FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

THIS IS THE BEGINNING OF MUR # 3727

DATE FILMED 10/29/93 CAMERA NO. 2

CAMERAMAN MC

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RECEIVED
FEDERAL ELECTION
COMMISSION
MAIN COPY ROOM

Nov 10 2 34 PM '92

PETER J. SFERRAZZA
ATTORNEY AT LAW
4790 CAUGHLIN PARKWAY
SUITE 174
RENO, NEVADA 89509
(702) 324-7383

92 NOV 10 PM 3:41

November 9, 1992

Mary Ann Bumgarner
Federal Election Commission
999 E. Street, N.W.
Washington, DC 20463

Re: Peter Sferrazza for Congress and Barbara Vucanovich for Congress
MUR 3651

Dear Ms. Bumgarner:

Enclosed is an original and three copies of an answer and counterclaim and a copy of statement of designation of counsel in the above entitled matter.

I look forward to your prompt attention to the serious issues raised in this answer and counterclaim.

Sincerely,

Peter J. Sferrazza

PJS/sf

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BEFORE THE FEDERAL ELECTION COMMISSION

RE: MUR 3651

IN RE THE MATTER OF

ANSWER AND COUNTER CLAIM

PETER SFERRAZZA FOR
CONGRESS, and
BARBARA VUCANOVICH FOR
CONGRESS

_____/

1. This answer is being filed pursuant to 11 CFR 11.6. The complaint filed by Brian McKay is invalid in that he did not swear under penalty of perjury that the contents of the complaint are true to the best of his knowledge. 2 USC Section 437g.

2. The charge that campaign signs where produced without a disclaimer is correct. However, as soon as respondent was aware that disclosure was required, disclosure was produced and appended to every campaign and yard sign. An original disclosure is enclosed herewith.

3. The claim that television advertising requesting donations for the committee must have a disclaimer stating that contributions are not tax deductible is erroneous. Internal Revue Service Code Section 6113 only applies to an organization with gross receipts in any fiscal year in excess of $100,000. Peter Sferrazza's campaign did not have $100,000 in contributions at the time of this advertisement.

4. This is in essence the same complaint with respect to printed materials requiring Internal Revenue Code disclosure. Since the campaign did not receive in excess of $100,000 in contributions Internal Revenue Service Code 6113 in inapplicable.

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5. There were no violations of the Federal Election Code with respect to television advertisements. Every television advertisement did have a clear and conspicuous disclosure and in fact the complaint filed by Mr. Horton was not accepted by Channel 8 . The television spots where produced by Camrac Studio and the disclosure was the exact same disclosure used by the complainant in this case, Brian McKay in his campaign for Attorney General and is the exact same disclosure used by U.S. Senator Chick Hecht in his champaign for the U.S. Senate.

6. The Financial Disclosure required by the Ethics in Government Act was postmarked on July 27, 1992 which means that it was filed 30 days before the primary, September 1, 1992, and was accepted by the Clerk of the House. The FEC does not have jurrisdiction over this allegation in the complaint. 2 USC Section 437g.

7. Mr. Sferrazza does not own a law office and therefore there is no asset to disclose. He does have a business and did disclose the income from that business. He is a sole practitioner and his law practice does not have value and could not be sold.

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COUNTER CLAIM

1. This counter claim is being filed pursuant to 2 USC Section 437 g and 11 CFR Section 111.4.

2. The Demar Dahl for Senate Committee, has produced and distributed campaign yard signs with no notice of identity of who paid or authorized the signs. The failure of the Demar Dahl for Senate Campaign to place a disclaimer indicating who authorized and paid for Mr. Dahl's yard signs is a violation of Federal Election Campaign Act of 1971 as amended (2 USC Section 441d) and Federal Election Commission Regulations (11 CFR Section 110.11).

3. The Nevada Republican Party, the complainant in this case, was aware of this violation by Demar Dahl and took no steps to correct it and filed

this complaint solely for purposes of making a campaign issue with respect to Mr. Sferrazza.

4. Brian McKay, the complainant in this case, held a press conference on or abou t September 23, 1992 to announce that he had filed a complaint for violations of the Federal Election Campaign Laws against the Peter Sferrazza for Congress Committee. This press conference violated 2 USC Section 437g (a) (12) (a) in that he did not have the written permission of Peter Sferrazza to make this investigation public. He is subject to a fine of $5000 for violation of this section.

