, 23, and/or 24 of FEC Form 3

(Use separate schedule(s) for each numbered line)

(See Instructions on back)

Name of Candidate or Committee in full

BENFSEN in 76

Full Name, mailing address and ZIP code

Richard Hardy
 815 Brazos, Suite 201
 Austin, Texas 78701

Purpose of Expenditure

Meals and miscellaneous expenses

Date (month, day, year)

2-4-76
 2-7-76

Amount of each expenditure this period

40.00
 10.00

Full Name, mailing address and ZIP code

Jack DeVore
 240 Old Senate Office Building
 Washington, D. C. 20510

Purpose of Expenditure

Meals & Miscellaneous expenses

Date (month, day, year)

2-5-76
 2-7-76

Amount of each expenditure this period

40.00
 30.00

Full Name, mailing address and ZIP code

Alvin Y. Allen
 505 C Street, N. E.
 Washington, D. C. 20002

Purpose of Expenditure

Meals & Miscellaneous expenses

Date (month, day, year)

2-6-76

Amount of each expenditure this period

100.00

Full Name, mailing address and ZIP code

George Bristol
 815 Brazos, Suite 201
 Austin, Texas 78701

Purpose of Expenditure

Meals & Miscellaneous expenses

Date (month, day, year)

1-24-76

Amount of each expenditure this period

200.00

Full Name, mailing address and ZIP code

George Holland
 815 Brazos, Suite 201
 Austin, Texas 78701

Purpose of Expenditure

Meals & Miscellaneous expenses

Date (month, day, year)

1-27-76
 1-31-76
 2-4-76

Amount of each expenditure this period

30.00
 20.00
 20.00

Full Name, mailing address and ZIP code

U. S. Postal Service
 Oklahoma City, Oklahoma

Purpose of Expenditure

Postage

Date (month, day, year)

1-29-76
 2-4-76

Amount of each expenditure this period

5.20
 1.32

Full Name, mailing address and ZIP code

Criss Cross Numerical Directory Inc.
 Oklahoma City, Oklahoma 73101
 P. O. Box 941

Purpose of Expenditure

Book

Date (month, day, year)

1-29-76

Amount of each expenditure this period

119.94

Full Name, mailing address and ZIP code

Smoky Fried Chicken
 Oklahoma City, Oklahoma

Purpose of Expenditure

Food Service

Date (month, day, year)

1-30-76
 2-2-76

Amount of each expenditure this period

88.00
 81.00

Signature of candidate or authorized agent

Print name and address (Use this line number only)

FEDERAL ELECTION COMMISSION
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Itemized Expenditures
Campaign Fundraising, Loans, and Transfers
for Lines 20, 22, 23, and/or 24 of FEC Form 3

(see Instructions on back)

Page 4 of 7 for

LINE NUMBER 20a

Use separate schedule for each numbered line

Name of Candidate or Committee in full

BENTSEN in 76

Full Name, mailing address and ZIP code

Southwest Direct Mail Advertising
 615 Northwest 4th
 Oklahoma City, Oklahoma

Purpose of Expenditure

Advertising

Date (month, day, year)

2-10-76

Amount of each expenditure this period

2,014.84

Full Name, mailing address and ZIP code

Speedy Delivery Service
 Oklahoma City, Oklahoma

Purpose of Expenditure

Delivery service

Date (month, day, year)

1-29-76

2-3-76

2-4-76

2-5-76

Amount of each expenditure this period

5.00

40.00

19.40

14.00

Full Name, mailing address and ZIP code

Speedy Delivery Service
 Oklahoma City, Oklahoma

Purpose of Expenditure

Delivery service

Date (month, day, year)

2-6-76

2-9-76

Amount of each expenditure this period

20.00

11.00

Full Name, mailing address and ZIP code

Steak & Ale
 5500 North Brookline
 Oklahoma City, Oklahoma

Purpose of Expenditure

Food services

Date (month, day, year)

2-4-76

2-4-76

Amount of each expenditure this period

23.00

113.30

Full Name, mailing address and ZIP code

Split-T Charcoal Broiler Inc.
 5701 N. Western
 Oklahoma City, Oklahoma

Purpose of Expenditure

Food Service

Date (month, day, year)

1-31-76

2-1-76

2-6-76

Amount of each expenditure this period

50.00

65.00

17.50

Full Name, mailing address and ZIP code

George Holland
 815 Brazos, Suite 201
 Austin, Texas 78701

Purpose of Expenditure

Gas
 Advertising

Date (month, day, year)

2-5-76

2-6-76

Amount of each expenditure this period

100.00

50.00

Full Name, mailing address and ZIP code

Visomio Johnson
 Oklahoma City, Oklahoma

Purpose of Expenditure

Get out the vote
 Campaign

Date (month, day, year)

2-6-76

Amount of each expenditure this period

1,150.00

Full Name, mailing address and ZIP code

Cecil L. Williams
 Oklahoma City, Oklahoma

Purpose of Expenditure

Broadcast Time
 KPHL

Date (month, day, year)

2-6-76

Amount of each expenditure this period

350.00

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Subtotal of expenditures on page (see instructions)

Total tax-exempt (last page this line number only)

Itemized Expenditures
Campaign Fundraising, Loans, and Transfers
for Lines 20, 22, 23, and/or 24 of FEC Form 3

Page 5 of 7 for

LINE NUMBER 20

(Mandatory schedule for each numbered line.)

(see Instructions on back)

Name of Candidate or Committee in full

BENTSEN in '76

Full Name, mailing address and ZIP code

Budget Rent a Car
 Broadway at Park Avenue
 Oklahoma City, Oklahoma 73102

Purpose of Expenditure

Car rental

Date (month, day, year)

1-30-76

Amount of each expenditure this period

168.59

Full Name, mailing address and ZIP code

Kelly Girl Service Inc.
 P. O. Box 1179
 Oklahoma City, Oklahoma

Purpose of Expenditure

Temporary Help

Date (month, day, year)

2-6-76

Amount of each expenditure this period

690.48

Full Name, mailing address and ZIP code

Manpower Temporary Service
 Oklahoma City, Oklahoma

Purpose of Expenditure

Temporary Help

Date (month, day, year)

2-6-76

Amount of each expenditure this period

805.23

Full Name, mailing address and ZIP code

Western Temporary Service
 2414 North Classen Blvd.
 Oklahoma City, Oklahoma

Purpose of Expenditure

Temporary Help

Date (month, day, year)

2-6-76

Amount of each expenditure this period

817.95

Full Name, mailing address and ZIP code

Southwestern Bell Telephone
 111 N.W. 3rd
 Oklahoma City, Oklahoma

Purpose of Expenditure

Telephone Service

Date (month, day, year)

1-30-76

Amount of each expenditure this period

1,985.00

Full Name, mailing address and ZIP code

Xerox Corporation
 Oklahoma City, Oklahoma

Purpose of Expenditure

Copy Service

Date (month, day, year)

2-9-76

Amount of each expenditure this period

500.00

Full Name, mailing address and ZIP code

Oklahoma City Democratic Party
 Oklahoma City, Oklahoma

Purpose of Expenditure

Voter lists

Date (month, day, year)

2-9-76

Amount of each expenditure this period

181.50

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month, day, year)

Amount of each expenditure this period

FEDERAL ELECTION COMMISSION
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Itemized Expenditures

Campaign Fundraising, Loans, and Transfers
for Lines 20, 22, 23, and/or 24 of FEC Form 3

(see instructions on back)

Page 6 of 7 for

LINE NUMBER 20 in

(Use separate schedule for each numbered line)