5. The Barbara Vucanovich campaign ran radio and television commercials alleging that Mr. Sferrazza was under investigation and had been reprimanded for violation of campaign laws and that he had a worse record that Richard Nixon and Sadam Hussein when it comes to violations of campaign laws. These commercials violated 2 USC Section 437g (a) (12) (a) in that she did not have the written permission of Peter Sferrazza to make this investigation public. She is subject to a fine of $5,000 for violation of this section.

6. The Barbara Vucanovich for Congress Committee has produced and distributed campaign materials without the requisite disclaimers on them. Attached hereto is a document called Health Care in the United States which was distributed as a campaign brochure at numerous functions throughout the State of Nevada. The failure of the Barbara Vucanovich for Congress Committee to place a disclaimer indicating who authorized and paid for these campaign materials is a violation of Federal Election Campaign Act of 1971 as amended (2 USC Section 441d) and Federal Election Commission Regulations (11 CFR Section 110.11).

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VERIFICATION

STATE OF NEVADA)
) ss.
COUNTY OF WASHOE)

Peter J. Sferrazza under penalties of perjury, being first duly sworn deposes and says:

That he is the respondent/counterclaimant above named; that he has read the foregoing answer and counter claim and knows the contenets thereof; and that the same is true to the best of his knowledge.

PETER J. SFERRAZZA
4790 Caughlin Pkwy Ste. 174
Reno, Nevada 89509
(702) 829-8888

SUBSCRIBED AND SWORN to before me this 9 of November, 1992.

NOTARY PUBLIC In and for the said County and State.

JOSEPH M. REINBOLT
Notary Public-State of Nevada
Appointment Recorded in Washoe County
MY APPOINTMENT EXPIRES JUNE 19, 1995

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PREVENTIVE CARE:

Individuals must share the responsibility in our health care system by educating themselves on health issues and taking action. President Bush has recognized the importance of preventive medicine as a means to avert premature deaths, extend average life expectancy, and reduce illness and disability. As a breast cancer survivor, I learned the importance of taking preventive health care steps and have dedicated my legislative career to furthering this knowledge to all Americans. I have cosponsored and introduced several measures which encourage preventive medicine:

Extended Medicare coverage for mammograms — H.R. 1312

This Congress I introduced H.R. 1312 because I saw that there was a need to permit more frequent Medicare coverage of mammography screening for women 65 and older. Current law allows for coverage for every other year, even though an annual mammogram for women 65 and older is recommended by the American Cancer Society and the National Cancer Institute. H.R. 1312 provides for annual Medicare coverage for screening mammographies for this age group. This proposal has received bipartisan support.

Medicare coverage for mammograms — H.R. 1311

I also introduced legislation which requires states to provide coverage for screening mammography under the Medicaid System. This, too, has support from both sides of the aisle.

Medicaid Women's Basic Health Coverage Act of 1991 — H.R.1129

This bill requires State Medicaid programs to provide coverage of screening mammography and screening pap smears. Currently, state Medicaid programs are not required to offer such coverage.

Employer tax credit provided for mammogram coverage for employees. — H.R. 112

In an effort to encourage employers to take an interest in the health of their employees, I have cosponsored H.R. 112 which allows an employer a tax credit against income tax for the cost of providing mammography screening for their employees. This tax credit would equal 20% of the qualified mammography screening costs.

The Prostate Cancer Public Awareness Act — H.R. 1310

Men, too, should educate themselves about diseases which can be caught with early detection. I have introduced H.R. 1310 to establish a program of public and patient information on prostate cancer for this purpose. Once a taboo subject in homes, the incidence of this deadly disease has increased. We must try to stop this disease in its tracks!

Colon Cancer Preventive Screening — H.R. 1746

This measure amends the Social Security Act to cover colon cancer preventive screening examinations and an annual physical examination if a demonstration project conducted by the Department of Health and Human Services proves such examinations to be cost-effective.

We must all work together in developing solutions to our nation's health care problems. The solutions depend on the public and private sectors, all levels of government, insurers and medical providers working together. I give you my word that I will remain committed to the improvement of our health care system and the availability of health care to all Americans.