Federal Election Commission
1100 K Street, N.W.
Washington, D.C. 20543

7704131591

Name of Candidate or Committee in full			
BENISEN in '76			
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
George Tagg 505 C Street, N. E. Washington, D. C. 20002	Reimbursement for expenses	1-26-76	250.00
Kimsy Lawrence 5600 Keela St. Apt. B501 Jackson, Mississippi 39200	Reimbursement for expenses	1-26-76	450.00
Les Porter 1595 West Highland, Apt. 1025 Jackson, Mississippi 39024	Reimbursement for expenses Consultant Fee	1-26-76 1-26-76	450.00 250.00
Claire Moody 505 C Street, N.E. Washington, D. C. 20002	Reimbursement for expenses	1-26-76	200.00
Carroll Schubert 815 Brazos, Suite 201 Austin, Texas 78701	Reimbursement for expenses	1-26-76	250.00
Richard Hardy 815 Brazos, Suite 201 Austin, Texas 78701	Reimbursement for expenses	1-26-76	250.00
Dave Lancaster 614 First, #126 Austin, Texas 78704	Reimbursement for expenses	1-26-76	250.00
George Shipley 240 Old Senate Office Building Washington, D. C. 20510	Reimbursement for expenses	1-26-76	150.00

Subtotal of expenditures this page (optional) _____

Total this period (last page this line number only) _____

FEDERAL ELECTION COMMISSION
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Page

Federal Election Commission
1200 K Street, N.W.
Washington, D.C. 20463

Itemized Expenditures

Campaign Fundraising, Loans, and Transfers for Lines 20, 22, 23, and/or 24 of FEC Form 3

Page 7 of 7 for

LINE NUMBER 20

(Use separate schedule for each numbered line)

(see Instructions on back)

Name of Candidate or Committee in full			
BENTSEN in 76			
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
R. L. Chandler 5600 Keele Street, Apt. B501 Jackson, Mississippi 39200	Consultant Fee	1-5-76 1-24-76	1,000.00 400.00
Edwin Parker 5600 Keele St., Apt. B501 Jackson, Mississippi 39200	Consultant Fee	1-26-76	400.00
Jim Bell 5600 Keele St., Apt. B501 Jackson, Mississippi 39200	Consultant Fee	1-26-76	200.00
Manpower, Inc. Jackson, Mississippi	Telephone canvassing	1-24-76	485.00

7704001600

FEDERAL ELECTION COMMISSION
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Report of expenditures for this page from month

For this period (Type this line number only)

(0,653.75)

ACC # 675

MUR 370

LAW OFFICES
PRESTON, THORGRIMSON, ELLIS, HOLMAN & FLETCHER
1776 F STREET, N. W.
WASHINGTON, D. C. 20006
AREA CODE 202 331-1005

FEDERAL ELECTION
COMMISSION

77 JUN 16 AM 8:16

2000 I. S. M. BUILDING
SEATTLE, WASHINGTON 98101
206-623-7580

EMANUEL ROUVELAS
JONATHAN BLANK
TOVAN THORSLUND
ARTHUR PANKOFF

June 15, 1977

771824

William Oldaker
General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Dear Mr. Oldaker:

In the Commission's letter of May 24, 1977, to Senator Bentsen, a number of questions were raised pursuant to the Commission's audit of the Senator's 1976 Presidential campaign. The Bentsen in 76 Committee has already filed a preliminary inquiry into the legal grounds for the Commission's request in that letter that Senator Bentsen return \$19,135.50 in matching funds to the U.S. Treasury. Additionally, we will be forwarding separately a full response to the Commission's determination concerning apparent violations of 2 U.S.C. §437b by Committee representatives in Mississippi and Oklahoma. The following is a response to each of the remaining matters raised in the May 24 letter, and should be considered together with the enclosed documentation.

(1) The Commission refers to a \$1,000.00 check received by the Committee from the account of Rogers Bros. of Beaumont, Texas, and requests the documentation necessary to determine whether this check represents corporate funds. As the enclosed letter from the Treasurer of Rogers Bros. establishes, this check does not represent corporate funds, nor was it drawn on a corporate bank account.

(2) The Commission states that, upon review of the Committee's reports, it was found that "numerous debts and obligations" were not reported in a continuous manner until each was extinguished, as required under §434(b)(12). The Commission does not, however, identify the debts and obligations in question, but merely requests generally that "amended reports" be filed by the Committee. As Mr. Larry Letscher has explained to the Commission staff, the Committee prepared and filed with the Commission over 100 type-written pages of

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William Oldaker
Page Two
June 14, 1977

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debt schedules, and consequently needs more specific information from the Commission as to which debts are at issue. The Committee, therefore, respectfully requests that the Commission identify those debts deemed to be improperly reported under §434(b)(12). The Committee will then respond immediately with the information required to fully and accurately disclose the disposition of those debts.

(3) Enclosed, pursuant to the Commission's request, is a copy of the guarantee agreement under which Senator Bentsen guaranteed up to \$75,500.00 in loans to be obtained on behalf of the campaign by representatives of the Committee.

(4) The Commission calls the Committee's attention to a check of \$400.00 from Triumph Industries, Inc. which was credited to the Senator's Senatorial campaign and deposited in a special account serving both the Senator's Senatorial and Presidential campaigns. In response to the Commission's request that documentation be supplied to determine whether this check represents corporate funds, a letter from Bernard Sampson, President of Triumph Industries, Inc., is enclosed. As that letter establishes, the \$400.00 check does not represent corporate funds.

If you have any questions about any of the matters raised above, please do not hesitate to contact me.

Very truly yours,

PRESTON, THORGRIMSON,
ELLIS, HOLMAN & FLETCHER

By



Robert F. Bauer

RFB:pj

Encl.

cc: Robert Costa
Robert Hamm

7774075150
CONTINUING GUARANTY

IN CONSIDERATION of credit and financial accommodations extended, to be extended or continued to _____

BENTSEN IN '76 COMMITTEE

hereinafter called the "Borrower", by TEXAS COMMERCE BANK NATIONAL ASSOCIATION, hereinafter called the "Bank", and for other good and valuable considerations, I, We, and each of us, the undersigned, have jointly, severally and unconditionally guaranteed and do hereby jointly, severally and unconditionally guarantee to the Bank the payment of each and every claim, demand, indebtedness, right or cause of action of every nature whatsoever against the Borrower now or hereafter existing, due or to become due to, and now or hereafter held by the Bank

to the extent of ***Seventy-Five Thousand Five Hundred and No/100 (\$75,500.00) Dollars of principal, and in addition, interest, accrued and accruing on such principal together with any and all expenses incurred by the bank in enforcing this guaranty, including reasonable attorneys fees. This is a continuing guaranty, and all extensions of credit and financial accommodations heretofore, concurrently herewith or hereafter made by the Bank to the Borrower and all indebtedness of the Borrower now owned or hereafter acquired by the Bank shall be conclusively presumed to have been made or acquired in acceptance hereof provided that the interest guaranteed hereunder shall not exceed the maximum permitted by law.

The undersigned waive notice of acceptance of this guaranty and of any liability to which it applies or may apply, and waive presentment, demand of payment, notice of dishonor or non-payment, collecting, suit, or taking any other action by the Bank, and giving any notice of default or other notice to, or making any demand on, any party. Payment by the undersigned shall be made at the main office of the Bank, in Houston, Texas.

The obligations of the undersigned under this guaranty shall not be affected by any invalidity of or defect or deficiency in any promissory note, loan agreement, security agreement, deed of trust or other instrument, whether similar or dissimilar, issued in connection with, evidencing or securing payment of any indebtedness guaranteed by this instrument.

This is an absolute guaranty of payment and not of collection, and the undersigned waive any right to require that any action be brought against the Borrower or any other person. Should the Bank seek to enforce the obligations of the undersigned hereunder by action in any court, the undersigned waive any necessity, substantive or procedural, that a judgment previously be rendered against the Borrower or any other person, or that any action be brought against the Borrower or any other person, or that the Borrower or any other person should be joined in such cause; the obligations of the undersigned assumed hereunder are joint and several from the Borrower or any other person, and are primary obligations concerning which the undersigned are principal obligors. Such waiver shall be without prejudice to the Bank at its option to proceed against the Borrower or any other person, whether by separate action or by joinder. The undersigned agree that this guaranty shall not be discharged except by complete performance of the obligations of the Borrower and the obligations of the undersigned hereunder. The obligations of the undersigned hereunder shall not be affected in any way by any receivership, insolvency, bankruptcy or other proceedings affecting the Borrower or any of the Borrower's assets, or the release or discharge of the Borrower from the performance of any obligation contained in any promissory note or other instrument issued in connection with, evidencing or securing any indebtedness guaranteed by this instrument, whether occurring by reason of law or any other cause, whether similar or dissimilar to the foregoing.