If you have further comments or questions, please write:

Congresswoman Barbara Vucanovich
206 Cannon House Office Building
Washington, D.C. 20515

U.S. Representative
Barbara Vucanovich
2nd District, Nevada

Health Care in the United States

The United States has the best quality and most advanced health care in the world, but not every American can afford to obtain the health care they need. Unfortunately health care costs are expected to rise — in fact, some health policy experts have projected that these costs will rise to 20% of our GNP by the turn the century. In order to successfully change our system we must:

- **Contain Costs**
- **Provide Access**
- **Encourage Preventive Medicine**

9 3 0 4 0 9 9 3 2 7 3

COST CONTAINMENT:

Inflation, medical prices, and health care personnel shortages plague our health care system, not to mention the greater intensity and volume of health care services which are needed in this day and age compared to years past. We must contain these costs! I have cosponsored several pieces of legislation which would keep health care costs down:

The Medical Care Injury Compensation Reform Act of 1991 — H.R. 3516

One factor acknowledged as a credible component of cost containment is malpractice reform. This bill awards grants to States which promote and enhance the development of alternative dispute resolution systems for medical malpractice claims. Currently, Nevada is one of the few states with a successful alternative dispute resolution system and would greatly benefit from this federal funding.

Paperwork Reduction Health Care Act of 1991 — H.R. 2625

Did you know that 24% of funding for health care is spent on administrative costs alone? We must eliminate the duplication and unnecessary paperwork which slows our system. H.R. 2625 requires the Director of the Office of Management and Budget to assess the Federal paperwork burden associated with health care services and establish a goal for reducing the federal paperwork burden on providers by at least 5% for each of the next five years. Hopefully, this cost effective improvement will help reduce health care costs.

Medicare Skilled Nursing Facility and Home Health Benefit Act of 1991 — H.R. 1200

Another way to save costs is to eliminate those requirements in law which demand hospitalization when it is not needed. H.R. 1200 eliminates one such requirement that prohibits Medicare coverage of skilled nursing facility (SNF) stays without prior hospitalization of the patient for three consecutive days. This existing requirement is a good example of providing Medicare coverage for unnecessary hospitalization.

ACCESS TO HEALTH CARE:

Right now, over 34 million Americans have no health care coverage. Of those who do, 20 million have inadequate insurance coverage. Many who do not have adequate coverage are the self-employed. I am a cosponsor of legislation which would address these needs:

The Fairness in Health Insurance Coverage for the Self—Employed Act — H.R. 1629

This bill increases the deduction allowed for health insurance costs of the self-employed and would make the deduction permanent. These changes provide equal tax treatment to entrepreneurs who are currently allowed to deduct only 25% of their health insurance premiums, while other employees may deduct 100%.

The Health Care Savings Account Act of 1991 — H.R. 702

I believe the federal government should acknowledge and encourage those individuals with foresight who have chosen to save their own money for a health disaster. H.R. 702 allows individuals a credit against income taxes for amounts contributed to a health care savings account. More specifically, contributors would receive a 60% tax credit for their contributions (and interest on these accounts would accumulate tax free), generating a "nest egg" for health care in their retirement. These funds could be used to finance long-term care or long-term care insurance.

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 24, 1992

Peter J. Sferrazza, Esquire
4790 Caughlin Parkway
Suite 174
Reno, NV 89509

RE: MUR 3727

Dear Mr. Sferrazza:

This letter acknowledges receipt on December 22, 1992, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"), by the Committee to Elect Demar Dahl to the United States Senate and Theodore N. McPhee, as treasurer, Nevada Republican Party and Brian McKay, as Chairman, and Vucanovich for Senate and Brian S. Wallace, as treasurer. 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 3727. 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.

Sincerely,

Teresa A. Hennessy

Teresa A. Hennessy
Assistant General Counsel

Enclosure
Procedures

93040993274

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 24, 1992

Theodore N. McPhee, Treasurer
Committee to Elect Demar Dahl
to the United States Senate
P.O. Box 1992
Elko, NV 89801

RE: MUR 3727

Dear Mr. McPhee:

The Federal Election Commission received a complaint which indicates that the Committee to Elect Demar Dahl to the United States Senate ("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 3727. 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 the Committee and you, as treasurer, 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 Mary Ann Bumgarner, the attorney assigned to this matter, at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,

Teresa A. Hennessy

Teresa A. Hennessy
Assistant General Counsel

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

cc: Demar Dahl

93040993276

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 24, 1992

Brian McKay, State Chairman
Nevada Republican Party
50 West Liberty Street
Suite 1100
Reno, NV 89501

RE: MUR 3727

Dear Mr. McKay:

The Federal Election Commission received a complaint which indicates that the Nevada Republican Party and you, as Chairman, 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 3727. 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 the Nevada Republican Party and you, as Chairman, 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.