The Bank may, at any time without the consent of, or notice to the undersigned, without incurring responsibility to the undersigned, without impairing or releasing the obligations of the undersigned, upon or without any terms or conditions and in whole or in part, (1) change the manner, place or terms of payment or change or extend the time of payment of, renew, or alter any liability of the Borrower hereby guaranteed, or any liabilities incurred directly or indirectly hereunder, and the guaranty herein made shall apply to the liabilities of the Borrower, changed, extended, renewed or altered in any manner, (2) sell, exchange, release, surrender, realize upon or otherwise deal with in any manner and in any order any property at any time standing as security for the liabilities hereby guaranteed or any liabilities incurred directly or indirectly hereunder or any set-off against any of said liabilities, (3) exercise or refrain from exercising any rights against the Borrower or others, or otherwise act or refrain from acting, (4) settle or compromise any liabilities hereby guaranteed or hereby incurred, and may subordinate the payment of all or any part of such liabilities to the payment of any liabilities which may be due to the Bank or others, and, (5) apply any sums paid to any liability or liabilities of the Borrower to the Bank regardless of what liability or liabilities of the Borrower to the Bank remain unpaid.

As to each of the undersigned, this guaranty shall continue until written notice of revocation signed by the undersigned, or until written notice of the death of such undersigned shall have been actually delivered to the President or one of the Vice Presidents of the Bank, notwithstanding a revocation by, or the death of, or complete or partial release for any cause of, any one or more of the remainder of the undersigned, or of the Borrower or of any one liable in any manner for the liabilities (including those hereunder) incurred directly or indirectly in respect thereof or hereof, and notwithstanding the dissolution, termination, or change in personnel, of any one or more of the undersigned. No revocation or termination hereof shall affect in any manner rights arising under this guaranty with respect to liabilities arising prior to receipt of such written notice, and the sole effect of revocation or termination shall be to exclude from this guaranty liabilities thereafter arising which are unconnected with liabilities theretofore arising or transactions theretofore entered into.

No delay on the part of the Bank in exercising any right hereunder or failure to exercise the same shall operate as a waiver of such right, nor in any event shall any modification or waiver of the provisions of this guaranty be effective unless in writing; nor shall any such waiver be applicable except in the specific instance for which given.

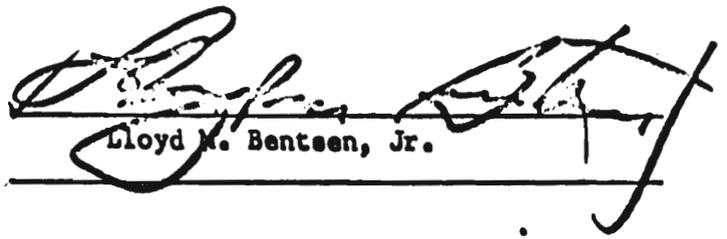
The undersigned, if more than one, shall be jointly and severally liable hereunder and the term "undersigned" shall mean the undersigned or any one or more of them. Any one signing this guaranty shall be bound hereby, whether or not any other party signs this guaranty or is released therefrom at any time. This guaranty is binding upon the respective heirs, executors, administrators, successors and assigns of the undersigned.

WITNESS our hands at Houston, Texas, this the 5th day of April, 1976.

WITNESSES:

FEDERAL ELECTION COMMISSION
OFFICIAL COPY

OFFICE OF GENERAL COUNSEL



Lloyd N. Bentsen, Jr.

Rogers Bros.

GENERAL OFFICES: SAN JACINTO BLDG.—PURCHASING DEPT. & LABORATORY: 861 ORLEANS
MAILING ADDRESS: P. O. BOX 1310, BEAUMONT, TEXAS 77704

June 2, 1977

Senator Lloyd Bentsen
P. O. Box 61202
Houston, Texas 77208

Dear Senator Bentsen:

Rogers Bros. check #067145, dated January 2, 1975, in the amount of \$1,000.00 was not paid from corporate funds nor from a corporate bank account.

Very truly yours,



Chas E. Stipe
Treasurer

CES:mb

FEDERAL ELECTION COMMISSION
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OFFICE OF GENERAL COUNSEL

77041061601



3000 YELLOWSTONE, HOUSTON, TEXAS 77054 (713)747-8520

June 2, 1977

Senator Lloyd Bentsen
P. O. Box 61202
Houston, Texas 77208

Dear Senator Bentsen:

Triumph Industries check No. 6400 dated November 10, 1975 in the amount of \$400.00 was drawn on Triumph Industries, Inc. account with Western Bank of Houston and credited to the accounts receivable of Mr. Bernard Sampson and Mr. Hal M. Zimmerman (no longer with Triumph Industries).

In explanation of these accounts No. 10801 (Sampson) and 10901 (Zimmerman), these are personal drawing accounts entitled Accounts Receivable Sampson or Zimmerman, and are reimbursed at the end of the year from personal funds of these men.

For any further information, please contact Mr. Bernard Sampson, or Mrs. Johanson in the Accounting Department.

Sincerely yours,

TRIUMPH INDUSTRIES

Bernard Sampson
President

j

771400160;

770 400 1100



JUN 16 AM 8:15

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PRESTON, THORGRIMSON, ELLIS, HOLMAN & FLETCHER
1776 F STREET, N. W. - SUITE 201
WASHINGTON, D. C. 20006

William Oldaker
General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Sec #674

LAW OFFICES
PRESTON, THORGRIMSON, ELLIS, HOLMAN & FLETCHER
1776 F STREET, N. W.
WASHINGTON, D. C. 20006
AREA CODE 202 331-1005

EMANUEL ROUVELAS
JONATHAN BLANK
TOYAH THORBLUND
ARTHUR PANKOFF

2000 I. B. M. BUILDING
SEATTLE, WASHINGTON 98101
206-623-7880

June 13, 1977

Mr. William C. Oldaker
General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

771820

Dear Mr. Oldaker:

As you know, the Bentsen in 76 Committee has just filed an interim response to the Commission's letter of May 24 concerning the return of \$19,135.50 in federal matching monies. The May 24 letter also mentioned questions with respect to activities in Oklahoma and Mississippi that were dealt with in an earlier letter sent on April 18. This is a response to the details discussed in the April 18 letter.

The Commission has noted instances where the Committee made qualified campaign expenditures of over \$100 in Oklahoma and Mississippi other than by check drawn on the Committee's designated depository. Apparently, a limited number of such expenditures were made by mistake.

During the period in question, Committee staff believed that the \$100 rule in 2 U.S.C. §437b applied only to petty cash expenditures. Of course, the matter was discussed openly with FEC auditors when discovered during routine audits and no attempt was made to hide or distort the data relating to the transactions in question. Moreover, there is no question that all of the disbursements were for "qualified campaign expenses" as that term is used in 26 U.S.C. §9038(b). Consequently, we believe the disbursements in question should be dealt with as technical violations of the Act with no penalty imposed, except the requirement that reports be amended.