93040993277

If you have any questions, please contact Mary Ann Bumgarner, the attorney assigned to this matter, at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,

Teresa A. Hennessy

Teresa A. Hennessy
Assistant General Counsel

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

93040993278

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 24, 1992

Brian S. Wallace, Treasurer
Vucanovich for Senate
P.O. Box 2135
Reno, NV 89515

RE: MUR 3727

Dear Mr. Wallace:

The Federal Election Commission received a complaint which indicates that Vucanovich for Senate ("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 3727. 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 the Committee and you, as treasurer, 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.

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93040993279

If you have any questions, please contact Mary Ann Bumgarner, the attorney assigned to this matter, at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,

Teresa A. Hennessy

Teresa A. Hennessy
Assistant General Counsel

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

cc: Congresswoman Vucanovich

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COMMISSION
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Dec 14 11 17 AM '92

PETER J. SFERRAZZA
ATTORNEY AT LAW
4790 CAUGHLIN PARKWAY
SUITE 174
RENO, NEVADA 89509
(702) 324-7383

MUR 3727

RECEIVED
FEDERAL ELECTION COMMISSION
92 DEC 14 PM 1:32

December 9, 1992

Mary Ann Bumgarner
Federal Election Commission
999 E. Street, N.W.
Washington, DC 20463

Re: Peter Sferrazza for Congress and Barbara Vucanovich for Congress
MUR 3651

Dear Ms. Bumgarner:

Pursuant to 2 USC Section 437g (a) (12) (a), please accept this letter as my authorization to send the Answer and the Counterclaim to the parties mentioned in the above referenced matter.

I would also like to bring to your attention that I am not filing a complaint against the Demar Dahl for Senate Committee.

Sincerely,

Peter J. Sferrazza

PJS/sf

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FEB 2 1 25 PM '93
OGC 13113

Congresswoman Barbara Vucanovich
Nevada

January 29, 1993

Mr. Lawrence Noble
General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D. C. 20463

93040993282

Dear Mr. Noble:

This letter is in response to the complaint which has been filed by Peter J. Sferrazza of 4790 Caughlin Parkway, Suite 174, Reno, Nevada 89509. It appears from the text of the "counterclaim" that Mr. Sferrazza has made two allegations. The allegations and the Vucanovich for Congress Committee responses appear below.

Allegation #1. The Vucanovich for Congress Committee "ran radio and television commercial alleging that Mr. Sferrazza was under investigation and had been reprimanded for violation of campaign laws." This disclosure was alleged to be in violation of 2 U.S.C. 437g(a)(12)(A).

Response #1. Copies of the script of the radio and television commercials are attached. While the commercials do state that Mr. Sferrazza was under investigation, the commercials do not reveal any substance of the nature of any complaint against Mr. Sferrazza. This acknowledgement is not prohibited by the provisions of 2 U.S.C. 437g(a)(12)(A). As a matter of fact, any interested party may call the Federal Election Commission and the Commission staff will verify that a complaint has been filed against any individual without providing any further detail. Further, the Commission has on numerous occasions determined that such activity does not constitute a violation of the Act.

Allegation #2. The Barbara Vucanovich for Congress Committee has produced and distributed materials without the requisite disclaimers on them in violation of 2 U.S.C. 441d 11 C.F.R. 110.11.

Response #2. A copy of the mailer to which Mr. Sferrazza refers is attached. The mailer is a publication issued by Congresswoman

Paid for by Vucanovich for Congress
Contributions are not deductible for federal income tax purposes

Congresswoman Barbara Vucanovich
Nevada

Vucanovich in her official capacity as a Member of Congress. It was paid for by official funds from the U. S. Treasury and distributed under the provisions of the congressional frank. Therefore, the disclaimer requirements of 2 U.S.C. 441d 11 C.F.R. 110.11 do not apply.

I believe this addresses all allegations raised in the complaint by Mr. Sferrazza.

Sincerely yours,

Richard W. Horton
Chairman, Vucanovich for Congress

RWH/lf
Enclosure
cc: Mike Pieper

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Paid for by Vucanovich for Congress
Contributions are not deductible for federal income tax purposes

93 FEB -2 PM 3:25

U.S. HOUSE OF REPRESENTATIVES
Commission on Congressional Mailing Standards
176-A Ford House Office Building
Washington, DC 20515

STAFF ADVISORY OPINION

Office Of	Staff Making Inquiry	Date	Intl Review
BARBARA VUCANOVICH	KRISTI	04/29/92	04/27/92

Material Submitted	Inquiry Received
Final Copy	By Fax

Subject of Inquiry	Record Number 416-7 Type of Mail
Other : BROCHURE	Individually Add. 1st Class

Detail of Inquiry
Requested advisory opinion on the frankability of material submitted as noted above (copy attached).

Advisory
Material submitted was deemed Frankable under provisions of 39 U.S.C. 3210(a)(3)(A)

Remarks
INSERT WITH DIRECT RESPONSE MAIL - HEALTH CARE BROCHURE

Election Information
To the best of my knowledge, under the laws of the State of _____ the member's name will/will not appear on the ballot in the next primary/special/runoff/general election

_____
Staff signature

Inquiry handled by	Reviewed by
[signature]	John O'H. Baker

Copy to Member's Office by	Date
Inside Mail Picked up by staff Other _____	04/29/92

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VUCANOVICH FOR CONGRESS
"CONTRAST" (VNV2-306)
30 SECONDS

SFERRAZZA PIC WITH GRAPHIC "IN 17 YEARS, PETE SFERRAZZA HAS RUN 10 TIMES FOR 7 OFFICES IN 3 COUNTIES AND 2 STATES."	ANNCR: Politician Pete Sferazza. It's not just that he runs for office all the time. It's how he does it.
ZOOM IN TO SFERRAZZA MOUTH NEW GRAPHIC: "'...VUCANOVICH IS AN OLD BAG.' --PETE SFERRAZZA QUOTED IN THE SPARKS TRIBUNE"	Negative campaigning, uncalled-for personal slurs.
DISSOLVE TO COLOR BG GRAPHIC: "SFERRAZZA CAMPAIGNS HAVE VIOLATED LAWS OF: INTERNAL REVENUE SERVICE, FEDERAL ELECTIONS COMMISSION, FEDERAL COMMUNICATIONS COMMISSION, HOUSE ETHICS COMMITTEE, STATE OF NEVADA, CITY OF SPARKS	On the shady side of the law, again and again.
HEADLINE MONTAGE OF RENO PROBLEMS	Sweeping his own record of mismanagement under the rug.
WOMAN-ON-STREET	WOMAN: I don't think he's the kind of person we ought to be electing.
VUCANOVICH PHOTO GRAPHIC REVEALS: "BARBARA VUCANOVICH. ONLY RUN FOR ONE OFFICE, CLEAN CAMPAIGN RECORD, VOTED TO INVESTGATE CONGRESSIONAL SCANDALS EVERY TIME"	ANNCR: Barbara Vucanovich has only ever run for one office, her campaign legal record is clean as a whistle and she voted to investigate Congressional scandals every single time.
MAN-ON-STREET GRAPHIC: LOGO, DISCLAIMER	MAN: On the question of character, it's Barbara Vucanovich. It's not even close.

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VUCANOVICH FOR CONGRESS
"JEOPARDY" (VNV2-621)
60 SECONDS

SFX: ELECTRONIC SOUNDS

CONTESTANT 1: Jack, I'll take Election Law Violators for five hundred, please.

HOST: Election Law Violators for five hundred. And the answer is: this politician has been caught violating campaign laws established by the Internal Revenue Service, the Federal Election Commission, the Federal Communications Commission, the House Ethics Commission, the State of Nevada and the City of Sparks.

SFX: BELL

HOST: Jennifer?

CONTESTANT 2: Who is Richard Nixon?

SFX: BUZZER

HOST: No, I'm sorry.

SFX: BELL

HOST: Ralph.

CONTESTANT 3: Saddam...who is Saddam Hussein?

SFX: BUZZER

HOST: Wrong. Jim, care to try?

CONTESTANT 1: Who is...Pete Sferazza?

MUSIC: GAME SHOW THEME
SFX: AUDIENCE CHEERS.
FADE BOTH FOR:
HOST: Absolutely correct. Reno Mayor and frequent Congressional candidate Pete Sferazza has been reprimanded by all those agencies, setting a clear pattern of sloppiness, carelessness or worse. Now let's take this break for a word from our sponsor:

BARBARA: I'm Barbara Vucanovich. My campaign record is clean as a whistle, and I support election reform measures, too.