An accounting of the three sums mentioned in your April 18 letter is set out below and amended reports are enclosed:

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Mr. William C. Oldaker
Page Two
June 13, 1977

a. \$475 per diem, Oklahoma -

2/8/76	- Jim Skinner (airfare to Texas from Oklahoma)	\$ 115.00
2/8/76	- George Tagg (airfare to D.C. from Oklahoma)	160.00
1/24/76	- George Bristol (meals and miscellaneous expenses)	<u>200.00</u>
		<u>\$ 475.00</u>

b. \$4,728.40 vendor payments, Oklahoma -

2/4/76	- Steak & Ale, food	\$ 113.30
2/6/76	- Visomio Johnson, get out the vote	1150.00
2/6/76	- Cecil L. Williams, broadcast time	350.00
1/29/76	- Criss-cross Numerical Directory, Inc. (purchase book)	119.94
2/6/76	- Kelly Girl Service, Inc., temporary help	690.48
2/6/76	- Manpower Temporary Services, temporary help	805.23
2/6/76	- Western Temporary Service, temporary help	817.95
2/9/76	- Xerox Corporation, copy service	500.00
2/9/76	- Oklahoma City Democratic Party - voter list	<u>181.50</u>
		<u>\$4728.40</u>

77040061603

Mr. William C. Oldaker
Page Three
June 13, 1977

c. \$4,985, Mississippi expenditures -

1/26/76	-	George Tagg, reimburse expenses	\$ 250.00
1/26/76	-	Kemsey Lawrence, reimburse expenses	450.00
1/26/76	-	Les Porter, reimburse expenses, consultant fee	450.00 250.00
1/26/76	-	Claire Woody, reimburse expenses	200.00
1/26/76	-	Carroll Schubert, reimburse expenses	250.00
1/26/76	-	Richard Hardy, reimburse expenses	250.00
1/26/76	-	David Lancaster, reimburse expenses	250.00
1/26/76	-	George Shipley, reimburse expenses	150.00
1/5/76	-	R. L. Chandler, consultant fee	1,000.00
1/24/76	-	R. L. Chandler, consultant fee	400.00
1/26/76	-	Edwin Parker, consultant fee	400.00
1/26/76	-	Jim Bell, consultant fee	200.00
1/24/76	-	Manpower Inc., telephone canvassing	<u>485.00</u>
			\$4,985.00

d. Following is a summary of \$3,999.84 in expenditures made by cashier's check in Oklahoma. While it is true these expenditures probably should have been made by check drawn on the Committee's depository, we believe the

FEDERAL ELECTION COMMISSION
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Mr. William C. Oldaker
Page Four
June 13, 1977

apparent violations are technical in nature and may be attributed to staff unfamiliarity with provisions of the F.E.C.A. during the early days of the primary season. We do not believe further action by the Commission is necessary.

2/10/76	- Southwestern Direct Mail Advertising	\$2,014.84
1/30/76	- Southwestern Bell Telephone	135.00
1/30/76	- Southwestern Bell Telephone	<u>1,850.00</u>
		<u>\$3,999.84</u>

All cashier's checks were disbursed from the First State Bank of Oklahoma City and were to defray qualified campaign expenses.

I trust the above information and the enclosed reports are responsive to your April 18 letter as well as portions of the May 24 letter. However, if you desire additional information, please contact me.

Very truly yours,

PRESTON, THORGRIMSON,
ELLIS, HOLMAN & FLETCHER



By

Robert F. Bauer

RFB:pj

77040031610

AMENDED
Report of Receipts and Expenditures
for a Candidate or Committee
Supporting any Candidate(s) for
Nomination or Election to Federal Office

Note: Committees authorized by a candidate to receive contributions and make expenditures in connection with more than one election must maintain separate records with respect to each election.

1(a) Name of Candidate or Committee (in full) <input type="checkbox"/> Check if name or address is changed BENTSEN in '76	2 Identification Number C00031252
(b) Address (number and street) P. O. Box 61202	3(a) Is this a report of receipts and expenditures for only one election? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No (b) If "Yes," for which election? Presidential Nomination (date)
(c) City, State and ZIP code Houston, Texas 77208	(general, primary, runoff) (date)
4 Type of Report (Check appropriate box and complete, if applicable) <u>MARCH 10 REPORT</u>	
(a) <input type="checkbox"/> Amendment For _____ (Which report) (b) <input type="checkbox"/> April 10 Quarterly Report (h) <input type="checkbox"/> Tenth day report preceding _____ election on _____ in the State of _____ (primary, general or convention) (date) (i) <input type="checkbox"/> Thirtieth day report following _____ election on _____ in the State of _____ (primary, general or convention) (date)	(c) <input type="checkbox"/> July 10 Quarterly Report <u>AMENDED</u> (d) <input type="checkbox"/> October 10 Quarterly Report (e) <input type="checkbox"/> January 31 Year End Report (f) <input type="checkbox"/> Monthly Report _____ (Month) (g) <input type="checkbox"/> Termination Report

Candidate or Committee Summary of Receipts and Expenditures

5 Covering Period: From February 1, 1976 Through February 29, 1976 AMENDED

Section A - Cash Balance Summary	Column A This Period	Column B Calendar Year-To-Date
6 Cash on hand January 1, 19		\$ 652,951.65
7 Cash on hand at beginning of reporting period	\$ 250,548.35	
8 Total receipts (from line 19)	\$ 24,492.08	\$ 1,557,955.57
(a) Subtotal (Add lines 7 and 8)	\$ 275,040.43	\$ 2,210,907.22
9 Total expenditures (From line 25)	\$ 216,786.53	\$ 2,152,653.32
10 Cash on hand at close of reporting period (Subtract line 9 from line 8)	\$ 58,253.90	\$ 58,253.90
11 Contributed items on hand to be liquidated (attach itemized list)	\$ _____	
Section B - Presidential Campaign Expenditures Subject to Limitation - Summary (To Be Used Only By Presidential Candidates Receiving Federal Funds)		
12 Operating expenditures (from line 20)	\$ 188,516.83	\$ 2,152,653.32
13 Refunds and Rebates (from line 17)	\$ 5,076.69	\$ 57,299.66
14 (a) Expenditures subject to limitation (Subtract line 13 from line 12)	\$ 183,440.14	\$ 2,095,353.66
(b) Expenditures from prior years subject to limitation		\$ -0-
(c) Total expenditures subject to limitation (Add lines 14a and 14b)		\$ 2,095,353.66

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

H. GRANT TAYLOR

(Typed Name of Treasurer or Candidate)

H. Grant Taylor May 18, 1977
 (Signature of Treasurer or Candidate) (Date)

Note: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. § 437g or § 441j (See reverse side of form)

For further information Contact:

Federal Election Commission
 1325 K Street, N.W.
 Washington, D.C. 20463

Any information reported herein may not be copied or used by any person for the purpose of soliciting contributions or for any commercial purpose.

FEDERAL ELECTION COMMISSION
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7704001011

Detailed Summary Schedule of Receipts and Expenditures
 (Page 2)