HOST: This message was paid for by the Vucanovich for Congress Committee.

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PREVENTIVE CARE:

Individuals must share the responsibility in our health care system by educating themselves on health issues and taking action. President Bush has recognized the importance of preventive medicine as a means to avert premature deaths, extend average life expectancy, and reduce illness and disability. As a breast cancer survivor, I learned the importance of taking preventive health care steps and have dedicated my legislative career to furthering this knowledge to all Americans. I have cosponsored and introduced several measures which encourage preventive medicine:

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We must all work together in developing solutions to our nation's health care problems. The solutions depend on the public and private sectors, all levels of government, insurers and medical providers working together. I give you my word that I will remain committed to the improvement of our health care system and the availability of health care to all Americans.

If you have further comments or questions, please write:

Congresswoman Barbara Vucanovich
206 Cannon House Office Building
Washington, D.C. 20515

U.S. Representative
Barbara Vucanovich
2nd District, Nevada

Health Care in the United States

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- **Encourage Preventive Medicine**

COST CONTAINMENT:

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Did you know that 24% of funding for health care is spent on administrative costs alone? We must eliminate the duplication and unnecessary paperwork which slows our system. H.R. 2625 requires the Director of the Office of Management and Budget to assess the Federal paperwork burden associated with health care services and establish a goal for reducing the federal paperwork burden on providers by at least 15% for each of the next five years. Hopefully, this cost effective improvement will help reduce health care costs.

Medicare Skilled Nursing Facility and Home Health Benefit Act of 1991 — H.R. 1200

Another way to save costs is to eliminate those requirements in law which demand hospitalization when it is not needed. H.R. 1200 eliminates one such requirement that prohibits Medicare coverage of skilled nursing facility (SNF) stays without prior hospitalization of the patient for three consecutive days. This existing requirement is a good example of providing Medicare coverage for unnecessary hospitalization.

ACCESS TO HEALTH CARE:

Right now, over 34 million Americans have no health care coverage. Of those who do, 20 million have inadequate insurance coverage. Many who do not have adequate coverage are the self-employed. I am a cosponsor of legislation which would address these needs:

The Fairness in Health Insurance Coverage for the Self—Employed Act — H.R. 1629

This bill increases the deduction allowed for health insurance costs of the self-employed and would make the deduction permanent. These changes provide equal tax treatment to entrepreneurs who are currently allowed to deduct only 25% of their health insurance premiums, while other employees may deduct 100%.

The Health Care Savings Account Act of 1991 — H.R. 702

I believe the federal government should acknowledge and encourage those individuals with foresight who have chosen to save their own money for a health disaster. H.R. 702 allows individuals a credit against income taxes for amounts contributed to a health care savings account. More specifically, contributors would receive a 60% tax credit for their contributions (and interest on these accounts would accumulate tax free), generating a "nest egg" for health care in their retirement. These funds could be used to finance long-term care or long-term care insurance.

OGC 8571

RECEIVED
FEDERAL ELECTION
COMMISSION
MAIL ROOM

MAR 8 12 57 PM '93

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
93 MAR -8 PM 2:25

March 2, 1993

Federal Election Commission
General Counsel's Office
Att: Mary Ann Bumgarner, Attorney
Washington, D.C. 20463

Re: MUR 3727
Committee to Elect Demar Dahl
United States Senator
I.D. #C00263665

Dear Ms. Bumgarner:

In regard to your letter (copy enclosed) dated December 24, 1992 which we received February 22, 1993 the following is our response.

The original campaign yard signs did not have a disclaimer, however, as soon as the error was brought to the committees attention, disclaimers were attached to all signs, stating they were paid for by the Committee to Elect Demar Dahl United States Senator.

Very truly yours,

McMULLEN, McPHEE & COMPANY

Theodore N. McPhee

Theodore N. McPhee
Treasurer
Committee to Elect Demar Dahl
United States Senator

TNM/jh
enclosure

9304099329 89

429 COURT STREET SUITE 2 • ELKO, NV 89801 • (702) 738-7157 • FAX (702) 753-9875

ELKO, NEVADA ELY, NEVADA WINNEMUCCA, NEVADA TWIN FALLS, IDAHO

MUR # 3727

ADDITIONAL DOCUMENTS WILL BE ADDED TO THIS FILE AS THEY BECOME AVAILABLE. PLEASE CHECK FOR ADDITIONAL MICROFILM LOCATIONS.

93040993290

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

THIS IS THE End of MUR# 3727

DATE FILMED 10/29/93 CAMERA NO. 2

CAMERAMAN Mc

9304099329 1

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

✓ Microfilm

____ Public Rcds

____ Press

THE FOLLOWING DOCUMENTATION IS ADDED TO

THE PUBLIC RECORD IN CLOSED MUR 3727.

12/10/93

93043543675

THE READER IS REFERRED TO ADDITIONAL MICROFILM LOCATIONS

FOR THE FOLLOWING DOCUMENTS PERTINENT TO THIS CASE

1. Memo, General Counsel to the Commission, dated September 22, 1992, Subject: Priority System Report. See Reel 354, pages 1590-94.

2. Memo, General Counsel to the Commission, dated April 14, 1993, Subject: Enforcement Priority System. See Reel 354, pages 1595-1620.

3. Certification of Commission vote, dated April 28, 1993. See Reel 354, pages 1621-22.

4. General Counsel's Report, In the Matter of Enforcement Priority, dated December 3, 1993. See Reel 354, pages 1623-1740.

5. Certification of Commission vote, dated December 9, 1993. See Reel 354, pages 1741-1746.

2304354367 6

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

DEC 10 1993

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Peter J. Sferrazza, Esquire
4790 Caughlin Parkway
Suite 174
Reno, NV 89509

RE: MUR 3727

Dear Mr. Sferrazza:

On December 22, 1992, the Federal Election Commission received your complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended ("the Act").

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against the Committee to Elect Demar Dahl to the United States Senate and Theodore N. McPhee, as treasurer, the Nevada Republican Party and Brian McKay, as State Chairman, and Vucanovich for Congress and Brian S. Wallace, as treasurer. See attached narrative. Accordingly, the Commission closed its file in this matter. This matter will become part of the public record within 30 days.

The Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Sincerely,

Mary Ann Bumgarner

Mary Ann Bumgarner

Attachment
Narrative

Date the Commission voted to close the file: DEC 8 1993

23043543677

MUR 3727
Committee to Elect Demar Dahl

This matter was generated by a complaint filed by Peter Sferrazza. Complainant alleges that the Demar Dahl Committee produced and distributed yard signs without the appropriate disclaimers. The amount of distribution is unknown. Respondents concede the violation but state that as soon as the error was brought to the Committee's attention, the appropriate disclaimers were attached to all signs. Complainant also alleges that the Vucanovich for Congress Committee ran radio and tv commercials alleging that Mr. Sferrazza was under investigation for violations of campaign laws. Also, complainant alleges that the Vucanovich Committee distributed campaign material without the appropriate disclaimer. The amount of distribution is unknown. According to the Vucanovich Committee, while the radio and tv commercials stated that Mr. Sferrazza was under investigation, the commercials did not reveal any substance of the complaint. Also, the Vucanovich Committee states that the alleged campaign material was not campaign-related, but rather was a publication issued by Congressman Vucanovich in her official capacity as a Member of Congress.

This matter has little or no impact on the process, reflects no indication of serious intent by respondents to violate the FECA, involves no significant issue relative to the other issues pending before the Commission and involves no substantial amounts of money.

2304354367 8

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

DEC 10 1993

Brian McKay, State Chairman
Nevada Republican Party
50 West Liberty Street
Suite 1100
Reno, NV 89501

RE: MUR 3727

Dear Mr. McKay:

On December 24, 1992, the Federal Election Commission notified the Nevada Republican Party and you, as State Chairman, of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against the Nevada Republican Party and you, as State Chairman. See attached narrative. Accordingly, the Commission closed its file in this matter.

The confidentiality provisions of 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Mary Ann Bumgarner

Mary Ann Bumgarner

Attachment
Narrative

Date the Commission voted to close the file: DEC 09 1993

23043543679

MUR 3727
Committee to Elect Demar Dahl

This matter was generated by a complaint filed by Peter Sferrazza. Complainant alleges that the Demar Dahl Committee produced and distributed yard signs without the appropriate disclaimers. The amount of distribution is unknown. Respondents concede the violation but state that as soon as the error was brought to the Committee's attention, the appropriate disclaimers were attached to all signs. Complainant also alleges that the Vucanovich for Congress Committee ran radio and tv commercials alleging that Mr. Sferrazza was under investigation for violations of campaign laws. Also, complainant alleges that the Vucanovich Committee distributed campaign material without the appropriate disclaimer. The amount of distribution is unknown. According to the Vucanovich Committee, while the radio and tv commercials stated that Mr. Sferrazza was under investigation, the commercials did not reveal any substance of the complaint. Also, the Vucanovich Committee states that the alleged campaign material was not campaign-related, but rather was a publication issued by Congressman Vucanovich in her official capacity as a Member of Congress.