Name of Candidate or Committee BENTSEN in '76	REPORT COVERING THE PERIOD	
	FROM: 2-1-76	TO: 2-29-76
	Column A This Period	Column B Calendar year-to-date
PART I - RECEIPTS <u>AMENDED</u>		
15 Contributions and other Income:		
(a) Itemized (use Schedule A)	\$ 16,059.10	
(b) Unitemized	\$ 3,356.29	
(c) Sales and Collections Included Above:		
List by event on memo Schedule D (\$ <u>154.77</u>)		
(d) Subtotal of contributions and other income	\$ 19,415.39	\$ 977,409.79
16 Loans and Loan Repayments Received:		
(a) Itemized (use Schedule A)	\$ -0-	
(b) Unitemized	\$ -0-	
(c) Subtotal of loans and loan repayments received	\$ -0-	\$ -0-
17 Refunds, Rebates, Returns Received:		
(a) Itemized (use Schedule A)	\$ 4,914.55	
(b) Unitemized	\$ 162.14	
(c) Subtotal of refunds, rebates, returns	\$ 5,076.69	\$ 57,299.66
18 Transfers In:		
(a) From Affiliated Committee (Itemize on Schedule A Regardless of Amount)	\$ -0-	
(b) From other Committees (Itemize on Schedule A Regardless of Amount)	\$ -0-	
(c) Subtotal of transfers in	\$ -0-	\$ 523,246.12
19 Total Receipts	\$ 24,492.08	\$ 1,557,955.57
PART II - EXPENDITURES		
20 Operating Expenditures (Committees Not Receiving Federal Funds Include Fundraising, Legal and Accounting Expenditures):		
(a) Itemized (use Schedule B)	\$ 182,863.08	
(b) Unitemized	\$ 5,653.75	
(c) Subtotal of operating expenditures	\$ 188,516.83	\$
21 Independent Expenditures (use Schedule E)	\$	\$
22 Loans, Loan Repayments, and Contribution Refunds Made:		
(a) Itemized (use Schedule B)	\$ -0-	
(b) Unitemized	\$ -0-	
(c) Subtotal of loans and loan repayments made and contribution refunds	\$ -0-	\$
23 For Use Only By Presidential Campaigns Receiving Federal Funds: Exempt Fundraising, Legal and Accounting Expenditures:		
(a) Itemized (use Schedule B)	\$ 28,269.70	
(b) Unitemized	\$	
(c) Subtotal of fundraising expenditures	\$ 28,269.70	\$
24 Transfers Out:		
(a) To Affiliated Committee (Itemize on Schedule B Regardless of Amount)	\$ -0-	
(b) To Other Committees (Itemize on Schedule B Regardless of Amount)	\$ -0-	
(c) Subtotal of transfers out	\$ -0-	\$
25 Total Expenditures	\$ 216,786.53	\$ 2,152,653.32
PART III - DEBTS AND OBLIGATIONS		
26 Debts and obligations owed to the Committee (Itemize all on Schedule C)	\$ -0-	
27 Debts and obligations owed by the Committee (Itemize all on Schedule C)	\$ 81,920.71	
PART IV - RECEIPTS AND EXPENDITURES, NET OF TRANSFERS TO AND FROM AFFILIATED COMMITTEES		
28 Total Receipts (from line 19)	\$ 24,492.08	
29 Transfers In (from line 18(a))	\$ -0-	
30 Net Receipts (Subtract line 29 from line 28)	\$ 24,492.08	
31 Total Expenditures (from line 25)	\$ 216,786.53	
32 Transfers out (from line 24(a))	\$ -0-	
33 Net Expenditures (Subtract line 32 from line 31)	\$ 216,786.53	

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FEDERAL ELECTION COMMISSION
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Schedule B

July 1976
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

**Itemized Expenditures
Campaign Fundraising, Loans, and Transfers
for Lines 20, 22, 23, and/or 24 of FEC Form 3**

(see instructions on back)

Page 1 of 7 for

LINE NUMBER 20a

(Use separate schedule(s) for each numbered line)

Name of Candidate or Committee in full			
BENTSEN in '76			
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Jane Greene 505 C Street, N.E. Washington, D. C. 20002	Political contingency (Reported originally on January 1976 Report)	1-28-76 1-29-76	(2,000.00) (5,000.00)
Ron Platt 4819 West Braddock Rd., Apt. 10 Alexandria, Virginia 22304	Reimbursements (Reported originally on January 1976 Report)	1-9-76 1-16-76	(2,500.00) (2,500.00)
First State Bank Tulsa, Oklahoma	Political contingency (Reported originally on February 76 Report)	2-5-76	(10,000.00)
Kevin McIntyre 505 C Street, N.E. Washington, D. C. 20002	Meals and miscellaneous expenses	1-24-76 2-2-76 2-7-76	20.00 20.00 5.00
Gayle Porter 505 C Street, N.E. Washington, D. C. 20002	Meals & miscellaneous expenses	1-24-76 1-27-76 2-3-76 2-6-76	20.00 20.00 20.00 20.00
James A. Borthick 505 C Street, N.E. Washington, D. C. 20002	Meals & Miscellaneous expenses	1-25-76 1-26-76 1-28-76 2-2-76 2-8-76	20.00 20.00 20.00 20.00 10.00
J. Michael Sheridan 502 Statler Hilton Buffalo, New York 14202	Meals & Miscellaneous expenses	1-25-76 1-29-76 1-31-76	20.00 20.00 30.00
Jim Skinner 505 C Street, N.E. Washington, D. C. 20002	Meals & Miscellaneous expenses airfare	1-26-76 1-31-76 2-7-76 2-8-76	20.00 50.00 10.00 115.00

Subtotal of expenditures this page (optional) **FEDERAL ELECTION COMMISSION** ▶ \$

Total this period (last page this line number only) **OFFICIAL FILE COPY** ▶ \$

Schedule B

July 1976
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Itemized Expenditures
Campaign Fundraising, Loans, and Transfers
for Lines 20, 22, 23, and/or 24 of FEC Form 3

(see instructions on back)

Page 2 of 7 for

LINE NUMBER 20a

(Use separate schedule(s) for each numbered line)

Name of Candidate or Committee in full			
BENTSEN in 76			
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Judy Rainbolt 240 Old Senate Office Building Washington, D. C. 20510	Meals & Miscellaneous expenditures	1-27-76	30.00
		1-31-76	20.00
		2-6-76	40.00
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Joe O'Neill 912 Federal Building Austin, Texas 78701	Meals & Miscellaneous expenditures	1-27-76	30.00
		1-31-76	20.00
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
George Shipley 240 Old Senate Office Building Washington, D. C. 20510	Meals & Miscellaneous expenditures	1-28-76	80.00
		2-1-76	50.00
		2-7-76	25.00
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Chris Larmayeux 505 C Street, N. E. Washington, D. C. 20002	Meals & Miscellaneous expenditures	1-28-76	30.00
		2-1-76	10.00
		2-7-76	20.00
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Tom Baker 505 C Street, N. E. Washington, D. C. 20002	Meals & Miscellaneous expenditures	1-29-76	20.00
		1-31-76	30.00
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Tom Greico 73 Country Village Lane New Hyde Park, N. Y. 11040	Meals & Miscellaneous expenditures	1-28-76	50.00
		1-29-76	20.00
		1-31-76	30.00
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Don Ward 505 C Street, N. E. Washington, D. C. 20002	Meals & Miscellaneous expenditures	1-29-76	50.00
		2-7-76	100.00
		2-5-76	100.00
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
George Tagg 505 C Street, N.E. Washington, D. C. 20002	Meals & Miscellaneous expenditures Airfare	1-31-76	20.00
		2-8-76	160.00

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Subtotal of expenditures this page (optional)	FEDERAL ELECTION COMMISSION OFFICIAL FILE COPY	\$
Total this period (last page this line number only)	OFFICE OF GENERAL COUNSEL Page	\$

Schedule B

July 1976
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

**Itemized Expenditures
Campaign Fundraising, Loans, and Transfers
for Lines 20, 22, 23, and/or 24 of FEC Form 3**

(see Instructions on back)

Page 3 of 7 for

LINE NUMBER 20a

(Use separate schedule(s) for each numbered line)

77040731615

Name of Candidate or Committee in full			
BENTSEN in 76			
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Richard Hardy 815 Brazos, Suite 201 Austin, Texas 78701	Meals and miscellaneous expenses	2-4-76 2-7-76	40.00 10.00
Jack DeVore 240 Old Senate Office Building Washington, D. C. 20510	Meals & Miscellaneous expenses	2-5-76 2-7-76	40.00 30.00
Alvin Y. Allen 505 C Street, N. E. Washington, D. C. 20002	Meals & Miscellaneous expenses	2-6-76	100.00
George Bristol 815 Brazos, Suite 201 Austin, Texas 78701	Meals & Miscellaneous expenses	1-24-76	200.00
George Holland 815 Brazos, Suite 201 Austin, Texas 78701	Meals & Miscellaneous expenses	1-27-76 1-31-76 2-4-76	30.00 20.00 20.00
U. S. Postal Service Oklahoma City, Oklahoma	Postage	1-29-76 2-4-76	5.20 1.32
Criss Cross Numerical Directory Inc. Oklahoma City, Oklahoma 73101 P. O. Box 941	Book	1-29-76	119.94
Kentucky Fried Chicken Oklahoma City, Oklahoma	Food Service	1-30-76 2-2-76	85.00 53.00