This matter has little or no impact on the process, reflects no indication of serious intent by respondents to violate the FECA, involves no significant issue relative to the other issues pending before the Commission and involves no substantial amounts of money.

23043543680

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

DEC 10 1993

Brian S. Wallace, Treasurer
Vucanovich for Congress
P.O. Box 21435
Reno, NV 89515

RE: MUR 3727

Dear Mr. Wallace:

On December 24, 1992, the Federal Election Commission notified Vucanovich for Congress and you, as treasurer, of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against Vucanovich for Congress and you, as treasurer. See attached narrative. Accordingly, the Commission closed its file in this matter.

The confidentiality provisions of 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Mary Ann Bumgarner

Mary Ann Bumgarner

Attachment
Narrative

Date the Commission voted to close the file: DEC 08 1993

93043543681

MUR 3727
Committee to Elect Demar Dahl

This matter was generated by a complaint filed by Peter Sferrazza. Complainant alleges that the Demar Dahl Committee produced and distributed yard signs without the appropriate disclaimers. The amount of distribution is unknown. Respondents concede the violation but state that as soon as the error was brought to the Committee's attention, the appropriate disclaimers were attached to all signs. Complainant also alleges that the Vucanovich for Congress Committee ran radio and tv commercials alleging that Mr. Sferrazza was under investigation for violations of campaign laws. Also, complainant alleges that the Vucanovich Committee distributed campaign material without the appropriate disclaimer. The amount of distribution is unknown. According to the Vucanovich Committee, while the radio and tv commercials stated that Mr. Sferrazza was under investigation, the commercials did not reveal any substance of the complaint. Also, the Vucanovich Committee states that the alleged campaign material was not campaign-related, but rather was a publication issued by Congressman Vucanovich in her official capacity as a Member of Congress.

This matter has little or no impact on the process, reflects no indication of serious intent by respondents to violate the FECA, involves no significant issue relative to the other issues pending before the Commission and involves no substantial amounts of money.

2304354368 2

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

DEC 10 1992

Theodore N. McPhee, Treasurer
Committee to Elect Demar Dahl to
the United States Senate
P.O. Box 1992
Elko, NV 89801

RE: MUR 3727

Dear Mr. McPhee:

On December 24, 1992, the Federal Election Commission notified the Committee to Elect Demar Dahl to the United States Senate and you, as treasurer, of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against the Committee to Elect Demar Dahl to the United States Senate and you, as treasurer. See attached narrative. Accordingly, the Commission closed its file in this matter.

The confidentiality provisions of 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Mary Ann Bumgarner

Mary Ann Bumgarner

Attachment
Narrative

Date the Commission voted to close the file: DEC 09 1992

23043543683

MUR 3727
Committee to Elect Demar Dahl

This matter was generated by a complaint filed by Peter Sferrazza. Complainant alleges that the Demar Dahl Committee produced and distributed yard signs without the appropriate disclaimers. The amount of distribution is unknown. Respondents concede the violation but state that as soon as the error was brought to the Committee's attention, the appropriate disclaimers were attached to all signs. Complainant also alleges that the Vucanovich for Congress Committee ran radio and tv commercials alleging that Mr. Sferrazza was under investigation for violations of campaign laws. Also, complainant alleges that the Vucanovich Committee distributed campaign material without the appropriate disclaimer. The amount of distribution is unknown. According to the Vucanovich Committee, while the radio and tv commercials stated that Mr. Sferrazza was under investigation, the commercials did not reveal any substance of the complaint. Also, the Vucanovich Committee states that the alleged campaign material was not campaign-related, but rather was a publication issued by Congressman Vucanovich in her official capacity as a Member of Congress.

This matter has little or no impact on the process, reflects no indication of serious intent by respondents to violate the FECA, involves no significant issue relative to the other issues pending before the Commission and involves no substantial amounts of money.

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