Subtotal of expenditures this page (optional)	▶	\$
Total this period (last page this line number only)	▶	\$

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Schedule B

July 1976
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Itemized Expenditures
Campaign Fundraising, Loans, and Transfers
for Lines 20, 22, 23, and/or 24 of FEC Form 3

(see instructions on back)

Page 4 of 7 for

LINE NUMBER 20a

(Use separate schedule(s) for each numbered line)

770410615

Name of Candidate or Committee in full BENTSEN in 76			
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Southwest Direct Mail Advertising 615 Northwest 4th Oklahoma City, Oklahoma	Advertising	2-10-76	2,014.84
Speedy Delivery Service Oklahoma City, Oklahoma	Delivery service	1-29-76 2-3-76 2-4-76 2-5-76	5.00 40.00 19.40 14.00
Speedy Delivery Service Oklahoma City, Oklahoma	Delivery service	2-6-76 2-9-76	20.00 11.00
Steak & Ale 5500 North Brookline Oklahoma City, Oklahoma	Food services	2-4-76 2-4-76	23.00 113.30
Split-T Charcoal Broiler Inc. 5701 N. Western Oklahoma City, Oklahoma	Food Service	1-31-76 2-1-76 2-6-76	50.00 65.00 17.50
George Holland 815 Brazos, Suite 201 Austin, Texas 78701	Gas Advertising	2-6-76 2-6-76	100.00 50.00
Visomio Johnson Oklahoma City, Oklahoma	Get out the vote Campaign	2-6-76	1,150.00
Cecil L. Williams Oklahoma City, Oklahoma	Broadcast Time KFJL	2-6-76	350.00

Subtotal of expenditures this page (optional)	▶ \$
Total this period (last page this line number only)	▶ \$

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Schedule B

July 1976
 Federal Election Commission
 1325 K Street, N.W.
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Itemized Expenditures
Campaign Fundraising, Loans, and Transfers
for Lines 20, 22, 23, and/or 24 of FEC Form 3

(see instructions on back)

Page 5 of 7 for

LINE NUMBER 20a

(Use separate schedule(s) for each numbered line)

770400617

Name of Candidate or Committee in full			
BENTSEN in '76			
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Budget Rent a Car Broadway at Park Avenue Oklahoma City, Oklahoma 73102	Car rental	1-30-76	168.59
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Kelly Girl Service Inc. P. O. Box 1179 Oklahoma City, Oklahoma	Temporary Help	2-6-76	690.48
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Manpower Temporary Service Oklahoma City, Oklahoma	Temporary Help	2-6-76	805.23
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Western Temporary Service 2414 North Classen Blvd. Oklahoma City, Oklahoma	Temporary Help	2-6-76	817.95
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Southwestern Bell Telephone 111 N.W. 3rd Oklahoma City, Oklahoma	Telephone Service	1-30-76	1,985.00
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Xerox Corporation Oklahoma City, Oklahoma	Copy Service	2-9-76	500.00
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Oklahoma City Democratic Party Oklahoma City, Oklahoma a	Voter lists	2-9-76	181.50
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period

Subtotal of expenditures this page (optional) ▶ \$

Total this period (last page this line number only) ▶ \$

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 Page

Schedule B

July 1976
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

**Itemized Expenditures
Campaign Fundraising, Loans, and Transfers
for Lines 20, 22, 23, and/or 24 of FEC Form 3**

(see instructions on back)

Page 6 of 7 for

LINE NUMBER 20 a

(Use separate schedule(s) for each numbered line)

77041011611

Name of Candidate or Committee in full			
BENTSEN in '76			
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
George Tagg 505 C Street, N. E. Washington, D. C. 20002	Reimbursement for expenses	1-26-76	250.00
Kimsy Lawrence 5600 Keele St. Apt. B501 Jackson, Mississippi 39200	Reimbursement for expenses	1-26-76	450.00
Les Porter 1595 West Highland, Apt. 1025 Jackson, Mississippi 39024	Reimbursement for expenses Consultant Fee	1-26-76 1-26-76	450.00 250.00
Claire Woody 505 C Street, N.E. Washington, D. C. 20002	Reimbursement for expenses	1-26-76	200.00
Carroll Schubert 815 Brazos, Suite 201 Austin, Texas 78701	Reimbursement for expenses	1-26-76	250.00
Richard Hardy 815 Brazos, Suite 201 Austin, Texas 78701	Reimbursement for expenses	1-26-76	250.00
Dave Lancaster 614 First, #126 Austin, Texas 78704	Reimbursement for expenses	1-26-76	250.00
George Shipley 240 Old Senate Office Building Washington, D. C. 20510	Reimbursement for expenses	1-26-76	150.00
Subtotal of expenditures this page (optional)		▶	\$
Total this period (last page this line number only)		▶	\$

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Schedule B

July 1976
 Federal Election Commission
 1325 K Street, N.W.
 Washington, D.C. 20463

Itemized Expenditures
Campaign Fundraising, Loans, and Transfers
for Lines 20, 22, 23, and/or 24 of FEC Form 3

(see Instructions on back)

Page 7 of 7 for

LINE NUMBER 20a

(Use separate schedule(s) for each numbered line)

Name of Candidate or Committee in full

BENTSEN in 76

Full Name, mailing address and ZIP code

R. L. Chandler
 5600 Keele Street, Apt. B501
 Jackson, Mississippi 39200

Purpose of Expenditure

Consultant Fee

Date (month, day, year)

1-5-76
1-24-76

Amount of each expenditure this period

1,000.00
400.00

Full Name, mailing address and ZIP code

Edwin Parker
 5600 Keele St., Apt. B501
 Jackson, Mississippi 39200

Purpose of Expenditure

Consultant Fee

Date (month, day, year)

1-26-76

Amount of each expenditure this period

400.00

Full Name, mailing address and ZIP code

Jim Bell
 5600 Keele St., Apt. B501
 Jackson, Mississippi 39200

Purpose of Expenditure

Consultant Fee

Date (month, day, year)

1-26-76

Amount of each expenditure this period

200.00

Full Name, mailing address and ZIP code

Manpower Inc.
 Jackson, Mississippi

Purpose of Expenditure

Telephone canvassing

Date (month, day, year)

1-24-76

Amount of each expenditure this period

485.00

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month, day, year)

Amount of each expenditure this period

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month, day, year)

Amount of each expenditure this period

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month, day, year)

Amount of each expenditure this period

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month, day, year)

Amount of each expenditure this period

Subtotal of expenditures this page (optional)

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▶ \$

Total this period (last page this line number only)

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▶ \$ (5,653.75)

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77 JUN 15 11:00

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PRESTON, THORGRIMSON, ELLIS, HOLMAN & FLETCHER

1776 F STREET, N. W. - SUITE 201

WASHINGTON, D. C. 20006

Mr. William C. Oldaker
General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

to say that he was in the process of amending the Committee records as requested.

DATE:

5/16/77

William C. Oldaker

William C. Oldaker
General Counsel

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7704005162?

JENNINGS RANDOLPH, W. VA., CHAIRMAN
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 DANIEL PATRICK MOYNIHAN, N.Y.

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United States Senate
 COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS
 WASHINGTON, D.C. 20510

*Received 4/28/77
 Hand carried
 Anderson*

April 28, 1977

77040001627

Mr. David Anderson
 Office of General Counsel
 Federal Election Commission
 1325 K Street, N.W.
 Washington, D.C. 20463

REF: MUR 370

Dear Mr. Anderson:

The Commission's correspondence of April 18, 1977, to Mr. Larry Letscher, former Comptroller of the Bentsen In '76 Committee, has been brought to my attention. It asked that information be supplied within 10 days of receipt of that request. Unfortunately, the Committee's counsel is on the West Coast and will not return to Washington until May 2, 1977. While the Committee will, of course, cooperate fully with any Commission request, it would be very desirable to have an extension of time until our counsel can prepare the response. If this is acceptable, he will call you May 2nd when he returns to Washington.

If you need anything between now and then please call me at 224-5922.

Sincerely,

Gary Bushell
 Gary Bushell
 Administrative Assistant

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United States Senate

COMMITTEE ON
ENVIRONMENT AND PUBLIC WORKS

WASHINGTON, D.C. 20510

OFFICIAL BUSINESS

Floyd Bentsen
U.S.S.

Mr. David Anderson
Office of General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

April 28, 1977

MEMORANDUM TO: THE FILE
FROM: DAVE ANDERSON *DA*
SUBJECT: MUR 370

At approximately 12:30p.m. on Wednesday, April 28th, I returned a call from Gary Bushell, administrative Assistant to Senator Lloyd Bentsen.

Mr. Bushell stated that as the Committee's counsel, Bob Thomson, had recently left to go to work at the White House, it would be impossible for the Committee to respond within the allotted ten days. I stated that I saw no reason why an extension could not be granted in these circumstances, but that Mr. Bashell should submit as soon as possible a letter requesting the extension and setting forth the basis of the request. Mr. Bushell agreed to do so.

FEDERAL ELECTION COMMISSION
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7704001623

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Larry R. Letscher
Comptroller
Bentsen in '76 Committee
815 Brason, Suite 261
Austin, Texas 78701

Re: MUR 370

Dear Mr. Letscher:

A review by Commission auditors of the records of the Bentsen in '76 Committee ("the Committee") revealed apparent failures by the Committee to comply with certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Accordingly, we have numbered this matter MUR 370. Please refer to this number in all future correspondence.

The Commission has reviewed the matter and has found reason to believe that the Committee's reporting of intra-committee transfers as disbursements to its agent in Oklahoma and Mississippi (Jane Greene and Lee Platt respectively), rather than to the ultimate payee, is an apparent violation of 2 U.S.C. §437b(3)(B). We request that you immediately correct this matter by amending your records accordingly.

The Commission's review also has revealed that the Committee's agent in Oklahoma made apparent wash expenditures in excess of \$100 and totalling \$475 for per diem allowances and advances, and 10 apparent cash expenditures in excess of \$100 and totalling \$4,728.40 to vendors and other payees. The Commission found that the Committee's agent in Mississippi made 13 apparent cash expenditures in excess of \$100 and totalling \$4,985.00. The Commission found reason to believe that these disbursements are apparent violations of 2 U.S.C. §437b which requires that all disbursements in excess of

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\$100 must be by check drawn on the Committee's account. We request that you provide information on the circumstances of these disbursements.

In addition, the Commission's review has revealed the disbursement of \$3,999.84 in cashier's checks in Oklahoma in apparent violation of 2 U.S.C. §437b. The Committee should be aware that in circumstances where a vendor refuses to accept a check drawn on the Committee's account, that the Committee should make the disbursement by a certified check drawn on its account.

Please submit the aforementioned information within ten days of the receipt of this letter, along with any other factual or legal materials which you believe demonstrate that no action should be taken by the Commission. When possible, please supply sworn statements by individuals having personal knowledge of the facts alleged.

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3) unless you notify the Commission in writing, that you wish the investigation to be made public. The unauthorized disclosure of this matter is subject to the fine provided in 2 U.S.C. §437g(g).

The attorney assigned to this case is David L. Anderson (telephone no. 202/398-4081.) Please contact him if you have any questions.

Sincerely yours,

William C. Oldaker
General Counsel

DAnderson:dks
3/14/77

DA 4/8/77

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PS Form 3811, Rev. 1975

SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
 Show to whom and date delivered..... 15¢
 Show to whom, date, & address of delivery.. 33¢
 RESTRICTED DELIVERY. Show to whom and date delivered..... 65¢
 RESTRICTED DELIVERY. Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:
Larry R. Detacher *MUR370*

3. ARTICLE DESCRIPTION:
 REGISTERED NO. | CERTIFIED NO. | INSURED NO.
 | *955765* |

(Always obtain signature of addressee or agent)

I have received the article described above.
 SIGNATURE: Addressee Authorized agent
Eric Williamson

4. DATE OF DELIVERY: *4-21-77* POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS
2/12

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

☆ TOP: 1975-O-288-428

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FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

April 1, 1977

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE W. EMMONS *MJE by me*
RE: MUR 370 (77)

The above-mentioned document was transmitted to the
Commissioners at 3:15, March 30, 1977.

As of 11:00, April 1, 1977, no objections had been
to the staff recommendation.



FEDERAL ELECTION COMMISSION
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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Bentsen in '76 Committee)

MUR 370 (77)

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on March 31, 1977, the Commission adopted the recommendation of the General Counsel to Find Reason to Believe that a violation of 2 U.S.C. §434(b)(9)&(10) and 2 U.S.C. §437b had been committed in the above-captioned matter.

Marjorie W. Emmons

Marjorie W. Emmons
Secretary to the Commission

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DATE AND TIME OF TRANSMITTAL: _____

NO. 370
REC'D: 2/18/77

FEDERAL ELECTION COMMISSION
Washington, D. C.

Complainant's Name: Internally Generated by Compliance Review
Division _____

Respondent's Name: Bentsen in '76 Committee

Relevant Statute: 2 U.S.C. §§434(b)(9)&(10), 437b

Internal Reports Checked: All reports filed by the Committee

Federal Agencies Checked: None

SUMMARY OF ALLEGATION

A review by Commission auditors of the Bentsen in '76 Committee ("the Committee"), the presidential campaign committee of Senator Lloyd Bentsen, revealed apparent failures to comply with the limitations on petty cash disbursements (2 U.S.C. §437b) and to report the identification, occupation, and principal place of business of recipients of expenditures in excess of \$100 (2 U.S.C. §434(b)(9)&(10)).

PRELIMINARY LEGAL ANALYSIS

(1) In January and February of 1976, an agent of the Committee in Oklahoma, Jane Greene, received an intra-committee transfer of \$17,700 (\$4000 of which was later returned to the Committee) for Mr. Bentsen's campaign effort in Oklahoma. The funds were forwarded in the form of cashier's checks or wire transfers to Oklahoma banks. (See Attachment #1 for summary information. Copies of the cashier's checks are available for inspection in the General Counsel's Office). The payments were reported by the Committee as disbursements

RECOMMENDATION

(cont.)

Find reason to believe, send attached letters. _____

Date of Next Commission Review: _____

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Preliminary Legal Analysis (cont.)

to the agent, rather than to the ultimate payees. All of the funds were converted to cash by the agent and placed in a safe at the motel where the campaign staff was housed. From there it was disbursed as needed for advances, per diem allowances, and direct payments to vendors or other persons who provided goods or services to the Committee. In each instance, the expenditure of funds directly to a vendor is documented by a receipt. There were no receipts for the payment of per diem and advances. According to the agent's records, cash payments in excess of \$100 and totalling \$475 were expended for per diem allowances and advances, and 10 cash payments in excess of \$100 and totalling \$4,728.40 were expended to vendors and other payees. (See attachment #2 for copies of the agent's cash expense records).

(2) Also in Oklahoma, the Committee made three expenditures in excess of \$100 and totalling \$3999.84 by cashier's checks. In each of these cases the Committee apparently wired the money directly to the bank which in turn issued the cashier's checks which were made payable to the vendor.

(3) In January of 1976, the Committee made an intra-committee transfer of two checks to the agent responsible for Mississippi field activity, Ron Platt. The payments were reported by the Committee as disbursements to the agent, rather

Preliminary Legal Analysis (cont.)

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than to the ultimate payee. The two checks, amounting to \$2,500 each, were endorsed by the agent and cashed at the motel which served as the Committee's field headquarters. Subsequently, the agent submitted an expense report to the Committee which detailed to whom the funds were eventually disbursed. The payees were primarily consultants and 13 of the payments totalling \$4,985 were in amounts ranging from \$150 to \$1,000. (See Attachment #3 for a copy of the agent's expense report.) The Committee's internal expense report failed to show how the funds were disbursed, i.e., by cash or personal check of the agent or by another method. The Comptroller of the Committee, Larry Letscher, stated during the course of the audit that he was uncertain as to how the funds were disbursed. However, Mr. Letscher assumed that since the Committee's checks were cashed at the motel, that the disbursements (all but one of which had been in excess of \$100) were made by cash. Mr. Letscher also stated that the Committee had not maintained a checking account in Mississippi from which the agent could have made the disbursements.

(4) The Committee's reporting of the intra-committee transfers as disbursements to its agents in Oklahoma and Mississippi, rather than to the ultimate payee, is an apparent violation of 2 U.S.C. §434(b) (9) &(10). The Committee should be requested to amend its reports accordingly. Policy Statement of September 29, 1976.

(5) The cash disbursements of the Committee's agents in Oklahoma and Mississippi are apparent violations of 2 U.S.C. §437b which requires that all disbursements in excess of \$100 must be by check drawn on the Committee's account. The respondent should be requested to provide information on the circumstances of these disbursements.

(6) The Committee's disbursements of \$3,999.84 in cashier's checks is an apparent violation of 2 U.S.C. §437b. However, since these disbursements were apparently made in this form because of the vendors' distrust of checks issued by political committees and the Committee maintained adequate documentation of these transactions, it would appear to be inappropriate for the Commission to find reason to believe that these transactions constituted a violation of the Act. The respondent should be notified that when faced with similar circumstances in the future, the Committee should make its disbursements by a certified check drawn on its account.

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INFORMATION REGARDING BENTSEN, IN '76 COMMITTEE TRANSFERS
 OF FUNDS TO AN AGENT IN OKLAHOMA AND SUBSEQUENT USAGE
 OF THE FUNDS

ATTACHMENT #1

<u>Transfer of Funds by Committee Check #</u>	<u>Date</u>	<u>Amount</u>	<u>Payee per Report</u>	<u>Date per Report</u>	<u>Purpose per Report</u>
# 536	1/23/76	\$ 300	Unitemized	--	--
#1245	1/21/76	2,000*	W. A. Reynolds	1/21/76	Political Contingency
Wire transfer	1/28/76	2,000	Jane Greene	1/28/76	Same
Wire transfer	1/29/76	5,000	Jane Greene	1/29/76	Same
Wire transfer	2/5/76	10,000	First State Bank	2/5/76	Same

* According to recap provided by Ms. Greene to the Bentsen Committee, she received \$400 of these funds.

4-1

Check Paid Out

777407635

1976		Amount	
1	Postal Service, Ok City	5.00	
2	129 Skyline Hotel	30.-	
3	Okla. Press Assn	10.-	
4	Cross-Cross Memorial Society	119.94	
5	130 Kentucky Fried Chicken	85.-	
6	26 Kathy Sheehan	6.-	
7	130 Western Union	5.87	
8	130 Western Union	5.87	
9	Western Union	6.54	
10	22 Western Union	5.70	
11	26 Western Union	5.87	
12	26 Western Union	5.87	
13	210 Southwest First Natl Banking	201.84	
14	21 Eckerd Drug	1.84	
15	Sawmills, Ok - Entire	77.66	
16	24 Postal Service, Ok City	1.32	
17	22 Union Bus Station	3.-	
18	22 Union Bus Station	3.65	
19	22 Union Bus Station	5.70	
20	23 Union Bus Station	4.35	
21	Union Bus Station	3.65	
22	25 Union Bus Station	3.65	
23	Union Bus Station	3.-	
24	129 Speedy Delivery Service	5.-	
25	22 Speedy Delivery Service	6.-	
26	23 Speedy	3.50	
27	23 Speedy	3.50	
28	Speedy	3.50	
29	Speedy	3.50	
30	Speedy	7.-	
31	Speedy	2.50	
32	Speedy	3.50	
33	Speedy	7.-	
34	24 Speedy	3.50	
35	Speedy	15.90	
36	25 Speedy	7.-	
37	Speedy	3.50	
38	Speedy	3.50	
39	26 Speedy	3.50	
40	Speedy	12.50	
41	Speedy	4.-	
42	23 Union Bus Station	3.-	
43	Union Bus Station	3.35	
44		457.905	

FEDERAL BUREAU OF INVESTIGATION
 OFFICE OF THE ATTORNEY GENERAL
 OFFICE OF THE CLERK

7-3-3

Prepared By: _____
 Approved By: _____

#2(b)

Cash Paid out

		Account				
1976						
1	26	Copies for frame	3.00			
2	131	Postal Instruction Press	54.64			
3	25	Bellows Importing Co.	18.70			
4	25	M-H Novelties Co.	22.71			
5	131	Matthews Printing Co.	23.69			
6	29	Speedy Delivery	3.50			
7	29	Xerox Corp of Okla City	50.00			
8		Okla County Democratic Party	181.50			
9		- Stamped In-cluded Expenses	106.56			
10			914.60			
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Cash Paid Out

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Date	Page	Amount
1976		
1	23	Union Bus Station 470
2	24	Superway Grocery Store 2634
3	25	Bigmans Package Store 6738
4	24	Publix' Lane I & A 773
5	25	Crossland I & A 1392
6		Kaisers Ice Cream 3371
7	24	Steak and ale 73-
8		Steak and ale 11330
9	27	Chesnut Oven 443
10	27	O'Malley's Cafeteria 819
11	25	Tele's Hill's, Inc 15-
12	131	Split-T Chesnut Bricks, Inc 50-
13	21	" " " 65-
14	26	" " " 17.50
15	131	Stone's I & A 3525
16		Food Mart 1960
17	27	Kentucky Fried Chicken 53-
18	130	Texaco 365
19	27	Texaco 5-
20	24	Texaco 2-
21	25	Texaco 6-
22	26	Texaco 1290
23	25	Touch Light Bars 11-
24	130	Conoco 2093
25	26	Conoco 10-
26	131	Shelly 5-
27	?	Oklahoma Tunes ³²¹⁵⁰ 540
28	24	Accright Auto Parks 1-
29	26	George Holland 100-
30	26	George Holland 50-
31		Thomas Johnson 800-
32		Thomas Johnson 350-
33		Carl Anderson 310-
34		George J. and others 3600 ^{118+1200+ one or}
35		Speedy Delivery Service 750
36		Shoggen's - Long Street 1770
37		Teacher Changes 16839
38	24	Kelly Feed Service, Inc 690.95
39	26	Thompson Longway Service 505.73
40	26	Western Longway Service 81741
41	130	Southwestern Fair Supply Co. 1955-
42	24	Frank Print 11551
43	25	Frank Print 793
44		1272.12

EXPENSE REPORT

NAME: DONALD L. Pfall
 LOCATION: Washington, D.C.

Date: 1-29-75
 ATTACHMENT # 3.

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DATE		Expense to:	TOLLS & PARKING TRANSPORTATION	HOTEL ROOM	MEALS	TIPS	ENTER-TAINMENT	INCI-DENTALS
MO.	DAY							
		Expense to:						
1-26		Disbursement for expenses to:						
		George Tagg						\$ 250.00
		Bud Lawrence						450.00
		Les Porter						200.00
		Claire Woody						200.00
		Carroll Schubert						250.00
		Richard Hardy						250.00
		DAVE LANCASTER	File					250.00
		GEORGE SHIPLEY						150.00
5		R.L. Chandler.						1000.00
24		R.L. Chandler per Dave Lancaster - Western Union						400.00
								13.91 - charge for send
26		Edwin Parker						400.00
26		Jim Ball						200.00
24		MANpower - INC.						495.00
								Literature & tele canvassing
		Sub-Totals	\$	\$	\$	\$	\$	\$ 4998.91

Total Amount Due: \$ 4998.91

Have All Available Receipts Been Attached to This Report?

Signature: Donald Pfall
 less \$5000.00 - B. E. Smith